



**S.175 PERMISSION TO TRANSFER GOODS
 BETWEEN CERTAIN VESSELS**

APPLICATION

State of Port of

On behalf of the owner/master/pilot, I request permission for the transfer of goods between the coastal ship/aircraft *

and the ship/aircraft

which is engaged in making an international** or prescribed voyage/flight***

DETAILS OF TRANSFER ACTIVITY & GOODS/PERSONNEL INVOLVED

Departure Location Date Time

Transfer Location Date Time

Return Location Date Time

Attached is a list of all goods being transferred: *(please tick)*

Inwards Outwards

Attached is a list of the Master and all crew of the Coastal Ship/Aircraft-
 Including Full Name and DOB: *(please tick)*

Inwards Outwards

Attached is a list of all persons being transferred-
 Including Full Name, DOB & Nationality, including PP number for non Australian citizens: *(please tick)*

Inwards Outwards

REQUESTING PERSON DETAILS & DECLARATION

I declare that the particulars in this request are a true and complete to the best of my knowledge.

Name Company Signature

OFFICIAL USE ONLY

Under S.175 of the *Customs Act 1901*, your request for permission has been:

GRANTED / DENIED

This permission is subject to the following conditions and may be revoked or varied at any time:

- The coastal ship/aircraft must depart/return as per above details and retain a copy of this approval onboard.
- Other Conditions:

Important Note: All goods or persons being transferred to/from the ship are subject to normal controls (including reporting, entry of goods, etc) and may be subject to inspection as per the relevant sections of the Customs Act.

OFFICER DATE TIME SIGNATURE

* Coastal Ship/Aircraft - means a ship/aircraft that is NOT currently engaged in making an international or prescribed voyage.
 ** International Voyage/Flight - means a voyage/flight whether direct or indirect between a place in Australia and a place outside Australia.
 *** Prescribed Voyage/Flight - means a voyage/flight in the course of which the ship/aircraft travels between places outside Australia and does not call at a place in Australia.

See over for more information

CUSTOMS ACT S.175 - NOTICE TO MASTERS, SHIP OPERATORS & AGENTS

The information collected on this form is used to ensure compliance with laws relating to the operation of S.175 of the Customs Act – Permissions To Transfer Goods Between Certain Vessels.

Ships arriving in Australia will, from time to time, undertake activities that result in a transfer of goods (of any type) to/from their ship to/from a coastal ship or aircraft (including helicopters). These transfer activities can include, but are not limited to:

- Transfer of cargo to/from lighter ships, barges or tenders.
- Loading or unshipment of ships stores, ship's spares, etc.
- Transfer of personnel to undertake duties onboard the ship (eg. technicians, crew changes, etc).

Where a transfer of goods occurs permission from the Department is required. In order for the Department to approve such a transfer the information contained on this form must be supplied (fax, hard copy or e-mail) to the local Department of Immigration and Border Protection (DIBP) Office prior to the transfer of goods taking place. In order for the Department to assess the risk presented by these activities and provide an appropriate response if necessary, applicants must provide the full information as required by this form including: details of ships/aircraft involved, list of goods being transferred, lists of persons involved in the transfer activity, lists of any personnel transferring.

TREATMENT OF THE GOODS THEMSELVES

It is important to note that an approval to transfer goods under S.175 simply provides an approval for the transfer activity itself, it does in no way deal with the goods being transferred themselves or remove them from any other customs control arrangements. It is the responsibility of the owner/agent for the goods being moved to ensure that all other customs related (or other government department) requirements relating to the goods have been met. For example, if the goods are cargo being imported they still required to be entered, if they are ships stores being loaded onto the ship they require a S.129 approval to load stores, etc, etc.

OBLIGATIONS OF PARTIES INVOLVED

PERSON	OBLIGATION	PENALTY PROVISIONS
The owner/master/pilot of a coastal ship/aircraft	Must not allow any goods to be transferred between their ship/aircraft and a ship/aircraft engaged in an international or prescribed voyage	Penalty 250 units for non-compliance
The owner/master/pilot of a non-Australian ship/aircraft engaged in an international or prescribed voyage	Must not allow any goods to be transferred between their ship/aircraft and a coastal ship/aircraft	Penalty 250 units for non-compliance
The owner/master/pilot of an Australian ship/aircraft engaged in an international or prescribed voyage	Must not allow any goods to be transferred between their vessel/aircraft and a coastal ship/aircraft	Penalty 250 units for non-compliance
The owner/master/pilot of a coastal ship/aircraft	Must obtain permission from the Department prior to undertaking a transfer of goods between their ship/aircraft and a ship/aircraft engaged in an international or prescribed voyage	Above penalties would apply if permission is not received
Any person required to comply with a condition in respect of a permission	Required to comply with any conditions imposed on a permission given under this section	Penalty 100 units for non-compliance

S.175 EXEMPTIONS

There are certain exemptions to having to comply with the normal S.175 requirements. This is where the transfer of goods is "for the purposes of securing the safety of a ship or an aircraft or saving life". This would include the following situations:

- A response to an emergency at sea or some rescue related activity (eg. emergency medivac of crew/passengers).
- The transferring of a marine pilot to a ship for the purposes of piloting a ship safely into a port or through a particular location (including routine piloting of ships into port).

Any other request for exemption will be assessed on a case by case basis and must be referred to the local DIBP Office for consideration.