



# **Export Inspection (Service Charge) Act 1985**

**No. 116, 1985 as amended**

**Compilation start date:** 25 June 2014

**Includes amendments up to:** Act No. 39, 2014

Prepared by the Office of Parliamentary Counsel, Canberra

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## About this compilation

### **This compilation**

This is a compilation of the *Export Inspection (Service Charge) Act 1985* as in force on 25 June 2014. It includes any commenced amendment affecting the legislation to that date.

This compilation was prepared on 1 July 2014.

The notes at the end of this compilation (the *endnotes*) include information about amending laws and the amendment history of each amended provision.

### **Uncommenced amendments**

The effect of uncommenced amendments is not reflected in the text of the compiled law but the text of the amendments is included in the endnotes.

### **Application, saving and transitional provisions for provisions and amendments**

If the operation of a provision or amendment is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### **Modifications**

If a provision of the compiled law is affected by a modification that is in force, details are included in the endnotes.

### **Provisions ceasing to have effect**

If a provision of the compiled law has expired or otherwise ceased to have effect in accordance with a provision of the law, details are included in the endnotes.

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## Contents

1	Short title.....	1
2	Commencement.....	1
3	Collection Act.....	1
4	Definitions.....	1
5	Act to bind Crown.....	1
6	Imposition of charge.....	2
7	Rates of charge.....	2
8	By whom charge payable.....	2
9	Regulations.....	3

<b>Endnotes</b>	4
<b>Endnote 1—About the endnotes</b>	4
<b>Endnote 2—Abbreviation key</b>	6
<b>Endnote 3—Legislation history</b>	7
<b>Endnote 4—Amendment history</b>	8
<b>Endnote 5—Uncommenced amendments [none]</b>	9
<b>Endnote 6—Modifications [none]</b>	9
<b>Endnote 7—Misdescribed amendments [none]</b>	9
<b>Endnote 8—Miscellaneous [none]</b>	9



# **An Act to impose a charge on the provision of certain export inspection services**

## **1 Short title**

This Act may be cited as the *Export Inspection (Service Charge) Act 1985*.

## **2 Commencement**

This Act shall come into operation on the day on which the *Export Inspection Charges (Miscellaneous Amendments) Act 1985* comes into operation.

## **3 Collection Act**

The *Export Inspection and Meat Charges Collection Act 1985* is incorporated, and shall be read as one, with this Act.

## **4 Definitions**

In this Act:

***charge*** means charge imposed by this Act.

***exportable goods*** means goods that are:

- (a) prescribed goods (within the meaning of the *Export Control Act 1982*); and
- (b) prescribed in regulations made for the purposes of this definition.

## **5 Act to bind Crown**

This Act binds the Crown in right of each of the States, of the Northern Territory and of Norfolk Island.

## **6 Imposition of charge**

- (1) Charge is imposed on the provision of an export inspection service at an establishment that, at the time the service is provided, is registered for operations associated with the preparation of exportable goods.
- (2) Subsection (1) does not apply in relation to the provision of an export inspection service at an establishment that is, or at an establishment included in a class of establishments that are, exempt from charge under the regulations.
- (3) Charge is imposed on the provision of an external export inspection service relating to exportable goods.
- (4) Subsection (3) does not apply in relation to the provision of an external export inspection service if the requester is, or is included in a class of requesters that are, exempt from charge under the regulations.

## **7 Rates of charge**

- (1) The rate of charge in respect of the provision of an export inspection service at an establishment is such rate, calculated by reference to time, as is applicable under the regulations to that establishment or to the class of establishments in which the establishment is included.
- (2) The rate of charge in respect of the provision of an external export inspection service is such rate, calculated by reference to time, as is applicable under the regulations to the exportable goods in relation to which the service is provided.

## **8 By whom charge payable**

- (1) The charge on the provision of an export inspection service at an establishment is payable by the person who is the registered occupier of the establishment at the time the service is provided.
- (2) The charge on the provision of an external export inspection service is payable by the requester.

## **9 Regulations**

The Governor-General may make regulations for the purposes of sections 6 and 7.

## Endnotes

Endnote 1—About the endnotes

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## Endnotes

### Endnote 1—About the endnotes

The endnotes provide details of the history of this legislation and its provisions. The following endnotes are included in each compilation:

- Endnote 1—About the endnotes
- Endnote 2—Abbreviation key
- Endnote 3—Legislation history
- Endnote 4—Amendment history
- Endnote 5—Uncommenced amendments
- Endnote 6—Modifications
- Endnote 7—Misdесcribed amendments
- Endnote 8—Miscellaneous

If there is no information under a particular endnote, the word “none” will appear in square brackets after the endnote heading.

### Abbreviation key—Endnote 2

The abbreviation key in this endnote sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended the compiled law. The information includes commencement information for amending laws and details of application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision level. It also includes information about any provisions that have expired or otherwise ceased to have effect in accordance with a provision of the compiled law.

### Uncommenced amendments—Endnote 5

The effect of uncommenced amendments is not reflected in the text of the compiled law but the text of the amendments is included in endnote 5.



**Modifications—Endnote 6**

If the compiled law is affected by a modification that is in force, details of the modification are included in endnote 6.

**Misdescribed amendments—Endnote 7**

An amendment is a misdescribed amendment if the effect of the amendment cannot be incorporated into the text of the compilation. Any misdescribed amendment is included in endnote 7.

**Miscellaneous—Endnote 8**

Endnote 8 includes any additional information that may be helpful for a reader of the compilation.

## Endnotes

### Endnote 2—Abbreviation key

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#### Endnote 2—Abbreviation key

ad = added or inserted	pres = present
am = amended	prev = previous
c = clause(s)	(prev) = previously
Ch = Chapter(s)	Pt = Part(s)
def = definition(s)	r = regulation(s)/rule(s)
Dict = Dictionary	Reg = Regulation/Regulations
disallowed = disallowed by Parliament	reloc = relocated
Div = Division(s)	renum = renumbered
exp = expired or ceased to have effect	rep = repealed
hdg = heading(s)	rs = repealed and substituted
LI = Legislative Instrument	s = section(s)
LIA = <i>Legislative Instruments Act 2003</i>	Sch = Schedule(s)
mod = modified/modification	Sdiv = Subdivision(s)
No = Number(s)	SLI = Select Legislative Instrument
o = order(s)	SR = Statutory Rules
Ord = Ordinance	Sub-Ch = Sub-Chapter(s)
orig = original	SubPt = Subpart(s)
par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)	

## Endnote 3—Legislation history

**Endnote 3—Legislation history**

<b>Act</b>	<b>Number and year</b>	<b>Assent</b>	<b>Commencement</b>	<b>Application, saving and transitional provisions</b>
Export Inspection (Service Charge) Act 1985	116, 1985	21 Oct 1985	1 Jan 1986 ( <i>see</i> s. 2 and <i>Gazette</i> 1985, No. S560)	
Export Inspection (Service Charge) Amendment Act 1988	26, 1988	11 May 1988	1 Jan 1989 ( <i>see Gazette</i> 1988, No. S399)	—
Export Inspection Charges Laws Amendment Act 1993	101, 1993	22 Dec 1993	1 Jan 1994	—
Export Inspection (Service Charge) Amendment Act 2014	39, 2014	25 June 2014	Sch 1: 25 June 2014 ( <i>see</i> s 2(1)) Remainder: Royal Assent	Sch 1 (items 5, 6)

## Endnotes

### Endnote 4—Amendment history

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#### Endnote 4—Amendment history

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<b>Provision affected</b>	<b>How affected</b>
s. 3 .....	am. No. 101, 1993
s. 4 .....	rs No 39, 2014
s. 6 .....	am. No. 26, 1988; No 39, 2014
s. 7 .....	am. No. 26, 1988; No 39, 2014
s. 8 .....	am. No. 26, 1988

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Endnote 5—Uncommenced amendments [none]

**Endnote 5—Uncommenced amendments [none]**

**Endnote 6—Modifications [none]**

**Endnote 7—Misdescribed amendments [none]**

**Endnote 8—Miscellaneous [none]**