

# Greenhouse and Energy Minimum Standards (Exemption) Instrument (No. 3) 2014

*Greenhouse and Energy Minimum Standards Act 2012*

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I, David Walker, being the person occupying the position of GEMS Regulator, make this instrument under subsection 37(1) and (2) of the *Greenhouse and Energy Minimum Standards Act 2012*.

Dated 1 October 2014

David Walker  
GEMS Regulator

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## 1 Name of Determination

This instrument is the *Greenhouse and Energy Minimum Standards (Exemption) Instrument (No.3) 2014*.

## 2 Commencement

This instrument comes into force on the day after it is registered.

*Note 1:* The GEMS Regulator may repeal, rescind, revoke, amend or vary this instrument – see s 33(3) of the *Acts Interpretation Act 1901*.

*Note 2:* For sunseting of legislative instruments see Part 6 of the *Legislative Instrument Act 2003*.

## 3 Definitions

In this instrument:

*Act* means the *Greenhouse and energy Minimum Standards Act 2012*.

*exempt models:* see section 4.

*Note:* Several other words and expressions used in this instrument have the meaning given by section 5 of the Act. For example:

- GEMS
- GEMS determination
- GEMS labelling requirements
- GEMS level requirements
- model
- model identifier
- product classes
- supply

#### **4 Exemption of model of a GEMS product from requirements of GEMS determination**

The models specified at clause 1 of the Schedule (the *exempt models*) are exempt from the requirements of the GEMS determination as described at clause 2 of the Schedule.

#### **5 Conditions of exemption**

The conditions (if any) at clause 3 of the Schedule are specified for the purposes of subsection 37(2) of the Act.

*Note:* Subsection 37(2) of the Act provides that the exemption may specify conditions to which the exemption is subject. Subsection 37(3) provides that a person must comply with a condition of an exemption to the extent that it applies to the person.

## Schedule Exemption and conditions of exemption

### Part 1 Exemption

#### 1 Specification of exempt models

Product Class	Brand	Model No.	Registration No.
Product class 11	Airskill Pty Ltd	SF-1800H(S)	N/A
Product class 11	Airskill Pty Ltd	SF-2000H(S)	N/A

#### 2 Requirements from which model is exempt

Requirements of the *Greenhouse and Energy Minimum Standards (Air Conditioners and Heat Pumps) Determination 2013* as follows:

GEMS level requirements (section 6)	The model is exempted from the requirements mentioned in section 6 of the Determination in relation to the specified energy use requirements for products covered by this Determination.
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#### 3 Specification of conditions of exemption

The exempt models are supplied only for use in the apartment complex located at 60-68 Terrace Road, East Perth WA 6004.