

1980-81

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

Presented and read a first time, 10 September 1981

(Minister for Primary Industry)

A BILL

FOR

An Act to provide penalties for certain offences against the Exports (Meat) Regulations

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

Short title

1. This Act may be cited as the *Meat Export (Penalties) Act 1981*.

5 Commencement

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

Penalties

10 3. (1) A person who contravenes regulation 33A or 58 or sub-regulation 59 (1) of the Exports (Meat) Regulations is guilty of an indictable offence and, subject to this section, is punishable on conviction by a fine not exceeding \$100,000 or imprisonment for a period not exceeding 5 years, or both.

15 (2) Notwithstanding that an offence referred to in sub-section (1) is an indictable offence, a court of summary jurisdiction may hear and determine proceedings in respect of such an offence if the court is satisfied that it is proper to do so and the defendant and the prosecutor consent.

(3) Where, in accordance with sub-section (2), a court of summary jurisdiction convicts a person of an offence referred to in sub-section (1), the penalty that the court may impose is a fine not exceeding \$5,000 or imprisonment for a period not exceeding 1 year, or both.

Modification of sub-regulation 59 (2)

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4. Sub-regulation 59 (2) of the Exports (Meat) Regulations has effect as if the reference in that sub-regulation to an offence were a reference to an offence referred to in sub-section 3 (1) consisting of a contravention of sub-regulation 59 (1) of those Regulations.

Application

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5. (1) If, at any time after the commencement of this Act, a provision of the Exports (Meat) Regulations referred to in section 3 or 4 (in this section referred to as a "prescribed provision") is amended or repealed, this Act ceases to apply in relation to that provision.

(2) Subject to sub-section (1), this Act applies in relation to a prescribed provision as affected in its operation from time to time by the amendment or repeal of any other provision of the Exports (Meat) Regulations (including a provision referred to in that prescribed provision).

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