

1996

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
THE SENATE

Presented and read a first time

(SENATOR LEES)

A BILL

FOR

**An Act to amend the *Customs Act 1901* to prohibit
the exportation of uranium-bearing ore
or uranium ore concentrates**

The Parliament of Australia enacts:

Short title etc.

1. This Act may be cited as the Prohibition of Exportation of Uranium (Customs Act Amendment) Act 1996.
2. In this Act, "**Principal Act**" means the *Customs Act 1901*.

Commencement

3. This Act commences on the day on which it receives the Royal Assent.

Amendment of Principal Act

5 4. The Principal Act is amended by inserting the following section after section 112 in Part VI, Division 1:

Amendment of Customs (Prohibited Exports) Regulations

“112A.(1) In this section, ‘**Regulations**’ means the Customs (Prohibited Exports) Regulations.

10 “(2) The Regulations are amended by adding after Regulation 13H the following regulation:

‘13I. The exportation from Australia of the goods specified in Schedule 17 is prohibited.’

“ (3) Schedule 9 of the regulations is amended by omitting Part 2.

15 “(4) The Regulations are amended by adding the following Schedule:

‘SCHEDULE 17

Regulation 13I

‘Source Material and Special Fissionable Material

1.1 Source material, as follows:

- 20 (a) uranium containing the mixture of isotopes occurring in nature;
- (b) uranium depleted in the isotope 235;
- (c) thorium;
- 25 (d) any of the materials mentioned in paragraphs (a), (b) and (c) in the form of metal, alloy, chemical compound, ore or concentrate, including monazite;
- but not including:
- (e) thorium alloys containing less than 1.5% by weight of thorium; or
- 30 (f) any of the materials mentioned in paragraphs (a) to (d) when contained in medicinals.

1.2 Special fissionable material as follows:

- (a) plutonium-239;
- (b) uranium-233;
- (c) material containing any of the materials referred to in paragraphs (a) and (b);
- (d) uranium containing either or both of the isotopes 235 and 233 if the abundance ratio of that isotope, or the sum of those isotopes, to the isotope 238 is more than the ratio of isotope 235 to the isotope 238 occurring in nature (isotopic ratio: 0.71%);

but not including:

- (e) plutonium with an isotopic concentration of plutonium-238 exceeding 80%; or
- (f) any of the materials mentioned in paragraphs (a), (b) and (c) when used in quantities of 1 gram or less as a sensing component in instruments; or
- (g) any of the materials mentioned in paragraphs (a) to (d) when contained in medicinals.

1.3 Other fissionable materials, as follows:

- (a) americium-242;
- (b) curium-245;
- (c) curium-247;
- (d) californium-249;
- (e) californium-251;
- (f) compounds, alloys and mixtures of any of the materials to which paragraphs (a) to (e) apply;
in quantities greater, either singly or in combination, than 0.1 g (or 0.3 g when contained in a sensing component or sensing instrument).’”.

30 Amendment or repeal of Customs (Prohibited Exports) Regulations

5. Regulation 13I and Schedule 17 may not be amended or repealed other than by an Act of the Parliament.



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