

FAIR TRADING ACT 2010

The following instrument is published under the *Fair Trading Act 2010* section 21

CONSUMER GOODS (BEAN BAGS) SAFETY STANDARD AMENDMENT 2015

Consumer Protection Notice No. 4 of 2015

Competition and Consumer Act 2010

I, BRUCE BILLSON, Minister for Small Business, make the following regulation.

DATED 6th of July 2015

BRUCE BILLSON
Minister for Small Business

1. Name of regulation

This regulation is the *Consumer Goods (Bean Bags) Safety Standard Amendment 2015*.

2. Commencement

This regulation commences on the day it is registered on the Federal Register of Legislative Instruments.

3. Application

This regulation amends the *Consumer Goods (Bean Bags) Safety Standard 2014*.

4. Authority

This regulation is made under the *Competition and Consumer Act 2010*.

5. Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

1. Part 1—Preliminary (Paragraph 2 ('Commencement'))

Delete 'This safety standard commences on 1 January 2016'

Insert—

(1) This safety standard commences on the date that the *Consumer Goods (Bean Bags) Safety Standard Amendment 2015* is registered on the Federal Register of Legislative Instruments

(2) If—

- (a) a bean bag or bean bag cover is supplied during the period from the commencement date of the *Consumer Goods (Bean Bags) Safety Amendment 2015* to 30 June 2016; and
- (b) the bean bag or bean bag cover complies with the safety standard for bean bags made under section 104(1) of the Australian Consumer Law on 1 January 2011 by reason of Item 4 of Schedule 7 of the *Trade Practices Amendment (Australian Consumer Law) Act (No. 2) 2010* (the existing standard) ¹;

the bean bag or bean bag cover is taken to comply with the requirements of this standard.

Note: There will be two systems of regulation for bean bags and bean bag covers in operation in the period from the commencement date of this standard to 30 June 2016—

- (a) the system set out in this standard; and
- (b) the system set out in the existing standard.

During that period, suppliers of bean bags or bean bag covers that were subject to the existing standard may continue to supply bean bags or bean bag covers in compliance with that standard, or may supply bean bags or bean bag covers in compliance with this standard.

From 1 July 2016, all bean bags and bean bag covers must comply with this standard.

2. Part 2—Safety Requirements (Paragraph 8(1)—Warning message requirements)—

Delete 'a label or notice in the following form:'

Insert 'a warning label stating:'

3. Paragraph 9—Child resistance requirements—

Delete paragraph 9(2)—'If a bean bag or bean bag cover has more than one slide-fastener, each such slide-fastener shall be child-resistant.'

¹ Which contain the same requirements as those which were prescribed as the consumer product safety standard for bean bags for the purposes of section 65C of the *Trade Practices Act 1974*. Those requirements are contained in Regulation 11 of the *Trade Practices (Consumer Product Safety Standards) Regulations 1979*.