



Australian Capital Territory

Fair Trading Regulations 1995 No 1

made under the

Fair Trading Act 1995

Republication No 3

Effective: 3 September 2003 – 31 October 2004

Republication date: 3 September 2003

Last amendment made by A2003-4

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Fair Trading Regulations 1995*, made under the *Fair Trading Act 1995* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 3 September 2003. It also includes any amendment, repeal or expiry affecting the republished law to 3 September 2003.

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):

- 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 does not include 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

Fair Trading Regulations 1995

made under the

Fair Trading Act 1995

Contents

	Page
1 Citation	2
3 Definitions for regulations	2
4 Approved codes of practice prescribed	2
5 Approved codes of practice—amendments	2
Endnotes	
1 About the endnotes	4
2 Abbreviation key	4
3 Legislation history	5
4 Amendment history	6
5 Earlier republications	7

R3
03/09/03

Fair Trading Regulations 1995
Effective: 03/09/03-31/10/04

contents 1



Australian Capital Territory

Fair Trading Regulations 1995

made under the

Fair Trading Act 1995

R3
03/09/03

Fair Trading Regulations 1995
Effective: 03/09/03-31/10/04

page 1

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 Motor Vehicle Service and Repair Industry Code of Practice;
 - (c) 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), the Fitness Industry Code of Practice is amended in accordance

with the approved Fitness Industry Code of Practice Amendment (No. 1 of 1999).

- (2) The amendment is a notifiable instrument.

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

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 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.

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

2 Abbreviation key

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

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

Security Industry Act 2003 A2003-4 sch 1 pt 1.3

notified LR 3 March 2003

s 1, s 2 commenced 3 March 2003 (LA s 75 (1))

sch 1 pt 1.3 commenced 3 September 2003 (s 2 and LA s 79)

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; A2003-4 amdt 1.6

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)

sub A2003-4 amdt 1.7

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.

Republication No	Amendments to	Republication date
1	not amended	31 January 1998
2	A2001-44	12 September 2001

© Australian Capital Territory 2003