Telecommunications (Industry Levy) Amendment Act 2015

No. 37, 2015

An Act to amend the *Telecommunications (Industry Levy) Act 2012*, and for related purposes

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An Act to amend the *Telecommunications (Industry Levy) Act 2012*, and for related purposes

[*Assented to 13 April 2015*]

The Parliament of Australia enacts:

1 Short title

 This Act may be cited as the *Telecommunications (Industry Levy) Amendment Act 2015*.

2 Commencement

 (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information |
| --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table | The day this Act receives the Royal Assent. | 13 April 2015 |
| 2. Schedule 1 | At the same time as Part 3 of Schedule 1 to the *Telecommunications Legislation Amendment (Deregulation) Act 2015* commences. | 1 July 2015 |

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

 (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Schedules

 Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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

Telecommunications (Industry Levy) Act 2012

1 Before section 1

Insert:

Part 1—Preliminary

2 Section 3

Repeal the section.

3 After section 4

Insert:

Part 2—Levy for the 2014‑15 financial year and later financial years

4A Definitions

 In this Part:

***eligible levy period*** has the same meaning as in the *Telecommunications (Consumer Protection and Service Standards) Act 1999*.

***levy amount*** has the same meaning as in the *Telecommunications (Consumer Protection and Service Standards) Act 1999*.

***person*** has the same meaning as in the *Telecommunications Act 1997*.

Note: See also subsection 5(1) of the *Telecommunications (Consumer Protection and Service Standards) Act 1999*.

4B Extension to external Territories

 This Part extends to each external Territory referred to in section 10 of the *Telecommunications Act 1997*.

Note: See also section 7 of the *Telecommunications (Consumer Protection and Service Standards) Act 1999*.

4C Imposition of levy

 If a person has a levy amount for an eligible levy period because of section 50 of the *Telecommunications (Consumer Protection and Service Standards) Act 1999*, levy is imposed on that amount.

4D Amount of levy

 The amount of a levy that this Part imposes on a levy amount for an eligible levy period is equal to that levy amount.

4E Person liable to pay levy

 Levy imposed by this Part on a person’s levy amount for an eligible levy period is payable by the person.

4 Sections 5, 6, 7 and 8

Repeal the sections.

5 Transitional—levy for the 2012‑13 financial year or the 2013‑14 financial year

Despite the repeal of sections 3, 5, 6, 7 and 8 of the *Telecommunications (Industry Levy) Act 2012* by this Schedule, those sections continue in force, in relation to a levy amount for:

 (a) the eligible levy period that began on 1 July 2012; or

 (b) the eligible levy period that began on 1 July 2013;

as if those repeals had not happened.

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

*House of Representatives on 22 October 2014*

*Senate on 1 December 2014*]

(230/14)