

1985

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES

Presented and read a first time, 20 March 1985

(*Minister for Primary Industry*)

A BILL

FOR

**An Act to amend the *Live-stock Export Charge Act 1977*, 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 *Live-stock Export Charge Amendment Act 1985*.

(2) The *Live-stock Export Charge Act 1977*¹ is in this Act referred to as the Principal Act.

Commencement

10 **2. (1)** The provisions of this Act, other than sub-section 9 (2), shall come into operation on the day fixed by Proclamation for the purposes of sub-section 2 (2) of the *Australian Meat and Live-stock Research and Development Corporation Act 1985*.

(2) Sub-section 9 (2) shall come into operation on a day to be fixed by Proclamation, being a day after the day referred to in sub-section (1).

Interpretation

3 Section 4 of the Principal Act is amended by inserting after the definition of "live-stock" the following definition:

"'Research and Development Corporation' means the Australian Meat and Live-stock Research and Development Corporation established by section 4 of the *Australian Meat and Live-stock Research and Development Corporation Act 1985*;"

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Rate of charge on export of cattle

4. Section 7 of the Principal Act is amended by omitting from sub-section (2) "50 cents" and "\$3.00" and substituting "\$1.00" and "\$6.00", respectively.

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Rate of charge on export of sheep

5. Section 8 of the Principal Act is amended by omitting from sub-section (2) "63" and "30" and substituting "13" and "60", respectively.

Rate of charge on export of lambs

6. Section 9 of the Principal Act is amended by omitting from sub-section (2) "63" and "30" and substituting "13" and "60", respectively.

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Rate of charge on export of buffaloes

7. Section 10 of the Principal Act is amended by omitting from sub-section (2) "50 cents" and "\$3.00" and substituting "\$1.00" and "\$6.00", respectively.

Rate of charge on export of goats

8. Section 11 of the Principal Act is amended by omitting from sub-section (2) "63" and "30" and substituting "13" and "60", respectively.

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Regulations

9. (1) Section 13 of the Principal Act is amended—

(a) by omitting from sub-section (2A) "Australian Meat Research Committee" and substituting "Research and Development Corporation"; and

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(b) by omitting from sub-section (4) "Australian Meat Research Committee" and substituting "Research and Development Corporation".

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(2) Section 13 of the Principal Act is amended—

(a) by omitting from sub-section (2A) "any" and substituting "the"; and

(b) by omitting sub-section (4) and substituting the following sub-sections:

“(4) The Research and Development Corporation shall not make a recommendation to the Minister in relation to regulations to be made for the purposes of paragraph 7 (1) (b), 8 (1) (b), 9 (1) (b), 10 (1) (b) or 11 (1) (b)—

5 (a) if a motion that the terms of the recommendation be endorsed has not been put before the annual general meeting of the industry convened under section 22 of the *Australian Meat and Live-stock Research and Development Corporation Act 1985* that last preceded the making of that recommendation; or

10 (b) in a case where such a motion is so put—if, by virtue of the application of sub-section 27 (5) of the *Australian Meat and Live-stock Research and Development Corporation Act 1985*, the motion is defeated.

15 “(5) The Research and Development Corporation shall, at the time of making a recommendation to the Minister of the kind referred to in sub-section (4), give the Minister particulars in writing of the voting in respect of the motion that the terms of the recommendation be endorsed.”

Savings

20 **10. (1)** Where, by virtue of regulations in force under the Principal Act as in force immediately before the day on which this section comes into operation, an amount was prescribed for the purposes of paragraph (b) of a relevant provision of the Principal Act, those regulations continue in force, on and after that day, until regulations prescribing an amount for the purposes of paragraph

25 (b) of that provision of the Principal Act as amended by this Act come into operation, as if those first-mentioned regulations had been made under and in accordance with the Principal Act as amended by this Act.

30 **(2)** In sub-section (1), “relevant provision”, in relation to the Principal Act or the Principal Act as amended by this Act, means sub-section 7 (1), 8 (1), 9 (1), 10 (1) or 11 (1) of that Act, or of that Act as so amended, as the case may be.

NOTE

1. No. 68, 1977, as amended. For previous amendments, see No. 180, 1978; No. 75, 1979; No. 83, 1982; and No. 62, 1984.

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