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Primary Industries Levies and Charges (National Residue Survey Levies) Amendment Regulations 2000 (No. 2)

Statutory Rules 2000 No. 2

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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 *Primary Industries Levies and Charges Collection Act 1991*, the *National Residue Survey (Customs) Levy Act 1998* and the *National Residue Survey (Excise) Levy Act 1998*.

Dated 29 AUG 2000 2000

WILLIAM DEANE
 Governor-General

By His Excellency's Command

JUDITH TROETH
 Parliamentary Secretary to the Minister for Agriculture,
 Fisheries and Forestry



Primary Industries Levies and Charges (National Residue Survey Levies) Amendment Regulations 2000 (No. 2)¹

Statutory Rules 2000 No. 2²

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made under the

Primary Industries Levies and Charges Collection Act 1991, the National Residue Survey (Customs) Levy Act 1998 and the National Residue Survey (Excise) Levy Act 1998

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1 Name of Regulations

These Regulations are the *Primary Industries Levies and Charges (National Residue Survey Levies) Amendment Regulations 2000 (No. 2)*.

2

2 Commencement

These Regulations commence, or are taken to have commenced, as follows:

- (a) on 1 January 2000 — regulations 1 to 3, and Schedule 1;
- (b) on 1 October 2000 — Schedule 2.

3 Amendment of *Primary Industries Levies and Charges (National Residue Survey Levies) Regulations 1998*

Schedules 1 and 2 amend the *Primary Industries Levies and Charges (National Residue Survey Levies) Regulations 1998*.

2 *Primary Industries Levies and Charges (National Residue Survey Levies) Amendment Regulations 2000 (No. 2)* 2000, 2

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Schedule 1 Amendments taken to have commenced on 1 January 2000

(regulation 3)

[1] Regulation 46

substitute

46 Meaning of expressions for Part

(1) In this Part:

Dried Fruits Levy Collection Regulations means the Primary Industries Levies and Charges Collection (Dried Fruits) Regulations.

(2) An expression used in both this Part and Schedule 4 to the NRS Excise Levy Act has the same meaning in this Part as in the Schedule.

(3) An expression used in both this Part and the Dried Fruits Levy Collection Regulations has the same meaning in this Part as in those regulations.

(4) An expression used in both this Part and Part 9 of Schedule 22 to the Collection Regulations (for dried vine fruits) has the same meaning in this Part as in that Part.

[2] Regulation 47, heading

substitute

47 Incorporation with Dried Fruits Levy Collection Regulations and Part 9 of Schedule 22 to the Collection Regulations

2000,

*Primary Industries Levies and Charges (National Residue
Survey Levies) Amendment Regulations 2000 (No.)*

3

[3] Subregulation 47 (2)*omit*

the Dried Vine Fruits Levy Collection Regulations.

insert

Part 9 of Schedule 22 to the Collection Regulations.

[4] Subregulation 53 (2)*omit*

the Dried Vine Fruits Levy Collection Regulations.

insert

Part 9 of Schedule 22 to the Collection Regulations.

[5] Regulation 55, heading*substitute***55 Information in returns under Part 9 of
Schedule 22 to the Collection Regulations****[6] Regulation 55***omit*

the Dried Vine Fruits Levy Collection Regulations

insert

Part 9 of Schedule 22 to the Collection Regulations

[7] Regulation 57, heading*substitute***57 Information in records under Part 9 of
Schedule 22 to the Collection Regulations**

[8] Regulation 57*omit*

the Dried Vine Fruits Levy Collection Regulations,

insert

Part 9 of Schedule 22 to the Collection Regulations,

Schedule 2 Amendments commencing on 1 October 2000

(regulation 3)

[1] Reader's Guide, paragraph 18

substitute

18. The collection provisions for commodities that appear in these Regulations are contained in:

- Schedule 2 to the Collection Regulations (Beef production)
- Schedule 3 to the Collection Regulations (Buffalo)
- Schedule 4 to the Collection Regulations (Buffalo slaughter)
- Schedule 5 to the Collection Regulations (Cattle (exporters))
- Schedule 6 to the Collection Regulations (Cattle (producers))
- Schedule 7 to the Collection Regulations (Cattle transactions)
- Schedule 8 to the Collection Regulations (Coarse grains)
- Primary Industries Levies and Charges Collection (Dairy) Regulations
- Primary Industries Levies and Charges Collection (Deer and Deer Velvet) Regulations
- Schedule 14 to the Collection Regulations (Dried fruits)
- Part 9 of Schedule 22 to the Collection Regulations (Dried vine fruits)
- Schedule 19 to the Collection Regulations (Grain legumes)
- Schedule 21 to the Collection Regulations (Honey)

- Primary Industries Levies and Charges Collection (Laying Chicken) Regulations
- Schedule 24 to the Collection Regulations (Live-stock exporters)
- Schedule 25 to the Collection Regulations (Live-stock producers)
- Schedule 26 to the Collection Regulations (Live-stock slaughter)
- Schedule 27 to the Collection Regulations (Live-stock transactions)
- Part 10 of Schedule 22 to the Collection Regulations (Macadamia nuts)
- Primary Industries Levies and Charges Collection (Meat Chicken) Regulations
- Schedule 29 to the Collection Regulations (Oilseeds)
- Primary Industries Levies and Charges Collection (Pig) Regulations
- Schedule 34 to the Collection Regulations (Wheat).

This list is not a complete list of all regulations dealing with the collection of levies on primary industries products. It does not include regulations dealing with the collection of levies for commodities that are not subject to an NRS levy.

[2] Regulation 46

substitute

46 Meaning of expressions for Part

- (1) An expression used in both this Part and Schedule 4 to the NRS Excise Levy Act has the same meaning in this Part as in that Schedule.
- (2) An expression used in both this Part and Schedule 14 to the Collection Regulations (for dried fruits) has the same meaning in this Part as in that Schedule.

- (3) An expression used in both this Part and Part 9 of Schedule 22 to the Collection Regulations (for dried vine fruits) has the same meaning in this Part as in that Part.

[3] Regulation 47, heading

substitute

**47 Incorporation with Schedule 14 and Part 9 of
Schedule 22 to the Collection Regulations**

[4] Subregulation 47 (1)

omit

the Dried Fruit Levy Collection Regulations.

insert

Schedule 14 to the Collection Regulations.

[5] Subregulation 53 (1)

omit

the Dried Fruits Levy Collection Regulations.

insert

Schedule 14 to the Collection Regulations.

[6] Regulation 54, heading

substitute

**54 Information in returns under Schedule 14 to
the Collection Regulations**

[7] Regulation 54

omit

the Dried Fruits Levy Collection Regulations

insert

Schedule 14 to the Collection Regulations

[8] Regulation 56, heading

substitute

56 Information in records under Schedule 14 to the Collection Regulations

[9] Regulation 56

omit

the Dried Fruits Levy Collection Regulations,

insert

Schedule 14 to the Collection Regulations,

[10] Regulations 77 and 78

substitute

77 Meaning of expressions for Part 9

- (1) An expression used in both this Part and Schedule 3 to the NRS Customs Levy Act has the same meaning in this Part as in that Schedule.
- (2) An expression used in both this Part and Schedule 7 to the NRS Excise Levy Act has the same meaning in this Part as in that Schedule.
- (3) An expression used in both this Part and Schedule 21 to the Collection Regulations has the same meaning in this Part as in that Schedule.

**78 Incorporation with Schedule 21 to the
Collection Regulations**

This Part is incorporated, and must be read as one,
with Schedule 21 to the Collection Regulations.

[11] Subregulations 81 (1) and (2)

omit

the Honey Levy Collection Regulations.

insert

Schedule 21 to the Collection Regulations.

[12] Regulation 82, heading

substitute

**82 Information in returns under Schedule 21 to
the Collection Regulations**

[13] Regulation 82

omit

the Honey Levy Collection Regulations

insert

Schedule 21 to the Collection Regulations

[14] Regulation 83, heading

substitute

**83 Information in records under Schedule 21 to
the Collection Regulations**

[15] Subregulations 83 (1) and (2)*omit*

the Honey Levy Collection Regulations,

insert

Schedule 21 to the Collection Regulations,

[16] Regulations 98 and 99*substitute***98 Meaning of expressions for Division**

An expression used in both this Division and Part 14 of Schedule 22 to the Collection Regulations has the same meaning in this Division as in that Part.

99 Incorporation with Part 14 of Schedule 22 to the Collection Regulations

This Division is incorporated, and must be read as one, with Part 14 of Schedule 22 to the Collection Regulations.

Note 1 The operative rate of NRS excise levy on potatoes is \$0.00 (maximum rate 10 cents) per tonne — see clause 3 of Schedule 9 to the NRS Excise Levy Act.

Note 2 Regulation number 100 intentionally not used.

[17] Regulation 101*omit*

the Potato Levy Collection Regulations.

insert

Part 14 of Schedule 22 to the Collection Regulations.

[18] Regulation 102, heading*substitute***102 Information in returns under Part 14 of
Schedule 22 to the Collection Regulations****[19] Regulation 102***omit*

the Potato Levy Collection Regulations

insert

Part 14 of Schedule 22 to the Collection Regulations

[20] Regulation 103, heading*substitute***103 Information in records under Part 14 of
Schedule 22 to the Collection Regulations****[21] Regulation 103***omit*

the Potato Levy Collection Regulations,

insert

Part 14 of Schedule 22 to the Collection Regulations,

[22] Regulations 125 and 126, except the notes*substitute***125 Meaning of expressions for Division**

An expression used in both this Division and Part 3 of
Schedule 22 to the Collection Regulations has the
same meaning in this Division as in that Part.

126 Incorporation with Part 3 of Schedule 22 to the Collection Regulations

This Division is incorporated, and must be read as one, with Part 3 of Schedule 22 to the Collection Regulations.

[23] Regulation 129

omit

the Apple and Pear Levy Collection Regulations.

insert

Part 3 of Schedule 22 to the Collection Regulations.

[24] Regulation 130, heading

substitute

130 Information in returns under Part 3 of Schedule 22 to the Collection Regulations

[25] Regulation 130

omit

the Apple and Pear Levy Collection Regulations

insert

Part 3 of Schedule 22 to the Collection Regulations

[26] Regulation 131, heading

substitute

131 Information in records under Part 3 of Schedule 22 to the Collection Regulations

[27] Regulation 131*omit*

the Apple and Pear Levy Collection Regulations,

insert

Part 3 of Schedule 22 to the Collection Regulations,

[28] Regulations 132 and 133*substitute***132 Meaning of expressions for Division**

An expression used in both this Division and Part 7 of Schedule 22 to the Regulations has the same meaning in this Division as in that Part.

133 Incorporation with Part 7 of Schedule 22 to the Collection Regulations

This Division is incorporated, and must be read as one, with Part 7 of Schedule 22 to the Collection Regulations.

Note 1 The operative rate of NRS excise levy on citrus is \$0.00 (maximum rate 60 cents) per tonne — see clause 6 of Schedule 9 to the NRS Excise Levy Act.

Note 2 Regulation number 134 intentionally not used.

[29] Regulation 135*omit*

the Citrus Levy Collection Regulations.

insert

Part 7 of Schedule 22 to the Collection Regulations.

[30] Regulation 136, heading*substitute***136 Information in returns under Part 7 of
Schedule 22 to the Collection Regulations****[31] Regulation 136***omit*

the Citrus Levy Collection Regulations

insert

Part 7 of Schedule 22 to the Collection Regulations

[32] Regulation 137, heading*substitute***137 Information in records under Part 7 of
Schedule 22 to the Collection Regulations****[33] Regulation 137***omit*

the Citrus Levy Collection Regulations,

insert

Part 7 of Schedule 22 to the Collection Regulations,

[34] Regulations 138 and 139*substitute***138 Meaning of expressions for Division**

An expression used in both this Division and Schedule 20 to the Collection Regulations has the same meaning in this Division as in that Schedule.

**139 Incorporation with Schedule 20 to the
Collection Regulations**

This Division is incorporated, and must be read as one,
with Schedule 20 to the Collection Regulations.

Note 1 The operative rate of NRS excise levy on table grapes is
\$0.00 (maximum rate 80 cents) per tonne — see clause 7 of
Schedule 9 to the NRS Excise Levy Act.

Note 2 Regulation number 140 intentionally not used.

[35] Regulation 141

omit

the Grape Research Levy Collection Regulations.

insert

Schedule 20 to the Collection Regulations.

[36] Regulation 142, heading

substitute

**142 Information in returns under Schedule 20 to
the Collection Regulations**

[37] Regulation 142

omit

the Grape Research Levy Collection Regulations

insert

Schedule 20 to the Collection Regulations

[38] Regulation 143, heading

substitute

**143 Information in records under Schedule 20 to
the Collection Regulations**

[39] Regulation 143*omit*

the Grape Research Levy Collection Regulations,

insert

Schedule 20 to the Collection Regulations,

[40] Regulations 144 and 145*substitute***144 Meaning of expressions for Division**

An expression used in both this Division and Part 15 of Schedule 22 to the Collection Regulations has the same meaning in this Division as in that Part.

145 Incorporation with Part 15 of Schedule 22 to the Collection Regulations

This Division is incorporated, and must be read as one, with Part 15 of Schedule 22 to the Collection Regulations.

Note 1 The operative rate of NRS excise levy on stone fruit is \$0.00 (maximum rate 80 cents) per tonne — see clause 8 of Schedule 9 to the NRS Excise Levy Act.

Note 2 Regulation number 146 intentionally not used.

[41] Regulation 147*omit*

the Stone Fruit Levy Collection Regulations.

insert

Part 15 of Schedule 22 to the Collection Regulations.

[42] Regulation 148, heading*substitute***148 Information in returns under Part 15 of
Schedule 22 to the Collection Regulations****[43] Regulation 148***omit*

the Stone Fruit Levy Collection Regulations

insert

Part 15 of Schedule 22 to the Collection Regulations

[44] Regulation 149, heading*substitute***149 Information in records under Part 15 of
Schedule 22 to the Collection Regulations****[45] Regulation 149***omit*

the Stone Fruit Levy Collection Regulations,

insert

Part 15 of Schedule 22 to the Collection Regulations,

[46] Regulations 150 and 151*substitute***150 Meaning of expressions for Division**

An expression used in both this Division and Part 10 of
Schedule 22 to the Collection Regulations has the
same meaning in this Division as in that Part.

151 Incorporation with Part 10 of Schedule 22 to the Collection Regulations

This Division is incorporated, and must be read as one, with Part 10 of Schedule 22 to the Collection Regulations.

[47] Subregulation 153 (1), note

substitute

Note For when macadamia nuts are not subject to charge under that Act, see subclause 2 (2) of Schedule 10 to that Act and clause 10.2 of Part 10 of Schedule 10 to the *Primary Industries (Customs) Charges Regulations 2000*.

[48] Subregulation 153 (2), note

substitute

Note For when macadamia nuts are not subject to levy under that Act, see subclause 2 (3) of Schedule 15 to that Act and clause 10.2 of Part 10 of Schedule 15 to the *Primary Industries (Excise) Levies Regulations 1999*.

[49] Subregulation 154 (1)

omit

[50] Subregulation 154 (2)

omit

(2)

[51] Subregulation 155 (1)

omit

[52] Subregulation 155 (2)*omit*

(2)

[53] Subregulations 156 (1) and (2)*omit*

the Macadamia Nut Collection Regulations.

insert

Part 10 of Schedule 22 to the Collection Regulations.

[54] Regulation 157, heading*substitute***157 Information in returns under Part 10 of
Schedule 22 to the Collection Regulations****[55] Regulation 157***omit*

the Macadamia Nut Collection Regulations

insert

Part 10 of Schedule 22 to the Collection Regulations

[56] Regulation 158, heading*substitute***158 Information in records under Part 10 of
Schedule 22 to the Collection Regulations**

[57] Subregulation 158 (1)

omit

the Macadamia Nut Collection Regulations,

insert

Part 10 of Schedule 22 to the Collection Regulations,

[58] Subregulation 158 (1), note

omit

the Macadamia Nut Collection Regulations, r 4.

insert

clause 10.2 of Part 10 of Schedule 22 to the Collection Regulations.

[59] Subregulation 158 (2)

omit

the Macadamia Nut Collection Regulations,

insert

Part 10 of Schedule 22 to the Collection Regulations,

[60] Subregulation 158 (2), note 1

omit

the Macadamia Nut Collection Regulations, r 4.

insert

clause 10.2 of Part 10 of Schedule 22 to the Collection Regulations.

[61] Subregulation 158 (2), note 2

substitute

Note 2 Regulation numbers 159–182 intentionally not used.

[62] Schedules 1 and 2

omit

Notes

1. These Regulations amend Statutory Rules 1998 No. 147, as amended by 1998 Nos. 182, 245 and 316; 1999 Nos. 24, 179, 214 and 269; 2000 No. 134.
2. Made by the Governor-General on *29 August* 2000, and notified in *30 August* the *Commonwealth of Australia Gazette* on *29 August* 2000.