1993-94

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

Presented and read a first time

(Immigration and Ethnic Affairs)

A BILL

FOR

An Act to amend the *Migration Agents Registration (Application) Levy Act 1992*, and for related purposes

The Parliament of Australia enacts:

Short title etc.

  1.(1) This Act may be cited as the *Migration Agents Registration (Application) Levy Amendment Act 1994*.

(2) In this Act, **"Principal Act"** means the *Migration Agents Registration (Application) Levy Act 1992*[1].

Commencement

2. This Act commences on 1 July 1995.

Repeal and substitution of section 6   5

3.(1) Section 6 of the Principal Act is repealed and the following section is substituted:

Amount of levy

"6.(1) The amount of levy payable in respect of a registration application made in a financial year starting on or after 1 July 1995 is, subject   10
to subsection (3), the amount worked out under the formula:

$$\frac{\textbf{new CGFCE number}}{\textbf{base CGFCE number}} \times \textbf{relevant base rate}$$

where:

'new CGFCE number' means the number worked out as follows:

   (a) take the first set of Commonwealth Government Final Consumption Expenditure Implicit Price Deflators to be issued by the Department   15
of Finance after 1 January in the previous financial year;

   (b) find the number that relates to the period ending on 31 December in the previous financial year;

   (c) that number is the new CGFCE number;

'base CGFCE number' means the number worked out as follows: 20

   (a) take the first set of Commonwealth Government Final Consumption Expenditure Implicit Price Deflators to be issued by the Department of Finance after 1 January in the previous financial year;

   (b) find the number that relates to the period ending on 31 December 1993;   25

   (c) that number is the base CGFCE number;

'relevant base rate' means the base rate applicable under subsection (2) to the registration application.

"(2) The base rate applicable to a registration application is as follows:

   (a) if, at the time of making the registration application, the individual   30
who makes the application proposes to give immigration assistance in the capacity of an employee of a registered agent, an employee of a partnership at least one of whose members is a registered agent, or an employee of a corporation at least one of whose executive officers is a registered agent, then: 35

    (i) if he or she also proposes at that time to give during the period of registration, and during that period gives, paid immigration assistance in no more than 5 cases—$50; or

    (ii) if subparagraph (i) does not apply—$525;

5   (b) if the individual who makes the registration application is not proposing, at the time of making the application, to give immigration assistance in any of the capacities mentioned in paragraph (a), then:

    (i) if he or she proposes at that time to give during the period of registration, and during that period gives, paid immigration 10   assistance in no more than 5 cases—$105; or

    (ii) if subparagraph (i) does not apply—$1,050.

"(3) If an amount worked out under the formula in subsection (1) is not a multiple of $5, the amount is to be rounded as follows:

    (a) if the amount exceeds the nearest lower multiple of $5 by $2.50 or 15   more—round the amount up to the nearest higher multiple of $5;

    (b) in any other case—round the amount down to the nearest lower multiple of $5.".

(2) The amendment made by subsection (1) applies to registration applications made on or after 1 July 1995.

NOTE

Migration Agents Registration (Application) Levy Act 1992

1. No. 86, 1992.