



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette



PERTH, FRIDAY, 26 OCTOBER 2001 No. 213 SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.45 PM

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TOBACCO CONTROL ACT 1990

Tobacco Control (Exemption) Notice 2001

Made by the Minister under section 14 of the Act after consultation with the Minister for Sport and Recreation.

1. Citation

This notice may be cited as the *Tobacco Control (Exemption) Notice 2001*.

2. Definitions

In this notice—

“**associated statement**” means the statement “Government Health Warning”;

“**driver**” means a driver or co-driver competing in the Event—

- (a) who has been nominated to score points in the Event by a registered team; or
- (b) who has competed in at least 5 rounds of the 2001 FIA World Rally Championship within 12 months before the start of the Event;

“**external surfaces**”, in relation to a rally car, means the external surfaces of the rally car when its doors, windows, bonnet and boot are closed;

“**health warning**” means the statement “SMOKING KILLS”;

“**illuminated tobacco advertisement**” means any tobacco advertisement which emits light, and in particular includes any fluorescent tobacco advertisement;

“**official FIA events**” means the following—

- (a) the media Publicity Stage and Manufacturer Teams' Shakedown on 30 October 2001;
- (b) the official FIA Shakedown on 31 October 2001 at Langford Park;
- (c) the official one hour FIA Media Conference on 31 October 2001;
- (d) FIA Turbo Sealing and FIA Scrutineering on 31 October 2001 and 1 November 2001;
- (e) the official prize presentation on the evening of 4 November 2001.

“**photograph**” includes a photograph reproduced in any printed material;

“**publisher**” means a person who produces, sells, supplies or distributes printed material;

“**rally car**” means a motor vehicle driven by a driver for the purposes of competing in the Event;

“**registered team**” means a team—

- (a) that is registered to compete in the 2001 FIA World Rally Championship or the 2001 FIA World Teams Cup; or
- (b) that has competed in at least 5 rounds of the 2001 FIA World Rally Championship within 12 months before the start of the Event;

“**the Event**” means the Rally Australia motor racing event to be held on 1, 2, 3 and 4 November 2001 in Western Australia;

“**the Organizer**” means the Western Australian Tourism Commission established under section 4 of the *Western Australian Tourism Commission Act 1983*;

“**the 2002 Event**” means the Rally Australia motor racing event to be held in 2002 in Western Australia;

3. Exemptions

- (1) This clause has effect subject to clauses 4 and 5.
- (2) A driver is exempted from the operation of sections 5 and 8 of the Act in respect of the Event.
- (3) The Organizer is exempted from the operation of section 5 of the Act in respect of the Event.
- (4) A publisher is exempted from the operation of section 5 of the Act in respect of the Event.