



# **Export Control Legislation (Repeals and Consequential Amendments) Regulations 2021**

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I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 18 March 2021

David Hurley  
Governor-General

By His Excellency's Command

David Littleproud  
Minister for Agriculture, Drought and Emergency Management

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# Contents

1	Name.....	1
2	Commencement .....	1
3	Authority.....	1
4	Schedules.....	1
<b>Schedule 1—Repeals</b>		<b>2</b>
	<i>Australian Meat and Live-stock Industry (Export Licensing) Regulations 1998</i>	2
<b>Schedule 2—Consequential amendments</b>		<b>3</b>
	<i>Australian Meat and Live-stock Industry Regulations 1998</i>	3
	<i>Customs (Prohibited Exports) Regulations 1958</i>	3
	<i>Customs Regulation 2015</i>	3
	<i>Electoral and Referendum Regulation 2016</i>	3
	<i>Primary Industries (Excise) Levies Regulations 1999</i>	3
	<i>Primary Industries Levies and Charges Collection Regulations 1991</i>	4
	<i>Renewable Energy (Electricity) Regulations 2001</i>	4
	<i>Wine Australia Regulations 2018</i>	4



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## 1 Name

This instrument is the *Export Control Legislation (Repeals and Consequential Amendments) Regulations 2021*.

## 2 Commencement

- (1) Each provision of this instrument 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 instrument	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Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

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

## 3 Authority

This instrument is made under the following:

- (a) the *Australian Meat and Live-stock Industry Act 1997*;
- (b) the *Australian Meat and Live-stock Industry (Repeals and Consequential Provisions) Act 1997*;
- (c) the *Commonwealth Electoral Act 1918*;
- (d) the *Customs Act 1901*;
- (e) the *Primary Industries (Excise) Levies Act 1999*;
- (f) the *Primary Industries Levies and Charges Collection Act 1991*;
- (g) the *Referendum (Machinery Provisions) Act 1984*;
- (h) the *Renewable Energy (Electricity) Act 2000*;
- (i) the *Wine Australia Act 2013*.

## 4 Schedules

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

## **Schedule 1—Repeals**

### ***Australian Meat and Live-stock Industry (Export Licensing) Regulations 1998***

#### **1 The whole of the instrument**

Repeal the instrument.

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## **Schedule 2—Consequential amendments**

### ***Australian Meat and Live-stock Industry Regulations 1998***

#### **1 After regulation 3**

Insert:

#### **3A Meaning of *live-stock***

For the purposes of the definition of *live-stock* in section 3 of the Industry Act, buffalo, camelids and deer are prescribed.

### ***Customs (Prohibited Exports) Regulations 1958***

#### **2 Subregulation 5(3)**

Omit “orders in force under the *Export Control (Orders) Regulations 1982*”, substitute “the *Export Control Act 2020*”.

#### **3 Subregulation 5(4) (definition of *Minister*)**

Omit “the *Export Control Act 1982*”, substitute “the *Export Control Act 2020*”.

### ***Customs Regulation 2015***

#### **4 Paragraph 81(d)**

Omit “the *Export Control Act 1982*”, substitute “the *Export Control Act 2020*”.

### ***Electoral and Referendum Regulation 2016***

#### **5 Clause 1 of Schedule 1 (table item 13, column headed “Purpose”, paragraph (b))**

Omit “*Export Control Act 1982*”, substitute “*Export Control Act 2020*”.

#### **6 Clause 1 of Schedule 1 (table item 13, column headed “Purpose”, paragraph (c))**

Repeal the paragraph.

### ***Primary Industries (Excise) Levies Regulations 1999***

#### **7 Subclause 2(1) of Schedule 3 (definition of *export licence holder*)**

Repeal the definition, substitute:

*export licence holder* means the holder of an export licence granted under section 191 of the *Export Control Act 2020*.

#### **8 Clause 1 of Schedule 18 (definition of *export licence holder*)**

Repeal the definition, substitute:

*export licence holder* means the holder of an export licence granted under section 191 of the *Export Control Act 2020*.

### ***Primary Industries Levies and Charges Collection Regulations 1991***

#### **9 Subclause 19A(1) of Schedule 7 (definition of *export licence holder*)**

Repeal the definition, substitute:

*export licence holder* means the holder of an export licence granted under section 191 of the *Export Control Act 2020*.

#### **10 Subclause 18A(1) of Schedule 27 (definition of *export licence holder*)**

Repeal the definition, substitute:

*export licence holder* means the holder of an export licence granted under section 191 of the *Export Control Act 2020*.

### ***Renewable Energy (Electricity) Regulations 2001***

#### **11 Subregulation 3(1) (definition of *regional forest agreement*)**

Repeal the definition, substitute:

*regional forest agreement* means a Regional Forest Agreement within the meaning of the *Regional Forest Agreements Act 2002*.

#### **12 Subparagraph 9(1)(b)(i)**

Omit “regulation 4B of the Export Control (Unprocessed Wood) Regulations”, substitute “the *Export Control (Wood and Woodchips) Rules 2021*”.

### ***Wine Australia Regulations 2018***

#### **13 Subsection 19(1) (example)**

Omit “to which the *Export Control (Organic Produce Certification) Orders* applies”, substitute “that is prescribed organic goods under the *Export Control (Organic Goods) Rules 2021*”.

#### **14 Subsection 19(1) (example)**

Omit “organic produce certificate has been issued for the product”, substitute “organic goods certificate (within the meaning of those rules) has been issued for the product”.