Export Inspection (Establishment Registration Charges) Amendment Regulations 2011 (No. 3)¹

Select Legislative Instrument 2011 No. 239

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 Export Inspection (Establishment Registration Charges) Act 1985.

Dated 7 December 2011

QUENTIN BRYCE
Governor-General

By Her Excellency’s Command

MIKE KELLY
Parliamentary Secretary for Agriculture, Fisheries and Forestry

¹ Federal Register of Legislative Instruments F2011L02674
1 Name of Regulations
These Regulations are the Export Inspection (Establishment Registration Charges) Amendment Regulations 2011 (No. 3).

2 Commencement
These Regulations commence on 1 January 2012.

3 Amendment of Export Inspection (Establishment Registration Charges) Regulations 1985
Schedule 1 amends the Export Inspection (Establishment Registration Charges) Regulations 1985.

Schedule 1 Amendments
(regulation 3)

[1] Regulation 3, definition of charge day, paragraph (b)
*omit* products.
*insert* products; and

[2] Regulation 3, definition of charge day, after paragraph (b)
*insert* (c) in relation to a fish establishment and a charge period — the first day, in the charge period, on which the fish establishment is registered for operations associated with the preparation of fish; and
(d) in relation to an egg establishment and a charge period — the first day in the charge period on which the egg establishment is registered for operations associated with the preparation of eggs and egg products.

[3] Regulation 3, definition of charge period, paragraph (b)

omit 2009.

insert 2009; and

[4] Regulation 3, definition of charge period, after paragraph (b)

insert (c) in relation to a fish establishment — means:

(i) for a financial year that had not ended when this paragraph commences — the period commencing on 1 January 2012 and ending at the end of that financial year; and

(ii) a financial year commencing on or after 1 January 2012; and

(d) in relation to an egg establishment — means:

(i) for a financial year that had not ended when this paragraph commences — the period commencing on 1 January 2012 and ending at the end of that financial year; and

(ii) a financial year commencing on or after 1 January 2012.

[5] Regulation 3, after definition of dressing

insert egg has the same meaning as in the Export Control (Eggs and Egg Products) Orders 2005.
*egg establishment* means an establishment that is registered for any operations associated with the preparation of eggs and egg products for export.

*egg product* has the same meaning as in the *Export Control (Eggs and Egg Products) Orders 2005*.

*eggs and egg products* has the same meaning as in the *Export Control (Eggs and Egg Products) Orders 2005*.


*omitted products.*

*insert products;*


*insert (k) eggs; (l) egg products.*
6 Rates of charge — fish establishment

(1) For section 7 of the Act, this regulation sets out the rate of charge for the registration of a fish establishment for a charge period.

(2) If the charge day for the establishment in the charge period is 1 July, the rate is the rate mentioned in Schedule 1 that applies to the establishment.

(3) If the charge day for the establishment in the charge period is not 1 July, the rate is worked out using the formula:

\[
\frac{\text{annual rate} \times \text{charging days}}{365}
\]

where:

- \text{annual rate} means the rate mentioned in Schedule 1 that applies to the establishment.
- \text{charging days} — see regulation 3.

10 Rates of charge — egg establishment

(1) For section 7 of the Act, this regulation sets out the rate of charge for the registration of an egg establishment for a charge period.

(2) If the charge day for the establishment in the charge period is 1 July, the rate is $1,835.
(3) If the charge day for the establishment in the charge period is not 1 July, the rate is worked out using the formula:

\[
\text{annual rate} \times \frac{\text{charging days}}{365}
\]

where:

*annual rate* means $1 835.

*charging days* — see regulation 3.

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**Schedule 1**

*substitute*

### Schedule 1  
**Registration charges for fish establishment**  
(regulation 6)

<table>
<thead>
<tr>
<th>Item</th>
<th>Kind of establishment</th>
<th>Rate per charge period ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>A vessel that is registered to prepare fish or fish products that undergo processing at another establishment before export</td>
<td>1 223</td>
</tr>
<tr>
<td>2</td>
<td>A land-based establishment that is registered solely for the preparation of live fish for export</td>
<td>1 223</td>
</tr>
<tr>
<td>3</td>
<td>A vessel that is registered to prepare fish and fish products for export without the need for processing</td>
<td>2 446</td>
</tr>
</tbody>
</table>
| 4    | A land-based establishment that is:  
  (a) registered to prepare fish or fish products; and  
  (b) not mentioned in item 2 or 5 | 2 446                     |
| 5    | An establishment that is registered for the storage of fish or fish products for export | 1 835                     |

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6  
*Export Inspection (Establishment Registration Charges)*  
Amendment Regulations 2011 (No. 3)  
2011, 239
Note