

NEW ZEALAND CUSTOMS SERVICE

CUSTOMS AND EXCISE ACT 1996

**CUSTOMS (APPLICATION FOR CUSTOMS CONTROLLED AREA LICENCES) RULES
2014**

PURSUANT to section 288(1)(aaa) of the Customs and Excise Act 1996, the chief executive hereby makes the following rules prescribing the forms for the making of applications for Customs controlled area licences.

RULES

1. Title, Commencement, Application and Purpose

- (1) These rules may be cited as the Customs (Applications for Customs controlled area Licences) Rules 2014.
- (2) These rules shall come into force on 15 July 2014.
- (3) These rules shall apply for the purposes of prescribing the forms with respect to any application made pursuant to section 11 of the Act for a Customs controlled area licence.

2. Interpretation

In these rules, unless the context otherwise requires:

- (a) The term "the Act" means the Customs and Excise Act 1996.
- (b) Any terms used in these rules which are defined in section 2 of the Act shall have the meanings given to them by that section.
- (c) "Prescribed form" or "form" means a form prescribed by the chief executive and set out in the schedule to these rules; and a reference to a numbered form is a reference to the form so prescribed and numbered.

3. Form of Application

- (a) An application for a Customs controlled area licence shall be in Form 1.
- (b) Every person making an application in the form referred to in paragraph (a) of this rule shall provide the information required to be completed in or by any such form.

4. Notes

Where the prescribed form contains any explanatory or other notes such notes do not form part of the prescription but are intended to assist the applicant in the completion of the application.

Application for Customs controlled area licence

Section 11, Customs and Excise Act 1996

To the New Zealand Customs Service at: (nearest Customs port)

1 **Name of applicant:** ..
(Full registered company name or partnership/sole trader/trust names to be shown)

Trading as (where applicable):

2. **Full name and address of each company director/partner/trustees (if applicable):**

.....
.....
.....

3. **Application is hereby made for a Customs controlled area licence for the purposes of:**

Note: Delete the categories in (a) to (g) that are not appropriate. Customs should be consulted if you are unsure which purpose is appropriate.

- (a) The manufacture of goods specified in Part A of the Excise and Excise-equivalent Duties Table: (*manufacturing area*)
- (b) The deposit, keeping, or securing of imported or excisable goods, without payment of duty on the goods, pending the export of those goods: (*export warehouse*)
- (c) The temporary holding of imported goods for the purposes of the examination of those goods under section 151 of the Customs and Excise Act 1996 (including the holding of the goods while they are awaiting examination): (*general goods*)
- (d) The disembarkation, embarkation, or processing of persons arriving in or departing from New Zealand:
- (e) The processing of craft arriving in or departing from New Zealand or the loading or unloading of goods onto or from such craft:
- (f) The storage, by or for one of the following, of wine manufactured in New Zealand, where that wine cannot be physically accommodated within the manufacturing area in which it was manufactured: (*off-site storage area*)
 - (i) the manufacturer of the wine;
 - (ii) the first owner of the wine, if that person is not also the manufacturer of the wine:
- (g) The storage of imported goods, or goods manufactured in a manufacturing area, of a kind that are subject to duty, and on which such duty has not been paid, pending the sale of those goods to —
 - (i) persons departing to or arriving from a country outside New Zealand; (*duty-free shop*) or
 - (ii) persons exercising an entitlement to the supply of goods free of duty under the Customs and Excise Act 1996, or any other Act.

4. **Address of principal place of business of applicant:**

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.....

PO Box number:

Contact numbers:

Email address:

5. **Address of other places at which the applicant carries on, or proposes to carry on business (indicate the nature of the business at each place):**

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.....

6. **Legal description of the area to be licensed (eg, Lot and DP number):**

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.....

7 **Activity to be undertaken in the area to be licensed.**

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8. What security measures are in place at the area to be licensed? (eg, alarms, cameras etc)

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9 If excisable goods are to be manufactured or stored in the area to be licensed, please list: (eg, wine, beer, spirits, fuel, tobacco)

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10. Names and position held of key contact personnel of the applicant

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Declaration

I hereby declare that the particulars contained in this application are true and correct.

Signature of applicant: .. Date: / /

Full name of signatory:

Designation of signatory:

General information

(a) This application should be accompanied by the following:

- (i) a letter supporting the application
- (ii) a site plan
- (iii) a copy of the Certificate of Incorporation of the company
- (iv) photo ID of persons listed under section 2

(b) An annual licence fee is payable in accordance with the scale set out in the First Schedule to the Customs and Excise Act 1996

(c) A security may be required as a condition of the procedure statement

(d) Further information may be required as set out in the Customs and Excise Act 1996, Section 11(2).

Privacy Act 1993

The personal information on this form will be used as part of the assessment of the licence application and may be input into a New Zealand Customs Service database.

The Privacy Act 1993 provides rights of access to and correction of personal information. You may gain access to and correct this information through any office of the New Zealand Customs Service.

Dated at Wellington this 12th day of June 2014.

Carolyn Tremain
Chief Executive

Notice Under Section 288(7) of the Act.

Copies of these rules are available for inspection on the Customs Service website at:
www.customs.govt.nz/news/resources/legal/Pages/default.aspx
or at any of the following Customs Offices:

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|--------------|---|--|
| Auckland | – | The Customhouse
50 Anzac Avenue, Auckland Central, Auckland 1010 |
| Wellington | – | The Customhouse
1 Hinemoa Street, Harbour Quays, Wellington |
| Christchurch | – | The Customhouse
6 Orchard Road, Christchurch Airport, Christchurch 8053 |
| Dunedin | – | The Customhouse
32 Portsmouth Drive, South Dunedin, Dunedin 9012 |

Copies of these rules may be purchased from the New Zealand Customs Service, Private Bag 1928, Dunedin 9054.