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Applicant's Name

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

Hours:

Australian Duningan Mumber (A.D.N.)

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 268F 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;

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

- 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) Exery 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).
- (9) 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 rolate to the date the application is lodged with Customs.
- 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, by e-mailing information@customs.gov.au or by phoning the Customs Information Centre 1300 363 263.

ubblicant 2' Mattic			Musuanan Dusine	22 Manipol (Ardila)		i
The Trustee for The New Life Ind	ustries Trading Trust		25 714 516 252	• •		
Postal Address						1
19-81 Lillico Road, Devonport, Ta	asmania, 7310					
Applicant's Reference		Owner Code (if applicable)				
New Life Milled Float Glass				·		2
Company Contact		Position Held			S	98
s47F		s47F			<u>=</u>	1
Telephone Number	Facsimile Numbe	er	E-mail Address		THE STATE OF THE S	Ct
03 6428 3848 If you do not intend to use the TC	03 6425 2784		s47F	_	1	A
section below, the identity of the IMPORTER DETAILS	mporter for whom you a	are acting (r ele r t	o paragraph 269F(3)((c) of the Customs Act 190	1). F	mati
importer's Name (if same as app	icant, write "as above")	A.B.N.		*,4	0	70
AS ABOVE	•				J.	17
Postal Address					rtm	7 Of
Importer's Reference		Owner Co	ode	12 JUN '07 7:57	eba	don
Company Contact	,	Position I	leid	and the second s	by D	Free
Telephone Number		Facsimile	Number		sed	the
,				B443 (JUN 2	3e (002)	Inder

Agent's Name	A.B.N.
TOLL INTERNATIONAL	31 082 292 233
Postal Address	
14 Huon Street Narangba	Brisbane 4504
A H- D-fores-	Agency Contact
Agent's Reference	c I referred contract
Agent's Reference	s47F
Telephone Number	

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.
- (e) 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.
- Describe the goods

Panels, glass, 4mm thickness, rough milled all sides.

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L	LUSTRATIVE MATERIAL					S	98
2	Attach technical, likustrative descriptive material and subject of the application.	llor a sample to	enable a full and	accurate identific	ation of the g	cods the	27 1
TA	ARIFF CLASSIFICATION					0	A
3	Identify the tariff classification (to 8 figure subheadin Identify the General Duty rate: 05 % If a Tariff Advice for the goods has been sought or of or attach a copy.			o. 18662100		f Hom	matior
US	SES OF THE IMPORTED GOODS					ent o	Infol
4	Describe ALL uses (including design uses) to which	the goods can	be put.			th	Of
						par	mo
Fo	or use in the construction of a computerised	and automa	ited glasshous	e.		De	ed
						by	Fre
						ed	the
					,	88	1

SUB TUTABILITY 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.

No known local manufacturers of glass of this nature with the required tolerances.

Refer to the attached letter from the ICN in Tasmania who investigated the local capability of all equipment of the glasshouse on behalf of the applicant.

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.

PRESCRIBED		
PRESI NIBELL	LINIAMIN	A I II IN

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

NO X If YES, attach a copy of the advice received.

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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

Provide any additional information in support of your application.

DECLARATION

i,	Position Held	
s47F	s47F	
Company (if applicable)		
TOLL INTERNATIONAL PTY LTD		

declare that:

- To the best of my knowledge and belief the information contained in this form is correct; and
- I have the authority to act on behalf of the company/applicant; and
- lagree, 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.

Signature of Applicant/Agent/Broke

Date

11/06/07

NOTE: SECTION 234 OF THE CUSTOMS ACT 1997 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: National Manager, Tariff Branch Australian Customs Service **Customs House** 5 Constitution Avenue CANBERRA ACT 2601

- delivering it to the ACT Regional Office located at Customs House, Canberra
- sending it by facsimile to (02) 6275 6376
- e-mailing it to tarcon@connect.net.au.

3 Aff Home of Department 20 eased E. Φ



INDUSTRY CAPABILITY NETWORK TASMANIA

5 March 2007

81 Lillico Road

22 Signification Street HOBART TAS 2000 GPC 80x 646 HOBART TAS 7001

Tel: 101 3 6221 5550 Rax: +61 3 6233 5551 un pio cetoslwww มโดยโดยสาราชาสม ASN 34 53? 577 104

Level L. Consuall Square 12-16 St John Street LAUNCESTON TAS 7250 Baz (136

GAUNCESTON TAS 2350

Tek +61 3 6 35 2501 Fax: 161 5 6334 7131

Znd Para Kairis Bultaing Cattley Street **GURNIE TAS 7320** FORex 672 BURNIE 1AS 7170

Tek -6136426635. Fax: (6) 3 6431 4164

Dear s47F

Re: 1.8ha Capsicum Glasshouse and Equipment for Capsicum Growing

We thank you for your request to assist with the identification of a local manufacturer of Capsicum Glasshouses and Equipment. Including:

- High Pressure Fog system
- Reverse Osmosis Plant

Director: New Life Industries

Devonport TAS 7310

- Moisture and Climate control including software
- Tempered Floatglass

We regret to advise that we have been unable to locate a local manufacturer who can competitively meet your specific technical requirements for this type of equipment.

Although unsuccessful in this case, we appreciate this opportunity to source Australian/New Zealand made equipment and would be pleased to advance the involvement of the Industry Capability Network with any future enquines.

Yours faithfully

"Fromoting Australian Jadustry Capabilly"

Gridbahe Sydney Meithaumb Adekuda Peren Dangin Helbart Cembera Regional Offices: Texanoville: Grotter: Amidale: Orange: Dunbo: Newcassite: Wolfangong: Goullett: Wagga Wagga Albury - Baltaran - Bendago, Tradeligon - Alice Springs - Leuriceston - Baltine

ICN Tasmania is supported by the Tasmanian Government through the Department of Economic Development

s47G

GLASS SPECIFICATION

Contract No. GW-RQ-0702

Detailed sizes and price list

NO	Types	Size	: / M
		Width	Length
		1.707	0.703
1	Clear Float Glass	1.707	0.345
·	-4mm	1.707	0.788
		1.707	0.388
		To	otal
	- 1	1.200	1.242
2	Clear Tempered	0.933	1.245
	Glass	2,123	1.246
	-4mm	2,123	0.710
		To	otal
Tota	Price / Euro		

- Specification about raw material and process:
 - 1) Clear float glass;
 - 2) Clear tempered glass, Glass-fragmentation after breakage: approx. 50 pieces/ 5cm*5cm.
 - 3) 4 sides rough milling.
 - 4) Tolerance on length and width: +/- 1 mm
 - 5) Tolerance on thickness 4 m: +/- 0,2 mm
 - Maximum difference between diagonals; 3 mm.
- Technical requirements and Certificate:
 - 1) Technical Standard:
 - Clear Float Glass: National Standard with Norm: GB 11614-1989 (can meet technical required of standard of EN572);
 - Clear tempered glass: American standard ANSI,Z97.1-2004 and CPSC 16 CFR 1201. (can meet technical required standard of EN 12150)
 - 2) Certificates:
 - Clear Float Glass; GB (national standard) inspection report.
 - Clear tempered glass: ANSI,Z97.1-2004 and CPSC 16 CFR 1201.



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Hours:

Minutes:

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whom the applicant is acting will be published in the Gazette.

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

- (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) Exery 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 enswer may be provided in an attachment. The attachment should clearly identify the question to which it relates.
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Applicant's Name	e			Australian Busii	ness Number (A	.B.N.)		
The Trustee for	The New Life Indust	tries Trading Trust		25 714 516 252		*	,	
Postal Address								
19-81 Lillico Roa	d, Devonport, Tasn	nania, 7310.						
Applicant's Refer	rence		Owner Code (f applicable)				
New Life Temper	red Float Glass							2
Company Contact	ct		Position Held				airs	198
Telephone Numb	Der	Facsimile Number	Ä	E-mail Address			Aff	Act
section below, th	e identity of the imp	to import into Australi porter for whom you a	re acting (refer	subject of the applictory	cation, you must	oms Act 1901	of Horn	rmation
Importer's Name	(If same as applica AS ABOVE	int, write "as above")	A.B.N.			~	ent	Info
Postal Address				DATE	12/6/07	s47F	ırtm	n of
Importer's Refere	ence		Owner C	ode	1 1		Depa	9d0/
Company Contac	d		Position	Held			by [Fre
Telephone Numb	Xer		Facsimik	Number			sed	the
	andread and the Committee State and the committee of the					B443 (JUN 2	Rele	under

FOI Document #4

Agent's Name		A.B.N.
TOLL INTERNATIO	DNAL	31 082 292 233
Postal Address	4 Huon Street Narangba B	risbane 4504
Agent's Reference		Agency Contact
empered Glass		s47F
Telephone Number	s47F	Facsimile Number 07 3385 6507
DESCRIPTION OF	GOODS	
of the goods, it si (c) In accordance wi (i) described in te	hould not describe the goods	oms Act 1901, the CEO must not make a TCO in respect of goods:
(iii) declared by the Goods will be take implication, indication.	he regulations to be goods to ten to be described in terms of ates that they are goods of a	e; or which a TCO should not be extended. Which a TCO should not be extended. Which a TCO should not be extended. When then in generic terms if, for example, their description, either directly or by particular brand or model, or that a particular part number applies to the goods. goods is contained in Volume 13 of the ACS Manual and in Australian Customs Notice
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ILI	LUSTRATIVE	MATERIAL				s 382
2		ical, illustrative descriptive mat e application.	erial and/or a sample to en	able a full and accurat	e identification of the	e goods the
TA	RIFF CLASS	IFICATION				AA
3	Identify the	ariff classification (to 8 figure so Seneral Duty rate 05 % vice for the goods has been soo opy.			2200	of Hom rmation
US	SES OF THE	MPORTED GOODS				int (
4	Describe AL	L uses (including design uses)	to which the goods can be	put.		artme
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- (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.
- 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.

No known local manufacturers of glass of this nature with the required tolerances.

Refer to the attached letter from the ICN in Tasmania who investigated the local capability of all equipment of the glasshouse on behalf of the applicant.

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.

PAGE	09/13
FOLD	ocument #4

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

s47F

YES-

NO X 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.

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B	Provide any	additional	information	in supp	port of	your ap	plication.

DECLARATION

Position Held s47F

Company (if applicable)

TOLL INTERNATIONAL PTY LTD

declare that:

- To the best of my knowledge and belief the information contained in this form is correct; and
- I have the authority to act on behalf of the company/applicant; and
- l 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.

Signature of Applicant/Agent/Broker

Date

11/06/07

NOTE: SECTION 294 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: National Manager, Tariff Branch Australian Customs Service Customs House 5 Constitution Avenue CANBERRA ACT 2601
- delivering it to the ACT Regional Office located at Customs House, Canberra
- sending it by facsimile to (02) 6275 6376
- e-mailing it to tarcon@connect.net.au.

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Tariff Advice View

Tariff Advice Details

Tariff Advice Number 18662200

Status INPUT

Previous Tariff Advice 0

Mumber

Type TARIFF ADVICE

Input Date 11 JUN 2007

State OLD

Lodge Date

Confidential NO

Acquit Date

Void Date

Company and Contact Details

ABN

CAC Customs Client Id

Importer THE TRUSTEE FOR THE NEW

LIFE INDUSTRIES TRADING

25714516252

TRUST

Supplier s47G

Applicant YOLL INTERNATIONAL PTY

31082292233

Applicant Contact Name s47F

Applicant Reference NEW LIFE LAMINATED FLOAT GLASS

Fax 07 3385 6507

Broker Box No 025K

Goods Details

Goods Description 4mm four sides rough milled laminated float glass sheets.

Show Full

Claimed Tariff Classification 7007.19.00

Claimed Instrument

Claimed Schedule 4 Item

Claimed Reasons The terms of the item. Excluded from 7006 refer heading note.

Show Full

Lodgement Details

Sample Provided NO

lilustrative Descriptive Material NO

Additional Info Requested NO

Requested On

Acquittal Details

Additional Info Received NO

Given Tariff Classification

Given Instrument

Given Schedule 4 Item

Given Reasons

Decision Officer Name

Decision Officer Phone

Multiple Classification M/N

Rejection Reason

Void Reason

Affairs Home of epartment Released eľ



INDUSTRY CAPABILITY NETWORK TASMANIA

5 March 2007

81 Lillico Road

22 Stander Street MOBART TAS 2006 GPU BOX 646 MOBART TAS 2001

Tel: 101 3 0271 5556 Pax: 161 3 6233 5551 www.lentas.org.eu info@knessong.eu ABN 24 531 577 104

Einer I, Communit Square 12-16 St John Street I ALINCESTON TAS 7250 Box 1/96 EAUNCESTON TAS 7250

Tek: +61 3 6635 2501 Fax: :61 2 6834 2181

2nd Floor Namis Bulking Cather Street BURNIE TAS 2320 PO Box 832 BURNIE TAS 7320

Tel: -61 3 6434 6431. Page 461 3 6431 9164

Dear s47F

s47F

Re: 1.8ha Capsicum Glasshouse and Equipment for Capsicum Growing

We thank you for your request to assist with the identification of a local manufacturer of Capsicum Glasshouses and Equipment. Including:

- High Pressure Fog system
- · Reverse Osmosis Plant

Director: New Life Industries

Devonport TAS 7310

- Moisture and Climate control including software
- Tempered Floatglass

We regret to advise that we have been unable to locate a local manufacturer who can competitively meet your specific technical requirements for this type of equipment.

Although unsuccessful in this case, we appreciate this opportunity to source Australian/New Zealand made equipment and would be pleased to advance the involvement of the Industry Capability Network with any future enquiries.

Yours faithfully

TOUTO ICITIA

"Promoting Australian Jaduatry Capabilly"

Brislanie Svonsy Mathourne Adelaute Porte Dansén Helhart Canborra Regional Offices Tuwnsville Grotten Amerikale Grange Dunbe Newcastle Wolfangeraj Geetheen Waggi Wagga Altury Satisfat Bendan Touringen Albe Springs Leutresson Buctie

ICN Tasmania is supported by the Tasmanian Government through the Department of Economic Development

0733856507

GLASS SPECIFICATION

Contract No. GW-RQ-0702

Detailed sizes and price list

NO	Types	Size / M	
		Width	Length
		1.707	0.703
1	Clear Float Glass	1.707	0.345
	-4mm	1.707	0.788
		1.707	0.388
		To	otal
		1,200	1.242
2	Clear Tempered	0.933	1.245
	Glass	2,123	1.246
	4mm	2,123	0.710
		To	tal
Total	Price / Euro		

- Specification about raw material and process:
 - Clear float glass; 1)
 - Clear tempered glass, Glass-fragmentation after breakage: approx. 50 pieces/ 5cm*5cm. 2)
 - 4 sides rough milling.
 - Tolerance on length and width: +/- 1 mm 4)
 - Tolerance on thickness 4 m: +/- 0,2 mm
 - Maximum difference between diagonals; 3 mm.
- Technical requirements and Certificate: 3.
 - Technical Standard:
 - Clear Float Glass: National Standard with Norm: GB 11614-1989 (can meet technical required of
 - Clear tempered glass: American standard ANSI, Z97.1-2004 and CPSC 16 CFR 1201. (can meet technical required standard of EN 12150)
 - Certificates: 2)
 - Clear Float Glass: GB (national standard) inspection report
 - Clear tempered glass: ANSI.Z97.1-2004 and CPSC 16 CFR 1201.

Freedom of Information Act 1982 by Department of Home Affairs Released under 

INTERNATIONAL

Facsimile Cover Sheet

To: Tariff Conces	sions Branch
Company: Austra	lian Customs Service Canberra
Telephone:	
Facsimile: 02 627	75 6376
From:	\$47F
Company:	Toll International Freight
Telephone:	s47F
Facsimile:	07 3385 6507
Date 11/06/07	
Pages (incl this):	13

14 Huon Street, Narangba, Brisbane Old 4504.

ABN: 31 082 292 233

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Dear Sirs.

On behalf of our client The Trustee for the New Life Trading Trust, we submit with this fax two (2) signed applications for Tariff Concession in respect of two different types of glass panels being imported for the construction of a computerized automated glasshouse being built in Tasmania.

The signed applications are supported by the following documents: -

- Copies of Tariff Advices 18662100 and 18662200 currently with Brisbane Customs. If the decisions given by Brisbane in due course differ from the claimed classifications I will advise you immediately.
- A Copy of a letter to the applicant from the ICN in Tasmania confirming that they had been unable to locate any local manufacturer capability in respect of the various components of the glasshouse.
- A page giving the specifications of the glass required.

Please advise the undersigned if you require any further information to process these two (2) applications.

Customs Consultant. Toll International