
[LEGAL NOTICE NO. 69]

CUSTOMS ACT 1986

Customs (Prohibited Imports and Exports) (Amendment) Regulations 2021

IN exercise of the powers conferred on me by section 64 of the Customs Act 1986, I hereby make these Regulations—

Short title and commencement

1.—(1) These Regulations may be cited as the Customs (Prohibited Imports and Exports) (Amendment) Regulations 2021.

(2) These Regulations come into force on 1 August 2021.

(3) In these Regulations, the Customs (Prohibited Imports and Exports) Regulations 1986 is referred to as the “Principal Regulations”.

Regulation 15 amended

2. The Principal Regulations is amended in regulation 15 by deleting “\$10,000” and substituting “\$25,000”.

Schedule 1 amended

3. Schedule 1 to the Principal Regulations is amended after item 6 by inserting the following new item—

“7. Pasta, chips, noodles and biscuits that have a remaining shelf life of not less than 3 months from the date of production.”.

Schedule 2 amended

4. Schedule 2 to the Principal Regulations is amended by—

(a) deleting item 14(a) and (b) and substituting the following—

<i>Item No.</i>	<i>Description of Goods</i>	<i>Conditions, Restrictions or Requirements</i>
“14(a)	Used or reconditioned motor vehicles principally designed for the transport of persons including station wagons and racing cars; dual purpose motor vehicles; vehicle chassis and vehicle chassis fitted with engines that are not Euro 4 compliant for diesel and unleaded vehicles. The vehicles subject to a licence are classified under the following tariff items in Schedule 2 to the Customs Tariff Act 1986— 8701.10.00; 8701.20.90; 8701.30.90; 8701.90.90; 8702.10.21; 8702.20.21; 8702.20.22; 8702.30.21; 8702.30.22; 8702.90.91; 8702.90.92; 8703.21.10; 8703.21.30; 8703.21.50; 8703.21.90; 8703.22.10; 8703.22.30; 8703.22.50; 8703.22.90; 8703.23.11; 8703.23.13; 8703.23.15; 8703.23.19; 8703.23.21; 8703.23.23; 8703.23.25; 8703.23.29; 8703.24.10; 8703.24.30; 8703.24.50; 8703.24.90; 8703.31.10; 8703.31.30; 8703.31.50; 8703.31.90; 8703.32.10; 8703.32.30; 8703.32.50; 8703.32.90; 8703.33.11; 8703.33.13; 8703.33.15; 8703.33.19; 8703.33.21; 8703.33.23; 8703.33.25; 8703.33.29; 8704.21.32; 8704.21.34; 8704.21.36; 8704.21.38; 8704.21.41; 8704.21.43; 8704.21.45; 8704.21.49; 8704.21.52; 8704.21.54; 8704.21.56; 8704.21.58; 8704.21.61; 8704.21.63; 8704.21.65; 8704.21.69; 8704.21.72; 8704.21.79; 8704.21.99; 8704.22.30; 8704.22.99; 8704.23.20; 8704.23.99; 8704.31.32; 8704.31.34; 8704.31.36; 8704.31.38; 8704.31.41; 8704.31.43; 8704.31.45; 8704.31.49; 8704.31.52; 8704.31.54; 8704.31.56; 8704.31.58; 8704.31.61; 8704.31.63; 8704.31.65; 8704.31.69; 8704.31.72; 8704.31.79; 8704.31.99; 8704.32.12; 8704.32.19; 8704.32.30; 8704.32.50; 8704.32.90; 8704.90.90; 8706.00.20; 8706.00.99	The importer shall prove to the Comptroller that the vehicles imported will be used for the following purposes— (i) medical; or (ii) tourism and tourism investment related projects, provided however, that any such vehicle must not be transferred, sold or used for any purpose other than the purpose for which it has been imported and in the case of tourism and tourism investment related projects, all vehicles shall be discarded upon completion of the project and shall not be used in Fiji. For the purposes of the following paragraph, “mining purposes” refer to entities that have been granted a mining licence or permit in accordance with the Mining Act 1965. The importer shall prove to the Comptroller that the— (i) skidder imported will be used for forestry or logging purposes only; or (ii) articulated dumper truck imported will be used for mining purposes only, provided however, that any such skidder or articulated dumper truck imported must not be transferred, sold or used for any purpose other than the purpose for which it has been imported.

14(b)	<p>Used or reconditioned; road tractors; motor vehicles principally designed for the transport of persons, including station wagons and racing cars; motor vehicles designed for the transport of goods; special purpose motor vehicles; dual purpose motor vehicles; vehicle chassis and vehicle chassis fitted with engines; trailers and semi-trailers without self-loading devices that are not Euro 4 compliant and are more than 5 years from the year of manufacture for hybrid vehicles. The vehicles subject to a licence are classified under the following tariff items in Part 1 of Schedule 2 to the Customs Tariff Act 1986—</p> <p>8701.10.00; 8701.20.90; 8701.30.90; 8701.90.90; 8701.92.90; 8701.93.90; 8701.94.90; 8701.95.90; 8702.10.21; 8702.10.22; 8702.20.21; 8702.20.22; 8702.30.21; 8702.30.22; 8702.90.91; 8702.90.92; 8703.21.10; 8703.21.30; 8703.22.10; 8703.22.30; 8703.23.11; 8703.23.13; 8703.23.21; 8703.23.23; 8703.24.10; 8703.24.30; 8703.31.10; 8703.31.30; 8703.32.10; 8703.32.30; 8703.33.11; 8703.33.13; 8703.33.21; 8703.33.23; 8703.40.20; 8703.40.40; 8703.40.60; 8703.40.80; 8703.40.99; 8703.50.20; 8703.50.40; 8703.50.60; 8703.50.80; 8703.50.99; 8704.21.12; 8704.21.19; 8704.21.32; 8704.21.34; 8704.21.36; 8704.21.38; 8704.21.41; 8704.21.43; 8704.21.45; 8704.21.49; 8704.21.52; 8704.21.54; 8704.21.56; 8704.21.58; 8704.21.61; 8704.21.63; 8704.21.65; 8704.21.69; 8704.21.72; 8704.21.79; 8704.21.99; 8704.22.30; 8704.22.99; 8704.22.13; 8704.22.19; 8704.22.30; 8704.22.99; 8704.23.20; 8704.23.40; 8704.23.99; 8704.31.12; 8704.31.19; 8704.31.32; 8704.31.34; 8704.31.36; 8704.31.38; 8704.31.41; 8704.31.43; 8704.31.45; 8704.31.49; 8704.31.52; 8704.31.54; 8704.31.56; 8704.31.58; 8704.31.61; 8704.31.63; 8704.31.65; 8704.31.69; 8704.31.72; 8704.31.79; 8704.31.99; 8704.32.12; 8704.32.19; 8704.32.30; 8704.32.50; 8704.32.90; 8704.90.90; 8705.10.90; 8705.20.90; 8705.30.90; 8705.40.90; 8705.90.20; 8705.90.99; 8706.00.20; 8706.00.99</p>	<p>The importer shall prove to the Comptroller that the vehicles imported will be used for the following purposes—</p> <ul style="list-style-type: none"> (i) medical; or (ii) tourism and tourism investment related projects, <p>provided however, that any such vehicle must not be transferred, sold or used for any purpose other than the purpose for which it has been imported and in the case of tourism and tourism investment related projects, all vehicles shall be discarded upon completion of the project and shall not be used in Fiji.</p> <p>For the purposes of the following paragraph, “mining purposes” refer to entities that have been granted a mining licence or permit in accordance with the Mining Act 1965.</p> <p>The importer shall prove to the Comptroller that the—</p> <ul style="list-style-type: none"> (i) skidder imported will be used for forestry or logging purposes only; or (ii) articulated dumper truck imported will be used for mining purposes only, <p>provided however, that any such skidder or articulated dumper truck imported must not be transferred, sold or used for any purpose other than the purpose for which it has been imported.</p>
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14(c)	<p>Used or reconditioned vehicles for public transport of 16 persons or more and goods vehicles; special purpose motor vehicles; road tractors; Liquid Petroleum Gas (LPG) vehicles; Compressed Natural Gas (CNG) vehicles; solar vehicles that are not Euro 4 compliant. The vehicles subject to a licence are classified under the following tariff items in Schedule 2 to the Customs Tariff Act 1986—</p> <p>8701.10.00; 8701.20.90; 8701.30.90; 8701.91.90; 8701.92.90; 8701.93.90; 8701.94.90; 8701.95.90; 8702.10.21; 8702.10.22; 8702.90.91; 8702.90.92; 8703.21.10; 8703.21.30; 8703.21.50; 8703.21.90; 8703.22.10; 8703.22.30; 8703.22.50; 8703.22.90; 8703.23.11; 8703.23.13; 8703.23.15; 8703.23.19; 8703.23.21; 8703.23.23; 8703.23.25; 8703.23.29; 8703.24.10; 8703.24.30; 8703.24.50; 8703.24.90; 8703.31.10; 8703.31.30; 8703.31.50; 8703.31.90; 8703.32.10; 8703.32.30; 8703.32.50; 8703.32.90; 8703.33.11; 8703.33.13; 8703.33.15; 8703.33.19; 8703.33.21; 8703.33.23; 8703.33.25; 8703.33.29; 8703.60.11; 8703.60.15; 8703.60.19; 8703.60.23; 8703.60.29; 8703.70.11; 8703.70.15; 8703.70.19; 8703.70.23; 8703.70.29; 8704.10.90; 8704.21.12; 8704.21.19; 8704.21.32; 8704.21.34; 8704.21.36; 8704.21.38; 8704.21.41; 8704.21.43; 8704.21.45; 8704.21.49; 8704.21.52; 8704.21.54; 8704.21.56; 8704.21.58; 8704.21.61; 8704.21.63; 8704.21.65; 8704.21.69; 8704.21.72; 8704.21.79; 8704.21.99; 8704.22.13; 8704.22.19; 8704.22.30; 8704.22.99; 8704.23.20; 8704.23.40; 8704.23.99; 8704.31.12; 8704.31.19; 8704.31.32; 8704.31.34; 8704.31.36; 8704.31.38; 8704.31.41; 8704.31.43; 8704.31.45; 8704.31.49; 8704.31.52; 8704.31.54; 8704.31.56; 8704.31.58; 8704.31.61; 8704.31.63; 8704.31.65; 8704.31.69; 8704.31.72; 8704.31.79; 8704.31.99; 8704.32.12; 8704.32.19; 8704.32.30; 8704.32.50; 8704.32.90; 8704.90.90; 8705.10.90; 8705.20.90; 8705.30.90; 8705.40.90; 8705.90.20; 8705.90.99; 8706.00.20; 8706.00.99</p>	<p>The importer shall prove to the Comptroller that the vehicles imported will be used for the following purposes—</p> <p>(i) medical; or (ii) tourism and tourism investment related projects,</p> <p>provided however, that any such vehicle must not be transferred, sold or used for any purpose other than the purpose for which it has been imported and in the case of tourism and tourism investment related projects, all vehicles shall be discarded upon completion of the project and shall not be used in Fiji.</p> <p>For the purposes of the following paragraph, “mining purposes” refer to entities that have been granted a mining licence or permit in accordance with the Mining Act 1965.</p> <p>The importer shall prove to the Comptroller that the—</p> <p>(i) skidder imported will be used for forestry or logging purposes only; or (ii) articulated dumper truck imported will be used for mining purposes only,</p> <p>provided however, that any such skidder or articulated dumper truck imported must not be transferred, sold or used for any purpose other than the purpose for which it has been imported.”; and</p>
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(b) in item 16, column 2—

- (i) deleting “Any” and substituting “(i) Any”; and
- (ii) after “use.” inserting the following—
“(ii) E-cigarettes.”.

Schedule 3 amended

4. Schedule 3 to the Principal Regulations is amended by—

(a) in item 5(b), deleting the following tariff items—

“8702.40.21; 8702.40.22; 8702.40.29; 8703.80.11; 8703.80.15; 8703.80.19; 8703.80.23; 8703.80.29;”; and

- (b) in item 6 after “31 December 2019.”, inserting “In this paragraph, a new vehicle does not include new 100% electric vehicles with an electric motor, capable of being charged by plugging to external source of electric power under tariff items 8702.40.11; 8702.40.12; 8702.40.19; 8703.80.10; 8703.80.14; 8703.80.18; 8703.80.22; 8703.80.26, quad bikes and the like.”.

Made this 30th day of July 2021.

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