



New South Wales

Agricultural Livestock (Disease Control Funding) Regulation 2000

under the

Agricultural Livestock (Disease Control Funding) Act 1998

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Agricultural Livestock (Disease Control Funding) Act 1998*.

RICHARD AMERY, M.P.,

Minister for Agriculture

Explanatory note

Section 24 of the *Agricultural Livestock (Disease Control Funding) Act 1998* provides that, subject to any modifications prescribed by the regulations, the provisions of the *Rural Lands Protection Act 1989* apply to the collection of industry levies imposed by the Director-General of the Department of Agriculture as if they were rates imposed by a rural lands protection board under the *Rural Lands Protection Act 1989*.

The object of this Regulation is modify the application of section 73 of the *Rural Lands Protection Act 1989* to the collection of industry levies by enabling the Director-General of the Department of Agriculture (rather than a rural lands protection board) to waive, refund or write off such levies.

This Regulation is made under the *Agricultural Livestock (Disease Control Funding) Act 1998* including sections 24 and 33 (the general regulation-making power).

This Regulation comprises matters of a machinery nature.

2000 No 113

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Agricultural Livestock (Disease Control Funding) Regulation 2000

1 Name of Regulation

This Regulation is the *Agricultural Livestock (Disease Control Funding) Regulation 2000*.

2 Definition

In this Regulation:

the Act means the *Agricultural Livestock (Disease Control Funding) Act 1998*.

3 Notes

The explanatory note and table of contents do not form part of this Regulation.

4 Modified application of Rural Lands Protection Act 1989—waiver, refund or writing off of industry levies

Pursuant to section 24 of the Act, the provisions of section 73 of the *Rural Lands Protection Act 1989* do not apply for the purposes of the collection of an industry levy and the following provisions apply instead:

- (a) The Director-General may waive payment of, or refund, an industry levy or part of an industry levy.
- (b) An amount of any industry levy so waived or refunded is to be written off by the Director-General.
- (c) The Director-General may write off the whole of an amount owing for an overdue industry levy if the whole of the amount owing does not exceed \$10.
- (d) The Director-General may write off any other amount owing for an industry levy if the Director-General is satisfied that the amount is not recoverable.
- (e) The relevant rural lands protection board must give effect to any decision of the Director-General under this clause.

BY AUTHORITY