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1993

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

PRIMARY INDUSTRIES LEGISLATION
AMENDMENT BILL 1993

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 Simon Crean MP)

AMENDMENTS OF PRIMARY INDUSTRIES LEGISLATION AMENDMENT BILL 1993

OUTLINE

1. The proposed amendments insert new clauses into the Primary Industries Legislation Amendment Bill 1993 to:
 - (a) amend the Australian Meat and Live-stock Industry Selection Committee Act 1984 to substitute one of the three members of the Committee nominated by the Australian Meat Exporters' Federal Council for one nominated by the Meat and Allied Trades Federation of Australia; and
 - (b) amend the Australian Meat and Live-stock Corporation Act 1977 and the Meat Research Corporation Act 1985 to allow the Corporations to accept proxy forms lodged by facsimile for the purposes of voting at their annual general meetings.

FINANCIAL IMPACT STATEMENT

2. The proposals put forward will not affect Government expenditure and will have no staffing implications for the Department of Primary Industries and Energy.

NOTES ON AMENDMENTS AND NEW CLAUSES

AMENDMENT 1

PART 1A – AMENDMENTS TO THE AUSTRALIAN MEAT AND LIVE-STOCK INDUSTRY SELECTION COMMITTEE ACT 1984

Clause 2A – Principal Act

3. This clause provides that where "Principal Act" is referred to in this Part it means the Australian Meat and Live-stock Industry Selection Committee Act 1984.

Clause 2B – Membership of Committee

4. This amendment inserts a new Clause into the Bill to amend section 11 of the Principal Act to change the membership of the Australian Meat and Live-stock Industry Selection Committee (AMLISC). The Principal Act currently provides that the membership of the AMLISC shall consist of:
- the Chairperson, appointed by the Minister;
 - two members appointed to represent cattle producers, appointed on the nomination of the Cattle Council of Australia (CCA);
 - one member appointed to represent sheep producers, appointed on the nomination of the Sheepmeat Council of Australia (SCA); and
 - three members appointed to represent meat processors and exporters, appointed on the nomination of the Australian Meat Exporters' Federal Council (AMEFC).
5. Subclause 2B(c) amends paragraph 11(1)(d) of the Principal Act and inserts new paragraph 11(1)(e) to provide that instead of three members being appointed to represent meat processors and exporters, two members will be appointed to represent meat exporters and one will be appointed to represent meat processors.
6. Subclause 2B(d) inserts new subsection 11(6A) into the Principal Act to provide that the member appointed to represent meat processors will be appointed on the nomination of the Meat and Allied Trades Federation of Australia (MATFA). The two members appointed to represent meat exporters will continue to be appointed on the nomination of the AMEFC.
7. Subclause 2B(e) includes the MATFA in subsection 11(7) of the Principal Act, which provides that if the Minister is not satisfied as to the suitability of a person nominated for appointment to the AMLISC by a particular body, the Minister may request the nominating body to make a further nomination.

Clause 2C – Deputies

8. This amendment includes the MATFA in section 13 of the Principal Act, which provides for the appointment of a person to be the deputy of a member on the nomination of the appropriate nominating body.

Clause 2D – Casual Vacancies

9. This amendment includes the MATFA in subsection 14(1) of the Principal Act, which provides that if the member appointed on the nomination of a particular body ceases to hold office before the expiration of their term of appointment, another person may be appointed on the nomination of that body for the remainder of the term.

Clause 2E – Meetings

10. This amendment amends section 20 of the Principal Act to provide that a quorum of the AMLISC will constitute five members, of whom at least two must be members appointed on the nominations of the CCA and the SCA, and at least two must be members appointed on the nominations of the AMEFC and the MATFA.

PART 5 – AMENDMENTS OF OTHER ACTS

SCHEDULE – AMENDMENTS OF OTHER ACTS

AMENDMENT 2

Australian Meat and Live-stock Corporation Act 1977

Subsection 30E(4)

11. This amendment inserts into the Schedule an amendment to subsection 30E(4) of the Australian Meat and Live-stock Corporation Act 1977 (the Act) to allow a form appointing another person to be the proxy of a person entitled to vote at the Australian Meat and Live-stock Corporation's annual general meeting to be lodged with the Corporation by facsimile. The Act currently provides that the original instrument must be lodged with the Corporation.

AMENDMENT 3

Meat Research Corporation Act 1985

Subsection 25(4)

12. This amendment inserts into the Schedule an amendment to subsection 25(4) of the Meat Research Corporation Act 1985 (the Act) to allow a form appointing another person to be the proxy of a person entitled to vote at the Meat Research Corporation's annual general meeting to be lodged with the Corporation by facsimile. The Act currently provides that the original instrument must be lodged with the Corporation.

