

## Fax Header:

**To:** National Manager, Tariff Branch  
**Company:** Australian Customs Service  
**Pages:** 15 (including this header)  
**Fax Number:** (02) 6275 6376

**From:** s47F  
**Date:** 29<sup>th</sup> March 2007

---

**Re: Application for a Tariff Concession Order**

Dear Sir/Madam,

On behalf of my client, Futuris Automotive Interiors, please find attached an application for a Tariff Concession Order.

Please let me know if you require any further information.

s47F

A large rectangular grey box redacting the signature and contact details of the sender.

5



If this form was completed by a business with fewer than 20 employees, please provide an estimate of the time taken to complete this form.

Hours

Minutes

# APPLICATION FOR A TARIFF CONCESSION ORDER (TCO)

The form should be read carefully before being completed

- (a) Before lodging an 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), a copy of which is available at each Regional Office of Customs. A TCO can be used by any importer.
- (b) An application will be date stamped on the day it is first received in Canberra by an officer of Customs. Receipt of an application will be acknowledged. Any resultant TCO will operate from the date of receipt. Instructions on how to lodge this form are provided at the end of this form.
- (c) 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 *Gazette*.
- (d) Section 269F of the *Customs Act 1901* requires that a TCO application to 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 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.
- (f) Every question on the form must be answered. Failure to supply the information required by this form will result in rejection of the application (and in the loss of operative date).
- (g) Where the form provides insufficient space to answer a question, an answer may be provided in an attachment. The attachment should clearly identify the question to which it relates.
- (h) All information about inquiries into the production of substitutable goods must relate to the date the application is lodged with Customs.
- (i) Customs may require an applicant to substantiate, with documentary evidence, any information provided in the application form.
- (j) Further information on the Tariff Concession System is available in Part XVA of the *Customs Act 1901*, in the foreword to the Schedule of Concessional Instruments, in the administrative guidelines in Volume 13 of the Australian Customs Service Manual, in Australian Customs Notice No. 98/19, on the internet at [www.customs.gov.au](http://www.customs.gov.au), by e-mailing [information@customs.gov.au](mailto:information@customs.gov.au) or by phoning the Customs Information Centre 1300 363 263.

## APPLICANT DETAILS (An agent/broker should provide details on the next page)

Applicant's Name <b>FUTURIS AUTOMOTIVE INTERIORS</b>		Australian Business Number (A.B.N.) <b>43065993553</b>
Postal Address <b>60-70 AURLING AVENUE EDINBURGH PARKS SA 5111</b>		
Applicant's Reference <b>WINDOW REGULATORS</b>	Owner Code (if applicable) <b>N/A</b>	
Company Contact <b>s47F</b>	Position Held <b>s47F</b>	
Telephone Number <b>s47F</b>	Facsimile Number <b>(03)8671 0698</b>	E-mail Address <b>s47F futurisautomotive.com</b>

If you do 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 269F(3)(c) of the *Customs Act 1901*).

## IMPORTER DETAILS

Importer's Name (If same as applicant, write "as above") <b>"as above"</b>		A.B.N.
Postal Address		
Importer's Reference	Owner Code <b>30 MAR '07 7:46</b>	
Company Contact	Position Held	
Telephone Number	Facsimile Number	

4

## AGENT/BROKER DETAILS (if applicable)

Agent's Name <b>DHL GLOBAL FORWARDING (AUSTRALIA) Pty Ltd</b>		A.B.N. <b>62 002 636 124</b>
Postal Address <b>Po BOX 7091 ALEXANDRIA NSW 2015</b>		
Agent's Reference <b>WINDOW REGULATORS</b>		Agency Contact <b>S47F</b>
Telephone Number <b>(02) S47F</b>	Facsimile Number <b>(02) 9304 6159</b>	E-mail Address <b>S47F @dhl.com</b>

## DESCRIPTION OF GOODS

- (a) The description of the goods in the application will be used as the description of the goods in the TCO (if made).
- (b) The application should provide a full description of the goods, including the physical features of the goods or the various components of the goods. It should 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 Volume 13 of the ACS Manual and in Australian Customs Notice No. 98/19.

## 1 Describe the goods

**REGULATORS, WINDOW**

## ILLUSTRATIVE MATERIAL

- 2 Attach technical, illustrative descriptive material and/or a sample to enable a full and accurate identification of the goods the subject of the application.

## TARIFF CLASSIFICATION

- 3 Identify the tariff classification (to 8 figure subheading level) **84798990**
- Identify the General Duty rate **05** %
- If a Tariff Advice for the goods has been sought or obtained, please provide the TA No. **18135000** or attach a copy.

## USES OF THE IMPORTED GOODS

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

**ELECTRONIC OPERATION OF WINDOWS IN VEHICLE DOORS.**

**SUBSTITUTABILITY OF LOCALLY PRODUCED GOODS**

- (a) A local manufacturer's goods are substitutable when they 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 can be put (subsection 269B(1) of the *Customs Act 1901*). Even if not identical, locally made goods may be substitutable.
- (b) In determining whether the uses of Australian produced goods correspond with the uses of the goods the subject of the application, the ability of the goods to compete with each other in any market is not relevant.
- (c) The applicant must provide written information as to the inquiries made to establish that there are reasonable grounds for believing that there are no producers of substitutable goods in Australia. The application must include a copy of the research material sourced and a copy of correspondence to, and replies from, potential local manufacturers or relevant industry associations. The application will be rejected if it fails to provide all written information as to the inquiries made.

NOTE: The Australian Customs Service suggests that potential local manufacturers should be given at least 10 working days to respond to inquiries concerning local manufacture.

- 5 Provide details of the nature of ALL inquiries you have undertaken in order to establish that substitutable goods are not produced in Australia, and the results of those inquiries. Attach copies of all correspondence or directory searches, etc.

THE KOMPASS BUSINESS DIRECTORY WAS USED TO ESTABLISH LOCAL INDUSTRY CAPABILITY. ONLY ONE COMPANY WAS IDENTIFIED - HOWEVER THIS COMPANY DOES NOT APPEAR TO MANUFACTURE SUBSTITUTABLE GOODS LOCALLY. REFER ATTACHED PRODUCT LISTING TAKEN FROM THIS COMPANY'S WEBSITE.

- 6 Provide any additional information in support of discharging your responsibility to establish that there are reasonable grounds for asserting that there are no substitutable goods produced in Australia in the ordinary course of business.

N/A

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## PRESCRIBED ORGANISATIONS

Have you made inquiries of a prescribed organisation to obtain advice about whether there are producers in Australia of substitutable goods?

☐ YES ☒ NO

If YES, attach a copy of the advice received.

Note that under subsection 269M(6) of the *Customs Act 1901*, the CEO may, 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.

## ADDITIONAL INFORMATION

8 Provide any additional information in support of your application.

N/A

## DECLARATION

s47F

Position Held  
s47F

Company (if applicable)

DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD.

declare that:

- 1 To the best of my knowledge and belief the information contained in this form is correct; and
- 2 I have the authority to act on behalf of the company/applicant; and
- 3 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*, this application will be taken to have been lodged when it is first received by an officer of Customs, or if by e-mail, when it is first accessed by an officer of Customs, as specified in Sub-Section 269F(4) of the *Customs Act*.

s47F

Signature of Applicant/Agent/Broker

Date

29/03/07

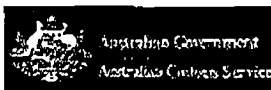
NOTE: SECTION 234 OF THE CUSTOMS ACT 1901 PROVIDES THAT IT IS AN OFFENCE TO MAKE A STATEMENT TO AN OFFICER THAT IS FALSE OR MISLEADING IN A MATERIAL PARTICULAR.

WHEN THIS FORM HAS BEEN COMPLETED LODGE IT WITH CUSTOMS BY:

- posting it by prepaid post to the  
National Manager, Tariff Branch  
Australian Customs 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 6378
- or
- e-mailing it to tarcon@customs.gov.au.

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# Tariff Advice View


[Refresh](#)

## Tariff Advice Details

**Tariff Advice Number** 18135000

**Status** FINALISED

**Previous Tariff Advice Number** 0

**Type** TARIFF ADVICE

**Input Date** 10 FEB 2006

**State** SA

**Lodge Date** 13 FEB 2006

**Confidential** NO

**Acquit Date** 28 FEB 2006

**Void Date**

## Company and Contact Details

	ABN	CAC Customs Client Id
<b>Importer</b> FUTURIS AUTOMOTIVE INTERIORS (AUSTRALIA) PTY LTD	43065993553	001

**Supplier** s47G

s47G

**Applicant** DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD

62002636124

**Applicant Contact Name** s47F

**Ph** s47F

**Applicant Reference** 01

**Fax**
**Broker Box No**

## Goods Details

**Goods Description** complete window regulator assembly  
[Show Full](#)
**Claimed Tariff Classification** 8708.99.91

**Claimed Instrument**
**Claimed Schedule 4 Item**
**Claimed Reasons** Identified as a motor vehicle part: ir -1 excluded from 8302.(terms of the heading).  
[Show Full](#)

## Lodgement Details

**Sample Provided** YES

**Illustrative Descriptive Material** NO

**Additional Info Requested** NO

**Requested On**

## Acquittal Details

**Additional Info Received** NO

**Given Tariff Classification** 8479.89.90

**Given Instrument**
**Given Schedule 4 Item**
**Given Reasons** DESCRIPTION: A complete window regulator assembly (power window assembly) for motor vehicles. IDENTIFICATION: Machines and appliances having individual functions. HEADINGS CONSIDERED:  
[Show Full](#)
**Decision Officer Name** s22(1)(a)(ii)

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

**Multiple Classification M/N**
**Rejection Reason**
**Void Reason**

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## Company result list

display your search criteria

full company profile e-mail web link showcase Catalogue map

*The text " WINDOW REGULATORS " does not occur in the Kompass Product & Services categories. However, the companies below do contain the text in their profiles.*

Home

1 - 1 companies from a total of 1, Page 1

### Suppliers

### Address

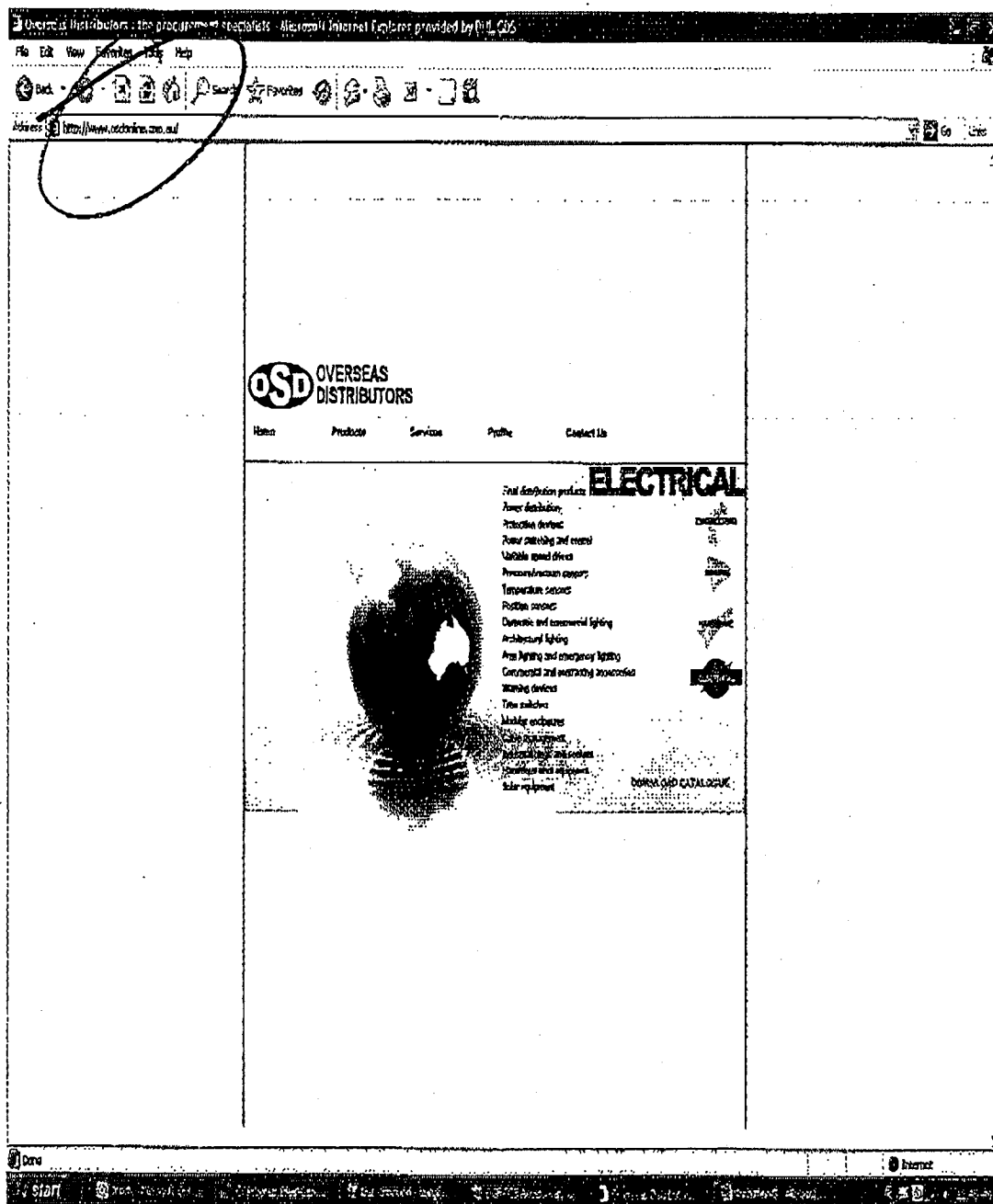
Overseas Distributors

Stafford 4053 Queensland [Australia]

1 - 1 companies from a total of 1, Page 1

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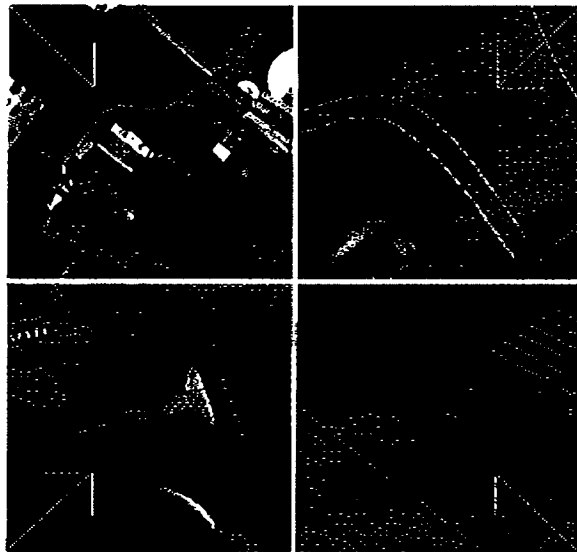
**FUTURIS**

29. Mar. 2007 17:37

EXEL

# [futuris automotive interiors] mechanisms division

## window regulator capability



AUSTRALIA  
CHINA  
NORTH AMERICA  
SOUTH AFRICA

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No. 8658 P. 9

**FUTURIS**

## window regulator data

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### Product capability including test & validation

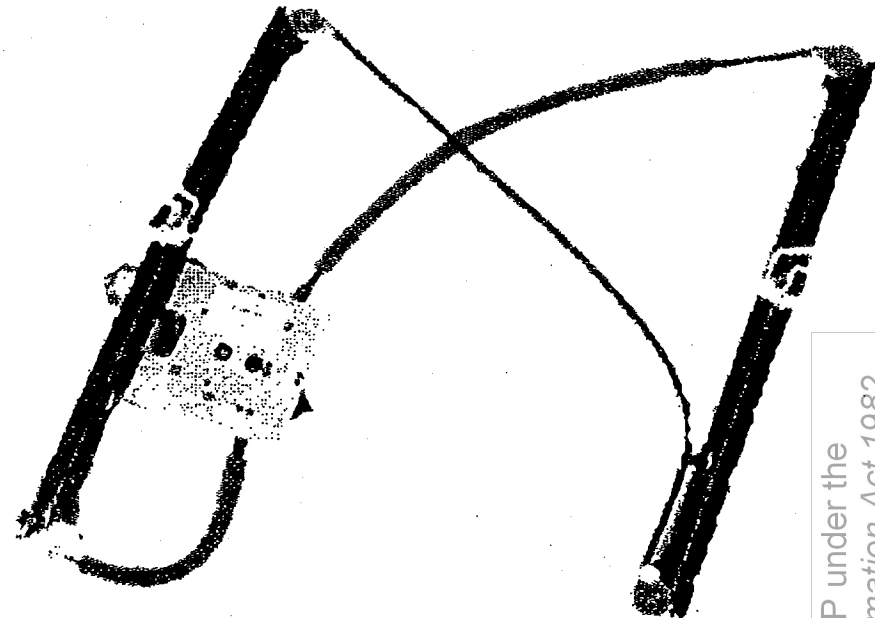
- Futuris have a technology alliance with Castellon S.A. of Spain, a leading European supplier to Ford, GM, VW, Audi

### Currently supplying window regulator systems to:

- Ford 'Territory' SUV in Australia

### Australian Market

- Both Holden and Ford Barra window regulators are now imported. Arvin Meritor, the other Australian manufacturer, has closed their manufacturing facility in Australia.
- Toyota previously purchased from an Australian manufacturer. Now bringing them in from Thailand.



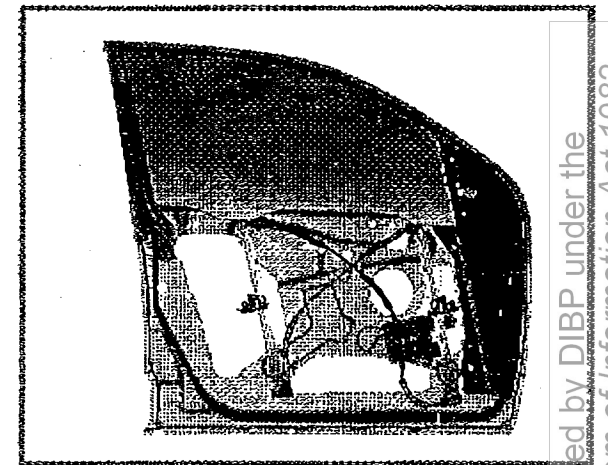
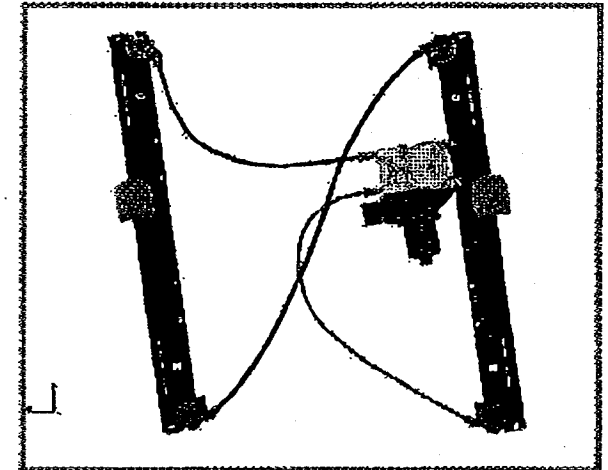


## design & development capabilities

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### Futuris Australian Design & Development capabilities include:

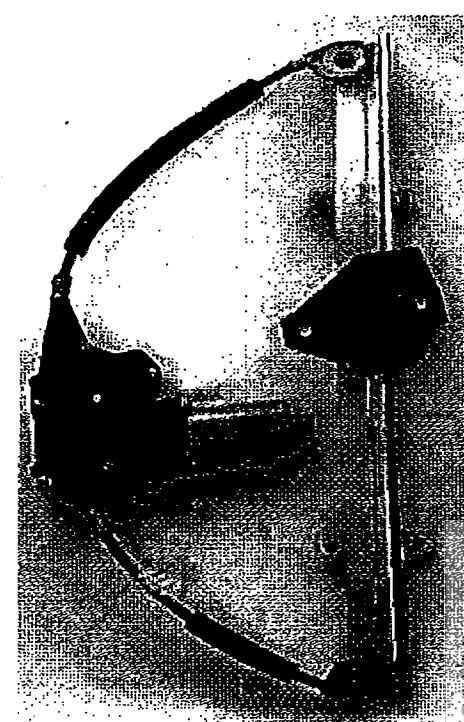
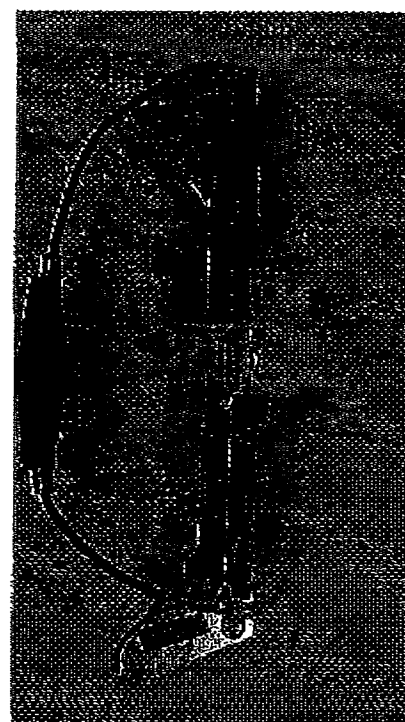
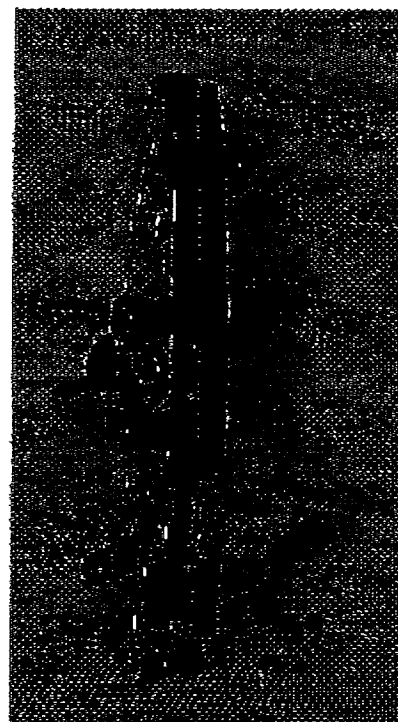
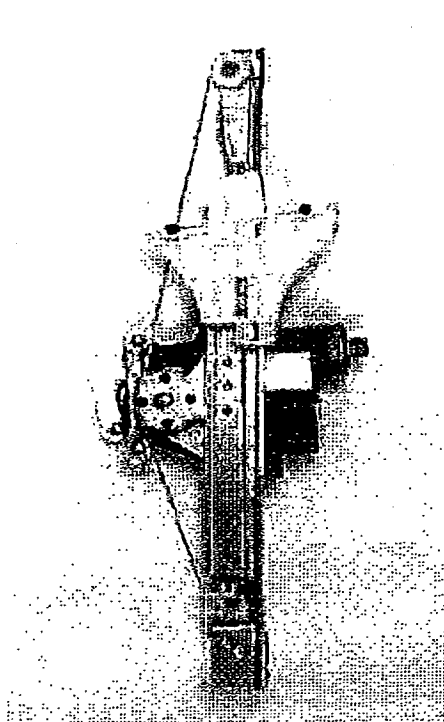
- CAD (Unigraphics and Ideas)
- FEA (Finite Element Analysis)
- Prototyping
- Testing & validation, in-house test capabilities include:-
  - Static test rig
  - Durability test rigs
  - Vibration analysis equipment
  - Climatic chambers
- Full "Black Box" development capability
- These functions will remain in Australia with the change in manufacturing location to China



**FUTURIS**

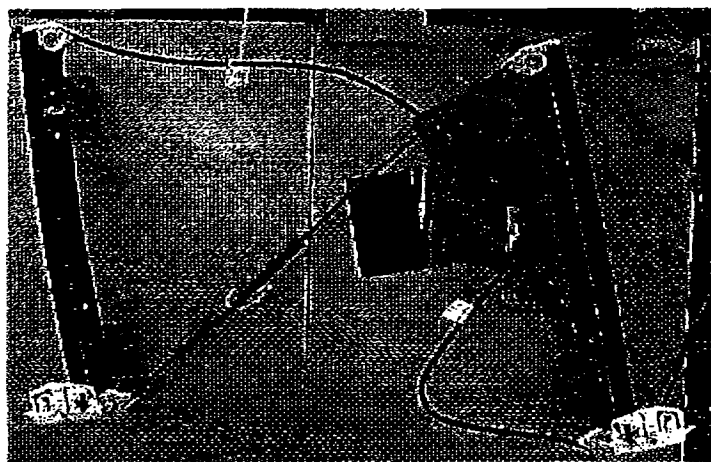
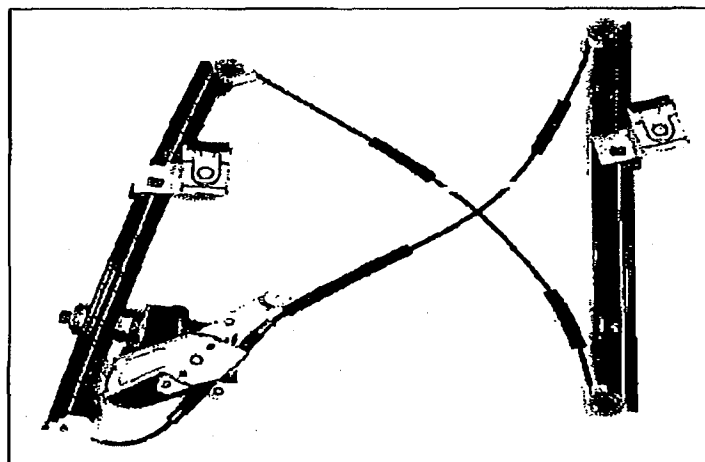
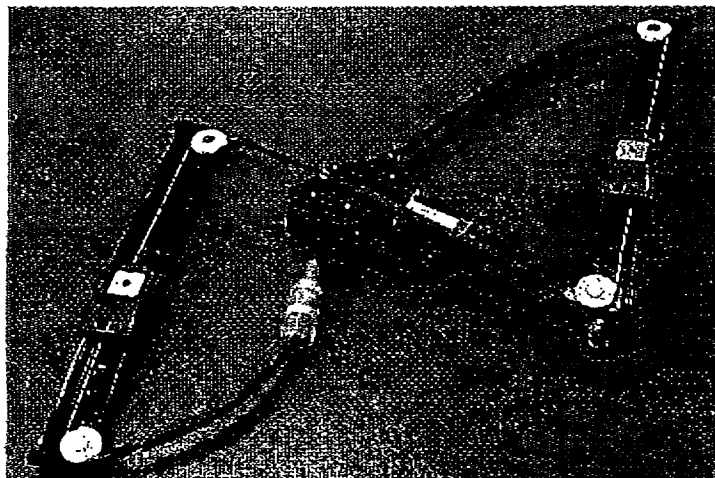
# single rail window regulators

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**CSA**

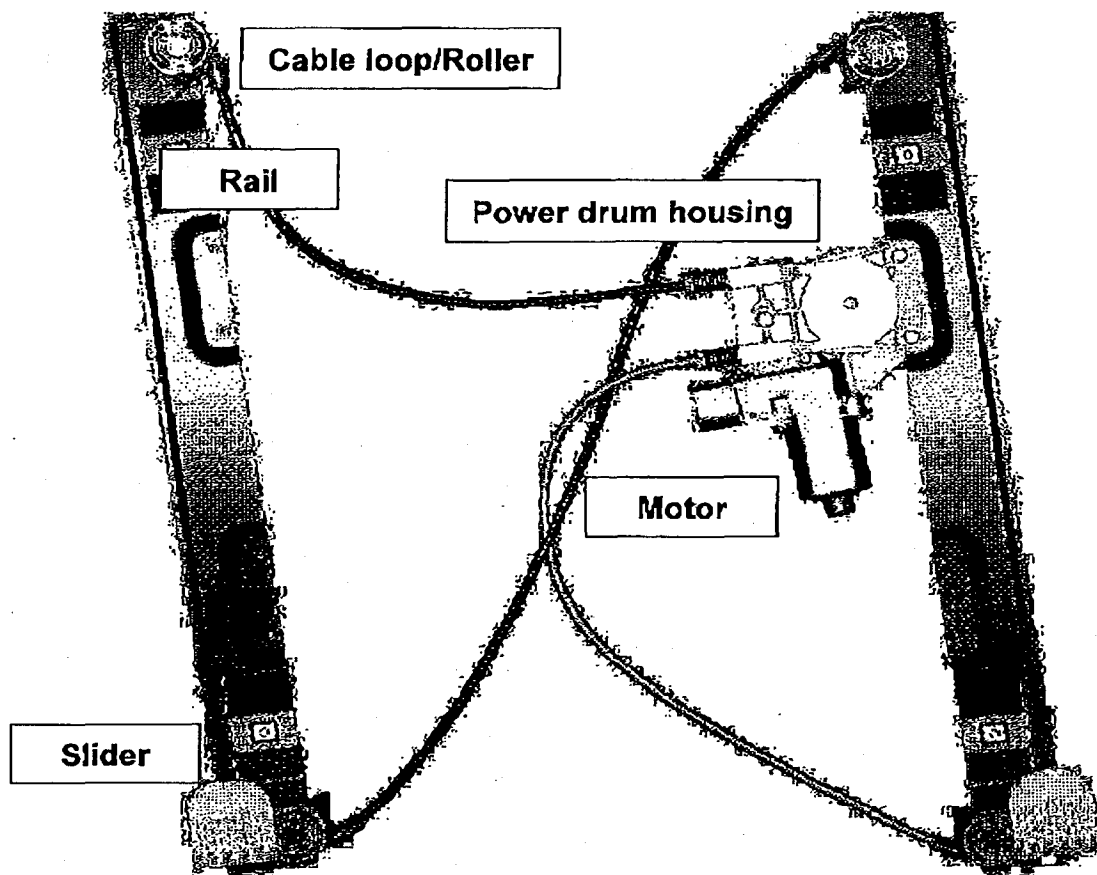
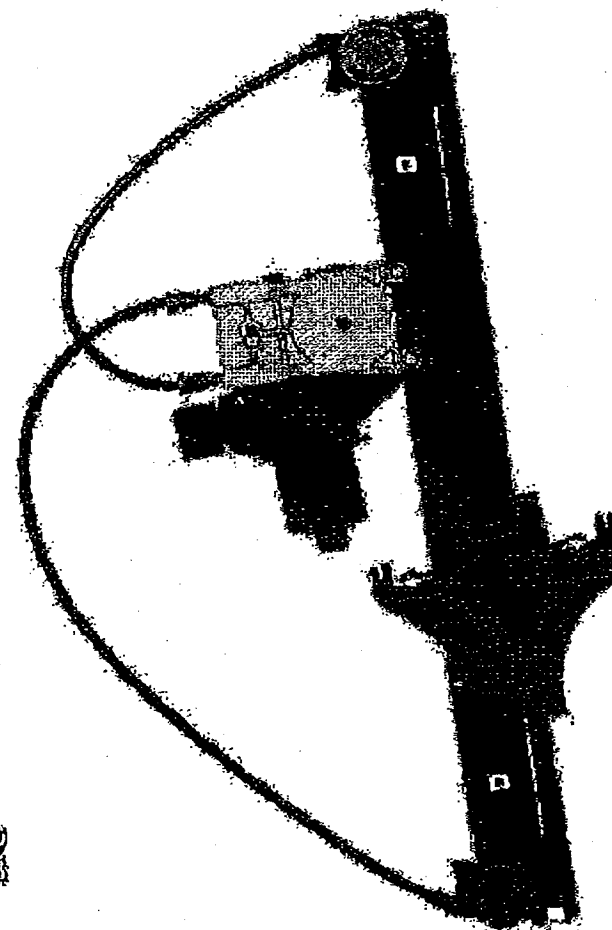
**FUTURiS**

# dual rail window regulators



**FUTURiS**

## window regulator design trends

**DUAL RAIL WR****SINGLE RAIL WR**

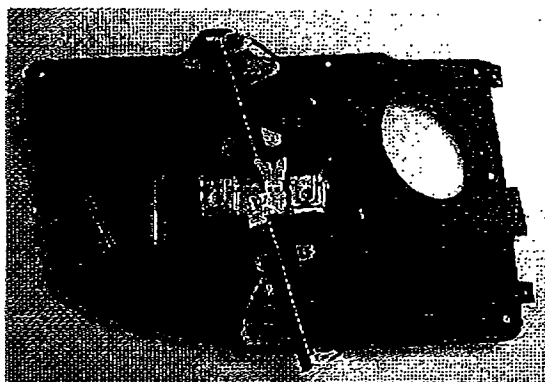


**FUTURIS**

## door modules - single rail

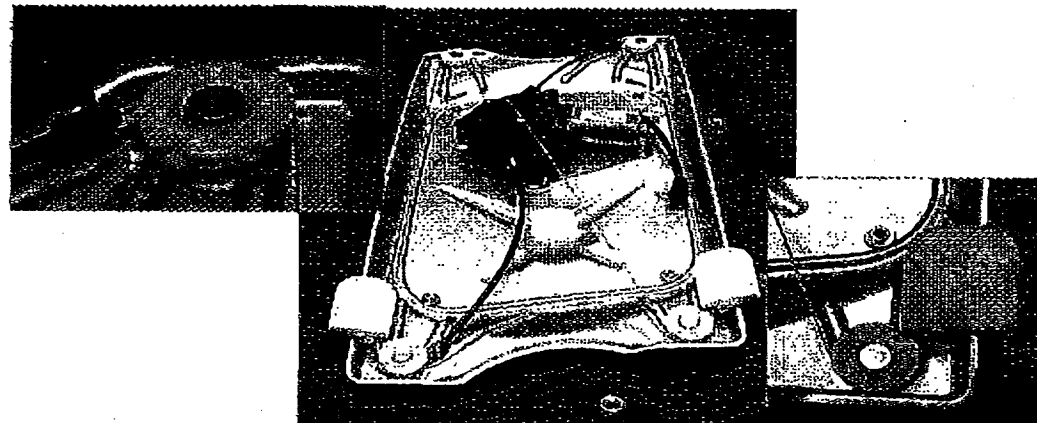
### Single Rail In Door Module

Single guide in plastic module (B256)

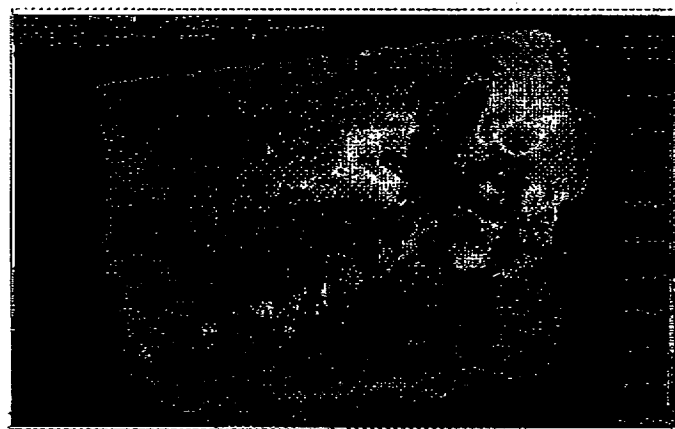
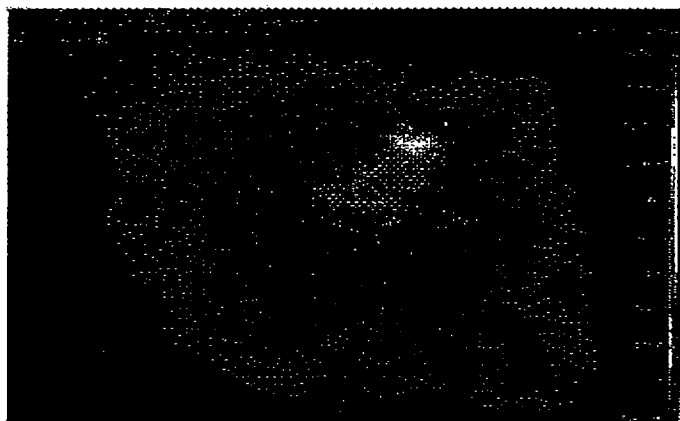


### New Land Rover L-359

Metal module without guides



Finite Element studies of CSA prototypes

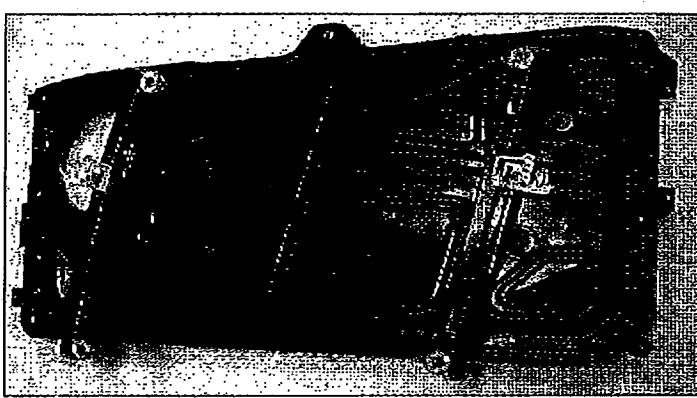
**CSA**



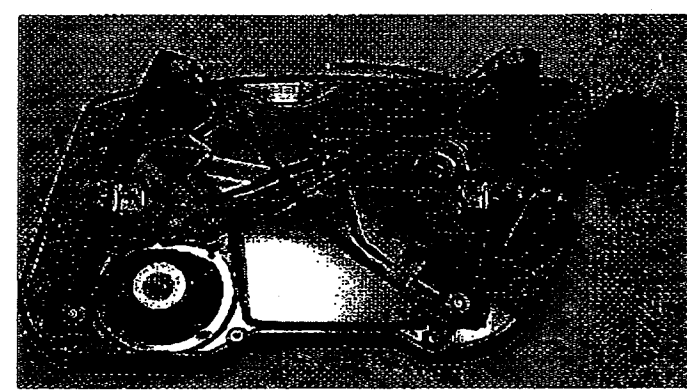


# door modules - dual rail

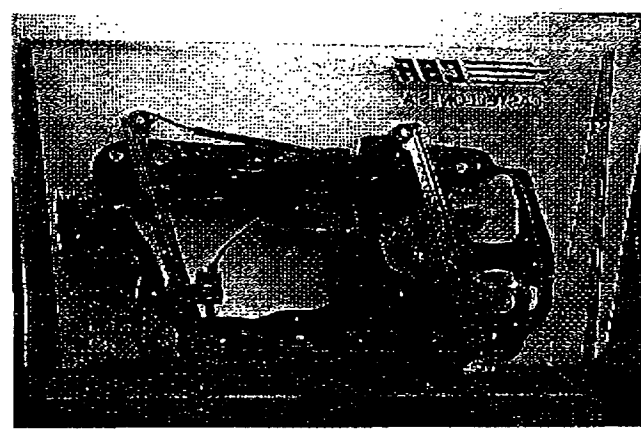
Double guide in plastic module (B257)



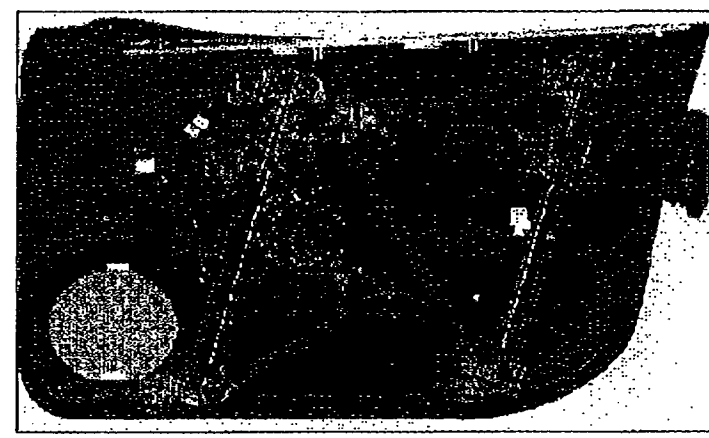
Double guide in metal module



Prototype metal module



GMT thermoplastic Composite PP+CV



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**Australian Government**  
**Australian Customs Service**

Reply to the Chief Executive Officer

Quote: TC 0704735  
Your Ref: Window

Australian Customs Service  
Customs House  
5 Constitution Avenue  
CANBERRA ACT 2601  
Ph: (02) 6275 6404  
Fax: (02) 6275 6376  
Email: tarcon@customs.gov.au

12 April 2007

s47F  
DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD  
PO BOX 7091  
ALEXANDRIA NSW 2015

Dear s47F ,

**TARIFF CONCESSION SYSTEM**  
**APPLICATION ACKNOWLEDGEMENT**

Your application for a Tariff Concession Order, details of which are shown below, was received in this office on 30 March 2007. The TC number TC 0704735 has been allocated to your application.

Date Received:	30 March 2007
Applicant:	FUTURIS AUTOMOTIVE INTERIORS
Goods:	WINDOW REGULATORS
Applicant ABN/CAC	43065993553/001

Yours sincerely,

s22(1)(a)(ii)

for National Manager  
Trade Services

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**Australian Government**  
**Australian Customs Service**

Reply to the Chief Executive Officer

Quote: TC 0704735  
Your Ref: Window

Australian Customs Service  
Customs House  
5 Constitution Avenue  
CANBERRA ACT 2601  
Ph: (02) 6275 6666  
Fax: (02) 6275 6376  
Email: tarcon@customs.gov.au

20 April 2007

s47F

DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD  
PO BOX 7091  
ALEXANDRIA NSW 2015

Dear s47F,

**TARIFF CONCESSION SYSTEM**  
**APPLICATION ACCEPTANCE**

Your application for Tariff Concession Order (TCO) Number TC 0704735 has been accepted by Customs as a valid application. The application will be published in Gazette Number TC07/17 of 25 April 2007. 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. This is a verification of agreed wording not an opportunity to further amend.

Yours sincerely,

s22(1)(a)(ii)  
for National Manager  
Trade Services

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(21)

Description of Goods including the  
Customs Tariff Classification

Schedule 4 Item Number

8479.89.90

REGULATORS, WINDOW  
Op. 30.03.07

- TC 0704735

50

Stated Use:

Electronic operation of windows in vehicle doors

Applicant:

Futuris Automotive Interiors

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**Australian Government**  
**Australian Customs Service**

Reply to the Chief Executive Officer

Quote: TC 0704735

Your Ref: Window

Australian Customs Service  
Customs House  
5 Constitution Avenue  
CANBERRA ACT 2601  
Ph: (02) 6275 6666  
Fax: (02) 6275 6376  
Email: tarcon@customs.gov.au

15 June 2007

s47F

DHL GLOBAL FORWARDING (AUSTRALIA) PTY LTD  
PO BOX 7091  
ALEXANDRIA NSW 2015

Dear s47F,

**TARIFF CONCESSION SYSTEM**  
**APPLICATION SUCCESSFUL**

I refer to your application for Tariff Concession Order (TCO) Number TC 0704735 lodged on 30 March 2007.

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 TC07/25 of 20 June 2007.

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)

for National Manager  
Trade Services

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Freedom of Information Act 1982

(15.06.07)



**Australian Government**  
**Australian Customs Service**

28

Customs House  
 5 Constitution Ave  
 CANBERRA ACT 2600

Phone: (02) 6275 6666  
 Facsimile: (02) 2675 6471

04 July 2007

s47F

**Tariff classification for 'Regulators Window' in relation to TC0704735**

Thank you for your enquiry regarding the correct tariff classification associated with TC0704735. The goods of this Tariff Concession Order are identified as electrically operated window winder assemblies for inclusion in a Passenger Motor Vehicle.

Customs position on the tariff classification of electrical and mechanical window winder assemblies is that the mechanically operated version is correctly classified to 8302.30.00, and the electrically operated version is correctly classified to 8479.89.90. Note 1(f) to Section XV states: "Articles of Section XVI (machinery, mechanical appliances and electrical goods)". Hence electrically controlled window winder assemblies are excluded from Section XV, specifically Chapter 83, heading 8302.

In regard to the electrically operated window winder assemblies of TC0704735, the goods are correctly classified to 8479.89.90 vide IR 1 and 6

I hope this letter clarifies Customs tariff classification position on electrically and mechanically operated window winder assemblies.

Yours sincerely

s22(1)(a)(ii)

Tariff Classification  
 Trade Services Branch  
 Ph: s22(1)(a)(ii)  
 Fax: 02 6275 6376  
 Email: s22(1)(a)(ii)@customs.gov.au

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