



Australian Capital Territory

# **Trade Measurement (Miscellaneous) Regulation 1991**

**SL1991-28**

made under the

**Trade Measurement Act 1991**

**Republication No 3**

**Effective: 3 November 2004 – 1 July 2010**

Republication date: 3 November 2004

Last amendment made by SL2002-37  
(republication includes editorial amendments  
under Legislation Act)

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Trade Measurement (Miscellaneous) Regulation 1991*, made under the *Trade Measurement Act 1991* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 3 November 2004. It also includes any amendment, repeal or expiry affecting the republished law to 3 November 2004.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

### Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



Australian Capital Territory

# Trade Measurement (Miscellaneous) Regulation 1991

made under the

**Trade Measurement Act 1991**

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R3  
03/11/04

Trade Measurement (Miscellaneous) Regulation 1991  
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Australian Capital Territory

# Trade Measurement (Miscellaneous) Regulation 1991

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made under the

**Trade Measurement Act 1991**

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**1 Name of regulation**

This regulation is the *Trade Measurement (Miscellaneous) Regulation 1991*.

**3 Beer, spirits to be sold by volume**

- (1) Beer, stout, ale, brandy (including cognac and armagnac), gin, rum, vodka and whisky (whiskey) are prescribed as articles to which the Act, section 26 applies.
- (2) Under that section, a sale of a quantity of such an article is required to be at a price decided by reference to the volume of the quantity.

**4 Offer etc for sale by reference to measurement**

- (1) This section does not apply to—
  - (a) prepacked articles; or
  - (b) the articles described in section 3; or
  - (c) diamonds or other precious stones.
- (2) A person who advertises, offers or exposes an article for sale at a price decided by reference to measurement (being mass, volume, linear measurement or superficial measurement) commits an offence unless the measurement is—
  - (a) for mass—
    - (i) 1 kilogram; or
    - (ii) 1 kilogram, with another reference to an integral number of kilograms; or
    - (iii) an integral number of tonnes; or
    - (iv) if the article is a precious metal—1 gram or 1 troy ounce;
  - (b) for volume—
    - (i) 1 litre; or

- (ii) 1 litre, with another reference to an integral number of litres; or
- (iii) an integral number of cubic metres;
- (c) for linear measurement—
  - (i) 1 centimetre; or
  - (ii) 1 metre; or
  - (iii) 1 metre, with another reference to an integral number of metres; or
- (d) for superficial measurement—
  - (i) 1 square centimetre; or
  - (ii) 1 square metre; or
  - (iii) 1 square metre, with another reference to an integral number of square metres;

or is a measurement authorised by subsection (3).

Maximum penalty: 20 penalty units.

- (3) The length, width, thickness, diameter or other linear measurement of an article specified in table 4 may be advertised, offered or exposed for sale by the millimetre, centimetre or metre.

**Table 4**

<b>column 1 item</b>	<b>column 2 article</b>
1	carpets
2	ceramic tiles
3	chain
4	cord

Section 4

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<b>column 1 item</b>	<b>column 2 article</b>
5	cordage
6	electrical cable
7	electrical flex
8	fabrics
9	floor coverings
10	hardboard
11	particle board
12	plastic mouldings
13	plywood
14	resin laminates
15	rope
16	rubber material
17	rubber mouldings
18	sheet glass
19	textiles
20	textile products (other than ready-made clothing)
21	timber
22	veneers
23	wire netting



## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

This regulation was originally the *Trade Measurement (Miscellaneous) Regulations*. It was renamed under the *Legislation Act 2001*.

Before 12 September 2001, regulations commenced on their notification day unless otherwise stated (see *Subordinate Laws Act 1989* s 6).

#### **Trade Measurement (Miscellaneous) Regulation SL 1991 No 28**

notified 1 November 1991

commenced 1 November 1991

as amended by

#### **Legislation (Consequential Amendments) Act 2001 No 44 pt 387**

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 387 commenced 12 September 2001 (s 2 and see Gaz 2001 No S65)

#### **Trade Measurement (Miscellaneous) Amendment Regulations 2002 (No 1) SL2002-37**

notified LR 12 December 2002

s 1, s 2 commenced 12 December 2002 (LA S 75 (1))

remainder commenced 13 December 2002 (s 2)

### 4 Amendment history

#### **Name of regulation**

s 1 am R1 LA; R2 LA

#### **Interpretation**

s 2 om 2001 No 44 amdt 4060

#### **Offer etc for sale by reference to measurement**

s 4 am 2002 No 37 s 4

## 5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (\*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

<b>Republication No</b>	<b>Amendments to</b>	<b>Republication date</b>
1	Act 2001 No 44	9 November 2001
2	SL2002-37	13 December 2002

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