



New South Wales

Marketing of Primary Products (Murray Valley Wine Grape Industry) Special Provisions Bill 1998

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are:

- (a) to extend the period of operation of the Murray Valley (New South Wales) Wine Grape Industry Marketing Order for a further 12 months, to 2 June 1999, and
- (b) to extend the term of office of the members of the Murray Valley (New South Wales) Wine Grape Industry Development Committee to that date, and
- (c) to cure a minor omission in the published version of a proclamation relating to the initial constitution of the Development Committee.

The purpose of the Development Committee, as expressed in the Marketing Order, is to promote the best interests of the Murray Valley wine grape industry through market research and the development of improved vineyard management practices. The Development Committee is empowered by the Marketing Order to impose charges on wine grape growers for its services.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Clause 3 defines certain words and expressions used in the proposed Act.

Clause 4 extends the period of operation of the Marketing Order, as mentioned in paragraph (a) of the Overview.

Clause 5 extends the term of office of the members of the Development Committee, as mentioned in paragraph (b) of the Overview.

Clause 6 cures a minor omission in the published version of a proclamation relating to the initial constitution of the Development Committee, as mentioned in paragraph (c) of the Overview. A word was omitted from the name of the committee as published in the Gazette.

Clause 7 provides for the expiry of the proposed Act on 2 June 1999.

First print



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Marketing of Primary Products (Murray Valley Wine Grape Industry) Special Provisions Bill 1998

No , 1998

A Bill for

An Act to extend the period of operation of a marketing order made under the *Marketing of Primary Products Act 1983* in connection with the Murray Valley wine grape industry and to extend the term of office of the members of a committee established under that Act in connection with the order; to validate certain matters; and for other purposes.

The Legislature of New South Wales enacts:

1 Name of Act

This Act is the *Marketing of Primary Products (Murray Valley Wine Grape Industry) Special Provisions Act 1998*.

2 Commencement

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This Act commences or is taken to have commenced on 2 June 1998.

3 Definitions

(1) In this Act:

Development Committee means the Murray Valley (New South Wales) Wine Grape Industry Development Committee constituted under the Principal Act, and referred to in the Marketing Order. 10

Marketing Order means the *Murray Valley (New South Wales) Wine Grape Industry Marketing Order 1994*, made under the Principal Act, published in Gazette No 76 of 3 June 1994, and as subsequently amended. 15

Principal Act means the *Marketing of Primary Products Act 1983*.

(2) Notes in the text of this Act do not form part of this Act. 20

4 Extension of period of operation of Marketing Order

(1) The Marketing Order continues in force until midnight on 2 June 1999.

(2) Subsection (1) has effect despite clause 5 of the Marketing Order and Part 5 of the Principal Act, and without the need for any steps to be taken or procedures to be followed under that Part. 25

(3) This section does not prevent the Marketing Order from being rescinded, revoked, amended, varied or remade in accordance with Part 5 of the Principal Act.

5 Extension of term of office of members of Development Committee

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(1) The term of office of members of the Development Committee holding office immediately before the commencement of this Act is extended until midnight on 2 June 1999.

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- (2) This section has effect despite Part 4 of the Principal Act and despite the provisions of clause 4 of Schedule 2 to that Act relating to the term of office of members of authorities under that Act.
- (3) This section does not affect the application to members of the Development Committee of the provisions of section 74 of, and Schedule 2 to, the Principal Act that relate to removal from office and vacation of office. 5

6 Validation of proclamation

The proclamation under the *Marketing of Primary Products Act 1983* as published in Gazette No 93 of 15 July 1994 at page 3659 is taken for all purposes to have been published with the inclusion of the word "Marketing" before the word "Committee" in paragraph 1. 10

Note. The corporate name of the Development Committee was subsequently changed by a proclamation under the *Marketing of Primary Products Act 1983* published in Gazette No 174 of 23 December 1994 at page 7613 from the "Murray Valley (New South Wales) Wine Grape Industry Marketing Committee" to the "Murray Valley (New South Wales) Wine Grape Industry Development Committee". 15
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7 Expiry of Act

This Act expires on 2 June 1999.