



# **Export Charges (Imposition—General) Amendment Act 2020**

**No. 16, 2020**

**An Act to amend the *Export Charges (Imposition—  
General) Act 2015*, and for related purposes**

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 amend the *Export Charges (Imposition—General) Act 2015*, and for related purposes**

[Assented to 6 March 2020]

The Parliament of Australia enacts:

## **1 Short title**

This Act is the *Export Charges (Imposition—General) Amendment Act 2020*.

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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.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this Act	At the same time as section 3 of the <i>Export Control Act 2020</i> commences.	3 am (A.C.T.) 28 March 2021

Note: This table relates only to the provisions of this Act as originally enacted.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 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

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## **Schedule 1—Amendments**

### ***Export Charges (Imposition—General) Act 2015***

#### **1 Section 4**

Repeal the section, substitute:

#### **4 Extension of this Act to external Territories and other areas**

- (1) Subject to subsection (2), this Act does not extend to the external Territories.
- (2) If rules made for the purposes of paragraph 8(2)(a) of the *Export Control Act 2020* extend that Act, or any provisions of that Act, to an external Territory, then this Act extends to that external Territory.
- (3) If rules made for the purposes of paragraph 8(2)(b) of the *Export Control Act 2020* extend that Act, or any provisions of that Act, to an area adjacent to an external Territory, then this Act extends to that area.
- (4) If rules made for the purposes of paragraph 8(2)(c) of the *Export Control Act 2020* extend that Act, or any provisions of that Act, to an area outside the Australian fishing zone in relation to which the *Fisheries Management Act 1991* applies, under regulations made for the purposes of section 8 of the *Fisheries Management Act 1991*, then this Act extends to that area.

#### **2 Section 5**

Repeal the section.

#### **3 Part 2 (heading)**

Omit “regulated goods”, substitute “certain goods”.

#### **4 Subsection 7(1)**

Omit “regulated goods”, substitute “a kind of goods covered by the *Export Control Act 2020*”.

**5 Subsection 7(3)**

Omit “regulated goods, and a single charge may be prescribed in relation to 2 or more kinds of regulated goods”, substitute “kind of goods, and a single charge may be prescribed in relation to 2 or more kinds of goods”.

**6 Subsection 8(2)**

Repeal the subsection, substitute:

- (2) Before the Governor-General makes regulations for the purposes of subsection 7(1) prescribing a charge in relation to the export of a kind of goods, the Minister must be satisfied that the amount of the charge is set at a level that is designed to recover no more than the Commonwealth’s likely costs in connection with the export of the goods.

**7 Section 9**

Repeal the section.

**8 Part 3 (heading)**

Repeal the heading, substitute:

**Part 3—Charges in relation to certain matters relating to the export of certain goods**

**9 Subsection 11(1)**

Repeal the subsection, substitute:

- (1) The regulations may prescribe a charge in relation to a matter relating to the export of a kind of goods if:
  - (a) the export of goods of that kind is covered by the *Export Control Act 2020*; or
  - (b) provision in relation to the matter is made under the *Export Control Act 2020*.

**10 Subsection 11(3)**

Omit “regulated matter, and a single charge may be prescribed in relation to 2 or more regulated matters”, substitute “matter, and a single charge may be prescribed in relation to 2 or more matters”.

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**11 Subsection 12(2)**

Repeal the subsection, substitute:

- (2) Before the Governor-General makes regulations for the purposes of subsection 11(1) prescribing a charge in relation to a matter, the Minister must be satisfied that the amount of the charge is set at a level that is designed to recover no more than the Commonwealth's likely costs in connection with the matter.

**12 Section 13**

Repeal the section.

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*[Minister's second reading speech made in—  
House of Representatives on 4 December 2019  
Senate on 13 February 2020]*

(252/19)

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