

APPLE AND PEAR STABILIZATION AMENDMENT ACT 1978

No. 120 of 1978

An Act to amend the *Apple and Pear Stabilization Act 1971*.

BE IT ENACTED by the Queen, and the Senate and House of Representatives of the Commonwealth of Australia, as follows:

1. (1) This Act may be cited as the *Apple and Pear Stabilization Amendment Act 1978*.¹ Short title,
&c.

(2) The *Apple and Pear Stabilization Act 1971*² is in this Act referred to as the Principal Act.

2. This Act shall come into operation on the day on which it receives the Royal Assent.¹ Commence-
ment

3. Section 5 of the Principal Act is amended by omitting from sub-section (1) “7” and substituting “9”. Seasons to
which Act
applies

4. Section 10 of the Principal Act is amended by omitting from sub-section (4) “either of the next 2” and substituting “any of the next 4”. Stabiliz-
ation
payment

5. Section 11 of the Principal Act is amended—

(a) by omitting from sub-section (2) “or (2C)” and substituting “(2C), (2D) or (2E)”; and Rate of
stabilization
payment

(b) by inserting after sub-section (2C) the following sub-sections:

“(2D) The rate of a stabilization payment in respect of apples picked during the season that commenced on 1 October 1978 or during the next succeeding season shall not exceed an amount per reputed box, or part of a reputed box, in each container of apples equal to—

(a) \$2.20; or

(b) a number of cents equal to the product of 220 and 1,500,000 divided by a number equal to the number of reputed boxes of apples picked during the season concerned and—

(i) exported on consignment to a country in Europe (including the United Kingdom of Great Britain and Northern Ireland) during that season; and

- (ii) sold after exportation and before the end of that season,

whichever is the lesser amount.

“(2E) The rate of a stabilization payment in respect of pears picked during the season that commenced on 1 October 1978 or during the next succeeding season shall not exceed an amount per reputed box, or part of a reputed box, in each container of pears equal to—

- (a) 80 cents; or
- (b) a number of cents equal to the product of 80 and 1,000,000 divided by a number equal to the number of reputed boxes of pears picked during the season concerned and—
 - (i) exported on consignment to a country in Europe (including the United Kingdom of Great Britain and Northern Ireland), the United States of America or Canada during that season; and
 - (ii) sold after exportation and before the end of that season,

whichever is the lesser amount.”

NOTES

1. Act No. 120, 1978; assented to 4 October 1978.
2. Act No. 81, 1971, as amended. For previous amendments *see* Act No. 106, 1972; No. 195, 1973; No. 44, 1976; and Nos. 17 and 145, 1977.