

# COVID-19 Legislation Amendment (Emergency Measures—Miscellaneous) Act 2020 No 5

[2020-5]



New South Wales

## Status Information

### Currency of version

Repealed version for 15 May 2020 to 1 July 2020 (accessed 28 December 2024 at 20:40)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

The provisions displayed in this version of the legislation have all commenced.

### Notes—

- **Repeal**

This Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 2.7.2020.

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 2 July 2020

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## Contents

<b>Long title</b> .....	3
1 Name of Act.....	3
2 Commencement .....	3
3 Explanatory notes.....	3
<b>Schedule 1 Miscellaneous amendments</b> .....	3

# COVID-19 Legislation Amendment (Emergency Measures—Miscellaneous) Act 2020 No 5



New South Wales

An Act to amend certain legislation to implement further emergency measures as a result of the COVID-19 pandemic.

## 1 Name of Act

This Act is the *COVID-19 Legislation Amendment (Emergency Measures—Miscellaneous) Act 2020*.

## 2 Commencement

- (1) This Act, other than Schedule 1.12, commences on the date of assent to this Act.
- (2) Schedule 1.12 commences on the commencement of Schedule 1.1[5] to the *Fair Trading Legislation Amendment (Reform) Act 2018*.

## 3 Explanatory notes

The matter appearing under the heading “Explanatory note” in Schedule 1 does not form part of this Act.

## Schedule 1 Miscellaneous amendments

### 1.1-1.11

(Repealed)

### 1.12 **Fair Trading Act 1987 No 68 (as amended by the Fair Trading Legislation Amendment (Reform) Act 2018)**

#### Section 70 Remedy provisions of ACL that extend to local matters

Insert “to the extent that it relates to a provision of Part 3-1 (other than section 47(1)) of that Law” after “(Pecuniary penalties)” in section 70(3)(a).

#### Explanatory note

The proposed amendment specifies which pecuniary penalties in the ACL apply to a contravention of proposed sections 47A and

47B of the *Fair Trading Act 1987* that are to be inserted by Schedule 1.1[3] of the *Fair Trading Legislation Amendment (Reform) Act 2018*. Proposed section 47A requires a supplier, before supplying a consumer with goods or services, to take reasonable steps to ensure the consumer is aware of any term or condition relating to the supply that may substantially prejudice the consumer's interests. Proposed section 47B applies to an intermediary who, under an arrangement that provides for the intermediary to receive a financial incentive, arranges contracts for the supply of goods or services as an agent or refers consumers to another supplier of goods and services. The intermediary is required, before acting under the arrangement, to take reasonable steps to ensure the consumer who will be supplied with the goods or services to which the financial incentive relates is aware of the arrangement.

### **1.13-1.34**

(Repealed)