



Western Australia

Electronic Transactions Act 2003

## **Electronic Transactions Regulations 2003**

These regulations were repealed by the *Electronic Transactions Regulations 2012* r. 5 as at 1 Aug 2012 (see r. 2 and *Gazette* 31 Jul 2012 p. 3683).

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Western Australia

## **Electronic Transactions Regulations 2003**

### **Contents**

1.	Citation	1
2.	Commencement	1
3.	Exemptions from section 7(1) — transactions	1
5.	Exemptions from Part 2 Division 2 — requirements and permissions	2
	<b>Notes</b>	
	Compilation table	3



## Electronic Transactions Regulations 2003

### 1. Citation

These regulations may be cited as the *Electronic Transactions Regulations 2003*.

### 2. Commencement

These regulations come into operation on the day of their publication in the *Gazette*, or the day on which the *Electronic Transactions Act 2003* comes into operation, whichever is the later.

### 3. Exemptions from section 7(1) — transactions

(1) Section 7(1) of the Act does not apply to —

*[(a) deleted]*

(b) a transaction by which an instrument is created appointing an enduring power of attorney, or appointing an attorney to manage a person's affairs; or

(c) any other transaction that requires a document to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.

(2) Section 7(1) of the Act does not apply to a transaction required to be effected by personal service only.

*[Regulation 3 amended in Gazette 19 Sep 2008 p. 4329.]*

*[4. Deleted in Gazette 5 Sep 2006 p. 3620.]*

**5. Exemptions from Part 2 Division 2 — requirements and permissions**

- (1) Part 2 Division 2 of the Act does not apply to —
  - (a) a requirement or permission relating to the creation, execution or revocation of a will, codicil or other testamentary instrument;
  - (b) a requirement or permission relating to the creation of an instrument appointing an enduring power of attorney, or appointing an attorney to manage a person's affairs; or
  - (c) any other requirement that a document is to be verified, authenticated, attested or witnessed under the signature of a person other than the author of the document.
- (2) Part 2 Division 2 of the Act does not apply to a requirement that information or a document is to be delivered by personal service only.

[6. *Deleted in Gazette 5 Sep 2006 p. 3620.*]

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**Notes**

- <sup>1</sup> This is a compilation of the *Electronic Transactions Regulations 2003* and includes the amendments made by the other written laws referred to in the following table.

**Compilation table**

<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<i>Electronic Transactions Regulations 2003</i>	2 May 2003 p. 1496-7	2 May 2003 (see r. 2)
<i>Electronic Transactions Amendment Regulations (No. 2) 2006</i>	5 Sep 2006 p. 3620	9 Oct 2006 (see cl. 2 and Qld SL 248, 2006 published 6 Oct 2006)
<i>Electronic Transactions Amendment Regulations 2008</i>	19 Sep 2008 p. 4329	r. 1 and 2: 19 Sep 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 20 Sep 2008 (see r. 2(b))

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