



Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Act 1995

Act No. 125 of 1995

This compilation was prepared on 11 December 2003
taking into account amendments up to Act No. 125 of 2003

The text of any of those amendments not in force
on that date is appended in the Notes section

The operation of amendments that have been incorporated may be
affected by application provisions that are set out in the Notes section

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An Act to impose a levy on the manufacture of HCFCs, methyl bromide and SGGs under licences granted under the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989*

1 Short title [see Note 1]

This Act may be cited as the *Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Act 1995*.

2 Commencement

This Act commences on 1 January 1996.

3 Interpretation

Expressions used in this Act have the same meanings as in the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989*.

4 Manufacture levy

- (1) If:
 - (a) a controlled substances licence allows the licensee to manufacture a substance or substances; and
 - (b) the licensee manufactures any such substance during a quarter during which the licence is in force;then levy is imposed on the licensee in respect of that manufacture at the rate prescribed by the regulations.
- (2) Subsection (1) does not apply to the manufacture of an SGG in circumstances that are prescribed for the purposes of subsection 13(1A) of the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989*.
- (3) For the purposes of subsection (1), if a licence is in force for only part of a particular quarter, that part is taken to be a quarter.

Section 5

- (4) The rate of levy prescribed by the regulations cannot exceed:
- (a) for HCFCs—\$3,000 per ODP tonne; and
 - (b) for SGGs—\$165 per tonne; and
 - (c) for methyl bromide—\$135 per tonne.

Note: For the purposes of paragraph (a), the method of calculating ODP tonnes is set out in section 10 of the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989*.

5 Regulations

The Governor-General may make regulations for the purposes of section 4.

Table of Acts

Notes to the *Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Act 1995*

Note 1

The *Ozone Protection and Synthetic Greenhouse Gas (Manufacture Levy) Act 1995* as shown in this compilation comprises Act No. 125, 1995 amended as indicated in the Tables below.

Table of Acts

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Ozone Protection (Licence Fees—Manufacture) Act 1995</i>	125, 1995	2 Nov 1995	1 Jan 1996	—
<i>Ozone Protection (Licence Fees—Manufacture) Amendment Act 2003</i>	125, 2003	5 Dec 2003	5 Dec 2003	—

Table of Amendments

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
Title.....	rs. No. 125, 2003
S. 1	am. No. 125, 2003
S. 3	am. No. 125, 2003
S. 4	rs. No. 125, 2003
S. 5	am. No. 125, 2003
