



ANNO VICESIMO

**ELIZABETHAE II REGINAE**

A.D. 1971

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**No. 81 of 1971**

An Act to provide for the marking of cigarette containers with the prescribed health warning, and for other purposes.

[Assented to 25th November, 1971]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as the "Cigarettes (Labelling) Act, 1971". Short title.

2. (1) Subject to subsection (2) of this section, this Act shall come into operation on a day to be fixed by proclamation. Commencement.

(2) A proclamation referred to in subsection (1) of this section shall not be made until the Governor is satisfied that—

(a) legislation similar in effect to this Act has been enacted in respect of not less than three of the other States of the Commonwealth;

and

(b) the legislation referred to in paragraph (a) of this subsection has, or is likely to, come into operation.

3. In this Act, unless the contrary intention appears—

Definition.

"sell" includes—

(a) offer or expose for sale;

and

(b) keep or have in possession for sale.

Regulation of  
the sale of  
cigarettes.

4. On and after a day fixed by proclamation for the purposes of this section, a person shall not sell cigarettes unless those cigarettes are enclosed in a container and that container is marked with a prescribed health warning in accordance with the regulations.

Penalty: One hundred dollars.

Regulations.

5. The Governor may make regulations prescribing—

- (a) the expression as the prescribed health warning that shall be marked on a container referred to in section 3 of this Act;
- (b) the size and type face of the words or symbols comprised in that expression;
- (c) the colour or colours in which that expression shall be marked so as to secure an adequate contrast between the colour in which the expression is marked and the background colour of the container on which the expression is marked;

and

- (d) the location or locations on the container on which that expression shall be marked.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

J. M. NAPIER, Lieutenant-Governor