



Customs and Biosecurity Amendment (Deferred Charges for Australian Trusted Traders) Regulations 2021

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 24 June 2021

David Hurley
Governor-General

By His Excellency's Command

Jason Wood
Assistant Minister for Customs, Community Safety and Multicultural Affairs
Parliamentary Secretary to the Minister for Home Affairs

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1 Name

This instrument is the *Customs and Biosecurity Amendment (Deferred Charges for Australian Trusted Traders) Regulations 2021*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	1 July 2021.	1 July 2021

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the following:

- (a) the *Customs Act 1901*;
- (b) the *Biosecurity Act 2015*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendment of the Customs Regulation 2015

Customs Regulation 2015

1 Section 4 (definition of *excluded import duty*)

Repeal the definition.

2 After subparagraph 94A(1)(a)(i)

Insert:

(ia) the goods are not excise-equivalent goods;

3 At the end of subparagraph 94A(1)(a)(iv)

Add “and”.

4 Subparagraph 94A(1)(a)(v)

Repeal the subparagraph.

5 Paragraph 94A(1)(b)

Omit “, other than an excluded import duty,”.

6 Subsection 94A(2)

Repeal the subsection.

7 Subsection 94A(3)

Omit “(other than an excluded import duty)”.

8 In the appropriate position in Part 18

Insert:

159 Amendments made by the *Customs and Biosecurity Amendment (Deferred Charges for Australian Trusted Traders) Regulations 2021*

The amendments of this instrument made by Schedule 1 to the *Customs and Biosecurity Amendment (Deferred Charges for Australian Trusted Traders) Regulations 2021* apply in relation to goods entered for home consumption on or after the commencement of that Schedule.

Schedule 2—Amendment of the Biosecurity Regulation 2016

Biosecurity Regulation 2016

1 After the heading to subsection 108(5)

Insert:

- (4A) A charge in relation to a biosecurity matter prescribed by item 1 or 2 of the table in section 9 of the *Biosecurity Charges Imposition (Customs) Regulation 2016* or item 1 or 2 of the table in section 9 of the *Biosecurity Charges Imposition (General) Regulation 2016* is due and payable on or before the 21st day after the end of the month in which the import declaration was made, if, at the time the declaration was made, a trusted trader agreement (within the meaning of the *Customs Act 1901*) is in force, and not suspended, between the Comptroller-General of Customs (within the meaning of that Act) and the entity.

2 Subsection 108(5)

After “*Biosecurity Charges Imposition (General) Act 2015*”, insert “, other than a charge covered by subsection (4A) of this section,”.

3 At the end of the instrument

Add:

Chapter 10—Transitional matters

121 Amendments made by the *Customs and Biosecurity Amendment (Deferred Charges for Australian Trusted Traders) Regulations 2021*

The amendments of this instrument made by Schedule 2 to the *Customs and Biosecurity Amendment (Deferred Charges for Australian Trusted Traders) Regulations 2021* apply in relation to goods entered for home consumption on or after the commencement of that Schedule.