

Therapeutic Goods Regulations (Amendment) 1995 No. 328

EXPLANATORY STATEMENT

STATUTORY RULES 1995 No. 328

Issued by Authority of the Minister for Family Services

Therapeutic Goods Act 1989

Therapeutic Goods Regulations (Amendment)

The *Therapeutic Goods Act 1989* (the Act) has for its objective the establishment and maintenance of a national system of controls relating to the quality, safety, efficacy and timely availability of therapeutic goods that are used in Australia or exported from Australia.

Section 63 of the Act enables the Governor-General to make regulations prescribing matters necessary or convenient to be prescribed for carrying out or giving effect to the Act.

Regulation 2 of the *Therapeutic Goods Regulations* (the Regulations) defines "Therapeutic Goods Advertising Code" as meaning the code known by that name and authorised by the Trade Practices Commission.

The purpose of the Code is to prohibit certain forms of advertisement for therapeutic goods. The Code is also approved and adopted by the Media Council of Australia.

The Trade Practices Commission will, however, be abolished upon the commencement of the *Competition Policy Reform Act 1995* and replaced with the Australian Competition and Consumer Commission. The Australian Competition and Consumer Commission will perform the current functions of the Trade Practices Commission.

Accordingly, the amendment enables the name of the Trade Practices Commission to be changed to the Australian Competition and Consumer Commission.

The Regulations commenced on the date of commencement of Part 3 of the *Competition Policy Reform Act 1995*.