



Wool Tax Act (No. 5) 1964

Act No. 29 of 1964 as amended

[Note: This Act was repealed by Act No. 101 of 2006 on 14 September 2006

**For transitional and application provisions *see* Act No. 101, 2006,
Schedule 6 (items 5–11)]**

This compilation was prepared on 24 January 2001
taking into account amendments up to Act No. 145 of 2000

The text of any of those amendments not in force
on that date is appended in the Notes section

The operation of amendments that have been incorporated may be
affected by application provisions that are set out in the Notes section

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5

An Act to impose a Tax upon Shorn Wool produced in, and exported from, Australia

1 Short title *[see Note 1]*

This Act may be cited as the *Wool Tax Act (No. 5) 1964*.

2 Commencement *[see Note 1]*

This Act shall come into operation on the day on which it receives the Royal Assent.

3 Administration Act to be read with this Act

The *Wool Tax (Administration) Act 1964* shall be read as one with this Act.

4 Imposition of tax

- (1) Subject to this section, tax is imposed on all shorn wool:
 - (a) produced in Australia; and
 - (b) on or after 1 July 1964, exported from Australia.
- (1A) Tax is not imposed by this Act if the export occurs after the commencement of Schedule 1 to the *Wool Services Privatisation Act 2000*.
- (2) Tax is not imposed by this Act on shorn wool on which a tax has been imposed, whether before or after the commencement of this Act, by a repealed Wool Tax Act.
- (3) If shorn wool that has, on or after 1 July 1964, been exported from Australia is again exported from Australia, tax is not imposed by this Act on that wool by reason of the last-mentioned exportation.
- (4) Subject to subsection (4A), if shorn wool on which a tax has been imposed by a Wool Tax Act other than this Act is exported from Australia, tax is not imposed by this Act on that wool by reason of that exportation.
- (4A) Subsection (4) does not apply to shorn wool if:

- (a) the tax imposed on the wool by another Wool Tax Act was imposed at a rate applicable to carpet wool; and
- (b) when the tax was imposed on the wool by that other Wool Tax Act, the wool was carpet wool because of the operation of paragraph (b) or (c) of the definition of *carpet wool* in subsection 4 (1) of the *Wool Tax (Administration) Act 1964*; and
- (c) the wool is exported from Australia.

5 Rate of tax

- (1) The rate of tax imposed on shorn wool other than carpet wool exported from Australia is:
 - (a) 15% of the sale value of the wool; or
 - (b) if a lower rate is applicable to the wool under the regulations—that lower rate.
- (2) The rate of tax imposed on carpet wool exported from Australia is:
 - (a) 6% of the sale value of the wool; or
 - (b) if a lower rate is applicable to the wool under the regulations—that lower rate.

6 Regulations

- (1) The Governor-General may make regulations, not inconsistent with this Act, prescribing matters:
 - (a) required or permitted by this Act to be prescribed; or
 - (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.
- (2) A rate prescribed for the purpose of paragraph 5(1)(b) or 5(2)(b) must be a rate that is a particular percentage of the sale value of the wool on which tax is payable.
- (4) A percentage specified in a rate of tax prescribed for the purpose of paragraph 5(1)(b) or 5(2)(b):
 - (b) may be nil; but
 - (c) must not be such that, at any time, the percentage is different from a percentage specified in a rate of tax prescribed for the purpose of the corresponding paragraph of another Wool Tax Act in respect of the same kind of wool.

- (5) Before making regulations under this section prescribing a rate of tax that is to apply in relation to a financial year commencing on or after 1 July 1994, the Governor-General is required to take into consideration:
- (a) in the case of regulations to prescribe a rate for the purposes of paragraph 5(1)(b):
 - (i) the percentage fixed by subsection 43(2) of the *Wool International Act 1993*; and
 - (ii) the recommendations that are the current recommendations applying to the financial year for the purposes of sections 49 and 50 of the *Australian Wool Research and Promotion Organisation Act 1993*; or
 - (b) in the case of regulations to prescribe a rate for the purposes of paragraph 5(2)(b), the recommendations that are the current recommendations applying to the financial year for the purposes of sections 49 and 50 of the *Australian Wool Research and Promotion Organisation Act 1993*.

Table of Acts**Notes to the *Wool Tax Act (No. 5) 1964*****Note 1**

The *Wool Tax Act (No. 5) 1964* as shown in this compilation comprises Act No. 29, 1964 amended as indicated in the Tables below.

All relevant information pertaining to application, saving or transitional provisions prior to 3 May 2000 is not included in this compilation. For subsequent information *see* Table A.

Table of Acts

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Wool Tax Act (No. 5) 1964</i>	29, 1964	26 May 1964	26 May 1964	
<i>Wool Tax Act (No. 5) 1973</i>	68, 1973	18 June 1973	18 June 1973	—
<i>Wool Tax Act (No. 5) 1974</i>	70, 1974	1 Oct 1974	2 Sept 1974	S. 5
<i>Wool Tax Act (No. 5) 1975</i>	90, 1975	25 June 1975	25 June 1975	—
<i>Wool Tax Amendment Act (No. 5) 1976</i>	76, 1976	10 June 1976	10 June 1976	—
<i>Wool Tax Amendment Act (No. 5) 1977</i>	48, 1977	7 June 1977	7 June 1977	—
<i>Wool Tax Amendment Act (No. 5) 1978</i>	76, 1978	22 June 1978	22 June 1978	—
<i>Wool Tax Amendment Act (No. 5) 1979</i>	36, 1979	7 June 1979	7 June 1979	—
<i>Wool Tax (No. 5) Amendment Act 1980</i>	55, 1980	23 May 1980	1 July 1980	—
<i>Wool Tax (No. 5) Amendment Act 1985</i>	89, 1985	6 June 1985	1 July 1985	—
<i>Wool Tax (No. 5) Amendment Act 1987</i>	50, 1987	5 June 1987	1 July 1987	—
<i>Wool Tax (No. 5) Amendment Act 1990</i>	67, 1990	16 June 1990	16 June 1990	S. 4
<i>Wool Tax (No. 5) Further Amendment Act 1990</i>	95, 1990	29 Nov 1990	4 Oct 1990	S. 7 (rep. by 106, 1991, s. 8)
as amended by				
<i>Wool Tax (No. 5) Amendment Act 1991</i>	106, 1991	27 June 1991	1 July 1991	—
<i>Wool Tax (No. 5) Amendment Act 1991</i>	106, 1991	27 June 1991	1 July 1991	—
<i>Wool Tax (No. 5) Amendment Act 1992</i>	57, 1992	22 June 1992	1 July 1992	—

Table of Acts

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Wool Tax (No. 5) Amendment Act 1993</i>	70, 1993	12 Nov 1993	1 Dec 1993 (see s. 2 and <i>Gazette</i> 1993, No. GN46)	—
<i>Australian Wool Research and Promotion Organisation Amendment (Funding and Wool Tax) Act 2000</i>	47, 2000	3 May 2000	3 May 2000	Sch. 1 (item 12(2)) [see Table A]
<i>Wool Services Privatisation Act 2000</i>	145, 2000	7 Dec 2000	Schedule 1: 1 Jan 2001 (see <i>Gazette</i> 2000, No. S638) Remainder: Royal Assent	—

Table of Amendments**Table of Amendments**

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
S. 4.....	am. No. 68, 1973; No. 36, 1979; No. 95, 1990; No. 145, 2000
S. 5.....	am. No. 68, 1973; No. 70, 1974; No. 90, 1975; No. 76, 1976; No. 48, 1977; No. 76, 1978; No. 36, 1979 rs. No. 55, 1980; No. 89, 1985 am. No. 50, 1987; No. 67, 1990; No. 95, 1990; No. 106, 1991; No. 57, 1992
S. 5A	ad. No. 95, 1990 rep. No. 106, 1991
S. 6.....	am. No. 68, 1973; No. 70, 1974; No. 36, 1979; No. 55, 1980; No. 89, 1985; No. 50, 1987 rs. No. 95, 1990 am. No. 106, 1991; No. 70, 1993; No. 47, 2000

Table A

Table A

Application, saving or transitional provisions

Australian Wool Research and Promotion Organisation Amendment (Funding and Wool Tax) Act 2000 (No. 47, 2000)

Schedule 1

12 Application of amendments

- (2) The amendments made by items 7 to 11 apply in determining the rate of wool tax in relation to financial years beginning on or after 1 July 2000.