

Australian Legislation Concerning Matters of International Law 1995

*Carolyn Adams**

A. Commonwealth Statutes

1. Customs Tariff Act 1995 (No 147 of 1995)

This Act replaced the Customs Tariff Act 1987. The new Act reflected some 350 changes to the International Convention on the Harmonised Commodity Description and Coding System agreed to by the World Customs Organisation in 1993. Australia became a party to the Convention in 1987. The Act gave effect to Australia's obligations to align its tariff structure with the international standard.

2. Family Law Reform Act 1995 (No 167 of 1995)

This Act substantially amended the Family Law Act 1975. Included in the Act was an amendment to insert a new section to allow regulations to be made which will implement the Convention on Protection of Children and Cooperation in Respect of Intercountry Adoption. The section will come into operation when the Convention enters into force for Australia. In addition, the objects section of Part VII of the Reform Act dealing with children recognised a number of rights consistently with the Convention on the Rights of the Child.

3. Income Tax (International Agreements) Amendment Act 1995 (No 22 of 1995)

This Act gave legislative force to the provisions of the renegotiated comprehensive double taxation agreement between Australia and New Zealand signed on 27 January 1995. The Act inserted the text of the Agreement into the Income Tax (International Agreements) Act 1953 and made consequential amendments to that Act and to a number of other Acts.

4. International Tax Agreements Amendment Act 1995 (No 127 of 1995)

This Act provided legislative authority for the entry into force of the comprehensive double taxation agreement between Australia and the Czech Republic. The Act inserted the text of the agreement into the International Tax Agreements Act 1953 as a schedule to that Act.

* Prepared by Carolyn Adams, Counsel, Office of International Law, Attorney-General's Department, Canberra.

5. International War Crimes Tribunals Act 1995 (No 18 of 1995) and International War Crimes Tribunals (Consequential Amendments) Act 1995 (No 19 of 1995)

These Acts provided legislative authority for Commonwealth cooperation with the Former Yugoslavia Tribunal and the Rwanda Tribunal in the investigation and prosecution of war crimes and provided for the Tribunals to sit in Australia if required.

6. National Food Authority Amendment Act 1995 (No 152 of 1995)

This Act established a joint food standards system in Australia and New Zealand including the establishment of a joint standards agency, the Australia New Zealand Food Standards Authority. The Act implemented the terms of a bilateral Agreement with New Zealand Establishing a System for the Development of Joint Food Standards.

7. Organisation for Economic Co-operation and Development (Financial Support Fund) Repeal Act 1995 (No 13 of 1995)

This Act repealed the Organisation for Economic Co-operation and Development (Financial Support Fund) Act 1976 which authorised the ratification by Australia of the agreement to establish a financial support fund among Organisation for Economic Co-operation and Development (OECD) members. The fund was designed to assist OECD members facing serious external account difficulties following the oil price crisis of 1973–74 and was intended to supplement, on a last resource basis, other sources of credit to which members encountering serious difficulties had recourse. The Act was never proclaimed, however, because the fund was never brought into effect due to the failure of some other OECD countries to ratify the agreement.

8. Overseas Missions (Privileges and Immunities) Act 1995 (No 57 of 1995) and Overseas Missions (Privileges and Immunities) (Consequential Amendments) Act 1995 (No 58 of 1995)

These Acts provided that privileges and immunities could be conferred upon the premises of, and persons associated with, certain overseas missions in Australia which represent self governing or autonomous foreign territories that are not states and are not recognised by Australia as states such as Hong Kong, New Caledonia and the Cook Islands.

9. Ozone Protection Amendment Act 1995 (No 124 of 1995), Ozone Protection (Licence Fees—Manufacture) Act 1995 (No 125 of 1995) and the Ozone Protection (Licence Fees—Imports) Act 1995 (No 126 of 1995)

These three Acts amended the existing legislative scheme dealing with ozone protection to reflect Australia's evolving obligations under the Montreal Protocol on Substances that Deplete the Ozone Layer. The Ozone Protection

Amendment Act amended the Ozone Protection Act 1989. Among other things, the Amendment Act repealed the existing licence and quota system to stop the further import or manufacture of chlorofluorocarbons, halon, methyl chloroform or carbon tetrachloride consistent with Australia's obligations under the Montreal Protocol.

10. Racial Hatred Act 1995 (No 101 of 1995)

This Act, which inserted a new Part IIA into the Racial Discrimination Act 1975, created a civil prohibition of offensive behaviour based on racial hatred and made such behaviour a ground for making a complaint to the Human Rights and Equal Opportunity Commission. The Act gave effect to certain obligations under the Convention on the Elimination of all Forms of Racial Discrimination and the International Covenant on Civil and Political Rights.

11. Sex Discrimination Amendment Act 1995 (No 165 of 1995)

This Act amended the Sex Discrimination Act 1984 in line with Australia's obligations under the Convention on the Elimination of all Forms of Discrimination Against Women and other international instruments. The Act introduced a general prohibition on discrimination and an equality before the law provision into the new preamble of the Sex Discrimination Act, made it clear that it was unlawful to discriminate on the ground of potential pregnancy and removed the reasonableness test for direct discrimination on the ground of pregnancy. The Act also amended the special measures provision to reflect the positive role of special measures in the achievement of equality.

12. Trade Marks Act 1995 (No 119 of 1995)

The Trade Marks Act 1995 was the result of an extensive review of Australia's trade marks legislation which was redrafted to meet Australia's obligations relating to trade marks under the Agreement Establishing the World Trade Organisation.

13. Transport Legislation Amendment Act (No 2) 1995 (No 89 of 1995)

On 1 November 1994, Australia entered into a treaty with the United States and Canada which requires each country to ban smoking on all passenger flights operated by its airlines between points in the territory of one party to the treaty and points in the territory of another party. Amendments to the Air Navigation Act 1920 under this Act extended the application of regulations banning smoking to foreign registered aircraft operated by Australian carriers overseas. Further amendments were made to the Air Navigation Act relating to aviation security including hijacking and terrorism.

14. Transport Legislation Amendment Act 1995 (No 95 of 1995)

Among a range of other amendments, this Act amended Part IV of the Navigation Act 1912 to enable Australia to adopt a resolution of the International Maritime Organisation that will permit the early implementation of

a system of ship survey and certification that is harmonised between the International Convention for the Safety of Life at Sea 1974, the International Convention on Load Lines 1966 and the International Convention for the Prevention of Pollution from Ships 1973.

The Navigation Act was also amended to incorporate the terms and principles adopted by the International Maritime Organisation in its International Convention on Salvage 1989. The Convention replaces the 1910 Brussels Convention for the Unification of Certain Rules with Respect to Assistance and Salvage at Sea. The 1989 Convention provides greater incentives for effective and timely salvage operations and to assist with the protection of the environment.

The Act also made certain amendments to the Protection of the Sea Legislation Amendment Act 1986 to enable Australia to accede to the 1992 Protocol amending the International Convention on Civil Liability for Oil Pollution Damage 1969.

15. Weapons of Mass Destruction (Prevention of Proliferation) Act 1995 (No 38 of 1995)

The object of this Act was to ensure, as far as possible, that goods and services were not supplied or exported from Australia or by Australian citizens, residents or companies in circumstances where they would or might be used in the development, production, acquisition or stockpiling of weapons that are capable of causing mass destruction or of missiles that are capable of delivering such weapons. The Act implemented in part Australia's obligations under the Biological Weapons Convention, the Non-Proliferation Treaty and the Chemical Weapons Convention.

16. Wildlife Protection (Regulation of Exports and Imports) Amendments Act 1995 (No 121 of 1995)

This Act enhanced the extent to which Australia discharges its obligations under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) and the Convention on Biological Diversity. The Act provided an improved administrative framework, strengthened measures against illegal wildlife trafficking and included measures in support of the conservation of Australia's biodiversity. The changes largely arose from recommendations of the Ley Report which reviewed the Act having particular regard to Australia's obligations under CITES.

B. Commonwealth Regulations

1. Regulations made under the Air Navigation Act 1920

Air Navigation Regulations (Amendment) SR 1995 No 29

These Statutory Rules gave effect to Australia's international obligation under a treaty with the United States of America and Canada which requires each country to ban smoking on all non-stop scheduled and charter passenger flights operated by its airlines between points in the territory of one party to the treaty and points in the territory of another party.

Air Navigation (Aircraft Engine Emissions) Regulations SR 1995 No 277

These Statutory Rules amended the regulations to put in place formal standards in relation to fuel venting by aircraft and smoke emission and gaseous emissions by aircraft engines as approved by the Council of the International Civil Aviation Organization (ICAO) under the Chicago Convention on International Civil Aviation.

Air Navigation Regulations (Amendment) SR 1995 No 342

These Statutory Rules introduced new aviation security standards for the handling and carriage of Australian outbound international air cargo. The changes reflected amendments to Annex 17 to the Convention on International Civil Aviation which specifies international standards and recommended practices to be implemented by Member States in relation to air cargo. The Statutory Rules also introduced a new policy initiative requiring aircraft operators to conduct pre-flight security checks of international commercial aircraft consistent with amendments to Annex 17.

2. Regulations made under the Charter of the United Nations Act 1945

Charter of the United Nations (Sanctions—Libya) Regulations (Amendment) SR 1995 No 432

Section 6 of the Charter of the United Nations Act 1945 provides that the Governor-General may make regulations giving effect to decisions of the Security Council under Chapter VII of the Charter of the United Nations. These Statutory Rules amended the Regulations implementing a decision of the Security Council to impose sanctions on Libya to ensure that the Regulations properly reflected the regime imposed by the Security Council.

Charter of the United Nations (Sanctions—Yugoslavia) Regulations (Amendment) SR 1995 No 433

Section 6 of the Charter of the United Nations Act 1945 provides that the Governor-General may make regulations giving effect to decisions of the Security Council under Chapter VII of the Charter of the United Nations which Article 25 of the Charter requires Australia to carry out. These Statutory Rules implemented a decision of the Security Council to suspend certain sanctions imposed against the Federal Republic of Yugoslavia.

3. Regulations made under the Circuit Layouts Act 1989

Circuit Layouts Regulations (Amendment) SR No 404

These Statutory Rules amended the Regulations to replace the previous Schedule with a new Schedule which lists the names of all the foreign countries that are members of the World Trade Organization (WTO). The effect of the amendment was to extend the rights available to Australian citizens, protected persons or residents in relation to original circuit layouts to the citizens, nationals and residents of WTO member countries not already listed in the existing Schedule.

4. Regulations made under the Copyright Act 1968

Copyright Regulations (Amendment) SR 1995 No 129

These Statutory Rules included an amendment to the Regulations to prescribe a ten day time limit within which a copyright owner or exclusive licensee may lodge a notice of objection to the importation of copies of copyright material with the Comptroller-General of Customs. The amendments gave effect to certain of Australia's obligations under the Agreement on Trade-Related Aspects of Intellectual Property Rights in relation to border enforcement measures.

Copyright (International Protection) Regulations (Amendment) SR 1995 No 67

These Statutory Rules amended the Regulations to give effect to Australia's copyright obligations under the Agreement on Trade-Related Aspects of Intellectual Property Rights (TRIPS) and updated the Regulations in other respects. The TRIPS Agreement is an integral part of the Agreement Establishing the World Trade Organisation (WTO) that was done at Marrakesh on 15 April 1994.

Copyright (International Protection) Regulations (Amendment) SR 1995 No 436

These Statutory Rules amended the Regulations to update various of the lists of countries in Schedule 1 of the Regulations in consequence of new memberships and accessions to treaties or multilateral agreements of which Australia is a member including the Berne Convention for the Protection of Literary and Artistic Works, the Rome Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations and the Agreement Establishing the World Trade Organization.

5. Regulations made under the Crimes (Aviation) Act 1991

Crimes (Aviation) Regulations (Amendment) SR 1995 No 335

These Statutory Rules updated the list of "Australian Airports Serving International Aviation" in the regulations by substituting the correct reference to Brisbane International Airport and Sydney (Kingsford Smith) Airport and inserting the names of six airports into the list. Australia is required to establish jurisdiction over certain offences at such airports by the Protocol for the

Suppression of Unlawful Acts of Violence at Airports Serving International Civil Aviation supplementary to the Convention for the Suppression of Unlawful Acts against the Safety of Civil Aviation.

6. Regulations made under the Customs Act 1901

Customs (Prohibited Exports) Regulations (Amendment) SR 1995 No 71

The Customs (Prohibited Exports) Regulations control the export of goods specified in the various regulations or the schedules to the regulations. Schedule 9 to the Regulations lists nuclear-specific goods, the export of which is prohibited unless permission is granted by the Minister for Primary Industries and Energy. The items covered by the Schedule reflect Australia's international commitments in relation to nuclear non proliferation, including as a member of the Nuclear Suppliers Group. The Group produces a "Trigger List" of controllable items whose export should trigger the application of the nuclear safeguards required under the Nuclear Non-Proliferation Treaty. These items are included in Schedule 9. A number of proposed additions, clarifications and amendments to the Trigger List covering uranium enrichment technologies, uranium conversion technologies and primary coolant pumps in nuclear reactors, were accepted by the Group in October 1993 and formally notified to the International Atomic Energy Agency in March 1994. The Statutory Rules amended the regulations to reflect these changes.

7. Regulations made under the Dairy Produce Act 1986

Dairy Produce Regulations (Amendment) SR 1995 No 209

The Dairy Produce Act 1986 deals with, among other things, the operation of the dairy market support arrangements for manufacturing dairy products. A new domestic market support scheme for the dairy industry commenced on 1 July 1995. These changes resulted from Australia's commitments under the Uruguay Round of trade negotiations. These Statutory Rules amended the Dairy Produce Regulations to implement the new scheme.

Dairy Produce Regulations (Amendment) SR 1995 No 310

The Statutory Rules removed the minimum price provisions in the regulations which were set according to the International Dairy Arrangement. Australia did not become a member of the new Arrangement which commenced with the establishment of the World Trade Organization on 1 January 1995.

8. Regulations made under the Dairy Produce Levy (No 1) Act 1986

Dairy Produce Levy Regulations (Amendment) SR 1995 No 210

The Dairy Produce Levy (No 1) Act 1986 provides for the imposition of levies on all milk produced and used in the manufacture of dairy products in Australia. These Statutory Rules made certain changes to the arrangements for the collection of those levies. The changes were necessary as a result of Australia's commitments under the Uruguay Round of trade negotiations.

9. Regulations made under the Designs Act 1906

Designs Regulations (Amendment) SR 1995 No 19

These Statutory Rules amended the Design Regulations to update the list of "Convention countries" in Schedule 2A.

Designs Regulations (Amendment) SR 1995 No 425

These Statutory Rules amended the Designs Regulations to update the list of countries declared as Convention countries under subsection 48(1) of the Designs Act 1906.

10. Regulations made under the Extradition Act 1988

Extradition (Republic of Chile) Regulations SR 1995 No 402

Paragraph 11(1)(a) of the Extradition Act 1988 provides that regulations may apply the Act to a specified extradition country to give effect to a bilateral extradition treaty between Australia and that country. An extradition treaty between Australia and the Republic of Chile was signed at Canberra on 6 October 1993. These Statutory Rules enabled Australia to give domestic effect to the Treaty.

Extradition (Thailand) Regulations SR 1995 No 372

These Statutory Rules created a modern non-treaty extradition relationship between Australia and Thailand based on reciprocity. Prior to the making of these Statutory Rules, the Act applied to Thailand by virtue of a Treaty for the Extradition of Criminals concluded between Great Britain and Siam in 1911. The Treaty had been inherited by Australia but had many deficiencies.

11. Regulations made under Family Law Act 1975

Family Law Regulations (Amendment) SR 1995 No 400

Section 111 of the Family Law Act 1975 provides that the regulations may make provision for the performance of Australia's obligations under the United Nations Convention on the Recovery Abroad of Maintenance. These Statutory Rules allowed for the recovery of maintenance under the Convention as soon as a country became a party to the Convention as well as when the list of Convention countries in the Regulations was updated. They also amended the list of Convention countries in Schedule 4.

Family Law (Child Abduction Convention) Regulations (Amendment) SR 1995 No 296

These Statutory Rules amended the regulations to ensure that the words of the regulations more closely reflected the provisions of the Hague Convention on Civil Aspects of International Child Abduction.

Family Law (Child Abduction Convention) Regulations (Amendment) SR 1995 No 334

These Statutory Rules included Italy, Cyprus and Saint Kitts and Nevis in the list of countries in the regulations in respect of which the Convention on the

Civil Aspects of International Child Abduction has entered into force for Australia.

12. Regulations made under the Fisheries Management Act 1991

Fisheries Management (Southern Bluefin Tuna Fishery) Regulations (Amendment) SR 1995 No 295

These Statutory Rules amended the definition of the Australian season for the catch of Southern Bluefin Tuna (SBT) in the regulations. They provided that subsequent Australian seasons would run from 1 December in a year until 30 November in the next year. The global allowable catch of SBT is determined under the Convention for the Conservation of Southern Bluefin Tuna.

Fisheries Management (Southern Bluefin Tuna Fishery) Regulations (Amendment) SR 1995 No 359

These Statutory Rules amended the definition of the Australian season for the catch of Southern Bluefin Tuna (SBT) in the regulations. The global allowable catch of SBT is determined under the Convention for the Conservation of Southern Bluefin Tuna.

13. Regulations made under the International War Crimes Tribunals Act 1995

International War Crimes Tribunals Regulations SR 1995 No 250

These Statutory Rules provided mechanisms necessary for the practical operation of the International War Crimes Tribunals Act 1995. They prescribed forms in relation to matters required by the Act to be done in statutory form and in relation to certain applications, authorisations and warrants specified in the Act, empowered magistrates to issue summonses requiring the attendance of witnesses to give evidence, answer questions and produce documents and articles, provided for certain other matters in relation to witnesses and provided protections and immunities to magistrates, legal practitioners and witnesses.

14. Regulations made under the Migration Act 1958

Migration Regulations (Amendment) SR 1995 No 3

These Statutory Rules prescribed the People's Republic of China (PRC) as a safe third country in relation to a person who was, or had been, a Vietnamese refugee settled in PRC and certain other related persons. The Rules inserted the text of a Memorandum of Understanding between Australia and PRC into the Migration Regulations.

15. Regulations made under the Mutual Assistance in Criminal Matters Act 1987

Mutual Assistance in Criminal Matters (State of Israel) Regulations SR 1995 No 252

Australia and Israel signed a mutual assistance in criminal matters treaty on 24 August 1994. These Statutory Rules enabled Australia to give domestic effect to the Treaty.

Mutual Assistance in Criminal Matters (United Kingdom) Regulations SR 1995 No 189

These Statutory Rules extended the application of the Act to the United Kingdom in non drug matters pursuant to an understanding reached at officials' level between Australia and the United Kingdom. The Statutory Rules continued to give effect to the treaty on mutual assistance in criminal matters between Australia and the United Kingdom signed on 3 August 1988. The treaty is limited to drug related matters.

16. Regulations made under the Ozone Protection Act 1989***Ozone Protection Regulations SR 1995 No 389***

These Statutory Rules implemented new controls by, in particular, setting the level of the fee payable prior to the grant of a licence; allowing for a waiver of that fee in specified circumstances; detailing the record keeping requirements to which the licences were subject; and providing the format of the form for exemption applications.

Ozone Protection (HCFC, HBFC and Methyl Bromide) Regulations (Repeal) SR 1995 No 392

These Statutory Rules repealed the Regulations because their provisions were incorporated into the Ozone Protection Act.

Ozone Protection (Product Control) Regulations (Repeal) SR 1995 No 385

The Ozone Protection Act 1989 was amended, *inter alia*, to incorporate controls on hydrochlorofluorocarbons [HCFCs] and methyl bromide as required by the Montreal Protocol on Substances that Deplete the Ozone Layer. These Statutory Rules were repealed because in amending the Act their provisions were incorporated in the Act.

Ozone Protection (Licence Fees—Imports) Regulations SR 1995 No 390

The Ozone Protection (Licence Fees—Imports) Act 1995 imposed a quarterly "activity fee" based on the quantity and the ozone depletion potential of HCFCs imported and on the quantity of methyl bromide imported. These Statutory Rules set the rate of the activity fee.

Ozone Protection (Licence Fees—Manufacture) Regulations SR 1995 No 391

The Ozone Protection (Licence Fees—Manufacture) Act 1995 imposed a quarterly "activity fee" based on the quantity and the ozone depletion potential of HCFCs and on the quantity of methyl bromide manufactured. These Statutory Rules set the rate of the activity fee.

17. Regulations made under the Passports Act 1938***Passport Regulations (Amendment) SR 1995 No 182***

This amendment to the regulations in part allowed for the issue of travel documents to refugees pursuant to the 1951 Convention Relating the Status of Refugees and the related 1967 Protocol to the Convention.

18. Regulations made under the Patents Act 1990

Patents Regulations (Amendment) SR 1995 No 16

These Statutory Rules made certain minor amendments to the Patents Regulations relating to the text of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure and the Patent Cooperation Treaty.

Patents Regulations (Amendment) SR 1995 No 20

These Statutory Rules amended the Patents Regulations to update the list of "Convention countries" in Schedule 4.

Patents Regulations (Amendment) SR 1995 No 82

The Patents Act 1990 was amended by the Patents (World Trade Organization Amendments) Act 1994 to bring the Act into line with the standards and principles for patents in the Agreement Establishing the World Trade Organization. The term of a standard patent was increased from 16 to 20 years. These Statutory Rules made amendments to the Patents Regulations consequentially upon the amendments made to the Act.

Patents Regulations (Amendment) SR 1995 No 427

These Statutory Rules amended the Patents Regulations to update the English text of the Patent Cooperation Treaty set out in Schedules to the Regulations to reflect changes to the text made by the World Intellectual Property Organization (WIPO). They also amended the fees for international applications payable for the benefit of the International Bureau of WIPO and updated the list of Convention countries contained in the Regulations.

19. Regulations made under the Primary Industries Levies and Charges Collection Act 1991

Primary Industries Levies and Charges Collection (Dairy) Regulations (Repeal) SR 1995 No 211

These Statutory Rules repealed existing arrangements for the collection of certain levies and charges imposed by the Commonwealth in relation to dairy products. The changes were necessary as a result of Australia's commitments under the Uruguay Round of trade negotiations.

Primary Industries Levies and Charges Collection (Dairy) Regulations SR 1995 No 212

These Statutory Rules made certain changes to the arrangements for the collection of certain levies and charges imposed by the Commonwealth in relation to dairy products. The changes were necessary as a result of Australia's commitments under the Uruguay Round of trade negotiations.

20. Regulations made under the Taxation (Interest on Overpayments and Early Payments) Act 1983

Taxation (Interest on Overpayments) Regulations SR 1995 No 448

Section 3A of the Taxation (Interest on Overpayments and Early Payments) Act 1983 defines when an overpayment of tax will be regarded as providing correlative relief and refers, *inter alia*, to a provision of a double tax agreement which has been prescribed. The regulations prescribe provisions of Australia's double tax agreements or the manner of operation of provisions of Australia's double tax agreements for the purposes of section 3A of the Act. Correlative relief is provided in Australia by an amended assessment to reduce the profits taxed in Australia or by allowing a credit for the additional foreign taxes paid. These Statutory Rules prescribed provisions of Australia's double tax agreements to identify overpayments of tax arising from the provision of correlative relief.

21. Regulations made under the Telecommunications (Carrier Licence Fees) Act 1995

Telecommunications (Carrier Licence Fees) Regulations (Amendment) SR 1995 No 219

The Telecommunications (Carrier Licence Fees) Act 1995 was amended to incorporate the telecommunication standardisation component of Australia's contribution to the United Nations International Telecommunication Union [ITU] into the fees payable by telecommunications carriers. The ITU is a United Nations specialised agency which is concerned with international cooperation in the use of telecommunications and the radio frequency spectrum. These Statutory Rules provided a mechanism to enable this component to be recovered through carrier licence fees payable by telecommunications carriers from 1 July 1995.

22. Regulations made under the Trade Marks Act 1955

Trade Marks Regulations (Amendment) SR 1995 No 18

These Statutory Rules amended the Trade Marks Regulations to update the list of "Convention countries" in Schedule 4A.

Trade Marks Regulations SR 1995 No 341

The Trade Marks Act 1994 was enacted to enable Australia to meet its obligations under the Agreement Establishing the World Trade Organization. The 1994 Act, which was to commence on 1 January 1996, was repealed and replaced by the Trade Marks Act 1995. These Statutory Rules prescribed matters required to be prescribed for the purpose of the 1995 Act and provided for the relevant administrative procedures.

23. Regulations made under the Weapons of Mass Destruction (Prevention of Proliferation) Act 1995

Weapons of Mass Destruction Regulations SR 1995 No 373

The object of the Weapons of Mass Destruction (Prevention of Proliferation) Act 1995 was to ensure, as far as possible, that goods and services were not supplied or exported from Australia or by Australian citizens, residents or companies in circumstances where they would or might be used in the development, production, acquisition or stockpiling of weapons that are capable of causing mass destruction or of missiles that are capable of delivering such weapons. The Act implemented in part Australia's obligations under the Biological Weapons Convention, the Non-Proliferation Treaty and the Chemical Weapons Convention. These Statutory Rules prescribe the particulars that must appear in applications and notices under the Act and the basic procedures for safe storage of goods seized or condemned under the Act.

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Compiled and Edited by

Sarah Roberts

Legal Office, Department of Foreign Affairs and Trade

Assisted by

Greg Eggins and Caroline Ireland

Legal Office, Department of Foreign Affairs and Trade

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