



# **Industrial Chemicals Charges (Customs) Act 2019**

**No. 18, 2019**

**An Act to impose charge on the registration of  
introducers of industrial chemicals, so far as that  
charge is a duty of customs**

Note: An electronic version of this Act is available on the Federal Register of Legislation  
(<https://www.legislation.gov.au/>)



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**An Act to impose charge on the registration of  
introducers of industrial chemicals, so far as that  
charge is a duty of customs**

*[Assented to 3 April 2019]*

The Parliament of Australia enacts:

## **1 Short title**

This Act is the *Industrial Chemicals Charges (Customs) Act 2019*.

## Section 2

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### 2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

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<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	3 April 2019
2. Sections 3 to 9	The later of: (a) the start of the day after this Act receives the Royal Assent; and (b) immediately after the commencement of section 3 of the <i>Industrial Chemicals Act 2019</i> .  However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur.	1 July 2020 (paragraph (b) applies)

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Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

### 3 Extension to external Territories

This Act extends to every external Territory.

#### 4 Act binds the Crown

This Act binds the Crown in each of its capacities. However, it does not bind the Crown in right of the Commonwealth.

#### 5 Definitions

In this Act:

**amount** includes a nil amount.

**charge** means charge imposed by this Act.

**industrial chemical** has the same meaning as in the *Industrial Chemicals Act 2019*.

**introduce** an industrial chemical has the same meaning as in the *Industrial Chemicals Act 2019*.

**property of any kind belonging to a State** has the same meaning as in section 114 of the Constitution.

**registration year** has the same meaning as in the *Industrial Chemicals Act 2019*.

#### 6 Imposition of charge

- (1) Charge is imposed in relation to the registration of a person under section 17 of the *Industrial Chemicals Act 2019* for a registration year.
- (2) This section imposes charge only so far as that charge is a duty of customs within the meaning of section 55 of the Constitution.

#### 7 Amount of charge

- (1) The amount of charge payable by a person is the amount:
  - (a) prescribed by the regulations; or
  - (b) worked out in accordance with a method prescribed by the regulations.

## Section 8

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- (2) Without limiting subsection (1), the regulations may prescribe different charges or methods depending on the value of industrial chemicals introduced by the person during a registration year or a financial year.

## **8 Act does not impose tax on property of a State**

This Act does not impose a tax on property of any kind belonging to a State.

## **9 Regulations**

The Governor-General may make regulations prescribing matters:

- (a) required or permitted by this Act to be prescribed; or
- (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act.

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*[Minister's second reading speech made in—  
House of Representatives on 1 June 2017  
Senate on 18 October 2017]*

(100/17)

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