



New South Wales

Wine Grapes Marketing Board (Reconstitution) Amendment Act 2007 No 78

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New South Wales

Wine Grapes Marketing Board (Reconstitution) Amendment Act 2007 No 78

Act No 78, 2007

An Act to amend the *Wine Grapes Marketing Board (Reconstitution) Act 2003* in relation to contracts for the delivery of MIA wine grapes. [Assented to 7 December 2007]

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Wine Grapes Marketing Board (Reconstitution) Amendment Act 2007*.

2 Commencement

This Act commences on the date of assent to this Act.

3 Amendment of Wine Grapes Marketing Board (Reconstitution) Act 2003 No 100

The *Wine Grapes Marketing Board (Reconstitution) Act 2003* is amended as set out in Schedule 1.

4 Repeal of Act

- (1) This Act is repealed on the day following the day on which this Act commences.
- (2) The repeal of this Act does not, because of the operation of section 30 of the *Interpretation Act 1987*, affect any amendment made by this Act.

Schedule 1 Amendments

(Section 3)

[1] Section 3 Definitions

Omit the definition of *Board*. Insert instead:

Board means the Wine Grapes Marketing Board established by regulations under the *Agricultural Industry Services Act 1998*.

[2] Section 3, definition of “price schedule”

Omit the definition.

[3] Section 4 Price schedules

Omit the section.

[4] Section 5 Board may make order as to terms and conditions of payment

Insert “(but not price)” after “conditions of payment” in section 5 (1) (a).

[5] Section 5 (2)

Omit “the regulation set out in Schedule 1”.

Insert instead “the regulations under the *Agricultural Industry Services Act 1998* by which the Board is established”.

[6] Section 7 Deliveries of MIA wine grapes not to be accepted unless price schedule notified to Board

Omit the section.

[7] Section 8 Persons accepting delivery of MIA wine grapes to furnish certain documentation

Omit section 8 (c).

[8] Section 9 Minimum price to be paid for MIA wine grapes

Omit the section.

[9] Section 22 Agricultural Industry Services (Wine Grapes Marketing Board) Regulation 2003

Omit the section.

[10] Section 24

Insert after section 23:

24 Savings, transitional and other provisions

Schedule 1 has effect.

[11] Section 26 Repeal of Act

Omit “2008”. Insert instead “2010”.

[12] Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Savings, transitional and other provisions

(Section 24)

Part 1 General

1 Regulations

- (1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of the following Acts:

Wine Grapes Marketing Board (Reconstitution) Amendment Act 2007

- (2) Any such provision may, if the regulations so provide, take effect from the date of assent to the Act concerned or a later date.
- (3) To the extent to which any such provision takes effect from a date that is earlier than the date of its publication in the Gazette, the provision does not operate so as:
- (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of that person existing before the date of its publication, or
 - (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of its publication.

Part 2 Provisions consequent on enactment of Wine Grapes Marketing Board (Reconstitution) Amendment Act 2007

2 Definition

In this Part, *the 2007 amending Act* means the *Wine Grapes Marketing Board (Reconstitution) Amendment Act 2007*.

3 Saving of Agricultural Industry Services (Wine Grapes Marketing Board) Regulation 2003

The repeal of section 22, and the substitution of this Schedule, by the 2007 amending Act do not affect the validity or operation of the *Agricultural Industry Services (Wine Grapes Marketing Board) Regulation 2003*.

4 Continued operation of section 9

Section 9, as in force immediately before the date of assent to the 2007 amending Act, continues to have effect in relation to consignments of MIA wine grapes delivered before that date.

[Agreement in principle speech made in Legislative Assembly on 16 November 2007
Second reading speech made in Legislative Council on 29 November 2007]

BY AUTHORITY