



Primary Industries (Customs) Charges Amendment Regulations 2006 (No. 3)¹

Select Legislative Instrument 2006 No. 108

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 1 June 2006

P. M. JEFFERY
Governor-General

By His Excellency's Command

SUSSAN LEY
Parliamentary Secretary to the Minister for Agriculture, Fisheries
and Forestry

1 Name of Regulations

These Regulations are the *Primary Industries (Customs) Charges Amendment Regulations 2006 (No. 3)*.

2 Commencement

These Regulations commence on 1 July 2006.

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 10, after Part 24

insert

Part 25 Rubus (raspberry, blackberry, etc)

25.1 Rubus are chargeable horticultural products

For the definition of *chargeable horticultural products* in clause 1 of Schedule 10 to the Customs Charges Act, fruit of plants of the genus *Rubus* (***rubus***) are chargeable horticultural products.

Note 1 Charge is not imposed on chargeable horticultural products if the producer has paid levy imposed by Schedule 15 to the Excise Levies Act on those products: see subclause 2 (2) of Schedule 10 to the Customs Charges Act.

Note 2 Clause 25.2 is reserved for future use.

25.3 Rate of charge — marketing component

For subclause 3 (3) of Schedule 10 to the Customs Charges Act, the rate of charge for rubus is the following:

- (a) for the levy years 2006-2007 and 2007-2008 — nil;
- (b) for the levy years 2008-2009 and 2009-2010 — 1 cent per kilogram of fruit;
- (c) for any levy year thereafter — 2 cents per kilogram of fruit.

25.4 Rate of charge — research and development component

For subclause 3 (5) of Schedule 10 to the Customs Charges Act, the rate of charge for rubus is 10 cents per kilogram of fruit.

25.5 What is the eligible industry body for rubus

For subclauses 5 (6), (7) and (9) of Schedule 10 to the Customs Charges Act, the eligible industry body for rubus is the Australian Rubus Growers Association Incorporated (ABN 42 861 675 811).

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See www.frli.gov.au.