

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Thursday, the 18th day of November 1982

CUSTOMS ACTS AMENDMENT BILL

Proposed Amendments

Hon. MR ALLEN, in Committee, to move the following amendments in substitution for the amendments proposed in Supplementary Order Paper No. 20:

Clause 8A: To insert on page 3, after clause 8, the following clause:

8A. Dumping duty—(1) Section 129 (14) (a) of the principal Act (as added by section 4 of the Customs Amendment Act 1981) is hereby amended by omitting from subparagraph (i) of the proviso the words “or because of any special arrangement concerning the export of the goods or the exclusive right to their sale within certain territorial limits, or because of any royalty payable on patent rights but not payable when goods are so exported”.

(2) Section 129 (14) (a) of the principal Act (as so added) is hereby further amended by adding to the proviso the following subparagraph:

“(iv) The value of such goods shall be adjusted by the Minister to take account of differences (if any) in terms and conditions of sale, taxation, or other factors which affect a comparison with the export selling price of the goods.”

Clauses 28A and 28B: To insert on page 8, after clause 28, the following clauses:

28A. Wines above strength to be forfeited—Section 49 of the principal Act (as amended by section 26 of the Customs Acts Amendment Act 1981) is hereby further amended by omitting the words “distilled by a vigneron pursuant to his licence”.

28B. Spirits for fortifying wine—Section 67 of the principal Act (as amended by section 44 of the Customs Acts Amendment Act (No. 2) 1977 and section 33 of the Wine Makers Act 1981) is hereby further amended—

- (a) By inserting, after the words “a vigneron’s licence and”, the words “any other spirits and in either case”:
- (b) By inserting in the proviso, after the words “more spirits”, the words “distilled under the authority of his vigneron’s licence”.

EXPLANATORY NOTE

Clause 8A: This clause provides that when ascertaining whether dumping duty shall be imposed certain adjustments may be made to the fair market value of goods sold for home consumption in the country of export before comparing that value with the price paid by importers of goods from that country to New Zealand.

Clauses 28A and 28B provide that other spirits, as well as spirits of wine distilled by the vigneron, used for fortifying wines or grape-must are not liable to excise duty under the Distillation Act 1971.
