

1995

THE LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL
TERRITORY

FAIR TRADING ACT 1992

FAIR TRADING REGULATIONS

EXPLANATORY MEMORANDUM

Circulated by authority of

Terry Connolly
Attorney-General

Fair Trading Regulations

Outline

Section 34 of the *Fair Trading Act 1992* (the Act) provides for the regulations to prescribe a code of practice that has been submitted to the Minister in accordance with section 33 of the Act and approved by the Minister.

The Fitness Industry Code of Practice (the Code) is being prescribed in this manner. The Code was developed by a working party of industry, government and consumer representatives following a direction of the Attorney-General under subsection 33 (1) of the Act. The Code establishes rights and obligations for suppliers and consumers of fitness services in fitness centres. It also limits membership to 12 months and contains a cooling off period during which membership may be terminated by the consumer.

Revenue/Cost implications

The Regulations have no revenue or cost implications.

Formal clauses

Clauses 1, 2 and 3 are formal requirements. They refer to the citation, commencement and definitions in the regulations.

Codes of practice prescribed

Clause 4 prescribes the Fitness Industry Code of Practice as an approved code for the purposes of section 34 of the Act.

Codes of practice—disallowance

Clause 5 provides for disallowance of the Code pursuant to section 10 of the *Subordinate Laws Act 1989*.