CONDOMINIUM DES NOUVELLES-HEBRIDES NEW HEBRIDES CONDOMINIUM

ARRETE CONJOINT 19 de 1965 JOINT REGULATION 19 of 1965

JOINT REGULATION

No. 19 of 1965.

J.R. No. 25

of 1966.

To regulate the activities of Customs Agents.

[Joint Regulation No. 19 of 1965 was published in Condominium Gazette No. 237 and is reprinted as amended by Joint Regulation No. 25 of 1966 (Gazette No. 243). See also Joint Regulation No. 7 of 1966.]

MADE by the Resident Commissioners under the provisions of paragraph 2 of Article 2 and Article 7 of the Anglo-French Protocol of 1914.

- 1. Any person or corporate body carrying on the business of performing on behalf of another person, and against payment, the customs formalities connected with the detailed declaration of goods—whether this business be carried on as the main business, or whether it be part of the normal complement of the main business—shall be deemed to be a Customs Agent.
- 2. Notwithstanding the provisions of the Business Licences oint Regulation of 1956, as amended by the Business Licences Amendment) Joint Regulation No. 2 of 1964, and the Business cences (Amendment) Joint Regulation No. 32 of 1964, no person hall carry on the business of performing on behalf of another erson the Customs formalities connected with the detailed declaration of goods if he has not been licensed as a Customs Agent.
- 3. (1) This Licence shall be issued by the Resident Commisoners, after consultation with the Controller of Customs and shall personal to the applicant, following an application addressed to Controller of Customs through the District Agents of the strict concerned, in the form prescribed in the Schedule to this lat Regulation.
 - (2) The said licence shall state the Customs office or offices which the licence is valid.
 - (3) This licence shall be granted within two months following date of application.

Decisions to reject applications—the reasons for which need not isclosed—shall be notified individually to the applicants by the iroller of Customs. If no reply is made within two months, the ligation may be regarded as approved.]

- The Resident Commissioners, after consultation with the inclience of Customs, may withdraw any licence either temporarily imanently.
- (2) In the event of renunciation of the permit by the holder of, the decease of the holder of such a permit, or the winding up

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de la ayé la vronta is. of a Company holding a permit, the Controller of Customs shall certify that the permit has become null and void, and shall make this fact known to all those concerned by means of public announcements in the Condominium Gazette and notices displayed in places where this is normally done.

- (3) The Controller of Customs may request that the permit be withdrawn—
 - (i) when an amendment to the articles of a Company holding a permit seems to him to be incompatible with the retention of the permit;
 - (ii) when the holder of a permit has not carried on any professional activity for a period of one year;
 - (iii) each time the holder of a permit has committed an offence either against Customs legislation or against professional practice.

At least two weeks before transmitting the file to the Resident Commissioners, the Controller of Customs shall notify the person or body concerned of the proposed measures and invite him to provide explanations in writing.

The Resident Commissioners shall give a decision with regard to the proposals made by the Controller of Customs within two months following the transmission of the file. If a decision is not aken within two months, the proposals made by the Controller of Customs may be regarded as approved.]

- 5. (1) Every Customs Agent shall, within a period of two months as from the date of issue of his licences, give evidence to the controller of Customs of the following—
 - [(i) that he is in possession of premises in the New Hebrides at each port where he intends to carry on his professional activity.]
 - (ii) that he has paid the licence fee under the Business Licences Joint Regulations of 1956, as amended aforesaid, relative to the business of a Customs Agent.
 - (2) He shall not carry out any business transaction as a ustoms Agent before producing this evidence.
 - 6. (1) The Customs Agent himself shall draw up the declaran. He may make provisional payment of the duties and taxes, and y himself present the goods for examination.
 - (2) He may authorise in writing his salaried employees to act his behalf.
 - 7. (1) Any person having already paid the licence fee under Businesses Licences Joint Regulation of 1956 as amended afore-as a Customs Agent, at the time this Joint Regulation comes operation, shall within two months apply for a licence as yided for in Section 3.

J.R. No. 25 of 1966. ur sera intégral

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Résident de

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(2) In the event of the application being rejected, the applicant shall receive full reimbursement of the licence fee.

8. This Regulation may be cited as the Joint Customs Agents Regulation No. 19 of 1965, and shall come into operation on the date of its publication in the Condominium Gazette.

Dated at Vila this 28th day of December, 1965.

MOURADIAN

ALEX. M. WILKIE

The Resident Commissioner for the French Republic.

Her Britannic Majesty's Resident Commissioner.

SCHEDULE

APPLICATION FOR LICENCE AS CUSTOMS AGENT*

(Section 3 (1))

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pplication for a licer	nce to carry on the	business of a Customs Ag	gent
ART I (to be comple	eted by applicant)		
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ART II Comments it is to be a comment of the commen	-1	French District Agent	

RT III Comment.	s of Condominium	Treasurer	
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