NORTHERN TERRITORY OF AUSTRALIA

# TRANS-TASMAN MUTUAL RECOGNITION ACT 1998

As in force at 1 January 1999

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# NORTHERN TERRITORY OF AUSTRALIA

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This reprint shows the Act as in force at 1 January 1999. Any amendments that commence after that date are not included.

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## TRANS-TASMAN MUTUAL RECOGNITION ACT 1998

### An Act relating to the recognition of regulatory standards adopted in New Zealand regarding goods and occupations

### 1 Short title

This Act may be cited as the *Trans-Tasman Mutual Recognition Act 1998*.

### 2 Commencement

This Act comes into operation on 1 January 1999.

### 3 Termination

The Administrator may, by notice in the *Gazette*, fix a day, being a day that is not earlier than 12 months after the date of the publication of the notice, on which this Act will expire, and this Act will expire accordingly.

### 4 Definition

In this Act, ***Commonwealth Act*** means the Act of the Parliament of the Commonwealth referred to in section 5(1) and as amended and in force from time to time.

### 5 Application of Commonwealth legislation

(1) The *Trans-Tasman Mutual Recognition Act 1997* of the Commonwealth applies as a law of the Territory.

(2) The Legislative Assembly requests the Parliament of the Commonwealth to amend the Commonwealth Act (other than the Schedules) but only in terms that are approved by the designated person for each of the then participating jurisdictions.

(3) For the purposes of this section, a participating jurisdiction is:

(a) a State for which there is in force an Act of its Parliament that refers to the Parliament of the Commonwealth, to the extent to which they are not otherwise included in the legislative powers of the Parliament of the Commonwealth, matters to which the Schedule relates, or that adopts the Commonwealth Act, under section 51(xxxvii) of the Constitution; or

(b) the Territory or the Australian Capital Territory (while there is in force an Act of the Legislative Assembly of the Australian Capital Territory that requests the Parliament of the Commonwealth to enact the Commonwealth Act or that enables the Commonwealth Act to apply in relation to the Australian Capital Territory).

(4) For the purposes of this section, the designated person for the Territory is the Administrator, for a State is the Governor and for the Australian Capital Territory is the Chief Minister.

## 6 Approval of amendments

For the purposes of section 5(2), the Administrator may, by notice in the *Gazette*, approve the terms of amendments of the Commonwealth Act.

## 7 Regulations for temporary exemptions for goods

Without limiting any other power to make regulations under any other Act, the Administrator may make regulations for the purposes mentioned in section 46 of the Commonwealth Act.

# ENDNOTES

## 1 KEY

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
*Gaz* = *Gazette*
hdg = heading
ins = inserted
lt = long title
nc = not commenced
od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

## 2 LIST OF LEGISLATION

*Trans-Tasman Mutual Recognition Act 1998* (Act No. 89, 1998)

| | |
|---|---|
| Assent date | 11 December 1998 |
| Commenced | 1 January 1999 (s 2) |