

1994

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

AGRICULTURAL AND VETERINARY CHEMICAL PRODUCTS INTERIM  
LEVY IMPOSITION (GENERAL) BILL 1994

EXPLANATORY MEMORANDUM

(Circulated by authority of the  
Minister for Primary Industries and Energy,  
Senator the Hon Bob Collins)

**AGRICULTURAL AND VETERINARY CHEMICAL PRODUCTS INTERIM  
LEVY IMPOSITION (GENERAL) BILL 1994**

**OUTLINE**

1. The Agricultural and Veterinary Chemical Products Interim Levy Imposition (General) Bill is one of a package of six Bills which will give effect to interim cost recovery arrangements for the operation of the National Registration Scheme for Agricultural and Veterinary Chemicals.
2. This Bill has, as its main purpose, measures that allow for the imposition of an interim levy on those agricultural and veterinary chemical products which are imported into Australia and are not sold wholesale.

**FINANCIAL IMPACT STATEMENT**

3. This Bill will enable the current recoverable cost incurred in the evaluation of chemical products under the National Registration Scheme for Agricultural and Veterinary Chemicals to be recovered from the agricultural and veterinary chemical industry through the charging regime imposed by this and associated Bills.

## NOTES ON CLAUSES

### Clause 1 - Short title

4. When enacted the Bill may be cited as the Agricultural and Veterinary Chemical Products Interim Levy Imposition (General) Act 1994.

### Clause 2 - Commencement

5. This clause provides for the Bill to commence on the same day as the Agricultural and Veterinary Chemical Products (Collection of Interim Levy) Bill 1994 unless that Bill is repealed by its subclause 2(2). In that event this Bill is repealed on the same day.

### Clause 3 - Imposition

6. Subclause (1) imposes the levy that is payable under the Agricultural and Veterinary Chemical Products (Collection of Interim Levy) Bill 1994.
7. Subclause (2) defines the levy imposed to be neither a duty of customs nor a duty of excise within the meaning of section 55 of the Constitution, that is, it is imposed on those agricultural and veterinary chemical products which are imported into Australia and are not sold wholesale.

### Clause 4 - Act does not impose levy on property of a State

8. Subclause (1) states that the Bill does not impose levy on property of any kind belonging to a State.
9. Subclause (2) defines 'property of any kind belonging to a State' as having the same meaning as in section 114 of the Constitution.

Printed by Authority by the Commonwealth Government Printer



9 780644 320498