



# **Therapeutic Goods Amendment (Therapeutic Goods Advertising Code) Instrument (No. 5) 2021**

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I, John Skerritt, as delegate of the Minister for Health and Aged Care, make the following instrument.

Dated 23 September 2021

Adjunct Professor John Skerritt  
Deputy Secretary  
Health Products Regulation Group  
Department of Health

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## 1 Name

This instrument is the *Therapeutic Goods Amendment (Therapeutic Goods Advertising Code) Instrument (No. 5) 2021*.

## 2 Commencement

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

<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 instrument	The day after this instrument is registered.	

Note: This table relates only to the provisions of this instrument as originally made.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

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

## 3 Authority

This instrument is made under section 42BAA of the *Therapeutic Goods Act 1989*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *Therapeutic Goods Advertising Code (No.2) 2018*

#### **1 Paragraph 6(2)(c)**

Repeal the paragraph, substitute:

- (c) is made in accordance with the *Therapeutic Goods (Restricted Representations—COVID-19 Vaccines) Permission (No. 4) 2021* made under section 42DK of the Act, as in force or existing on 24 September 2021.

#### **2 Subsection 6(2) (note 1)**

Repeal the note, substitute:

- Note 1: The *Therapeutic Goods (Restricted Representations—COVID-19 Vaccines) Permission (No. 4) 2021* is published at [www.tga.gov.au](http://www.tga.gov.au).

#### **3 Application of amendments**

The amendments made by this instrument apply in relation to an advertisement occurring after the commencement of this instrument.

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## **Schedule 2—Repeals**

### ***Therapeutic Goods Amendment (Therapeutic Goods Advertising Code) Instrument (No. 3) 2021***

#### **1 The whole of the instrument**

Repeal the instrument.