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**Council for Trade-Related Aspects
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MAIN DEDICATED INTELLECTUAL PROPERTY LAWS AND REGULATIONS NOTIFIED UNDER ARTICLE 63.2 OF THE AGREEMENT

Australia

The present document reproduces the following laws and regulations¹, as notified by Australia under Article 63.2 of the Agreement (see document IP/N/1/AUS/1/Rev.1).

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¹In English only



**AUSTRALIAN WINE AND BRANDY CORPORATION
ACT 1980**

Reprinted as at 30 April 1993



AUSTRALIAN WINE AND BRANDY CORPORATION ACT 1980

Reprinted as at 30 April 1993

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**SCHEDULE
ACTS REPEALED**



AUSTRALIAN WINE AND BRANDY CORPORATION ACT 1980

An Act to establish an Australian Wine and Brandy Corporation, and for related purposes

PART I—PRELIMINARY

Short title

1. This Act may be cited as the *Australian Wine and Brandy Corporation Act 1980*.¹

Commencement

2.¹ (1) Sections 1 and 2 and subsection 13 (4) shall come into operation on the date on which this Act receives the Royal Assent.

(2) The remaining provisions of this Act shall come into operation on a date to be fixed by Proclamation.

Objects

3. (1) The objects of this Act are:

- (a) to promote and control the export of grape products from Australia;
- (b) to promote and control the sale and distribution, after export, of Australian grape products;
- (c) to promote trade and commerce in grape products among the States, between States and Territories and within the Territories; and
- (d) to improve the production of grape products, and encourage the consumption of grape products, in the Territories;

and this Act shall be construed and administered accordingly.

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(2) The Corporation shall perform its functions or exercise its powers only for the purpose of achieving an object specified in subsection (1).

Interpretation

4. (1) In this Act, unless the contrary intention appears:

“**annual general meeting**” means a meeting that the Corporation is required to convene under section 29W;

“**annual operational plan**” means a plan developed by the Corporation and approved by the Minister in accordance with Division 2 of Part VA;

“**Chairperson**” means the Chairperson of the Corporation;

“**commencing date**” means the date fixed under subsection 2 (2);

“**Committee**” means the Australian Wine and Brandy Corporation Selection Committee established by this Act;

“**corporate plan**” means a plan developed by the Corporation and approved by the Minister in accordance with Division 1 of Part VA;

“**Corporation**” means the Australian Wine and Brandy Corporation established by this Act;

“**declared winemakers organisation**” means an organisation declared to be a declared winemakers organisation by a declaration in force under section 5A;

“**Deputy Chairperson**” means the Deputy Chairperson of the Corporation;

“**dried grapes**” means grapes containing less than 60% of moisture;

“**fresh grapes**” means grapes containing not less than 60% of moisture;

“**grape product**” means:

- (a) wine manufactured in Australia from prescribed goods;
- (b) brandy distilled in Australia from any such wine;
- (c) grape spirit manufactured in Australia from prescribed goods and suitable for the fortifying of wine or the manufacture of brandy; or
- (d) a product (being prescribed goods or a product derived in whole or in part from prescribed goods) declared by the regulations to be a grape product for the purposes of this Act;

“**industry**” means the grape products industry in Australia;

“**member**” means a member of the Corporation and includes the Chairperson;

“**prescribed goods**” means:

- (a) fresh grapes;
- (b) dried grapes; and
- (c) grape juice, whether single-strength or concentrated;