

Trans-Pacific Partnership Agreement (CPTPP) Amendment Bill

Government Bill

Explanatory note

General policy statement

This Bill makes changes necessary for New Zealand to ratify the Comprehensive and Progressive Agreement for Trans-Pacific Partnership (the **CPTPP**).

The CPTPP is a free trade agreement negotiated by 11 countries in the Asia-Pacific region, New Zealand, Australia, Brunei Darussalam, Canada, Chile, Japan, Malaysia, Mexico, Peru, Singapore, and Viet Nam.

The CPTPP includes many of the elements that were negotiated as part of the Trans-Pacific Partnership (the **TPP**), but with some significant differences. On 23 January 2018, negotiations concluded and the participants agreed to suspend 22 items from the original TPP agreement. This means that some of the TPP-related outcomes have been suspended, including in the areas of intellectual property and pharmaceuticals.

The CPTPP was signed by Trade Ministers on 8 March 2018, in Chile.

For an explanation of the similarities and differences between the CPTPP and the TPP, *see* <https://www.mfat.govt.nz/en/trade/free-trade-agreements/free-trade-agreements-concluded-but-not-in-force/cptpp/tpp-and-cptpp-the-differences-explained/>

The following legislation would be amended when the CPTPP enters into force for New Zealand:

- *Tariff Act 1988*: Amend the New Zealand Tariff to include the CPTPP Parties as a group eligible for preferential tariff treatment and enable subsequent regulations to be made that give effect to this eligibility when ratification processes are complete and apply the preferential tariff rates agreed under the CPTPP; provide for the transitional safeguard mechanism required under the Trade Remedies Chapter of the CPTPP; and provide for the emergency action (safeguards) mechanism and associated procedures required under the Textiles and Apparel Chapter of the CPTPP:

- *Hazardous Substances and New Organisms Act 1996*: Provide a 60-day comment period on proposed technical regulations that will need to be notified to the World Trade Organization, as required by the Technical Barriers to Trade Chapter of the CPTPP:
- *Wine Regulations 2006*: Introduce a standard that restricts the export of wine labelled as “ice wine” that is not made from grapes frozen on the vine as required by the Wine and Distilled Spirits Annex of the Technical Barriers to Trade Chapter of the CPTPP. This amendment will come into effect 3 years after the CPTPP enters into force for New Zealand:
- *Overseas Investment Act 2005*: Provide a clear power to make regulations to implement higher investment screening thresholds for overseas investments in significant business assets in order to meet the requirements in the Investment Chapter of the CPTPP, and other related existing international agreements (being the Most Favoured Nation (MFN) obligations in New Zealand’s existing trade agreements with China, Chinese Taipei, Korea, Hong Kong, and the Trans-Pacific Strategic Economic Partnership (P4) Agreement with Brunei, Singapore, and Chile; as well as obligations under the CER Investment Protocol with Australia). Under the CPTPP and existing MFN obligations, the screening threshold for certain non-government investors will increase from \$100 million to \$200 million. The threshold for Australia is currently \$516 million for non-government investors and \$108 million for government investors:
- *Patents Act 2013*: Provide for the requirement to provide a 12-month grace period for patent applications:
- *Copyright Act 1994*: Provide new rights for performers; provide additional protection for rights management information; and extend the border protection measures to allow Customs to detain exports of suspected pirated copyright works where a notice has been accepted from rights holders and give *ex officio* powers to Customs officers to temporarily detain suspected pirated copyright works without a notice from rights holders:
- *Trade Marks Act 2002*: Provide authority to the Courts to award additional damages for trade mark infringement; extend the border protection measures to allow Customs to detain exports of suspected trade mark infringing goods where a notice has been accepted from rights holders and give *ex officio* powers to Customs officers to temporarily detain suspected trade mark infringing goods without a notice from rights holders; require the Courts in trade mark infringement cases to order the destruction of counterfeit goods except in exceptional cases:
- *Legislation Act 2012*: Ensure that New Zealand can promptly publish on a single website all central government subordinate instruments, together with an explanation of their purpose and rationale, to the extent required by New Zealand’s international transparency obligations in the Transparency and Anti-Corruption Chapter of the CPTPP.

Departmental disclosure statement

The Ministry of Foreign Affairs and Trade is required to prepare a disclosure statement to assist with the scrutiny of this Bill. The disclosure statement provides access to information about the policy development of the Bill and identifies any significant or unusual legislative features of the Bill.

A copy of the statement can be found at <http://legislation.govt.nz/disclosure.aspx?type=bill&subtype=government&year=2018&no=70>

National interest analysis and regulatory impact assessment

The Ministry of Foreign Affairs and Trade produced a national interest analysis (which incorporated all elements of a regulatory impact assessment) to help inform the decisions taken by the Government relating to the contents of this Bill.

A copy of the national interest analysis can be found (appended to the Report of the Foreign Affairs, Defence and Trade Committee) at—

https://www.parliament.nz/en/pb/sc/reports/document/SCR_78363/international-treaty-examination-of-the-comprehensive-and#RelatedAnchor

Clause by clause analysis

Clause 1 is the Title clause.

Clause 2 is the commencement clause. The Bill comes into force on the day after the date of Royal assent.

Clause 3 provides that the Bill amends the Trans-Pacific Partnership Agreement Amendment Act 2016 (the **principal Act**).

Part 1

Amendments to Title and commencement of principal Act

Clauses 4 and 5 change the name of the principal Act to the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018.

Clause 6 replaces the commencement clause to enable the provisions of the principal Act to be brought into force by more than 1 Order in Council. This will enable the amendments that implement the CPTPP to be brought into force before the TPP enters into force. The clause provides that the suspended provisions of the TPP cannot be brought into force before the TPP enters into force. It is intended that a CPTPP commencement order would be made to bring the following provisions of the principal Act into force when the CPTPP enters into force for New Zealand (if the CPTPP enters into force for New Zealand before the TPP):

- sections 9 to 27, 29 to 37, 37A to 37E, and 40(5) and their related transitional provisions (which amend the Copyright Act 1994):
- Part 4 (which amends the Hazardous Substances and New Organisms Act 1996):

- Part 5 (which amends the Legislation Act 2012):
- Part 6 (which amends the Overseas Investment Act 2005):
- section 72 and its related transitional provision (which amend the Patents Act 2013):
- Part 8 (which amends the Tariff Act 1988):
- the relevant provisions of Part 9 (which amends the Tariff):
- Part 10 (which amends the Trade Marks Act 2002):
- Part 11 (which amends the Wine Regulations 2006).

The main suspended provisions in the principal Act are the following:

- the provisions of Part 1 (amendments to the Copyright Act 1994) that relate to copyright term, technological protection measures (TPMs), and rights management information:
- the provisions of Part 7 (amendments to the Patents Act 2013) that relate to patent term. There are no patent term extension obligations in the CPTPP.

Part 2

Amendments to other provisions of principal Act

Most of *Part 2* amends the other provisions of the principal Act for 2 main reasons: first, to include references to the CPTPP and, secondly, to untangle provisions of the principal Act that are needed for the CPTPP from provisions that are needed only for the TPP. *Clause 10* amends the transitional provisions about performers' rights to make the terminology neutral by referring to the WIPO treaty rather than the TPP, given that the effect of both the TPP and the CPTPP is to require New Zealand to accede to the WIPO Performances and Phonograms Treaty done at Geneva on 20 December 1996.

The exceptions are as follows.

Clause 7 makes consequential changes to section 9, which amends the Copyright Act 1994, to take account of the Customs and Excise Act 2018.

Clause 11 repeals Part 2, which amends the Customs and Excise Act 1996. The Customs and Excise Act 2018 already incorporates the amendments made by the principal Act.

Clause 13 amends Part 5, which amends the Legislation Act 2012, to take account of developments in the plans for the publication of secondary legislation. The main changes are—

- to refer to makers of legislation rather than administrators (in line with terminology used in the Legislation Bill):
- to provide for links to instruments that are forwarded to the Chief Parliamentary Counsel to be published and made available on an Internet site maintained

by or on behalf of the New Zealand Government (rather than necessarily on the legislation website).

Clause 14(2) adds another free trade agreement, the Trans-Pacific Strategic Economic Partnership Agreement done at Wellington on 18 July 2005, to the list of agreements that may be implemented by regulations to be made under new section 61A of the Overseas Investment Act 2005. That section provides for regulations regarding alternative monetary thresholds for overseas investments in significant business assets.

Hon David Parker

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The Parliament of New Zealand enacts as follows:

1 Title

This Act is the Trans-Pacific Partnership Agreement (CPTPP) Amendment Act **2018**.

2 Commencement 5

This Act comes into force on the day after the date of Royal assent.

3 Principal Act

This Act amends the Trans-Pacific Partnership Agreement Amendment Act 2016 (the **principal Act**).

Part 1 10

Amendments to Title and commencement of principal Act

4 Principal Act renamed

In section 1, replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.

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5 Section 1 amended (Title)

In section 1, insert as subsection (2):

(2) Every reference in any enactment and in any document to the Trans-Pacific Partnership Agreement Amendment Act 2016 must, unless the context otherwise requires, be read as a reference to the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**.

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6 Section 2 replaced (Commencement)

Replace section 2 with:

2 Commencement

(1) This Act comes into force on a date appointed by the Governor-General by Order in Council on the recommendation of the Minister for Trade and Export Growth.

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(2) One or more orders may be made bringing different provisions into force on different dates and appointing different dates for different purposes.

(3) However, the date appointed for the following provisions to come into force must not be earlier than the date on which the Trans-Pacific Partnership Agree-

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ment, done at Auckland on 4 February 2016, enters into force for New Zealand:

- (a) sections 4 to 8, 28, 38, 39, 40(1) to (4), and 41 to 43 (which amend the Copyright Act 1994):
- (b) sections 73 to 76 (which amend the Patents Act 2013).

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Part 2

Amendments to other provisions of principal Act

Copyright Act 1994

7 Section 9 amended (Section 135 amended (Definitions))

- (1) In section 9, new definition of **exporter** in section 135, replace “section 2(1) of the Customs and Excise Act 1996” with “section 5(1) of the Customs and Excise Act 2018”. 10
- (2) In section 9, new definition of **importer** in section 135, replace “section 2(1) of the Customs and Excise Act 1996” with “section 5(1) of the Customs and Excise Act 2018”. 15

8 New sections 37A to 37E inserted

After section 37, insert:

37A Section 226 amended (Definitions of TPM terms)

- (1) Replace the heading to section 226 with “**Interpretation for sections 226A to 226E**”. 20
- (2) In section 226, insert in their appropriate alphabetical order:
 - issuer of the TPM work** means—
 - (a) a copyright owner of a TPM work that issued the TPM work to the public; or
 - (b) a person that issued the TPM work to the public under licence from the copyright owner 25- permitted act** means an act that—
- (a) is permitted under Part 3 or otherwise does not infringe copyright in the TPM work; and
- (b) does not infringe any specified performers’ rights in the TPM work 30
- specified performers’ rights** means the rights conferred by section 172, or subpart 4 of Part 9, in respect of a recording that is a sound recording and a TPM work

37B Section 226B amended (Rights of issuer of TPM work)

After section 226B(5), insert:

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- (6) A performer (A) must be treated as an issuer of the TPM work for the purposes of this section if—
- (a) the performance is fixed in a sound recording; and
 - (b) the TPM work is the sound recording; and
 - (c) A issued a copy of the TPM work to the public. 5

37C Section 226D amended (When rights of issuer of TPM work do not apply)

In section 226D(2)(a), replace “a permitted act under Part 3” with “a permitted act”.

37D Section 226E amended (User’s options if prevented from exercising permitted act by TPM) 10

- (1) In section 226E(1), replace “a permitted act under Part 3” with “a permitted act”.
- (2) In section 226E(2), replace “a permitted act under Part 3” with “a permitted act”.
- (3) In section 226E(3), replace “if that person” with “if that research is a permitted act and if that person”. 15

37E Section 226F amended (Meaning of copyright management information)

In section 226F, replace “CMI or **copyright management information** means information attached to, or embodied in, a copy of a work that” with “CMI or **copyright management information** means information attached to, or appearing in connection with communicating or making available, a copy of a copyright work that”. 20

9 Section 40 amended (Section 226B amended (Rights of issuer of TPM work))

After section 40(5), insert: 25

- (5A) Repeal **section 226B(6)** as inserted by **section 37B** of the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**.

10 Section 44 amended (Schedule 1 amended)

- (1) In section 44(9), new Part 2 of Schedule 1, replace the Part 2 heading with: 30

Part 2
**Provisions relating to Comprehensive and Progressive Agreement
for Trans-Pacific Partnership Amendment Act 2018**

- (2) In section 44(9), new Part 2 of Schedule 1, clause 44, definition of **TPP copyright duration provisions**, replace “Trans-Pacific Partnership Agreement” 35

- Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.
- (3) In section 44(9), new Part 2 of Schedule 1, clause 47, definition of **commencement**, replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”. 5
- (4) In section 44(9), new Part 2 of Schedule 1, clause 47, replace the definition of **TPP performers’ rights provisions** with:
WIPO performers’ rights provisions means the provisions of Part 1 of the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**. 10
- (5) In section 44(9), new Part 2 of Schedule 1, clause 48(1), replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”.
- (6) In section 44(9), new Part 2 of Schedule 1, clause 49(1), replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”.
- (7) In section 44(9), new Part 2 of Schedule 1, clause 49(2), replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”. 15
- (8) In section 44(9), new Part 2 of Schedule 1, clause 49(3), replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”.
- (9) In section 44(9), new Part 2 of Schedule 1, clause 49(4)(b), replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”. 20
- (10) In section 44(9), new Part 2 of Schedule 1, clause 50(2), replace “TPP performers’ rights provisions” with “WIPO performers’ rights provisions”.

Customs and Excise Act 1996

- 11 Part 2 repealed**
Repeal Part 2. 25

Hazardous Substances and New Organisms Act 1996

- 12 Section 58 amended (Section 59 amended (Time limits and waivers))**
- (1) In section 58, new section 59(6), replace “relevant TPP provision” with “relevant CPTPP or TPP provision”.
- (2) In section 58, replace new section 59(8) with: 30
- (8) In subsection (6), **relevant CPTPP or TPP provision** means—
- (a) Article 8.7.14 of the Trans-Pacific Partnership Agreement (done at Auckland on 4 February 2016) (technical barriers to trade: transparency: periods to comment on proposals):
- (b) that provision as incorporated into the Comprehensive and Progressive Agreement for Trans-Pacific Partnership, done at Santiago, Chile, on 8 March 2018, by Article 1.1 of that agreement. 35

Legislation Act 2012

13 Section 63 amended (New Part 2A inserted)

- (1) In section 63, new section 36B(2)(a), replace “administrator’s website” with “maker’s website”.
- (2) In section 63, new section 36B(2)(c), replace “legislation website” with “central website”. 5
- (3) In section 63, new section 36C(2), repeal the definitions of **administrator**, **administrator’s website**, **legislation website**, and **links**.
- (4) In section 63, new section 36C(2), insert in their appropriate alphabetical order:
central website means an Internet site maintained by or on behalf of the New Zealand Government 10
links, in relation to an instrument at any time, means all information necessary or desirable to enable a user at that time to access, using the central website, the instrument as published and made available on the maker’s website
maker, in relation to an instrument, means the person empowered to make the instrument 15
maker’s website, in relation to an instrument, means an Internet site (other than the central website) maintained by or on behalf of the maker
- (5) In section 63, new section 36C(2), replace the definition of **international transparency obligations** with: 20
international transparency obligations means obligations—
 - (a) under paragraph 5 of Article 26.2 (publication) of Chapter 26 (transparency and anti-corruption) of the Trans-Pacific Partnership Agreement done at Auckland on 4 February 2016; or
 - (b) under that provision as incorporated into the Comprehensive and Progressive Agreement for Trans-Pacific Partnership, done at Santiago, Chile, on 8 March 2018, by Article 1.1 of that agreement 25
- (6) In section 63, cross-heading above new section 36D, replace “*administrator’s website*” with “*maker’s website*”.
- (7) In section 63, heading to new section 36D, replace “**Administrator**” with “**Maker**”. 30
- (8) In section 63, new section 36D(1)(a), replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.
- (9) In section 63, new section 36D(1)(b) and (2), replace “administrator’s website” with “maker’s website”. 35
- (10) In section 63, new section 36D(2), replace “administrator” with “maker”.

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- (11) In section 63, cross-heading above new section 36E, replace “*administrator’s website*” with “*maker’s website*”.
- (12) In section 63, heading to new section 36E, replace “**Administrator**” with “**Maker**”.
- (13) In section 63, new section 36E(1)(a), replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”. 5
- (14) In section 63, new section 36E(1)(b), (2), (3), and (6), replace “administrator’s website” with “maker’s website” in each place.
- (15) In section 63, new section 36E(2) and (6), replace “administrator” with “maker”. 10
- (16) In section 63, new section 36E(4), replace “administrators” with “makers”.
- (17) In section 63, new section 36E(5)(a), replace “an Internet site maintained by or on behalf of the New Zealand Government” with “the central website”.
- (18) In section 63, cross-heading above *new section 36F*, replace “*legislation website*” with “*central website*”. 15
- (19) In section 63, new section 36F(1)(a), replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.
- (20) In section 63, new section 36F(1)(b), replace “administrator’s website” with “maker’s website”. 20
- (21) In section 63, new section 36F(2), replace “administrator” with “maker”.
- (22) In section 63, new section 36F(3), replace “administrators” with “makers”.
- (23) In section 63, new section 36F(4)(a), replace “an Internet site maintained by or on behalf of the New Zealand Government” with “the central website”. 25
- (24) In section 63, replace new section 36G with:

36G Links forwarded and other instruments must be published and made available

The Chief Parliamentary Counsel must ensure that the following are as soon as practicable published and made available on the central website: 30

- (a) links forwarded under section 36F:
- (b) legislative instruments published under section 6 (including instruments published under section 14).

Overseas Investment Act 2005

14 Section 69 amended (New section 61A inserted (Regulations regarding alternative monetary thresholds for overseas investments in significant business assets))

- (1) In section 69, before new section 61A(1)(a), insert: 5
(aaa) the Comprehensive and Progressive Agreement for Trans-Pacific Partnership, done at Santiago, Chile, on 8 March 2018:
- (2) In section 69, after new section 61A(1)(f), insert: 10
(g) the Trans-Pacific Strategic Economic Partnership Agreement, done at Wellington on 18 July 2005.
- (3) In section 69, after new section 61A(4), insert:
- (5) Regulations made under subsection (1) may be made only to implement obligations in an international agreement that has entered into force for New Zealand.

Patents Act 2013

15 Section 77 amended (Schedule 1AA amended) 15

- (1) In section 77, new Part 2 of Schedule 1AA, replace the Part 2 heading with:

Part 2
Transitional and savings provisions arising from Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018 20

- (2) In section 77, new Part 2 of Schedule 1AA, clause 4, replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.
- (3) In section 77, new Part 2 of Schedule 1AA, clause 5, replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”. 25
- (4) In section 77, new Part 2 of Schedule 1AA, clause 6, replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.

Tariff Act 1988 30

16 Section 79 amended (Section 2 amended (Interpretation))

In section 79, before the new definition of **specified TPP party** in section 2(1), insert:

CPTPP means the Comprehensive and Progressive Agreement for Trans-Pacific Partnership, done at Santiago, Chile, on 8 March 2018 35

specified CPTPP party means a country that is for the time being declared by Order in Council under **section 7A(1)(baa)** to be a specified CPTPP party for the purposes of this Act

- 17 Section 81 amended (Section 7A amended (Orders in Council about preferential countries))** 5
- (1) In section 81(1), before new section 7A(1)(ba), insert:
(baa) declare a country that is a party to the CPTPP to be a specified CPTPP party for the purposes of this Act:
- (2) Replace section 81(2) with:
- (2) In section 7A(3), after “specified TPA party”, insert “, a specified CPTPP party, a specified TPP party.”. 10
- 18 Section 82 amended (Section 15A amended (Interpretation))**
- In section 82(1), definition of **free trade agreement** in section 15A, replace new paragraph (f) with:
- (f) the CPTPP; or 15
- (g) the TPP
- 19 Section 83 amended (Section 15B amended (Chief executive may undertake transitional safeguard investigation))**
- In section 83(2), new section 15B(1A), replace “the TPP” with “the CPTPP or the TPP”. 20
- 20 Section 86 amended (Section 15F amended (Application of transitional safeguard measure))**
- In section 86(8), new section 15F(7), replace “the affected TPP party” with “the affected CPTPP or TPP party, as the case may be.”.
- 21 Section 88 amended (Section 15H amended (Provisional transitional safeguard measure))** 25
- In section 88, new section 15H(8), replace “the TPP” with “the CPTPP or the TPP”.
- Tariff*
- 22 Section 90 amended (Tariff, note 2 amended)** 30
- In section 90, insert as subsection (2):
- (2) In the notes to the Tariff, note 2, penultimate paragraph, after “CN”, insert “, CPT”.
- 23 Section 91 amended (Tariff, note 3 amended)**
- In section 91, insert as subsection (2): 35

- (2) In the notes to the Tariff, note 3, after the item relating to China, insert:
Country that is a specified CPTPP party CPT

Wine Regulations 2006

24 Section 106 replaced (New regulation 8A inserted (Labelling of grape ice wine for export following entry into force of Trans-Pacific Partnership Agreement))

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Replace section 106 with:

106 New regulation 8A inserted (Labelling of grape ice wine for export)

After regulation 8, insert:

8A Labelling of grape ice wine for export

- (1) After the expiry of the transitional period, no person may export grape wine that is labelled as Icewine, ice wine, ice-wine, or a similar variation of those terms unless the grape wine is made exclusively from grapes naturally frozen on the vine. 10
- (2) In subclause (1), **transitional period** means the period of 3 years beginning with the date on which section 106 of the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018** (which inserts this regulation) comes into force. 15

Schedules

25 Schedule 2 amended

In Schedule 2, new Schedule 1, replace the Part 1 heading with:

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Part 1

Provisions relating to Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018

26 Schedule 3 amended

- (1) In Schedule 3, new Schedule 1AA, replace the Part 1 heading with:

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Part 1

Provisions relating to Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018

- (2) In Schedule 3, new Schedule 1AA, clause 1, replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**” in each place. 30

- (3) In Schedule 3, new Schedule 1AA, clause 3, replace “Trans-Pacific Partnership Agreement Amendment Act 2016” with “Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act **2018**”.