

South Australia

## **Primary Industry Funding Schemes (Langhorne Creek Wine Industry Fund) Variation Regulations 2008**

under the *Primary Industry Funding Schemes Act 1998*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *Primary Industry Funding Schemes (Langhorne Creek Wine Industry Fund) Variation Regulations 2008*.

#### **2—Commencement**

These regulations come into operation on the day on which they are made.

#### **3—Variation provisions**

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

### **Part 2—Variation of *Primary Industry Funding Schemes (Langhorne Creek Wine Industry Fund) Regulations 2001***

#### **4—Variation of regulation 5—Contributions to Fund**

Regulation 5(1)—delete paragraphs (a) and (b) and substitute:

- (a) in the case of grapes grown by a person other than the winemaker—
  - (i) \$3.00 is payable by the grower of the grapes; and
  - (ii) \$1.50 is payable by the winemaker; and

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- (b) in the case of grapes grown by the winemaker—\$1.50 is payable by the winemaker.

## **Schedule 1—Transitional provision**

### **1—Contributions for 1 July 2007 to 30 June 2008**

- (1) For the purposes of determining the amount of the contributions that become payable under the *Primary Industry Funding Schemes (Langhorne Creek Wine Industry Fund) Regulations 2001* on the first occasion after the day on which these regulations come into operation (the *commencement day*)—
  - (a) the contribution rates prescribed under the principal regulations as varied by these regulations apply in relation to grapes delivered to a winemaker for processing on or after the commencement day; and
  - (b) the contribution rates prescribed under the principal regulations as in force immediately before the commencement day apply in relation to grapes delivered to a winemaker for processing before the commencement day.
- (2) For the purposes of this clause—
  - (a) grapes will be taken to be delivered to a winemaker by a grower when the winemaker takes possession of the grapes; and
  - (b) if a winemaker processes grapes grown by the winemaker, grapes will be taken to be delivered to the winemaker when the winemaker places the grapes in a container for the purposes of commencing processing of the grapes (including placing the grapes in a container for fermentation or in preparation for crushing or pressing).

**Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

### **Made by the Governor**

with the advice and consent of the Executive Council  
on 28 February 2008

No 22 of 2008

MAFF08/004CS