

South Australia

Mutual Recognition (South Australia) (Temporary Exemptions) Variation Regulations 2009

under the *Mutual Recognition (South Australia) Act 1993*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Mutual Recognition (South Australia) (Temporary Exemptions) Variation Regulations 2009*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Mutual Recognition (South Australia) (Temporary Exemptions) Regulations 1999*

4—Insertion of regulation 8

After regulation 7 insert:

8—Temporary exemptions—energy inefficient air conditioners

- (1) For the purposes of section 5 of the Act and section 15 of the Commonwealth Act, energy inefficient air conditioners are declared to be goods to which section 15 of the Commonwealth Act applies.
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- (2) The exemption from the Commonwealth Act under this regulation has effect for a period of 12 months commencing on 1 July 2010.
- (3) In this regulation—

air conditioner means an electrical product of the class defined by proclamation under section 5 of the *Electrical Products Act 2000* as air conditioner—packaged or air conditioner—refrigerative;

energy inefficient air conditioner means an air conditioner that does not comply with the applicable energy performance standard under the *Electrical Products Act 2000* (namely, AS/NZS 3823.2:2009 as in force as at 1 January 2010 with the modifications specified in clause 5(3) of the *Electrical Products (Part 2 Declarations) Proclamation 2004*).

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 16 December 2009

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