

CUSTOMS (AMENDMENT NO. 2) BILL 2012

EXPLANATORY MEMORANDUM

This Bill seeks to tie a class of prohibited goods to the provisions of the *Traffic Act 2010*. At present the criteria for prohibition of the importation of motor vehicles used for passenger carriage is set out in the *Customs Act 1913*: the same criteria is used in the Traffic regulations to determine whether such vehicles can be registered for use on the roads.

In the past difficulties have arisen when these restrictions have been different. To avoid this happening again and avoid having to make changes to both laws in future should it become possible to allow buses with greater weight or size measurements, this Bill seeks to tie the criteria for prohibition of importation to a vehicle meeting the criteria for registration.

The change in the process is achieved by amending the prohibition description for buses in Item 6 of the second Schedule to the Act. The new prohibition is for buses or similar vehicles used for passenger carriage that exceed a dimension or weight or capacity permitted for registration under the *Traffic Act 2010* or the regulations.

29 October 2012