



Queensland

*Trans-Tasman Mutual Recognition (Queensland) Act 2003*

# **Trans-Tasman Mutual Recognition (Endorsement) Notice (No. 1) 2013**

**Current as at 28 June 2013**





Queensland

# Trans-Tasman Mutual Recognition (Endorsement) Notice (No. 1) 2013

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## **Trans-Tasman Mutual Recognition (Endorsement) Notice (No. 1) 2013**

### **1 Short title**

This notice may be cited as the *Trans-Tasman Mutual Recognition (Endorsement) Notice (No. 1) 2013*.

### **2 Endorsement of proposed Commonwealth regulations—Act, s 7**

- (1) The proposed Commonwealth regulation titled ‘Trans-Tasman Mutual Recognition Regulation 2013’, the terms of which are set out in schedule 1, is endorsed.
- (2) The proposed Commonwealth regulation titled ‘Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013’, the terms of which are set out in schedule 2, is endorsed.

# Schedule 1      Proposed Commonwealth regulation—Trans-Tasman Mutual Recognition Regulation 2013

section 2(1)

## Part 1—Preliminary

### 1      Name of regulation

This regulation is the *Trans-Tasman Mutual Recognition Regulation 2013*.

### 2      Commencement

Each provision of this regulation specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

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#### Commencement Information

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Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 4, subsections 5(1) and (2), and anything in this regulation not elsewhere covered by this table	1 October 2013	1 October 2013
2. Subsections 5(3) and (4)	1 December 2013	1 December 2013

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**3 Authority**

This regulation is made under the *Trans-Tasman Mutual Recognition Act 1997*.

**4 Definition**

In this regulation:

*Act* means the *Trans-Tasman Mutual Recognition Act 1997*.

**5 Continuation of temporary exemption relating to specific laws—tobacco**

- (1) For subsection 47(3) of the Act, the following laws of the Commonwealth are exempt from the operation of the Act:
  - (a) *Tobacco Plain Packaging Act 2011*;
  - (b) *Tobacco Plain Packaging Regulations 2011*.
- (2) Subsection (1) ceases to have effect on 30 September 2014.
- (3) For subsection 47(3) of the Act, the *Competition and Consumer Act 2010*, section 134 of Schedule 2 to that Act, to the extent that it relates to the *Competition and Consumer (Tobacco) Information Standard 2011* is exempt from the Act.
- (4) Subsection (3) ceases to have effect on 30 November 2014.

## **Schedule 2**      **Proposed Commonwealth regulation—Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013**

section 2(2)

### **1**      **Name of regulation**

This regulation is the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

### **2**      **Commencement**

This regulation commences on the day after it is registered.

### **3**      **Authority**

This regulation is made under the following Acts:

- (a) subsection 45(3) of the *Trans-Tasman Mutual Recognition Act 1997*;
- (b) section 109 of the *Tobacco Plain Packaging Act 2011*.

### **4**      **Schedule(s)**

Each instrument or Act that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.



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## Schedule 1—Amendments

### ***Tobacco Plain Packaging Regulations 2011***

#### **1 At the end of regulation 1.1.5**

Add:

Note 1: The *Tobacco Plain Packaging Act 2011* and these Regulations were temporarily exempted from the operation of the *Trans-Tasman Mutual Recognition Act 1997* under section 46 of that Act and section 109 of the *Tobacco Plain Packaging Act 2011*. The temporary exemption operated from 1 October 2012 until the commencement of the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

Note 2: The *Tobacco Plain Packaging Act 2011* and these Regulations are permanently exempted from the operation of the *Trans-Tasman Mutual Recognition Act 1997* under subsection 4(2) and section 45 of that Act, and clause 3 to Part 2 of Schedule 2 to that Act. The permanent exemption began on the commencement of the *Trans-Tasman Mutual Recognition Legislation Amendment (Tobacco Plain Packaging) Regulation 2013*.

### ***Trans-Tasman Mutual Recognition Act 1997***

#### **2 Clause 3 of Schedule 2 (at the end of the table)**

Add:

##### **Tobacco**

*Competition and Consumer Act 2010*, section 134 of Schedule 2 to that Act, to the extent that it relates to the *Competition and Consumer (Tobacco) Information Standard 2011*

*Tobacco Plain Packaging Act 2011*

## 1 Index to endnotes

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## 2 Key

### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amd	= amendment	prov	= provision
t			
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renu	= renumbered
		m	
ins	= inserted	rep	= repealed
lap	= lapsed	(retro	= retrospectively
		)	
notf	= notified	rv	= revised version
d			
num	= numbered	s	= section
o in	= order in council	sch	= schedule
c			

<b>Key</b>	<b>Explanation</b>	<b>Key</b>	<b>Explanation</b>
<b>om</b>	= omitted	<b>sdiv</b>	= subdivision
<b>orig</b>	= original	<b>SIA</b>	= Statutory Instruments Act 1992
<b>p</b>	= page	<b>SIR</b>	= Statutory Instruments Regulation 2002
<b>para</b>	= paragraph	<b>SL</b>	= subordinate legislation
<b>prec</b>	= preceding	<b>sub</b>	= substituted
<b>pres</b>	= present	<b>unnu</b>	= unnumbered
		<b>m</b>	
<b>prev</b>	= previous		

### 3 Table of reprints

A new reprint of the legislation is prepared by the Office of the Queensland Parliamentary Counsel each time a change to the legislation takes effect.

The notes column for this reprint gives details of any discretionary editorial powers under the **Reprints Act 1992** used by the Office of the Queensland Parliamentary Counsel in preparing it. Section 5(c) and (d) of the Act are not mentioned as they contain mandatory requirements that all amendments be included and all necessary consequential amendments be incorporated, whether of punctuation, numbering or another kind. Further details of the use of any discretionary editorial power noted in the table can be obtained by contacting the Office of the Queensland Parliamentary Counsel by telephone on 3003 9061 or email [legislation.queries@oqpc.qld.gov.au](mailto:legislation.queries@oqpc.qld.gov.au).

From 29 January 2013, all Queensland reprints are dated and authorised by the Parliamentary Counsel. The previous numbering system and distinctions between printed and electronic reprints is not continued with the relevant details for historical reprints included in this table.

<b>Current as at</b>	<b>Amendments included</b>	<b>Notes</b>
28 June 2013	none	

## 4 List of legislation

### Regulatory impact statements

For subordinate legislation that has a regulatory impact statement, specific reference to the statement is included in this list.

### Explanatory notes

All subordinate legislation made on or after 1 January 2011 has an explanatory note. For subordinate legislation made before 1 January 2011 that has an explanatory note, specific reference to the note is included in this list.

### **Trans-Tasman Mutual Recognition (Endorsement) Notice (No. 1) 2013 SL No. 131**

made by the Governor on 28 June 2013

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commenced on date of publication

exp 1 September 2023 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

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