



2004B00008

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# Primary Industries (Customs) Charges Amendment Regulations 2004 (No. 1)<sup>1</sup>

Statutory Rules 2004 No. 1<sup>2</sup>

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I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Primary Industries (Customs) Charges Act 1999*.

Dated 5 FEB ~~2003~~ 2004

PM Jeffery

Governor-General

By His Excellency's Command

WARREN TRUSS

Minister for Agriculture, Fisheries and Forestry

**1 Name of Regulations**

These Regulations are the *Primary Industries (Customs) Charges Amendment Regulations 2004 (No. 1)*.

**2 Commencement**

These Regulations commence on 1 March 2004.

**3 Amendment of *Primary Industries (Customs) Charges Regulations 2000***

Schedule 1 amends the *Primary Industries (Customs) Charges Regulations 2000*.

**Schedule 1 Amendment**

(regulation 3)

**[1] Schedule 14, after Part 5**

*insert*

**Part 6 Live animal export**

*Note* The charge on cattle, sheep and goats is imposed under this Part to recover the costs, incurred by the Commonwealth and Meat and Livestock Australia, of transferring the live sheep on board the MV Corno Express from Saudi Arabia to Eritrea, and associated costs.

**6.1 Definitions for Part 6**

In this Part:

*cattle* has the meaning given by Schedule 2 to the Customs Charges Act.

*dairy cattle* has the meaning given by Schedule 2 to the Customs Charges Act.

*sheep* includes lambs.

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## 6.2 Imposition of charge

For subclause 2 (1) of Schedule 14 to the Customs Charges Act, charge is imposed on animals produced in Australia if, after the commencement of this Part, the animals are exported from Australia.

## 6.3 Rate of charge

For clause 5 of Schedule 14 to the Customs Charges Act, the rates of charge are as follows:

- (a) for cattle other than dairy cattle — \$1.50 per head;
- (b) for goats — 40 cents per head;
- (c) for sheep — 60 cents per head;
- (d) for all other animals — \$0.

## 6.4 Who pays the charge

For clause 10 of Schedule 14 to the Customs Charges Act, charge imposed by this Part is payable by the producer of the animals.

*Note* In this Part, **producer** means the person who exports the animals from Australia: see clause 8.3 of Schedule 37 to the Collection Regulations.

## 6.5 Cessation of effect of Part

This Part ceases to have effect at the end of 30 June 2009.

*Note* This clause may be amended at any time before 30 June 2009 to change this date. For example if the costs associated with this charge (including the costs of administering and collecting charge) are recovered by a date earlier than 30 June 2009, this clause will be amended so that this Part ceases on that earlier date.

## Notes

1. These Regulations amend Statutory Rules 2000 No. 131, as amended by 2000 Nos. 236 and 344; 2001 Nos. 5, 94, 108, 112, 216 and 233; 2002 Nos. 106, 154, 191, 286, 289 and 293; 2003 Nos. 2, 10, 13, 27, 79, 138, 141, 220, 303, 327 and 332.
2. Notified in the *Commonwealth of Australia Gazette* on / 2004.

12 February