

Western Australia

Electronic Transactions Regulations 2003

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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) a transaction by which a will, codicil or other testamentary instrument is created, executed or revoked;
 - (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.

4. Exemptions from section 7(1) — laws

Section 7(1) of the Act does not apply to the *Consumer Credit (Western Australia) Code* or the *Consumer Credit (Western Australia) Regulations*, as defined in the *Consumer Credit (Western Australia) Act 1996*.

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. Exemptions from Part 2 Division 2 — laws

Part 2 Division 2 of the Act does not apply to the *Consumer Credit (Western Australia) Code* or the *Consumer Credit (Western Australia) Regulations*, as defined in the *Consumer Credit (Western Australia) Act 1996*.

Notes

¹ This is a compilation of the *Electronic Transactions Regulations 2003*. The following table contains information about that regulation.

Compilation table

Citation	Gazettal	Commencement
<i>Electronic Transactions Regulations 2003</i>	2 May 2003 p. 1496-7	2 May 2003 (see r. 2)

^{1a} On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.

Provisions that have not come into operation

Citation	Gazettal	Commencement
<i>Electronic Transactions Amendment Regulations (No. 2) 2006</i> r. 3-5	5 Sep 2006 p. 3620	Operative on commencement of the <i>Queensland Consumer Credit and Trade Measurement Act 2006</i> s. 4 (see r. 2(a))

² On the date as at which this compilation was prepared, the *Electronic Transactions Amendment Regulations (No. 2) 2006* r. 3-5 had not come into operation. They read as follows:

“

- 3. The regulations amended**
The amendments in these regulations are to the *Electronic Transactions Regulations 2003*.
- 4. Regulation 4 repealed**
Regulation 4 is repealed.
- 5. Regulation 6 repealed**
Regulation 6 is repealed.

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