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THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

AGRICULTURAL AND VETERINARY CHEMICAL PRODUCTS LEVY  
IMPOSITION (CUSTOMS) BILL 1993

EXPLANATORY MEMORANDUM

(Circulated by authority of the  
Minister for Primary Industries and Energy,  
the Hon Simon Crean, MP)



**AGRICULTURAL AND VETERINARY CHEMICAL PRODUCTS LEVY  
IMPOSITION (CUSTOMS) BILL 1993**

**OUTLINE**

1. The Agricultural and Veterinary Chemical Products Levy Imposition (Customs) Bill is one of a package of seven Bills which will give effect to an agreement between the Commonwealth, State and Territory Governments to a national scheme for the registration of agricultural and veterinary chemical products.
2. This Bill has, as its main purpose, measures that allow for the imposition of a levy on agricultural and veterinary chemical products imported into Australia and sold wholesale.

**FINANCIAL IMPACT STATEMENT**

3. This Bill will not have any significant effect on Government expenditure as provision was made in the 1993/94 Budget for the operation of the National Registration Scheme for Agricultural and Veterinary Chemicals. In future years this Scheme will be fully cost recovered from the agricultural and veterinary chemical industry through the charging regime imposed by this and associated Bills.

NOTES ON CLAUSESClause 1 - Short title

4. When enacted the Bill may be cited as the Agricultural and Veterinary Chemical Products Levy Imposition (Customs) Act 1993.

Clause 2 - Commencement

5. This clause provides for the Bill to commence on the same day as the Agricultural and Veterinary Chemicals Bill 1993.

Clause 3 - Imposition

6. Subclause (1) imposes the levy that is payable under the Agricultural and Veterinary Chemical Products (Collection of Levy) Bill 1993.
7. Subclause (2) defines the levy imposed to be a duty of customs within the meaning of section 55 of the Constitution, that is it is imposed on agricultural and veterinary chemical products imported into Australia and 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.

