



Wine Export Charge (Consequential Amendments) Act 1997

No. 86, 1997



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An Act to enact consequential amendments because of the enactment of the *Wine Export Charge Act 1997*

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An Act to enact consequential amendments because of the enactment of the *Wine Export Charge Act 1997*

[Assented to 27 June 1997]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Wine Export Charge (Consequential Amendments) Act 1997*.

2 Commencement

This Act commences at the commencement of the *Wine Export Charge Act 1997*.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendment of Acts

Australian Wine and Brandy Corporation Act 1980

1 Subsection 29U(1)

Insert:

Charge Act means the *Wine Export Charge Act 1997*.

2 Subsection 29V(1)

Repeal the subsection, substitute:

- (1) As soon as practicable after each 30 September, the Department must prepare and give to the Corporation a list of the persons who the Department, at the time of the preparation of the list, knows became liable to pay:
 - (a) levy imposed under the Levy Act; and
 - (b) charge imposed under the Charge Act;in respect of the year that ended on 30 June immediately preceding that 30 September.

3 At the end of paragraph 32(b)

Add:

- ; and (c) so much of the amounts from time to time received by the Commonwealth as charge under the *Wine Export Charge Act 1997* as is received because of section 6 of that Act; and
- (d) so much of the amounts (if any) received by the Commonwealth under section 15 of the *Primary Industries Levies and Charges Collection Act 1991* as is attributable to non-payment of charge referred to in section 6 of the *Wine Export Charge Act 1997*.

4 At the end of section 33

Add:

- (2) If a refund is made by the Commonwealth in accordance with section 18 of the *Primary Industries Levies and Charges Collection Act 1991* in respect of an amount that has been paid or overpaid to the Commonwealth by way of an amount of charge

that is payable to the Commonwealth because of section 6 of the *Wine Export Charge Act 1997*, the Corporation must pay to the Commonwealth an amount equal to the amount of the refund.

5 Subsection 39ZL(1)

Repeal the subsection, substitute:

(1) The purpose of this section is to:

(a) assist; and

(b) achieve administrative savings in connection with;

the calculation and collection of:

(c) levy imposed by the *Wine Grapes Levy Act 1979*; or

(d) levy imposed by the *Grape Research Levy Act 1986*; or

(e) charge imposed by the *Wine Export Charge Act 1997*.

(1A) The Corporation may, with the consent of a wine manufacturer or wine exporter, give to a Department of the Commonwealth, with responsibilities relating to the levy or charge, information kept by, or held on behalf of, the manufacturer that is obtained by the Corporation under this Part or under section 42.

Primary Industries Levies and Charges Collection Act 1991

6 At the end of Schedule 1

Add:

Wine Export Charge Act 1997

[*Minister's second reading speech made in—
House of Representatives on 19 March 1997
Senate on 30 May 1997*]

(36/97)

I HEREBY CERTIFY that the above is a fair print of the Wine Export Charge (Consequential Amendments) Bill 1997 which originated in the House of Representatives and has been finally passed by the Senate and the House of Representatives.

Clerk of the House of Representatives

IN THE NAME OF HER MAJESTY, I assent to this Act.

Governor-General
1997

(36/97)