



TRIPLICA

Administering Department

2000B00170

copy with documents sent to Federal Executive Council Secretariat in connection with the making of this legislation.

**ExCo Secretariat:** Please complete this copy by inserting signatures, date of making and instrument No. and send to:

Legislative Services Unit  
Office of Legislative Drafting  
Attorney-General's Department



## Product Grants and Benefits Administration Regulations 2000

Statutory Rules 2000 No.    /

162

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Product Grants and Benefits Administration Act 2000*.

Dated 21 JUN 2000 2000

**WILLIAM DEANE**  
Governor-General

By His Excellency's Command

C. R. KEMP  
Assistant Treasurer



# Product Grants and Benefits Administration Regulations 2000

Statutory Rules 2000 No.  $\angle^1$

162

made under the

*Product Grants and Benefits Administration Act 2000*

## Contents

	Page
1 Name of Regulations	2
2 Commencement	2
3 Definitions	2
4 Meaning of <i>fuel retailer</i>	2
5 Prescribed conditions — registration for fuel sales grants (Act s 9)	3
6 Prescribed registration details (Act s 9)	3
7 Scale of expenses — attendance before Commissioner (Act s 42)	3
8 Form of identity cards — access to premises (Act s 49)	3
<b>Schedule 1</b> <b>Form of identity cards</b>	<b>4</b>

---

2000,  $\angle$       *Product Grants and Benefits Administration  
Regulations 2000*      1

162

**1 Name of Regulations**

These Regulations are the *Product Grants and Benefits Administration Regulations 2000*.

**2 Commencement**

These Regulations commence on 1 July 2000.

**3 Definitions**

In these Regulations, unless the contrary intention appears:

*Act* means the *Product Grants and Benefits Administration Act 2000*.

*eligible location* has the meaning given by subsection 4 (1) of the *Fuel Sales Grants Act 2000*.

*fuel* has the meaning given by subsection 4 (1) of the *Fuel Sales Grants Act 2000*.

*fuel retailer* has the meaning given by regulation 4.

**4 Meaning of *fuel retailer***

- (1) A *fuel retailer* is an entity that:
  - (a) operates, as a franchisee, a retail fuel outlet selling fuel in an eligible location to the public; or
  - (b) owns and operates a retail fuel outlet selling to the public, in an eligible location, fuel that the entity owns; or
  - (c) owns fuel that the entity consigns by the entity to a retail fuel outlet that sells the fuel to the public in an eligible location; or
  - (d) makes retail sales, in an eligible location, of bulk or drummed fuel that the entity owns.
- (2) However, an end user of fuel is not a *fuel retailer* only because the end user:
  - (a) buys the fuel from a fuel retailer; and
  - (b) sells some of the fuel in an eligible location to:
    - (i) an employee of the end user; or

- (ii) an agent of the end user; or
- (iii) an entity that is otherwise related to the end user.

**5 Prescribed conditions — registration for fuel sales grants (Act s 9)**

For subsection 9 (3) of the Act, the following conditions are prescribed in relation to an application for registration for entitlement to a fuel sales grant:

- (a) the applicant must be a fuel retailer;
- (b) the applicant must intend to sell fuel that the applicant owns in eligible locations to end users after 30 June 2000;
- (c) the applicant must intend to claim a fuel grant in respect of the fuel sold by the applicant.

**6 Prescribed registration details (Act s 9)**

For subsection 9 (5) of the Act, the following matters or circumstances are prescribed:

- (a) the entity's holding of an ABN;
- (b) the entity's status as satisfying any prescribed conditions under paragraph 9 (2) (c) of the Act;
- (c) the sites where the entity sells fuel;
- (d) the entity's status as a fuel retailer.

**7 Scale of expenses — attendance before Commissioner (Act s 42)**

For subsection 42 (3) of the Act, the scale of expenses in Schedule 2 to the *Taxation Administration Regulations 1976* is prescribed.

**8 Form of identity cards — access to premises (Act s 49)**

For subsection 49 (2) of the Act, the form of identity card set out in Schedule 1 is prescribed.

**Schedule 1 Form of identity cards**  
(regulation 8)

**Commonwealth of Australia**

*Product Grants and Benefits Administration Act 2000*

**Identification of authorised officer**

I, [the Commissioner of Taxation,]\*/  
[a delegate of the Commissioner of  
Taxation]\* hereby certify that

[insert full name of authorised officer]

an officer of the Australian Taxation  
Office whose photograph appears  
opposite, and signature appears below, is  
an authorised officer for the purposes of  
section 48 of the *Product Grants and  
Benefits Administration Act 2000*:

(insert signature of authorised officer)

.....  
Authorised officer

Dated.....

.....  
[Delegate of the]\* Commissioner  
of Taxation

Dated.....

The authorisation of the officer identified above ceases on (insert date)

\*Omit if inapplicable.

---

**Note**

1. Made by the Governor-General on the *Commonwealth of Australia Gazette* on 2000, and notified in 2000. 21 June  
28 June