

QUESTION TAKEN ON NOTICE

SUPPLEMENTARY BUDGET ESTIMATES HEARING: 20 October 2014

IMMIGRATION AND BORDER PROTECTION PORTFOLIO

(SE14/121) AUSTRALIAN CUSTOMS AND BORDER PROTECTION SERVICE

Senator Carr, Kim (Written) asked:

"How many claims for returns of seized goods in accordance of section 205B of the customs act 1901 have been made over the past 12 months? Please provide details of any claims including the dates the claims were made, descriptions of the items claimed and the value of the individual claims.

a. How many infringement notices have been issued by the ACBPS over the past 12 months. Provide an offences breakdown of the numbers of infringement notices issued."

Answer:

Between 21 October 2013 and 20 October 2014 there were:

- 1,110 claims for return of seized goods made in accordance with section 205B of the *Customs Act 1901* (Cth). The attached document shows the date each claim was received and a description of the seized goods. The value of the seized goods is not recorded in the system used to record the claims received.
- A total of 573 infringement Notices issued. The table below provides a breakdown of this figure by the type of offence.

Number of infringement notices issued between 21/10/2013 and 20/10/2014		
s33(2)	A person moved, altered or interfered with goods subject to Customs control without authority	3
s33(3)	An employee of a person moved, altered or interfered with goods subject to Customs control without authority	6
s33(6)	Directing or permitting the movement, alteration or interference with goods subject to Customs control without authority	228
s36(2)	Failure to keep goods safely	1
s36(6)	Failure to account for goods to the satisfaction of a Collector	21
s64(13)	Failure to meet reporting requirements for the impending arrival of a ship, pleasure craft or aircraft	8
s64AB(10)	Failure to meet reporting requirements for the report of cargo	2
s64ABAA(9)	Failure to meet reporting requirements for outturn reports	1
s64ACD(2)	Failure to report passengers and crew	7
s77R(1)	Breach of conditions of a depot licence	27
s114E(1)	Failure to comply with conditions relating to delivery of	1

	goods for export to a wharf or airport	
s233(1)(b)	Import prohibited import	177
s233(1)(c)	Export prohibited export	1
s233(1)(d)	Unlawfully convey or have in possession any smuggled goods, prohibited imports or prohibited exports	8
s234A(1)	Unlawfully enter or be in or on a place when the personal baggage of passengers disembarking from or embarking on a ship or aircraft is being examined	19
s234AB(3)	Failure to comply with a direction given to a person by an officer regarding unauthorised use of an electronic device	9
s243SB	Failure to produce documents or records pursuant to a power conferred of an officer	3
s243T(1)	False or misleading statements resulting in a loss of duty	36
s243U(1)	False or misleading statements not resulting in a loss of duty	14
s243V(1)	False or misleading statements in a cargo reports or outturn reports	1
Total		573