



# **Tobacco Plain Packaging Amendment Act 2018**

**No. 120, 2018**

**An Act to amend the *Tobacco Plain Packaging Act 2011*, and for related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation (<https://www.legislation.gov.au/>)



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# Tobacco Plain Packaging Amendment Act 2018

No. 120, 2018

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## **An Act to amend the *Tobacco Plain Packaging Act 2011*, and for related purposes**

[Assented to 3 October 2018]

The Parliament of Australia enacts:

### **1 Short title**

This Act is the *Tobacco Plain Packaging Amendment Act 2018*.

### **2 Commencement**

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with
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column 2 of the table. Any other statement in column 2 has effect according to its terms.

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<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provisions</b>	<b>Commencement</b>	<b>Date/Details</b>
1. The whole of this Act	The day after this Act receives the Royal Assent.	4 October 2018

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Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

### **3 Schedules**

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

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## Schedule 1—Amendments

### *Tobacco Plain Packaging Act 2011*

#### **1 After paragraph 81(1)(a)**

Insert:

- (aa) a person who is appointed or engaged otherwise than under the *Public Service Act 1999*, by the Commonwealth or by a Commonwealth entity within the meaning of the *Public Governance, Performance and Accountability Act 2013*;

#### **2 At the end of subsection 81(1)**

Add:

- ; (c) a person:
  - (i) who is appointed or employed by a State or Territory, or by a local governing body established by or under a law of a State or Territory; and
  - (ii) who has responsibilities in relation to health matters or in relation to compliance and enforcement in tobacco control matters;
- (d) a member of the police force or police service of a State or Territory.

#### **3 After subsection 81(2)**

Insert:

- (2A) The Secretary may appoint a person mentioned in paragraph (1)(c) or (d) as an authorised officer only with the agreement of the State or Territory concerned.

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*[Minister's second reading speech made in—  
House of Representatives on 15 August 2018  
Senate on 12 September 2018]*

(151/18)

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