

# CANNING-FRUIT CHARGE.

**No. 81 of 1959.**

An Act to impose a charge upon Canning Fruit.

[Assented to 2nd December, 1959.]

**B**E it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows :—

1. This Act may be cited as the *Canning-Fruit Charge Act* 1959. Short title.
2. This Act shall come into operation on the day on which it receives the Royal Assent. Commencement.
3. The *Canning-Fruit Charge (Administration) Act* 1959 shall, for the purposes of interpretation, be read as one with this Act. Administration Act to be read as one with this Act.
4. In this Act, unless the contrary intention appears—  
“canned fruit” means canned apricots, canned peaches or canned pears and includes canned mixed fruit that includes apricots, peaches or pears;  
“charge” means charge imposed by this Act;  
“fruit” means apricots, peaches or pears. Definitions.

**Imposition  
of charge.**

5. A charge is imposed on fruit—

- (a) delivered, on or after the fifteenth day of November, One thousand nine hundred and fifty-nine, to a cannery; and
- (b) accepted at the cannery as of canning quality or taken into the cannery for use in the production of canned fruit.

**Fruit deemed  
to have been  
delivered by a  
person to a  
cannery.**

6. Where a person who engages in the production of canned fruit takes into his cannery fruit that he has grown, that fruit shall, for the purposes of this Act, be deemed to have been delivered by him to the cannery.

**Rate of  
charge.**

7. The rate of the charge is Ten shillings per ton of fruit or such lesser rate as is prescribed from time to time.

**Charge payable  
by supplier.**

8. The amount of charge in respect of any fruit is payable by the person by whom, or on whose behalf, the fruit was delivered to the cannery.

**Regulations.**

9.—(1.) The Governor-General may make regulations, not inconsistent with this Act, prescribing a rate for the purposes of section seven of this Act.

(2.) Before making regulations under this section, the Governor-General shall take into consideration any recommendation with respect to the rate of the charge made to the Minister by the Australian Canned Fruit Sales Promotion Committee constituted by the *Canned Fruit (Sales Promotion) Act 1959*.