

1985

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

EXPORT INSPECTION (ESTABLISHMENT REGISTRATION
CHARGE) BILL 1985

EXPLANATORY MEMORANDUM

(Circulated by the authority of the
Minister for Primary Industry
the Hon. John Kerin MP)

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OUTLINE

The Export Inspection (Establishment Registration Charge) Bill 1985 adds to the options currently available for the imposition of charges relating to inspection of rural products. Such a charge could be applied in isolation or in concert with other types of inspection charge.

Where a charge is imposed under this Bill, it will be subject to Commonwealth policy on the level of recoupment of inspection costs so that other inspection charges applying to a commodity will be reduced accordingly.

This Bill will allow for the imposition of a registration charge on establishments registered under the Export Control Act 1982 for the preparation of goods prescribed under the Act. The Government will continue to meet costs which are not recouped from industry. In total neither the cost to the Government of providing the inspection service nor the cost to an individual industry will change as a result of this Bill.

NOTES ON CLAUSES

Clause 1: Short title

1. This clause provides for the short title of the legislation.

Clause 2: Commencement

2. This clause provides for the commencement of this Bill concurrently with the commencement of the Export Inspection Charges (Miscellaneous Amendments) Bill 1985.

Clause 3: Collection Act

3. The charge legislation and the associated collection legislation is required to be read together as one Act as the provisions of one presuppose the existence of the provisions of the other.

Clause 4: Interpretation

4. This clause defines the meaning of the charge to be imposed.

Clause 5: Act to bind Crown

5. This provision would ensure that when a State or Territory is provided with a service, charge will be payable by the State or Territory and that the other provisions of the Bill would also apply to the State or Territory.

Clause 6: Imposition of charge

Sub-clause 6(1)

6. This sub-clause would provide that a charge is imposed for registration of establishments under the Export Control Act 1982 which prepare a particular commodity to be specified in the regulations.

Sub-clause 6(2)

7. This sub-clause would enable a regulation to be made to exempt from charge a registered establishment where circumstances arise in which it would be inappropriate for the charge to be imposed.

Clause 7: Rates of charge

8. This clause would provide for the rate of charge to be fixed by regulation.

Clause 8: By whom charge payable

9. This clause would provide that the person who is the registered occupier of the establishment immediately after the registration is liable to pay the charge.

Clause 9: Regulations

10. This clause would provide for regulations to be made that are necessary to give effect to the scheme of the Bill.