

Primary Industries Research and Development Regulations 2024

I, the Honourable Sam Mostyn AC, Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 10 October 2024

Sam Mostyn AC

Governor‑General

By Her Excellency’s Command

Julie Collins

Minister for Agriculture, Fisheries and Forestry

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Part 1—Preliminary

1 Name

 This instrument is the *Primary Industries Research and Development Regulations 2024*.

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 January 2025. | 1 January 2025 |

Note: This table relates only to the provisions of this instrument as originally made.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 Research and Development Act 1989*.

4 Definitions

 In this instrument:

***Act*** means the *Primary Industries Research and Development Act 1989*.

***buffalo industry*** has the same meaning as in the Disbursement Rules.

***Charges Regulations*** means the *Primary Industries (Customs) Charges Regulations 2024*.

***deer industry*** has the same meaning as in the Disbursement Rules.

***Disbursement Rules*** means the *Primary Industries Levies and Charges Disbursement Rules 2024*.

***fishing industry*** has the same meaning as in the Disbursement Rules.

***fodder industry*** has the same meaning as in the Disbursement Rules.

***ginger industry*** has the same meaning as in the Disbursement Rules.

***goat fibre industry*** has the same meaning as in the Disbursement Rules.

***honeybee industry*** has the same meaning as in the Disbursement Rules.

***Levies Regulations***means the *Primary Industries (Excise) Levies Regulations 2024*.

***macropod industry*** has the same meaning as in the Disbursement Rules.

***meat chicken industry*** has the same meaning as in the Disbursement Rules.

***ostrich industry*** has the same meaning as in the Disbursement Rules.

***pasture seed industry*** has the same meaning as in the Disbursement Rules.

***queen bee breeding industry*** has the same meaning as in the Disbursement Rules.

***rice industry*** has the same meaning as in the Disbursement Rules.

***tea tree oil industry*** has the same meaning as in the Disbursement Rules.

***thoroughbred horse industry*** has the same meaning as in the Disbursement Rules.

Part 2—Research and development corporations

5 Continuing in existence research and development corporations

Cotton Research and Development Corporation

 (1) For the purposes of paragraph 8(b) of the Act, the body known immediately before the commencement of this subsection as the Cotton Research and Development Corporation is continued in existence with that same name.

Fisheries Research and Development Corporation

 (2) For the purposes of paragraph 8(b) of the Act, the body known immediately before the commencement of this subsection as the Fisheries Research and Development Corporation is continued in existence with that same name.

Grains Research and Development Corporation

 (3) For the purposes of paragraph 8(b) of the Act, the body known immediately before the commencement of this subsection as the Grains Research and Development Corporation is continued in existence with that same name.

6 Fisheries Research and Development Corporation

Annual Report

 (1) For the purposes of paragraph 28(d) of the Act, the fishing industry is a prescribed primary industry.

Accountability to representative organisations

 (2) For the purposes of subparagraph 29(b)(iii) of the Act, the fishing industry is a prescribed primary industry.

7 Grains Research and Development Corporation

 For the purposes of paragraph 40(a) of the Act, the Grains Research and Development Corporation must keep separate accounting records in relation to the funding of research and development activities carried out:

 (a) in accordance with a joint venture agreement; or

 (b) by a subsidiary of that Corporation.

8 Rural Industries Research and Development Corporation

Keeping of separate accounting records

 (1) For the purposes of paragraph 40(a) of the Act, the Rural Industries Research and Development Corporation must keep separate accounting records in relation to the funding of research and development activities for each industry covered by column 1 of an item (the ***applicable item***) in the table at the end of this section.

Amounts to be credited in the accounting records

 (2) For the purposes of paragraph 40(b) of the Act, the following amounts must be credited in those accounting records:

 (a) amounts paid to that Corporation under subsection 15(1) of the *Primary Industries Levies and Charges Disbursement Act 2024*, to the extent those amounts:

 (i) are equal to the research and development collected amounts (within the meaning of the *Primary Industries Levies and Charges Disbursement Act 2024*); and

 (ii) relate to a levy or charge covered by column 2 of the applicable item (and known as the levy or charge described in column 3 of the applicable item);

 (b) amounts received by that Corporation as contributions to the cost of research and development activities relating to the industry covered by column 1 of the applicable item;

 (c) amounts received by that Corporation:

 (i) from the sale of property paid for by money spent by that Corporation under section 33 of the Act, or section 22 of the *Primary Industries Levies and Charges Disbursement Act 2024*, on research and development activities relating to that industry; or

 (ii) from the sale of property produced in the course of carrying out research and development activities relating to that industry; or

 (iii) from dealings in patents or other intellectual property arising out of the carrying out of research and development activities relating to that industry; or

 (iv) for work paid for by money spent by that Corporation under section 33 of the Act, or section 22 of the *Primary Industries Levies and Charges Disbursement Act 2024*, on research and development activities relating to that industry;

 (d) amounts paid to that Corporation as interest on investment of an amount mentioned in any of paragraphs (a) to (c).

Amounts to be debited in the accounting records

 (3) For the purposes of paragraph 40(b) of the Act, the amounts to be debited in those accounting records are all amounts spent by that Corporation under section 33 of the Act, or section 22 of the *Primary Industries Levies and Charges Disbursement Act 2024*, in relation to the industry covered by column 1 of the applicable item.

| Accounting records |
| --- |
| Item | Column 1Industry | Column 2Levy or charge | Column 3Common name of levy or charge |
| 1 | The buffalo industry | Levy imposed by subclause 8‑1(1) of Schedule 1 to the Levies Regulations | Buffalo slaughter levy |
|  | Charge imposed by subclause 8‑1(1) of Schedule 1 to the Charges Regulations | Buffalo export charge |
| 2 | The deer industry | Levy imposed by subclause 10‑1(1) of Schedule 1 to the Levies Regulations | Deer slaughter levy |
| 3 | The fodder industry | Charge imposed by subclause 72‑1(1) of Schedule 2 to the Charges Regulations | Fodder export charge |
| 4 | The ginger industry | Levy imposed by subclause 46‑1(1) of Schedule 2 to the Levies Regulations | Ginger levy |
| 5 | The goat fibre industry | Levy imposed by subclause 17‑1(1) of Schedule 1 to the Levies Regulations | Goat fibre levy |
| 6 | The honeybee industry | Levy imposed by subclause 3‑1(1) or (2) of Schedule 1 to the Levies Regulations | Honey levy |
|  |  | Charge imposed by clause 3‑1 of Schedule 1 to the Charges Regulations | Honey export charge |
| 7 | The macropod industry | Levy imposed by subclause 22‑1(1) of Schedule 1 to the Levies Regulations | Macropod processing levy |
| 8 | The meat chicken industry | Levy imposed by subclause 6‑1(1) of Schedule 1 to the Levies Regulations | Meat chicken levy |
| 9 | The ostrich industry | Levy imposed by subclause 23‑1(1) of Schedule 1 to the Levies Regulations | Ratite slaughter levy |
| 10 | The pasture seed industry | Levy imposed by subclause 27‑1(1) of Schedule 2 to the Levies Regulations | Pasture seed levy |
| 11 | The queen bee breeding industry | Levy imposed by subclause 2‑1(1) of Schedule 1 to the Levies Regulations | Queen bee levy |
|  |  | Charge imposed by subclause 2‑1(1) of Schedule 1 to the Charges Regulations | Queen bee export charge |
| 12 | The rice industry | Levy imposed by subclause 28‑1(1) of Schedule 2 to the Levies Regulations | Rice levy |
| 13 | The tea tree oil industry | Levy imposed by subclause 74‑1(1) of Schedule 2 to the Levies Regulations | Tea tree oil levy |
|  |  | Charge imposed by subclause 74‑1(1) of Schedule 2 to the Charges Regulations | Tea tree oil export charge |
| 14 | The thoroughbred horse industry | Levy imposed by subclause 12‑6(1) or (2) of Schedule 1 to the Levies Regulations | Thoroughbred horse levy |