

Cigarette Containers (Labelling) (Amendment) Ordinance 1982

No. 26 of 1982

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated 11 June 1982.

ZELMAN COWEN
Governor-General

By His Excellency's Command,

J. J. CARLTON
Minister of State for Health

An Ordinance to amend the *Cigarette Containers
(Labelling) Ordinance 1972*

Short title

1. This Ordinance may be cited as the *Cigarette Containers (Labelling) (Amendment) Ordinance 1982*.¹

Principal Ordinance

2. In this Ordinance, "Principal Ordinance" means the *Cigarette Containers (Labelling) Ordinance 1972*.²

Health warning to appear on cigarette containers

3. Section 5 of the Principal Ordinance is amended by omitting sub-section (1) and substituting the following sub-section:

"(1) A person shall not—

- (a) sell, or expose for sale, cigarettes; or
- (b) for advertising purposes, give cigarettes, or cause cigarettes to be given, to another person, otherwise than in pursuance of a sale,

unless those cigarettes are contained in a container on which the statement 'WARNING—SMOKING IS A HEALTH HAZARD' appears, as provided by this section, in 2 positions on the exterior of the container.

Penalty: \$500."

Warning statement not to be qualified

4. Section 6 of the Principal Ordinance is amended by omitting sub-section (1) and substituting the following sub-section:

“(1) A person shall not—

- (a) sell, or expose for sale, cigarettes; or
- (b) for advertising purposes, give cigarettes, or cause cigarettes to be given, to another person, otherwise than in pursuance of a sale,

if those cigarettes are contained in a container on which the words ‘Non-injurious’, ‘Non-hazardous’, or any other words that convey, or tend to convey, an indication that smoking is not a hazard to health, appear.

Penalty: \$500.”.

Multiple containers

5. Section 7 of the Principal Ordinance is amended by inserting in sub-section (3) “or who, for advertising purposes, gives the carton, or causes the carton to be given, to another person, otherwise than in pursuance of a sale,” after “sells, or exposes for sale, the carton”.

Further amendments

6. The Principal Ordinance is further amended as set out in the following table:

Provision	Amendment
Sub-section 5 (3)	Omit “one” and “two” (wherever occurring), substitute “1” and “2”, respectively.
Sub-section 5 (4)	Omit “of this section”.
Paragraph 5 (4) (b)	Omit “two” and “one”, substitute “2” and “1”, respectively.
Sub-section 5 (5)	Omit “two” and “one”, substitute “2” and “1”, respectively.
Sub-section 6 (2)	Omit “The last preceding sub-section” and “sub-section (1) of the last preceding section”, substitute “Sub-section (1)” and “sub-section 5 (1)”, respectively.
Sub-section 7 (1)	Omit “two”, substitute “2”.
Sub-section 7 (2)	Omit “the next succeeding sub-section”, substitute “sub-section (3)”.
Paragraph 7 (3) (b)	Omit “one”, substitute “1”.
Paragraph 7 (3) (c)	(a) Omit “two” (wherever occurring), substitute “2”; (b) Omit “sub-section (1) of section 5 of this Ordinance”, substitute “sub-section 5 (1)”; (c) Omit “sub-section (2) of that section”, substitute “sub-section 5 (2)”.
Paragraph 7 (3) (d)	(a) Omit “one”, substitute “1”; (b) Omit “sub-section (1) of section 5 of this Ordinance”, substitute “sub-section 5 (1)”; (c) Omit “sub-section (2) of that section”, substitute “sub-section 5 (2)”.
Sub-section 7 (4)	Omit “two”, substitute “2”.

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 18 June 1982.
2. No. 43, 1972 as amended by No. 39, 1976; No. 46, 1978; No. 26, 1979.