



# **Water Efficiency Labelling and Standards (Registration Fees) Act 2013**

**No. 63, 2013**

**An Act to impose, as taxes, fees for applying for  
registration of WELS products for the purposes of  
the WELS scheme, and for related purposes**

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)



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**An Act to impose, as taxes, fees for applying for  
registration of WELS products for the purposes of  
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*[Assented to 26 June 2013]*

The Parliament of Australia enacts:

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*Water Efficiency Labelling and Standards (Registration Fees) Act 2013    No. 63, 2013    1*

## Part 1—Preliminary

### 1 Short title

This Act may be cited as the *Water Efficiency Labelling and Standards (Registration Fees) Act 2013*.

### 2 Commencement

This Act commences on the day after this Act receives the Royal Assent.

### 3 Act binds the Crown

This Act binds the Crown in each of its capacities.

### 4 Application of this Act

This Act applies to a registration application made:

- (a) in or outside Australia; and
- (b) on or after 15 September 2013.

### 5 Act does not impose tax on property of a State

- (1) This Act does not impose a tax on property of any kind belonging to a State.
- (2) In this section, *property of any kind belonging to a State* has the same meaning as in section 114 of the Constitution.

### 6 Definitions

- (1) In this Act:

*registration application* means an application, made under the *Water Efficiency Labelling and Standards Act 2005* or a corresponding State-Territory law, for registration of a WELS product (including renewal of registration).

*registration fees*: see subsection 7(1).

- (2) Other expressions used in this Act that are defined in the *Water Efficiency Labelling and Standards Act 2005* have the same meanings as they have in that Act.

## Part 2—Registration fees

### 7 Imposition of registration fees

- (1) The Minister may, by legislative instrument, specify fees (*registration fees*) for registration applications.
- (2) Registration fees are imposed, and are so imposed as taxes.
- (3) Two or more registration fees may be specified for a single registration application.
- (4) Before making an instrument under subsection (1), the Minister must give a draft of the instrument to each participating State or Territory.

Note: See also subsection 26(8) of the *Water Efficiency Labelling and Standards Act 2005*.

### 8 Matters relating to amount of fees

- (1) A legislative instrument made under subsection 7(1) may specify a registration fee:
  - (a) by specifying an amount as the fee; or
  - (b) by specifying a method for calculating the amount of the fee.
- (2) Before making the instrument, the Minister must be satisfied that it sets fees at a level that is designed to recover no more than the likely cost of administering the WELS scheme (including the corresponding State-Territory laws) and this Act.



## **Part 3—Miscellaneous**

### **9 Regulations**

The Governor-General may make regulations prescribing matters necessary or convenient to be prescribed for carrying out or giving effect to this Act.

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*[Minister's second reading speech made in—  
House of Representatives on 13 March 2013  
Senate on 20 March 2013]*

(44/13)

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