

s22(1)(a)(ii)

From: s47F <s47F@kpmg.com.au>
Sent: Friday, 22 September 2017 2:26 PM
To: TARCON
Cc: s47F
Subject: Clean Teq Holdings - Tariff Concession Order application
Attachments: TCO Application (Signed).pdf; Tariff Concession Order - CleanTeq - Supporting Documentation.zip; TCO Application (Soft Copy).pdf

Follow Up Flag: Follow up
Flag Status: Completed

Categories: New application In

SENT WITH THE AUTHORITY OF s47F

Dear Sir or Madam,

Enclosed for your attention is a Tariff Concession Order application and supporting disclosures on behalf of our client, Clean Teq Holdings Limited. We have also included a soft copy of the application to enable the full description of the goods to be read.

Should you have any queries, or experience any technical difficulties in accessing the attachments please contact me on 02 s47F

Best Regards,

s47F

Regards,

s47F

s47F

Phone: +61 2 s47F

s47F [kpmg.com.au](mailto:s47F@kpmg.com.au)

s47F



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Australian Government
**Department of Immigration
 and Border Protection**

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 enquiries 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 a 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.border.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 Comptroller-General of Customs, that, on the basis of:

- (i) all information that the applicant has, or can reasonably be expected to have; and
- (ii) all enquiries 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 enquiries made by the applicant (including enquiries 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.

Questions 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) The Department may require an applicant to substantiate, with documentary evidence, any information provided in the application form. The Department may also undertake its own enquiries 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, Practice Statements, on the internet at www.border.gov.au, by emailing tarcon@border.gov.au or telephoning (02) 6198 7289.
- (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 considers to be 'reasonable enquiries', 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: Clean Teq Holdings Limited	Australian Business Number (A.B.N): 34 127 457 916
Postal Address: 12/21 Howleys Road, Notting Hill, Victoria 3168	
Applicant's Reference:	Company Contact: s47F
Telephone Number: s47F	Position Held: s47F
Mobile Telephone Number: s47F	Email Address: s47F@cleanteq.com
Facsimile Number: N/A	

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 s.269F(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: KPMG	Australian Business Number (A.B.N): 51 194 660 183
Postal Address: PO Box H67 Australia Square 1215	
Agent's Reference:	Agency Contact: s47F
Telephone Number: s47F	Position Held: s47F
Mobile Telephone Number: s47F	Email Address: s47F@kpmg.com.au
Facsimile Number: (02) 9335 7001	

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 Comptroller-General 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 on the Internet at www.border.gov.au. Failure to comply with Departmental 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

AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;
- b. diameter greater than 5.0m and length greater than 32m;
- c. six agitation compartments;
- d. explosively bonded titanium lining on carbon steel shell;
- e. nozzles to DN1200mm;
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;
- g. free acid in slurry after metal leaching greater than 50 grams/litre:

**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

A major component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry.

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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 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.

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: NSW Minerals Council

(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?

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6. ENQUIRIES 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 enquiries that the applicant and/or importer have made to assist the Comptroller-General 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 144 of *Customs Regulation 2015*

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 enquiries 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 **Australian B2B**, search engines such as **Google**, and websites listing Australian products such as **Australian Made**. Please refer to ACN 2010/03 for guidance as to what the Department considers to be a reasonable search.

1 - Name of database: Info Mine Search

Search terms used in database: "Mining Separation Equipment"; "Mineral Processing Separation Equipment"; "Autoclave"

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

2 - Name of database: Austrade

Search terms used in database: "Mining Separation Equipment"; "Autoclave"

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

3 - Name of database: Australian Manufacturing

Search terms used in database: "Mining Separation Equipment"; "Autoclave"

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 enquiries 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.

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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 enquiries that you undertook to notify those local manufacturers of your application and to seek advice 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: FLSmith - No response recorded

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: Gekko Systems Pty Ltd - No response recorded

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: Mecal (Pty) Ltd - No response recorded

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: Elastomers Australia - No response recorded

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 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'.

No responses have been received to our written approaches.

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APPLICANT'S DECLARATION

I, s47F	Position Held s47F
Company: (if applicable) KPMG	
declare that:	
<ol style="list-style-type: none"> 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(1) of the <i>Electronic Transactions Act 1999</i>, this application will be taken to have been lodged when it is first received by an officer of Customs, or if by e-mail to tarcon@border.gov.au, when it is first accessed by an officer of Customs as specified in Sub-Section 269F(4) of the <i>Customs Act 1901</i>. 5. I have read the relevant Australian Customs Notice headed Applicant's Obligations when applying for a TCO and the definitions attached to this form and understand my obligations under Section 269FA of the <i>Customs Act 1901</i> 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 <i>Customs Act 1901</i> that at any time during the period of 150 days from the gazettal day, the Comptroller-General may, for the purpose of dealing with a TCO application, and despite part 6 of the <i>Australian Border Force Act 2015</i>, 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:	Date: 22 September 2017

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 the Department by:

- | | | |
|--|----|--|
| <ul style="list-style-type: none"> posting it by prepaid post to:
Director,
Industry Assistance,
Trade Branch
Department of Immigration and
Border Protection,
5 Chan Street
BELCONNEN ACT 2617 | OR | <ul style="list-style-type: none"> delivering it to the ACT Regional Office located at:
Customs House, Canberra
OR
sending it by facsimile to: (02) 6198 7203
OR
e-mailing it to: tarcon@border.gov.au |
|--|----|--|

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FOR OFFICE USE ONLY - DEPARTMENT OF IMMIGRATION AND BORDER PROTECTION STAFF**269(H) Screening the Application**

- Is the C-G satisfied that the application complies with Section 269F? ☐ YES ☐ NO
- Is the C-G satisfied that the applicant has discharged all responsibilities referred to in section 269FA? ☐ YES ☐ NO
- Is the C-G aware of any producer in Australia of substitutable goods? ☐ YES ☐ NO
- Are the goods on the Excluded Goods Schedule (Regulation 145)? ☐ 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.

- (4) 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 Comptroller-General 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
- (d) 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.
- and

capital equipment means goods, which if imported into Australia, would be goods to which Chapters 84, 85, 86, 87, 89 or 90 of schedule 3 to the *Customs Tariff Act 1995* would apply.









Info Mine: Mining Separation Equipment Suppliers in Australia-Oceania

Company Name	Australian Manufacturer (Y/N)	Note	Contact details	Emailed (Y/N)	Response (Y/N)
FLSmidth	Yes	International	info.australia@flsmidth.com	Y - 04/09/2017	N
Sepro Minerals Systems Corp	No	Canadian: Sales office in Perth	N/A		
A.M. King Industries, Inc	No	USA: Sales office in Perth	N/A		
		USA: Have an employee in Australia who covers Aus, Indonesia, Philipines, Vietnam, Thailand	s47F		
Action Mining Services Inc.	No	Headquarters in Austria			
Andritz Group	Yes	Ballarat	gekkos@gekkos.com	Yes - 04/09/2017	N
Gekko Systems Pty Ltd	Yes	From North America/ German owned	N/A		
JOEST Inc	No	Part of FL Smidth	info.australia@flsmidth.com		
Ludowici Ltd	Yes	Melbourne based	info@mecal.com.au	Yes - 04/09/2017	N
Mecal (Pty) Ltd	Yes	4/3 Gatwick Rd, Bayswater North VIC 3153	info@olivibrators.com.au	Yes - 04/09/2017	N
Oli Vibrators Pty Ltd	Yes	From North America			
Triple R Co Ltd	No	Doubt they manufacture autoclaves	salesteam@ultraspin.com.au	Yes - 04/09/2017	N
Ultraspin Technology Pty Ltd	Yes	German	N/A		
allmineral LLC	No	AMC = Australian Marine Complex - precinct in WA	N/A		
AMC Oil & Gas	No	Part of FL Smidth International	info@ausmetec.com.au	Yes - 04/09/2017	N
Ausmetec Pty Ltd	Yes	German; office in Brisbane though			
BOKELA CmbH Karlsruhe	No		1300 026 011 ;		
Bulkquip Pty Ltd	Yes	Graham Boyd	s47F @bulkquip.com.au		
			s47F @elastomersaustralia.co		
Elastomers Australia	Yes		m.au	Yes - 04/09/2017	N
Eriez	Yes		sales.au@eriez.com	Yes - 04/09/2017	N
Partition Enterprises Pty Ltd	Yes	Queensland	s47F @partitionenterprises.com.au	Yes - 04/09/2017	N
		don't think they could produce autoclaves	N/A		
Screenex Pty Ltd	Yes	Head office in Melbourne	sales(at)steinert.com.au	Yes - 04/09/2017	N
Steinert Global	Yes	Milperra	sales@tema.com.au		
Tema Engineers	Yes	Castle Hill	mining-sorting@tomra.com	Yes - 04/09/2017	N
TOMRA Sorting ASA	Yes	Western Australia (Sales office?)	info@webaaustralia.com.au		
Weba Chute Systems and Solutions	Yes				

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Matching Supplier Listings

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http://www.infomine.com/suppliers/buyersguide/r3.c5007.s5104/australia.oceania.sep... 11/08/2017

From: s47F
To: s47F
Cc: s47F (@kpmg.com.au)
Subject: KPMG: Australian Steel Institute - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 18 September 2017 5:03:00 PM
Attachments: [image001.jpg](#)
[image003.jpg](#)
[image005.jpg](#)
[image007.jpg](#)
[image009.jpg](#)

FOR THE URGENT ATTENTION OF THE AUSTRALIAN STEEL INSTITUTE

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. We understand that the Australian Steel Institute represents manufacturers who this may be relevant to. We have contacted a number of possible manufacturers already, and have not received any objections.

A TCO reduces the rate of import duty on such goods from 5% to Free. The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek information about any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that could be manufactured in Australia.

In order to determine whether a manufacturer is capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **22 September 2017** should know of an Australian manufacturer who may object to the proposed wording as outlined above. If I

do not hear from you by this date, the application will be lodged on the basis that there are no manufacturers who are able to produce the goods as outlined in the proposed wording.

My contact details are s47F s47F@kpmg.com.au, or alternatively contact s47F on s47F s47Fkpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F

s47F



From: s47F
To: s47F
Cc: s47F
Subject: KPMG: Elastomers Australia - Autoclave Vessels - Tariff Concession Order Applications
Date: Monday, 4 September 2017 3:54:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are s47F @kpmg.com.au, or alternatively contact s47F on
s47F kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



From: s47F
To: "info.australia@flsmidth.com"
Cc: s47F
Subject: KPMG: FLSmidth - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 3:47:00 PM
Attachments: [image002.jpg](#)
[image004.jpg](#)
[image006.jpg](#)
[image008.jpg](#)
[image010.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are ^{s47F} [REDACTED]@kpmg.com.au, or alternatively contact ^{s47F} [REDACTED] on ^{s47F} [REDACTED]@kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

^{s47F} [REDACTED]



From: s47F
To: "gekkos@gekkos.com"
Cc: s47F
Subject: KPMG: Gekkos - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 3:48:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are s47f [@kpmg.com.au](mailto:s47f@kpmg.com.au), or alternatively contact s47f on s47f [@kpmg.com.au](mailto:s47f@kpmg.com.au). I look forward to hearing from you.

Yours Sincerely,

s47f



From: s47F
To: "info@ausmetec.com.au"
Cc: s47F
Subject: KPMG: Ausmetec - Autoclave Vessels - Tariff Concession Order Applications
Date: Monday, 4 September 2017 3:52:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are s47F s47F@kpmg.com.au, or alternatively contact s47F on s47F s47Fkpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



From: s47F
To: "sales.au@eriez.com"
Cc: s47F
Subject: KPMG: Eriez - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 3:55:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are s47F @kpmg.com.au, or alternatively contact s47F on s47F kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



From: s47F
To: s47F
Cc: s47F
Subject: KPMG: GFM Engineering Solutions - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 4:02:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are ^{s47F} [REDACTED]@kpmg.com.au, or alternatively contact ^{s47F} [REDACTED] on ^{s47F} [REDACTED]@kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

^{s47F} [REDACTED]



From: s47F
To: "info@mecal.com.au"
Cc: s47F
Subject: KPMG: Mecal Pty Ltd - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 3:49:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are s47F @kpmg.com.au, or alternatively contact s47F on s47F kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



From: s47F
To: "info@olivibrators.com.au"
Cc: s47F
Subject: KPMG: Oli Vibrators - Autoclave Vessels - Tariff Concession Orders
Date: Monday, 4 September 2017 3:50:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
 - Produced the goods in Australia and they are held in stock; or
 - Produced the goods in Australia intermittently in the past 5 years; and
- The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are s47F @kpmg.com.au, or alternatively contact s47F on
s47F kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



From: s47F
To: "pe@partitionenterprises.com.au"
Cc: s47F
Subject: KPMG: Partition Enterprises Pty Ltd - Autoclave Vessels - Tariff Concession Orders
Date: Monday, 4 September 2017 3:57:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are ^{s47F} [REDACTED]@kpmg.com.au, or alternatively contact ^{s47F} [REDACTED] on ^{s47F} [REDACTED]@kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

^{s47F} [REDACTED]



From: s47F
To: "sales@steinert.com.au"
Cc: s47F
Subject: KPMG: Steinert Global - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 3:58:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

The producer is prepared to accept an order to supply the goods.

Please advise me urgently and no later than close of business **15 August 2017** should you object to the proposed wording as outlined above. If I do not hear from you by this date, the application will be lodged on the basis that you do not produce the goods as outlined in the proposed wording.

My contact details are ^{s47F} [REDACTED]@kpmg.com.au, or alternatively contact ^{s47F} [REDACTED] on ^{s47F} [REDACTED]@kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

^{s47F} [REDACTED]



From: s47F
To: "mining-sorting@tomra.com"
Cc: s47F
Subject: KPMG: TOMRA Sorting - Autoclave Vessels - Tariff Concession Order Application
Date: Monday, 4 September 2017 3:59:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

Dear Sir/Madam,

We represent an importer in its application to Australian Border Force ("ABF") for a Tariff Concession Order (TCO) for **Autoclaves for leaching of nickel, cobalt and scandium from an ore slurry**. A TCO reduces the rate of import duty on such goods from 5% to Free.

The proposed wording of the TCO application is as follows:

"AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;*
- b. diameter greater than 5.0m and length greater than 32m;*
- c. six agitation compartments;*
- d. explosively bonded titanium lining on carbon steel shell;*
- e. nozzles to DN1200mm;*
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
- g. free acid in slurry after metal leaching greater than 50 grams/litre;*
- h. slurry temperature greater than 250 degrees Celcius;*
- i. vessel pressure rating to 5500 kiloPascal (gauge)."*

In accordance with obligations under the *Customs Act 1901*, we are writing to seek any possible objections to the proposed TCO wording on the basis that this TCO would cover substitutable goods that you manufacture in Australia.

In order to determine whether you are capable of locally producing substitutable goods in the ordinary course of business, Section 269E of the *Customs Act 1901* provides:

Goods are taken to be produced in Australia in the ordinary course of business if a producer in Australia has:

- Produced the goods in Australia in the last 2 years; or
- Produced the goods in Australia and they are held in stock; or
- Produced the goods in Australia intermittently in the past 5 years; and

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My contact details are s47F kpmg.com.au, or alternatively contact s47F on s47F @kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



From: s47F
To: "salesteam@ultraspin.com.au"
Cc: s47F
Subject: KPMG: Ultraspin Technology Pty Ltd - Autoclave Vessels - Tariff Concession Order
Date: Monday, 4 September 2017 3:51:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

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- f. conforming to AS1210 Class 1 or ASME VIII Division 1;*
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Yours Sincerely,

^{s47F} [REDACTED]



From: s47F
To: "sales@wencomining.com"
Cc: s47F
Subject: KPMG: Wencomining Pty Ltd - Autoclave Vessels - Tariff Concession Order Applications
Date: Monday, 4 September 2017 4:01:00 PM
Attachments: [image011.jpg](#)
[image012.jpg](#)
[image013.jpg](#)
[image014.jpg](#)
[image015.jpg](#)

FOR THE URGENT ATTENTION OF THE ENGINEERING DIRECTOR OR MANAGING DIRECTOR

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My contact details are s47F @kpmg.com.au, or alternatively contact s47F on s47F kpmg.com.au. I look forward to hearing from you.

Yours Sincerely,

s47F



s22(1)(a)(ii)

From: TARCON
Sent: Tuesday, 26 September 2017 10:04 AM
To: s47F
Cc: s47F
Subject: RE: Clean Teq Holdings - Tariff Concession Order application

Good Morning

We have received your TCO Application on behalf of Clean Teq Holdings Limited
 The receipt date is the 22nd of September and the TCO Number is 17/102106

Regards

s22(1)(a)(ii)

Senior Border Force Officer
 Tariff Concessions Administration Border Management Group
 Australian Border Force
 3rd Floor Allara House
 5 Constitution Ave Canberra City ACT 2601
 Ph 02 s22(1)(a)(ii)
 Email: s22(1)(a)(ii) [border.gov.au](mailto:s22(1)(a)(ii)@border.gov.au)

From: s47F [mailto:s47F@kpmg.com.au]
Sent: Friday, 22 September 2017 2:26 PM
To: TARCON <tarcon@border.gov.au>
Cc: s47F <s47F@kpmg.com.au>; s47F <s47F@kpmg.com.au>
Subject: Clean Teq Holdings - Tariff Concession Order application

SENT WITH THE AUTHORITY OF s47F

Dear Sir or Madam,

Enclosed for your attention is a Tariff Concession Order application and supporting disclosures on behalf of our client, Clean Teq Holdings Limited. We have also included a soft copy of the application to enable the full description of the goods to be read.

Should you have any queries, or experience any technical difficulties in accessing the attachments please contact me on 02 s47F

Best Regards,

John

Regards,

s47F | s47F
 Phone: +61 2 s47F
 s47F [kpmg.com.au](mailto:s47F@kpmg.com.au)

s47F



s22(1)(a)(ii)

From: TARCON
Sent: Tuesday, 26 September 2017 10:40 AM
To: Tariff Classification
Subject: New TCO Application ADF2017/102106
Attachments: Tariff Class Sheet.docx

Please find all TCO Application documents in Trim ADF2017/102106

Regards

s22(1)(a)(ii)

Senior Border Force Officer
Tariff Concessions Administration Border Management Group
Australian Border Force
3rd Floor Allara House
5 Constitution Ave Canberra City ACT 2601
Ph 02 s22(1)(a)(ii)
Email: s22(1)(a)(ii) [border.gov.au](mailto:s22(1)(a)(ii)@border.gov.au)

TCO Number	ADF2017/102106
Title	High Pressure Acid Leach Autoclave Vessels
Centre	NTAC
OP Date	22/09/2017
28 Day Due Date	20/10/2017
Date Sent	26/09/2017
Date Due	04/10/2017
Applicant	Clean Teq Holdings Ltd
Broker/Agent	KPMG/ s47F s47F
Goods	High Pressure Acid Leach Autoclave Vessels
Claimed Classification	7309.00.00
Tariff Screening Officer	
IDM Rejection	
Open TA	
Are the Goods Classifiable	
Comments	
Does Applicant's Wording Contradict Proposed Tariff Class	
Tariff Classification	
Is TCO Restricted by Reg. 145 (EGS)	
Comments	
General Duty Rate	
Identification of Goods	
Tariff Advice No(s)	
Headings Considered	
Comments and Chapter Notes	
Query Date	
Tariff Officer	
Finalisation Date	

Version Updates	
Application	
TA Advice	

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under the *Freedom of Information Act 1982*

AUTOCLAVE VESSELS, HIGH PRESSURE ACID LEACH, having all the following:-

- a. slurry operating volume 647 cu.m;
- b. diameter greater than 5.0m and length greater than 32m;
- c. six agitation compartments;
- d. explosively bonded titanium lining on carbon steel shell;
- e. nozzles to DN1200mm;
- f. conforming to AS1210 Class 1 or ASME VIII Division 1;
- g. free acid in slurry after metal leaching greater than 50 grams/litre;
- h. slurry temperature greater than 250 degrees Celcius;
- i. vessel pressure rating to 5500 kiloPascal (gauge).

s22(1)(a)(ii)

From: s22(1)(a)(ii)
Sent: Wednesday, 27 September 2017 4:25 PM
To: TARCON
Subject: Finalised Tariff Classification Sheet TC ADF2017/102106 [SEC=UNCLASSIFIED]
Attachments: Finalised Tariff Class Sheet TC ADF2017-102106.docx

UNCLASSIFIED

Good afternoon TARCON,
Please find attached finalised Tariff Classification Sheet for TC ADF2017/102106
Yours sincerely,

UNCLASSIFIED

TCO Number	ADF2017/102106
Title	High Pressure Acid Leach Autoclave Vessels
Centre	NTAC
OP Date	22/09/2017
28 Day Due Date	20/10/2017
Date Sent	26/09/2017
Date Due	04/10/2017
Applicant	Clean Teq Holdings Ltd
Broker/Agent	KPMG/s47F s47F
Goods	High Pressure Acid Leach Autoclave Vessels
Claimed Classification	7309.00.00
Tariff Screening Officer	
IDM Rejection	No
Open TA	No
Are the Goods Classifiable	Yes
Comments	
Does Applicant's Wording Contradict Proposed Tariff Class	Yes Point b) – clarify if it is internal or external dimension Point e), f) – if possible – avoid using standards as they are subject to change Point g) – it is not clear what kind of vessel's feature does it describe
Tariff Classification	7309.00.00
Is TCO Restricted by Reg. 145 (EGS)	No
Comments	No
General Duty Rate	5%
Identification of Goods	Autoclave vessel for high pressurised acid leach, used in metallurgical industries.
Tariff Advice No(s)	N/A
Headings Considered	7309
Comments and Chapter Notes	7309.00.00 – IR1 and IR6 TOSH via Note 3 of Section XV
Query Date	

Tariff Officer	s22(1)(a)(ii)
Finalisation Date	27/09/2017
Version Updates	
Application	
TA Advice	

7309.00.00 07 No

RESERVOIRS, TANKS, VATS AND SIMILAR CONTAINERS
FOR ANY MATERIAL (OTHER THAN COMPRESSED OR
LIQUEFIED GAS), OF IRON OR STEEL, OF A CAPACITY
EXCEEDING 300 L, WHETHER OR NOT LINED OR HEAT-
INSULATED, BUT NOT FITTED WITH MECHANICAL OR
THERMAL EQUIPMENT

[View TCOs](#)
5% [for](#)
[7309.00.00](#)

Description of Goods including the
Customs Tariff Classification

Schedule 4 Item Number

7309.00.00

50

50

AUTOClave VESSELS, HIGH PRESSURE ACID LEACH, having all of the following:

- (a) slurry operating volume 647 cu.m;
- (b) diameter greater than 5.0m and length greater than 32m;
- (c) six agitation compartments;
- (d) explosively bonded titanium lining on carbon steel shell;
- (e) nozzle to DN1200mm;
- (f) conforming to AS1210 Class 1 or ASME VIII Division 1;
- (g) free acid in slurry after metal leaching greater than 50 grams/litre;
- (h) slurry temperature greater than 250 degrees Celcius;
- (i) vessel pressure rating 5500 kiloPascal (gauge)

Op. 22.09.17

- TC 17102106

Stated Use:

A major component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Applicant: Clean Teq Holdings Ltd

Notes

TCOs existing

NO

Tariff Advice

NO

Q5&6

F

5and6

LM Searches

F

11-51

IDM

F

52-54

Please check words and use

s22(1)(a)(ii)

s22(1)(a)(ii)

From: s47F <s47F kpmg.com.au>
Sent: Thursday, 12 October 2017 3:51 PM
To: s22(1)(a)(ii)
Subject: RE: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels

Follow Up Flag: Follow up
Flag Status: Flagged

Hi s22(1)(a)(ii) – This has been received, thanks. I'll take a look and come back to you. Cheers, s47F

s47F

kpmg.com.au



Official Professional Services Advisor
 Gold Coast 2018 Commonwealth Games

From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii) border.gov.au]
Sent: Thursday, October 12, 2017 3:49 PM
To: s47F <s47F kpmg.com.au>
Subject: FW: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels
Importance: High

Hi s47F

In s47F absence, I'm forwarding below to you.

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

Supervisor – Tariff Concessions Administration
Border Management Group
Australian Border Force
Allara House | 48 Allara Street, Canberra City, ACT 2601
P: 02 s22(1)(a)(ii)
E: s22(1)(a)(ii) border.gov.au

s22(1)(a)(ii)

From: s22(1)(a)(ii)
 Sent: Thursday, 12 October 2017 3:43 PM
 To: s47F kpmg.com.au' <s47F kpmg.com.au>
 Cc: s47F kpmg.com.au' <s47F kpmg.com.au>
 Subject: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels
 Importance: High

Hi s47F

I've picked up the above TCO application. A decision is due on this before 20/10/2017 and there is insufficient IDM for me to further process the application.

What I have is four photographs of a vessel and no further IDM. I'm unable to verify any of the items in the proposed wording. The IDM should have been available at application submission.

I'll require the outstanding IDM by COB Monday 16/10/17, otherwise I'll reject the application.

Any questions, please call me.

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

**Supervisor – Tariff Concessions Administration
 Border Management Group
 Australian Border Force
 Allara House | 48 Allara Street, Canberra City, ACT 2601**

P: 02 s22(1)(a)(ii)

E: s22(1)(a)(ii) [border.gov.au](mailto:s22(1)(a)(ii)@border.gov.au)

s22(1)(a)(ii)

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s22(1)(a)(ii)

From: s47F <s47F kpmg.com.au>
Sent: Thursday, 12 October 2017 4:42 PM
To: s22(1)(a)(ii)
Cc: s47F
Subject: RE: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels
Attachments: 20170725_Autoclaves.pdf; packing list 9066 .pdf; 009066-01-00.pdf

Hi s22(1)(a)(ii)

Please find attached some additional information which provides the basis for our classification and the nominated specifications put forward in the TCO description. Our classification is based on the fact our client has advised there are no mechanical parts attached to or within the vessels, as imported. The agitators for these vessels are to be separately imported sometime next year.

If you could please check the attached is sufficient for your needs and let me know either way. Our apologies for the insufficient IDM initially sent through as the above was also meant to be in the attachment. Thanks

Regards,

s47F
 Phone: +61 2 s47F
 s47F kpmg.com.au

s47F



From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii) border.gov.au]
Sent: Thursday, 12 October 2017 3:44 PM
To: s47F <s47F kpmg.com.au>
Cc: s47F <s47F kpmg.com.au>
Subject: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels
Importance: High

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s22(1)(a)(ii)

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Allara House | 48 Allara Street, Canberra City, ACT 2601

P: 02 s22(1)(a)(ii)

E: s22(1)(a)(ii) border.gov.au

s22(1)(a)(ii)

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Australian Securities Exchange & Media Announcement
Clean TeQ Holdings Limited (CLQ:ASX; CTEQF:OTCQX)



25 July 2017

Autoclaves acquired for Syerston Project

Substantial capital saving and opportunity to significantly compress and de-risk project development schedule

Melbourne, Australia – Sam Riggall, Managing Director of Clean TeQ Holdings Limited (CLQ:ASX; CTEQF:OTCQX), today announced that the company has acquired two autoclaves for Clean TeQ's 100% owned Syerston Nickel/Cobalt/Scandium Project in NSW, Australia. The autoclaves were acquired from Vale International S.A., a subsidiary of Brazilian multinational metals and mining group, Vale SA, for US\$6.5 million.

The autoclaves, and their purpose designed agitators, flanges and associated equipment, have never been used, are in excellent condition and are ideally sized for the Syerston Project. Their acquisition is expected to significantly de-risk the project schedule, with delivery lead times in today's market for similar equipment being almost three years.

Mr Riggall noted "the acquisition of these autoclaves is a remarkable development for Clean TeQ and the Syerston Project. Securing this critical long lead item not only saves a substantial amount of capital cost, but allows us to significantly compress and de-risk the development schedule for this unique project."

Figure 1: Autoclave vessels in storage in New Caledonia



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Figure 2: Autoclave vessel in transit to New Caledonia



The autoclaves are the major component of the high-pressure acid leach (HPAL) circuit for the Syerston Project. They are pressure vessels with steel shells and explosively bonded titanium lining, which are designed to withstand the operating conditions required for effective leaching of nickel, cobalt and scandium from Syerston ore. The key features of the autoclaves include:

1. Each of the two autoclaves, weighing approximately 600 tonnes, can manage a slurry volume of 647m^3 , which is more than sufficient to achieve the required residence time for an anticipated 2.5Mtpa ore throughput;
2. They operate at slurry temperatures of 250°C and an operating pressure of 4500 kPag, sufficient to prevent the slurry from evaporating;
3. Turbulence within the compartments of the vessels is maintained by vertical-shaft agitators to ensure mixing of the solids and acid; and,
4. The low pH (acid) slurry necessitates a titanium lining of the autoclaves, to protect the steel shell of the pressure vessel.

Vale arranged the design and fabrication of these vessels by Coek Engineering N.V (Coek), Belgium, in 2006 for the Niquel do Vermelho project in Brazil. Vale also procured agitators, mechanical seals and seal skids for each autoclave vessel from Ekato Corporation (Ekato). Coek is recognised as a world leader in the design and fabrication of such vessels. Ekato is considered a leader in agitator technology.

Vale discontinued the Niquel do Vermelho Project following the acquisition of Inco Limited and its Goro Nickel Project (under construction at the time) in 2006. The Niquel do Vermelho autoclaves remained in storage with Coek in Rotterdam for several years until Vale shipped them to the Goro Project in New Caledonia in 2012. The autoclaves have been stored there, in a customs bonded

yard, since. The agitators and associated equipment have been stored at Ekato's manufacturing facility in Schopfheim, Germany, since their fabrication.

Extensive due diligence was undertaken by Clean TeQ's project team and representatives of SNC Lavalin to ensure the suitability and good condition of the autoclaves. The due diligence program included process evaluation, technical evaluation, transport & logistics investigation and site visits.

In due course the autoclaves will be transported to Newcastle, Australia, where they will be stored until they are ready to be transported to the Syerston Project site for installation.

For more information about Clean TeQ contact:

Sam Riggall, Managing Director

+61 3 9797 6700

About Clean TeQ Holdings Limited (ASX: CLQ) – Based in Melbourne, Clean TeQ, using its proprietary Clean-iX® continuous ion exchange technology, is a leader in metals recovery and industrial water treatment.

For more information about Clean TeQ please visit the Company's website www.cleanteq.com.

About the Syerston Project – Clean TeQ is the 100% owner of the Syerston Project, located in New South Wales. The Syerston Project is one of the largest and highest grade scandium deposits in the world and one of the highest grade and largest nickel and cobalt deposit outside of Africa.

About Clean TeQ Water – Through its wholly owned subsidiary Clean TeQ Water, Clean TeQ is also providing innovative wastewater treatment solutions for removing hardness, desalination, nutrient removal, zero liquid discharge. The sectors of focus include municipal wastewater, surface water, industrial waste water and mining waste water.

For more information about Clean TeQ Water please visit www.cleanteqwater.com

This release may contain forward-looking statements. The actual results could differ materially from a conclusion, forecast or projection in the forward-looking information. Certain material factors or assumptions were applied in drawing a conclusion or making a forecast or projection as reflected in the forward-looking information.

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under the *Freedom of Information Act 1982*

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under the *Freedom of Information Act 1982*

s22(1)(a)(ii)

From: s47F <s47F kpmg.com.au>
Sent: Friday, 13 October 2017 7:52 PM
To: s22(1)(a)(ii)
Cc: s47F
Subject: RE: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels

Thanks s22(1)(a)(ii)

I believe you will have the information required to undertake the assessment. You will appreciate that this is made to order capital equipment – there are no brochures. However, in addition to the diagrams, we have provided the technical design, the shipping packing list and the autoclave outline.

Feel free to call if you need to discuss.

Regards - s47F

Best regards

s47F



From: s47F
Sent: Thursday, 12 October 2017 4:42 PM
To: s22(1)(a)(ii) <s22(1)(a)(ii) border.gov.au>
Cc: s47F <s47F kpmg.com.au>
Subject: RE: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels

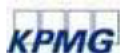
Hi s22(1)(a)(ii)

Please find attached some additional information which provides the basis for our classification and the nominated specifications put forward in the TCO description. Our classification is based on the fact our client has advised there are no mechanical parts attached to or within the vessels, as imported. The agitators for these vessels are to be separately imported sometime next year.

If you could please check the attached is sufficient for your needs and let me know either way. Our apologies for the insufficient IDM initially sent through as the above was also meant to be in the attachment. Thanks

Regards,

s47F



From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii)@border.gov.au]
Sent: Thursday, 12 October 2017 3:44 PM
To: s47F <s47F@kpmg.com.au>
Cc: s47F <s47F@kpmg.com.au>
Subject: URGENT: Insufficient IDM - TCO 17102106 - High pressure acid leach autoclave vessels
Importance: High

Hi s47F

I've picked up the above TCO application. A decision is due on this before 20/10/2017 and there is insufficient IDM for me to further process the application.

What I have is four photographs of a vessel and no further IDM. I'm unable to verify any of the items in the proposed wording. The IDM should have been available at application submission.

I'll require the outstanding IDM by COB Monday 16/10/17, otherwise I'll reject the application.

Any questions, please call me.

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

Supervisor – Tariff Concessions Administration
Border Management Group
Australian Border Force
Allara House | 48 Allara Street, Canberra City, ACT 2601
P: 02 s22(1)(a)(ii)
E: s22(1)(a)(ii)@border.gov.au

s22(1)(a)(ii)

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under the *Freedom of Information Act 1982*

s22(1)(a)(ii)

From: s47F <s47F kpmg.com.au>
Sent: Monday, 16 October 2017 5:51 PM
To: s47F s22(1)(a)(ii)
Cc: s47F
Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Importance: High

Hi s22(1)(a)(ii) – I have a call in with the client to confirm one aspect of this.

I will approve once I have heard from the client this evening.

Best regards

s47F



From: s47F
Sent: Monday, 16 October 2017 2:49 PM
To: s22(1)(a)(ii) <s22(1)(a)(ii) border.gov.au>
Cc: s47F <s47F kpmg.com.au>; s47F <s47F kpmg.com.au>
Subject: Re: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Hi s22(1)(a)(ii) I am trying to compare the final amendment with what the client has suggested on my phone. From my reading they both appear the same and, on that basis, I would agree with the final proposed description. Thanks.

s47F

Sent from my iPhone

On 16 Oct 2017, at 5:12 pm, s22(1)(a)(ii) <s22(1)(a)(ii) border.gov.au> wrote:

Hi s47F

Please see below final amended wording for your agreement.

AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following:

- (a) slurry operating volume NOT less than 647 cubic metres;
- (b) internal diameter NOT greater than 5.0 m;
- (c) length NOT less than 32 m;
- (d) six agitation compartments;
- (e) explosively bonded titanium lining on carbon steel shell;
- (f) nozzles size DN 1 200 mm;
- (g) free acid in slurry after metal leaching greater than 50 grams/litre;

(h) slurry temperature NOT greater than 250 degrees Celsius;
 (i) vessel operating pressure NOT greater than 5 500 kPag
 Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

**Supervisor – Tariff Concessions Administration
 Border Management Group
 Australian Border Force
 Allara House | 48 Allara Street, Canberra City, ACT 2601**

P: 02 s22(1)(a)(ii)

E: s22(1)(a)(ii) border.gov.au

s22(1)(a)(ii)

From: s22(1)(a)(ii)

Sent: Monday, 16 October 2017 4:50 PM

To: s47F <s47F@kpmg.com.au>

Cc: s47F <s47F@kpmg.com.au>; s47F <s47F@kpmg.com.au>

Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Hi s47F

This should be sufficient.

I'll amend and send to Leonie for final approval.

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

**Supervisor – Tariff Concessions Administration
 Border Management Group
 Australian Border Force
 Allara House | 48 Allara Street, Canberra City, ACT 2601**

P: 02 s22(1)(a)(ii)

E: s22(1)(a)(ii) border.gov.au

s22(1)(a)(ii)

From: s47F [mailto:s47F kpmg.com.au]
Sent: Monday, 16 October 2017 4:33 PM
To: s22(1)(a)(ii) <s22(1)(a)(ii) border.gov.au>
Cc: s47F <s47F kpmg.com.au>; s47F <s47F kpmg.com.au>
Subject: FW: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Hi s22(1)(a)(ii)

Please find below email from the client's Area Manager. I am waiting to discuss the below with him, as indicated, but I'm also conscious of your request re close of business today.

Can you please have a look at the below proposed changes and attached mark-ups on the drawing plan and let me know if this will be sufficient? Thanks

Regards,

s47F

Regards,

s47F

<image002.jpg>

<image004.jpg> <image006.jpg> <image008.jpg> <image010.jpg>

From: s47F [mailto:s47F cleanteq.com]
Sent: Monday, 16 October 2017 3:55 PM
To: s47F <s47F kpmg.com.au>
Cc: s47F <s47F cleanteq.com>; s47F <s47F kpmg.com.au>; s47F <s47F kpmg.com.au>
Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

s47F

I suggest changes to the text in red font as per yellow highlights.

I have marked up the attached drawing with comments pertaining to agitators, compartments and nozzles.

I am going into a meeting now but will call in 30-40 minutes to discuss.

AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following:

- (a) slurry operating volume NOT less than 647 cubic metres;
- (b) internal diameter NOT greater than 5.0 m;
- (c) length NOT less than 32 m;
- (d) six agitation compartments;
- (e) explosively bonded titanium lining on carbon steel shell;
- (f) nozzles size DN 1 200 mm;
- (g) free acid in slurry after metal leaching greater than 50 grams/litre;
- (h) slurry temperature NOT greater than 250 degrees Celcius;

(i) vessel operating pressure NOT **greater** than 5 500 kPag
Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Regards,

s47F

From: s47F [mailto:s47F@kpmg.com.au]
Sent: Monday, 16 October 2017 12:04 PM
To: s47F <s47F@cleanteq.com>
Cc: s47F <s47F@cleanteq.com>; s47F <s47F@kpmg.com.au>; s47F <s47F@kpmg.com.au>
Subject: FW: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels
Importance: High

Hi s47F

Sorry to have to come back to you again so soon but, further to my contact with you last week, the Tariff Concession officer has requested us to check the below amended description. They prefer some of the measurements to be stated in "not less than" or "not greater than", thus the changes they are suggesting.

For the items in **Red**, I think a) and i) possibly read correctly, but b), c) and h) should read "not less than" . Do you agree?

For the items in **Blue** , would it be possible to highlight on the technical diagram (or any other document) showing where the six agitation compartments and the nozzles sizes might be indicated?

Thanks for your ongoing assistance with this.

Regards,

s47F

<image012.jpg>

<image014.jpg> <image016.jpg> <image018.jpg> <image020.jpg>

From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii)@border.gov.au]
Sent: Monday, 16 October 2017 2:37 PM
To: s47F <s47F@kpmg.com.au>
Subject: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels
Importance: High

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Hi S47F

Please see below amended wording for comment. Items in **red**, can you please ensure this has been written the correct way, that is: NOT less than OR NOT greater than. I've removed standards, as they haven't been supplied I'm unable to include, plus if they are updated the TCO is no longer valid.

Additionally, the items in **blue** – are you able to locate on IDM for me?

AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following:

- (a) slurry operating volume NOT **greater** than 647 cubic metres;
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- (c) length NOT **greater** than 32 m;
- (d) **six agitation compartments**;
- (e) explosively bonded titanium lining on carbon steel shell;
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- (g) free acid in slurry after metal leaching greater than 50 grams/litre;
- (h) slurry temperature NOT **greater** than 250 degrees Celcius;
- (i) vessel operating pressure NOT **greater** than 5 500 kPag

Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

**Supervisor – Tariff Concessions Administration
Border Management Group
Australian Border Force
Allara House | 48 Allara Street, Canberra City, ACT 2601**

P: 02

E:

s22(1)(a)(ii)

s22(1)(a)(ii)

border.gov.au

s22(1)(a)(ii)

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s22(1)(a)(ii)

From: s47F <s47F kpmg.com.au>
Sent: Monday, 16 October 2017 8:12 PM
To: s22(1)(a)(ii) s47F
Cc: s47F
Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Importance: High

Hi s22(1)(a)(ii)

The following updates are in red as the proposed amendments did not cover the goods the subject of the TCO application.

If you have any questions please call me – I am in Perth this week so there is a three hour time difference. I will be available from 11am EDST.

AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following:

- (a) slurry operating volume NOT less than 647 cubic metres;
- (b) internal diameter NOT less than 5.0 m;
- (c) length NOT less than 32 m;
- (d) six agitation compartments;
- (e) explosively bonded titanium lining on carbon steel shell;
- (f) nozzles size DN 1 200 mm;
- (g) free acid in slurry after metal leaching greater than 50 grams/litre;
- (h) slurry temperature NOT greater than 255 degrees Celsius;
- (i) vessel operating pressure NOT greater than 5 500 kPag

Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Best regards

s47F



From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii) border.gov.au]
Sent: Monday, 16 October 2017 2:12 PM
To: s47F <s47F kpmg.com.au>
Cc: s47F <s47F kpmg.com.au>; s47F <s47F kpmg.com.au>
Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

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

Hi [REDACTED]

Please see below final amended wording for your agreement.

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- Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Thanks,

[REDACTED]

[REDACTED]

**Supervisor – Tariff Concessions Administration
Border Management Group
Australian Border Force
Allara House | 48 Allara Street, Canberra City, ACT 2601**

P: 02 [REDACTED]

E: [REDACTED] border.gov.au

[REDACTED]

From: [REDACTED]

Sent: Monday, 16 October 2017 4:50 PM

To: [REDACTED] <[REDACTED]@kpmg.com.au>

Cc: [REDACTED] <[REDACTED]@kpmg.com.au>; [REDACTED] <[REDACTED]@kpmg.com.au>

Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Hi [REDACTED]

This should be sufficient.

I'll amend and send to [REDACTED] for final approval.

Thanks,

[REDACTED]

s22(1)(a)(ii)

Supervisor – Tariff Concessions Administration
Border Management Group
Australian Border Force
Allara House | 48 Allara Street, Canberra City, ACT 2601

P: 02 s22(1)(a)(ii)

E: s22(1)(a)(ii) [border.gov.au](mailto:s22(1)(a)(ii)@border.gov.au)

s22(1)(a)(ii)

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Cc: s47F <s47F@kpmg.com.au>; s47F <s47F@kpmg.com.au>
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s47F

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s47F



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Sent: Monday, 16 October 2017 3:55 PM
To: s47F <s47F@kpmg.com.au>
Cc: s47F <s47F@cleanteq.com>; s47F <s47F@kpmg.com.au>; s47F <s47F@kpmg.com.au>
Subject: RE: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

s47F

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 I have marked up the attached drawing with comments pertaining to agitators, compartments and nozzles.
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 - (f) **nozzles size DN 1 200 mm**;
 - (g) free acid in slurry after metal leaching greater than 50 grams/litre;
 - (h) slurry temperature NOT **greater** than 250 degrees Celcius;
 - (i) vessel operating pressure NOT **greater** than 5 500 kPag
- Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Regards,

s47F

From: s47F [mailto:s47F@kpmg.com.au]

Sent: Monday, 16 October 2017 12:04 PM

To: s47F <s47F@cleanteq.com>

Cc: s47F <s47F@cleanteq.com>; s47F <s47F@kpmg.com.au>; s47F <s47F@kpmg.com.au>

Subject: FW: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels

Importance: High

Hi s47F

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For the items in **Blue**, would it be possible to highlight on the technical diagram (or any other document) showing where the six agitation compartments and the nozzles sizes might be indicated?

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Regards,

s47F



From: s22(1)(a)(ii) [mailto:s22(1)(a)(ii)@border.gov.au]
 Sent: Monday, 16 October 2017 2:37 PM
 To: s47F <s47F@kpmg.com.au>
 Subject: URGENT: Amended wording - TCO 17102106 - High pressure acid leach autoclave vessels
 Importance: High

Hi s47F

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Additionally, the items in **blue** – are you able to locate on IDM for me?

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 - (g) free acid in slurry after metal leaching greater than 50 grams/litre;
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 - (i) vessel operating pressure NOT **greater** than 5 500 kPag
- Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry

Thanks,

s22(1)(a)(ii)

s22(1)(a)(ii)

Supervisor – Tariff Concessions Administration
Border Management Group
Australian Border Force
Allara House | 48 Allara Street, Canberra City, ACT 2601
P: 02 s22(1)(a)(ii)
E: s22(1)(a)(ii)@border.gov.au

s22(1)(a)(ii)

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Released by Department of Home Affairs
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Australian Government
Department of Immigration
and Border Protection

Quote: TC 17102106
Your Ref:

Department of Immigration &
Border Protection
PO Box 25
Belconnen ACT 2616
Ph: (02) 6198 7289
Fax: (02) 6198 7203
Email: tarcon@border.gov.au

17 October 2017

Ms ^{s47F}
KPMG
PO Box H67
AUSTRALIA SQUARE 1215

Dear ^{s47F}

TARIFF CONCESSION SYSTEM
APPLICATION ACCEPTANCE

Your application for Tariff Concession Order (TCO) Number TC 17102106 has been accepted by the Department of Immigration and Border Protection as a valid application. The application will be published in Gazette Number TC17/45 of 25 October 2017. Details of the gazette notice are shown in the attachment.

Please examine the wording of the gazette notice and advise the Comptroller-General of 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)

Delegate of the Comptroller-General of Customs

Description of Goods including the
Customs Tariff Classification

Schedule 4 Item Number

7309.00.00 AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following: 50
(a) slurry operating volume NOT less than 647 cubic metres;
(b) internal diameter NOT less than 5.0 m;
(c) length NOT less than 32 m;
(d) six agitation compartments;
(e) explosively bonded titanium lining on carbon steel shell;
(f) nozzles size DN 1 200 mm;
(g) free acid in slurry after metal leaching greater than 50
grams/litre;
(h) slurry temperature NOT greater than 255 degrees Celsius;
(i) vessel operating pressure NOT greater than 5 500 kPag
Op. 22.09.17 - TC 17102106

Stated Use:

Component in a high pressure acid leach circuit for the
leaching of nickel, cobalt and scandium from an ore slurry

Applicant:

CLEAN TEQ HOLDINGS LIMITED

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



Consideration of an application for a Tariff Concession Order lodged under subsection 269F of the *Customs Act 1901*

Acceptance as a valid application

Statement of reasons

TC 17/02/06

I, ^{s22(1)(a)(ii)} [redacted] delegate of the Comptroller General of Customs, have considered, in terms of section 269H of the *Customs Act 1901* (the Act), an application for a tariff concession order (TCO) lodged under section 269F of the Act.

I am satisfied that:

- the application complies with section 269F of the Act; and
- having regard to the information disclosed in the application and to the particulars of the inquiries made by the applicant, there are reasonable grounds for believing that the applicant has discharged the responsibility referred to in section 269FA of the Act.

I therefore accept the application as a valid application.

Dated this 17 day of 10 2017.

^{s22(1)(a)(ii)} [redacted]

Delegate of the Comptroller General of Customs

Description of Goods including the Customs Tariff Classification	Schedule 4 Item Number
<p>7309.00.00 AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following:</p> <ul style="list-style-type: none"> (a) slurry operating volume NOT less than 647 cubic metres; (b) internal diameter NOT less than 5.0 m; (c) length NOT less than 32 m; (d) six agitation compartments; (e) explosively bonded titanium lining on carbon steel shell; (f) nozzles size DN 1 200 mm; (g) free acid in slurry after metal leaching greater than 50 grams/litre; (h) slurry temperature NOT greater than 255 degrees Celsius; (i) vessel operating pressure NOT greater than 5 500 kPag <p>Op. 22.09.17 - TC 17102106</p> <p>Stated Use: Component in a high pressure acid leach circuit for the leaching of nickel, cobalt and scandium from an ore slurry</p> <p>Applicant: CLEAN TEQ HOLDINGS LIMITED</p>	50



Australian Government
Department of Immigration
and Border Protection

Reply to Comptroller General of Customs

Quote: TC 17102106

Your Ref:

Department of Immigration &
 Border Protection
 PO Box 25
 Belconnen ACT 2616
 Ph: (02) 6198 7289
 Fax: (02) 6198 7203
 Email: tarcon@border.gov.au

22 January 2018

S47F

K P M G
 PO Box H67
 AUSTRALIA SQUARE 1215

Dear S47F

TARIFF CONCESSION SYSTEM
APPLICATION SUCCESSFUL

I refer to your application for Tariff Concession Order (TCO) Number TC 17102106 lodged on 22 September 2017.

As a delegate of Comptroller-General of Customs 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 TC18/03 of 24 January 2018.

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 Comptroller-General of Customs

Description of the Particular goods including the applicable subheading of the Customs Tariff	Schedule 4 Item Last day of effect
<p>7309.00.00 AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following:</p> <ul style="list-style-type: none">(a) slurry operating volume NOT less than 647 cubic metres;(b) internal diameter NOT less than 5.0 m;(c) length NOT less than 32 m;(d) six agitation compartments;(e) explosively bonded titanium lining on carbon steel shell;(f) free acid in slurry after metal leaching greater than 50 grams/litre;(g) slurry temperature NOT greater than 255 degrees Celsius;(h) vessel operating pressure NOT greater than 5 500 kPag <p>Op. 22.09.17 Dec. date 22.01.18 - TC 17102106</p>	50

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(22.01.18)

TARIFF CONCESSION ORDER

Under Section 269P of the Customs Act 1901, I, s22(1)(a)(ii) a delegate of the Comptroller-General of Customs 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 22.09.17 and continue in force until revoked under sections 269SC or 269SD of the Customs Act 1901, 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
7309.00.00 AUTOCLAVE VESSELS, ACID LEACH, having ALL of the following: (a) slurry operating volume NOT less than 647 cubic metres; (b) internal diameter NOT less than 5.0 m; (c) length NOT less than 32 m; (d) six agitation compartments; (e) explosively bonded titanium lining on carbon steel shell; (f) free acid in slurry after metal leaching greater than 50 grams/litre; (g) slurry temperature NOT greater than 255 degrees Celsius; (h) vessel operating pressure NOT greater than 5 500 kPag	50

Op. 22.09.17

- TC 17102106

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

Dated 22 January 2018

 s22(1)(a)(ii)
 Delegate of the Comptroller-General of Customs

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 under the Freedom of Information Act 1982



Consideration of an application for a Tariff Concession Order lodged under subsection 269F of the *Customs Act 1901*

Making of a Tariff Concession Order

Statement of reasons

TC 17/02/06

I, ^{s22(1)(a)(ii)} [REDACTED], delegate of the Comptroller General of Customs, have considered, in terms of subsection 269P of the *Customs Act 1901* (the Act), an application for a tariff concession order (TCO) lodged under subsection 269F of the Act.

Having regard to:

- the TCO application;
- all submissions lodged with the Comptroller General before the last day for submissions;
- any information that may have been supplied or produced to the Comptroller General, including in accordance with a notice under subsection 269M(4); and
- any inquiries made by the Comptroller General;

I am satisfied that the application meets the core criteria as defined in section 269C of the Act in that on the day on which the application was lodged, no substitutable goods were produced in Australia in the ordinary course of business.

I have also had regard to section 269SJ of the Act which describes certain goods for which a TCO must not be made. I am satisfied that there are no exclusions applicable to the goods the subject of the TCO application.

^{s22(1)(a)(ii)} [REDACTED]

Delegate of the Comptroller General Of Customs

22 January 2018