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**Honey Levy (No. 1) Amendment Act 1988**

**No. 31 of 1988**

**An Act to amend the *Honey Levy Act* (*No. 1*) *1962*,and for related purposes**

[*Assented to 11 May 1988*]

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

**Short title etc.**

**1.** **(1)** This Act may be cited as the *Honey Levy* (*No. 1*) *Amendment Act 1988.*

**(2)** In this Act, “Principal Act” means the *Honey Levy Act* (*No. 1*) *1962*1*.*

**Commencement**

**2.** This Act commences on the day on which section 4 of the *Honey Marketing Act 1988* commences.

**Interpretation**

**3.** Section 3a of the Principal Act is amended:

**(a)** by omitting the definitions of “Board” and “producers’ organisation” and substituting respectively the following definitions:

“ ‘Board’ means the Australian Honey Board continued in existence by section 4 of the *Honey Marketing Act 1988*;

‘producers’ organisation’ means the organisation known as the Federal Council of Australian Apiarists’ Associations, or, if another organisation is for the time being prescribed for the purposes of this definition, that other organisation.”;

**(b)** by inserting the following definition:

“ ‘packers’ organisation’ means the organisation known as the Honey Packers Association of Australia, or, if another organisation is for the time being prescribed for the purposes of this definition, that other organisation;”.

**Rates of levy**

**4. (1)** Section 5 of the Principal Act is amended:

**(a)** by omitting from paragraph (1) (a) “2.20 cents” and substituting “5 cents”;

**(b)** by inserting after subsection (2) the following subsections:

“(2a) The Board shall not make any recommendation to the Minister with respect to the rate unless:

(a) it has consulted with the producers’ organisation and with the packers’ organisation in relation to the recommendation; and

(b) the producers’ organisation has agreed to a new rate being prescribed.

“(2b) The Board shall not recommend to the Minister the prescribing of a rate that exceeds the rate agreed to by the producers’ organisation in consultations with the Board in relation to the recommendation.”.

**(2)** Nothing in subsection 5 (2a) or (2b) of the Principal Act as amended by this Act affects the validity of regulations made under section 7 of the Principal Act before the commencement of this Act.

**NOTE**

1. No. 106, 1962, as amended. For previous amendments, see Nos. 72 and 141, 1965; No. 187, 1973; No. 147, 1980; and Nos. 5 and 103, 1985.

[*Minister’s second reading speech made in—*

*House of Representatives on 23 March 1988*

*Senate on 26 April 1988*]