

New Zealand Gazette

CUSTOMS EDITION

WELLINGTON: TUESDAY, 12 NOVEMBER 1996

TARIFF CONCESSION NOTICES

(INCLUDING OTHER NOTICES UNDER THE
TARIFF ACT 1988 AND THE CUSTOMS AND EXCISE ACT 1996)

TARIFF INDUSTRY ASSISTANCE (ADVERTISEMENT) NOTICE NO. 1996/43

Applications Advertised for Objection

Closing Date for Objections 3rd December 1996

- 1 Notice is hereby given that the following applications have been made in respect of the goods advertised in the Schedule to this notice. Any person wishing to lodge an objection should do so in writing, to the Ministry of Commerce, PO Box 1473, Wellington, Fax 0-4-473-8949 indicated by the reference number, before 3rd December 1996. All submissions should include:
- the Tariff Industry Assistance (Advertisement) Notice number;
 - the Tariff item; and
 - Reference number.
- 2 All submissions from local manufacturers should include:
- the range of alternative goods made locally;
 - the grounds on which objection is made (including reasons why the local product is a suitable alternative);
 - present and potential output;
 - details of factory cost in terms of materials, labour, overheads, including the proportion of domestic and imported content.
- 3 All submissions objecting to a request for the withdrawal of a concession should include:
- reasons why the local product on which protection is sought is not a suitable alternative;
 - full technical details of the goods against which tariff protection is sought.
- 4 Where further information is required in order to make a submission an objector should contact the applicant in writing and refer a copy of the enquiry to the Ministry of Commerce quoting the details in paragraph 1 above.

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
07.12	Dehydrated (dry) vegetables, including mixtures	Bayer New Zealand Ltd C/- Bayer Group Administration PO Box 38405 PETONE	99	993845B	A
2507.00.00	Polsperse 20, ultra fine china clay	Polychem Marketing Limited PO Box 6435 AUCKLAND	99	994158E	A
3402.13.00	Strip-E-Doo, emulsion remover, being a non-ionic surfactant	Fos-Fan Products NZ Ltd C/- PO Box 1167 AUCKLAND	99	994162C	A
3917.32.08	Co-extruded polyethelene round bale tubes	Balewrap Systems Ltd C/- PO Box 1804 CHRISTCHURCH	99	994182H	A
4016.91.09	Disinfectant mats being rubber mats designed to hold disinfectant solution and with raised 'fingers' to remove dirt from footwear	Brimark Holdings C/- Union Transport (NZ) Ltd PO Box 1296 AUCKLAND	99	994193C	A
4104.10.09	1200 sq ft bovine leather 3.5mm thickness or greater	D & D Sparrow (Saddlers) 20 Fairview Road Papatoetoe 1701 SOUTH AUCKLAND	99	994195K	IM
4418.10.00	Double glazed, airtight openable sash roof window with insect screen	Velux New Zealand Limited C/- TNT International Private Bag 92089 AUCKLAND	99	994165H	A
5602.10.00	Needle pinched felt fabric 100% polyester (not impregnated)	Sullivan Enterprises Limited C/- Hawker & Associates Limited PO Box 53018 AUCKLAND AIRPORT	99	994179H	A
56.07	Materials of a type used in the manufacture of archery string	Arrowhead Archery Australasia Ltd C/- A J Brown & Co Ltd PO Box 1036 AUCKLAND	99	994180A	A
6002.30.12)	7N Billy Rib 6695 90% supplex, 10% lycra - 915 metres	Moontide International Ltd	99	994174G	IM
6002.43.09)	6D mock pique 763 76% rayon/cotton, 7% lycra, 7% nylon - 1800 metres VE.28 stretch velvet 86% supplex, 14% lycra - 2000 metres 4T tricot 38188 90% nylon, 10% lycra - 915 metres 6T stripe rib 52% nylon, 42% acetate, 6% lycra - 600 metres 5J quilted diamond 11035B 100% polyester - 550 metres 8L floral diamond lace 29369 87% nylon, 13% lycra - 1100 metres A6 crinkle mesh 100% polyester - 460 metres 4L chantilly lace 66% nylon, 34% rayon - 640 metres 7P geometric jacquard 100% polyester - 550 metres 7T scallop lace style 8641 100% nylon - 1200 metres Boucle knit 59035 60% rayon, 10% lycra, 30% nylon - 185 metres	C/- International Services Ltd PO Box 73110 AUCKLAND AIRPORT			

Tariff Industry Assistance (Advertisement) Notice No. 1996/43 - continued

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
Chapter 61) Chapter 62)	Fancy dress costumes, childrens' and adults' viz: Halloween, witches, fairies, pirates, super heros, cowboys, clown and similar	John Herber Ltd PO Box 5172 CHRISTCHURCH	99	994176C	A
6307.90.28) 8205.90.01) 9603.90.19)	Camera/video cleaning and maintenance kits comprising any of the following items; blower brushes, cleaning fluid, lens tissue paper, chambric cloth, silicon cloth, cotton swabs, pincers, screwdrivers stick: rror and eyepiece	Lacklands Photographic Ltd C/- PO Box 73 097 AUCKLAND INTERNATIONAL AIRPORT	99	994169L	A
6805.20.19	8000 only sanding belts, 1320mm width or wider; of a type used in the manufacture and overlay of medium density fibreboard and particleboard reconstituted wood panels - 1/97 to 12/97	Carter Holt Harvey Panels - MDF C/- Trade Consultants (Wgtn) Limited PO Box 1184 WELLINGTON	99	994177A	IM
7305.31.19	Welded stainless steel pipe, A335, 304L, schedule 5 S	Dynochem (NZ) Ltd C/- Alpha Customs Services Ltd PO Box 360 NEW PLYMOUTH	99	994181K	A
7305.31.19	Welded stainless steel tube, 20" (508mm) O.D. x Schedule 20 (9.52mm wall thickness) to ASTM A312 grade TP321	Steel & Tube New Zealand Division of Steel & Tube Holdings Ltd PO Box 30-543 LOWER HUTT	99	994175E	A
7309.00.00	Monolithic double contained above ground concrete storage tanks, with two hour fire rating	Ivory Customs (1988) Ltd PO Box 45-120 Epunu LOWER HUTT	99	994183F	A
8306.30.00	Pictures and similar frames of Pewter including Pewter coated	Arnolds Agencies PO Box 5302 PALMERSTON NORTH	99	994178K	A
8425.42.29	Hydraulic lifter trolley having a carrying capacity not exceeding 500kg	Pacific Hoists C/- Marshall Customs PO Box 43-233 AUCKLAND	99	994186L	A
8425.42.29	Vehicle lifting stacker, hydraulic, specially suited to enable multi level vehicle parking	New Zealand Engineering Services Ltd C/- PO Box 166 AUCKLAND	99	994166F	A
8433.90.05	All terrain vehicle - coupled mowers with self-contained 4-cycle engines	Cycletreads Ltd C/- Tariff Services Ltd PO Box 4026 AUCKLAND 1	99	994188G	A
8479.89.00	CURRENT APPROVAL: Components for use in the manufacture of airbridges as per list of components available from the Collector of Customs, Wellington		99	621171C	V
8479.89.00) 8479.90.09)	REQUESTED APPROVAL: Components, for use in the manufacture of airbridges, irrespective of tariff classification, as per list of components available from the Ministry of Commerce, Wellington	Airport Equipment Ltd C/- Pengelly's Wellington Ltd PO Box 14621 Kilbirnie WELLINGTON	99	994154B	V
8544.20.00	Coaxial cable with a power rating of 3500V RMS and above	Pacific Aerials C/- Hammond International Ltd PO Box 53045 AUCKLAND AIRPORT	99	994170D	A
9026.80.00	Passive vapour samplers or diffusion monitors	3M New Zealand Ltd PO Box 33-246 AUCKLAND 1332	99	994171B	A
9032.89.00	Paper machine control and measurement system viz: valmet paper IQ	Valmet Automation Pty Ltd C/- Express Customs & Cargo PO Box 53037 AUCKLAND AIRPORT	99	994168B	A
9032.89.00	Valmet distributed control systems and accessories including specialised consoles, and desks	Valmet Automation Pty Ltd C/- Express Customs & Cargo PO Box 53037 AUCKLAND AIRPORT	99	994167D	A

Tariff Industry Assistance (Advertisement) Notice No. 1996/43 - *continued*

Tariff Item	Description of Goods	Name and Address of Applicant	Part II Ref.	Appn. Ref. No.	*Category of Appn.
9405.10.19) 9405.40.19)	Industrial light fittings, ballast controlled, consisting of the following optional/ <i>interchangeable</i> components 1. Corrosion resistant ballast 2. Anodised aluminium reflectors 3. Prismatic acrylic reflectors 4. Electrical/mechanical disconnect mountings 5. High pressure sodium or metal halide lamp	GEC NZ Limited C/- MSAS Cargo International Limited PO Box 2427 WELLINGTON	99	994184D	A
9405.40.31) 9405.92.00)	Light fittings, injection blow moulded of polycarbonate or polymethylmethacrylate. Parts thereof viz: cowls, refractors, reflectors and refractor supports	GEC NZ Limited C/- MSAS Cargo International Limited PO Box 2427 WELLINGTON	99	994172L	A
9405.99.09	Moulded brass and bronze decorative table lamp bases	Eunice Taylor Ltd C/- PO Box 73073 AUCKLAND AIRPORT	99	993657C	A
9504.30.00	CURRENT APPROVAL: Coin operated, player involvement non video prize redemption entertainment machines, incorporating a ticket dispenser		99	986574J	V
9504.30.00	REQUESTED APPROVAL: Coin operated, player involvement video/non video prize redemption entertainment machines, incorporating a ticket dispenser	Precision Electronic Services PO Box 76307 Manukau City AUCKLAND	99	994189E	V
9608.20.01) 9608.20.09)	CURRENT APPROVAL: Bingo marker pens, being fibre tipped felt pens, with a tip size of greater than 10mm in diameter, or star, heart, or clover shaped tips, of a kind not suitable for writing or drawing		99	992564D	V
9608.20.01) 9608.20.09)	REQUESTED APPROVAL: Bingo marker pens, being fibre tipped felt pens, with a tip size of 8mm or greater in diameter, or star, heart or clover shaped tips, of a kind not suitable for writing or drawing	Ranfords Bingo & Fundraising Supplies Ltd C/- PO Box 286 AUCKLAND	99	994185B	V

* Category of Application:	A	-	General Approval
	CE	-	Capital Equipment
	IM	-	Inputs to Manufacturing - Inability to Supply
	IP	-	Inadequate Production
	MS	-	Manufacturers' Samples
	RUC	-	Revocation of Unused Concession
	S	-	Shortfall
	SS	-	Special Situation
	V	-	Variation of Existing Concession
	W	-	Withdrawal of Concession
	+	-	Denotes amendment or addition

Dated at Wellington this 7th day of November 1996.

V.A. MANKS, Ministry of Commerce.

Tariff Act 1988

TARIFF CONCESSION APPROVALS, WITHDRAWALS AND DECLINES NOTICE (NO. 43) 1996

I. Vincent Anthony Banks, Executive Officer, Ministry of Commerce, acting pursuant to section 8 of the Tariff Act 1988 under delegated authority hereby:

- (a) In accordance with Part II of the Tariff approve in respect of the entry of goods listed in the First Schedule to this notice the rates of duty or exemptions from duty specified in that Schedule with effect from the first day of the month so specified; and
- (b) In accordance with Part II of the Tariff approve in respect of the entry of goods listed in the Second Schedule to this notice the exemptions from duty specified in that Schedule with effect from the first day of the month so specified subject however to such purposes and conditions which I prescribe; and
- (c) Withdraw with effect fourteen days from the date of this *Gazette*, or otherwise at the date so specified, the approvals granted in respect of the entry of goods listed in the Third Schedule to this notice; and
- (d) Decline to approve in respect of the goods listed in the Fourth Schedule to this notice concessions for which application was made.

FIRST SCHEDULE
Concessions Approved

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
A 3814.00.00	Soya based cleaning products, viz: Bean-E-Doo, ink remover d-hase, ink hase remover Ickee Stickee Unstuck, ink and adhesive cleaner	Free	Free	99	994003A	9/96	..
A 3824.90.90	Cetiol 868	Free	Free	99	994006F	9/96	..
A 3824.90.90	3M dry guide coat containing activated carbon powder	Free	Free	99	994005H	9/96	..
A 3916.10.00	Expanded foam polyethylene rod	Free	Free	99	994002C	9/96	..
A 3920.10.09	Polyethylene film, having an embossed, uneven, non slip surface on one side, in thicknesses of 30, 50 or 70 microns	Free	Free	99	994004K	9/96	..
A 5603.94.00	Sheets of rubberised coconut fibre (coir)	Free	Free	99	994036H	9/96	..
A 5609.00.00	Knot boards, being framed displays of knots	Free	Free	99	994014G	9/96	..
A 6804.22.00	Injection moulded nylon bristle discs impregnated with ceramic aluminium oxide mineral	Free	Free	99	994015E	9/96	..
A 7007.21.09	Laminated glass windscreens for motor vehicles viz: Citroen - all models Jaguar - all models Porsche - all models Volkswagon - all models Volvo - all models	Free	Free	99	994011B	9/96	..
X 83.03	Armoured or reinforced safes, strong-boxes and doors and safe deposit lockers for strong-rooms, cash or deed boxes and the like, of base metal, excluding all safes weighing between 155kgs and 2100kgs	Free	Free	99	994192E	12/96	..
V 8425.42.29	Hydraulic vehicle lifting platforms, having a 2500kg loading capacity or greater, excluding two post and four post vehicle hoists of a type designed to be bolted to the floor	Free	Free	99	994161E	12/96	..
X 8479.89.00	Automated endoscope washer	Free	Free	99	703521H	7/88	..
A 8479.89.00	Roller, coater, dryer machine, imported separately or as a composite machine, specially suited for the application of stains, base coats and top coats	Free	Free	99	993992L	8/96	..
X 8479.89.00	Tape laying machine	Free	Free	99	980878H	10/89	..
X 8481.30.00	Flanged check valves viz: (a) classes 150 and 300, in sizes exceeding 300mm (12") (b) other pressure ratings, all sizes	Free	Free	99	580750G	1/88	..
V 8512.20.00	Motor vehicle interior and number plate lights being spare or service parts for the following vehicles: Pontiac Le Mans Isuzu trucks Isuzu vans and utilities Isuzu Trooper/Holden Jackaroo Isuzu/Holden Gemini Isuzu/Holden Piazza Opel - all models Vauxhall - all models Bedford truck Chevrolet, Pontiac, Buick, Cadillac - all models Holden Commodore, Statesman, Caprice, Holden Utility Honda motor vehicles - all models	Free	Free	99	993999H	9/96	..
A 8525.20	Dual channel wireless VHF/UHF telephone and data link	Free	Free	99	994000G	9/96	..
V 8705.40.00)	Concrete batching plant, 1.4m ³ , 2.00m ³ , 2.5m ³ , mobile, rough terrain type	Free	Free	99	993997A	9/96	..
A 8705.90.00)							
A Chapter 89	Spare and service parts of F/V's Amaltal Columbia, Amaltal Mariner, Amaltal Voyager, Amaltal Explorer, Amaltal Endeavour. Regardless of Tariff Classification, with the following exceptions: 1. Parts of general use 2. Fans and blowers 3. Parts of machines approved for entry under Part II concessions, 20, 60, 70, 80, 81 4. Buckets, shovels and grabs 5. Hydraulic hoses with fittings attached 6. Articles of needleloom felt 7. Interchangeable tools e.g., tool bits, saw blades, grinding wheels 8. Tyres and tubes 9. Electric accumulators 10. Electric filament or discharge lamps and tubes 11. Knives and cutting blades 12. Engines 13. Transmission shafts flexible 14. Power take off shafts	Free	Free	99	994018K	9/96	..

Tariff Concession Approvals, Withdrawals and Declines Notice No. 1996/43—continued

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
V 9503.70.00)	Doll house furnishings, fittings and accessories to a scale of one inch	Free	Free	99	993998K	9/96	..
V 9503.90.19)	to one foot						
V 9608.20.01)	Erasable and/or colour changeable felt marker pens with or without stamps	Free	Free	99	993995E	9/96	..
V 9608.20.09)	Marker pens, colour overwrite with or without stamps	Free	Free	99	993996C	9/96	..
A 9608.20.01)	Washable marker pens, clearly packaged and labelled with full instructions regarding removal of ink stains, with an ink system of a kind that is non-toxic and conforming to ASTM D4236, with a bullet tip of a size 6mm in diameter or greater at the base	Free	Free	99	993994G	9/96	..
A 9608.20.09)							

SECOND SCHEDULE

Concession Approvals Subject to Prescribed Purposes and Conditions

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
IM 5112.11.08	Wool 100% - 300m ²	Free	Free	99	994110L	9/96	6/97
5112.11.08	Wool 100% - 300m ²						
5112.19.00	Wool 100% - 450m ²						
5112.19.00	Wool 100% - 600m ²						
5112.19.00	Wool 100% - 600m ²						
5112.19.00	Wool 100% - 300m ²						
5112.19.00	Wool 100% - 450m ²						
5112.19.00	Wool 90%, polyamide 10% - 1320m ²						
5112.19.00	Wool 90%, polyamide 10% - 850m ²						
5112.30.08	Wool 82%, polyamide 18% - 480m ²						
IM 5111.20	Wool 70%, cashmere 10%, polyamide 20% - 1600m ²	Free	Free	99	994114C	9/96	6/97
5112.19.00	Wool 100% - 400m ²						
5112.19.00	Wool 100% - 1150m ²						
IM 5112.19.00	Wool 100% - 300m ²	Free	Free	99	994111J	9/96	6/97
5112.19.00	Wool 100% - 300m ²						
5112.19.00	Wool 100% - 1400m ²						
5112.19.00	Wool 100% - 1700m ²						
5112.30.08	Wool 75%, acrylic 25% - 200m ²						
5112.30.08	Wool 75%, acrylic 25% - 200m ²						
5112.30.08	Wool 75%, acrylic 25% - 300m ²						
5112.30.08	Wool 75%, acrylic 25% - 300m ²						
5512.19.00	Wool 100% - 200m ²						
5515.13.29	Polyester 55%, wool 45% - 720m ²						
IM 5112.19.00	Wool 100% - 220m ²	Free	Free	99	994109G	9/96	6/97
5112.19.00	Wool 100% - 220m ²						
5112.19.00	Wool 100% - 220m ²						
5112.19.00	Wool 100% - 220m ²						
5112.19.00	Wool 100% - 900m ²						
5112.19.00	Wool 93%, polyamide 7% - 220m ²						
5112.30.08	Cashmere 50%, wool 30%, polyamide 20% - 200m ²						
5112.30.08	Wool 75%, acrylic 25% - 200m ²						
5112.30.08	Wool 75%, acrylic 25% - 300m ²						
5515.13.29	Wool 45%, polyester 55% - 2000m ²						
IM 5515.13.29	Polyester 55%, wool 45% - 3900m ²	Free	Free	99	994112G	9/96	6/97
IM 6002.30.12	Knitted fabric article 95K09040 9% elastane, 91% polyamide 800 metres	Free	Free	99	994013J	9/96	9/97
	Knitted fabric article 95K09041 90% nylon, 10% lycra 510 metres						

THIRD SCHEDULE

Concession Approvals Withdrawn

Tariff Item	Description of Goods	Rates of Duty		Part II Ref.	Ref. No.	Effective	
		Normal	Pref.			From	To
4014.90.01	Hot ... bottles	..	..	..	982519D	..	11/96
4701.00.09)	Hardwood Pulp	..	..	..	107918C	..	11/96
4702.00.09)							
4703.19.09)							
4703.29.09)							
4704.19.09)							
4704.29.09)							
4705.00.09)							
83.03	Armoured ... metal	..	..	..	993343D	..	11/96
8425.42.29	Hydraulic ... greater	..	..	..	981127D	..	11/96
8481.30.00	(A) Flanged ... sizes	..	..	..	580750G	..	..
8512.20.00	Motor ... utility	..	..	..	987017C	..	..
8705.40.00)	Concrete ... terrain	..	..	..	988852H	..	..
8705.90.00)							
9503.90.19	Wooden, ... foot	..	..	..	721451A	..	..
9608.20.01)	Erasable ... pens	..	..	..	988449B	..	..
9608.20.09)							
9608.20.01)	Marker ... overwrite	..	..	..	989027A	..	..
9608.20.09)							

Tariff Concession Approvals, Withdrawals and Declines Notice No. 1996/43—continued

FOURTH SCHEDULE
Applications for Concessions Declined

Tariff Item	Description of Goods	Ref. No.
6214.20.00) 6214.30.00) 6214.40.00)	Woven scarves of wool, wool/polyester or wool/nylon	992508C
8425.42.29 8544.60.09	Hydraulic vehicle lifting platforms, having a 2,200kg loading capacity or greater Cable, aluminium conductor, copper screened and either lead sheathed with PVC outer coating or PVC sheathed with a P.E. coating of 2.4mm. rated to 36KV	993503H 993993J

*	Category of Approval:	A - General Approval CE - Capital Equipment GT - Goods in Transit IM - Inputs to Manufacturing - Inability to Supply IP - Inadequate Production MS - Manufacturers' Samples RUC - Revocation of Unused Concession S - Shortfall SS - Special Situation V - Variation of Existing Concession X - Administrative Amendment
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NOTE

The concessions approved subject to prescribed purposes and conditions as listed in the Second Schedule to this notice and declined applications for concessions as listed in the Fourth Schedule to this notice will not be published in the Consolidated List of Approvals.

Dated at Wellington this 7th day of November 1996.

V.A. MANKS, *Ministry of Commerce*

CR 1G/1996

NEW ZEALAND CUSTOMS SERVICE

CUSTOMS AND EXCISE ACT 1996

CUSTOMS (VOLUME OF ALCOHOL) RULES 1996, AMENDMENT NO 1

PURSUANT to Section 288(1)(g) of the Customs and Excise Act 1996 the Chief Executive hereby makes the following rules prescribing the manner in which the volume of alcohol in an alcoholic beverage is to be ascertained and revokes the Customs (Volume of Alcohol) Rules 1996.

RULES**1. Title, Commencement, Application and Purpose –**

- (a) These rules may be cited as the Customs (Volume of Alcohol) Rules 1996, Amendment No 1.
- (b) These rules shall come into force on the 28th day after the day of the publication of these rules in the *Gazette*.
- (c) These rules shall apply for the purposes of prescribing the manner in which the volume of alcohol in an alcoholic beverage is to be ascertained.
- (d) The volume of alcohol in an alcoholic beverage shall be ascertained by multiplying the quantity of litres of the particular beverage by its alcoholic strength in accordance with these rules.

2. Interpretation –

In these rules, unless the context otherwise requires –

- (a) The term “the Act” means the Customs and Excise Act 1996;
- (b) Any terms used in these rules which are defined in Section 2 of the Act shall have the meanings given to them by that section;
- (c) “Targeted strength” means the intended percentage of alcohol by volume for each product, and each brand of the product in relation to alcoholic beverages, as advised by the manufacturer in accordance with such conditions as may be specified under section 12(2) of the Act;
- (d) “Weighted mean value”, in relation to beer which is accounted for in an entry for home consumption, means the percentage of alcohol by volume obtained by dividing the total quantity of litres of alcohol, as ascertained in accordance with these rules, by the total quantity of litres of beer so entered.

3. Methods to ascertain volume of alcohol in beer –

The volume of alcohol in beer may be ascertained by any one or more of the following processes:

- (a) by use of a Servo Chem Automatic Beer Analyser; or
- (b) by use of Headspace Gas Chromatography; or
- (c) by way of distillation followed either by the gravimetric measurement of the distillate or by measurement in an oscillating U-tube type density meter; or
- (d) by steam distillation; or
- (e) by use of a Syva ETS Plus Analyser.

4. Methods to ascertain volume of alcohol in alcoholic beverages other than beer –

The volume of alcohol in alcoholic beverages other than beer may be ascertained by any one or more of the following processes:

- (a) by use of Headspace Gas Chromatography; or
- (b) by way of distillation followed either by the gravimetric measurement of the distillate or by measurement in an oscillating U-tube type density meter; or
- (c) by way of Hydrometric testing using an OIML hydrometer of the British Standard BS 5470, in the case of goods of a class or kind which, if imported, would be classified in Tariff headings 2208.20 to 2208.60 or Tariff items 2208.90.42 or 2208.90.48.

Provided that if the Chief Executive has reason to believe that any alcoholic beverage analysed by use of the process specified in paragraph (c) of this rule has had added to it any substance so as to impair the hydrometer reading, he or she may disregard the results so obtained and require the beverage to be analysed using any one or more of the processes specified in paragraphs (a) or (b) of this rule.

5. Manner of calculating the volume of alcohol –

- (1) For the purposes of the Act, the volume of alcohol present in an alcoholic beverage shall be calculated on an entry as the amount corresponding to the value of "C" in accordance with the formula:

$$C = A \times B$$

where:

A is the total quantity of the beverage, in liquid litres, to which the entry relates; and

B is the alcohol strength of the beverage.

- (2) For the purposes of paragraph (1) of this rule, in respect of alcoholic beverages, other than beer, the alcohol strength is:
 - (a) The targeted strength providing that, when tested, it is equal to the strength obtained from analysis in accordance with these rules; or
 - (b) Where the targeted strength is not confirmed when tested, the result obtained by analysis in accordance with these rules.
- (3) Subject to paragraph (5) of this rule, for the purposes of paragraph (1) of this rule, in respect of beer the alcohol strength is:
 - (a) Subject to paragraph (4) of this rule, where the targeted strength is confirmed within plus 0.04% by the weighted mean value, the targeted strength stated to 2 decimal places; or
 - (b) Subject to paragraph (4) of this rule, where the targeted strength is not confirmed pursuant to subparagraph (a) of this rule when tested and the weighted mean value exceeds the targeted strength by more than 0.04%, the weighted mean value stated to 2 decimal places; or
 - (c) The weighted mean value where the targeted strength is not confirmed when tested and the weighted mean value is less than the targeted strength. Provided that where the weighted mean value is less than the targeted strength for more than two consecutive entries the alcohol strength shall, in the third entry and all entries made thereafter, be declared as the targeted strength stated to 2 decimal places, until such time as the targeted strength or more than such strength is achieved.
- (4) Notwithstanding subparagraphs 3(a) and (b) of this rule, with respect to beer, if in the case of two successive entries the weighted mean value exceeds the targeted strength, the alcohol strength for

the purposes of paragraph (1) of this rule shall, for the third entry and all entries made thereafter, be the weighted mean value until that value is equal to or is less than the targeted strength;

(5) Where the production of beer at any one place of manufacture -

(a) is not expected to exceed 2,000,000 litres per annum intended to be entered for home consumption; and

(b) analyses are not done in accordance with paragraph (3) of this rule

the alcohol strength is;

(i) The targeted strength when confirmed by analyses of three consecutive brews of that beer, at intervals not exceeding 6 months, obtained by using any one or more of the methods to ascertain the volume of alcohol in beer as set out in rule 3 of these rules; or

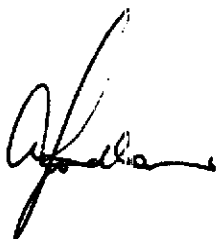
(ii) Where the beer is packaged with a stated label strength, or, in the case of bulk beer, where the product is otherwise packaged with a stated label strength; and

(iii) The label strength is no less than the targeted strength for the product, the alcohol strength for the purposes of paragraph (1) of this rule shall be the label strength.

6. Revocation of the Customs (Volume Of Alcohol) Rules 1996 –

The Customs (Volume of Alcohol) Rules 1996* are hereby revoked.

Dated at Wellington this 1st day of November 1996.



Graeme Ludlow
Chief Executive

* CR IG / 1996

Notice under section 288(7) of the Act.

Copies of these rules are available for inspection free of charge in:

- Auckland - The Customhouse
50 Anzac Ave, Auckland City
- Christchurch - The Customhouse
Drury Street, Christchurch Airport
- Dunedin - The Customhouse
470 Moray Place
- Wellington - The Customhouse
17-21 Whitmore Street

Copies of these rules may be purchased from Publications, New Zealand Customs Service,
Private Bag 1928, Dunedin



