

1991

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

AUSTRALIAN HORTICULTURAL CORPORATION
AMENDMENT BILL 1990

SUPPLEMENTARY EXPLANATORY MEMORANDUM

Amendments and New Clauses to be Moved
on Behalf of the Government

(Circulated by authority of the
Minister for Primary Industries and Energy,
the Hon. John Kerin, MP)

AUSTRALIAN HORTICULTURAL CORPORATION AMENDMENT BILL 1990

OUTLINE

The amendments and new clauses make minor changes to the Bill. They do not have any financial impact.

NOTES ON INDIVIDUAL CLAUSES

Clause 17 - Repeal of Part IV and substitution of new Part

New Section 115G - Board to convene annual general meeting

1. The amendment relieves a Board of the requirement to conduct an annual general meeting in the financial year in which it is established.

New Section 115K - Purpose of annual general meeting

2. The amendment provides that for the first annual general meeting, the period under consideration shall be the period since the establishment of the Board.

New Section 115Q - Payments of amounts of levy and charge to Board

3. The amendment omits "regulation" and substitutes "regulations"

Clause 24 - Repeal

4. The amendment provides for the repeal of the Dried Fruits Export Charges Act 1924.

Clause 30A - Rates of charge

5. This is a new clause which amends section 7 of the Horticultural Export Charge Act 1987 and provides that the total rate of export charge payable under section 7 includes the charge imposed under the new section 8A.

Clause 31A - Flexibility in relation to rates of charge

6. This is a new clause which amends section 11 of the Horticultural Export Charge Act 1987 so that it also applies to section 8A.

Clause 31B - Regulations

7. This is a new clause which amends section 14 of the Horticultural Export Charge Act 1987 and provides that before making regulations for the purposes of section 8A, the Governor-General shall take into consideration any recommendation made to the Minister by the Product Board.

Clause 33 - Refund of export charge

8. The reference to subsection 115P(1) should instead be a reference to subsection 115Q(1).

Clause 34A - Rates of levy

9. This is a new clause which amends section 7 of the Horticultural Levy Act 1987 and provides that the total rate of levy payable under section 7 includes the levy imposed under the new section 8A.

Clause 35A - Flexibility in relation to rates of levy

10. This is a new clause which amends section 11 of the Horticultural Levy Act 1987 so that it also applies to section 8A.

Clause 35B - Regulations

11. This is a new clause which amends section 14 of the Horticultural Levy Act 1987 and provides that before making regulations for the purposes of section 8A, the Governor-General shall take into consideration any recommendation made to the Minister by the Product Board.

Clause 37 - Refund of levy

12. The reference to subsection 115P(1) should instead be a reference to subsection 115Q(1).



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