

# EXPOSURE DRAFT

2016-2017

The Parliament of the  
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

## EXPOSURE DRAFT

Released by the Department of Infrastructure and Regional Development for  
consultation purposes only.

# Road Vehicle Standards Charges (Imposition—Customs) Bill 2017

No. , 2017

*(Infrastructure and Regional Development)*

**A Bill for an Act to impose, as taxes, charges in relation to matters connected with the administration of the *Road Vehicle Standards Act 2017* or the *Road Vehicle Standards (Consequential and Transitional Provisions) Act 2017*, so far as those charges are duties of customs, and for related purposes**

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2 **A Bill for an Act to impose, as taxes, charges in**  
3 **relation to matters connected with the**  
4 **administration of the *Road Vehicle Standards Act***  
5 ***2017 or the Road Vehicle Standards (Consequential***  
6 ***and Transitional Provisions) Act 2017, so far as***  
7 **those charges are duties of customs, and for related**  
8 **purposes**

9 The Parliament of Australia enacts:

## 10 **Part 1—Preliminary**

11

### 12 **1 Short title**

13 This Act is the *Road Vehicle Standards Charges (Imposition—*  
14 *Customs) Act 2017.*

### 15 **2 Commencement**

16 (1) Each provision of this Act specified in column 1 of the table  
17 commences, or is taken to have commenced, in accordance with  
18 column 2 of the table. Any other statement in column 2 has effect  
19 according to its terms.  
20

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table	The day after this Act receives the Royal Assent.	
2. Sections 3 to 9	The later of:	

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## Part 1 Preliminary

### Section 3

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#### Commencement information

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Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details

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(a) the start of the day after this Act receives the Royal Assent; and

(b) immediately after the commencement of section 3 of the *Road Vehicle Standards Act 2017*.

However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur.

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1 Note: This table relates only to the provisions of this Act as originally  
2 enacted. It will not be amended to deal with any later amendments of  
3 this Act.

4 (2) Any information in column 3 of the table is not part of this Act.  
5 Information may be inserted in this column, or information in it  
6 may be edited, in any published version of this Act.

### 3 Act binds the Crown

8 This Act binds the Crown in each of its capacities.

### 4 Extraterritorial application

10 This Act extends to acts, omissions, matters and things outside  
11 Australia (within the meaning of the *Road Vehicle Standards Act*  
12 *2017*).

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

14 (1) This Act does not impose a tax on property of any kind belonging  
15 to a State.

16 (2) In this section, *property of any kind belonging to a State* has the  
17 same meaning as in section 114 of the Constitution.

1 **Part 2—Charges**  
2

3 **6 Imposition of charges**

4 (1) A regulation may prescribe a charge in relation to a prescribed  
5 matter connected with the administration of the *Road Vehicle*  
6 *Standards Act 2017* or the *Road Vehicle Standards (Consequential*  
7 *and Transitional Provisions) Act 2017*.

8 (2) The charges prescribed under subsection (1) are imposed as taxes.

9 (3) Two or more charges may be prescribed in relation to the same  
10 matter, and a single charge may be prescribed in relation to 2 or  
11 more matters.

12 (4) This section imposes a charge only so far as that charge is a duty of  
13 customs within the meaning of section 55 of the Constitution.

14 **7 Matters relating to amount of charges**

15 A regulation may prescribe a charge under subsection 6(1):

16 (a) by specifying an amount as the charge; or

17 (b) by specifying a method for calculating the amount of the  
18 charge.

19 **8 Exemptions from charges**

20 A regulation may provide for exemptions from a charge prescribed  
21 under subsection 6(1).

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**Part 3** Miscellaneous

Section 9

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1 **Part 3—Miscellaneous**  
2

3 **9 Regulations**

4 The Governor-General may make regulations prescribing matters:  
5 (a) required or permitted by this Act to be prescribed; or  
6 (b) necessary or convenient to be prescribed for carrying out or  
7 giving effect to this Act.