



# Grains Research and Development Corporation Regulations 1990

**Statutory Rules 1990 No. 235 as amended**

made under the

*Primary Industries and Energy Research and Development Act 1989*

---

This compilation was prepared on 3 September 1999  
taking into account amendments up to SR 1999 No. 99

Prepared by the Office of Legislative Drafting,  
Attorney-General's Department, Canberra

## Contents

1	Name of regulations [see Note 1]	3
2	Commencement	3
3	Interpretation	3
4	Establishment of the Grains Corporation	3
5	Levies attached to the Corporation	4
6	Gross value of production of grain	4
7	Separate accounting records	5
<b>Notes</b>		<b>6</b>

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

These regulations are the *Grains Research and Development Corporation Regulations 1990*.

**2 Commencement**

These Regulations commence on 1 October 1990.

**3 Interpretation**

In these Regulations, unless the contrary intention appears:

**coarse grain** means leviable coarse grain within the meaning of the *Coarse Grains Levy Act 1992*.

**Corporation** means the Grains Research and Development Corporation specified in regulation 4.

**grain legumes** means leviable grain legumes within the meaning of the *Grain Legumes Levy Act 1985*.

**grains** means coarse grain, grain legumes, linseed, rapeseed, safflower seed, soybeans, sunflower seed and wheat.

**grains industry** means the industry concerned with the production, processing, manufacture, distribution and sale of grains.

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

**4 Establishment of the Grains Corporation**

An R & D Corporation to be known as the Grains Research and Development Corporation is declared to be established in respect of the grains industry.

## **5 Levies attached to the Corporation**

- (1) For paragraph 5 (1) (a) of the Act, each of the following levies is attached to the Corporation:
  - (a) the levy imposed by clause 5 of Schedule 4 to the *Primary Industries (Excise) Levies Act 1999*;
  - (b) the levy imposed by clause 5 of Schedule 12 to the *Primary Industries (Excise) Levies Act 1999*;
  - (c) the levy imposed by clause 6 of Schedule 20 to the *Primary Industries (Excise) Levies Act 1999*;
  - (d) the levy imposed by clause 4 of Schedule 25 to the *Primary Industries (Excise) Levies Act 1999*.
- (2) For paragraph 5 (3) (a) of the Act, the whole of each levy referred to in subregulation (1) is the research component of that levy.
- (3) For the purposes of paragraph 5 (3) (b) of the Act, the grains industry is the primary industry to which each levy referred to in subregulation (1) relates.

## **6 Gross value of production of grain**

- (1) The Minister is to determine the gross value of the production of grain for a financial year (in this regulation called relevant year) by calculating that value

In accordance with the formula:

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

where:

*A* is the value of grain produced in the financial year ending 1 year before the start of the relevant year; and

*B* is the value of grain produced in the financial year immediately before the relevant year; and

*C* is the estimated value of grain to be produced in the relevant year

- (2) A reference to the value of grain produced or to be produced in a financial year is a reference to the production figure supplied by the Australian Bureau of Agricultural and Resource Economics that shows:
- (a) the gross value of grain produced; or
  - (b) the estimated gross value of grain to be produced; by the grains industry in that financial year.

**7 Separate accounting records**

For the purposes of 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**

---

**Notes to the *Grains Research and Development Corporation Regulations 1990***

**Note 1**

The *Grains Research and Development Corporation Regulations 1990* (in force under the *Primary Industries and Energy Research and Development Act 1989*) as shown in this compilation comprise Statutory Rules 1990 No. 235 amended as indicated in the Tables below.

**Table of Statutory Rules**

<b>Year and number</b>	<b>Date of notification in <i>Gazette</i></b>	<b>Date of commencement</b>	<b>Application, saving or transitional provisions</b>
1990 No. 235	12 July 1990	1 Oct 1990	
1991 No. 179	28 June 1991	1 Oct 1990	—
1992 No. 310	30 Sept 1992	1 Oct 1992	—
1999 No. 99	17 June 1999	1 July 1999	—

**Table of Amendments**

**Table of Amendments**

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

<b>Provision affected</b>	<b>How affected</b>
R. 1 .....	rs. 1999 No. 99
R. 3 .....	am. 1992 No. 310
R. 5 .....	am. 1991 No. 179; 1992 No. 310; 1999 No. 99
Note to r. 5 (2).....	rep. 1999 No. 99