



New South Wales

Fair Trading (General) Amendment (Sunglasses and Fashion Spectacles) Regulation 2004

under the

Fair Trading Act 1987

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fair Trading Act 1987*.

REBA PAIGE MEAGHER, M.P.,
Minister for Fair Trading

Explanatory note

The object of this Regulation is to amend the *Fair Trading (General) Regulation 2002* so that the product safety standard for sunglasses and fashion spectacles set out in that Regulation corresponds with the Commonwealth consumer product safety standard dealing with the same subject matter. (The Commonwealth standard has recently been amended to incorporate a new Australian and New Zealand standard, AS/NZS 1067:2003, *Sunglasses and fashion spectacles*, with variations as specified in the Commonwealth Gazette.)

This Regulation is made under the *Fair Trading Act 1987*, including sections 26 and 92 (the general regulation-making power).

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Clause 1 Fair Trading (General) Amendment (Sunglasses and Fashion Spectacles)
Regulation 2004

Fair Trading (General) Amendment (Sunglasses and Fashion Spectacles) Regulation 2004

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1 Name of Regulation

This Regulation is the *Fair Trading (General) Amendment (Sunglasses and Fashion Spectacles) Regulation 2004*.

2 Amendment of Fair Trading (General) Regulation 2002

The *Fair Trading (General) Regulation 2002* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 16 Definitions

Insert in appropriate order:

AS/NZS 1067:2003 means the Australian/New Zealand standard entitled AS/NZS 1067:2003, *Sunglasses and fashion spectacles* jointly published by Standards Australia and Standards New Zealand on 10 April 2003.

[2] Clause 17

Omit the clause. Insert instead:

17 Safety standard

The product safety standard prescribed for sunglasses and fashion spectacles is as follows:

- (a) before 1 April 2005, they must comply with AS 1067.1 or AS/NZS 1067:2003,
- (b) on and from 1 April 2005, they must comply with AS/NZS 1067:2003.

[3] Clause 18A

Insert after clause 18:

18A Variation of AS/NZS 1067:2003

For the purposes of this Division, AS/NZS 1067:2003 is taken to have been amended as follows:

- (a) by omitting Clauses 1.1 and 1.2,
- (b) by inserting at the end of Clause 2.6:

Only lenses with transparent labels, decorations or markings (other than those intended to be removed before use) within the area of the two ellipses defined in Clause 3.2.1 must meet the requirements of this Clause when tested in accordance with Appendix G. (See also Clause 3.2.2.)

- (c) by omitting Clauses 2.7 and 2.8,

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- (d) by inserting at the end of Clause 3.2.2:

NOTE: Lenses with holograms or other transparent images applied to the outer (non-eye) side of the lens would generally pass the requirements of Clause 3.2.2 provided that the other requirements of the standard are met, in particular Clauses 2.2.2 (Transmittance matching for pairs of sunglass lenses of all types), 2.2.3 (Uniformity of colour for pairs of sunglass lenses of all types) and 2.6 (Scattered light).

- (e) by omitting Clauses 3.3 and 3.6,
(f) by omitting Clause 4.1.1 (c),
(g) by inserting “or” after “sunglass frame,” in Clause 4.2.1,
(h) by omitting Clause 4.2.2.

BY AUTHORITY
