

EXPOSURE DRAFT

2016-2017

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

EXPOSURE DRAFT

Therapeutic Goods (Charges) Amendment Bill 2017

No. , 2017

(Health)

**A Bill for an Act to amend the *Therapeutic Goods
(Charges) Act 1989*, and for related purposes**

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1
2 **A Bill for an Act to amend the *Therapeutic Goods***
3 ***(Charges) Act 1989, and for related purposes***

4 The Parliament of Australia enacts:

5 **1 Short title**

6 This Act is the *Therapeutic Goods (Charges) Amendment Act*
7 *2017*.

8 **2 Commencement**

- 9 (1) Each provision of this Act specified in column 1 of the table
10 commences, or is taken to have commenced, in accordance with
11 column 2 of the table. Any other statement in column 2 has effect
12 according to its terms.
13

Commencement information

Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details

1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	
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2. Schedule 1	At the same time as Schedule 5 to the <i>Therapeutic Goods Amendment (2017 Measures No. 1) Act 2017</i> commences. However, the provisions do not commence at all if that Schedule does not commence.	
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14 Note: This table relates only to the provisions of this Act as originally
15 enacted. It will not be amended to deal with any later amendments of
16 this Act.

- 17 (2) Any information in column 3 of the table is not part of this Act.
18 Information may be inserted in this column, or information in it
19 may be edited, in any published version of this Act.
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1 **3 Schedules**

2 Legislation that is specified in a Schedule to this Act is amended or
3 repealed as set out in the applicable items in the Schedule
4 concerned, and any other item in a Schedule to this Act has effect
5 according to its terms.

1 **Schedule 1—Amendments**
2

3 ***Therapeutic Goods (Charges) Act 1989***

4 **1 Title**

5 Omit “**and on the licensing of manufacturers of therapeutic goods**”,
6 substitute “**, on the licensing of manufacturers of therapeutic goods**
7 **and on the making of conformity assessment body determinations**”.

8 **2 At the end of section 3**

9 Add:

10 (3) For the purposes of this Act, if a suspension of a conformity
11 assessment body determination has effect under regulations made
12 for the purposes of Part 4-4A of the *Therapeutic Goods Act 1989*,
13 the determination is taken to be in force for the period of the
14 suspension.

15 **3 After subsection 4(2)**

16 Insert:

17 (2A) An annual charge of such amount as is prescribed is payable in
18 respect of a conformity assessment body determination that is in
19 force at any time during a financial year.

20 **4 After subsection 4(3)**

21 Insert:

22 (3A) If, because of the operation of section 6AAE of the Therapeutic
23 Goods Act, goods are included in the part of the Register for goods
24 known as provisionally registered goods, this section has effect as
25 if the goods had been registered under Part 3-2 of that Act.

26 **5 At the end of subsection 5(2)**

27 Add:

28 ; or (c) conformity assessment body determinations of different
29 kinds.

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Schedule 1 Amendments

1 **6 Application provision**

2 The amendments made by this Schedule apply in relation to the
3 financial year in which this item commences and to each later financial
4 year.