



Greenhouse and Energy Minimum Standards (Exemption) Instrument (No. 2) 2020

I, Shane Gaddes, being the person occupying the position of GEMS Regulator, make the following instrument.

Dated 4 August 2020

Shane Gaddes
GEMS Regulator

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1 Name

This instrument is the *Greenhouse and Energy Minimum Standards (Exemption) Instrument (No. 2) 2020*.

2 Commencement

This instrument commences the day it is made.

3 Authority

This instrument is made under subsection 37(1) of the *Greenhouse and Energy Minimum Standards Act 2012*.

4 Definitions

In this instrument:

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

Determination means the *Greenhouse and Energy Minimum Standards (Air Conditioners up to 65kW) Determination 2019*.

exempt model: see section 5.

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

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

5 Exemption

The models specified in clause 1 of the Schedule (the **exempt models**) are exempt from the requirements of the Determination as described at clause 2 of the Schedule with respect to the supplies of the exempt models specified at clause 3 of the Schedule.

6 Conditions of exemption

The conditions at clause 4 of the Schedule are specified for the purposes of subsection 37(2) of the Act.

7 Repeal

This instrument is repealed on the day after the end of the period of 12 months beginning on the day this instrument is registered.

Schedule 1—Exemption and condition of exemption

1 Specification of exempt models

	Brand	Model Number	Description	No. of units covered
1	Braemar	MCMX080D104 B	Air conditioner – ducted split system (product class 19)	45
2	Braemar	MCMZ100D105 B	Air conditioner – ducted split system (product class 19)	11

2 Requirements from which the models are exempt

Requirements of the Determination as follows:

GEMS level requirements	The models specified in clause 1 are exempted from the GEMS level requirements contained in Schedule 2 of the Determination
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3 Supplies to which the exemption applies

This exemption only applies in relation to the supply of the models set out in clause 1 of this Schedule by Seeley International Pty Ltd, ABN 23 054 687 035, to Cold Front Air Conditioning QLD/NSW Pty Ltd, ABN 15 156 072 258, occurring on or around 2 August 2020, for installation by Cold Front Air Conditioning QLD/NSW Pty Ltd in an apartment complex and any subsequent supplies of those models.

4 Specification of conditions of exemption

This exemption is subject to the following conditions:

- (1) Seeley International Pty Ltd must:
- (a) notify the GEMS Regulator of the results of testing in accordance with Schedule 2 of the Determination for the models specified in clause 1 as soon as practicable after those results are received;
 - (b) update the relevant registration to provide the results of the testing in accordance with Schedule 2 of the Determination and any other relevant information; and
 - (c) not supply any other units of the models specified in clause 1 until the GEMS Regulator is satisfied with the actions of Seeley International Pty Ltd has taken under (a) and (b).

