



# Australian Apple and Pear Corporation Amendment Act 1981

No. 16 of 1981

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## An Act to amend the *Australian Apple and Pear Corporation Act 1973*

[Assented to 25 March 1981]

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

### Short title, &c.

1. (1) This Act may be cited as the *Australian Apple and Pear Corporation Amendment Act 1981*.

(2) The *Australian Apple and Pear Corporation Act 1973*<sup>1</sup> is in this Act referred to as the Principal Act.

### Commencement

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

### Interpretation

3. Section 4 of the Principal Act is amended—

(a) by omitting “*Canned Fruits Export Marketing Act 1963-1970*” from the definition of “pear products” and substituting “*Canned Fruits Marketing Act 1979*”; and

(b) by omitting the definition of “Territory”.

### Contracts relating to shipments, &c., of apples or pears

4. Section 9 of the Principal Act is amended by inserting in paragraph (1) (a) “or air” after “sea”.

### Superannuation

5. Section 26 of the Principal Act is repealed.

**Application of moneys of Corporation**

6. Section 32 of the Principal Act is amended by omitting from paragraph (1) (f) “*Apple and Pear Stabilization Export Duty Collection Act 1971-1973* or the *Apple and Pear Stabilization Act 1971-1973*” and substituting “*Apple and Pear Stabilization Export Duty Collection Act 1971*, the *Apple and Pear Stabilization Act 1971* or the *Apple and Pear Export Underwriting Act 1981*”.

7. Section 36 of the Principal Act is repealed and the following section substituted:

**Liability to taxation**

“36. (1) The Corporation is subject to taxation (other than income tax) under the laws of the Commonwealth.

“(2) Subject to sub-section (3), the Corporation is not subject to taxation under a law of a State or Territory.

“(3) The regulations may provide that sub-section (2) does not apply in relation to taxation under a specified law.”.

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**NOTE**

1. No. 194, 1973, as amended. For previous amendments, see No. 199, 1976; and No. 15, 1978.