



Australian Government
Australian Customs and
Border Protection Service

APPLICATION FOR TARIFF CONCESSION ORDER (TCO)

IMPORTANT: Please read the information below carefully before completing this form.

Are you aware that substitutable goods are produced in Australia in the ordinary course of business?

- (a) If you are aware, based on information and your inquiries that substitutable goods are being produced in Australia in the ordinary course of business then you should not lodge an application for a TCO.

Do you need to apply for new TCO?

- (b) Before lodging this application for a TCO, the applicant should determine whether a suitable TCO already exists. Information on existing TCOs is contained in the Schedule of Concessional Instruments (SCI), which is available on the Internet at www.customs.gov.au.

Have you verified that there are no substitutable goods produced in Australia (refer to questions 5, 6 and 7 of the form)?

- (c) Section 269FA of the *Customs Act 1901* states "It is the responsibility of an applicant for a TCO to establish, to the satisfaction of the Chief Executive Officer (CEO), that, on the basis of:
- (i) all information that the applicant has, or can reasonably be expected to have; and
 - (ii) all inquiries that the applicant has made, or can reasonably be expected to make;
- there are reasonable grounds for asserting that the application meets the core criteria".
The application is taken to meet the core criteria if, on the day of lodgement of the application, **no substitutable goods** were produced in Australia in the ordinary course of business.

Completing the application

- (d) Section 269F of the *Customs Act 1901* requires that a TCO application be in writing, be in an "approved form", contain such information as the form requires, and be signed in the manner indicated in the form.
This is the approved form for the purposes of that section.

- (e) Section 269F(3) states that a TCO application must contain:

- (a) a full description of the goods to which the application relates; and
- (b) a statement of the tariff classification that, in the opinion of the applicant, applies to the goods; and
- (c) if the applicant is not proposing to make use of the TCO to import the goods to which the application relates into Australia on the applicant's own behalf – the identity of the importer for whom the applicant is acting; and
- (d) particulars of all inquiries made by the applicant (including inquiries made of prescribed organisations) to assist in establishing that there were reasonable grounds for believing that on the day on which the application was lodged, there were no producers in Australia of substitutable goods.

Question 1 to 8 must be answered

- (f) Failure to supply the information required by this form will result in rejection of the application (and in the loss of operative date.)
- (g) Customs and Border Protection may require an applicant to substantiate, with documentary evidence, any information provided in the application form. Customs and Border Protection may also undertake its own inquiries as allowed under section 269M.
- (h) Receipt of your application will be acknowledged. Any resultant TCO will operate from the date of receipt.
- (i) Where an application is accepted as being a valid application, the identity of the applicant and of the importer for whom the applicant is acting will be published in the *Commonwealth of Australia Tariff Concessions Gazette* (the Gazette).
- (j) Further Information on the Tariff Concession System is available in Part XVA of the *Customs Act 1901*; in relevant Australian Customs Notices (ACNs), Practice Statements and related Instructions and Guidelines on the Internet at www.customs.gov.au; by e-mailing tarcon@customs.gov.au; or by phoning the Customs and Border Protection Information Centre 1300 363 263.
- (k) Attached to this form are extracts from relevant legislation. Also please refer to Australian Customs Notice 2010/03 containing advice as to what Customs and Border Protection considers to be 'reasonable inquiries', advice on conducting searches on national and international search engines and a suggested format letter that you might choose to use when contacting potential local manufacturers to determine if it produces substitutable goods.

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APPLICANT DETAILS

Applicant's Name: IN VITRO Technology Pty Ltd	Australian Business Number (A.B.N): 27102379895
Postal Address: 7-9 Summit Road, Noble Park, Victoria, 3174 IAD1772M	
Applicant's Reference: IAD1772M	Company Contact: s47F
Telephone Number: s47F	Position Held: s47F
Mobile Telephone Number: General 1300 552 003	Email Address: s47F@Invitro.com.au
Facsimile Number: s47F	

If the applicant (as named above) does not intend to use the TCO to import into Australia the goods the subject of the application, you must provide, in the section below, the identity of the importer for whom you are acting (refer to paragraph 296F(3)(c) of the Customs Act 1901).

IMPORTER DETAILS

If same as applicant write "as above" Importer's Name: "As Above"	Australian Business Number (A.B.N):
Postal Address:	
Importer's Reference:	Company Contact:
Telephone Number:	Position Held:
Mobile Telephone Number:	Email Address:
Facsimile Number:	

AGENT/BROKER DETAILS (if applicable)

Agent's Name: DHL Global Forwarding	Australian Business Number (A.B.N): 62 002 636 124
Postal Address: LOCKED BAG 10, TULLAMARINE, VIC 3043	
Agent's Reference: IAD-1880-M	Agency Contact: s47F
Telephone Number: s47F	Position Held: s47F
Mobile Telephone Number: s47F	Email Address: s47F@Dhl.com
Facsimile Number: 03 9344 8999	

Is this application intended to support an application for a concession under the Enhanced Project By-law Scheme?

☐ YES

☒ NO

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1. DESCRIPTION OF GOODS

- (a) The description of the goods in the application may be used as the description of the goods in the TCO (if made).
- (b) The application must provide a full description of the goods, including the physical features of the various components of the goods. It must not describe the goods in terms of what they do.
- (c) In accordance with section 269SJ of the Customs Act 1901, the CEO must **not** make a TCO in respect of goods:
- (i) described in terms other than in generic terms; or
 - (ii) described in terms of their intended end use; or
 - (iii) declared by the regulations to be goods to which a TCO should not be extended.
- Goods will be taken to be described in terms other than in generic terms if, for example, their description, either directly or by implication, indicates that they are goods of a particular brand or model, or that a particular part number applies to the goods.
- (d) Guidance on the drafting of the description of goods is contained in relevant Practice Statements and/or Instructions and Guidelines on the Internet at www.customs.gov.au. Failure to comply with Customs and Border Protection requirements may result in rejection of the application.

Describe the goods as you would propose the wording to appear if the Tariff Concession Order is granted.

Laboratory Cell Harvester having all of the following

- a) Fully automated centrifuge, aspiration and dispensing.
- b) Automatic centrifuge Loading & unloading
- c) LCD Screen d) Programmable

2. ILLUSTRATIVE MATERIAL

Attach technical and illustrative descriptive material (IDM) as well as any extracts from the relevant industry standard (if referred to in the description of the goods) and/or a sample to enable full and accurate identification of the goods the subject of the application. This application will be rejected if insufficient or inadequate IDM is provided.

Please note that simply supplying a reference to a website is not acceptable.

3. TARIFF CLASSIFICATION

- (a) Identify the tariff classification (to 8 figure subheading level)
- (b) Identify the General Duty rate 5% %
- (c) If a Tariff Advice for the goods has been sought or obtained, please provide the TA No or attach a copy.

4. USES OF THE IMPORTED GOODS

Describe ALL uses (including design uses) to which the goods can be put.

Automated Laboratory Culture harvesting machine, Robotic arm lifters

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5. Information that the applicant and importer has regarding Australian manufacturers of substitutable goods or potentially substitutable goods.

The following questions require the applicant and the importer (if a different party to the applicant) to provide details of all information that they have with regard to the presence of Australian manufacturers of substitutable goods or potentially substitutable goods.

5A APPLICANT.

In considering the goods which are the subject of this TCO application, is the applicant aware of any Australian manufacturers or producers of substitutable goods, or of potentially substitutable goods?

☐ YES

☒ NO

If YES, please provide the names of these Australian manufacturers or producers.

From industry information obtained, similar goods not manufactured in Australia

5B - IMPORTER.

In considering the goods which are the subject of this TCO application, is the importer (as listed on page 2) aware of any Australian manufacturers or producers of substitutable goods or potentially substitutable goods?

☐ YES

☒ NO

If YES, please provide the names of these Australian manufacturers or producers.

5C. Please provide details of other information that the applicant and/or importer may have to assist in locating any local manufacturers.

- (i) Is the applicant and/or importer a member of a relevant industry association and, if so, what is the name of the association?

☐ YES

☒ NO

If YES, what is the name of association/s:

- (ii) Has the applicant and/or importer attended, in the past year, any trade fairs or industry events where Australian manufacturers and producers of goods that may be substitutable have been exhibitors?

☐ YES

☒ NO

If YES, what is/are the name/s of relevant Australian manufacturers of potentially substitutable goods that may have exhibited?

- (iii) In the past two years, has the applicant and/or importer participated in government and/or trade procurement processes (for example, tenders for made-to-order capital equipment) which might indicate the existence of Australian manufacturers or producers of goods that are substitutable, or potentially substitutable, for the goods that are the subject of this TCO application?

☐ YES

☒ NO

If YES, describe each procurement process, and type of goods, including made-to-order capital goods, that were the subject of each procurement process and any Australian manufacturers or producers known to have participated in each procurement process?

Nil

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5

6. INQUIRIES THAT THE APPLICANT AND/OR IMPORTER HAS MADE REGARDING LOCAL MANUFACTURERS OF SUBSTITUTABLE GOODS, OR OF POTENTIALLY SUBSTITUTABLE GOODS?

The following questions require you to provide details of all inquiries that the applicant and/or importer have made to assist the CEO in establishing that there are reasonable grounds for believing that, on the day on which the application was lodged, there were no producers or manufacturers in Australia of substitutable goods, or potentially substitutable goods.

6A - PRESCRIBED ORGANISATIONS - Prescribed organisations, such as the Industry Capability Network, are listed in Regulation 179A of Customs Regulations 1926.

Have you asked a prescribed organisation to obtain advice about whether there are manufacturers or producers in Australia of substitutable goods, or of potentially substitutable goods?

☐ YES Please attach a copy of the terms of the request and all advice received. If you have obtained a report from a prescribed organisation, you are not required to answer 6B.

☒ NO If you have not obtained a report from a prescribed organisation, you are required to answer 6B.

6B. SEARCHES OF THREE DIFFERENT DATABASES CONTAINED IN TRADE DIRECTORIES, PUBLIC SEARCH ENGINES OR WEBSITES LISTING AUSTRALIAN PRODUCTS

If you have not obtained a report from a prescribed organisation, you must make inquiries in at least three databases to locate the possible existence of Australian manufacturers or producers of goods that may be substitutable for the goods the subject of the TCO application. Examples of these databases may include trade directories such as Kompass, search engines such as Google, and websites listing Australian products such as www.australianmade.com.au. Please refer to ACN 2010/03 for guidance as to what Customs and Border Protection considers to be a reasonable search.

1 - Name of database: KOMPAS AU

Search terms used in database: Compressor & Dryer Units

Please attach printouts of the search results. For search engines such as Google, please supply only the first three pages.

2 - Name of database: HOT FROG Au

Search terms used in database: Compressor & Dryer Units

Please attach printouts of the search results. For search engines such as Google, please supply only the first three pages.

3 - Name of database: FERRET AU

Search terms used in database: Compressor & Dryer Units

Google Australia

Please attach printouts of the search results. For search engines such as Google, please supply only the first three pages.

6C. INDUSTRY ASSOCIATIONS

Has the applicant and/or importer made inquiries of industry associations in Australia representing suppliers, manufacturers of the goods that may be substitutable to those the subject of the TCO?

☐ YES Please attach a copy of the terms of the request and any response received.

☒ NO Please explain why you have not made enquiries.

Have contacted suppliers direct from searched carried out.

Highly technical and Specialised machinery to manufacture with limited demand in Australia

Manufacture also requires government approvals in regard to manufacturing standards for such equipment.

From research undertaken, goods and similar goods appear to have no manufacturing in Australia.

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7. NOTIFICATION OF POTENTIAL AUSTRALIAN MANUFACTURERS

If any of the answers to questions 5 or 6 identified any potential local manufacturers of substitutable goods, please provide details of the inquiries that you undertook to notify those local manufacturers of your application and to seek advice as to whether they believe they manufacture any substitutable goods. Please refer to Australian Customs Notice 2010/03 for a suggested format of a letter to a potential local manufacturer of substitutable goods.

Please provide a copy of your request to each business. Please provide the business names, details of the contact that you made and all responses received at the time of lodging this application.

1 - Name and address of business: REFER ATTACHMENTS

Please provide a copy of your request to each business. Is the copy attached? ☐ YES ☐ NO

Please provide a copy of the response provided, if any. Is their response attached? ☐ YES ☐ NO

2 - Name and address of business:

Please provide a copy of your request to each business. Is the copy attached? ☐ YES ☐ NO

Please provide a copy of the response provided, if any. Is their response attached? ☐ YES ☐ NO

3 - Name and address of business:

Please provide a copy of your request to each business. Is the copy attached? ☐ YES ☐ NO

Please provide a copy of the response provided, if any. Is their response attached? ☐ YES ☐ NO

4 - Name and address of business:

Please provide a copy of your request to each business. Is the copy attached? ☐ YES ☐ NO

Please provide a copy of the response provided, if any. Is their response attached? ☐ YES ☐ NO

8. JUSTIFICATION FOR APPLICATION

Where potential Australian producers or manufacturers have been identified in questions 5, 6 or 7, please provide details as to why you believe that they do not produce substitutable goods in Australia in the ordinary course of business.

Please refer to the attached definitions for the legislative definitions of 'core criteria', 'substitutable goods', 'goods produced in Australia' and 'the ordinary course of business'.

Refer 6C above. No local manufacturer in AU at present from the information sent out.

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APPLICANT'S DECLARATIONI, **s47F**Position Held **s47F**Company: (if applicable) **DHL GLOBAL FORWARDING**

declare that:

1. I have the authority to act on behalf of the company/applicant;
2. To the best of my knowledge and belief the information contained in this form including any attachments is correct;
3. I have ensured that questions 1 to 8 are completed and supporting documents are provided; and
4. I agree, in submitting this form by electronic means (including facsimile) that, for the purposes of Sub-section 14(3) of the Electronic Transactions Act 1999, this application will be taken to have been lodged when it is first received by an officer of Customs and Border Protection, or if by e-mail to **tarcon@customs.gov.au**, when it is first accessed by an officer of Customs and Border Protection, as specified in Sub-Section 269F(4) of the Customs Act 1901.
5. I have read the relevant Australian Customs Notice headed Applicant's Obligations in Making a TCO application and the definitions attached to this form and understand my obligations under Section 269FA with regard to the making and processing of Tariff Concession Order applications.
6. I acknowledge that I understand that under Section 269M(6) of the *Customs Act 1901* that at any time during the period of 150 days from the gazettal day, the CEO may, for the purpose of dealing with a TCO application, and despite section 16 of the Customs Administration Act 1985, give a copy of all, or of a part, of the application to a prescribed organisation with a view to obtaining the advice of the organisation in relation to the question whether there are any producers in Australia of substitutable goods.

Signature of Applicant/Agent/Broker: **s47F**Date: **05 / Nov / 2012****NOTE:**

Section 234 of the Customs Act 1901 provides that it is an offence to make a statement to an officer that is false or misleading in a material particular.

Before lodging your form please ensure that you have attached the following:

- ☒ Attached IDM/Samples?
- ☒ Attached Local Manufacturer search results?
- ☒ Application signed & dated?
- ☒ Questions 1-8 answered?
- ☒ All enquiries requested undertaken?

When this form has been completed please lodge it with Customs and Border Protection by:

•posting it by prepaid post to:

Director
Tariff Concession Section
Trade Services Branch
Australian Customs and
Border Protection Service,
Customs House
5 Constitution Avenue
CANBERRA ACT 2601

OR•delivering it to the ACT Regional Office located at:
Customs House, Canberra**OR**

•sending it by facsimile to: (02) 6275 6376

OR•e-mailing it to: **tarcon@customs.gov.au**

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FOR OFFICE USE ONLY AUSTRALIAN CUSTOMS AND BORDER PROTECTION SERVICE STAFF**269(H) Screening the Application**

Is the CEO satisfied that the application complies with Section 269F?

☐

YES

☐

NO

Is the CEO satisfied that the applicant has discharged all responsibilities referred to in section 269FA?

☐

YES

☐

NO

Is the CEO aware of any producer in Australia of substitutable goods?

☐

YES

☐

NO

Are the goods on the Excluded Goods Schedule (Regulation 185)?

☐

YES

☐

NO

Does a TCO already exist for these goods?

☐

YES

☐

NO

Information for applicants - some useful definitions from the Customs Act 1901**269B Interpretation**

substitutable goods, in respect of goods the subject of a TCO application or of a TCO, means goods produced in Australia that are put, or are capable of being put, to a use that corresponds with a use (including a design use) to which the goods the subject of the application or of the TCO can be put.

- (3) In determining whether goods produced in Australia are put, or are capable of being put, to a use corresponding to a use to which goods the subject of a TCO, or of an application for a TCO, can be put, it is irrelevant whether or not the first mentioned goods compete with the second mentioned goods in any market.

269C Interpretation - core criteria

For the purposes of this Part, a TCO application is taken to meet the core criteria if, on the day on which the application was lodged, no substitutable goods were produced in Australia in the ordinary course of business.

269D Interpretation - goods produced in Australia

- (1) For the purposes of this Part, goods, other than unmanufactured raw products, are taken to be produced in Australia if:
- the goods are wholly or partly manufactured in Australia; and
 - not less than $\frac{1}{4}$ of the factory or works costs of the goods is represented by the sum of:
 - the value of Australian labour; and
 - the value of Australian materials; and
 - the factory overhead expenses incurred in Australia in respect of the goods.
- (2) For the purposes of this Part, goods are to be taken to have been partly manufactured in Australia if at least one substantial process in the manufacture of the goods was carried out in Australia.
- (3) Without limiting the meaning of the expression substantial process in the manufacture of the goods, any of the following operations or any combination of those operations does not constitute such a process:
- operations to preserve goods during transportation or storage;
 - operations to improve the packing or labelling or marketable quality of goods;
 - operations to prepare goods for shipment;
 - simple assembly operations;
 - operations to mix goods where the resulting product does not have different properties from those of the goods that have been mixed.
- (4) For the purposes of this section, the CEO may, by instrument in writing published in the *Gazette*:
- direct that the factory or works cost of goods is to be determined in a specified manner; and
 - direct that the value of Australian labour, the value of Australian materials or the factory overhead expenses incurred in Australia in respect of goods is to be determined in a specified manner;
- and those directions have effect accordingly.
- (5) The provisions of sections 48 (other than paragraphs (1)(a) and (b) and subsection (2)), 48A, 48B, 49A and 50 of the *Acts Interpretation Act 1901* apply in relation to directions given under subsection (4) as if:
- references in those provisions to regulations were references to directions; and
 - references in those provisions to the repeal of a regulation were references to the revocation of a direction.

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269E Interpretation - the ordinary course of business

- (1) For the purposes of this Part, other than section 269Q, goods (other than made-to-order capital equipment) that are substitutable goods in relation to goods the subject of a TCO application are taken to be produced in Australia in the ordinary course of business if:
- (a) they have been produced in Australia in the 2 years before the application was lodged; or
 - (b) they have been produced, and are held in stock, in Australia; or
 - (c) they are produced in Australia on an intermittent basis and have been so produced in the 5 years before the application was lodged;
- and a producer in Australia is prepared to accept an order to supply them.
- (2) For the purposes of this Part, goods that:
- (a) are substitutable goods in relation to goods the subject of a TCO application; and
 - (b) are made to order capital equipment;
- are taken to be produced in Australia in the ordinary course of business if:
- (c) a producer in Australia:
 - (i) has made goods requiring the same labour skills, technology and design expertise as the substitutable goods in the 2 years before the application was lodged; and
 - (ii) could produce the substitutable goods with existing facilities; and
 - (d) the producer is prepared to accept an order to supply the substitutable goods.
- (3) In this section:
- made-to-order capital equipment** means a particular item of capital equipment:
- (a) that is made in Australia on a one-off basis to meet a specific order rather than being the subject of regular or intermittent production; and
 - (b) that is not produced in quantities indicative of a production run.

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Aussan Laboratories manufacture and market organic sanitisers ...

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Ceramic Fuels Cells limited (CFCL) develops and commercialise ...

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Australian Pressure Laboratory

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Brisbane City North | North VIC |
Southern Melbourne | Bayside VIC |
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ROSEBERY, NSW | BRISBANE, QLD |
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
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
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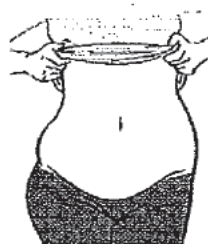
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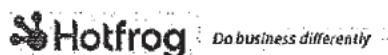
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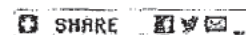
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Current chosen criteria for company search

Product codes & descriptions : Cell harvesters, culture media, laboratory

Geographical search criteria:

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list of companies to select form

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ParMED

**139-145 Greens Road,
Dandenong South,
Vic 3175**

Ph +613 9791 6444 Fax +613 9791 6530 Sent on Line- 01-Nov-2012.3pm

RE: Multi Position Laboratory Cell Harvesters.

Dear Madam/Sir,

IAD.1772.M

Your company has been nominated by the Local Industry (or Product sights, Industry Capability Network and other Manufacturer search sights) in respect of being a current producer of the type of equipment shown below:

Multi Position Laboratory Cell Harvesters.

Technical Information on the above products will be forwarded to you upon request.

Can you please confirm if your company has produced substitutable goods, meeting the terms of the above description, within the last two years, and if possible, provide evidence to support this. Also advise if you are aware of another company in Australia which may be producing goods in this category

Client: **Invitro Technology.**

The purpose of this exercise is to aid in the application of a Tariff Concession Order (TCO), providing the goods meet the core criteria of the TCO scheme. Our client, **Invitro Technology.** is of the understanding that such goods are not currently manufactured in Australia as previous suppliers have confirmed they no longer produce such components. If your company does produce similar goods, but only in a limited range, please advise what these are so we can exclude such range/products for any Concession application.

I thank you for your attention to this matter and look forward to receiving your written response by return in due course.

Best Regards

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Industry Assistance Division

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DHL Global Forwarding

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Melbourne Airport VIC 3043

AUSTRALIA

Phone: s47F

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Ratek Instruments

11 Irene Street, Coburg VIC 3058,

Ph +613 9887 2161 Fax +613 9887 2000 Sent on Line - 30-Oct-2012

RE: **Multi Position Laboratory Cell Harvesters.**

Dear Madam/Sir,

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Crea Laboratory Technologies

Unit 4, 4 Teamster Close,
Tuggerah Business Park,
Tuggerah, NSW 2259

Ph +612 4320 6671 Fax +612 4320 6675 Sent on Line - 30-Oct-2012

RE: **Multi Position Laboratory Cell Harvesters.**

Dear Madam/Sir,

IAD.1772.M

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Pacific Laboratory Products

PO Box 465 Blackburn VIC 3130

Sent on Line -

30-Oct-2012

RE: Multi Position Laboratory Cell Harvesters.

Dear Madam/Sir,
IAD.1772.M

Your company has been nominated by the Local Industry (or Product sights, Industry Capability Network and other Manufacturer search sights) in respect of being a current producer of the type of equipment shown below:

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TAPIN

Tariff Advice Application Number 20509100

Tariff Advice Details:

Previous Tariff Advice Number

Status FINALISED

Changed Status

Type TARIFF CONCESSION ORDER ADVICE

State VIC

Confidential

Input Date 10 Jul 2012

Company and Contact Details:

s22(1)(a)(ii)

Goods Details:

Goods Description Product : MultiPrep CellSprint Harvester 48 position

Descriptn : Cytogenetic Centrifugal Cell harvester

Features:

- >. Fully automated centrifugation, aspiration and dispensing features
- >. Automatically Loaded and Unloaded >3. Robotic Pick up and Placement
- >.LCD Screen >. Alarmed sensors for off balance Centifuge
- >. Duel aspiration head washing & cleaning head.

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TAPIN

Tariff Advice Application Number 20509100

Claimed Tariff Classification 8479 . 89 . 90

Claimed Instrument 9807164

Claimed Schedule 4 Item 50

Claimed Reasons

Item : 8421.19... Desc : Centrifuge Units ...
Item considered because unit does contain a centrifuge unit .
Item not considered applicable being a multipurpose machine
Refer IR 3 (a) & (c). Refer Sect 16 Gen Note (2)...Filtering
Machinery and apparatus HS8421...

Item : 8421.21... Desc : Liquid Filtering Apparatus ...
Item considered because unit does contain a filtering
apparatus . Item not considered applicable being a
multipurpose machine
Refer IR 3 (a) & (c). Refer Sect 16 Gen Note (2)...Filtering
Machinery and apparatus HS8421...

Item : 9018.90... Desc : Medical Machines & Apparatus
Item considered because it may be used in conjunction with
medical applications. Item is not considered applicable as it is
a Laboratory instrument or apparatus thus 8479 or 9027...
deemd to be applicable...

Item : 9032.89... Desc : Electronic Instruments & Apparatus
Item considered because of electronic programming
capabilities of the machine. Item not considered applicable as
the unit prime function relates to Filter process for laboratory
cell collection. Refer notes above and IR 3 (a) & (c) Also Chp
90 Note 1(g) gives directions for goods related to Chp 84-85.

Item : 8419.39.00... Desc : Other Drying Apparatus
Item considered as unit will cause a drying process in the cell
collection. Item not applicable as the drying process is not
caused by a blower or heating elemet.the drying process.,
IR 3 (a) & (c) applic. per specific function. Also refer HS
Heading notes below for Chp 8419...

Item : 8479.80... Desc : Other Machines & Apparatus ...
Item considered as the prime constituent is metal. Item not
applicable per Sect 15 Note (1) Excludes goods from Sect 16
Machinery & Electrical.

Continued...

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Requested By K5000172



TAPIN

Tariff Advice Application Number 20509100

This heading is restricted to machinery having individual functions, which :

- (a) Is not excluded from this Chapter by the operation of any Section or Chapter Note. and
- (b) Is not covered more specifically by a heading in any other Chapter of the Nomenclature. and
- (c) Cannot be classified in any other particular heading of this Chapter since :

- (i) No other heading covers it by reference to its method of functioning, description or type. and
- (ii) No other heading covers it by reference to its use or to the industry in which it is employed. or
- (iii) It could fall equally well into two (or more) other such headings (general purpose machines).

The machinery of this heading is distinguished from the parts of machinery, etc., that fall to be classified in accordance with the general provisions concerning parts, by the fact that it has individual functions.

For this purpose the following are to be regarded as having " individual functions " :

- (A) Mechanical devices, with or without motors or other driving force, whose function can be performed distinctly from and independently of any other machine or appliance.

Example :

Tariff Code: 8479.89.90 Reference No: 9807164 Schedule4

Item: 50

CYTOLOGY CELL COLLECTION PREPARATION

INSTRUMENT, having ALL of the

following:

- (a) integrated control;
- (b) liquid crystal display;
- (c) keyboard operation;
- (d) monolayer cell presentation

Op. 12.08.98 Dec. date 30.10.98 - TC 9807164

Precedents Considered Applic:.. Nil

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Requested By K5000172



TAPIN

Tariff Advice Application Number 20509100

Lodgement Details:

Lodge Date	12 Jul 2012	
Sample Provided	NO	
Illustrative Descriptive Material	YES	
Additional Info Requested	NO	Requested On
Additional Info Received		Received On

Acquittal Details:

Acquit Date	4 Sep 2012
Given Tariff Classification	8479 . 89 . 90
Given Instrument	
Given Schedule 4 Item	

Given Reasons

DETAILED DESCRIPTION OF GOODS:
MultiPrep CellSprint Automated Cytogenic Suspension Culture Harvester, being machinery specifically designed for automated 'Walk Away' Suspension Culture Metaphase Harvesting. Goods are a 48 position fully automated machine performing a variety of complimentary processes automatically, controlled via an LCD Screen. These processes include: Fully automated centrifugation, aspiration and dispensing features, Standardisation of the harvesting procedure eliminating operator variability, Rapid, high sample throughput by multilevel, parallel sample processing, optimal integral fixative mixing providing fresh fixative with no operator intervention, Integral Fume extraction eliminating exposure to hazardous fixative vapour, Integral HEPA filtered processing environment, Easy to use control system, Extensive alarm system enhancing sample security and system reliability, Multiple dispensing and aspiration probes ensuring blockage free operation, Easy programming capability to accommodate or modify existing protocols, Range of tried and tested harvesting protocols supplied. Goods prepare various samples of micro-organisms and cultures for separate analysis and other purposes. However the Multiprep CellSprint does not perform any Physical or Chemical Analysis, Measuring or Checking of the Micro-Biological Cultures itself.

IDENTIFICATION OF GOODS:
Automated Cytogenetic Centrifugal Suspension Culture Harvester

HEADINGS CONSIDERED:
8421, 8479, 9018, & 9027.

HEADINGS REJECTED AND REASONS WHY:
8421: Goods are more than just a Centrifuge or Dryer of this heading.
9018: Excluded as the goods are not primarily used in a Medical setting.
9027: Goods are a composite machine used in a Laboratory Setting however they do not conduct Physical or Chemical Analysis, Measuring or Checking of the micro-biological specimens themselves.

APPROPRIATE HEADING AND REASONS WHY:
8479: IR1, TOH. Goods are a Composite Machine performing two or more

Continued...

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Requested By K5000172



TAPIN

Tariff Advice Application Number 20509100

complimentary individual functions designed for the automated preparation of micro-biological culture(s) specimens for analysis, NESOI. Sect XVI, Note 3 is applicable. HSEN XVI-8479-1to8, including (III) Miscellaneous Machinery gives further guidance.

SUBHEADINGS CONSIDERED:

8479.50: & 8479.89:

SUB-HEADINGS REJECTED and REASONS WHY:

8479.50: Good are more than just Industrial Robots of this sub-heading.

APPROPRIATE SUBHEADING AND REASONS WHY:

8479.89.90: IR6, TOSH. Other machines performing a variety of tasks as described above, Not specified in the previous sub-headings.

TCO ELIGIBILITY OR OTHERWISE AND REASONS WHY:

TC 9807164 is not applicable. Goods do not comply with items (C) and (D) and therefore the TCO does not apply.

Note: THIS DECISION ONLY APPLIES TO GOODS AS DETAILED IN THIS APPLICATION FROM THE SUPPLIER NOMINATED IN THIS APPLICATION AND IMPORTED BY THE OWNER NOMINATED IN THIS APPLICATION. THIS DECISION IS VALID IN ALL AUSTRALIAN PORTS FOR FIVE (5) YEARS FROM THE DATE OF THIS DECISION.

Decision Officer Name s22(1)(a)(ii)

Decision Officer Phone s22(1)(a)(ii)

Registry File Number

Multiple Classification NO

Rejection Reason

Void Details:

Void Reason

Void Date

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PRE SCREENING CHECKLIST – TC 1242273

To Delegate of Chief Executive Officer

A pre-screening of this application has been made for compliance with the form, practice statements, Australian Customs Notice 2010/03 and other requirements of Customs and Border Protection. In undertaking your own enquiries, you may wish to consider the following matters.

Application Form

- Applicant – IN VITRO Technology Pty Ltd
- Broker - DHL Global Forwarding Pty Ltd

1 – Description of Goods

- Laboratory Cell Harvester

2 - Illustrative Descriptive Material (IDM)

- Sufficient

3 – Tariff Classification

- Supplied

4- Stated use of Goods Supplied

- Sufficient

5 – Searches and Results of Searches

- Hot Frog
- Kompass
- Ferret

6 – Potential LM – Customs & Border Protection Search results

EGS Indicator – No

Has a similar product been applied for – no

s22(1)(a)(ii)

6/11/12

Description of Goods including the
Customs Tariff Classification

Schedule 4 Item Number

8479.89.90 Laboratory Cell Harvester having all of the following: 50
 (a) fully automated centrifuge, aspiration and dispensing;
 (b) automatic centrifuge loading and unloading;
 (c) LCD screen;
 (d) programmable
 Op. 05.11.12 - TC 1242273

 Stated Use:
 Automated laboratory culture harvesting machine, robotic arm
 lifters

 Applicant:
 IN VITRO Technology Pty Ltd

Notes		
TCOs existing		NO
Tariff Advice		NO
Q5&6	F 586	
LM Searches	F 26	
IDM	F 28	

Please check words and use

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IDM Pre-screening checklist

TCO Application Number: TC12/42273

	Yes	No	N/A
IDM given:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Legible:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Directly relevant:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
<u>Sufficient</u>			
Name/Description:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Material:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Form:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Function:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Other (see comments if no):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comments TA 20509100			
Recommend for rejection:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Standards

- IDM given** all applications must include IDM.
- Legible** all material must be readable. Any audiovisual media, e.g. film clips or animations, must be capable of being played.
- Directly Relevant** IDM must relate to the actual goods as they will be at the time of importation. IDM which *only* relates to the goods as they will be after they have been further manufactured or integrated with other goods after importation or to the system they will be used with is not acceptable.
- Sufficient** IDM must be sufficient for a prima facie identification and classification. What is sufficient will depend upon the goods. It will normally require at least the following information.
- Name/Description** of the goods – the name, make & model e.g. “Acme Roadrunner Cage XL Pro”, or the name & identification specs used to order the goods e.g. “30 centimetre ruler”.
- Material** – what the good is made of is an IDM requirement of any good which may result in a classification based on materials. It is not a requirement for goods which are never classified by material, e.g. motorcycles, cameras etc
- Form** – as relevant to the classification of the type of goods. It can include the physical form (liquid/solid, sheets/strips/plates, etc) the construction method knitted/crocheted/woven/felted/cold worked/hot worked, etc) packaging (bulk/in the piece/retail packaged etc) and whether or not it is complete and/or assembled For the purposes of a prima facie screening, manufactured goods can be accepted without an explicit statement that they are complete and assembled unless an ambiguity is introduced by the material or wording.
- Function** – the level of information required is dependent upon the goods, whether it is likely to go to a function based classification and whether a Note which relates to function may come into play. Some goods will require only simple information (e.g. a plastic cup – is it a drinking cup, packaging cup for instant soups, a cup for a coin machine etc) to complex IDM (e.g. several machines claimed to be a functional unit will require IDM on the functions of the machines, how they inter-relate and the function of the overall unit).
- Other** – if there are other types of information that is required for classification of the type of goods and it is not present, please make comment.

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Australian Government
Australian Customs and
Border Protection Service

Trade Services

All Sites

Advanced Search

Trade Services > TCO > Laboratory Cell Harvester

TCO: Laboratory Cell Harvester

New Item Edit Item Delete Item Alert Me Version History	
TCO Number	TC12/42273
Title	Laboratory Cell Harvester
Centre	South
OP Date	5/11/2012
28 Day Due Date	3/12/2012
Date Sent	6/11/2012
Date Due	13/11/2012
Applicant	In Vitro Technology
Broker/Agent	s47F
Goods	Laboratory Cell Harvester
Claimed Classification	8479.89.90
Tariff Screening Officer	s22(1)(a)(ii)
IDM Rejection	No
Are the Goods Classifiable	Yes
Comments	
Does Wording Reflect Tariff Class	Yes-the machine has all the features listed in the proposed TCO wording. Refer also existing TCO 9807164 for similar goods.
Tariff Classification	8479.89.90
Is TCO Restricted by Reg. 185 (EGS)	No
General Duty Rate	5%
Identification of Goods	IDM provided for Cellsprint Automated Cytogenetic Suspension Culture Harvester being an automatic laboratory culture harvesting machine with robotic arm lifters. This machine prepares various samples of micro-organisms and cultures for separate analysis. Identical goods classified on TA 20509100 to 8479.49.90 as other machines NESOI. Section 16 Note 3 applies as the machine performs a number of complimentary functions.
Tariff Advice No(s)	20509100
Headings Considered	8479, 9027
Comments and Chapter Notes	9027 rejected as goods do not conduct physical or chemical analysis, measuring or checking of the micro-biological specimens.
Query Date	
Tariff Officer	s22(1)(a)(ii)
Finalisation Date	8/11/2012
Version Updates	s22(1)(a)(ii) (13/11/2012 11:22 AM): TCO Accepted (8/11/2012 3:26 PM): Fix typo (8/11/2012 3:25 PM): Input finalised date. (8/11/2012 3:25 PM): Classified and finalised (6/11/2012 2:49 PM): (6/11/2012 10:38 AM): New Application (TA 20453500)
Application	Accepted
Attachments	Genial Genetic-CellSprint_Poster.pdf IDM Pre-Screening Check list.doc INVITRO Techn TA20509100 MultiPrep CellSprint.HS8479.89.90.pdf INVITRO Techn.IAD1772M.TCO Applic_LabCellHarvester_Nov.2012.pdf

Version: 6.0

Created at 6/11/2012 10:38 AM

Last modified at 13/11/2012 11:22 AM

s22(1)(a)(ii)

s22(1)(a)(ii)

s47F

s22(1)(a)(ii)

s47F

22/11/12 I spoke to [redacted] he stated that goods did not comply with TC 9807164

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Trade Services Branch

s22(1)(a)(ii)

13/11/2012

s22(1)(a)(ii)

42

From: s22(1)(a)(ii)
Sent: Wednesday, 21 November 2012 16:29
To: s47F
Subject: RE: INVITRO Techn : Cell Harvester [SEC=UNCLASSIFIED]

s47

What do the goods do? Do they separate chromosomes from cells? Do they remove blood or hormones from body tissue? Do they separate bacteria and viruses from body tissue?

Regards,

s22(1)(a)(ii)

Tariff Concessions | Trade Services Branch | Australian Customs & Border Protection Service

Tel. No. s22(1)(a)(ii) | Fax No. 02 6275 6376 | Email s22(1)(a)(ii)@customs.gov.au

From: s47F (DHL AU) [mailto:s47F@dhl.com]
Sent: Wednesday, 21 November 2012 4:24 PM
To: s22(1)(a)(ii)
Subject: INVITRO Techn : Cell Harvester

Hi s22(1) Information below... Thnks

Best Regards

s47F

Direct : +61 s47F
 Fax No: +61 3 9344 8999
 Mob No: s47F
 s47F@dhl.com
www.dhl.com

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From: s47F [mailto:s47F@invitro.com.au]
Sent: Wednesday, 21 November 2012 4:14 PM
To: s47F / (DHL AU)
Subject: INVITRO Techn : Cell Harvester

Hi s47

Answer:

It's an automated processor to prepare patient samples for Genetic Disorder testing.

Then these results are used to define Genetic disorders.

Let me know if you need anything else.

41

Regards,

s47F

From: s47F
Sent: Wednesday, 21 November 2012 4:11 PM
To: s47F
Subject: RE: Genial

It's an automated processor to prepare patient samples for Genetic Disorder testing.

s47F
 - Diagnostics / New Zealand

IN VITRO TECHNOLOGIES PTY. LTD

(7-9 Summit Road, Noble Park, Victoria, 3174
 M s47F
 T s47F (Direct)
 1300 552 003 (Customer Care)
 F +613 9771 3720 (General)
 1300 552 004 (Fax Orders)
 E s47F nvitro.com.au
 W www.invitro.com.au

From: s47F
Sent: Wednesday, 21 November 2012 4:06 PM
To: s47F
Subject: Genial

Hi s47F,

Can you tell me in a few lines what the Cell Harvester does? Just something that anyone would understand, not too technical.

Also, what's the end result? What do you get when you've used it.

Thanks,

s47F
 Scientific and Diagnostics Division

IN VITRO TECHNOLOGIES PTY. LTD

A 7-9 Summit Road, Noble Park, Victoria, 3174
 T s47F (Direct)
 1300 552 003 (Customer Care)
 F +613 9771 3720 (General)
 1300 552 004 (Fax Orders)
 E Type email address here
 W www.invitro.com.au

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s22(1)(a)(ii)

From: s22(1)(a)(ii)
Sent: Thursday, 22 November 2012 09:44
To: s47F (DHL AU) s47F@dhhl.com)'
Subject: TCO 1242273 [SEC=UNCLASSIFIED]

Hi s47F

I refer to our previous phone conversation regarding your Tariff Concession Order (TCO) application 1242273 with the proposed TCO as follows:

Laboratory Cell Harvester having all of the following:

- (a) fully automated centrifuge, aspiration and dispensing;
- (b) automatic centrifuge loading and unloading;
- (c) LCD screen;
- (d) programmable

Op. 05.11.12 - TC 1242273

stated Use:

Automated laboratory culture harvesting machine, robotic arm
lifters

As you currently can't describe the uses of these goods, your current proposed TCO wording can't be considered a full description of the TCO goods. If there is no agreement on TCO wording changes prior to 2:00 pm 23 November 2012, this TCO application will be rejected..

If you have any enquiries please contact me on telephone number s22(1)(a)(ii).

Regards,

s22(1)(a)(ii)

s22(1)(a)(ii), Tariff Concessions | Trade Services Branch | Australian Customs & Border Protection Service

Tel. No s22(1)(a)(ii) | Fax No. 02 6275 6376 | Email s22(1)(a)(ii)@customs.gov.au

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s22(1)(a)(ii)

45

From: s47F (DHL AU) s47F@dhl.com>
Sent: Thursday, 22 November 2012 14:36
To: s22(1)(a)(ii)
Subject: TCO 1242273 [SEC=UNCLASSIFIED]

Hi s22(1)(a)

Have spoken to the Technician and suggested the following wording...

I refer to our previous phone conversation regarding your Tariff Concession Order (TCO) application 1242273 with the proposed TCO as follows:

Laboratory Cell Harvester having all of the following:

(a) Fully automated centrifuge, Sample Processing and Dispensing;

(b) Automatic centrifuge Loading and Unloading;

(c) LCD screen;

(d) Programmable

Op. 05.11.12 - **TC 1242273**

Best Regards

s47F

Direct : s47F

Fax No: +61 3 9344 8999

Mob No: s47F

s47F@dhl.com

www.dhl.com

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From: s22(1)(a)(ii) mailto:s22(1)(a)(ii)@customs.gov.au]
Sent: Thursday, 22 November 2012 9:44 AM
To: s47F (DHL AU)
Subject: TCO 1242273 [SEC=UNCLASSIFIED]

Hi s47F

I refer to our previous phone conversation regarding your Tariff Concession Order (TCO) application 1242273 with the proposed TCO as follows:

Laboratory Cell Harvester having all of the following:

(a) fully automated centrifuge, aspiration and dispensing;

(b) automatic centrifuge loading and unloading;

(c) LCD screen;

(d) programmable

Op. 05.11.12 - TC 1242273

Stated Use:

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Automated laboratory culture harvesting machine, robotic arm
lifters

44

As you currently can't describe the uses of these goods, your current proposed TCO wording can't be considered a full description of the TCO goods. If there is no agreement on TCO wording changes prior to 2:00 pm 23 November 2012, this TCO application will be rejected..

If you have any enquiries please contact me on telephone number 02 6275 6631.

Regards,

s22(1)(a)(ii)

s22(1)(a)(ii), Tariff Concessions | Trade Services Branch | Australian Customs & Border Protection
Service

(Tel. No. s22(1)(a)(ii) | Fax No. 02 6275 6376 | Email s22(1)(a)(ii)@customs.gov.au

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s22(1)(a)(ii)

From: s47F (DHL AU) s47F @dhl.com>
Sent: Friday, 23 November 2012 12:35
To: s22(1)(a)(ii)
Cc: s22(1)(a)(ii) s47F (DHL AU)
Subject: INVITRO Techn : TCO 1242273 Cytogenetic Suspension Culture Harvester TA1242273 [SEC=UNCLASSIFIED]

Afternoon s22(1)(a)(ii) I'm not a chemist but have obtained the information below on how the cell harvester functions.

Sample Material - Tissue Samples, Body Fluids, Spinal Fluids etc

Batch Sampling – Batch is mixed in the lab with chemicals to separate the tissue/fluid to prepare for the centrifugal process

Samples are loaded into test tubes for loading into machines. Machine arms can lift and manoeuvre the batch samples.

Machine process samples automatically, including movement within the machine, additional of further chemicals, further processing

Final result – Separation of DNA from the tissue/Fluid samples... Any further info required, please give me a call... Many Thanks

Best Regards

s47F

Direct : s47F

Fax No: +61 3 9344 8999

Mob No: s47F

s47F @dhl.com

www.dhl.com

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From: s47F (DHL AU)
Sent: Friday, 23 November 2012 8:50 AM
To: s22(1)(a)(ii)
Subject: INVITRO Techn : TCO 1242273 [SEC=UNCLASSIFIED]

Morning s22(1)(a)(ii) attached is adjustments revised by the Divisional manager at Invitro Techn. Trust this will satisfy you query.

I refer to our previous phone conversation regarding your Tariff Concession Order (TCO) application 1242273 with the proposed TCO as follows:

Automated Cytogenetic Suspension Culture Harvester, Genetic Disorder Testing complying with ALL of the following:

(a) In-built automated centrifuge – loading & unloading,

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Freedom of Information Act 1982

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(b) Automated Sample Processing and Dispensing;
 (c) LCD screen;
 (d) Programmable
 Op. 05.11.12 - TC 1242273

Best Regards

s47F

Direct :s47F

Fax No:+61 3 9344 8999

Mob No; s47F

s47F @dhl.com

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('ll work undertaken in accordance with our Standard Trading Conditions

From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii)]@customs.gov.au]

Sent: Thursday, 22 November 2012 9:44 AM

To: s47F (DHL AU)

Subject: TCO 1242273 [SEC=UNCLASSIFIED]

Hi s47F

I refer to our previous phone conversation regarding your Tariff Concession Order (TCO) application 1242273 with the proposed TCO as follows:

Laboratory Cell Harvester having all of the following:

- (a) fully automated centrifuge, aspiration and dispensing;
- (b) automatic centrifuge loading and unloading;
- (c) LCD screen;
- ('d) programmable

Op. 05.11.12 - TC 1242273

Stated Use:

Automated laboratory culture harvesting machine, robotic arm
 lifters

As you currently can't describe the uses of these goods, your current proposed TCO wording can't be considered full description of the TCO goods. If there is no agreement on TCO wording changes prior to 2:00 pm 23 November 2012, this TCO application will be rejected..

If you have any enquiries please contact me on telephone number s22(1)(a)(ii) .

Regards,

s22(1)(a)(ii)

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s22(1)(a)(ii) Tariff Concessions | Trade Services Branch | Australian Customs & Border Protection Service 46

Tel. No. s22(1)(a)(ii) | Fax No. 02 6275 6376 | Email s22(1)(a)(ii)@customs.gov.au

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5(

s22(1)(a)(ii)

From: s47F (DHL AU) s47F @dhl.com>
Sent: Friday, 23 November 2012 14:18
To: s22(1)(a)(ii)
Cc: s47F
Subject: INVITRO Techn : TCO 1242273 [SEC=UNCLASSIFIED]

s22(1) Ok with wording agreement, Pls proceed with application... Thanks

Best Regards

s47F

Direct : s47F
 Fax No: +61 3 9344 8999
 Mob No: s47F
 s47F @dhl.com
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From: s47F @Invitro.com.au]
Sent: Friday, 23 November 2012 2:13 PM
To: s47F (DHL AU)
Cc: ACS CBR s22(1)(a)(ii) TCOs Trade Serv.; s47F
Subject: RE: INVITRO Techn : TCO 1242273 [SEC=UNCLASSIFIED]

That looks fine.

s47F
 - Diagnostics / New Zealand

IN VITRO TECHNOLOGIES PTY. LTD

A 7-9 Summit Road, Noble Park, Victoria, 3174
 M s47F
 T s47F (Direct)
 1300 552 003 (Customer Care)
 F +613 9771 3720 (General)
 1300 552 004 (Fax Orders)
 E s47F @invitro.com.au
 W www.invitro.com.au

From: s47F (DHL AU) [mailto:s47F @dhl.com]
Sent: Friday, 23 November 2012 2:07 PM
To: s47F
Cc: ACS CBR s22(1)(a)(ii) TCOs Trade Serv.; s47F
Subject: INVITRO Techn : TCO 1242273 [SEC=UNCLASSIFIED]

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Afternoon s47F Adjusted wording issued by ACS CBR, Please confirm this is acceptable. Many Thanks for your help. 50

Hi s47F

I refer to your Tariff Concession Order (TCO) application 1242273. Please find below the proposed Tariff Concession Order (TCO) wording changes as follows:

CENTRIFUGES, BODY TISSUE AND/OR BODY FLUID, computer logic controlled, including ALL of the following:

- (a) centrifuge;
- (b) raw material and sample handling robotic arms;
- (c) LCD screen

Op. 05.11.12 - TC 1242273

Best Regards

s47F

Direct : s47F
 Fax No: +61 3 9344 8999
 Mob No: s47F
 s47F @dhl.com
www.dhl.com

DHL – The Logistics company for the world

DHL is the global market leader in the logistics industry and "The Logistics company for the world". DHL commits its expertise in international express, air and ocean freight, road and rail transportation, contract logistics and international mail services to its customers. A global network composed of more than 226 countries and territories and over 400,000 employees worldwide offers customers superior service quality and local knowledge to satisfy their supply chain requirements. DHL accepts its social responsibility by supporting climate protection, disaster management and education.

All work undertaken in accordance with our Standard Trading Conditions

From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii)@customs.gov.au]
Sent: Friday, 23 November 2012 1:38 PM
To: s47F (DHL AU)
Subject: TCO 1242273 [SEC=UNCLASSIFIED]

Hi s47F

I refer to your Tariff Concession Order (TCO) application 1242273. Please find below the proposed Tariff Concession Order (TCO) wording changes as follows:

CENTRIFUGES, BODY TISSUE AND/OR BODY FLUID, computer logic controlled, including ALL of the following:

- (a) centrifuge;
- (b) raw material and sample handling robotic arms;
- (c) LCD screen

Op. 05.11.12 - TC 1242273

Stated Use:

To separate body tissues or body fluids into samples that are later used for chemical or genetic analysis on other scientific equipment

Could you please let me know if you agree or disagree with the above proposed TCO wording changes.

If you have any enquiries please contact me on telephone number s22(1)(a)(ii).

49

Regards,

s22(1)(a)(ii)

s22(1)(a)(ii), Tariff Concessions | Trade Services Branch | Australian Customs & Border Protection Service

Tel. No. s22(1)(a)(ii) | Fax No. 02 6275 6376 | Email s22(1)(a)(ii)@customs.gov.au

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Freedom of Information Act 1982

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Description of Goods including the Customs Tariff Classification	<i>programmable</i>	Schedule 4 Item Number
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8479.89.90	CENTRIFUGES, BODY TISSUE AND/OR BODY FLUID, computer logic controlled, including ALL of the following: (a) centrifuge; (b) raw material and sample handling robotic arms; (c) LCD screen Op. 05.11.12	50 - TC 1242273
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Stated Use:

To separate body tissues or body fluids into samples that are later used for chemical or genetic analysis on other scientific equipment

Applicant:

IN VITRO TECHNOLOGY PTY LTD

Agreed

s22(1)(a)(ii)

86.11.12



Australian Government

Australian Customs and
Border Protection Service

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Reply to the Chief Executive Officer

Quote: TC 1242273
Your Ref: IAD-1880-M

Australian Customs and
Border Protection Service
Customs House
5 Constitution Avenue
CANBERRA ACT 2601
Ph: (02) s22(1)(a)(ii)
Fax: (02) 6275 6376
Email: tarcon@customs.gov.au

26 November 2012

s47F

DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD
LOCKED MAIL BAG NO 10
TULLAMARINE VIC 3043

Dear s47F

TARIFF CONCESSION SYSTEM
APPLICATION ACCEPTANCE

Your application for Tariff Concession Order (TCO) Number TC 1242273 has been accepted by Customs as a valid application. The application will be published in Gazette Number TC12/48 of 28 November 2012. Details of the gazette notice are shown in the attachment.

Please examine the wording of the gazette notice and advise Customs immediately if the wording does not accurately describe the goods for which a TCO has been sought.

Yours sincerely,

s47F

for National Manager
Trade Services

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Freedom of Information Act 1982

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Description of Goods including the
Customs Tariff Classification

Schedule 4 Item Number

8479.89.90 CENTRIFUGES, BODY TISSUE AND/OR BODY FLUID, programmable logic controlled, including ALL of the following: 50
 (a) centrifuge;
 (b) raw material and sample handling robotic arms;
 (c) LCD screen
Op. 05.11.12 - TC 1242273

Stated Use:

To separate body tissues or body fluids into samples that are later used for chemical or genetic analysis on other scientific equipment

Applicant:

IN VITRO TECHNOLOGY PTY LTD

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TARIFF CONCESSION ORDER

Under Section 269P of the Customs Act 1901, I, s22(1)(a)(ii), a delegate of the Chief Executive Officer declare that the goods specified in Column 1 of THE TABLE are goods to which the item in Part III of Schedule 4 to the Customs Tariff Act 1995 specified in Column 2 of THE TABLE applies. This Order shall have effect from 05.11.12 and continue in force until revoked under sections 269SC or 269SD of the Act, or the date, if any, specified in Column 2.

THE TABLE

COLUMN 1 Description of Goods including the Customs Tariff Classification	COLUMN 2 Schedule 4 Item Number Last date of effect
8479.89.90 CENTRIFUGES, BODY TISSUE AND/OR BODY FLUID, programmable logic controlled, including ALL of the following: (a) centrifuge; (b) raw material and sample handling robotic arms; (c) LCD screen Op. 05.11.12	50

- TC 1242273

This is page 1 of 1 Page of the above Table.

Dated 21 January 2013

s22(1)(a)(ii)

.....
 Delegate of the Chief Executive Officer

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 Freedom of Information Act 1982



Australian Government
Australian Customs and
Border Protection Service

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Reply to the Chief Executive Officer

Quote: TC 1242273
Your Ref: IAD1772M

Australian Customs and
Border Protection Service
Customs House
5 Constitution Avenue
CANBERRA ACT 2601
Ph: (02) s22(1)(a)(ii)
Fax: (02) 6275 6376
Email: tarcon@customs.gov.au

21 January 2013

s47F

DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD
LOCKED MAIL BAG NO 10
TULLAMARINE VIC 3043

Dear s47F

TARIFF CONCESSION SYSTEM
APPLICATION SUCCESSFUL

I refer to your application for Tariff Concession Order (TCO) Number TC 1242273 lodged on 5 November 2012.

As a delegate of the Chief Executive Officer I am satisfied that the application meets the core criteria on the basis of section 269C of the *Customs Act 1901* and have accordingly made a written Tariff Concession Order.

The decision to make a TCO will be published in Gazette Number TC13/03 of 23 January 2013.

The TCO, as detailed in the attachment, will also be published in the Schedule of Concessional Instruments as soon as possible.

Yours sincerely
s22(1)(a)(ii)

Delegate of the Chief Executive Officer

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(21.01.13)

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CUSTOMS TARIFF
SCHEDULE 3Section 16
Chapter 84/64

Reference Number	Statistical Code/Unit	Goods	Rate #
8478		MACHINERY FOR PREPARING OR MAKING UP TOBACCO, NOT SPECIFIED OR INCLUDED ELSEWHERE IN THIS CHAPTER:	
8478.10.00	12 No	- Machinery	Free
8478.90.00	13 ..	- Parts	Free
8479		MACHINES AND MECHANICAL APPLIANCES HAVING INDIVIDUAL FUNCTIONS, NOT SPECIFIED OR INCLUDED ELSEWHERE IN THIS CHAPTER:	
8479.10.00	14 No	- Machinery for public works, building or the like	5% DCS:4% DCT:5%
8479.20.00	15 No	- Machinery for the extraction or preparation of animal or fixed vegetable fats or oils	Free
8479.30.00	16 No	- Presses for the manufacture of particle board or fibre building board of wood or other ligneous materials and other machinery for treating wood or cork	Free
8479.40.00	17 No	- Rope or cable-making machines	Free
8479.50		- Industrial robots, not elsewhere specified or included:	
8479.50.10	33 No	--- Of a kind used for treating metal	Free
8479.50.20	34 No	--- Of a kind used for mixing, kneading, crushing, grinding, screening, sifting, homogenising, emulsifying or stirring	5% DCS:4% DCT:5%
8479.50.90	50 No	--- Other	5%
8479.60.00	36 No	- Evaporative air coolers	5%
★ 8479.7		- Passenger boarding bridges:	
★ 8479.71.00	23 No	-- Of a kind used in airports	5%
★ 8479.79.00	24 No	-- Other	5%
8479.8		- Other machines and mechanical appliances:	
8479.81.00	37 No	-- For treating metal, including electric wire coil-winders	Free
8479.82.00	38 No	-- Mixing, kneading, crushing, grinding, screening, sifting, homogenising, emulsifying or stirring machines	5% DCS:4% DCT:5%
8479.89		-- Other:	
8479.89.10	20 No	--- Gas-operated machinery and apparatus for cutting metal, incorporating a computer control	Free
★★ 8479.89.90	26 ..	--- Other	5%
★★ 8479.90.00	27 ..	- Parts	5%

Unless otherwise indicated NZ, PG, FI, DC, LDC and SG rates are Free.

Unless otherwise indicated general rate applies for CA.

Unless indicated in Schedules 5, 6, 7 or 8 rates for US, Thai, Chilean and AANZ originating goods, respectively, are Free.

DCS denotes the rate for countries and places listed in Part 4 of Schedule 1 to this Act.

DCT denotes the rate for HK, KR, SG and TW.

If no DCT rate shown, DCS rate applies. If no DCT or DCS rate shown, general rate applies.

★ Operative 1/1/12

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