

Reprint
as at 1 July 2015



Animal Products (Dairy Industry Fees and Charges) Amendment Regulations 2008

(SR 2008/377)

Animal Products (Dairy Industry Fees and Charges) Amendment Regulations 2008: revoked, on 1 July 2015, pursuant to regulation 17 of the Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015 (LI 2015/95).

Anand Satyanand, Governor-General

Order in Council

At Wellington this 6th day of October 2008

Present:

His Excellency the Governor-General in Council

Pursuant to sections 117 and 166 of the Animal Products Act 1999, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

These regulations are administered by the Ministry for Primary Industries.

Schedule 1	2
New Part 1 heading inserted into Schedule	
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New Part 2 added to Schedule	

Regulations

1 Title

These regulations are the Animal Products (Dairy Industry Fees and Charges) Amendment Regulations 2008.

2 Commencement

These regulations come into force on 1 January 2009.

3 Principal regulations amended

These regulations amend the Animal Products (Dairy Industry Fees and Charges) Regulations 2007.

4 Schedule amended

- (1) The Schedule is amended by inserting the heading set out in Schedule 1 of these regulations after the Schedule heading.
- (2) The item relating to *Certification*—Application for, evaluation of, and issue of IMA certificate in the Schedule is omitted.
- (3) The Schedule is amended by adding the Part 2 set out in Schedule 2 of these regulations.

Schedule 1

New Part 1 heading inserted into Schedule

r 4(1)

Part 1

Fixed fees

Schedule 2 New Part 2 added to Schedule

r 4(3)

Part 2 Fee for services of certification and reconciliation

1 Quarterly fee payable by holder of export licence

- (1) A fee is payable for services of certification and reconciliation provided by the New Zealand Food Safety Authority in relation to the regulated control scheme described in regulation 3 of the Animal Products (Regulated Control Scheme—Dairy Export Quota Products) Regulations 2008 (**services**).
- (2) The holder of an export licence on 1 July, 1 October, 1 January, or 1 April must pay the fee on that date (**payment date**).
- (3) The fee is calculated as follows:

$$\text{Fee} = \frac{\text{amount to recover for year}}{4} \times \frac{\text{holder's allocated quantity}}{\text{total allocated quantity}}$$

where—

amount to recover for year	is the amount, as determined by the New Zealand Food Safety Authority, that needs to be recovered to fund the services in relation to all holders of export licences for the financial year in which the payment date falls (inclusive of goods and services tax)
holder's allocated quantity	is the total quantity (in tonnes) of all products in all designated markets for which the holder holds an export licence on the payment date
total allocated quantity	is the total quantity (in tonnes) of all products in all designated markets for which all holders hold export licences on the payment date.

2 Interpretation

In this schedule, **designated market**, **export licence**, and **holder** have the same meaning as in section 5(1) of the Dairy Industry Restructuring Act 2001.

Rebecca Kitteridge,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations come into force on 1 January 2009.

They amend the Animal Products (Dairy Industry Fees and Charges) Regulations 2007, which provide for the payment of fees for certain dairy-related matters.

The amendments create a *new Part 1* in the Schedule to cover all of the current fees in the Schedule. However, 1 of those fixed fees is removed and replaced by a *new Part 2* of the Schedule.

New Part 2 of the Schedule provides for holders of export licences for designated markets to pay a quarterly fee for certain certification and reconciliation services provided by the New Zealand Food Safety Authority.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 9 October 2008.

Reprints notes

1 *General*

This is a reprint of the Animal Products (Dairy Industry Fees and Charges) Amendment Regulations 2008 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Animal Products (Dairy Industry Fees, Charges, and Levies) Regulations 2015 (LI 2015/95): regulation 17