

EXPLANATORY STATEMENT

STATUTORY RULES 1984 NO. 478

Issued by the Authority of the Minister for Primary Industry

HONEY LEVY (NO 1) ACT 1962

The Honey Levy (No 1) Act 1962 (the Act) provides for the Governor-General to make regulations for the purpose of sections 4 and 5 of the Act.

Sub-section 4(1) imposes a domestic levy which partly funds the Australian Honey Board and provides for research.

Sub-section 4(2)d provides that the purchaser of honey gives to the vendor a certificate in accordance with the prescribed form, of the purchaser's intention to export the honey.

The 1963 Regulations titled and cited as the Honey Levy (No 1) Regulations prescribe only the form of certificate which a purchaser must give to the vendor of honey to avoid the imposition of domestic levy under Sub-section 4(1) of the above Act.

In 1966 the Honey Levy (Amount of Levy) No 1 Regulations established the operative rate of levy under the Honey Levy Act (No 1) 1962. The rates of levy have been subject to amendment since that date and in 1983, the rate of levy was raised to the maximum allowable under the Act. Inadvertently the words (Amount of Levy) were omitted during drafting of this amendment and this created the anomaly of having 2 sets of Regulations with the same title and citation but different functions.

2.

It is administratively preferable to amend the title and citation of the 1963 Regulations to incorporate the words "(Certificate of Intention to Export)" as this clarifies their purpose. The purpose of the Honey Levy (No 1) Regulations made in 1983 will be unaltered and the title will continue to designate their purpose.

The proposed regulations omit the existing title "Honey Levy (No 1) Regulations" from the 1963 Regulations and amends the citation to "Honey Levy (No 1) (Certificate of Intention to Export) Regulations".

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