Statutory Rules 1990 No. 234

Sugar Research and Development Corporation Regulations

I. THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the Primary Industries and Energy Research and Development Act 1989.

Dated 5 July 1990.

BILLY HAYDEN
Governor-General

By His Excellency's Command,

J. Kerin
Minister of State for Primary Industries and Energy

Citation
1. These Regulations may be cited as the Sugar Research and Development Corporation Regulations.

Commencement
2. These Regulations commence on 1 October 1990.

Interpretation
3. In these Regulations, unless the contrary intention appears:
   “Corporation” means the Sugar Research and Development Corporation specified in regulation 4:
   “raw sugar” means sugar whose sucrose content by weight in the dry state corresponds to a polarimeter reading of less than 99.5 degrees:
   “sugar cane” means stalks (whether whole or not) of the sugar cane plant:

“sugar industry” means the industry in Australia concerned with the production and processing of sugar cane, and the distribution, storage, marketing and sale of raw sugar;
“the Act” means the Primary Industries and Energy Research and Development Act 1989.

Establishment of the Corporation
4. For the purposes of section 8 of the Act, an R & D Corporation to be known as the Sugar Research and Development Corporation is declared to be established in respect of the sugar industry.

Levy attached to the Corporation
5. (1) For the purposes of paragraph 5 (1)(a) of the Act, the levy imposed by subsection 6 (1) of the Sugar Cane Levy Act 1987 is attached to the Corporation.

(2) For the purposes of paragraph 5 (3)(a) of the Act, the whole of the levy is the research component of the levy.

(3) For the purposes of paragraph 5 (3)(b) of the Act, the sugar industry is the primary industry to which the levy relates.

Gross value of production of sugar cane for the purposes of s. 32 of the Act
6. (1) The Minister is to determine the gross value of production of sugar cane for a financial year (in this regulation called “the relevant financial year”) by calculating the value in accordance with the formula:

\[ \frac{A + B + C}{3} \]

where:
A is the value of sugar cane produced in the financial year ending 1 year before the commencement of the relevant financial year; and
B is the value of sugar cane produced in the financial year immediately preceding the relevant financial year; and
C is the estimated value of sugar cane to be produced in the relevant financial year.

(2) A reference in subregulation (1):
(a) to the value of sugar cane produced; or
(b) to the estimated value of sugar cane to be produced;
in a financial year is a reference to the production figure supplied by the Australian Bureau of Agricultural and Resource Economics that shows:
(c) the gross value of sugar cane produced which is cut for crushing; or
(d) the estimated gross value of sugar cane to be produced which will be cut for crushing;
by the sugar industry in that financial year.