

**Reprint
as at 1 October 2018**



Customs and Excise (AANZFTA) Amendment Act 2009

Public Act 2009 No 21
Date of assent 22 July 2009
Commencement see section 2

Customs and Excise (AANZFTA) Amendment Act 2009: repealed, on 1 October 2018, pursuant to section 442 of the Customs and Excise Act 2018 (2018 No 4).

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Customs and Excise (AANZFTA) Amendment Act 2009.

2 Commencement

This Act comes into force on a date appointed by the Governor-General by Order in Council.

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.

Section 2: Customs and Excise (AANZFTA) Amendment Act 2009 brought into force, on 1 January 2010, by the Customs and Excise (AANZFTA) Amendment Act 2009 Commencement Order 2009 (SR 2009/348).

3 Principal Act amended

This Act amends the Customs and Excise Act 1996.

4 Purpose of Act

The purpose of this Act is to amend the principal Act to provide for a system of issuing New Zealand certificates of origin in relation to goods being exported to countries that are parties to the Agreement Establishing the ASEAN–Australia–New Zealand Free Trade Area done at Cha-am, Phetchaburi, Thailand on 27 February 2009.

5 New Zealand certificates of origin for goods for export to China

- (1) The heading to section 64A is amended by omitting “China” and substituting “party to free trade agreement”.
- (2) Section 64A(1) is amended by—
 - (a) inserting “in relation to a party to a free trade agreement” after “(a certification body)”; and
 - (b) omitting “China” and substituting “that party”.
- (3) Section 64A(2) is amended by omitting “China” and substituting “a party to a free trade agreement”.
- (4) Section 64A(3) is amended by—
 - (a) omitting “China FTA” in the first place where it appears and substituting “relevant free trade agreement”; and
 - (b) omitting “the China FTA” in the second place where it appears and substituting “that agreement”.
- (5) Section 64A is amended by inserting the following subsection after subsection (3):
 - (3A) The Governor-General may, by Order in Council, declare a country that is a party to the AANZFTA to be a specified AANZFTA party for the purposes of this Act.
- (6) Section 64A is amended by repealing subsection (4) and substituting the following subsection:
 - (4) For the purposes of this section,—

AANZFTA means the Agreement Establishing the ASEAN–Australia–New Zealand Free Trade Area done at Cha-am, Phetchaburi, Thailand on 27 February 2009

ASEAN means the Association of South East Asian Nations

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

free trade agreement means—

- (a) the China FTA; or
- (b) the AANZFTA

party to a free trade agreement means,—

- (a) in relation to the China FTA, China; or
- (b) in relation to the AANZFTA, a specified AANZFTA party

specified AANZFTA party means a country that is for the time being declared by Order in Council to be a specified AANZFTA party for the purposes of this Act.

Reprints notes

1 *General*

This is a reprint of the Customs and Excise (AANZFTA) Amendment Act 2009 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

Customs and Excise (AANZFTA) Amendment Act 2009 Commencement Order 2009 (SR 2009/348)