Export Market Development Grants Legislation Amendment Determination 2010 (No. 1)

Export Market Development Grants Act 1997

I, ANTHONY BYRNE, Parliamentary Secretary for Trade, make this Determination under section 10 and paragraphs 63 (3) (f) and 101 (1) (baa) of the Export Market Development Grants Act 1997.

Dated 24 June 2010

ANTHONY BYRNE
Parliamentary Secretary for Trade
1 Name of Determination

This Determination is the *Export Market Development Grants Legislation Amendment Determination 2010 (No. 1)*.

2 Commencement

This Determination commences on the day after it is registered.


Schedule 1 amends the *Export Market Development Grants (Australian Net Benefit Requirements) Determination 2008*.

4 Amendment of Export Market Development Grants (Export Performance Requirements) Determination 2008

Schedule 2 amends the *Export Market Development Grants (Export Performance Requirements) Determination 2008*.

5 Amendment of Export Market Development Grants (Significant Net Benefit) Guidelines 2006

Schedule 3 amends the *Export Market Development Grants (Significant Net Benefit) Guidelines 2006*.
Section 5

5 Amendment of Export Market Development Grants (Significant Net Benefit) Guidelines 2006


Schedule 1 Amendments of Export Market Development Grants (Australian Net Benefit Requirements) Determination 2008

(section 3)

[1] Section 4

omit

For section 10

insert

(1) For section 10

[2] Section 4

insert

(2) Section 4, as in force immediately before 4 June 2010, is taken to apply to an application made in relation to the grant year commencing on 1 July 2008.
Schedule 2  Amendments of *Export Market Development Grants (Export Performance Requirements) Determination 2008*

(section 4)

[1] **Subsection 2.1 (1)**

*omit*

and (5),

*insert*

, (5) and (6),

[2] **Subsection 2.1 (6)**

*substitute*

(6) In working out the export earnings of an applicant for an application made in relation to a grant year commencing on or after 1 July 2010, disregard any earnings of the applicant related to trade with a country that the Minister has declared, for the purposes of section 44 of the Act, to be subject to trade sanctions.

(7) For item 2 of the table in subsection (2), if the goods are exported from one country to another, the amount or value of the consideration is the free on board value of the goods from the country of delivery.

(8) Section 2.1, as in force immediately before the commencement of this subsection, is taken to apply to an application made in relation to a grant year commencing before 1 July 2010.
Schedule 3 Amendment of Export Market Development Grants (Significant Net Benefit) Guidelines 2006

(section 5)

[1] After subsection 4 (2)

insert

(3) Section 4, as in force immediately before 4 June 2010, is taken to apply to an application made in relation to a grant year commencing before 1 July 2009.

Note