



Australian Capital Territory

Fair Trading Regulations 1995 No 1

made under the

Fair Trading Act 1995

Republication No 2

As in force on 12 September 2001

Includes all amendments up to Act 2001 No 44

Authorised when accessed at www.legislation.act.gov.au or in authorised printed form

Prepared by the ACT Parliamentary Counsel's Office

About this republication

The republished law

This is a republication of the *Fair Trading Regulations 1995*, made under the *Fair Trading Act 1995*, as in force on 12 September 2001. It includes all amendments made to the republished law up to Act 2001 No 44. The history of the republished law is set out in endnote 3.

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):

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

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

Editorial amendments

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other amendments of a formal nature to a law when preparing it for republication. The amendments do not change the law. The amendments 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

If necessary, the penalties in this republication have been revised in accordance with the *Legislation Act 2001*, section 273.

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

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

As in force on
12 September 2001



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As in force on
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Australian Capital Territory

Fair Trading Regulations 1995

made under the

Fair Trading Act 1995

1 Citation

These regulations may be cited as the *Fair Trading Regulations 1995*.

3 Definitions for regulations

In these regulations:

Note A definition applies except so far as the contrary intention appears (see *Legislation Act 2001*, s 155).

approved, in relation to an amendment to a code of practice, means approved by the Minister under the Act, section 35 by instrument.

approved code of practice means a code of practice that is approved under the Act, section 34 (b) by instrument.

4 Approved codes of practice prescribed

- (1) For the Act, section 34 (Regulations—codes of practice), the following approved codes of practice are prescribed:
 - (a) the Fitness Industry Code of Practice;
 - (b) the Crowd Marshals Industry Code of Practice;
 - (c) the Cash Transit Industry Code of Practice;
 - (d) the Guard and Patrol Services Industry Code of Practice;
 - (e) the Bodyguard Industry Code of Practice;
 - (f) the Access Control Industry Code of Practice;
 - (g) the Motor Vehicle Service and Repair Industry Code of Practice;
 - (h) the Retirement Villages Industry Code of Practice.
- (2) Each approved code of practice mentioned in subregulation (1) is a notifiable instrument.

Note A notifiable instrument must be notified under the *Legislation Act 2001*.

5 Approved codes of practice—amendments

- (1) For the Act, section 35 (codes of practice—amendment)—
- (a) the Crowd Marshals Industry Code of Practice is amended in accordance with the approved Crowd Marshals Industry Code of Practice Amendment (No. 1 of 1998); and
 - (b) the Cash Transit Industry Code of Practice is amended in accordance with the approved Cash Transit Industry Code of Practice Amendment (No. 1 of 1998); and
 - (c) the Guard and Patrol Services Industry Code of Practice is amended in accordance with the approved Guard and Patrol Services Industry Code of Practice Amendment (No. 1 of 1998); and
 - (d) the Bodyguard Industry Code of Practice is amended in accordance with the approved Bodyguard Industry Code of Practice Amendment (No. 1 of 1998); and
 - (e) the Fitness Industry Code of Practice is amended in accordance with the approved Fitness Industry Code of Practice Amendment (No. 1 of 1999); and
 - (f) the Crowd Marshals Industry Code of Practice (as amended by the Crowd Marshals Industry Code of Practice Amendment (No. 1 of 1998)) is amended in accordance with the approved Crowd Marshals Industry Code of Practice Amendment (No. 1 of 1999).
- (2) Each amendment mentioned in subregulation (1) is a notifiable instrument.

Note A notifiable instrument must be notified under the *Legislation Act 2001*.

Endnotes

1 About the endnotes

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 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 endnotes.

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.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

2 Abbreviation key

am = amended	orig = original
amdt = amendment	p = page
ch = chapter	par = paragraph
cl = clause	prev = previous
def = definition	(prev...) = previously
dict = dictionary	prov = provision
disallowed = disallowed by the Legislative Assembly	pt = part
div = division	r = rule/subrule
exp = expires/expired	reg = regulation/subregulation
Gaz = Gazette	renum = renumbered
hdg = heading	reloc = relocated
ins = inserted/added	R[X] = Republication No
LA = Legislation Act 2001	s = section/subsection
LRA = Legislation (Republication) Act 1996	sch = schedule
mod = modified / modification	sdiv = subdivision
No = number	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced

3 Legislation history

Fair Trading Regulations 1995 No 1

notified 6 January 1995 (Gaz 1995 No S6)
commenced 6 January 1995 (reg 2)

as amended by

Fair Trading Regulations (Amendment) 1997 No 37

notified 9 December 1997 (Gaz 1997 No S400)
commenced 9 December 1997 (reg 1)

Fair Trading Regulations (Amendment) 1998 No 3

notified 16 January 1998 (Gaz 1998 No S48)
commenced 16 January 1998 (reg 1)

Fair Trading Regulations (Amendment) 1998 No 12

notified 7 May 1998 (Gaz 1998 No S119)
commenced 7 May 1998 (reg 1)

Fair Trading Regulations (Amendment) 1998 No 13

notified 11 May 1998 (Gaz 1998 No S127)
commenced 11 May 1998 (reg 1)

Fair Trading Regulations (Amendment) 1999 No 9

notified 1 July 1999 (Gaz 1999 No S39)
commenced 1 July 1999 (reg 1)

Fair Trading Regulations (Amendment) 1999 No 11

notified 14 July 1999 (Gaz 1999 No 28)
commenced 14 July 1999 (reg 1)

Fair Trading Regulations Amendment 1999 No 27

notified 3 November 1999 (Gaz 1999 No 44)
commenced 3 November 1999 (reg 1)

Legislation (Consequential Amendments) Act 2001 No 44 pt 138

notified 26 July 2001 (Gaz 2001 No 30)
s 1, s 2 commenced 26 July 2001 (IA s 10B)
pt 138 commenced 12 September 2001 (s 2 and Gaz 2001 No S65)

Endnotes

4 Amendment history

4 Amendment history

Citation

reg 1 am 1999 No 9 reg 3

Commencement

reg 2 om Act 2001 No 44 amdt 1.1583

Definitions for regulations

reg 3 def **approved** ins 1998 No 13 reg 3
def **the Act** om Act 2001 No 44 amdt 1.1584

Approved codes of practice prescribed

reg 4 hdg sub 2001 No 44 amdt 1.1585
reg 4 sub 1997 No 37 reg 3
am 1998 No 3 reg 3; 1998 No 12 reg 3; 1999 No 9 reg 4; 1999
No 27 reg 3; Act 2001 No 44 amdt 1.1585, amdt 1.1586

Approved codes of practice—amendments

reg 4A renum as reg 5

Approved codes of practice—amendments

reg 5 hdg (prev reg 4A hdg) sub 2001 No 44 amdt 1.1587
reg 5 orig reg 5 am 1998 No 13 reg 5
om 1999 No 11 reg 4
(prev reg 4A) ins 1998 No 13 reg 4
am 1999 No 11 reg 3; Act 2001 No 44 amdt 1.1587, amdt
1.1588
renum R1 LA (see 2001 No 44 amdt 1.1589)

5 Earlier republications

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

Republication No	Amendments to	Republication date
1	not amended	31 January 1998

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