



## **Primary Industries (Customs) Charges Amendment (Rubus) Regulations 2023**

---

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 14 September 2023

David Hurley  
David Hurley  
Governor-General

By His Excellency's Command

Murray Watt  
Murray Watt  
Minister for Agriculture, Fisheries and Forestry

---



---

# Contents

1	Name.....	1
2	Commencement .....	1
3	Authority.....	1
4	Schedules.....	1
	<b>Schedule 1—Amendments</b>	<b>2</b>
	<i>Primary Industries (Customs) Charges Regulations 2000</i>	<i>2</i>



---

## 1 Name

This instrument is the *Primary Industries (Customs) Charges Amendment (Rubus) Regulations 2023*.

## 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	1 October 2023.	1 October 2023

Note: This table relates only to the provisions of this instrument as originally made.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 *Primary Industries (Customs) Charges Act 1999*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

### *Primary Industries (Customs) Charges Regulations 2000*

#### **1 Before clause 25.1 of Schedule 10**

Insert:

#### **Division 25.1—Product charge**

#### **2 Clause 25.3 of Schedule 10**

Repeal the clause, substitute:

#### **25.3 Rate of charge—marketing component**

For the purposes of subclause 3(3) of Schedule 10 to the Customs Charges Act, the rate of charge for rubus, on or after 1 October 2023, is nil.

#### **3 Clause 25.4 of Schedule 10**

Omit “rubus is 10 cents”, substitute “rubus, on or after 1 October 2023, is 2 cents”.

#### **4 At the end of Part 25 of Schedule 10**

Add:

#### **Division 25.2—Special purpose charges**

#### **25.6 PHA charge**

- (1) For the purposes of clause 2 of Schedule 14 to the Customs Charges Act, PHA charge is imposed on rubus on which charge is imposed by Schedule 10 to that Act.
- (2) For the purposes of clause 5 of Schedule 14 to the Customs Charges Act, the rate of PHA charge on rubus is 2 cents per kilogram of fruit.
- (3) For the purposes of clause 10 of Schedule 14 to the Customs Charges Act, PHA charge on rubus is payable by the producer of the rubus.

Note: The *Plant Health Australia (Plant Industries) Funding Act 2002* deals with some of the effects of payment and collection of PHA charge.