

2016-2017

The Parliament of the  
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

*Presented and read a first time*

**Industrial Chemicals Charges (General)  
Bill 2017**

**No.     , 2017**

*(Health)*

**A Bill for an Act to impose charge on the  
registration of introducers of industrial chemicals,  
so far as that charge is neither a duty of customs  
nor a duty of excise**



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**A Bill for an Act to impose charge on the registration of introducers of industrial chemicals, so far as that charge is neither a duty of customs nor a duty of excise**

The Parliament of Australia enacts:

**1 Short title**

This Act is the *Industrial Chemicals Charges (General) Act 2017*.

**2 Commencement**

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with

## Section 3

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column 2 of the table. Any other statement in column 2 has effect according to its terms.

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| <b>Commencement information</b>  |  |                     |
|--|--|---------------------|
| <b>Column 1</b>  | <b>Column 2</b>  | <b>Column 3</b>     |
| <b>Provisions</b>  | <b>Commencement</b>  | <b>Date/Details</b> |
| 1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table | The day this Act receives the Royal Assent.  |                     |
| 2. Sections 3 to 9   | The later of:<br>(a) the start of the day after this Act receives the Royal Assent; and<br>(b) immediately after the commencement of section 3 of the <i>Industrial Chemicals Act 2017</i> .<br><br>However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur. |                     |

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Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

### 3 Extension to external Territories

This Act extends to every external Territory.

### 4 Act binds the Crown

This Act binds the Crown in each of its capacities. However, it does not bind the Crown in right of the Commonwealth.

## 5 Definitions

In this Act:

**amount** includes a nil amount.

**charge** means charge imposed by this Act.

**industrial chemical** has the same meaning as in the *Industrial Chemicals Act 2017*.

**introduce** an industrial chemical has the same meaning as in the *Industrial Chemicals Act 2017*.

**property of any kind belonging to a State** has the same meaning as in section 114 of the Constitution.

**registration year** has the same meaning as in the *Industrial Chemicals Act 2017*.

## 6 Imposition of charge

- (1) Charge is imposed in relation to the registration of a person under section 17 of the *Industrial Chemicals Act 2017* for a registration year.
- (2) This section imposes charge only so far as that charge is neither a duty of customs nor a duty of excise within the meaning of section 55 of the Constitution.

## 7 Amount of charge

- (1) The amount of charge payable by a person is the amount:
  - (a) prescribed by the regulations; or
  - (b) worked out in accordance with a method prescribed by the regulations.
- (2) Without limiting subsection (1), the regulations may prescribe different charges or methods depending on the value of industrial chemicals introduced by the person during a registration year.

**8 Act does not impose tax on property of a State**

This Act does not impose a tax on property of any kind belonging to a State.

**9 Regulations**

The Governor-General may make regulations prescribing matters:

- (a) required or permitted by this Act to be prescribed; or
- (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.