

**Reprint
as at 1 October 2018**



Customs and Excise Amendment Act 2008

Public Act 2008 No 50
Date of assent 28 July 2008
Commencement see section 2

Customs and Excise Amendment Act 2008: repealed, on 1 October 2018, pursuant to section 442 of the Customs and Excise Act 2018 (2018 No 4).

Contents

	Page
1 Title	2
2 Commencement	2
3 Principal Act amended	2
4 Purpose	2
5 New sections 64A to 64C inserted	2
64A New Zealand certificates of origin for goods for export to China	2
64B Bodies authorised to issue New Zealand certificates of origin	2
64C Regulations relating to New Zealand certificates of origin and certification bodies	3
6 Keeping of business records	3

The Parliament of New Zealand enacts as follows:

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This Act is administered by the New Zealand Customs Service.

1 Title

This Act is the Customs and Excise Amendment Act 2008.

2 Commencement

This Act comes into force on the day after the date on which it receives the Royal assent.

3 Principal Act amended

This Act amends the Customs and Excise Act 1996.

4 Purpose

This Act amends the principal Act to provide for a system of issuing New Zealand certificates of origin in relation to goods being exported to China under the Free Trade Agreement between the Government of New Zealand and the Government of the People's Republic of China done at Beijing on 7 April 2008.

5 New sections 64A to 64C inserted

The following sections are inserted after section 64:

64A New Zealand certificates of origin for goods for export to China

- (1) A body authorised by the chief executive under section 64B (a **certification body**) may issue a New Zealand certificate of origin in respect of goods for export to China.
- (2) A New Zealand certificate of origin, in respect of goods for export to China, is a document issued by a certification body that—
 - (a) identifies the goods to which it relates; and
 - (b) certifies that those goods originate in New Zealand.
- (3) Goods originate in New Zealand if, for the purposes of the China FTA, the goods satisfy the requirements of the rules of origin prescribed for the China FTA.
- (4) For the purposes of this section, **China FTA** means the Free Trade Agreement between the Government of New Zealand and the Government of the People's Republic of China done at Beijing on 7 April 2008.

64B Bodies authorised to issue New Zealand certificates of origin

- (1) The chief executive may designate a body as a certification body if the chief executive is satisfied that the body meets the prescribed criteria (if any).
- (2) A designation may be subject to any prescribed terms and conditions and any additional terms and conditions the chief executive thinks fit.

64C Regulations relating to New Zealand certificates of origin and certification bodies

Without limiting the power to make regulations conferred by section 286, the Governor-General may make regulations for any of the following purposes:

- (a) prescribing forms for the purposes of sections 64A and 64B; and
- (b) prescribing the manner in which applications for designation as a certification body must be made; and
- (c) prescribing criteria for certification bodies; and
- (d) prescribing terms and conditions subject to which designations as a certification body may be made; and
- (e) prescribing fees.

6 Keeping of business records

Section 95(1) is amended by omitting “and exporter” and substituting “exporter, and body authorised to issue a New Zealand certificate of origin under section 64B”.

Reprints notes

1 *General*

This is a reprint of the Customs and Excise Amendment Act 2008 that incorporates all the amendments to that Act as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Customs and Excise Act 2018 (2018 No 4): section 442