

1985

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES

Presented and read a first time, 17 April 1985

(*Minister for Primary Industry*)

A BILL

FOR

An Act to amend the *Tobacco Charge Act (No. 1) 1955*, and for related purposes

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

Short title, &c.

5 **1. (1)** This Act may be cited as the *Tobacco Charge (No. 1) Amendment Act 1985*.

(2) The *Tobacco Charge Act (No. 1) 1955*¹ is in this Act referred to as the Principal Act.

Commencement

10 **2. (1)** Sections 1 and 2 shall come into operation on the day on which this Act receives the Royal Assent.

15 **(2)** Sections 3 and 4 shall come into operation on the day with effect from which the levy imposed by the *Tobacco Charge Act (No. 1) 1955*, the *Tobacco Charge Act (No. 2) 1955* and the *Tobacco Charge Act (No. 3) 1955* are declared by the regulations made under the *Rural Industries Research Act 1985* to be a prescribed class of levies.

3. Sections 5 and 6 of the Principal Act are repealed and the following sections are substituted:

Rate of charge

“5. The rate of the charge imposed by this Act is such amount per kilogram of tobacco leaf as is equal to the aggregate of—

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- (a) the amount that is prescribed for the purposes of this paragraph; and
- (b) the amount that is prescribed for the purposes of this paragraph.

Regulations

“6. (1) The Governor-General may make regulations prescribing an amount for the purpose of paragraph 5 (a) and prescribing an amount for the purpose of paragraph 5 (b) but so the aggregate of the amounts so prescribed does not exceed 6 cents.

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“(2) Before making regulations prescribing an amount for the purpose of paragraph 5 (a) or (b), the Governor-General shall take into consideration any relevant recommendations made to the Minister by the Australian Tobacco Board.

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“(3) Regulations made for the purposes of sub-section (1) may provide that an amount prescribed for the purpose of paragraph 5 (a) or (b) applies only in respect of a period specified in the regulations.”.

Application of amendments

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4. The amendments made by this Act apply in respect of Australian tobacco leaf sold to a manufacturer on or after the day that is referred to in sub-section 2 (2).

NOTE

- 1. No. 59, 1955, as amended. For previous amendments, see No. 86, 1965; No. 93, 1966; and Nos. 72 and 73, 1982.

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Presented and read a first time, 17 April 1985

(Minister for Primary Industry)

A BILL

FOR

An Act to amend the *Tobacco Charge Act (No. 2) 1955*, and for related purposes

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

Short title, &c.

5 **1. (1)** This Act may be cited as the *Tobacco Charge (No. 2) Amendment Act 1985*.

(2) The *Tobacco Charge Act (No. 2) 1955*¹ is in this Act referred to as the Principal Act.

Commencement

10 **2. (1)** Sections 1 and 2 shall come into operation on the day on which this Act receives the Royal Assent.

(2) Section 3 shall come into operation on the day with effect from which the levy imposed by the *Tobacco Charge Act (No. 1) 1955*, the *Tobacco Charge Act (No. 2) 1955* and the *Tobacco Charge Act (No. 3) 1955* are declared by the regulations made under the *Rural Industries Research Act 1985* to be a prescribed class of levies.

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3. (1) Section 6 of the Principal Act is repealed and the following section is substituted:

Rate of charge

“6. The rate of the charge imposed by this Act is such amount per kilogram of tobacco leaf as is equal to the aggregate of—

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- (a) the amount that is prescribed for the purposes of paragraph 5 (a) of the *Tobacco Charge Act (No. 1) 1955*; and
- (b) the amount that is prescribed for the purposes of paragraph 5 (b) of that Act.”.

(2) The amendment made by sub-section (1) applies in respect of Australian tobacco leaf that, on or after the day that is referred to in sub-section 2 (2), is purchased by a manufacturer to whom sub-section 5 (1) of the Principal Act applies.

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NOTE

- 1. No. 60, 1955, as amended. For previous amendments, see No. 92, 1981; and No. 74, 1982.