


**AUSTRALIAN
CUSTOMS SERVICE**
FILE EXAMINED

Reply to the Comptroller-General

Quote

FACSIMILE MESSAGE

CUSTOMS HOUSE
5-11 Constitution Avenue
CANBERRA ACT 2601
Phone (06) 275 6666

FAX (06) 2756376

Fax No. at Destination
| (02) 3169311

Date
21.5.92

Total pages including this page

4

To

From

s. 47F(1)	
Simpac Customs & Forwarding	
Syd.	NSW

s. 22(1)(a)(ii)	
INDUSTRY DEVELOPMENT	
CANBERRA	A.C.T.
Your Ref No	My Ref No
	C91/7888

MESSAGE : As requested I have attached a copy of the market statement and IDM which accompanied the original application for a TCO by Kuehne & Nagel on behalf of Pharmacia Australia in June 1990. Sorry for not being able to get this to you earlier today but I had to attend a 2 hour meeting.

If you wish to discuss the matter further please do not hesitate to contact me.

Regards

TRANSMISSION REPORT

TIME : MAY 22 92 12:49
TEL NUMBER : +61-6-2756376
NAME : ACS INDUSTRY DEV'T

NBR	FILE DATE	TIME	DURATION	PGS TO	MODE	STATUS
512	019 MAY 22	12:43	0:05'14"	4 6123169311	EC	05

Note

Seal in response to a request by s. 47F(1) in relation to back-dating case being pursued. s. 22(1)(a)(ii)

Note s. 47F(1) rang today to advise he is not pursuing the back-dating issue s. 22(1) 17/6

sephadex is manufactured by Pharmacia from sucrose and glucose by fermentation. The resulting dextran polymers are then cross linked to improve their pressure resistance in such a way as to make a matrix that provides reproducible pores in the material giving it the unique properties of separating complex biological samples on the basis of their molecular size.

The material is available as a fine powder which is swollen in water and then packed into a column. (See book on use of Sephadex).

The only uses for this material are:

Minor - as a molecular weight standard

Some dextrans are used for very high molecular weight

Major - separation of complex biological sample, for example - clotting factors from blood (CSL Melbourne). Growth factors that cells use to talk with one another, peptide hormones, enzymes etc.

The scale of use is anything from a few tenths of a millilitre, to hundreds of litres in commercial plants for separation of blood fraction.

As a matrix to attach other chemicals to in clinical assays to use the very high molecular weight to separate out bound and unbound fractions in immunochemical reactions.

As a matrix to attach other chemical groups that have special affinity for sought after chemicals in complex biological samples. e.g. antibodies, antigens, charged groups, etc.

There are no other known uses for the materials.

The gels are high value added items costing between several hundred and many thousands of dollars per litre. Accordingly their use as food additives or general purpose plastics is precluded by cost alone.

Local production

There are no known local producers of these materials.

Local agents exist for several companies that produce competitive products overseas.

DuPont - a range of products origin USA

BioRad - " " " USA

Merk - a range of products origin Europe

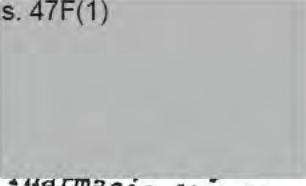
This industry has been seen as a potential area for Australia to become involved in the world biotechnology market.

Monash University is the only group known to be involved in primary research in this area through the Centre for Bioprocess Engineering.

ref:jh90

~~Effect on Local Production~~
local production is many years from commercial reality. Accordingly there should be no effect on now extant production and if local production does start ample time for an appropriate lodgement for tariff protection from such a local manufacturer.

s. 47F(1)



Pharmacia LKB Biotechnology

ref: jh90

Chromatography Media for Molecular Biology

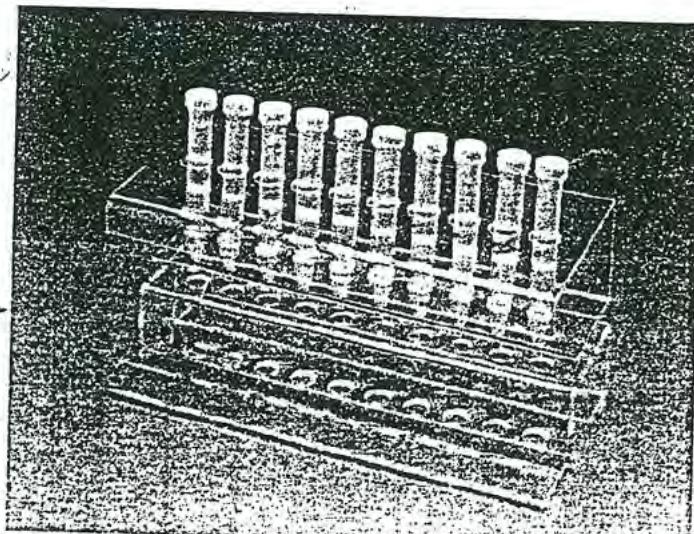
Separation of mixtures of nucleic acid molecules is a fundamental need of the molecular biologist. Virtually all experiments include some kind of fractionation step, either analytical or preparative. Fractionation is usually achieved by the use of electrophoresis, chromatography or centrifugation. Pharmacia LKB has long been established as a leader in biomolecule separations by all of these techniques.

Gel Filtration

Many scientists use Sephadex in a variety of procedures for desalting oligonucleotides and nucleic acids. Pharmacia LKB has now produced Sephadex grades especially tested for the separation of nucleic acids and oligonucleotides. Furthermore, we have developed a range of disposable columns filled with Sephadex DNA Grade. These columns make routine separations convenient and highly reproducible. Plasmid purification is a frequent, yet essential, chore in laboratories engaged in working with recombinant DNA. Sephadryl S-1000 is a gel filtration medium which facilitates separation of plasmid DNA from both low and high molecular weight contaminants.

Features

- Sephadex DNA Grade is specially function-tested to ensure the best possible performance in molecular biology applications.
- NAP columns are prepacked with Sephadex G-25 DNA Grade and are ideal for the desalting and buffer exchange of DNA, proteins and oligonucleotides larger than 10 mers. Three column sizes allow sample volumes from 0.5 to 2.5 ml.
- NICK columns are prepacked with Sephadex G-50 DNA Grade and are specially developed for the separation of nick-translated DNA from unincorporated radiolabeled nucleotides. Maximum sample volume is 0.1 ml.
- Sephadryl S-1000 is a unique, high exclusion limit gel filtration media ideal for plasmid purifications and studies involving the incorporation of synthetic linkers.

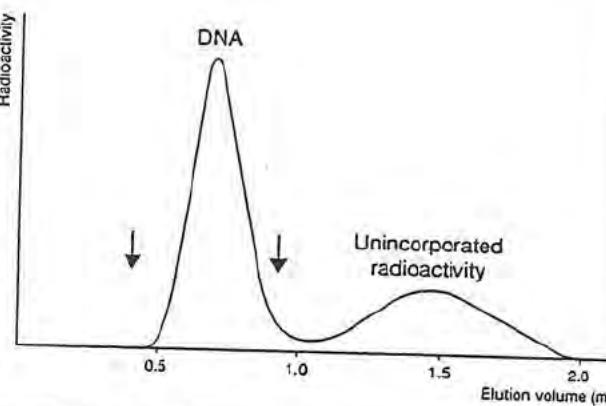


Separate nick-translated DNA fragments from unincorporated radiolabeled nucleotides in 5 to 10 minutes with NICK columns.

Chromatography covers a number of related separation techniques. Nucleic acid separation and purification by gel filtration is widely used; many scientists use Sephadex in a variety of procedures for desalting oligonucleotides and acids. Affinity chromatography is employed in a wide range of molecular biology applications. Pharmacia LKB offers a range of gel filtration, affinity and cell affinity separation products specially designed for use in molecular biology applications.

Equilibration buffer: 10 mM Tris-HCl, pH 7.5, containing 1 mM EDTA.

Sample: 0.25 µg 32 P labelled DNA in 100 µl buffer.
Yield: 97% of applied radioactivity eluted between 0.5 — 2.0 ml. The purified DNA was collected in 400 µl (between arrows).



Sephadex DNA Grade is function-tested for the chromatographic separation of nick-translated pBR322 DNA from unincorporated (α - 32 P)-dATP.

Ordering Information

Product	Unit	Code No.
Sephadex G-25 DNA Grade SF	25 g 100 g	17-0572-01 17-0572-02
Sephadex G-50 DNA Grade F	25 g 100 g	17-0573-01 17-0573-02
Sephadex G-50 DNA Grade M	25 g 100 g	17-0545-01 17-0545-02
Sephadex G-100 DNA Grade	25 g 100 g	17-0574-01 17-0574-02
NAP 5 Columns	20/pk 50/pk	17-0853-01 17-0853-02
NAP 10 Columns	20/pk 50/pk	17-0854-01 17-0854-02
NAP 25 Columns	20/pk 50/pk	17-0852-01 17-0852-02
NICK Columns	20/pk 50/pk	17-0855-01 17-0855-02
Sephadryl S-1000 SF	750 ml	17-0476-01

Released by Department of Defense under the Freedom of Information Act

SCHEDULE OF CONCESSIONAL INSTRUMENTS

PART 1 - TARIFF CONCESSION ORDERS

R.32

Chapter 39/15

Description of the particular goods including the applicable subheading of the Customs Tariff			Prescribed Item Last day of effect
3911.90 POLYETHYLENEIMINES Op. 5.7.91 - Dec. date 9.10.91	- TC 9106220	50	
3911.90 POLYNORBORNENE, plasticized, being polynorbornene synthetic rubber Op. 4.5.88 - Dec. date 6.3.89	- TC 8804794	50	
3911.90 POLYPHENYLENE SULPHIDE GRANULATE, having a heat deflection temperature rating 260 degrees C at 1.81 N/mm sq as specified in ISO 75 Op. 18.1.90 - Dec. date 7.6.90	- TC 8901737	50	
3911.90 STABILIZERS, light, hindered amine, polymeric Op. 1.1.88 - Dec. date 14.9.88	- TC 8736085	50	
3911.90 TERPENE PHENOLIC RESINS Op. 1.1.88 - Dec. date 12.1.89	- TC 8736075	50	
3912.20 CELLULOSE NITRATE, with a number average molecular weight of less than 500 000 Op. 5.9.89 - Dec. date 2.5.90	- TC 8907168	50	
3912.31 CELLULOSE ETHERS Op. 1.1.88 - Dec. date 6.1.88	- TC 8735025	50	
3912.39 CELLULOSE ETHERS Op. 1.1.88 - Dec. date 1.3.88	- TC 8735344	50	
3912.90 CELLULOSE, alpha or micro-crystalline Op. 1.1.88 - Dec. date 14.9.89	- TC 890366	50	
3912.90 CELLULOSE ESTERS, unplasticised Op. 1.1.88 - Dec. date 15.5.88	- TC 8735212	50	
3912.90 CELLULOSE PROPIONATE, plasticised in granular form, flow rate grade 11 A Op. 6.8.90 - Dec. date 22.5.91	- TC 9006824	50	
3913.10 ALGINIC ACID, its salts and esters Op. 1.1.88 - Dec. date 6.1.88	- TC 8734963	50	
* 3913.90 AGAROSE GRADED, natural polymer Op. 30.8.91 - Dec. date 19.3.92	- TC 9107887	50	
3913.90 CHLORINATED RUBBER Op. 1.1.88 - Dec. date 6.1.89	- TC 8735507	50	
3913.90 COPOLYMERS, crosslinked, designed for separation of proteins, peptides and amino acids in biotechnology, having ALL of the following: (a) facility for further derivatisation to provide specific ligand bonding; (b) one or more naturally occurring bases; (c) one or more synthetic bases Op. 1.7.89 - Dec. date 21.2.91	- TC 9004837	50	
3913.90 POLYDEXTROSE Op. 14.2.90 - Dec. date 8.5.90	- TC 9002440	50	
3913.90 POLYMERS, dextran based, crosslinked with epichlorhydrin, designed to separate proteins and peptides by chromatography Op. 30.8.91 - Dec. date 11.3.92	- TC 9107888	50	
3913.90 XANTHAN GUM Op. 1.1.88 - Dec. date 22.3.88	- TC 8800715	50	
3914.00 ION EXCHANGERS, based on polymers classified under headings 3901 to 3911 Op. 1.1.88	- TC 8340247	50	
3916.10 CHLOROTRIFLUOROETHYLENE POLYMER PROFILE SHAPES Op. 17.6.88 - Dec. date 12.8.88	- TC 8805822	50	

* Change (7.4.92)

COMMERCIAL TARIFF CONCESSION ORDER

of Section:

269C (1)

of the Customs Act 1901, I [s. 22(1)(a)(ii)]

I, the Comptroller, hereby declare that the particular goods specified in Column 1 of **THE TABLE** hereto are such that the item in Part III of Schedule 4 to the Customs Tariff Act 1987 specified in Column 2 of **THE TABLE** applies. The concession shall have effect from the

30TH

day of

APRIL

19

91

, and is effective until the end of the day before the date if any, specified in Column 2 of **THE TABLE** and, unless the context otherwise requires:

- (a) Goods specified in Column 1 of **THE TABLE** are only particular goods for the purpose of the item in Column 2 if they are classified under the subheading in Column 1.
- (b) The description of particular goods in Column 1 of **THE TABLE** is to be interpreted in accordance with the principles set out in the General Rules for the Interpretation of the Harmonised System set out in Schedule 2 to the Customs Tariff Act 1987.
- (c) Any word or phrase used to describe particular goods in Column 1 of **THE TABLE** has the same meaning as it would have if it were used in Column 2 of Schedule 3 to the Customs Act 1987 that applies to those goods, and
- (d) Notwithstanding paragraphs (a), (b) or (c) above, unless the contrary intention appears, shall not include such particular goods incorporated in sets, or sets incorporating those particular goods.

THE TABLE**Column 1**

Description of Particular goods Including the applicable subheading of the Customs Tariff

Column 2

Prescribed Item No.
Date

3913.90

AGAROSE GRADED, natural polymer
Op. 30.8.91

50

- TC 9107887

This is page of page(s) of the above Table.

Dated this

19TH

day of

MARCH 19 92

[s. 22(1)(a)(ii)]

THE TABLE

Description of Particular goods including the applicable subheading of the Customs Tariff	Prescribed Item No.	Date
3913.90 AGAROSE GRADED, natural polymer Op. 30.8.91 Stated use: Research biotechnology market	50 - TC 9107887	



CTCO (PUB)

Please publish a gazette notice under s. 22(1)(a)(ii)

ADTC

(H1)

11/12/92

Gazetted by Gazette No. TC

92/5

19/12/92

s. 22(1)(a)(ii)

11/12/92

Having considered any relevant responses to Gazette notification to this date I am satisfied that goods serving similar functions (as defined by Sub-sections 269B(3) and 296B(4) of the Customs Act) to the particular goods described above are not produced and are not capable of being produced in Australia.

s. 22(1)(a)(ii)

19/3/93

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

Tariff Concession Word Processing Request for:

Document 4

GAZETTEAL OF A PROPOSED COMMERCIAL TARIFF CONCESSION (FORM CTC 107)
 (AND TABLES TO FORM CTC 101A IF OP. DATE IS PRIOR TO 1.1.88)

RETURN TO: ADTC (A.)EXT NO. 6379

NOTE:

1. When amending do not re-arrange text by cut and paste or correction fluid.
2. Text is to be clearly legible, amendments to be made in ink.

DATE OF EFFECT OF THE ORDER WILL BE: 30.8.91

IF DATE IS PRIOR TO 1.1.1988

1982 TARIFF ACT REFERENCE _____

TABLE A: Y/N

TABLE B: X/N

THE TABLE

Tariff Reference	Description of Goods	Prescribed Item No.
------------------	----------------------	---------------------

3913.9050
Agarose graded, natural
POLYMER
OP: 30.8.91TC: 9107887
STATED USE: RESEARCH BIOTECHNOLOGY
MARKET

 Home Affairs
 Information Act 1982

s. 22(1)(a)(ii)

R.Z (6.88)

ADTC
10/2
Released by Def
under the Freed
2
 Released by Def
under the Freed

APPLICATION SUMMARY

1. Notice of Intention received: Date / / Folio
2. Application received Date 27/9/91 Folio 2/7
3. Application deemed (if applicable): Date / / Folio YES/NO
4. Operative Date 30/8/91 (If different from above see folio)
5. Market Statement Folio 4
6. IDM FOLIO
7. Local Manufacturers approached:

NAME	FOLIO	REMARKS
BIOCONE	12	NLM
BITSF	13	
G.E Plastics	14	
BRESATEC	15	
HOECHST	16	
MONSANTO	17	
AT&T HARRICK	18	
Dow	27	

8. TC Wording Folio 2 (If different from applicants wording see Folio)
9. Manufacturers Index: Is amendment required YES/NO see folio:
10. Computer records up-dated YES
11. General comments; other files considered (identify relevant folio): BIOTECHNOLOGY 28
DuPont 21
ICL 22
ICL DIAGNOSTICS 23/4
CHEMPLEX 25
MONTECIT 26

I am satisfied that, from the information summarised above, a prima facie case has/not been established and thus Gazettal in accordance with Section 269L should/should not proceed s.22(1)(a)(ii)

Signed

ADTC ()

Delegate of the
Comptroller-General

10/2/92

Ministry of Home Affairs
Information Act 1982

Released by
under the Free

SIMPAC CUSTOMS & FORWARDING PTY LTD

A.C.N. 002 587 886

17-19 Myrtle Street, Botany NSW 2019 Australia
PO Box 480 Mascot NSW 2020
Facsimile (02) 316 9311
Telex AA 24320
Telephone (02) 666 3900

Document 5
20



JR:jg

28th January, 1992.

Ref: 91/326

Assistant Comptroller General,
Tariff Concession & Quota Branch,
Australian Customs Service,
Customs House,
CANBERRA ACT 2601

Attention: s. 22(1)(a)(ii)

91/7887

Reference: Application for TCO Your File 9107888
Subject: Natural Polymers.
Importer: Pharmacia LKB Biotechnology

Dear Sir,

Further to our application for a Tariff Concession Order for Agarose Graded Natural Polymers, we have now received and submit the following completed CTC 2 forms from:

Biotech Australia Pty. Limited,
Dow Chemical
Montech Centre for Bioprocessing
Chempex Sales
ICI Diagnostics (Fax copies)
ICI Division of Polymers
Du Pont

As all these replies are in the negative, we trust you now have sufficient information to allow you to make a Gazette Notice.

Should you require further information, please contact the writer by telephone (02) 666-3900.

Thanking you

Yours faithfully,
SIMPAC CUSTOMS & FORWARDING PTY. LTD.,
s. 47F(1)

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Under the Freedom of Information Act 1982



Licensed Customs Agents, Tariff and By-Law Consultants
International Freight Forwarders

Sydney Melbourne Brisbane





AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

Biotechnology,
P.O. Box 20,
Roseville NSW 2069.
Attention: Managing Director.

Please complete details overleaf within 28 days and return to:
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,
Botany NSW 2019

Our Reference:

91/326

Date 11/10/91

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS

1. PURPOSE OF APPROACH

- To obtain a Commercial Tariff Concession Order on the goods described in Box A below. It is NOT a request for a quotation.
- The making of a Commercial Tariff Concession Order removes the Customs duties normally payable on imported goods.

2. TARIFF CONCESSIONS MUST BE GRANTED

- When the Comptroller-General of Customs is satisfied that no local manufacturers produce or are capable of producing goods in the normal course of business that compete in the market place with the goods described in box A below.
- Unless, the granting of a concession would have a substantially adverse effect on the market for any goods produced in Australia

Note: Local manufacturers are invited to provide information about Australian produced goods on the reverse of this form.

3. GENERAL

Australian Customs Service - For further information and enquiries Ph: (06) 275 6666 Fax: (06) 275 6999

The Australian Customs Service requires that you respond within 28 days of receipt of this enquiry.

It is in your interest, in completing this document, to understand the Commercial Tariff Concession System, as an incorrectly completed form may affect tariff assistance accorded your products. An information publication on the System is available from Customs Houses on request.

A

A description that adequately identifies the goods, including the tariff classification that applies to those goods
T.I. 3013.90.00
Natural Polymer, Agarose Graded.

B

A description of the function/use that the goods normally serve

Scientific Industry specifically to the Research. Biotechnology Market Place.

C

A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve
None

Importer's (or
PH)

Signature

Position Held
s. 47F(1)

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

16/10/18
Page 2



Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

Dow Chemical,
21 Rodborough Road,
Frenchs Forest NSW 2086
Attention: s. 47F(1)

Please complete details overleaf **within 28 days** and return to:
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany NSW 2019

Our Reference:

91/326

Date 11/10/1991

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS

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A A description that adequately identifies the goods, including the tariff classification that applies to those goods

T.I. 3813.90.00

Natural Polymer, Agarose Graded.

B A description of the function/use that the goods normally serve

Scientific Industry specifically to the Research. Biotechnology Market Place

C A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve

None

s. 47F(1)

Imported

Signature

Position Held
s. 47F(1)

15/10/19

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



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

Montech Centre For Bioprocessing,
Wellington Road,
Clayton. VIC. 3168.
Attention: Managing Director.

Document 5
Please complete details overleaf within 28 days and return to:
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany. NSW 2019

Our Reference:

91/326

Date 11 10 1991

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS

1. PURPOSE OF APPROACH

- To obtain a Commercial Tariff Concession Order on the goods described in Box A below. It is NOT a request for a quotation.
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2. TARIFF CONCESSIONS MUST BE GRANTED

- When the Comptroller-General of Customs is satisfied that no local manufacturers produce or are capable of producing goods in the normal course of business that compete in the market place with the goods described in box A below.
- Unless, the granting of a concession would have a substantially adverse effect on the market for any goods produced in Australia

Note: Local manufacturers are invited to provide information about Australian produced goods on the reverse of this form.

3. GENERAL

- Australian Customs Service - For further information and enquiries Ph: (06) 275 6666 Fax: (06) 275 6999
- The Australian Customs Service requires that you respond within 28 days of receipt of this enquiry.
- It is in your interest, in completing this document, to understand the Commercial Tariff Concession System, as an incorrectly completed form may affect tariff assistance accorded your products. An Information publication on the System is available from Customs Houses on request.

A A description that adequately identifies the goods, including the tariff classification that applies to those goods
T.I. 3813.90.00
Natural Polymer, Agarose Graded.

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

B A description of the function/use that the goods normally serve
Scientific Industry specifically to the Research. Biotechnology Market Place.

C A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve
None

s. 47F(1)

Importer's (or
Purchaser's) Name

Signature

Position Held
s. 47F(1)

15/10/1991

FROM APP INSTRUMENTS

ADMIN ACCOUNTS



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

STANZA

TO:

CTC Diagnostics,
21 Phillip Street,
Harrington NSW 2150
Attention: Managing Director.

FRI 07/10/2001 12:30:58 PM NO. 3080568 P-1

Please complete & detail enclosed within 20 days and return to:
Simpac Customs & Forwarding Pty.,
17/19 Myrtle Street,
Botany NSW 2019

Our Reference:

91/326

Date 14/10/01

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS	
1. PURPOSE OF APPROACH	To obtain a Commercial Tariff Concession Order on the goods described in Box A below. It IS NOT a request for cancellation of the making of a Commercial Tariff Concession Order removes the Customs duties normally payable on imported goods.
2. TARIFF CONCESSIONS WHICH ARE GRANTED	When the Committee of General of Customs is satisfied that no local manufacturer produces or can reasonably produce goods in the normal course of business that compete in the market area with the goods described in box A below. Unless the granting of a concession would have a substantially adverse effect on the market for any goods produced in Australia.
3. GENERAL	Not all Local manufacturers are invited to provide information to Australian Customs Office on the basis of this form. Australian Customs Service For further information and enquiries P.O. Box 275 Echuca VIC 3564 275 Echuca VIC 3564. The Australian Customs Service requires that you respond within 20 days of receipt of this enquiry. It is in your interest to complete this document to understand the Commercial Tariff Concession System. This commercially completed form may affect tariff assistance available to your products. Any publication or publication on the system is available from Customs Houses on request.

A Description that adequately identifies the goods, including the tariff classification that applies to these goods
 T.I. 3813.90.00
 Natural Polymer, Agarose Gels

B A description of the function(s) that the goods normally serve

Scientific Industry specifically to the Research, Biotechnology Market place.

C A description of any other function(s) that the goods serve or may reasonably be employed or adapted to serve
 None

Importers (or Agent's) Full Name
 PREMIER LIFE BIOTECHNOLOGY

Position Held
 s. 47F(1)

Signature



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO: ICI Division of Polymers,
1 Nicholson Street,
Melbourne VIC 3000
Attention: s. 47F(1)

Please complete details overleaf within 28 days and return to:

Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany NSW 2019

Our Reference:

91/326

Date 11 10 / 91

22

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS

1. PURPOSE OF APPROACH

- To obtain a Commercial Tariff Concession Order on the goods described in Box A below. It is NOT a request for a quotation.
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2. TARIFF CONCESSIONS MUST BE GRANTED

- When the Comptroller-General of Customs is satisfied that no local manufacturers produce or are capable of producing goods in the normal course of business that compete in the market place with the goods described in box A below.
- Unless, the granting of a concession would have a substantially adverse effect on the market for any goods produced in Australia

Note: Local manufacturers are invited to provide information about Australian produced goods on the reverse of this form.

3. GENERAL

Australian Customs Service - For further information and enquiries Ph: (06) 275 6866 Fax: (06) 275 6999

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A A description that adequately identifies the goods, including the tariff classification that applies to those goods

T.I. 3813.90.00

Natural Polymer, Agarose Graded.

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

B A description of the function/use that the goods normally serve

Scientific Industry specifically to the Research. Biotechnology Market Place.

C A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve

None

Importer's (s. 47F(1))

P

Position Held
s. 47F(1)

Signature

/19



Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO: Du Pont,
168 Walker Street,
North Sydney...NSW. 2060.
Attention: Managing Director.

Please complete details overleaf within 28 days and return to:
Document 5
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany. NSW 2019

Our Reference:

91/326

Date 11 10 1991

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS

1. PURPOSE OF APPROACH

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- The making of a Commercial Tariff Concession Order removes the Customs duties normally payable on imported goods.

2. TARIFF CONCESSIONS MUST BE GRANTED

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- Unless, the granting of a concession would have a substantially adverse effect on the market for any goods produced in Australia.

Note: Local manufacturers are invited to provide information about Australian produced goods on the reverse of this form.

3. GENERAL

- Australian Customs Service - For further information and enquiries Ph: (06) 275 6666 Fax: (06) 275 6999

The Australian Customs Service requires that you respond within 28 days of receipt of this enquiry.

- It is in your interest, in completing this document, to understand the Commercial Tariff Concession System, as an incorrectly completed form may affect tariff assistance accorded your products. An information publication on the System is available from Customs Houses on request.

A A description that adequately identifies the goods, including the tariff classification that applies to those goods
T.I. 3813.90.00
Natural Polymer, Agarose Graded.

B A description of the function/use that the goods normally serve

Scientific Industry specifically to the Research. Biotechnology Market Place.

C A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve
None

s. 47F(1)

Importer's (or Agent)
PHAR

Signature

Position Held
s. 47F(1)

15/10/1991

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

SIMPAC CUSTOMS & FORWARDING PTY LTD

A.C.N. 002 587 886

17-19 Myrtle Street, Botany NSW 2019 Australia

PO Box 480 Mascot NSW 2020

Facsimile (02) 316 9311

Telex AA 24320

Telephone (02) 666 3900

Document 6

20

FILE EXAMINED

JR:jg



29th October, 1991.

Ref: 91/326

Assistance Comptroller General
Tariff Concession & Quota Branch,
Australian Customs Service,
Customs House,
Canberra. ACT 2601

Attention: s. 22(1)(a)(ii)

Dear Sir,

Reference: Application for TCO
Your File: 9107887
Importer: Pharmacia LKB Biotechnology

Further to our application for a Tariff Concession order of 26th September, 1991 we herewith attach replies received from Australian Manufacturers to our (CTC 2) Forms:

1. Du Pont (NOT SIGNED) - fresh CTC 2 despatched according to Janice
2. A.C. Hatrick ✓
3. Monsanto Australia Limited ✓ Powe
4. Hoechst ✓
5. Bresatec ✓
6. G.E. Plastics ✓
7. B.A.S.F. ✓
8. Bioclone ✓

File note

computer record treated.

s. 22(1)(a)(ii)

NOTE (21/10/91)
31/10/91
Released by Depar

of Home Affairs
Information Act 1982

We are still waiting replies from:

1. Biotechnology
2. Dow Chemical
3. Montech Centre for Bioprocessing
4. Chempex Sales (Australia) Pty. Ltd.,
5. ICI Diagnostics
6. ICI Division of Polymers

FILE EXAMINED



Licensed Customs Agents, Tariff and By-Law Consultants
International Freight Forwarders

Sydney Melbourne Brisbane

Australian
Federation
of Air Freight
Forwarders
Page 1

Page 2:

AUSTRALIAN CUSTOMS SERVICE.
Attention: s. 22(1)(a)(ii)

29th October, 1991.

As soon as the other (CTC 2) forms are received we will onforward them.

Yours faithfully,

SIMPAC CUSTOMS & FORWARDING PTY. LTD.,

s. 47F(1)



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

A.C. Hattrick,
49/61 Steven Road,
Botany NSW 2019
Attention: s. 47F(1)

Document 6

Please complete details overleaf **within 28 days** and return to:
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,
Botany NSW 2019

Our Reference:

91/326

Date 11/10/91

IMPORTANT NOTES FOR THE GUIDANCE OF LOCAL MANUFACTURERS

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T.I. 3813.90.00
Natural Polymer, Agarose Graded.

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

B A description of the function/use that the goods normally serve
Scientific Industry specifically to the Research. Biotechnology Market Place.

C A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve
None

Importer's (or Agent's) Full Name
s. 47F(1)

OGY

Position Held
s. 47F(1)

16/10/91
Page 3



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

Monsanto Australia Limited,
7 Help Street,
Chatswood NSW 2067
Attention: Managing Director.

Document 6

Please complete details overleaf within 28 days and return to:
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany NSW 2019

Our Reference:

91/326

Date

11/10/91

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None

Importer's (or Agent's) Full Name
PHs. 47F(1)

G

Position Held
s. 47F(1)

Signature

16/10/91
Page 4



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

Document 6

AM

TO:

Hoechst Australia Limited,
60 Princes Highway,
St. Peters NSW 2044
Attention: Managing Director.

Please complete details overleaf within 28 days and return to:
Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany. NSW 2019

Our Reference:

91/326

Date 11.10.91

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Australian Customs Service - For further information and enquiries Ph: (06) 275 6866 Fax: (06) 275 6999

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Natural Polymer, Agarose Graded.

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

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Importer's (or Agent's) Full Name
s. 47F(1)

GY

Position Held
s. 47F(1)

Signature

15/10/91
Page 5



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:	Bresatec, 39 Winwood Road, The Barton S.A. 5031. Attention: s. 47F(1)
-----	--------------------------------------------------------------------------------

Document 6
Please complete details overleaf within 28 days and return to:

Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany NSW 2019

Our Reference:

91/326

Date 11 10 1991

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

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None

Importer's (or Agent's) Full Name
s. 47F(1)

Position Held
s. 47F(1)

Signature

15/10/19



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

G.E. Plastics,
9 Dean Street,
Burwood, NSW 2134
Attention: Managing Director.

Document 6
Please complete details overleaf within 28 days and return to:
Simpac Customs & Forwarding P/L.,
17/19 Myrtle Street,
Botany. NSW 2019

Our Reference:

91/326

Date 11/10/91

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None

Importer's (or Agent's) Full Name

PHARMACIA LKB BIOTECHNOLOGY

Position Held
s. 47F(1)

Signature

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



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

B.A.S.F.
6 Australia Avenue,
Homebush NSW
Attention: Managing Director.

Document 6
Please complete details overleaf within 28 days and return to:
Simpac Customs & Forwarding P/L,
17/19 Myrtle Street,
Botany. NSW 2019

Our Reference:

91/326

Date 11, 10 /91

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None

s. 47F(1)

Importer's (or
agent's) name
and address

Signature

Position Held
s. 47F(1)

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



AUSTRALIAN CUSTOMS SERVICE

Approach to Australian Manufacturers (CTC2)

B642(1/90)

TO:

Bioclone,
54C Fitzroy Street,
Marrickville NSW 2204
Attention: s. 47F(1)

Please complete details overleaf **within 28 days** and return to:

Simpac Customs & Forwarding P/L.,

17/19 Myrtle Street,

Botany NSW 2019

Our Reference:

91/326

Date

11/10/91

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C A description of any other function/use that the goods serve or may reasonably be employed or adapted to serve

None

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

Importers (or As. 47F(1))
PHAPosition Held
s. 47F(1)

Signature

16/10/91



AUSTRALIAN CUSTOMS SERVICE

Document 7

Reply to the Comptroller-General

Quote C91/7887-8

CUSTOMS HOUSE
5-11 Constitution Avenue
CANBERRA ACT 2601
Phone (06) 275 6666

4 October 1991

Simpac Customs & Forwarding P/L
PO Box 480
Mascot NSW 2020

Attention: s. 47F(1)

Dear s. 47F(1)

I refer to your letter of 26 September accompanying two Tariff Concession Order (TCO) applications and which seeks to establish an operative date of 1 July 1989.

It should be pointed out that I consider that a distinction needs to be made between these two applications and the four applications for goods falling to chapter 38. In regard to the goods classified to 3913.90 the tariff heading has not changed but rather it is the description which is being amended. You have suggested, in paragraph three of your letter, that the proposed description is being narrowed, however, I have difficulty with this perspective. If the goods do not fit the current description, keyed to 3913.90, then surely the description is being broadened to cover them.

The technical literature accompanying the original application refers to Sephadex copolymers, however, the Tariff Advice for the new application for Dextran based copolymers refers to Superose, Sephacryl and Sephasorb, in addition to Sephadex. The other application is for a natural polymer, Agarose graded. These details support my contention that the proposed descriptions have the effect of broadening the scope of TC9004837.

There is no provision, in relation to the above circumstances, to apply a 1 July 1989 operative date to the new applications.

FILE EXAMINED

- 2 -

In view of the perceived significant changes to the proposed descriptions it will be necessary to approach potential local manufacturers. Those companies contacted for the original application should be reapproached.

Please do not hesitate to contact me should you have any queries on this matter.

Yours faithfully

s. 22(1)(a)(ii)

Tariff Concessions

~~cc: e (AS)~~

For your information:

computer record adjusted.

s. 22(1)(a)(ii)

HSTC (A1)

4/10/91

File Note

— s. 47F(1)

s. 47F(1)

Progen Industries enquired about procedures for lodging an application for Agarose (previously imported under chapter 13, but now classified to 3913.90).

I informed him of this application and provided him with the suggested description. He felt it covered his goods and said he would monitor its progress via the gazette, through his broker.

Note

s. 47F(1)

Has indicated (informally) that she agrees with my viewpoints on broadening and operative date.

s. 22(1)
(a)(ii)

24/10

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under the Freedom of Information Act 1982

HSTC (A1),
Page 24/10/91

File note

If the original description did not cover the goods in question then it would appear to me that in order to cover these goods the description needs to be broadened - not narrowed, as suggested in paragraph 3, folio 5.

As the description is substantially different from that of TC 900 4837 the approacher to LMS seems an appropriate course of action.

File 90/4837 shows a history of class in disputation eg 3822, 2940, 3913. Is Sydsey finished changing its decision? Confirm that these goods were included in the IDM etc accompanying the original application.

Ascertain s. 22(1)(a)(ii)

(delegate for Chap. 38) viewpoint.

s. 22(1)
(a)(ii) 2/10

Note

Spoke to s. 47F(1)

who advises that the proposed description appears to be acceptable from a technical perspective.

s. 22(1)
(a)(ii) 3/10

SCHEDULE OF CONCESSIONAL INSTRUMENTS

Document 9

PART 1 - TARIFF CONCESSION ORDERS

Chapter 39, 16

Description of the particular goods including the applicable subheading of the Customs Tariff			Prescribed Item Last day of effect
3913.10	ALGINIC ACID, its salts and esters Op. 1.1.88 - Dec. date 6.1.88	- TC 8734963	50
3913.90	CHLORINATED RUBBER Op. 1.1.88 - Dec. date 6.1.89	- TC 8735507	50
3913.90	COPOLYMERS , crosslinked, designed for separation of proteins, peptides and amino acids in biotechnology, having ALL of the following: (a) facility for further derivatisation to provide specific ligand bonding; (b) one or more naturally occurring bases; (c) one or more synthetic bases Op. 1.7.89 - Dec. date 21.2.91	- TC 9004837	50
3913.90	POLYDEXTOSE Op. 14.2.90 - Dec. date 8.5.90	- TC 9002440	50
3913.90	XANTHAN GUM Op. 1.1.88 - Dec. date 22.3.88	- TC 8800715	50
3914.00	ION EXCHANGERS , based on polymers classified under headings 3901 to 3911 Op. 1.1.88	- TC 8340247	50
3916.10	CHLOROTRIFLUOROETHYLENE POLYMER PROFILE SHAPES Op. 17.6.88 - Dec. date 12.8.88	- TC 8805822	50
3916.20	POLYVINYL CHLORIDE RODS , dia 6 mm or greater Op. 1.1.88	- TC 8340667	50
3916.90	CABLE , polyester, dia NOT exceeding 1.5 mm Op. 1.1.88	- TC 8632382	50
3916.90	COMPONENTS FOR SCALE MODEL ENGINEERING CONSTRUCTION KITS , being ANY of the following: (a) I beams; (b) H columns; (c) channels; (d) angles; (e) tees; (f) square tubing; (g) round tubing; (h) rectangular tubing Op. 22.6.88 - Dec. date 17.8.88	- TC 8807381	50
3916.90	POLYTETRAFLUOROETHYLENE-PERFLUOROMETHYL VINYL ETHER COPOLYMER PROFILE SHAPES Op. 1.1.88	- TC 8340677	50
3916.90	PROFILE SHAPES , silicone elastomer, medical grade, of a kind suitable for use as implant material in the human body, complying with U.S.P. X1X Class 6 plastic test Op. 8.2.88 - Dec. date 9.10.89	- TC 8801339	50
3916.90	RODS , adhesive, polyamide, footwear material bonding, having a melting point NOT less than 95 degrees C Op. 1.1.88 - Dec. date 20.10.88	- TC 8636015	50
3916.90	RODS , adhesive, polyester, footwear material bonding Op. 25.2.88 - Dec. date 12.1.89	- TC 8801943	50
3916.90	RODS , silicone elastomer, medical grade, of a kind suitable for use as implant material in the human body, complying with U.S.P. X1X Class 6 plastic test Op. 8.2.88 - Dec. date 9.10.89	- TC 8801340	50

9107837

s. 22(1)(a)(ii)

Facsimile
Telex

Dear Sir,

Your Reference : 91/326 of 260991
Applicant : PHARMACIA LKB
Goods : ALAROSE GRADED
ACS Reference No.: 9107837

Date of Lodgement: 270991
Effective Date : 300991

Your submission was received on the date indicated above.

Please quote the abovementioned Australian Customs Service Reference Number in any future correspondence regarding this matter.

If you have indicated that further information is to be forwarded, please ensure that it is submitted to this office as soon as possible after receipt of the information provided by the local manufacturer.

If no further information is submitted within a reasonable time or an explanation has not been received, a decision will be taken on the basis of the details contained in your application.

The lack of information may result in a decision to refuse to make a Tariff Concession Order.

Yours faithfully

for Manager
Tariff Concessions & Quotas
30 SEP 91

Simpac Customs & Forwarding
17/19 MYRTLE ST
BOTANY NSW 2019

Attention: Tariff Consultant

CNC:JG

21 SEP 27 16:43



26th September 1991.

(Ref 91/326)

Ref: 91/324 to 91/329

The Comptroller General,
Tariff Concession Branch,
Australian Customs Service,
5 Constitution Avenue,
Canberra. ACT 2601

Attention: s. 22(1)(a)(ii)

Dear s. 22(1)
/s/viii

Reference: TC 9004837 Page 39/16

I refer to a conversation you have had with s. 47F(1) (who is at present in the United Kingdom) in respect to the abovementioned TC 9004837.

s. 47F(1) has left me a note to follow this up after receiving the Tariff Advice covering the products which she forwarded to Peter Harvey on 21st August, 1991.

It appears from her notes that the Application resulting in the issue of TC 9004837 was made originally by Pharmacia's previous Agent, s. 47F(1) and whilst it was intended to cover all the goods referred to in the Tariff Advices it appears that as a result of a meeting with the Australian Customs Service Chemist, s. 22(1)(a)(ii) and the Managing Director of Pharmacia and s. 47F(1), it appears that the wording of the Concession of TC 9004837 does not in the Australian Customs Service opinion cover the goods and it was suggested that new Application for Tariff Concessions with more narrowed wording should be presented to the Department to cover the goods which were meant to be covered by TC 9004837 should be submitted and that the existing concession be revoked.

We are submitting herewith the following Applications for T.C.O.'s in accordance with the Tariff Advices issued by the Australian Customs Service Chemist, s. 22(1)(a)(ii) - as a result of their meeting and technical evidence produced to the Department they are as follows:

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Licensed Customs Agents, Tariff and By-Law Consultants
International Freight Forwarders

Sydney Melbourne Brisbane



Page 2:

26th September, 1991.

The Comptroller General,
Tariff Concession Branch.

T.I. 3913.90.00

Ref.91/327 - Polymers, etc.,

T.I. 3822.00.00

Ref.91/325 - Composite Laboratory Reagents, etc.,

Ref.91/326 - Natural Polymer

Ref.91/325 - Synthetic Polymer

Ref.91/324 - Composite Laboratory Reagents, etc.,

T.I. 3823.90.90

Ref.91/329 Monodispersed Silica Particles, etc.,

As a result of the T.A.s we are aware that these Applications will be now handled by two different Delegates ie., 3913 by s. 22(1)(a)(ii) and Item 38 by s. 22(1)(a)(ii).

We have not gone out to any local manufacturers for two reasons:

1. We are unable to find any Australian Manufacturer of Chromatography Media.
2. The evidence produced to the Department when TC 9004837 was gazetted, which was meant to cover all these products should substantiate our claim that there are no Australian Manufacturers of Chromatography Media.

Mrs. s. 22(1)(a)(ii) Chemist of Australian Customs Service, Sydney is aware of the position that TC 9004837 was meant to cover these items and we suggest that discussion with Mrs. Britt should be had through the Delegates before any decisions are made.

In our suggestion to revoke TC 9004837 which was originally meant to cover these goods, we requested that the operative date of 1st July, 1989 be retained in respect to the new Applications.

Should you require any further information before proceeding to process these Applications, would you please contact the writer by telephone s. 47F(1)

Thanking you,

Yours faithfully,
SIMPAC CUSTOMS & FORWARDING PTY. LTD.

s. 47F(1)

25th September, 1991.

Assistant Comptroller General,
Tariff Concession Branch,
Australian Customs Branch,
Customs House
CANBERRA ACT 2601

Marketing Statement:

Reference: Application for a T.C.O.
Subject:
Simpac's Ref: *91/326*

Dear Sir,

We refer to an application for a Tariff Concession Order made on our behalf by our Consultants, Simpac Customs & Forwarding Pty.Ltd., to cover goods referred to in Application Form CTC.1.

DESCRIPTION OF GOODS:

Agarose Graded, being a natural Polymer

These goods are supplied to the Scientific Industry specifically to the Research Biotechnology market place. University Departments of Biochemistry, Microbiology, Biotechnology and related life sciences , CSIRO divisions involved in life science research State Departments of Agriculture and Private Biotechnology companies such as Amrad and Biotechnology Australia.

There are no Australian companies providing agarose reagents manufactured in Australia. There are over 8 companies that provide reagents for Vertical and Horizontal electrophoresis such as Merk-BDH, Biorad, Helena, Linbrook International (Hoelter), Edwards Scientific, Medos, Selbys, Integrated Sciences, also other agents Lab Supply etc.

The products are thus sold into an open market situation where there is now at least one local supplier (Gradipore). The market is technology driven and consumables are designed around the equipment sold to support the technology.

Pharmacia LKB Biotechnology is a leading supplier to the market with a market share of about 10%.

It is not expected that there would be any change in position or market share if this concession was granted. The total value of this market in Australia is less than \$200,000 per annum.

Simpac's consultants have prepared forms and forwarded them to Australian Manufacturers (CT.2) and we feel sure that the replies to these forms will substantiate our statements herein.

Yours faithfully,
s. 47F(1)

Pharmacia LKB Biotechnology