

WINE OVERSEAS MARKETING.

No. 25 of 1961.

An Act to amend the *Wine Overseas Marketing Act*
1929-1954.

[Assented to 19th May, 1961.]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

Short title
and citation.

1.—(1.) This Act may be cited as the *Wine Overseas Marketing Act* 1961.

(2.) The *Wine Overseas Marketing Act* 1929-1954* is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *Wine Overseas Marketing Act* 1929-1961.

Commencement.

2. This Act shall come into operation on the day on which it receives the Royal Assent.

Definitions.

3. Section four of the Principal Act is amended by omitting the definition of “the Fund”.

4. Section seventeen of the Principal Act is repealed and the following sections are inserted in its stead:—

General powers
and functions
of Board.

“ 16. The Board may—

(a) do such things as it thinks fit for the purpose of improving the quality or promoting the sale, whether in Australia or elsewhere, of wine or brandy; and

(b) make arrangements, with other persons, authorities or associations in Australia or elsewhere, likely to be conducive to the achievement of such a purpose.

Power of
Board to
accept control
of and acquire
wine and
brandy.

“ 17. The Board may—

(a) accept control of any wine or brandy placed under its control for the purposes of this Act; and

(b) for the purpose of promoting the sale of wine or brandy outside Australia, acquire any wine or brandy.”

Contracts
for shipment
of wine.

5. Section nineteen of the Principal Act is amended by adding at the end thereof the following sub-section:—

“ (4.) This section does not apply to or in relation to wine owned by the Board.”

* Act No. 6, 1929, as amended by No. 48, 1930; No. 45, 1934; No. 94, 1936; No. 23, 1945; No. 36, 1953; and No. 39, 1954.

6. Section twenty of the Principal Act is amended—

(a) by inserting in sub-section (1.), after the word “control”, the words “or acquired by it”;

(b) by omitting from paragraph (c) of sub-section (1.) the word “and” and inserting in its stead the words “or other”; and

(c) by adding at the end thereof the following sub-section:—
“(3.) In this section, ‘wine’ includes brandy.”

Powers of Board with respect to wine placed under its control or acquired by it.

7. Sections twenty-one, twenty-two, twenty-three, twenty-four and twenty-five of the Principal Act are repealed and the following sections inserted in their stead:—

“21. There shall be paid to the Board out of the Consolidated Revenue Fund, which is appropriated accordingly, all moneys received by a prescribed authority under the *Wine Grapes Charges Act 1929–1957*.

Payment to Board of amounts received under Wine Grapes Charges Act.

“22.—(1.) The Board shall open and maintain an account or accounts with the Reserve Bank of Australia or with such other bank or banks as the Treasurer approves.

Bank accounts.

“(2.) The Board shall pay all moneys received by it into an account referred to in this section.

“23.—(1.) Subject to the next succeeding sub-section, the moneys of the Board shall be applied only—

Application of moneys of Board.

(a) in payment or discharge of the expenses, charges and obligations incurred or undertaken by the Board; and

(b) in payment of the salaries, fees, allowances and expenses payable under sections nine, twelve and thirteen of this Act.

“(2.) Moneys of the Board not immediately required for the purposes of the Board may be invested on fixed deposit with the Reserve Bank of Australia or with any other bank approved by the Treasurer, or in securities of or guaranteed by the Commonwealth or a State.

“24. The income of the Board shall not be subject to taxation by the Commonwealth or a State.

Liability to taxation.

“25. Cheques drawn on an account referred to in section twenty-two of this Act shall be signed as prescribed.”

Signing of cheques.

8. Section twenty-nine of the Principal Act is amended by omitting sub-section (2.) and inserting in its stead the following sub-section:—

Annual report.

“(2.) The Minister shall cause a copy of the report of the Board to be laid before each House of the Parliament within six sitting days of that House after the receipt of the report by the Minister.”