

QUESTIONS & ANSWERS

Colin Fong

Allen Allen and Hemsley

- Q.** What legislation forbids or will forbid the use of the terms "champagne", "chablis", "burgundy" or "port" for Australian made wines?
- A.** The *Australian Wine and Brandy Corporation Amendment Act (Cth)* No 93 of 1993 implemented the EC/Australian Wine Agreement, signed on 31 January 1994. Under Section 17 the Agreement seeks to prevent over time the use of geographical indications unless the wine originated in that place
- Q.** Under the *Charitable Fundraising Act 1991 (NSW)* s.7 it mentions religious organisations exempt from the Act. The criteria used refers readers to a proclamation in force under Section 26 of the *Marriage Act 1961 (Cth)*. Where can I find a list of those religious organisations?
- A.** Turning to the *Marriage Act 1961 (Cth)* in the CCH *Australian Family Law and Practice Reporter* v.3, you are then referred to para 12-500 where a list is conveniently reproduced
- Q.** I'm after the "Finance Scheme Guidelines" either issued by the Industry Research and Development Board or the Australian Taxation Office.
- A.** These were not reproduced in Butterworths *Australian Tax Practice: Rulings & Guidelines* v.3 under IRDB guidelines. They can be found in CCH *Australian Income Tax Rulings* v.4 under the tab Additional Rulings A64, and was dated March 1993. The correct title is "Finance Schemes and Research and Development".
- Q.** I'm after the oaths legislation around Australia.
- A.** The names of the relevant legislation was conveniently published by Butterworths in their *Australian Encyclopaedia of Forms and Precedents* 3rd Ed, v.14 under Statutory Declarations, and in their 2nd ed, v.6 under Declarations
- Q.** The High Court of Australia regularly puts the number of the series in parentheses e.g. F(2d) whereas others cite F2d. Which is correct?
- A.** F2d appears as such in the Blue book - a *Uniform System of Citation*, 15th ed, 1991 and Raistrick, D *Index to Legal Citations and Abbreviations*, 2nd ed, 1993
- Q.** Please get me the text of legislation, ordinances and regulations relating to the Anglican Church of Australia in the Diocese of Sydney and the Constitution and Canons of the Anglican Church of Australia.
- A.** These are conveniently reproduced in:
- (a) *The Sixth Handbook*, 6th ed, Sydney: Sydney Diocesan Secretariat for the Standing Committee of the Synod of the Anglican Church of Australia, 1991
- (b) *The Constitution and Canons of the Anglican Church of Australia 1992*, 3rd ed Sydney: Standing Committee of the General Synod of the Anglican Church of Australia, 1992
- Q.** I understand Michael Slattery wrote an article on the mediation of the *Spedley* case in the latest *Australian Bar Review*, but I can't find it.

A. It was published in the 1993 *Bar News*, which is published by the NSW Bar Association and is called "The Spedley mediation from the inside".

Q. Has there been anything written about the Export Finance Insurance Corporation (EFIC) in textbooks? There are some references on APAIS via Austrom CD but nothing on AGIS via Austrom CD.

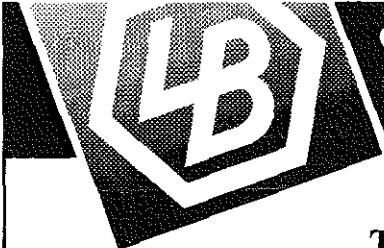
A. Try Sacks, P & Malbon, J *Australian Export Manual*, Melbourne : Longman Professional, 1992 or Wilde, KCDM, ed. *International Transactions*, Sydney : Law Book Co., 1993, Ch 7 Government trade and investment finance and insurance.

Q. Does Tasmania have an equivalent to the *Proceeds of Crime Act 1978 (Cth)* or the *Confiscation of Proceeds of Crime Act 1989 (NSW)*? There was no mention of it in Fisse, B. *The Money Trail: Confiscation of Proceeds of Crime, Money Laundering and Cash Transaction Reporting* Sydney : Law Book Co., 1992.

A. Yes, *Crime (Confiscation of Profits) Act* No 20 of 1993

Q. In the Sweet & Maxwell catalogues 1992 and 1993, reference was made to a new edition of Byles on *Bills of Exchange* in 1993. What's the latest on this?

A. September 1995. A bit late for the Specials, Health & Law Librarians' Conference in Sydney, August 1995



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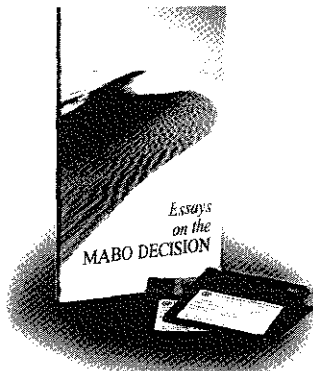
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