

1983

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

Presented and read a first time, 3 November 1983

(Minister Assisting the Minister for Industry and Commerce)

A BILL

FOR

An Act to amend the *States Grants (Petroleum Products) Act 1965*, 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 *States Grants (Petroleum Products) Amendment Act 1983*.

 (2) The *States Grants (Petroleum Products) Act 1965*¹ is in this Act referred to as the Principal Act.

Commencement

10 **2.** (1) The provisions of this Act (other than section 3 and sub-section 4 (2)) shall come into operation on 1 January 1984.

 (2) Section 3 and sub-section 4 (2) shall come into operation on a day to be fixed by Proclamation.

Title

15 **3.** The title of the Principal Act is amended by inserting “and the Northern Territory” after “States”.

Interpretation

4. (1) Section 2 of the Principal Act is amended by omitting “power kerosene,”.

(2) Section 2 of the Principal Act is amended by adding at the end thereof the following sub-section: 5

“(2) A reference in this Act to a State shall be read as including a reference to the Northern Territory.”.

Provisions of scheme

5. Section 5 of the Principal Act is amended—

- (a) by omitting from sub-section (2) “power kerosene,”; 10
- (b) by omitting from paragraph (5) (a) “at places to which the scheme applies” and substituting “, and delivery by them to places to which the scheme applies,”; and
- (c) by adding at the end thereof the following sub-section:

“(7) The scheme may make provision with respect to the fixing or determination of rates of payment in respect of eligible petroleum products in relation to places in the Commonwealth that are not specified in the schedule to the scheme.”. 15

Disallowance of amendment of schedule to scheme

6. Section 7A of the Principal Act is amended by omitting from sub-section (2) “*Acts Interpretation Act* 1901-1973 (other than paragraphs (a) and (b) of sub-section (1), sub-section (2) and sub-section (6))” and substituting “*Acts Interpretation Act 1901* (other than paragraphs (1) (a) and (b), and sub-sections (2) and (6))”,. 20

Evidence of scheme

7. Section 8 of the Principal Act is amended by omitting “*Evidence Act* 1905-1964” and substituting “*Evidence Act 1905*”. 25

Overpayments

8. Section 11 of the Principal Act is amended by omitting “of this Act”.

Indemnity

9. Section 12 of the Principal Act is amended by omitting from sub-section (2) “The last three preceding sections” and substituting “Sections 9, 10 and 11”. 30

Petroleum Products Subsidy Act (N.T.)

10. Notwithstanding anything contained in the *Petroleum Products Subsidy Act* of the Northern Territory as amended and in force from time to time, power kerosene is not an eligible petroleum product for the purposes of that Act. 35

NOTE

1. No. 27, 1965, as amended. For previous amendments, see No. 153, 1965; No. 90, 1969; No. 112, 1973; No. 12, 1978; and No. 80, 1982.

