

2002-2003

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Customs Tariff Proposal No. 5 (2003)

Motion moved by Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) on 17 September 2003

1. That the *Customs Tariff Act 1995*, as proposed to be altered by Customs Tariff Proposals, be further altered as set out in Schedule 1 to this Proposal and that the further alterations operate on and from 18 September 2003.
2. That in this Proposal, "Customs Tariff Proposals" means:
 - Customs Tariff Proposal No. 3 (2002) introduced into the House of Representatives on 16 September 2002; and
 - Customs Tariff Proposal No. 1 (2003) introduced into the House of Representatives on 27 March 2003; and
 - Customs Tariff Proposal No. 2 (2003) introduced into the House of Representatives on 27 March 2003; and
 - Customs Tariff Proposal No. 3 (2003) introduced into the House of Representatives on 25 June 2003; and
 - Customs Tariff Proposal No. 4 (2003) introduced into the House of Representatives on 25 June 2003.

Schedule 1—Alterations to the Customs Tariff Act 1995

1 After Subheading Note 1 to Chapter 15 of Schedule 3

Insert:

Additional Note.

- 1.- For the purposes of this Chapter, “biodiesel” means fuel:
- (a) for use in an internal combustion engine; and
 - (b) manufactured by chemically altering vegetable oils or animal fats (including recycled oils from these sources) to form mono-alkyl esters.

2 Subheadings 1516.10.00 and 1516.20.00 of Schedule 3

Repeal the subheadings, substitute:

1516.10	-Animal fats and oils and their fractions:	
1516.10.10	---Biodiesel	\$0.38143/L NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L
1516.10.90	---Other	Free
1516.20	-Vegetable fats and oils and their fractions:	
1516.20.10	---Biodiesel	\$0.38143/L NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L
1516.20.90	---Other	Free

3 After Additional Note 2 to Chapter 27 of Schedule 3

Insert:

- 3.- For the purposes of this Chapter, “biodiesel” means fuel:
- (a) for use in an internal combustion engine; and
 - (b) manufactured by chemically altering vegetable oils or animal fats (including recycled oils from these sources) to form mono-alkyl esters.

4 After subheading 2710.11.79 of Schedule 3

Insert:

2710.11.8	---Blends of biodiesel and other substances (other than gasoline):	
2710.11.81	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol does not exceed 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L

		of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend
2710.11.82	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol exceeds 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances in the blend
	From 1 January 2004	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.40143/L of other substances in the blend NZ/PG/FI/

DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend

5 After subheading 2710.19.79 of Schedule 3

Insert:

2710.19.8	---Blends of biodiesel and other substances (other than gasoline):	
2710.19.81	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol does not exceed 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend
2710.19.82	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol exceeds 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances

in the blend
NZ/PG/FI/
DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.39143/L
of other
substances
in the blend

From 1 January 2004 \$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend
NZ/PG/FI/
DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend

6 After subheading 2710.91.79 of Schedule 3

Insert:

2710.91.8	---Blends of biodiesel and other substances (other than gasoline):	
2710.91.81	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol does not exceed 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L

		of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend
2710.91.82	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol exceeds 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances in the blend
	From 1 January 2004	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.40143/L of other substances in the blend NZ/PG/FI/

DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend

7 After subheading 2710.99.79 of Schedule 3

Insert:

2710.99.8	---Blends of biodiesel and other substances (other than gasoline):	
2710.99.81	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol does not exceed 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend
2710.99.82	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol exceeds 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances

in the blend
NZ/PG/FI/
DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.39143/L
of other
substances
in the blend

From 1 January 2004 \$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend
NZ/PG/FI/
DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend

8 After Subheading Note 1 to Chapter 38 of Schedule 3

Insert:

Additional Note.

- 1.- For the purposes of this Chapter, “biodiesel” means fuel:
- (a) for use in an internal combustion engine; and
 - (b) manufactured by chemically altering vegetable oils or animal fats (including recycled oils from these sources) to form mono-alkyl esters.

9 After subheading 3824.90.10 of Schedule 3

Insert:

3824.90.2	---Blends of biodiesel and other substances (other than gasoline) not being blends classified to 2710:	
3824.90.21	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol does not exceed 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.38143/L of other substances in the blend
3824.90.22	----In which the sulphur content of the total volume of substances in the blend that are not biodiesel or ethanol exceeds 50 parts per million	\$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances in the blend NZ/PG/FI/ DC/LDC/ SG: \$0.38143/L of biodiesel plus \$0.38143/L of ethanol (if any) plus \$0.39143/L of other substances in the blend

From 1 January 2004 \$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend
NZ/PG/FI/
DC/LDC/
SG:
\$0.38143/L
of biodiesel
plus
\$0.38143/L
of ethanol
(if any)
plus
\$0.40143/L
of other
substances
in the blend

10 Item 44 in Part III of Schedule 4 (Table)

Repeal the table, substitute:

Table of related Customs Subheadings and Items and Excise Items

Column 1 Customs Subheading or Item	Column 2 Excise Item
1516.10.10	11(L)
1516.20.10	11(L)
2203.00.31	1(D)
2203.00.39	2(H)
2203.00.61	1(C)(1)(a)
2203.00.62	1(C)(1)(b)
2203.00.69	1(C)(1)(c)
2203.00.71	1(C)(2)(a)
2203.00.72	1(C)(2)(b)
2203.00.79	1(C)(2)(c)
2204.10.23	1(D)
2204.10.29	2(H)
2204.10.83	1(D)
2204.10.89	2(H)
2204.21.30	1(D)
2204.21.90	2(H)

**Table of related Customs Subheadings and
Items and Excise Items**

Column 1 Customs Subheading or Item	Column 2 Excise Item
2204.29.30	1(D)
2204.29.90	2(H)
2205.10.30	1(D)
2205.10.90	2(H)
2205.90.30	1(D)
2205.90.90	2(H)
2206.00.52	1(D)
2206.00.59	2(H)
2206.00.62	1(D)
2206.00.69	2(H)
2206.00.74	1(C)(1)(a)
2206.00.75	1(C)(1)(b)
2206.00.78	1(C)(1)(c)
2206.00.82	1(C)(2)(a)
2206.00.83	1(C)(2)(b)
2206.00.89	1(C)(2)(c)
2206.00.92	1(D)
2206.00.99	2(H)
2207.10.00	2(H)
2207.20.10	11(K)
2208.20.10	2(A)
2208.20.90	2(C)
2208.30.00	2(D)
2208.40.00	2(F)
2208.50.00	2(H)
2208.60.00	2(H)
2208.70.00	2(G)
2208.90.20	1(D)
2208.90.90	2(H)
2401.20.00	6(B)
2401.30.00	6(B)
2402.10.20	7(A)
2402.10.80	7(B)
2402.20.20	8(A)
2402.20.80	8(B)
2403.10.30	6(A)
2403.10.70	6(B)
2403.91.00	6(B)
2403.99.20	9
2403.99.80	6(B)

**Table of related Customs Subheadings and
Items and Excise Items**

Column 1 Customs Subheading or Item	Column 2 Excise Item
2707.10.00	11(H)(1)(c)
2707.20.29	11(H)(1)(c)
2707.20.89	11(H)(1)(c)
2707.30.29	11(H)(1)(c)
2707.30.89	11(H)(1)(c)
2707.50.39	11(H)(1)(c)
2707.50.89	11(H)(1)(c)
2709.00.81	11(F)(2)
2709.00.87	11(F)(5)
2709.00.88	11(F)(4)
2710.11.61	11(H)(2)(a)
2710.11.62	11(H)(2)(b)
2710.11.69	11(H)(2)(c)
2710.11.73	11(I)(2)(b)
2710.11.74	11(I)(3)(b)
2710.11.79	11(I)(3)(a)
2710.11.81	12
2710.11.82	12
2710.19.13	11(G)(3)
2710.19.17	11(G)(6)
2710.19.18	11(G)(5)
2710.19.21	11(C)(2)
2710.19.29	11(C)(1)
2710.19.33	11(B)(1)(b)
2710.19.34	11(B)(2)(b)
2710.19.37	11(B)(2)(e)
2710.19.38	11(B)(2)(d)
2710.19.40	11(A)
2710.19.50	11(D)
2710.19.73	11(I)(2)(b)
2710.19.74	11(I)(3)(b)
2710.19.79	11(I)(3)(a)
2710.19.81	12
2710.19.82	12
2710.19.91	15(A)
2710.19.92	15(C)
2710.91.13	11(G)(3)
2710.91.17	11(G)(6)
2710.91.18	11(G)(5)
2710.91.21	11(C)(2)

**Table of related Customs Subheadings and
Items and Excise Items**

Column 1 Customs Subheading or Item	Column 2 Excise Item
2710.91.29	11(C)(1)
2710.91.33	11(B)(1)(b)
2710.91.34	11(B)(2)(b)
2710.91.37	11(B)(2)(e)
2710.91.38	11(B)(2)(d)
2710.91.40	11(A)
2710.91.50	11(D)
2710.91.61	11(H)(2)(a)
2710.91.62	11(H)(2)(b)
2710.91.69	11(H)(2)(c)
2710.91.73	11(I)(2)(b)
2710.91.74	11(I)(3)(b)
2710.91.79	11(I)(3)(a)
2710.91.81	12
2710.91.82	12
2710.91.91	15(A)
2710.91.92	15(C)
2710.99.13	11(G)(3)
2710.99.17	11(G)(6)
2710.99.18	11(G)(5)
2710.99.21	11(C)(2)
2710.99.29	11(C)(1)
2710.99.33	11(B)(1)(b)
2710.99.34	11(B)(2)(b)
2710.99.37	11(B)(2)(e)
2710.99.38	11(B)(2)(d)
2710.99.40	11(A)
2710.99.50	11(D)
2710.99.61	11(H)(2)(a)
2710.99.62	11(H)(2)(b)
2710.99.69	11(H)(2)(c)
2710.99.73	11(I)(2)(b)
2710.99.74	11(I)(3)(b)
2710.99.79	11(I)(3)(a)
2710.99.81	12
2710.99.82	12
2710.99.91	15(A)
2710.99.92	15(C)
2902.20.90	11(I)(3)(a)
2902.30.90	11(I)(3)(a)

**Table of related Customs Subheadings and
Items and Excise Items**

Column 1 Customs Subheading or Item	Column 2 Excise Item
2902.41.90	11(I)(3)(a)
2902.42.90	11(I)(3)(a)
2902.43.90	11(I)(3)(a)
2902.44.90	11(I)(3)(a)
3403.11.10	15(C)
3403.11.90	15(A)
3403.19.10	15(C)
3403.19.90	15(A)
3403.91.10	15(C)
3403.91.90	15(A)
3403.99.10	15(C)
3403.99.90	15(A)
3811.21.10	15(C)
3811.21.90	15(A)
3817.00.19	11(I)(3)(a)
3819.00.00	15(A)
3824.90.21	12
3824.90.22	12
