
ELECTRICITY

EG301

ELECTRICITY ACT 1945

**ELECTRICITY (ENERGY EFFICIENCY LABELLING)
REGULATIONS 1997**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Electricity (Energy Efficiency Labelling) Regulations 1997*.

Application

2. These regulations apply to an apparatus or installation of a type or class declared by the Director, by notice published in the *Gazette*, to be subject to these regulations if and when that apparatus or installation is —

- (a) sold, whether by wholesale or retail, as a new apparatus or installation;
- (b) exposed or advertised for sale, whether by wholesale or retail, as a new apparatus or installation;

- (c) hired; or
- (d) exposed or advertised for hire.

Energy efficiency label to be displayed

3. (1) An apparatus or installation to which these regulations apply must be labelled with a label which —

- (a) sets out —
 - (i) the brand and model of the apparatus or installation; and
 - (ii) the comparative energy consumption, energy efficiency rating and energy efficiency star rating of the apparatus or installation,
whether with or without other particulars;
- (b) is approved or registered as a label under a law referred to in section 33E (1) (f) of the Act; and
- (c) is displayed on the apparatus or installation in a prominent and unobscured position.

(2) The requirements of this regulation are deemed to be complied with if the apparatus or installation is labelled in accordance with the relevant requirements of a law referred to in section 33E (1) (f) of the Act.

Display fronts

4. A person must not, in connection with the sale or hiring of an apparatus or installation to which these regulations apply, exhibit a model or display which is intended to represent all or part of that apparatus or installation unless the model or display is labelled in accordance with regulation 3 as if it were the apparatus or installation.

Director may grant temporary exemptions

5. (1) The Director may, by notice in writing, exempt an apparatus or installation, or a class or type of apparatus or installation, from all or any of the requirements of regulations 3 and 4, for such period, and on such conditions, as the Director considers appropriate and are set out in that notice.

(2) The Director must not grant an exemption under subregulation (1) unless the Director is satisfied that —

- (a) there are special circumstances which justify exempting the apparatus or installation from the requirements of those regulations;
- (b) those circumstances are temporary; and
- (c) the exemption will not unduly disadvantage —
 - (i) the public; or
 - (ii) people who manufacture, or deal in, apparatus or installations which do comply with those regulations.

Misleading information

6. A person must not —

- (a) display a label on;

- (b) cause to be published any advertisement for the sale or hire of; or
- (c) produce, distribute or display any brochure, sign or other promotional material relating to,

an apparatus or installation to which these regulations apply, if the label, advertisement of promotional material contains information of the kind referred to in regulation 3(1)(a)(ii) which the person knows, or ought reasonably to have known, is false, misleading or likely to mislead.

Penalty: For an individual — \$5 000.
For a body corporate — \$20 000.

Use of unregistered labels

7. A person must not display on an apparatus or installation to which these regulations apply, a label which is not approved or registered as a label under a law referred to in section 33E (1) (f) of the Act but which is deceptively similar to labels which are so approved or registered, if the person knows, or ought reasonably to have known, that the label was not so approved or registered.

Penalty: For an individual — \$5 000.
For a body corporate — \$20 000.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Executive Council.
