



# **Customs and Excise (Rules of Origin—Harmonised System) Amendment Regulations 2013**

Jerry Mateparae, Governor-General

## **Order in Council**

At Wellington this 23rd day of September 2013

Present:

Hon Bill English presiding in Council

Pursuant to the Customs and Excise Act 1996, His Excellency the Governor-General makes the following regulations, acting—

- (a) on the advice and with the consent of the Executive Council; and
- (b) to the extent that these regulations, in accordance with section 65(a)(ii) of the Customs and Excise Act 1996, prescribe goods that are deemed to be the produce or manufacture of a country for the purposes of the Tariff Act 1988, on the recommendation of the Minister of Customs made after consultation with the Minister of Commerce.

## **Contents**

		Page
1	Title	2
2	Commencement	2
3	Principal regulations	2
4	Regulation 51ZZ amended (Originating goods)	2

**Customs and Excise (Rules of  
Origin—Harmonised System) Amendment  
Regulations 2013**

r 1

2013/395

5	Schedule 3 amended	3
6	Schedule 3A amended	3
7	Schedule 8 amended	3
	<b>Schedule 1</b>	3
	<b>Amendments to Schedule 3 of principal regulations</b>	
	<b>Schedule 2</b>	4
	<b>Amendments to Schedule 3A of principal regulations</b>	
	<b>Schedule 3</b>	4
	<b>Amendments to Schedule 8 of principal regulations</b>	

---

**Regulations**

**1 Title**

These regulations are the Customs and Excise (Rules of Origin—Harmonised System) Amendment Regulations 2013.

**2 Commencement**

These regulations come into force on 24 October 2013.

**3 Principal regulations**

These regulations amend the Customs and Excise Regulations 1996 (the **principal regulations**).

**4 Regulation 51ZZ amended (Originating goods)**

- (1) In regulation 51ZZ(3), replace “1 January 2012” with “24 October 2013”.
- (2) In regulation 51ZZ(4), replace “by 1 January 2012” with “by 24 October 2013”.
- (3) After regulation 51ZZ(4), insert:
- “(5) The list required by subclause (4) must also indicate those changes to the documents specified in subclause (1) that came into force on 1 January 2012 (in accordance with subclause (4) before its amendment by the Customs and Excise (Rules of Origin—Harmonised System) Amendment Regulations 2013).”

- 5 Schedule 3 amended**  
Amend Schedule 3 as set out in Schedule 1 of these regulations.
- 6 Schedule 3A amended**  
Amend Schedule 3A as set out in Schedule 2 of these regulations.
- 7 Schedule 8 amended**  
Amend Schedule 8 as set out in Schedule 3 of these regulations.

---

**Schedule 1**  
**Amendments to Schedule 3 of principal regulations**

r 5

**Tariff item 2852**

Replace Tariff item 2852 with:

<b>2852</b>	Inorganic or organic compounds of mercury, whether or not chemically defined, excluding amalgams.	Change to this heading from any other heading; or Change to any goods of heading 2852 from any other goods of heading 2852.
-------------	---	--

**Tariff item 9619**

Replace Tariff item 9619 with:

<b>9619</b>	Sanitary towels (pads) and tampons, napkins and napkin liners for babies and similar articles, of any material.	Change to heading 9619 from any other chapter.
-------------	---	--

---

**Schedule 2** r 6  
**Amendments to Schedule 3A of principal regulations**

**Tariff item 2852**

Replace Tariff item 2852 with:

<b>2852</b>	Inorganic or organic compounds of mercury, whether or not chemically defined, excluding amalgams	
285210	- chemically defined	Change to subheading 285210 from any other heading
285290	- other	Change to subheading 285290 from any other subheading

---

**Schedule 3** r 7  
**Amendments to Schedule 8 of principal regulations**

**Tariff item 0904**

In Tariff item 0904, replace Tariff item 0904.21 with:

0904.21	-fruits of the genus <i>Capsicum</i> or of the genus <i>Pimenta</i> : dried, neither crushed nor ground	RVC(40) or CTSH
---------	---	-----------------

**Tariff item 0905**

In Tariff item 0905, replace Tariff item 0905.20 with:

0905.20	-crushed or ground	RVC(40) or CC
---------	--------------------	---------------

**Tariff item 0907**

In Tariff item 0907, replace Tariff item 0907.20 with:

0907.20	-crushed or ground	RVC(40) or CC
---------	--------------------	---------------

**Tariff item 0908**

In Tariff item 0908, replace Tariff item 0908.12 with:

0908.12 -nutmeg: crushed or RVC(40) or CC  
ground

In Tariff item 0908, replace Tariff item 0908.22 with:

0908.22 -mace: crushed or RVC(40) or CC  
ground

In Tariff item 0908, replace Tariff item 0908.32 with:

0908.32 -cardamoms: crushed RVC(40) or CC  
or ground

**Tariff item 0909**

In Tariff item 0909, replace Tariff item 0909.22 with:

0909.22 -seeds of coriander: RVC(40) or CC  
crushed or ground

In Tariff item 0909, replace Tariff item 0909.32 with:

0909.32 -seeds of cumin: RVC(40) or CC  
crushed or ground

**Tariff item 0910**

In Tariff item 0910, replace Tariff item 0910.12 with:

0910.12 -ginger: crushed or RVC(40) or CC  
ground

**Tariff item 2852**

In Tariff item 2852, replace Tariff item 2852.10 with:

2852.10 -chemically defined RVC(40) or CTH

**Tariff item 2931**

Revoke Tariff items 2931.10, 2931.20, and 2931.90.

**Tariff item 8523**

In Tariff item 8523, replace Tariff item 8523.41 with:

8523.41 -optical media: RVC(40) or CTH  
unrecorded

In Tariff item 8523, replace Tariff item 8523.49 with:

8523.49 -optical media: other RVC(40) or CTSH

Rebecca Kitteridge,  
Clerk of the Executive Council.

---

### **Explanatory note**

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 24 October 2013, amend the Customs and Excise Regulations 1996 (the **principal regulations**). The effect of the amendments is to update product-specific rules of origin relating to certain parties with which New Zealand has free trade agreements.

The relevant product-specific rules of origin need updating to reflect the technical changes to the product-specific rules as agreed between New Zealand and its trading partners, taking account of the 1 January 2012 updates to the International Convention on the Harmonised Commodity Description and Coding System.

These regulations amend Schedules 3, 3A, and 8 of the principal regulations, which contain, respectively, product-specific rules of origin relating to Thailand, China, and Australia and the Association of Southeast Asian Nations (ASEAN) under the agreement establishing the ASEAN-Australia-New Zealand Free Trade Area.

These regulations also amend the product-specific rules of origin relating to Hong Kong, China, which are incorporated into the principal regulations by reference. Those rules were amended in 2012 by lists made by the chief executive of the New Zealand Customs Service in accordance with regulation 51ZZ of the principal regulations. The amendments in these regulations require the chief executive to modify those lists, and to identify which changes to the lists were made in 2012.

---

2013/395

**Customs and Excise (Rules of  
Origin—Harmonised System) Amendment  
Regulations 2013**

---

Issued under the authority of the Legislation Act 2012.  
Date of notification in *Gazette*: 26 September 2013.  
These regulations are administered by the New Zealand Customs Service.

---