Primary Industries (Excise) Levies Amendment Regulations 2010 (No. 2)¹

Select Legislative Instrument 2010 No. 93

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the Primary Industries (Excise) Levies Act 1999.

Dated 20 May 2010

QUENTIN BRYCE
Governor-General

By Her Excellency’s Command

TONY BURKE
Minister for Agriculture, Fisheries and Forestry

¹ Federal Register of Legislative Instruments F2010L01080
1 Name of Regulations
These Regulations are the *Primary Industries (Excise) Levies Amendment Regulations 2010 (No. 2)*.

2 Commencement
These Regulations commence on 1 July 2010.

3 Amendment of *Primary Industries (Excise) Levies Regulations 1999*
Schedule 1 amends the *Primary Industries (Excise) Levies Regulations 1999*.

Schedule 1 Amendments
(regulation 3)

*omit*

*insert*

13.2 Passionfruit that are exempt from levy
For paragraph 2 (4) (a) of Schedule 15 to the Excise Levies Act, passionfruit are exempt from levy if:
(a) the passionfruit are sold by a producer by retail sale; and
(b) the total amount of levy that the producer would be liable to pay in the levy year on passionfruit sold by retail sale would be less than $100.

*Note* For passionfruit:
(a) *levy year* is defined in clause 13.3 of Schedule 22 to the Collection Regulations; and
(b) *retail sale* is defined in clause 13.2 of Schedule 22 to the Collection Regulations.
13.3 Rates of levy — marketing component

For subclause 4 (1) of Schedule 15 to the Excise Levies Act, the following rates of levy are prescribed:

(a) for fresh passionfruit that is packed in cartons — 20 cents per carton;
(b) for fresh passionfruit that is not packed in cartons — 20 cents per 8 kilograms of passionfruit;
(c) for processing passionfruit — 1.5 cents per kilogram of passionfruit.

Note For passionfruit, carton is defined in clause 13.2 of Schedule 22 to the Collection Regulations.

[3] Schedule 15, Part 13, paragraph 13.4 (c)

omit

$15 per tonne of passionfruit.

insert

1.5 cents per kilogram of passionfruit.

Note