



Trans-Tasman Mutual Recognition (Modification of Act) Regulations 2010 (No. 1)¹

Select Legislative Instrument 2010 No. 72

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Trans-Tasman Mutual Recognition Act 1997*.

Dated 14 April 2010

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

KIM CARR
Minister for Innovation, Industry, Science and Research

1 Name of Regulations

These Regulations are the *Trans-Tasman Mutual Recognition (Modification of Act) Regulations 2010 (No. 1)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Trans-Tasman Mutual Recognition Act 1997*

Schedule 1 amends the *Trans-Tasman Mutual Recognition Act 1997*.

Schedule 1 Amendments

(regulation 3)

[1] Schedule 2, clause 3

after

Fireworks

Customs (Prohibited Imports) Regulations

insert

Hazardous substances, industrial chemicals and dangerous goods

Industrial Chemicals (Notification and Assessment) Act 1989

Occupational Health and Safety (Commonwealth Employment) Act 1991

Road Transport Reform (Dangerous Goods) Act 1995

Trade Practices Act 1974, Division 1A of Part V, to the extent that it deals with child restraints for motor vehicles

[2] Schedule 2, clause 3*after**Imported Food Control Act 1992* (to the extent that it deals with risk categorised food commodities)*insert***Radiocommunications devices***Radiocommunications Act 1992*, other than the part of Division 7 of Part 4.1 of that Act that deals with labelling a device**Road vehicles***Motor Vehicle Standards Act 1989***Therapeutic goods***Therapeutic Goods Act 1989**Therapeutic Goods (Charges) Act 1989***[3] Schedule 2, clause 4, item headed ‘Gas Appliances’***substitute***Gas appliances***Gas Supply Act 1996*, to the extent that it deals with the regulation of gas appliances**Hazardous substances, industrial chemicals and dangerous goods***Poisons and Therapeutic Goods Act 1966*, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act*Occupational Health and Safety Act 1983**Dangerous Goods Act 1975**Factories, Shops and Industries Act 1962**Fair Trading Act 1987*, sections 26, 30, 31 and 38, to the extent that those sections deal with the regulation of child restraints for motor vehicles

[4] Schedule 2, clause 4

after

Ozone Protection Act 1989

insert

Therapeutic goods

Poisons and Therapeutic Goods Act 1966, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[5] Schedule 2, clause 5, item headed 'Gas Appliances'

substitute

Gas appliances

Gas Safety Act 1997, to the extent that it deals with the regulation of gas appliances

Hazardous substances, industrial chemicals and dangerous goods

Drugs, Poisons and Controlled Substances Act 1981, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act

Dangerous Goods Act 1985

Occupational Health and Safety Act 1985

[6] Schedule 2, clause 5

after

Environment Protection Act 1970, sections 16 and 41 (to the extent that they deal with ozone depleting substances) and paragraph 71(1)(gba)

insert

Therapeutic goods

Drugs, Poisons and Controlled Substances Act 1981, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

Therapeutic Goods (Victoria) Act 1994, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[7] Schedule 2, clause 6, item headed ‘Gas Appliances’

substitute

Gas appliances

Petroleum and Gas (Production and Safety) Act 2004, to the extent that it deals with the regulation of gas appliances

Hazardous substances, industrial chemicals and dangerous goods

Poisons Regulation 1973 under the *Health Act 1937*, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act

Workplace Health and Safety Act 1995

Fair Trading Act 1989, sections 81, 83, 85 and 85A, to the extent that those sections deal with the regulation of child restraints for motor vehicles

[8] Schedule 2, clause 6

after

Environmental Protection (Interim) Regulation 1995 under the *Environmental Protection Act 1994* (to the extent that it deals with ozone depleting substances)

insert

Therapeutic goods

Poisons Regulation 1973 under the *Health Act 1937*, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[9] Schedule 2, clause 7, item headed ‘Gas Appliances’

substitute

Gas appliances

Gas Standards Act 1972, to the extent that it deals with the regulation of gas appliances

Hazardous substances, industrial chemicals and dangerous goods

Poisons Act 1964, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act

Occupational Safety and Health Act 1984

Explosives and Dangerous Goods Act 1961

Consumer Affairs Act 1971, sections 23Q, 23R and 23U, to the extent that those sections deal with the regulation of child restraints for motor vehicles

Fair Trading Act 1987, sections 50 and 59, to the extent that those sections deal with the regulation of child restraints for motor vehicles

[10] Schedule 2, clause 7

after

Environmental Protection Act 1986 (to the extent that it deals with ozone protection)

insert

Therapeutic goods

Poisons Act 1964, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[11] Schedule 2, clause 8, item headed ‘Gas Appliances’

substitute

Gas appliances

Gas Act 1997, to the extent that it deals with the regulation of gas appliances

Hazardous substances, industrial chemicals and dangerous goods

Controlled Substances Act 1984, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act

Dangerous Substances Act 1979

Occupational Health, Safety and Welfare Act 1986

[12] Schedule 2, clause 8, after item headed ‘Other’

insert

Therapeutic goods

Controlled Substances Act 1984, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[13] Schedule 2, clause 9, item headed ‘Gas Appliances’

substitute

Gas appliances

Gas Act 2000, to the extent that it deals with the regulation of gas appliances

Hazardous substances, industrial chemicals and dangerous goods

Poisons Act 1971, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act

Dangerous Goods Act 1976

Workplace Health and Safety Act 1995

[14] Schedule 2, clause 9*after*

Living Marine Resources Management Act 1995 (to the extent that it relates to the possession, sale or capture of abalone, crayfish or scallops of a certain minimum size)

*insert***Therapeutic goods**

Poisons Act 1971, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[15] Schedule 2, clause 10, item headed 'Gas Appliances'*substitute***Gas appliances**

Gas Safety Act 2000, to the extent that it deals with the regulation of gas appliances

Hazardous substances, industrial chemicals and dangerous goods

Poisons and Drugs Act 1978, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act

Occupational Health and Safety Act 1989

[16] Schedule 2, clause 10*after*

Ozone Protection Act 1991

*insert***Therapeutic goods**

Poisons and Drugs Act 1978, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act

[17] Schedule 2, clause 11, item headed 'Gas Appliances'*substitute***Gas appliances***Dangerous Goods Act*, to the extent that it deals with the regulation of gas appliances**Hazardous substances, industrial chemicals and dangerous goods***Poisons and Dangerous Drugs Act*, to the extent that it deals with packaging and labelling of hazardous substances, industrial chemicals and dangerous goods and would be affected by Part 2 of this Act*Dangerous Goods Act**Work Health Act***[18] Schedule 2, clause 11***after**Ozone Protection Act 1990**insert***Therapeutic goods***Poisons and Dangerous Drugs Act*, to the extent that it deals with packaging and labelling of pharmaceutical drugs and would be affected by Part 2 of this Act**[19] Schedule 3, clauses 1 to 5***omit***Note**

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.