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**Australian Apple and Pear Corporation Amendment Act 1981**

**No. 16 of 1981**

**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* 19731 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**5.** Section 26 of the Principal Act is repealed.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**7.** Section 36 of the Principal Act is repealed and the following section substituted: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.”.

**NOTE**

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