

STATUTORY RULES.

1958. No. 72.

REGULATIONS UNDER THE DAIRY PRODUCE LEVY ACT 1958.*

I, THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Dairy Produce Levy Act* 1958.

Dated this 30th
day of October, 1958.

W. J. SLIM
Governor-General.

By His Excellency's Command,

(SGD.) WILLIAM McMAHON
Minister of State for Primary Industry.

DAIRY PRODUCE LEVY REGULATIONS.

1. These Regulations may be cited as the Dairy Produce Levy Regulations. Short title.

2.—(1) In these Regulations, unless the contrary intention appears— Interpretation.

“authorized agent” means a person appointed in pursuance of regulation 5 of these Regulations to be an authorized agent for the purposes of these Regulations;

“return” means a return required to be furnished to the Secretary in pursuance of sub-regulation (1.) of regulation 4 of these Regulations;

“the Secretary” means the Secretary to the Department of Primary Industry;

“the Act” means the *Dairy Produce Levy Act* 1958.

(2.) In these Regulations, a reference to a form by number shall be read as a reference to the form so numbered in the Schedule to these Regulations.

3. For the purpose of section 11 of the Act, payment of an amount of levy payable to the Secretary shall be made by paying the amount to the Payment of levy.

* Notified in the *Commonwealth Gazette* on 31st October, 1958.
7280/58.—PRICE 3d. 9/23.10.1958.

officer for the time being holding or occupying in a State the office specified in the following table in respect of that State:—

State.	Designation of office.
New South Wales	Collector of Public Moneys, Department of Primary Industry, Sydney
Victoria	Collector of Public Moneys, Department of Primary Industry, Melbourne
Queensland	Collector of Public Moneys, Department of Primary Industry, Brisbane
South Australia	Collector of Public Moneys, Department of Primary Industry, Adelaide
Western Australia	Collector of Public Moneys, Department of Primary Industry, Perth

4.—(1.) A manufacturer who, in a month of the year, manufactures any dairy produce (not being dairy produce that is exempt from levy) shall, within twenty-eight days after the last day of that month, furnish to the Secretary a return containing particulars of all the dairy produce (not being dairy produce that is exempt from levy) manufactured by the manufacturer during that month. Returns.

(2.) A return shall be lodged with an officer specified in the table contained in the last preceding regulation.

(3.) A return shall be accompanied by a declaration signed in the presence of a witness.

(4.) A return and the accompanying declaration shall be in accordance with Form 1.

5.—(1.) A manufacturer may appoint a person to be his authorized agent for the purpose of executing on his behalf the declaration set out in Form 1. Authorized agents.

(2.) An authorized agent may execute that declaration on behalf of the manufacturer.

(3.) Where that declaration has been executed by an authorized agent, the manufacturer is subject to the same liabilities and penalties as if he had executed the declaration.

(4.) The appointment of an authorized agent by a manufacturer shall be in accordance with Form 2 and shall be—

- (a) signed by the manufacturer in the presence of a witness; and
- (b) lodged by the manufacturer with an officer specified in the table contained in regulation 3 of these Regulations.

6. A person shall not—

- (a) fail or neglect duly to furnish a return under these Regulations; or
 - (b) make, or deliver to a person performing duties in relation to these Regulations, a declaration, or return, which is false or misleading in a material particular.
- Offences.

Penalty: Fifty pounds.

THE SCHEDULE.

Form 1.

Regulation 4.

COMMONWEALTH OF AUSTRALIA.

Dairy Produce Levy Act 1958.

RETURN OF DAIRY PRODUCE MANUFACTURED.

To the Secretary to the Department of Primary Industry.

Particulars of the dairy produce (not being dairy produce that is exempt from levy) manufactured by ^(a) during the month of the year ended on the day of , 19 are as follows:— ^(a) Insert full name and address of manufacturer.

Class of dairy produce manufactured.	Weight, in pounds, of butter, or notional weight, in pounds, of cheese, manufactured.	Rate of levy.	Amount of levy payable.
Butter			
Cheese.. ..			

Total amount of levy payable £

DECLARATION.

I, ^(b) , hereby declare—

^(b) Insert full name and address of person declaring.

1. That I am the ^(c) of the dairy produce specified in the foregoing return.

^(c) Insert "manufacturer" or "authorized agent of the manufacturer", whichever is applicable.

2. That ^(d) did not, during the month of the year ended on the day of 19 , manufacture any dairy produce other than— ^(d) Insert full name of manufacturer.

^(a) the dairy produce specified in the foregoing return; and

^(b) dairy produce that is exempt from levy under section 9 of the Dairy Produce Levy Act 1958. ^(e)

Declared at , 19 this day of

^(e) Strike out sub-paragraph ^(b) if no exempt dairy produce manufactured.

^(f)

^(f) Signature of person declaring.

^(g)

^(g) Signature of witness.

^(h) Occupation and address of witness.

THE SCHEDULE—continued.

Form 2.

Regulation 5.

COMMONWEALTH OF AUSTRALIA.
Dairy Produce Levy Act 1958.

APPOINTMENT OF AUTHORIZED AGENT.

To the Secretary to the Department of Primary Industry.

I, (a) , hereby appoint (b) ,
a specimen of whose signature appears hereunder, to be my authorized agent for the
purpose of executing on my behalf the declaration set out in Form 1 in the Schedule
to the Dairy Produce Levy Regulations.

Dated at this
day of 19 .

(d)

(e)

(a) Insert name and address of manufacturer.

(b) Insert full name, address and occupation of authorized agent.

(c) Signature of manufacturer.

(d) Signature of agent.

(e) Signature and address of witness