



Therapeutic Goods (Excluded Goods) Amendment (Vaping) Determination 2023

I, Anthony Lawler, as delegate of the Minister for Health and Aged Care, make the following determination.

Dated 15 December 2023

Professor Anthony Lawler
Deputy Secretary
Health Products Regulation Group
Department of Health and Aged Care

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1 Name

This instrument is the *Therapeutic Goods (Excluded Goods) Amendment (Vaping) Determination 2023*.

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.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	At the same time as the commencement of the <i>Therapeutic Goods Legislation Amendment (Vaping) Regulations 2023</i> . However, this instrument does not commence at all if the <i>Therapeutic Goods Legislation Amendment (Vaping) Regulations 2023</i> does not commence.	

Note: This table relates only to the provisions of this instrument as originally made.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 7AA 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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Therapeutic Goods (Excluded Goods) Determination 2018

1 After section 6

Insert:

7 Savings provision

Item 16 of the table in Schedule 1, as in force immediately before the commencement of the *Therapeutic Goods (Excluded Goods) Amendment (Vaping) Determination 2023*, continues to apply to goods covered by the item that are imported or manufactured before 1 March 2024.

2 Schedule 1 (table item 16)

Repeal the item.