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of Australia**

Gazette

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TARIFF CONCESSIONS

CONTENTS

TCO Applications	2
Intention to Revoke TCOs Unused for over 2 years	7
AAT Review of TCO Applications Notification	8
By-Laws Made	9
Cheese Quota Transfers	10

The Australian Customs and Border Protection Service (Customs and Border Protection) publishes the Commonwealth of Australia Tariff Concessions Gazette (the Tariff Concessions Gazette) free of charge on the Customs internet site at: <http://www.customs.gov.au>
Please select “media, publications and forms”, then “tariff concessions gazette”.
The gazettes are listed in date order and may be selected from the list of Adobe (PDF) files.

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CUSTOMS ACT 1901 - NOTICE PURSUANT TO SECTION 269K(1) - APPLICATIONS MADE FOR TARIFF CONCESSION ORDERS

Applications have been lodged for Tariff Concession Orders for the goods described in the following TABLE.

Australian manufacturers who wish to contest the granting of a Tariff Concession Order for the goods described are invited to lodge a submission in writing in an approved form. Submissions must be lodged within 50 days of the date of publication of this Notice.

The operative date (Op.) and TC reference number follow the description of goods.

To assist local manufacturers, the use(s) to which the goods can be put follow the description of goods.

Submission forms are available from Custom Houses throughout Australia or on the Customs web site www.customs.gov.au.

For guidance on the required description style, phone 02 6275 6404, fax 02 6275 6376 or email tarcon@customs.gov.au.

THE TABLE

Description of Goods including the Customs Tariff Classification	Schedule 4 Item Number General Rate
3406.00.00 CANDLES, flame colour changing Op. 01.04.11 Stated Use: For celebration purposes Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	- TC 1111092 5%
3921.19.00 SHEETS, FOAM, polyethylene terephthalate (PET), rigid planar form Op. 31.03.11 Stated Use: Sandwich core material for transport, wind energy and industrial/construction applications Applicant: DIAB AUSTRALIA PTY LTD	- TC 1110927 5%
3924.10.00 SETS, KITCHENWARE, consisting of NOT less than 3 tongs, having BOTH of the following: (a) steel handles; (b) plastic serving heads Op. 01.04.11 Stated Use: A cooking utensil for food preparation Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	- TC 1111090 5%
3924.10.00 TABLEWARE AND/OR KITCHENWARE, being plastic avocado storers, incorporating a rubber strap Op. 01.04.11 Stated Use: To keep avocados fresh Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	- TC 1111091 5%

Description of Goods including the Customs Tariff Classification		Schedule 4 Item Number General Rate
3924.10.00	SETS, KITCHENWARE, consisting of NOT less than 4 measuring cups Op. 01.04.11 Stated Use: For measuring foodstuff in food preparation Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	50 - TC 1111093 5%
4411.92.00	FIBREBOARD, having a density NOT less 0.94 g/cm ³ and NOT greater than 1.10 g/cm ³ Op. 30.03.11 Stated Use: For building and construction purposes such as flooring, signage, kitchen panels, wardrobe back panels, vanity back panels and drawer bottom panels Applicant: GUNNERSEN PTY LTD	50 - TC 1110861 5%
5601.10.90	PADS, NURSING, disposable Op. 01.04.11 Stated Use: To assist mothers in breast feeding Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	50 - TC 1111098 5%
5603.13.00	FABRIC, ELASTIC STRIP LAMINATE, including BOTH of the following: (a) non woven polypropylene; (b) polyolefin elastic film Op. 25.03.11 Stated Use: Elastic back ear laminate for baby diapers Applicant: ONTEX NV	50 - TC 1110460 5%
6307.90.40	ORGANIZERS, hanging, incorporating pockets, non-woven textile Op. 01.04.11 Stated Use: For holding shoes in pouches Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	50 - TC 1111095 5%
6815.99.00	END CAPS, REFRACTORY LANCE, BLAST FURNACE Op. 29.03.11 Stated Use: The introduction of oxygen into molten iron in the steel making process Applicant: BLUESCOPE STEEL (AIS) PTY LTD	50 - TC 1110718 5%
6912.00.00	SETS, KITCHENWARE, consisting of ALL of the following: (a) ceramic pizza stone; (b) serving rack; (c) pizza cutter Op. 01.04.11 Stated Use: For cooking and serving pizza Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD	50 - TC 1111089 5%

7306.11.00	<p>LINE PIPE, welded stainless steel, complying with American Society for Testing and Materials ASTM Designation A312/A312M - 09 OR ASTM Designation A928/A928M - 09a, having BOTH of the following:</p> <p style="margin-left: 20px;">(a) OD LESS than 105 mm; (b) WT LESS than 4.5 mm</p> <p>Op. 01.04.11</p> <p>Stated Use: To convey corrosive fluids</p> <p>Applicant: STAINLESS PIPE AND FITTINGS AUSTRALIA PTY LTD</p>	<p>50</p> <p>- TC 1111136</p> <p>5%</p>
7318.15.00	<p>BOLTS AND SCREWS, with OR without nuts, stainless steel, complying with American Society for Testing and Materials Standard Designation ASTM A193/A194 - Table 2 Identification Symbol F53 OR F55 AND Unified Numbering System UNS Designation S32750 AND S32760</p> <p>Op. 01.04.11</p> <p>Stated Use: For securing tube and pipe fittings</p> <p>Applicant: STAINLESS PIPE AND FITTINGS AUSTRALIA PTY LTD</p>	<p>50</p> <p>- TC 1111135</p> <p>5%</p>
8205.70.00	<p>GUTTER CLAMPS, LADDER, having adjustable locking jaw</p> <p>Op. 05.04.11</p> <p>Stated Use: Securing ladders to guttering</p> <p>Applicant: CHARLTON INNOVATION PTY LTD</p>	<p>50</p> <p>- TC 1111524</p> <p>5%</p>
8215.20.00	<p>SETS, BARBECUE, including NOT less than ANY two of the following:</p> <p style="margin-left: 20px;">(a) tongs; (b) multipurpose utensil; (c) scraper; (d) brush</p> <p>Op. 01.04.11</p> <p>Stated Use: For the preparation and cooking of food</p> <p>Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD</p>	<p>50</p> <p>- TC 1111094</p> <p>5%</p>
8413.50.90	<p>PUMPS, GREASE, rotary hydraulic drive, positive displacement, double acting</p> <p>Op. 28.03.11</p> <p>Stated Use: Pumps and dispenses grease and lubricant utilising the hydraulic power in excavators and earthmovers</p> <p>Applicant: HITACHI CONSTRUCTION MACHINERY (AUSTRALIA) PTY LTD</p>	<p>50</p> <p>- TC 1110478</p> <p>5%</p>
8415.10.00	<p>AIR CONDITIONERS, reverse cycle, split system, variable refrigerant flow, with OR without controllers, having ALL of the following:</p> <p style="margin-left: 20px;">(a) indoor AND outdoor units; (b) cooling capacity exceeding 1 690 watts; (c) airflow exceeding 79 litres per second; (d) heating capacity exceeding 1 890 watts</p> <p>Op. 23.03.11</p> <p>Stated Use: Provision of heating and cooling</p> <p>Applicant: MITSUBISHI ELECTRIC AUSTRALIA PTY LTD</p>	<p>50</p> <p>- TC 1110003</p> <p>5%</p>

8415.81.00	<p>AIR CONDITIONERS, reverse cycle, split system, variable refrigerant flow, with OR without controllers, having ALL of the following:</p> <p>(a) indoor AND outdoor units;</p> <p>(b) cooling capacity exceeding 1 690 watts;</p> <p>(c) airflow exceeding 79 litres per second;</p> <p>(d) heating capacity exceeding 1 890 watts</p> <p>Op. 23.03.11</p> <p>Stated Use: Provision of heating and cooling</p> <p>Applicant: MITSUBISHI ELECTRIC AUSTRALIA PTY LTD</p>	50	- TC 1110020
8415.82.00	<p>COOLING MACHINES, COMPUTER SERVER, DATA CENTRE, being air OR water cooled, having ALL of the following:</p> <p>(a) scroll compressor;</p> <p>(b) refrigerant circuit;</p> <p>(c) infrared humidifier</p> <p>Op. 05.04.11</p> <p>Stated Use: To provide cooling for computer servers in data centres</p> <p>Applicant: EMERSON NETWORK POWER AUSTRALIA PTY LTD</p>	50	- TC 1111412
8417.90.00	<p>PARTS, LADLE COVER, STEEL LADLE INJECTION STATION, being torispherical snorkel domes AND/OR domed rings of chrome molybdenum (CrMo) steel</p> <p>Op. 29.03.11</p> <p>Stated Use: Part of a snorkel dome for a steel ladle injection station</p> <p>Applicant: BLUESCOPE STEEL (AIS) PTY LTD</p>	50	- TC 1110717
8419.89.90	<p>REACTORS, NITRIC ACID</p> <p>Op. 01.04.11</p> <p>Stated Use: The production of nitric acid</p> <p>Applicant: QUEENSLAND NITRATES PTY LTD</p>	50	- TC 1111086
8419.89.90	<p>DRUMS, STEAM, NITRIC ACID PLANT, having de-superheater</p> <p>Op. 01.04.11</p> <p>Stated Use: The production of nitric acid</p> <p>Applicant: QUEENSLAND NITRATES PTY LTD</p>	50	- TC 1111087

Description of Goods including the Customs Tariff Classification	Schedule 4 Item Number General Rate
<p>8479.89.90 ROOF AND WALL PANEL MANUFACTURING LINE, multi material, continuous cycle, programmable logic controlled, including ALL of the following:</p> <ul style="list-style-type: none"> (a) steel sheet decoiler; (b) crimping AND/OR forming machine; (c) spray foam applicator; (d) panel forming machine; (e) section cutting machine <p>Op. 28.03.11</p> <p>Stated Use: Manufacture of polyurethane foamed sandwich panel roof and wall panels</p> <p>Applicant: AUSTRALIAN PORTABLE CAMPS SERVICES PTY LTD</p>	<p>50</p> <p>- TC 1110594</p> <p>5%</p>
<p>8479.89.90 ADHESIVE FILM LAMINATORS, SHEET METAL</p> <p>Op. 04.04.11</p> <p>Stated Use: For applying adhesive film to sheet metal</p> <p>Applicant: WIZARD POWER PTY LTD</p>	<p>50</p> <p>- TC 1111259</p> <p>5%</p>
<p>8517.69.10 TRANSMITTERS AND RECEIVERS, MICROPHONE, having a UHF (Ultra High Frequency) band width NOT less than 500 MHz and NOT greater than 863 MHz, with OR without microphones</p> <p>Op. 30.03.11</p> <p>Stated Use: For the reception and transmission of sounds from external wireless sources</p> <p>Applicant: ALTRONICS</p>	<p>50</p> <p>- TC 1111415</p> <p>5%</p>
<p>8536.50.93 SWITCHES, being ANY of the following:</p> <ul style="list-style-type: none"> (a) rotary, NOT less than 5 V and NOT greater than 25 V; (b) ignition, 2 OR 3 OR 4 position; (c) rocker, illuminated OR non-illuminated, having BOTH of the following: <ul style="list-style-type: none"> (i) NOT less than 10 V and NOT greater than 28 V; (ii) NOT less than 5 A and NOT greater than 35 A, (d) push button, having BOTH of the following: <ul style="list-style-type: none"> (i) NOT less than 5.5 V and NOT greater than 36.5 V; (ii) NOT less than 4.5 A and NOT greater than 50 A, (e) toggle, having BOTH of the following: <ul style="list-style-type: none"> (i) NOT less than 10 V and NOT greater than 28 V; (ii) NOT less than 0.5 A and NOT greater than 25.5 A, (f) rotary, push AND/OR pull, NOT less than 5 V and NOT greater than 25 V <p>Op. 31.03.11</p> <p>Stated Use: In cranes, forklifts, commercial and mining vehicles</p> <p>Applicant: BRITAX AUTOMOTIVE EQUIPMENT PTY LTD</p>	<p>50</p> <p>- TC 1111085</p> <p>5%</p>
<p>9404.30.00 SETS, SLEEPING BAG, comprising BOTH of the following:</p> <ul style="list-style-type: none"> (a) sleeping bag; (b) pillow <p>Op. 22.03.11</p> <p>Stated Use: Used for travelling and camping</p> <p>Applicant: TARGET AUSTRALIA PTY LTD</p>	<p>50</p> <p>- TC 1109850</p> <p>5%</p>

9503.00.99	CUT OUTS, paper AND/OR paperboard, representing people Op. 01.04.11	- TC 1111096	50
	Stated Use: For colouring in purposes by children		
	Applicant: MCPHERSON'S CONSUMER PRODUCTS PTY LTD		5%

TARIFF CONCESSION ORDERS NOT USED IN THE PREVIOUS TWO YEARS

The Tariff Concession Orders listed in THE TABLE below have not been used for at least 2 years and have been revoked under Section 269SD(1A). In transit provisions apply.

THE TABLE

Concession Number	Tariff Classification	Schedule 4 Item Number
0109630	9405.20.00 LAMPS, TABLE, comprising ALL of the following: (a) two internally revolving decorated cylinders; (b) 12 V transformer; (c) electric motor Op. 22.10.01	50 18.04.11
	Dec. date 04.01.02	- TC 0109630
	Revoked: 2 years non-use. In transit provisions apply.	

NOTICE OF APPLICATIONS FOR REVIEW OF DECISIONS MADE UNDER PROVISIONS OF ADMINISTRATIVE APPEALS TRIBUNAL ACT 1975

Applications have been lodged with the Administrative Appeals Tribunal under section 29 of the Administrative Appeals Tribunal Act 1975 for a review of the decision of the Australian Customs Service in respect of the Tariff Concession Orders for the goods described in the following TABLE.

The operative date (Op.) and TC reference number follow the description of goods.

The decision to be reviewed by the Administrative Appeals Tribunal is as nominated following the description of goods.

Subject to the Administrative Appeals Tribunal Act 1975, any person whose interests are affected by the decision under review may apply in writing to the Tribunal to be made a party to the proceedings. Interested persons who do become a party to these proceedings may be able to present evidence and make submissions to the Tribunal and the matter could not be settled by consent without their agreement. The Administrative Appeals Tribunal reference number and location appear against the Tariff Concession.

THE TABLE

Description of Goods including the Customs Tariff Classification		Schedule 4 Item Number Revocation Date	
7326.90.90	PALLETS, plastic, roto-moulded, having ALL of the following: (a) internal steel frames; (b) profiled top and bottom decks; (c) interlocking ribs Op. 03.06.10 ACBPS Decision: REFUSE	50 - TC 1024957	
Applicant	SILVERLOCK OPERATIONS PTY LTD	AAT Ref V20111046	AAT Location MELBOURNE
Under ss.269SHA(3), a person affected by the decision of the ACBPS in respect of this TCO may apply (under ss.30(1A) of the Administrative Appeals Tribunal Act 1975) to become a party joined to the proceedings within 60 days of publication of this notice or within such further period as the tribunal allows.			
9402.90.00	BINS, WASTE, SYRINGE AND/OR SURGICAL INSTRUMENT, reusable Op. 22.07.10 ACBPS Decision: REVOKED	50 - TC 1033690	22.10.10
Applicant	DANIELS INTERNATIONAL PTY LTD	AAT Ref V20111066	AAT Location MELBOURNE
Under ss.269SHA(3), a person affected by the decision of the ACBPS in respect of this TCO may apply (under ss.30(1A) of the Administrative Appeals Tribunal Act 1975) to become a party joined to the proceedings within 60 days of publication of this notice or within such further period as the tribunal allows.			

CUSTOMS ACT 1901
CUSTOMS TARIFF ACT 1995
PART II OF SCHEDULE 4
BY-LAW No. 1104437

I, Anthony Nicholas Seebach, delegate of the Chief Executive Officer for the purposes of section 271 of the *Customs Act 1901*, hereby make the by-law set out in the Schedule below.

THE SCHEDULE

BY-LAW No. 1104437

Item 23A
Part II of Schedule 4

1. This by-law may be cited as Customs By-law No. 1104437.
2. Subject to the conditions below, item 23A in Part II of Schedule 4 to the *Customs Tariff Act 1995* applies to goods donated by a person, company or organisation domiciled or established outside Australia to an organisation established in Australia for the purposes of performing work of a philanthropic nature and the donation was for disaster relief.
3. In paragraph 2, “disaster” means an event or circumstance declared a disaster by, or with the approval of, a Minister of the Commonwealth or a State or Territory under the law of the Commonwealth or a State or Territory.
4. Paragraph 2 does not apply where any person, company or organisation intends to sell, trade, exchange, hire out or use the goods for any commercial activities in Australia.
5. For the purposes of this by-law, the “*Customs Tariff Act 1995*” means the *Customs Tariff Act 1995*, as amended or proposed to be altered.
6. This by-law shall be deemed to have taken effect on and from 1 January 2011.

Dated this 12th day of April 2011.

(signed)
Anthony Nicholas Seebach
Delegate of the
Chief Executive Officer

AUSTRALIAN CUSTOMS AND BORDER PROTECTION SERVICE**TARIFF QUOTAS - QUOTA TRANSACTIONS PROCESSED IN THE PERIOD 19 Apr 2011 to 27 Apr 2011.**

GENERAL INFORMATION

This Gazette contains details of quota transactions processed in the period 19 Apr 2011 to 27 Apr 2011 inclusive.

Part 1 contains a Table specifying quota category details.

Part 2, Section A, lists quota holders who received quota allocations via transfer transactions.

Part 2, Section B, lists all adjustments to previous allocations which have been caused by transfer transactions.

NB.- In Section B, transactions represent changes to individual tariff quotas and do not necessarily represent the entire holdings in that category for the quota holder.

- The "AS WAS" and "AS IS" columns indicate the quota levels for that particular tariff quota only at the time of that transaction.
- The amount of the transaction can be deduced by subtracting the "AS WAS" column from the "AS IS" column.

Inquiries concerning any information published within this Gazette should be directed to the Trade Branch, Australian Customs and Border Protection Service, Customs House, 5 Constitution Avenue, Canberra City, ACT, 2601.

PART 1**NOTICE OF MAKING A DETERMINATION UNDER PART XVI OF THE CUSTOMS ACT 1901**

In pursuance of Section 273B of the Customs Act 1901, notice is hereby given that a Determination specified in Section A of Part 2 was made in relation to Item 62 in Part III of Schedule 4 to the Customs Tariff Act 1995 and subject to any conditions set out hereunder, that Determination applies to goods that are:

- (1) specified in the Table hereunder;
- (2) classified under a subheading of Schedule 3 to the Customs Tariff Act 1995, specified in Item 62 in Part III of Schedule 4 to the Customs Tariff Act 1995;
- (3) entered for home consumption not earlier than the start date, and not later than the finish date, by the person specified in that Determination, as shown in Part 2; and
- (4) in total, not in excess of such quantity as is specified in that Determination, as shown in Part 2.

In pursuance of Section 273B of the Customs Act 1901, notice is hereby given that a Determination specified in Section B of Part 2 amended a previous Determination by deleting the figures in the column headed QUANTITY AS WAS" and inserting the figures in the column headed "QUANTITY AS IS".

THE TABLE

CATEGORY CODE	UNIT QUANTITY	QUOTA ITEM NUMBER	QUOTA DESCRIPTION
311	Kilograms	61A	Cheese & Curd

PART 2**SECTION A - QUOTA ALLOCATIONS**

CAT CODE	QUOTA HOLDERS LEGAL NAME	POST CODE	QUANTITY (KG)	DETERMINATION NUMBER
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PART 2**SECTION B - AMENDED ALLOCATIONS**

CAT CODE	QUOTA HOLDERS LEGAL NAME	POST CODE	QUANTITY (KG) AS WAS	QUANTITY (KG) AS IS	DETERMINATION NUMBER
311	EUROPEAN FOODS WHOLESALERS PTY LTD	6865	147,740.00	124,740.00	000466
311	A.Q.M.S. PTY. LTD.	3078	0.00	23,000.00	000466
311	GAGANIS BROS. IMPORTED FOOD WHOLESALERS PTY. LTD.	5007	138,045.00	94,566.00	000467
311	F. MAYER (IMPORTS) PTY LTD	1460	1,106,618.00	1,150,097.00	000467
311	A.Q.M.S. PTY. LTD.	3078	23,000.00	4,490.00	000468
311	F. MAYER (IMPORTS) PTY LTD	1460	1,150,097.00	1,168,607.00	000468