

[LEGAL NOTICE NO. 51]

CUSTOMS ACT 1986

Customs (Amendment) Regulations 2018

IN exercise of the powers conferred on me by section 191 of the Customs Act 1986, I hereby make these Regulations—

Short title and commencement

- 1.—(1) These Regulations may be cited as the Customs (Amendment) Regulations 2018.
- (2) These Regulations come into force on 1 August 2018.
- (3) In these Regulations, the Customs Regulations 1986 is referred to as the “Principal Regulations”.

Regulation 37A amended

2. Regulation 37A of the Principal Regulations is amended by—

- (a) in subregulation (1), deleting “annual fees of \$3,000” and substituting “a fee of \$9,000 for a term of 3 years”;
- (b) in subregulation (2), deleting “each year, subject to subregulation (3)” and substituting “of the third year of the term of the licence issued in accordance with subregulation (1)”;
- (c) in subregulation (3), deleting “annual fees are” and substituting “licence fees to be”.

Regulation 37C amended

3. Regulation 37C(1) of the Principal Regulations is amended by—

- (a) after “a licence”, inserting “for a term of 3 years”; and
- (b) deleting “annual fees of \$3,000” and substituting “a licence fee of \$9,000 for the full term of the licence”.

Regulation 38A amended

4. Regulation 38A of the Principal Regulations is amended by—

- (a) in subregulation (1)—
 - (i) after “The”, deleting “annual”; and
 - (ii) deleting “\$3,000” and substituting “\$9,000 for a term of 3 years”;
- (b) in subregulation (2), deleting “each year, subject to subregulation (3)” and substituting “of the third year from the date of the issuance of the licence”; and
- (c) in subregulation (3), deleting “annual fees are” and substituting “licence fees to be”.

Regulation 47 amended

5. Regulation 47 of the Principal Regulations is amended after subregulation (4) by inserting the following new subregulation—

“(4A) Pursuant to regulation 155, the Comptroller may exempt an authorised economic operator from the fees levied under subregulation (4).”.

Regulation 63 amended

6. Regulation 63 of the Principal Regulations is amended by—

(a) in subregulation (1)—

(i) deleting “\$3,000 per year” and substituting “\$9,000 for a term of 3 years”;

(ii) deleting “\$2” and substituting “\$6”; and

(iii) deleting “\$5,000 for the whole of one year” and substituting “\$15,000 for the full term of the licence”; and

(b) deleting subregulations (2) and (3) and substituting the following—

“(2) In accordance with subregulation (1), a licence shall be valid for 3 years and expires on 31 December of the third year from the date of the issuance of the licence.

(3) If a licence fee has not been paid within 7 days from the date the licence was approved or issued, the Comptroller may refuse to allow any transactions to take place in the warehouse enclosure, building or storage tank in respect of which the fee may be due, until the outstanding fees have been paid.”.

Regulation 79A amended

7. Regulation 79A of the Principal Regulations is amended by—

(a) in subregulation (1), deleting “\$5,000 per year” and substituting “\$15,000 for a term of 3 years”;

(b) in subregulation (2), deleting “annually” and substituting “after every 3 years”; and

(c) deleting subregulation (3).

Regulation 79C amended

8. Regulation 79C(4) of the Principal Regulations is amended by deleting “an annual” and substituting “the”.

Regulation 82 amended

9. Regulation 82 of the Principal Regulations is amended after subregulation (3) by inserting the following new subregulation—

“(3A) Pursuant to regulation 155, the Comptroller may exempt an authorised economic operator from the fees levied under subregulation (3).”.

Regulation 92A amended

10. Regulation 92A of the Principal Regulations is amended by—

- (a) in subregulation (1)—
 - (i) deleting “an annual licence” and substituting “a licence for a term of 3 years”; and
 - (ii) deleting “\$3,000” and substituting “\$9,000 for the full term of the licence”;
- (b) in subregulation (2), deleting “in each year, subject to subregulation (3)” and substituting “of the third year from the date of the issuance of the licence”; and
- (c) in subregulation (3), deleting “annual fees are” and substituting “licence fees to be”.

Regulation 129 amended

11. Regulation 129 of the Principal Regulations is amended by—

- (a) in subregulation (1) after “Form (C.41)”, inserting “and shall be issued for a term of 3 years”;
- (b) in subregulation (2), deleting “\$1,500 per annum” and substituting “\$4,500 for the full term of the licence”; and
- (c) in subregulation (4)—
 - (i) deleting “annual”; and
 - (ii) deleting “in any year”.

Regulation 130 amended

12. Regulation 130 of the Principal Regulations is amended after “grant a licence” by inserting “for a term of 3 years”.

Regulation 132 amended

13. Regulation 132 of the Principal Regulations is amended by—

- (a) in subregulation (1)—
 - (i) after “Comptroller”, inserting “for a term of 3 years”; and
 - (ii) deleting “of the year of issue” and substituting “of the third year from the date of the issuance of the licence”; and
- (b) in subregulation (2), deleting “An annual fee of \$1,000” and substituting “A licence fee of \$3,000 for the full term of the licence”.

Regulation 133 amended

14. Regulation 133 of the Principal Regulations is amended by deleting “an annual fee of \$50” and substituting “a licence fee of \$150 for a term of 3 years”.

Regulation 152 amended

15. Regulation 152 of the Principal Regulations is amended by—

- (a) in subregulation (2)—
 - (i) deleting “by private treaty or,”; and
 - (ii) deleting “, by public auction”;
- (b) in subregulation (3), deleting “by public auction after 2 weeks notice of sale has been given in the Gazette” and substituting “after 2 weeks’ notice of sale published in any national daily newspaper”; and
- (c) in subregulation (5), deleting “by public auction in the Gazette” and substituting “in any national daily newspaper”.

Made this 31st day of July 2018.

A. SAYED-KHAIYUM
Attorney-General and Minister for Economy