



Australian Government

TLIX5048A Determine import and/or export prohibitions and/or restrictions

Release 1

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Modification History

Release 1. This is the first release of this unit.

Unit Descriptor

This unit involves the skills and knowledge required to apply special permit requirements as part of customs broking activities in accordance with the Customs Act 1901, related legislation and workplace requirements. It includes identifying goods subject to import/export restrictions and/or prohibitions, identifying required permits, assessing permits for compliance; and facilitating the gaining of such permits.

Licensing, legislative, regulatory or certification requirements are applicable to this unit.

Application of the Unit

This unit applies to individuals working as a Customs Broker. Work must be carried out in compliance with the Customs Act 1901 and related legislation, regulations and workplace requirements concerning prohibitions and restrictions.

Work is undertaken in a range of environments including small to large worksites in the Customs Broking Industry.

Licensing/Regulatory Information

Refer to Unit Descriptor.

Pre-Requisites

Nil

Employability Skills Information

This unit contains employability skills.

Elements and Performance Criteria Pre-Content

Elements describe the essential outcomes of a unit of competency.

Performance criteria describe the required performance needed to demonstrate achievement of the element. Assessment of performance is to be consistent with the evidence guide.

Elements and Performance Criteria

1 Ensure goods comply with import/export restriction and/or prohibition

- 1.1 Goods subject to prohibitions and/or restrictions are correctly identified
- 1.2 Type and requirement of prohibition and/or restriction is correctly identified
- 1.3 Goods and commodities subject to prohibition and/or restriction are assessed for compliance under the relevant restriction/ permit requirement

2 Facilitate gaining of permits

- 2.1 Implications and expectations of special permits are clearly communicated to clients
- 2.2 Applications are reviewed at client request to ensure compliance with regulatory requirements and client requirements
- 2.3 Problems arising with permit applications are identified and addressed in accordance with relevant legislation, regulations and workplace policies and procedures
- 2.4 Negotiations and discussions are entered into with clients and relevant personnel from permit issuing authorities as needed to facilitate issuing of permits
- 2.5 Application and permit documentation is lodged in accordance with relevant regulatory and workplace requirements
- 2.6 Application processing is followed up as required

Required Skills and Knowledge

This section describes the knowledge and skills required for this unit.

Required knowledge:

- Australian Dangerous Goods (ADG) Code and relevant wildlife conservation quarantine or other legislative requirements
- Australian Radiation Protection and Nuclear Safety Agency
- Australian Wine and Brandy Corporation
- Biosecurity and other legislation relevant to the application for permits
- Commerce (Imports) Regulations 1940
- Commerce (Trade Descriptions) Act 1905
- Convention on International Trade in Endangered Species (CITES) listings
- Copyright Act 1968
- Customs Act 1901
- Customs (Prohibited Exports) Regulations 1958
- Customs (Prohibited Imports) Regulations 1956
- Department of Infrastructure and Transport
- Department of Sustainability, Environment, Water, Population and Communities
- Imported Food Inspection Scheme (IFIS)
- National Industrial Chemicals Notification and Assessment Scheme (NICNAS)
- Therapeutic Goods Administration
- Trade Marks Act 1995
- Other relevant national and state/territory regulatory requirements and codes of practice
- Problems that may occur when applying for permit requirements and appropriate action that can be taken to resolve the problems
- Relevant database systems
- Relevant permit procedures and guidelines
- Steps involved in planning work activities
- Workplace procedures and policies for the application of permit requirements

Required skills:

- Accurately complete documentation related to work activities
- Communicate, liaise and negotiate effectively with clients and others when completing work activities
- Communicate effectively with a range of stakeholders
- Identify, interpret and learn new skills and knowledge required for the implementation of new developments regarding permit requirements

- Interpret and follow operational instructions and prioritise work
- Plan and organise work activities when applying permit requirements
- Read and correctly interpret appropriate Acts and regulations
- Read and interpret instructions, procedures and information relevant to restrictions and permit requirements
- Select and use relevant sources of information when applying permit requirements
- Solve problems that may arise when applying permit requirements
- Work systematically with required attention to detail

Evidence Guide

The evidence guide provides advice on assessment and must be read in conjunction with the performance criteria, required knowledge and skills, the range statement and the assessment guidelines for this Training Package.

Critical aspects for assessment and evidence required to demonstrate competency in this unit

The evidence required to demonstrate competence in this unit must be relevant to and satisfy all of the requirements of the Elements, Performance Criteria, Required Skills, Required Knowledge and include:

- identifying goods, consignors or consignments subject to import and/or export permit and/or restrictions
- identifying type of restrictions and /or permits
- identifying valid permits
- verifying goods/consignments meet requirements of any permit and/or import restriction.

Context of and specific resources for assessment

Performance is demonstrated consistently over time and in a suitable range of contexts.

Resources for assessment include access to:

- workplace where mentoring individuals or small groups can be conducted
- tools, equipment and personal protective equipment currently used in industry
- relevant regulatory and equipment documentation that impacts on work activities
- range of relevant exercises, case studies and/or other simulated practical and knowledge assessments
- appropriate range of relevant operational situations in the workplace.

In both real and simulated environments, access is required to:

- relevant and appropriate materials and equipment, and
- applicable documentation including applicable legislation, and regulations.

Method of assessment

Assessment of this unit must be undertaken by a registered training organisation.

Practical assessment must occur:

- through activities in an appropriately simulated environment at the registered training organisation, and/or
- in an appropriate range of situations in the workplace.

A range of assessment methods should be used to assess practical skills and knowledge.

As a minimum, assessment of knowledge must be conducted

through:

- appropriate written and oral tests
- knowledge and performance questions.

Range Statement

The range statement relates to the unit of competency as a whole. It allows for different work environments and situations that may affect performance.

Restricted/prohibited goods/commodities subject to biosecurity and wildlife conservation regulations or other regulatory and/or permit requirements may include:

- commodities containing ozone-depleting substances
- dangerous goods, explosives, firearms and ammunition
- flora and fauna
- goods and materials that may be used to construct explosives or weapons of mass destruction (WMD)
- hazardous waste
- heritage and cultural items
- horticultural and agricultural products
- imported foods
- industrial chemicals
- plant, fish and animal products
- therapeutic goods and complementary medicines
- vessels and vehicles
- wines and spirits
- other commodities subject to Australian and overseas government regulations and requiring special permits

Information on relevant aspects of permit requirements may include:

- quarantine permit requirements such as:
 - animal quarantine
 - approved providers
 - cargo clearance
 - conversion quantities
 - foods containing specified ingredients
 - origin
 - plant and animal exports
 - plant quarantine
 - pests and diseases
 - quarantine treatment
 - treatments undertaken
- wildlife conservation requirements such as:
 - acquittals and specimen export records (SER)
 - export/import regulations
 - international treaties for wildlife

conservation

- special permit validation for exports
- wildlife conservation
- other special permit requirements such as:
 - commodities containing ozone-depleting substances
 - dangerous goods, explosives, firearms, ammunition; chemical, biological and radioactive weapons materials and components; other prohibited imports and exports
 - hazardous waste
 - heritage and cultural items
 - imported food program and permit regulations
 - prescribed amounts of cash
 - requirements for Therapeutic Goods Administration permits (TGA)

Agencies from which permits may be obtained may include:

- Australian Customs and Border Protection Service
- Australian Federal Police
- Australian Wine and Brandy Corporation
- Attorney-General's Department
- Department of Agriculture, Fisheries and Forestry
- Department of Defence
- Department of Foreign Affairs and Trade
- Department of Health and Ageing
- Department of Infrastructure, Transport and Regional Development and Local Government
- Department of Innovation, Industry, Science, Training and Research
- Department of Sustainability, Environment, Water, Population and Communities
- Department of the Prime Minister and Cabinet
- Health Insurance Commission
- Therapeutic Goods Administration
- Wheat Exports Australia
- accuracy checks
- checks for missing information
- checks for unfulfilled requirements

Checks made during an assessment of a permit or restriction assessment may include:

Workplace procedures may include:	• checks for whether or not supplementary documents are required • quality procedures
Communication in the work area may include:	• electronic data interchange (EDI) • email • internet • oral, aural or signed communications • phone
Consultative processes may involve:	• client • management • other employees and supervisors • regulatory authorities
Documentation and records may include:	• dangerous goods declarations and safety data sheets (SDS)/material safety data sheets (MSDS) • emergency procedures • goods manifests • operations manuals, job specifications and induction documentation • quality assurance procedures • regulations and codes of practice relevant to import and export procedures • relevant Australian Standards and certification requirements • relevant database systems • workplace policies and procedures related to permit requirements • other government documentation covering regulated trade (including online)
Restricted/prohibited goods/commodities subject to quarantine and wildlife conservation regulations or other regulatory and/or special permit requirements may include:	• animals, fish and birds • commodities containing ozone-depleting substances • dangerous goods, explosives, firearms and ammunition • flora and fauna • goods and materials that may be used to construct explosives or weapons of mass destruction (WMD) • hazardous waste • heritage and cultural items • horticultural and agricultural products • imported foods

Information on relevant aspects of specialist permit requirements may include:

- industrial chemicals
- plant and animal products
- therapeutic goods and complementary medicines
- vehicles
- vessels
- wines and spirits
- other commodities subject to Australian requiring special permits
- quarantine permit requirements, such as:
 - animal quarantine
 - approved providers
 - cargo clearance
 - conversion quantities
 - pests and diseases
 - plant and animal exports
 - plant quarantine
 - origin
 - prescribed substances in foods
 - quarantine treatment
 - treatments undertaken
- wildlife conservation requirements, such as:
 - acquittals and specimen export records (SER)
 - export/import regulations
 - international treaties for wildlife conservation
 - special permit validation for exports
 - wildlife conservation
- other special permit requirements, such as:
 - commodities containing ozone-depleting substances
 - dangerous goods, explosives, firearms, ammunition; chemical, biological and radioactive weapons materials and components; other prohibited imports and exports
 - hazardous waste
 - heritage and cultural items
 - imported food program and permit regulations
 - prescribed amounts of cash

- requirements for Therapeutic Goods Administration (TGA) permits

Unit Sector(s)

Not applicable.

Competency Field

X – Logistics