



# **Grape and Wine Research Development Corporation Regulations 1991**

**Statutory Rules 1991 No. 75 as amended**

made under the

*Primary Industries and Energy Research and  
Development Act 1989*

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This compilation was prepared on 1 July 2001  
taking into account amendments up to SR 2001 No. 132

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## Contents

	Page
1 Name of Regulations [see Note 1]	3
2 Commencement	3
3 Definitions	3
4 Establishment of the Corporation	3
5 Levy attached to Corporation	3
6 Gross value of production	4
7 Accountability to representative organisations	5
8 Separate accounting records	5
<b>Notes</b>	<b>6</b>

**1 Name of Regulations** [see Note 1]

These Regulations are the *Grape and Wine Research and Development Corporation Regulations 1991*.

**2 Commencement**

These Regulations commence on 2 July 1991.

**3 Definitions**

In these Regulations:

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

*Corporation* means the Corporation declared by regulation 4 to be established.

*grape industry* means the industry in Australia concerned with the production of grapes for processing, other than processing by drying.

*grape product* has the same meaning as in the *Australian Wine and Brandy Corporation Act 1980*.

*wine industry* means the industry in Australia concerned with the storage, distribution, marketing and sale of grape product or with the making of wine.

**4 Establishment of the Corporation**

For section 8 of the Act, an R & D Corporation, to be known as the Grape and Wine Research and Development Corporation, is declared to be established in respect of:

- (a) the grape industry; and
- (b) the wine industry.

**5 Levy attached to Corporation**

- (1) For paragraph (5) (1) (a) of the Act, the following levies are attached to the Corporation:

- (a) the levy imposed under Schedule 13 to the *Primary Industries (Excise) Levies Act 1999*; and
  - (b) the levy imposed under Schedule 26 to the *Primary Industries (Excise) Levies Act 1999*.
- (2) For paragraph 5 (3) (a) of the Act:
- (a) the whole of the levy mentioned in paragraph (1) (a) is the research component of the levy; and
  - (b) the research component of the levy mentioned in paragraph (1) (b) is the part of the levy mentioned in paragraph 7 (1) (b) of Schedule 26 to the *Primary Industries (Excise) Levies Act 1999*.
- (3) For paragraph 5 (3) (b) of the Act;
- (a) the grape industry is the primary industry to which the levy referred to in paragraph (1) (a) relates; and
  - (b) the wine industry is the primary industry to which the levy referred to in paragraph (1) (b) relates.

**6 Gross value of production**

- (1) For subsection 32 (2) of the Act, the Minister must determine the gross value of production of grape and grape product, for a financial year (the *relevant financial year*), by using:

$$\frac{A + B + C}{3}$$

where:

*A* is the estimated value of the grape and grape product to be produced in the relevant financial year.

*B* is the value of the grape and grape product produced in the financial year immediately before the relevant financial year (the *previous financial year*).

*C* is the value of the grape and grape product produced in the financial year immediately before the previous financial year.

- (2) In subregulation (1), a reference to the value of grape and grape product produced, or to the estimated value of grape and grape product to be produced, in a financial year is a reference to the

production figures supplied by the Australian Bureau of Agricultural and Resource Economics:

- (a) that show:
  - (i) the gross value of grape produced by the grape industry in that financial year; or
  - (ii) the estimated gross value of grape to be produced by the grape industry in that financial year; and
- (b) that show:
  - (i) the gross value of grape product produced by the wine industry in that financial year; or
  - (ii) the estimated gross value of grape product to be produced by the wine industry in that financial year.

**7      Accountability to representative organisations**

For subparagraph 29 (b) (iii) of the Act, the grape industry and the wine industry are prescribed.

**8      Separate accounting records**

For section 40 of the Act, the Corporation must keep separate accounting records in relation to R & D activities carried out:

- (a) in accordance with a joint venture agreement; or
- (b) by a subsidiary of the Corporation.

**Table of Statutory Rules**

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**Notes to the *Grape and Wine Research Development Corporation Regulations 1991***

**Note 1**

The *Grape and Wine Research Development Corporation Regulations 1991* (in force under the *Primary Industries and Energy Research and Development Act 1989*) as shown in this compilation comprise Statutory Rules 1991 No. 75 amended as indicated in the Tables below.

**Table of Statutory Rules**

<b>Year and number</b>	<b>Date of notification in Gazette</b>	<b>Date of commencement</b>	<b>Application, saving or transitional provisions</b>
1991 No. 75	30 Apr 1991	2 July 1991	
2001 No. 132	20 June 2001	1 July 2001	—

**Table of Amendments**

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**Table of Amendments**

ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted

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<b>Provision affected</b>	<b>How affected</b>
R. 1 .....	rs. 2001 No. 132
R. 3 .....	rs. 2001 No. 132
R. 4 .....	am. 2001 No. 132
Rr. 5-7 .....	rs. 2001 No. 132
R. 8 .....	am. 2001 No. 132

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