

**Forest Industries Research
Export Charge Act 1993**

**No. 89 of 1993**

**An Act to impose a charge on forest and wood products
exported from Australia**

[*Assented to 30 November 1993*]

The Parliament of Australia enacts:

**Short title**

**1.** This Act may be cited as the *Forest Industries Research Export Charge Act 1993.*

**Commencement**

**2.** This Act commences on 1 January 1994.

**Definitions**

**3.(1)** In this Act, unless the contrary intention appears:

**"industry body"** means an industry body declared under section 7 of the *Primary Industries and Energy Research and Development Act 1989* to be a representative organisation in relation to an R&D Corporation established under section 8 of that Act in respect of forest industries;

**"logs"** means logs that:

(a) are intended for export; and

(b) have not undergone any form of processing other than:

(i) debarking; or

(ii) any other process prescribed by regulations made for the purposes of paragraph (b) of the definition of "logs" in subsection 3(1) of the *Forest Industries Research Levy Act 1993*;

**"mill"** has the same meaning as in the *Forest Industries Research Levy Act 1993.*

**(2)**Unless the contrary intention appears, a word or expression contained in this Act that is not defined in this Act but is defined in the *Primary Industries Levies and Charges Collection Act 1991* has the same meaning in this Act as in the *Primary Industries Levies and Charges Collection Act 1991.*

**Act to bind the Crown**

**4.** This Act binds the Crown in each of its capacities.

**Imposition of charge**

**5.** Charge is imposed on logs produced in Australia and exported from Australia.

**Rate of charge**

**6.(1)** The rate of charge is the rate of levy (if any) that would have been imposed under the *Forest Industries Research Levy Act 1993* if the logs had been delivered to a mill in Australia.

**(2)** The regulations may provide that charge is not payable if the amount to be collected is less than an amount specified in the regulations.

**By whom is charge payable?**

**7.** Charge is payable by the exporter of the logs.

**Exemption from charge**

**8.(1)** Charge is not imposed on logs if:

(a) levy under the *Forest Industries Research Levy Act 1993* has already been paid on the logs; or

(b) charge under this Act has already been paid on the logs.

**(2)** The regulations may exempt from charge a specified class of logs.

**Regulations**

**9.(1)** The Governor-General may make regulations prescribing matters required or permitted by this Act to be prescribed.

**(2)** Before making a regulation, the Governor-General is to take into consideration any relevant recommendation made to the Minister by an industry body.

[*Minister's second reading speech made in*—

*House of Representatives on 7 September 1993*

*Senate on 27 October 1993*]