



Australian Government

Australian Customs and
Border Protection Service

CUSTOMS BROKER LICENCE

LICENCE No: 01849C

Pursuant to Part XI of the *Customs Act 1901* (the Act) and subject to the Act and the regulations being in force under the Act and to the attached conditions, I hereby licence:

31124961413

TOWNLEY GROUP INTERNATIONAL PTY. LTD.

The licence shall commence on

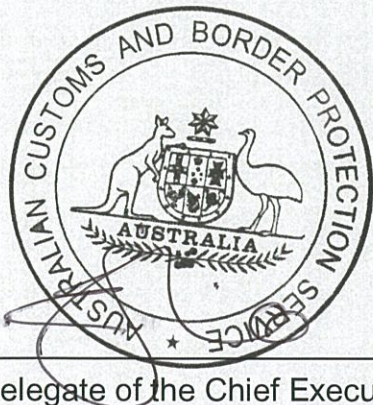
16 September 2010

The licence shall expire on

30 June 2015

The licence shall expire on the above date unless renewed in accordance with section 183CJ of the *Customs Act 1901*.

The licence is valid for all places in the Commonwealth.



Delegate of the Chief Executive Officer

Dated 3 October 2012

Statutory Conditions

This licence is subject to the statutory conditions set out in Division 3 of Part XI of the Act as amended from time to time. The statutory conditions as at the date of issue/renewal of this licence are:

(1) A broker's licence is subject to the condition that if:

- (a) the holder of the broker's licence is convicted of a prescribed offence;
- (b) in the case of a licence held by a natural person—the holder of the broker's licence becomes bankrupt; or
- (c) in the case of a licence held by a company:
 - (i) a receiver of the property, or part of the property, of the company is appointed; or
 - (ii) an administrator of the company is appointed under section 436A, 436B or 436C of the *Corporations Act 2001*; or
 - (iii) the company executes a deed of company arrangement under Part 5.3A of that Act; or
 - (iv) the company begins to be wound up;

the holder of the broker's licence shall, within 30 days after the occurrence of the conviction, bankruptcy or event referred to in paragraph (c), as the case requires, give the CEO particulars in writing of the conviction, bankruptcy or event referred to in paragraph (c), as the case requires.

(2) A broker's licence held by a natural person is subject to the condition that the holder of the broker's licence shall not act as a customs broker in his or her own right at any time at which he or she is a nominee of a customs broker.

(3) A broker's licence held by a customs broker is subject to the condition that if:

- (a) a person not described in the application for the licence as participating in the work of the customs broker commences so to participate;
- (b) a nominee of the customs broker dies or ceases to act as nominee of the customs broker;
- (c) a person who participates in the work of the customs broker is convicted of a prescribed offence or becomes bankrupt; or
- (d) in the case of a licence held by a partnership:
 - (i) a member of the partnership is convicted of a prescribed offence or becomes bankrupt; or

(ii) there is a change in the membership of the partnership;

the holder of the broker's licence shall, within 30 days after the occurrence of the event, change, conviction or bankruptcy, as the case requires, give the CEO particulars in writing of that event, change, conviction or bankruptcy, as the case requires.

(4) A broker's licence held by a customs broker is subject to the condition that the broker shall do all things necessary to ensure that:

(a) all persons who participate in the work of the customs broker are persons of integrity; and

(b) in the case of a licence held by a partnership—all members of the partnership are persons of integrity.

(5) A broker's licence is subject to such other conditions (if any) as are prescribed.

(6) A broker's licence is subject to such other conditions (if any) as are specified in the licence, being conditions considered by the CEO to be necessary or desirable for the protection of the revenue or for the purpose of ensuring compliance with the Customs Acts.

(7) The CEO may, upon application in writing by a customs broker and the production of the licence held by the customs broker, vary the conditions specified in the licence by making an alteration to, or an endorsement on, the licence.

(8) Where a customs broker fails to comply with a condition of his or her licence the CEO may, by notice in writing served on the customs broker, require the customs broker to comply with that condition within the time specified in the notice.

Additional Conditions

This licence is also subject to the following additional conditions pursuant to subsection 183CG(6):

- (1) The holder of the broker's licence must, when requested by Customs and Border Protection, ensure that the licence holder and any person who participates in the work of the customs broker completes a Customs and Border Protection *Consent to Obtain Personal Information* form to allow Customs and Border Protection to undertake an integrity check for each relevant person. The holder of the broker's licence must forward the form to the CEO if requested.
- (2) If a holder of the broker's licence becomes aware that information that has been provided to Customs and Border Protection by or on behalf of a client of the broker is false, misleading or incomplete, the broker must, as soon as practicable after becoming aware of the error or omission provide written particulars of the incident to the CEO.
- (3) The holder of the broker's licence must not allow Customs and Border Protection systems or information provided by Customs and Border Protection to be used for an unauthorised purpose or to assist, aid, facilitate or participate in any unlawful or illegal activity.

Note: Examples of unauthorised activities will be published and placed on the Customs and Border Protection website.

- (4) A natural person who holds a broker's licence must undertake accredited Continuing Professional Development (CPD) as per the following requirements:
 - (a) for the purposes of this condition, accredited CPD courses are the courses accredited from time to time by the CEO. A broker must attend a sufficient number of accredited CPD courses to acquire the following minimum number of points:
 - (i) for the period 1 July 2012 to 31 March 2013 - 0 points;
 - (ii) for the period 1 April 2013 to 31 March 2014 - 5 points in each mandatory stream (Broker Obligations, Risks and Ethics and Professional Brokerage Skills) and 5 points from any stream (Broker Obligations, Risks and Ethics, Professional Brokerage Skills or Brokerage Management); and
 - (iii) for the period 1 April 2014 to 31 March 2015 - 10 points in each mandatory stream (Broker Obligations, Risks and Ethics and Professional Brokerage Skills) and 10 points from any stream (Broker Obligations, Risks and Ethics, Professional Brokerage Skills or Brokerage Management).

- (b) the holder of the broker's licence must keep accurate, auditable written records of attendance at accredited Continuing Professional Development courses and provide them upon request to the CEO.
- (c) the holder of the broker's licence must notify the CEO by 14 April 2015 if the holder of the broker's licence has failed to complete the minimum number of points by 31 March 2015 and provide a written explanation of the circumstances surrounding the failure.

Other Conditions

Nil

General Notes:

- (1) Pursuant to section 183B, a person "participates in the work of a customs broker" if
 - (a) he or she has authority as a nominee of, or as an agent, officer or employee of, the customs broker, to do any act or thing for the purposes of the Customs Acts on behalf of an owner of goods; or
 - (b) he or she has authority to direct a person who has authority referred to in paragraph (a) in the exercise of that authority.
- (2) Where a licence condition states that information (including particulars or a form) is to be provided to the CEO, the information is to be sent by email to compliance1@customs.gov.au or as notified on the Customs and Border Protection website.