

1993-94-95

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA  
HOUSE OF REPRESENTATIVES

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Presented and read a first time

*(Industry, Science and Technology)*

**PASSENGER MOVEMENT CHARGE AMENDMENT BILL 1995**

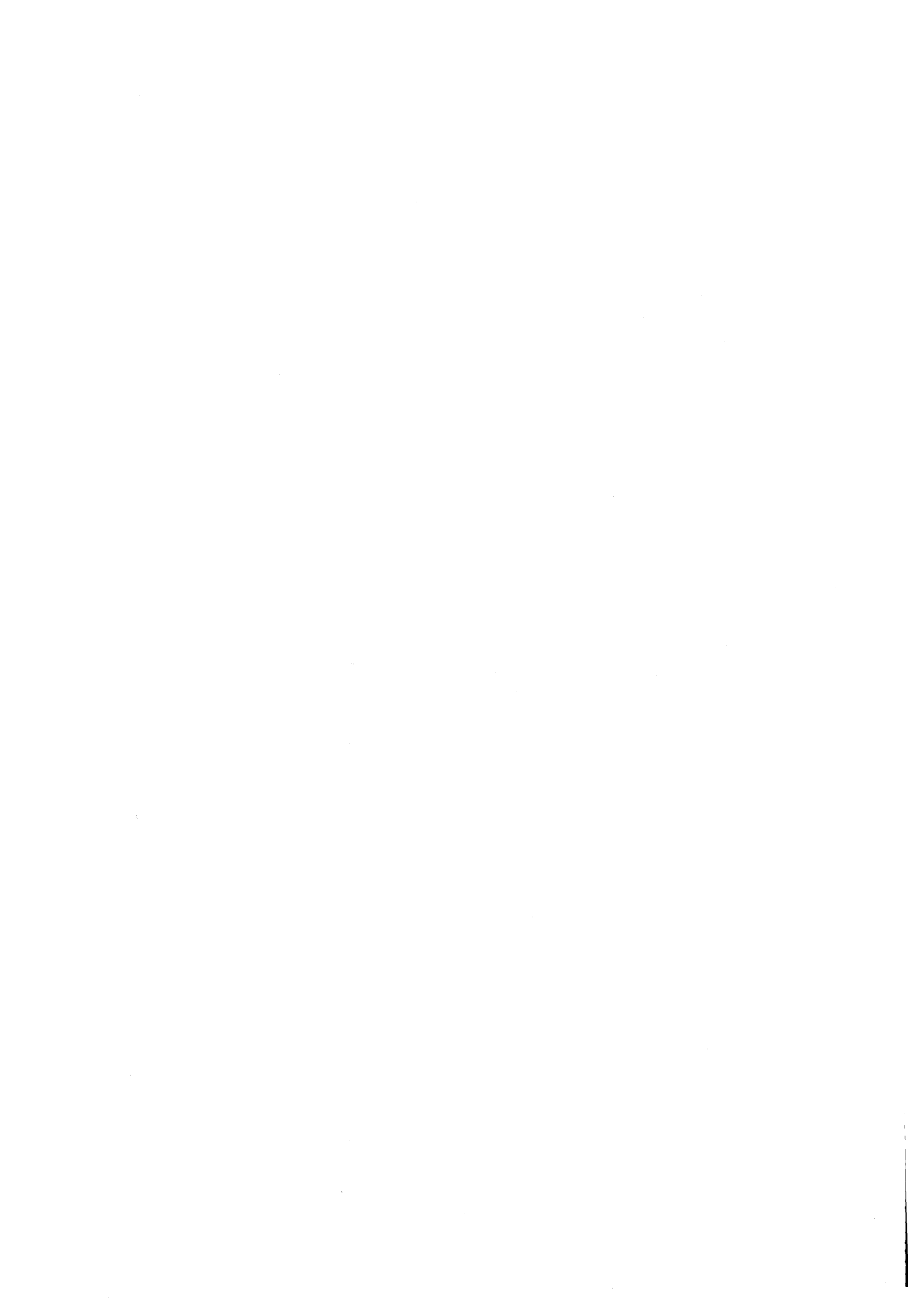
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**AMENDMENT OF THE PASSENGER MOVEMENT CHARGE ACT 1978**



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**A BILL**

FOR

**An Act to amend the *Passenger Movement Charge Act 1978*,  
and for related purposes**

The Parliament of Australia enacts:

**Short title**

1. This Act may be cited as the *Passenger Movement Charge Amendment Act 1995*.

**5 Commencement**

2. This Act commences on 1 July 1995.

**Amendment of the *Passenger Movement Charge Act 1978***

3. The *Passenger Movement Charge Act 1978* is amended in accordance with item 1 of the Schedule, and item 2 of the Schedule has effect according to its terms.

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SCHEDULE

Section 3

AMENDMENT OF THE PASSENGER MOVEMENT CHARGE ACT  
1978

**1. Sections 3, 4 and 5:**

Repeal the sections, substitute:

**Definitions**

“3. In this Act:

*Area A of the Zone of Cooperation* has the same meaning as in the *Petroleum (Australia-Indonesia Zone of Cooperation) Act 1990*.

*Australia* has the same meaning as in the *Collection Act*.

*Collection Act* means the *Passenger Movement Charge Collection Act 1978*.

*external Territory* has the same meaning as in the *Collection Act*.

*Indian Ocean Territory* means:

- (a) the Territory of Christmas Island; or
- (b) the Territory of Cocos (Keeling) Islands.

*installation in Area A* means a resources installation, or a sea installation, that is attached to the seabed in Area A of the Zone of Cooperation.

*resources installation* has the same meaning as in subsection 4(1) of the *Customs Act 1901*.

*sea installation* has the same meaning as in subsection 4(1) of the *Customs Act 1901*.

**Travel involving intermediate destinations**

“4.(1) For the purposes of this Act, if:

- (a) a person departs from Australia for an external Territory; and
- (b) the person is not ordinarily resident in that external Territory; and
- (c) the person intends, at the time of the departure, to depart from that external Territory for another country, or for an installation in Area A, within 3 months after the departure from Australia;

the first-mentioned departure is taken to be a departure of the person from Australia for that other country or for that installation, as the case requires.

“(2) For the purposes of this Act (including subsection (1)), if:

- (a) a person departs from Australia for another country or for an installation in Area A; and
- (b) the person intends, at the time of the departure, to depart from that other country, or from an installation in Area A, for an external Territory within 7 days after the departure from Australia;

the first-mentioned departure is taken to be a departure from Australia for that external Territory.

**SCHEDULE**—continued

“(3) For the purposes of this Act, if:

- (a) a person departs from an Indian Ocean Territory for another country or for an installation in Area A; and
- (b) the person intends, at the time of the departure, to depart from that other country, or from an installation in Area A, for a place in Australia other than that first-mentioned Indian Ocean Territory within 7 days after the first-mentioned departure;

the first-mentioned departure is taken not to be a departure from Australia for another country or for an installation in Area A.

“(4) For the purposes of this Act, if:

- (a) a person departs from a part of Australia other than an Indian Ocean Territory for another country or for an installation in Area A; and
- (b) the person intends, at the time of the departure, to depart from that other country, or from an installation in Area A, for an Indian Ocean Territory within 7 days after the first-mentioned departure;

the first-mentioned departure is taken not to be a departure from Australia for another country or for an installation in Area A.

**Imposition of passenger movement charge**

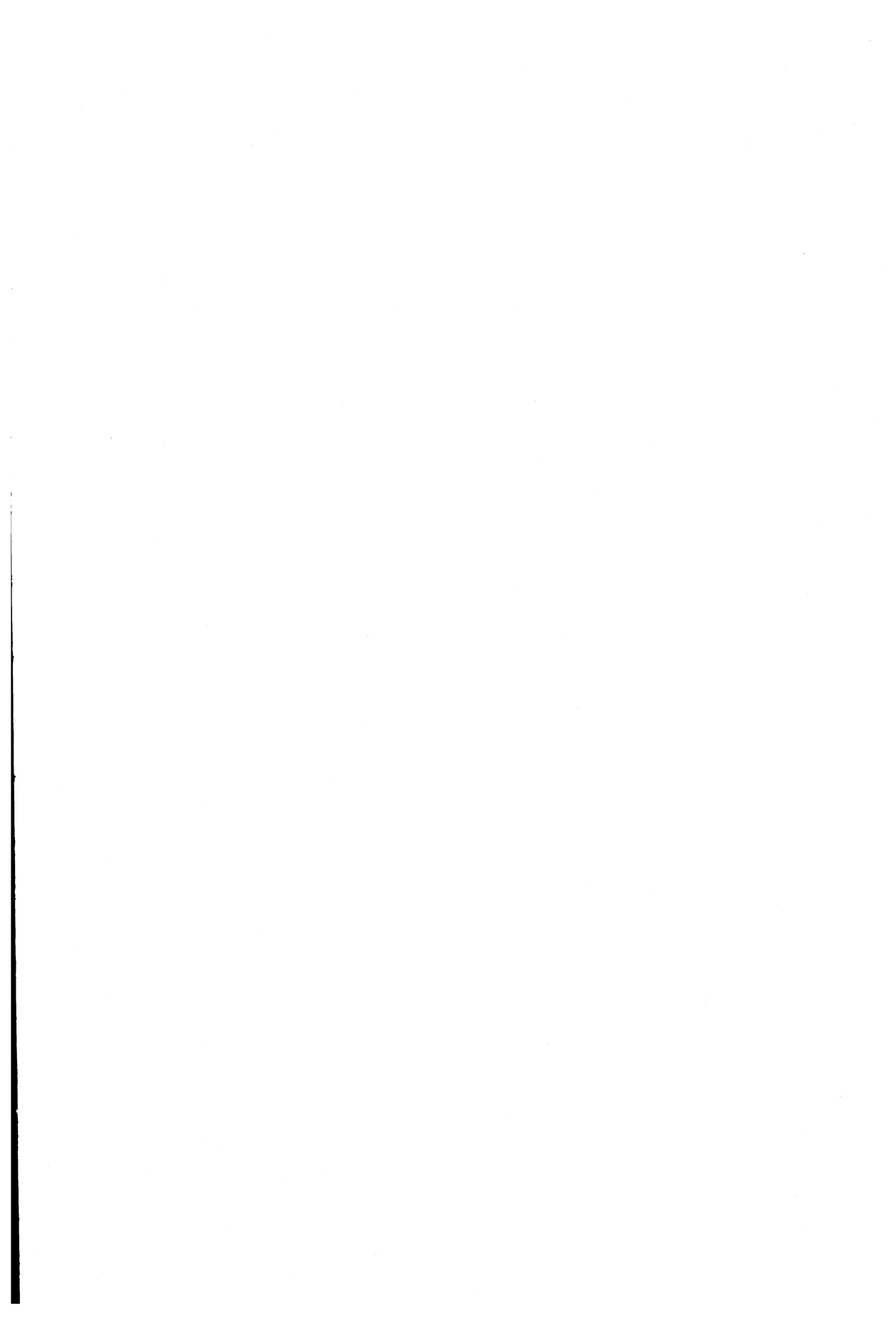
“5. Charge, called passenger movement charge, is imposed in respect of the departure of a person from Australia:

- (a) for another country, after the commencement of this Act; or
- (b) for an installation in Area A, on or after 1 July 1995;

whether or not the person intends to return to Australia.”.

**2. Saving**

Despite the amendments of the *Passenger Movement Charge Act 1978* made by this Act, that Act as in force immediately before 1 July 1995 continues to apply, according to its terms, in respect of departures from Australia before that date as if the amendments made by this Act had not been made.





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