

CUSTOMS TARIFF (NEW ZEALAND PREFERENCE).

No. 77 of 1953.

An Act to amend the *Customs Tariff (New Zealand Preference) 1933-1952.*

[Assented to 10th December, 1953.]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows :—

Short title and citation.

1.—(1.) This Act may be cited as the *Customs Tariff (New Zealand Preference) 1953.*

(2.) The *Customs Tariff (New Zealand Preference) 1933-1952*,* as amended by this Act, may be cited as the *Customs Tariff (New Zealand Preference) 1933-1953.*

Commencement.

2. This Act shall be deemed to have come into operation on the twenty-fifth day of November, One thousand nine hundred and fifty-three.

3. Section eleven of the *Customs Tariff (New Zealand Preference) 1933-1952* is repealed and the following section inserted in its stead :—

When goods deemed to be the produce or manufacture of New Zealand.

“ 11.—(1.) For the purposes of this Act, goods shall be deemed to be the produce of New Zealand if they are unmanufactured raw products of New Zealand.

“ (2.) For the purposes of this Act, goods shall be deemed to be the manufacture of New Zealand—

(a) if the goods were wholly manufactured in New Zealand from materials of one or more of the following classes :—

(i) unmanufactured raw products ;

(ii) materials wholly manufactured in New Zealand or Australia, or in New Zealand and Australia ; and

(iii) imported materials which the Minister has determined, by notice in the *Gazette*, to be manufactured raw materials ; or

(b) if the goods were partly manufactured in New Zealand, the process last performed in the manufacture of the goods was performed in New Zealand and—

(i) not less than one-half of the factory or works cost of the goods is represented by the value of labour or material, or of labour and material, of New Zealand or of New Zealand and Australia ;

* Act No. 26, 1933, as amended by No. 2, 1934 ; Nos. 6 and 10, 1948 ; No. 78, 1949 ; Nos. 23 and 80, 1950 ; and No. 84, 1952.

- (ii) not less than three-quarters of the factory or works cost of the goods is represented by the value of labour or material, or of labour and material, of New Zealand and the United Kingdom or of New Zealand, Australia and the United Kingdom ; or
- (iii) in the case of goods of a class or kind not commercially manufactured in Australia, not less than one-quarter of the factory or works cost of the goods is represented by the value of labour or material, or of labour and material, of New Zealand or of New Zealand and Australia, and the Minister has not determined, by notice in the *Gazette*, that this sub-paragraph does not apply in relation to those goods or to a class of goods in which those goods are included.

“(3.) For the purposes of the last preceding sub-section, the Minister may, by notice in the *Gazette*—

- (a) specify the manner in which the factory or works cost of goods or the value of labour and material is to be determined ; and
- (b) determine that goods, or goods included in a class of goods, shall be deemed to be goods of a class or kind not commercially manufactured in Australia.

“(4.) For the purposes of sub-paragraph (ii) of paragraph (b) of sub-section (2.) of this section, material which, under the New Zealand British Preferential Tariff, is treated as having been wholly produced or wholly manufactured in the United Kingdom shall be deemed to be material of the United Kingdom.

“(5.) In this section, ‘unmanufactured raw products’ means natural or primary products that have not been subjected to an industrial process, other than an ordinary process of primary production, and includes, without limiting the generality of the foregoing—

- (a) animals, and parts of animals obtained by killing, including bones, hides and skins (raw or sun dried) ;
- (b) greasy wool ;
- (c) plants, and parts of plants, including raw cotton, bark, fruit, nuts, grain, seeds (in their natural state) and unwrought logs ;
- (d) minerals in their natural state and ores ; and
- (e) crude petroleum.”.