

1998-99

THE PARLIAMENT OF THE COMMONWEALTH OF ~~AUSTRALIA~~

SENATE

**NATIONAL RESIDUE SURVEY (CUSTOMS)
LEVY AMENDMENT BILL 1999**

REVISED EXPLANATORY MEMORANDUM

(Circulated by authority of the Minister for Agriculture, Fisheries and Forestry,
the Hon Mark Vaile, MP)

**THIS MEMORANDUM TAKES ACCOUNT OF AMENDMENTS MADE BY
THE HOUSE OF REPRESENTATIVES TO THE BILLS AS INTRODUCED**

NATIONAL RESIDUE SURVEY (CUSTOMS) LEVY AMENDMENT BILL 1999

GENERAL OUTLINE

The proposed amendments to the *National Residue Survey (Customs) Levy Act 1999* are intended to ensure consistency between that Act and the proposed *Primary Industries (Customs) Charges Act 1999* and the *Primary Industries (Excise) Levies Act 1999*.

The proposed amendments are required because of the proposed repeal of existing levies legislation and its replacement by the *Primary Industries (Customs) Charges Act 1999* and *Primary Industries (Excise) Levies Act 1999*.

FINANCIAL IMPACT STATEMENT

There will be no financial impact on the Commonwealth. The intent of this Bill is to provide for consequential amendments, primarily of a definitional nature, which are required as a result of the proposed enactment of the *Primary Industries (Customs) Charges Act 1999* and *Primary Industries (Excise) Levies Act 1999*.

NOTES ON CLAUSES

Clause 1 - Short Title

This clause provides for the Act to be called the *National Residue Survey (Customs) Levy Amendment Act 1999*.

Clause 2 - Commencement

This clause provides for the Act to commence on commencement of section 1 of the *Primary Industries (Excise) Levies Act 1999*.

Clause 3 - Schedule(s)

This clause provides that the Acts referred to in the Schedules are amended or repealed as set out in the relevant Schedule, and any other item in a Schedule to this Act has effect according to its terms.

SCHEDULE 1 - AMENDMENT OF THE NATIONAL RESIDUE SURVEY (CUSTOMS) LEVY ACT 1998

Clause 1 of Schedule 2 (definitions of *cattle* and *dairy cattle*)

The *Cattle (Producers) Export Charges Act 1997* is being repealed by the *Primary Industries Levies and Charges (Consequential Amendments) Act 1999* and replaced by Schedule 3 of that Act. This amendment will ensure consistency between the definitions of “cattle” and “dairy cattle” used in the *National Residue Survey (Customs) Levy Act 1998* and the *Primary Industries (Customs) Charges Act 1999*.

Clause 1 of Schedule 4 (definition of *horticultural products*)

The *Horticultural Export Charge Act 1987* is being repealed by the *Primary Industries Levies and Charges (Consequential Amendments) Act 1999* and replaced by Schedule 10 of that Act. This amendment will ensure consistency between the definitions of “horticultural products” used in the *National Residue Survey (Customs) Levy Act 1998* and the *Primary Industries (Customs) Charges Act 1999*.

Clause 1 of Schedule 5 (definitions of *lamb* and *sheep*)

The *Live-Stock (Producers) Export Charges Act 1997* is being repealed by the *Primary Industries Levies and Charges (Consequential Amendments) Act 1999* and replaced by Schedule 12 of that Act. This amendment will ensure consistency between the definitions of “lamb” and “sheep” used in the *National Residue Survey (Customs) Levy Act 1998* and the *Primary Industries (Customs) Charges Act 1999*.

Application of amendments

The *National Residue Survey (Customs) Levy Amendment Bill 1999* will commence on the commencement date of the *Primary Industries (Excise) Levy Bill 1999*. To avoid any doubt about the commencement date of the amendments, this item has been included to make it clear that those amendments will apply to leviable transactions, which occur on or after the commencement date of the new Act.

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