

NEW ZEALAND CUSTOMS SERVICE

CUSTOMS AND EXCISE ACT 1996

CUSTOMS (CERTIFICATES OF CLEARANCE) RULES 2004

Pursuant to section 288(1)(c) and (12) of the Customs and Excise Act 1996 the Chief Executive hereby makes the rules prescribing the forms of certificates of clearance for craft and revokes the Customs (Certificate of Clearance) Rules 1996 and amendments made thereto.

1 Title and Application

- (1) These rules are the Customs (Certificates of Clearance) Rules 2004.
- (2) These rules shall apply for the purpose of prescribing the forms of the certificates of clearance in respect of every departing craft that has, as its destination, a point outside New Zealand.
- (3) These rules revoke the Customs (Certificate of Clearance) Rules 1996 and amendments made thereto.

2 Commencement

These rules come into force on 1 December 2004.

3 Interpretation

- (1) In these rules, unless the context otherwise requires –

"The Act" means the Customs and Excise Act.

"Comptroller" means the Comptroller of Customs who is the Chief Executive of the New Zealand Customs Service.

"Prescribed form" of "form" means a form (including, if any, an electronic message format) prescribed by the Comptroller and set out in the Schedule to these rules; and a reference to a numbered form is a reference to the form so prescribed and numbered.

"The regulations" means the Customs and Excise Regulations 1996.

"Small craft" means any ship or boat not used for hire or reward (for example privately owned and operated yachts and launches)

- (2) Unless otherwise defined in these rules, any terms used in these rules and which are defined in the Act shall have the meanings given to them in the Act.

4 Form of Certificates of Clearance

Every certificate of clearance issued under section 33(1) of the Act must be –

- (a) In Form C3 for ships or boats (other than small craft);
- (b) In Form C3A for aircraft;
- (c) In Form C3B for small craft.

5 Notes

Where a prescribed form contains any explanatory or other notes such notes do not form part of the prescription but are intended for the guidance of the person required to provide information for the completion of the prescribed form.

6 Revocations

The following rules are hereby revoked:

- (a) Customs (Certificate of Clearance) Rules 1996*.
- (b) Customs (Certificate of Clearance) Amendment Rules (No.1) 2002**.

(*CR 1C/1996; **CR 1C/2002)

7 Status of Rules

These rules are deemed to be regulations for the purposes of the Regulations (Disallowance) Act 1989.

SCHEDULE

Rule 4(a)

Form C3

Form C3



**CERTIFICATE OF CLEARANCE
(SHIPS AND BOATS OTHER THAN SMALL CRAFT)**

Te Mana Arai o Aotearoa

PART A: DEPARTURE DETAILS			
Name of ship		Port of departure	
Date of departure	Time of departure	Port of destination	
Name of person in charge		Name and address of ship's agent in New Zealand	
IMO number			
Gross register tonnes			
Segregated ballast tanks total tonnage (Tankers only)			
LIST PORTS VISITED WHILE IN NEW ZEALAND ON THIS VOYAGE (Please record on a separate sheet and attach if additional space is required.)			
New Zealand ports visited	Date of arrival	Date of departure	
1.			
2.			
3.			
4.			
5.			
LIST OVERSEAS PORTS EN ROUTE TO PORT OF DESTINATION (Please record on a separate sheet and attach if additional space is required.)			
1.			
2.			
3.			
Total number of crew on departure	Total number of crew embarked in New Zealand	Total number of passengers on departure	Total number of passengers embarked in New Zealand
<p>This is to certify that being the person in charge of the above named craft has complied with the provisions of Section 34 of the Customs and Excise Act 1996, and is hereby granted this Certificate of Clearance from New Zealand.</p>			
<p>..... Signature of Customs officer</p>		<p>Stamp</p>	

NOTES

1. You are required to depart immediately for your next overseas port as specified in this certificate. You are not to go to any other place in New Zealand. Every person who commits an offence against this requirement is liable on conviction to imprisonment for a term not exceeding 12 months or to a fine not exceeding \$15,000.
2. In an emergency you must contact the New Zealand Customs Service on Freephone: 0800 654279 or via a coast radio station on VHF ch16, 2182khz, 4125khz, 6215khz, or 8291khz.



CERTIFICATE OF CLEARANCE (AIRCRAFT)

Te Mana Arai o Aotearoa

Customs Place at , New Zealand

This is to certify that

(Full name of Person in Charge of aircraft)

being the Person in Charge of

(Full name of aircraft)

about to depart for

(Destination outside New Zealand)

This is to certify that
being the person in charge of the above named aircraft has complied with the provisions of
Section 34 of the Customs and Excise Act 1996, and is hereby granted this Certificate of
Clearance from New Zealand.

.....

Signature of Customs officer

Stamp

NOTES

You are required to depart immediately for your next overseas port as specified in this certificate. You are not to go to any other place in New Zealand. Every person who commits an offence against the above is liable on conviction to imprisonment for a term not exceeding 12 months or to a fine not exceeding \$15,000.



CERTIFICATE OF CLEARANCE (SMALL CRAFT)

Te Mana Arai o Aotearoa

PART A: REGISTRATION DETAILS			
Name of small craft		Registration number	Date of registration
Country of registration		Port of destination	
Sail number		Home port	
Name of person in charge		Total number of persons on board	
PART B: DEPARTURE DETAILS			
Port of departure		Date of departure	Time of departure
Next overseas port		Intended date of return to New Zealand	Intended port of return
Intended itinerary	1.	2.	
	3.	4.	
<p>This is to certify that being the person in charge of the above named craft has complied with the provisions of Section 34 of the Customs and Excise Act 1996, and is hereby granted this Certificate of Clearance from New Zealand.</p> <p style="text-align: center;">.....</p> <p style="display: flex; justify-content: space-between;"> Signature of Customs officer Stamp </p>			

NOTES

1. You are required to depart immediately for your next overseas port as specified in this certificate. You are not to go to any other place in New Zealand. Every person who commits an offence against this requirement is liable on conviction to imprisonment for a term not exceeding 12 months or to a fine not exceeding \$15,000.
2. In an emergency you must contact the New Zealand Customs Service on Freephone: 0800 654279 or via a coast radio station on VHF ch16, 2182khz, 4125khz, 6215khz, or 8291khz.

Dated at Wellington this 25th day of October 2004.



Martyn Dunne
Comptroller of Customs.

Notice under section 288(7) of the Act.

Copies of these rules are available for inspection on the Customs Service website (www.customs.govt.nz) or at any of the following Customs offices:

- | | | |
|--------------|---|---------------------------------------------------------|
| Auckland | – | The Customhouse
50 Anzac Avenue, Auckland City |
| Christchurch | – | The Customhouse
6 Orchard Road, Christchurch Airport |
| Dunedin | – | The Customhouse
32 Portsmouth Drive |
| Wellington | – | The Customhouse
17-21 Whitmore Street |

Copies of these rules may be purchased from: Publications, New Zealand Customs Service, Private Bag 1928, Dunedin.
