Electronic Transactions Regulations 2012

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Electronic Transactions Regulations 2012*.

2. Commencement

These regulations come into operation on the day on which the *Electronic Transactions Act 2011* section 22 comes into operation.

3. Exemptions from s. 8(1) — transactions

   (1) Section 8(1) of the Act does not apply to —

   (a) a transaction by which an instrument is created appointing an enduring power of attorney or appointing an attorney to manage a person’s affairs; or

   (b) any other transaction that requires a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.

   (2) Section 8(1) of the Act does not apply to a transaction required to be effected by personal service only.

4. Exemptions from Part 2 Division 2 — requirements and permissions

   (1) Part 2 Division 2 of the Act does not apply to —

   (a) a requirement or permission relating to the creation, execution or revocation of a will, codicil or other testamentary instrument; or

   (b) a requirement or permission relating to the creation of an instrument appointing an enduring power of attorney or appointing an attorney to manage a person’s affairs; or

   (c) any other requirement that a document is to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.
(2) Part 2 Division 2 of the Act does not apply to a requirement that information or a document is to be delivered by personal service only.

5. **Electronic Transactions Regulations 2003 repealed**

The *Electronic Transactions Regulations 2003* are repealed.

By Command of the Governor,

N. HAGLEY, Clerk of the Executive Council.