



Industrial Chemicals Charges (Excise) Act 2019

No. 19, 2019

**An Act to impose charge on the registration of
introducers of industrial chemicals, so far as that
charge is a duty of excise**

Note: An electronic version of this Act is available on the Federal Register of Legislation
(<https://www.legislation.gov.au/>)

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**An Act to impose charge on the registration of
introducers of industrial chemicals, so far as that
charge is a duty of excise**

[Assented to 3 April 2019]

The Parliament of Australia enacts:

1 Short title

This Act is the *Industrial Chemicals Charges (Excise) Act 2019*.

Section 2

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 and 2 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	3 April 2019
2. Sections 3 to 9	The later of: (a) the start of the day after this Act receives the Royal Assent; and (b) immediately after the commencement of section 3 of the <i>Industrial Chemicals Act 2019</i> . However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur.	1 July 2020 (paragraph (b) applies)

Note: This table relates only to the provisions of this Act as originally enacted.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 Extension to external Territories

This Act extends to every external Territory.

4 Act binds the Crown

This Act binds the Crown in each of its capacities. However, it does not bind the Crown in right of the Commonwealth.

5 Definitions

In this Act:

amount includes a nil amount.

charge means charge imposed by this Act.

industrial chemical has the same meaning as in the *Industrial Chemicals Act 2019*.

introduce an industrial chemical has the same meaning as in the *Industrial Chemicals Act 2019*.

property of any kind belonging to a State has the same meaning as in section 114 of the Constitution.

registration year has the same meaning as in the *Industrial Chemicals Act 2019*.

6 Imposition of charge

- (1) Charge is imposed in relation to the registration of a person under section 17 of the *Industrial Chemicals Act 2019* for a registration year.
- (2) This section imposes charge only so far as that charge is a duty of excise within the meaning of section 55 of the Constitution.

7 Amount of charge

- (1) The amount of charge payable by a person is the amount:
 - (a) prescribed by the regulations; or
 - (b) worked out in accordance with a method prescribed by the regulations.

Section 8

- (2) Without limiting subsection (1), the regulations may prescribe different charges or methods depending on the value of industrial chemicals introduced by the person during a registration year or a financial year.

8 Act does not impose tax on property of a State

This Act does not impose a tax on property of any kind belonging to a State.

9 Regulations

The Governor-General may make regulations 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.

*[Minister's second reading speech made in—
House of Representatives on 1 June 2017
Senate on 18 October 2017]*

(97/17)
