



New South Wales

Trans-Tasman Mutual Recognition (New South Wales) Temporary Exemptions Regulation 2004

under the

Trans-Tasman Mutual Recognition (New South Wales) Act 1996

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Trans-Tasman Mutual Recognition (New South Wales) Act 1996*.

BOB CARR, M.P.,
Premier

Explanatory note

The object of this Regulation is to declare certain laws of New South Wales, relating to petrol volatility standards, to be exempt from the operation of the Trans-Tasman mutual recognition scheme for goods.

The Trans-Tasman mutual recognition scheme provides generally that goods produced in or imported into New Zealand, that may lawfully be sold in New Zealand, may be sold in New South Wales without the necessity for compliance with further requirements. The Trans-Tasman mutual recognition scheme includes the *Trans-Tasman Mutual Recognition Act 1997* of the Commonwealth and the *Trans-Tasman Mutual Recognition (New South Wales) Act 1996* of New South Wales.

The exemption provided by this Regulation is temporary (that is, it will operate for no longer than 12 months) and its effect is conditional upon the exemption being substantially for the purpose of protecting the health and safety of persons in New South Wales or preventing, minimising or regulating environmental pollution (including air, water, noise or soil pollution) in New South Wales.

This Regulation is made under section 5 of the *Trans-Tasman Mutual Recognition (New South Wales) Act 1996*.

This Regulation relates to matters arising under legislation that is substantially uniform or complementary with legislation of the Commonwealth and other States.

2004 No 732

Clause 1 Trans-Tasman Mutual Recognition (New South Wales) Temporary
Exemptions Regulation 2004

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1 Name of Regulation

This Regulation is the *Trans-Tasman Mutual Recognition (New South Wales) Temporary Exemptions Regulation 2004*.

2 Commencement

This Regulation commences on 15 November 2004.

3 Temporary exemption relating to petrol volatility standards

In accordance with section 5 of the *Trans-Tasman Mutual Recognition (New South Wales) Act 1996*, Division 7 of Part 3 of the *Protection of the Environment Operations (Clean Air) Regulation 2002* is, for the purposes of section 46 of the Commonwealth Act, declared to be exempt from the operation of the Commonwealth Act.

4 Repeal

In accordance with section 46 (4) of the Commonwealth Act, this Regulation is repealed at the beginning of 15 November 2005.

BY AUTHORITY