

“(1A) In subsection (1) of this section ‘commencing date’ means—

- (a) in the case of a re-financing loan, the date of the original loan; and
- (b) in the case of an original loan, the date of the loan.

“(2) Where some part only of any land or building referred to in subsection (1) of this section ceases to be used, or to be available for use, for school accommodation that subsection applies in relation to such proportion of the subsidies so referred to as the Treasurer on the recommendation of the Minister, determines.”;

- (b) by omitting from subsection (3) the word “a” and substituting therefor the words “any land or”; and
- (c) by inserting in that subsection, after the word “used”, the words “, or to be available for use,”.

CIGARETTES (LABELLING).

No. 70 of 1972.

AN ACT to prohibit the sale of cigarettes except in packages marked with the prescribed health warning and to provide for matters incidental thereto. [17 January 1973.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title
and commence-
ment.

1—(1) This Act may be cited as the *Cigarettes (Labelling) Act* 1972.

(2) This Act shall commence on the first day of May 1973.

2 In this Act, unless the contrary intention appears—

Inter-
pretation.

- “appointed day” means the day on which this Act commences;
- “cigarettes” means cigarettes that contain cut or sliced tobacco;
- “container”, in relation to cigarettes, means a carton, box, case, wrapper, cover, or other like receptacle by means of which packages of cigarettes may, for transport, for carriage, for storage, or for sale, be enclosed, packed, cased, contained, or covered;
- “package”, in relation to cigarettes, means a packet, box, case, wrapper, cover, or other like receptacle that immediately contains the cigarettes;
- “prescribed health warning” means the words or symbols, or the words and symbols, specified in the regulations as comprising the prescribed health warning;
- “sell” includes offer for sale and keep or have in possession for sale.

3—(1) No person shall, on or after the appointed day, sell any cigarettes unless—

Cigarette
packages to be
marked with
the prescribed
health
warning.

- (a) the cigarettes are enclosed in a package; and
- (b) the package is marked, in accordance with the regulations, with the prescribed health warning.

(2) Except as permitted by the regulations, no person shall, on or after the appointed day, sell any package of cigarettes that is, or packages of cigarettes that are, enclosed in a container unless the container is marked, in accordance with the regulations, with the prescribed health warning.

(3) A person who contravenes any of the provisions of this section is guilty of an offence.

Penalty: One hundred dollars.

4—(1) The Governor may make regulations for or with respect to—

Regulations.

- (a) specifying the words or symbols, or the words and symbols, that comprise the prescribed health warning;
- (b) the manner of marking, whether by printing or in any other manner, the prescribed health warning on packages in which cigarettes are enclosed and containers in which packages of cigarettes are enclosed or on labels affixed to any such packages or containers, including, but without limiting the generality of the foregoing—
- (i) the size of type face of the words or symbols, or the words and symbols, that comprise the prescribed health warning to be marked on any such packages or containers or on labels affixed to any such packages or containers of any class, type, or description specified in the regulations;

- (ii) the colours or types or kinds of colours or combinations of colours, in which the prescribed health warning shall or shall not be marked; and
 - (iii) the place or places on any such package or container or label affixed thereto on which the prescribed health warning shall be marked;
 - (c) prohibiting the sale of cigarettes in a package or container on which, or with which is given to the purchaser any material on which, is printed or marked in any other manner, any words or symbols, or words and symbols, specified in the regulations;
 - (d) exempting packages, containers, or cigarettes of any prescribed class, type, or description from all or any of the provisions of this Act, either unconditionally or subject to prescribed conditions; and
 - (e) imposing penalties, not exceeding one hundred dollars, for offences against the regulations.
- (2) The regulations made for the purposes of sub-paragraph (ii) of paragraph (b) of subsection (1) of this section may—
- (a) adopt, either specifically or by reference, any dictionary or index of colours or of colour standards, or any other publication relating to the standards of colours, issued or published by a body or society specified in the regulations; and
 - (b) prohibit the marking of the prescribed health warning in a colour that is made from, or is composed of, a substance of a prescribed kind.
- (3) The regulations may make different provision with respect to different classes, types, or descriptions of packages or containers.

ADVANCED EDUCATION.

No. 71 of 1972.

AN ACT to amend the *Advanced Education Act* 1968. [17 January 1973.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title and
citation.

1—(1) This Act may be cited as the *Advanced Education Act* 1972.

(2) The *Advanced Education Act* 1968, as subsequently amended, is in this Act referred to as the Principal Act.