



Industrial Chemicals (Notification and Assessment) Regulations 1990

Statutory Rules 1990 No. 231 as amended

made under the

*Industrial Chemicals (Notification and Assessment)
Act 1989*

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Contents

1	Name of Regulations [see Note 1]	5
2	Definitions	5
3	Prescribed data for the purposes of paragraph (f) of the definition of <i>basic information</i> in section 5 of the Act	6
4	Prescribed data for the purposes of paragraph (g) of the definition of <i>basic information</i> in section 5 of the Act	7
4AA	Hazardous chemical (Act s 5)	7
4AB	Prescribed reactants	8
4A	<i>Polymer of low concern</i> — number average molecular weight greater than 1 000 and less than 10 000 (Act s 5)	8
4B	<i>Polymer of low concern</i> — number average molecular weight that is 10 000 or greater (Act s 5)	9
4CA	<i>Polymer of low concern</i> — number average molecular weight less than or equal to 1 000 (Act s 5)	9
4C	<i>Polymer of low concern</i> — low charge density (Act s 5)	9
4E	<i>Polymer of low concern</i> — when polymer does not dissociate readily (Act s 5)	10
4H	<i>Polymer of low concern</i> — when polymer is stable (Act s 5)	10
4I	<i>Polymer of low concern</i> — other characteristics (Act s 5)	10
4J	Non-hazardous chemical — criteria relating to environmental effect (Act s 5)	12
4K	Introduction of non-hazardous chemical — matters to be taken into account (Act s 5)	13
5	Prescribed form of Inventory	13
6	Inspection of Inventory	14
6AA	Prescribed period — transfer of industrial chemical from non-confidential section to confidential section (subsection 18A (1) of the Act)	14
6AB	Low volume introduction (Act, s. 21)	14
6A	Specified information for application of commercial evaluation permit	16

	Page
6B Prescribed information for application for controlled use permit	17
7 Prescribed international inventory of chemicals	17
7A Statements by importers of chemicals	18
8 Prescribed information — summary report	18
8A Prescribed authorities — paragraph 38 (5) (a) of the Act	19
8B Assessment certificates	19
8C Prescribed authorities — subparagraph 40G (1) (a) (i) of the Act	20
8D Extension of original assessment certificates	20
9 Application forms — section 55 of the Act	20
9A Prescribed information — summary report of final assessment (paragraph 60F (5) (d) of the Act)	21
9B Prescribed authorities — paragraph 60F (7) (a) of the Act	21
10 Inspection of reports	21
11 Inspection of Material Safety Data Sheets	22
11AA Inspection of Register	22
11AB Amount of registration charge	22
11A Search warrants	22
11B Prescribed international agreement (Act s 106)	22
11C Introduction and export of certain industrial chemicals prohibited without permission (Act s 106)	23
12 Inspection of Chemical Gazette	24
13 Fees	24
14 When must fees be paid	26
15 Remission of fees (Act, s. 110)	27
16A Waiver of fees — secondary notification of listed industrial chemicals	28
17 Appeal to the Administrative Appeals Tribunal	29
18 Late renewal penalties	29
Schedule 1 Forms	30
Form 1	30
Form 2	32
Schedule 1A	34
Schedule 2 Fees	36
Schedule 3 Reactive functional groups	37

		Page
Schedule 4	Prescribed reactants	39
Part 1	Di and Tri Basic Acids	39
Part 2	Modifiers	40
Part 3	Monobasic Acids and Natural Oils	41
Part 4	Polyols	42
Notes		44

1 Name of Regulations [see Note 1]

These Regulations are the *Industrial Chemicals (Notification and Assessment) Regulations 1990*.

2 Definitions

In these Regulations, unless the contrary intention appears:

Act means the *Industrial Chemicals (Notification and Assessment) Act 1989*.

cationic means containing net positively charged atoms or associated groups of atoms covalently linked to its polymer molecule.

inspection times means between 1000 hours and noon and between 1400 hours and 1600 hours on each day that is not:

- (a) a Saturday or a Sunday; or
- (b) a public holiday:
 - (i) in the place where the Library is located; or
 - (ii) for the purposes of the Australian Public Service in that place.

Library means:

The Library Worksafe Australia 92-94 Parramatta Road Camperdown New South Wales 2050.

natural waterway includes:

- (a) a stream (permanent or ephemeral), river, lake, estuary or coastal water:
 - (i) that is natural; and
 - (ii) where water is present naturally or may flow through or gather; and
- (b) an artificial structure including an irrigation channel, a dam, reservoir, impoundment or holding pond from which water may reach a natural waterway directly.

water treatment works means a sewer or similar structure where a chemical is diluted, held or treated before discharge into a natural waterway.

3 Prescribed data for the purposes of paragraph (f) of the definition of *basic information* in section 5 of the Act

- (1) Subject to subregulation (2), for the purposes of paragraph (f) of the definition of *basic information* in section 5 of the Act the following physical and chemical data is prescribed:
 - (a) whichever of the melting point, boiling point or freezing point of the chemical is appropriate;
 - (b) the chemical's density in kg/m³, and:
 - (i) in the case of a gas — its specific gravity where air = 1; and
 - (ii) in the case of a liquid — its liquid density and vapour density;
 - (c) the chemical's vapour pressure in kilopascals at 25°C;
 - (d) the chemical's solubility in grams per litre in water at 20°C;
 - (e) in the case of a chemical whose water solubility exceeds 10⁻⁶ gms/litre — the degrees of hydrolysis at 25°C at pH values of 4-9 and 1-2;
 - (f) in the case of a chemical that dissolves in water without dissociation or association and which is not surface-active — the partition coefficient (n-octanol/water) at 20°C expressed as log P^{ow};
 - (g) a summary of the information about the adsorption and desorption of the chemical to and from standard soils;
 - (h) in the case of a chemical that dissociates in water — the dissociation constant expressed as pK_a determined by a specified manner;
 - (j)
 - (i) in the case of a chemical that is a solid — the mean particle size and size range including the respirable fraction (1-10 microns); or
 - (ii) in the case of a chemical that is fibrous — fibre length and length range;
 - (k) the flash point in °C of the chemical as determined by whichever of the open cup or closed cup method is specified in the notification statement;

- (l) the degree of the chemical's flammability, including:
 - (i) the upper and lower limits of flammability in air; and
 - (ii) the identity of toxic and hazardous products of the chemical's combustion;
 - (m) the minimum temperature for the chemical's auto ignition;
 - (n) a summary of the information about the chemical's potential (if any) to detonate as the result of heat, shock or friction;
 - (o) a summary of the information about the stability and reactivity of the chemical.
- (2) The data prescribed by subregulation (1) does not include data that has not been made available to the Director.

4 Prescribed data for the purposes of paragraph (g) of the definition of *basic information* in section 5 of the Act

- (1) Subject to subregulation (2), for the purposes of paragraph (g) of the definition of *basic information* in section 5 of the Act, the prescribed data is a summary of the data:
- (a) relating to the health effects or environmental effects of the chemical; and
 - (b) referred to in Part C of the Schedule to the Act.
- (2) The data prescribed by subregulation (1) does not include data that has not been made available to the Director.

4AA Hazardous chemical (Act s 5)

For the definition of *hazardous chemical* in section 5 of the Act, each of the following is a hazardous chemical:

- (a) a chemical that is included in the *List of Designated Hazardous Substances [NOHSC: 10005]* published in April 1999 by the National Occupational Health and Safety Commission;

- (b) a chemical that is classified as a hazardous substance in accordance with the *Approved Criteria for Classifying Hazardous Substances [NOHSC: 1008]* published in April 1999 by the National Occupational Health and Safety Commission.

Note The documents mentioned in paragraphs (a) and (b) may be accessed through the National Occupational Health and Safety Commission's Internet homepage. See <http://www.nohsc.gov.au>.

4AB Prescribed reactants

For the definition of *prescribed reactant* in section 5 of the Act, a substance set out in Schedule 4 is prescribed.

4A Polymer of low concern — number average molecular weight greater than 1 000 and less than 10 000 (Act s 5)

- (1) A polymer that has a number average molecular weight that is greater than 1 000, but less than 10 000, is a *polymer of low concern* for subparagraph (a) (i) of the definition of that term in section 5 of the Act, if the polymer:
- (a) has less than 10% by mass of molecules with molecular weight that is less than 500; and
 - (b) has less than 25% by mass of molecules with molecular weight that is less than 1 000; and
 - (c) complies with subregulation (2), (3) or (4).
- (2) The polymer must consist only of low concern reactive functional groups mentioned in column 2 of Schedule 3.
- (3) If the polymer includes moderate concern reactive functional groups mentioned in column 3 of Schedule 3:
- (a) the groups must have a combined functional group equivalent weight of at least 1 000; and
 - (b) the polymer must include no high concern reactive functional groups mentioned in column 4 of Schedule 3.
- (4) If the polymer includes high concern reactive functional groups mentioned in column 4 of Schedule 3, the groups must have a combined functional group equivalent weight of at least 5 000.

4B Polymer of low concern — number average molecular weight that is 10 000 or greater (Act s 5)

A polymer that has a number average molecular weight that is 10 000 or greater is a *polymer of low concern* for subparagraph (a) (i) of the definition of that term in section 5 of the Act, if the polymer:

- (a) has less than 2% by mass of molecules with molecular weight that is less than 500; and
- (b) has less than 5% by mass of molecules with molecular weight that is less than 1 000.

4CA Polymer of low concern — number average molecular weight less than or equal to 1 000 (Act s 5)

A polymer that has a number average molecular weight that is less than or equal to 1 000 is a *polymer of low concern* for subparagraph (a) (ii) of the definition of that term in section 5 of the Act, if the polymer has the following characteristics:

- (a) the polymer is made from a prescribed reactant;
- (b) the polymer has molecules that contain 2 or more carboxylic acid ester linkages, one or more of which links internal monomer units together.

4C Polymer of low concern — low charge density (Act s 5)

For paragraph (b) of the definition of *polymer of low concern* in section 5 of the Act, a polymer has a low charge density if:

- (a) it is both:
 - (i) not cationic; and
 - (ii) not likely to become cationic in an aquatic environment that has a pH value greater than 4 and less than 9; or
- (b) it is a solid that is:
 - (i) not soluble or dispersible in water; and
 - (ii) to be used only in its solid phase; or

- (c) for a polymer that includes 1 or more cationic groups, the total combined functional group equivalent weight of any cationic group is at least 5 000.

4E *Polymer of low concern — when polymer does not dissociate readily (Act s 5)*

For paragraph (d) of the definition of *polymer of low concern* in section 5 of the Act, a polymer does not dissociate readily if it is not likely to become cationic in an aquatic environment that has a pH value greater than 4 and less than 9.

4H *Polymer of low concern — when polymer is stable (Act s 5)*

For paragraph (e) of the definition of *polymer of low concern* in section 5 of the Act, a polymer is stable under the conditions in which it is used if, under those conditions, it does not readily break down by any process, including the following:

- (a) depolymerisation;
- (b) hydrolysis;
- (c) photodegradation;
- (d) thermal degradation.

4I *Polymer of low concern — other characteristics (Act s 5)*

- (1) For paragraph (f) of the definition of *polymer of low concern* in section 5 of the Act, a polymer must contain as an integral part of its composition at least 2 of the following atomic elements:
 - (a) carbon;
 - (b) hydrogen;
 - (c) nitrogen;
 - (d) oxygen;
 - (e) silicon;
 - (f) sulphur.

- (2) For paragraph (f) of that definition, a polymer must not contain as an integral part of its composition (except as impurities) an atomic element other than the following:
- (a) aluminium as the monatomic counterion Al^{3+} ;
 - (b) bromine as the monatomic counterion Br^- ;
 - (c) bromine covalently bound to carbon;
 - (d) calcium as the monatomic counterion Ca^{2+} ;
 - (e) carbon;
 - (f) chlorine as the monatomic counterion Cl^- ;
 - (g) chlorine covalently bound to carbon;
 - (h) fluorine covalently bound to carbon;
 - (i) hydrogen;
 - (j) iodine as the monatomic counterion I^- ;
 - (k) iodine covalently bound to carbon;
 - (l) magnesium as the monatomic counterion Mg^{2+} ;
 - (m) nitrogen;
 - (n) oxygen;
 - (o) potassium as the monatomic counterion K^+ ;
 - (p) silicon;
 - (q) sodium as the monatomic counterion Na^+ ;
 - (r) sulphur;
 - (s) less than 0.2% (by weight) of any combination of the following atomic elements:
 - (i) boron;
 - (ii) copper;
 - (iii) iron;
 - (iv) lithium;
 - (v) manganese;
 - (vi) nickel;
 - (vii) phosphorus;
 - (viii) tin;
 - (ix) titanium;
 - (x) zinc;
 - (xi) zirconium.

- (3) For paragraph (f) of that definition, a polymer that is capable of absorbing its own weight in water must not have a number average molecular weight that is 10 000 or greater.

4J Non-hazardous chemical — criteria relating to environmental effect (Act s 5)

- (1) For paragraph (c) of the definition of *non-hazardous chemical* in subsection 5 (2) of the Act, the criteria set out in this regulation are prescribed.
- (2) A non-hazardous chemical to which subsection 23 (5) or (7) of the Act applies must:
- (a) have one of the following characteristics:
 - (i) if the chemical dissolves in water without dissociation or association and is not surface-active, the partition coefficient (n-octanol/water) at 20°C expressed as $\log P_{ow}$ must not exceed 3;
 - (ii) the chemical's solubility in water must be more than 1mg/litre;
 - (iii) the chemical's number-average molecular weight (in the case of a polymer) or the chemical's molecular weight (in any other case) must be more than 1 000; and
 - (b) be readily biodegradable in accordance with the test known as a Ready Biodegradability Test mentioned in paragraph (q) of Part C of the Schedule to the Act; and
 - (c) not have a toxicity:
 - (i) to fish, using the test mentioned in paragraph (m) of Part C of the Schedule to the Act, and expressed as an LC_{50} , that is less than 100 mg/litre; and
 - (ii) to aquatic invertebrates, using the test mentioned in paragraph (n) of Part C of the Schedule to the Act, and expressed as an EC_{50} , that is less than 100 mg/litre; and
 - (iii) to algae, using the test mentioned in paragraph (p) of Part C of the Schedule to the Act, and expressed as an EC_{50} , that is less than 100 mg/litre.

- (3) A non-hazardous chemical to which subsection 23 (4) or (6) of the Act applies must meet the criterion mentioned in paragraph (2) (a).
- (4) For a non-hazardous chemical to which section 24A of the Act applies, carbon or silicon must be its largest component.

4K Introduction of non-hazardous chemical — matters to be taken into account (Act s 5)

- (1) For paragraph 5 (3) (g) of the Act and subject to subregulation (2), the Director must take account of the likelihood of the chemical being released:
 - (a) into a water treatment works at a rate more than:
 - (i) 10 kilograms each year from an individual source; or
 - (ii) 50 kilograms in total; or
 - (b) directly into a natural waterway.
- (2) Paragraph (1) (a) does not apply if:
 - (a) subsection 23 (4) or (6) of the Act applies to the chemical and:
 - (i) the chemical meets the criteria mentioned in paragraphs 4J (2) (b) and (c); and
 - (ii) the person who introduces the chemical has information available that shows that those criteria are met; or
 - (b) subsection 23 (5) or (7) of the Act applies to the chemical.

5 Prescribed form of Inventory

For the purposes of subsection 11 (2) of the Act, the Inventory must:

- (a) be divided into a confidential section and non-confidential section; and
- (b) consist of lists of chemicals in the following form:
 - (i) the names of the chemicals in the same order as the sequence of the names followed by the Chemical Abstracts Service;

- (ii) the Chemical Abstracts Service numbers of the chemicals in the same order as those numbers or, if those numbers are not available, in accordance with an alternative numbering system;
- (iii) the molecular formulas of the chemicals in the same order as the sequence of the formulas followed by the Chemical Abstracts Service.

6 Inspection of Inventory

- (1) For paragraph 15 (b) of the Act, copies of the non-confidential section of the Inventory may be inspected by the public at the Library during inspection times.
- (2) For paragraph 15 (b) of the Act, the fee is \$35.

6AA Prescribed period — transfer of industrial chemical from non-confidential section to confidential section (subsection 18A (1) of the Act)

For the purposes of subsection 18A (1) of the Act, the prescribed period is the period of 56 days commencing on 7 August 1997.

6AB Low volume introduction (Act, s. 21)

- (1) For subparagraph 21 (4) (b) (i) of the Act, the requirements set out in this regulation are prescribed.
- (1A) For subparagraph 21 (4) (b) (ii) of the Act, the requirements set out in subregulations (4), (7A), (8) and (9) are prescribed.
- (1B) For subparagraph 21 (6) (c) (iv) of the Act, the requirements set out in subregulations (2) to (4) and (7A), (8) and (9) are prescribed.
- (2) The chemical must not be used in the cosmetic as:
 - (a) a preservative; or
 - (b) a colouring agent; or
 - (c) an ultraviolet filter.

- (3) The chemical must not be prohibited or restricted for use as a cosmetic, or for use in cosmetics:
 - (a) in the European Union under Council Directive 76/768/EEC as amended to 30 December 1997; or
 - (b) in the United States of America under the *Food, Drugs and Cosmetics Act 1938* as amended to 30 December 1997.
- (4) The chemical must comply with any law of the Commonwealth, a State or a Territory that relates, whether expressly or by implication, to the manufacture or importation of the chemical.
- (5) If the chemical is present in the cosmetic at a concentration of 1% or more, the person who introduces the chemical must have information that indicates that the chemical will be safe for use by potentially high-risk groups (including, for example, infants, elderly persons and atopic persons), consistent with the anticipated pattern of consumer exposure.
- (5A) If the chemical is introduced in a cosmetic in an amount that is greater than 10 kilograms but less than 100 kilograms in a period of 12 months, the person who introduces the chemical must give to the Director:
 - (a) the material safety data sheet relevant to the chemical or product containing the chemical; and
 - (b) the label to be attached to the packaging of the chemical or product containing the chemical.
- (6) The person who introduces the chemical must notify the Director in writing of the introduction.
- (7) The notification under subregulation (6) must include:
 - (a) in relation to a chemical that is introduced in a cosmetic at a concentration of 1% or more and in an amount that is greater than 10 kilograms but less than 100 kilograms in a period of 12 months:
 - (i) a statement setting out each requirement of subregulations (2) to (5A) and how that requirement is complied with; and

- (ii) a declaration that the contents of the notification are correct as far as the person knows; and
- (b) in relation to a chemical that is introduced in a cosmetic at a concentration of less than 1% and in an amount that is greater than 10 kilograms but less than 100 kilograms in a period of 12 months:
 - (i) a statement setting out each requirement of subregulations (2) to (4) and (5A) and how that requirement is complied with; and
 - (ii) a declaration that the contents of the notification are correct as far as the person knows.
- (7A) The person who introduces the chemical must keep in writing, for 5 years after the introduction, all information available to the person about occupational health and safety, public health matters and the environmental effects of the chemical.
- (8) The information kept under subregulation (7A) must be produced to the Director on request.
- (9) For subregulation (7A), information is taken to be available to a person if, having regard to the person's abilities, experience, qualifications and other attributes, the person ought reasonably to have been aware of the information.

6A Specified information for application of commercial evaluation permit

For the purposes of paragraph 21D (2) (b) of the Act, the following information is specified:

- (a) the matters set out in subparagraphs 6 (a) (i) to (iv) of Part B of the Schedule to the Act; and
- (b) the matters set out in items 7, 8 and 11 of Part B of the Schedule to the Act; and
- (c) a summary of the chemical's health effects and environmental effects.

6B Prescribed information for application for controlled use permit

For paragraph 22C (2) (e) of the Act, in relation to an application for a permit by an applicant who intends to export a chemical, the following information about the chemical must be supplied in the application:

- (a) the matters set out in items 1 and 13 of Part B of the Schedule to the Act;
- (b) if the chemical is to be introduced in an amount that is greater than 10 tonnes in a period of 12 months, information about the matters set out in Part C of the Schedule to the Act that is available to the applicant;
- (c) if the chemical is a polymer, the matters relating to the polymer's molecular weight set out in items 2, 3 and 4 of Part D of the Schedule to the Act;
- (d) whether the chemical is, or contains, a hazardous chemical;
- (e) whether the chemical has been notified and assessed in a foreign country;
- (f) the concentration amount of the chemical in the product containing the chemical;
- (g) the safety procedures to be observed when handling and storing the chemical;
- (h) the procedures to be adopted to control or limit the release of the chemical, or waste products resulting from the chemical, into the environment or workplace;
- (i) the details of the country to which the chemical is to be exported;
- (j) the Material Safety Data Sheet in relation to the chemical or the product containing the chemical;
- (k) the label to be attached to the packaging of the chemical or the product containing the chemical.

7 Prescribed international inventory of chemicals

For the purposes of paragraph 24 (1) (b) of the Act, each of the following is a prescribed international inventory of chemicals:

- (a) The European Inventory of Existing Commercial Chemical Substances (EINECS) issued by the Commission of European Communities;
- (b) The List of Existing Chemical Substances issued by the Ministry of International Trade and Industry, Japan;
- (c) The Existing Chemicals List issued by the Ministry of Labour, Japan;
- (d) Toxic Substances Control Act (TSCA) Chemical Substance Inventory issued by the U.S. Environmental Protection Agency, Office of Toxic Substances, Washington DC 20460.

7A Statements by importers of chemicals

- (1) The importer of a chemical must keep a statement in accordance with subregulation (2) together with documents relating to the chemical that are relevant commercial documents within the meaning of section 240 of the *Customs Act 1901*.
- (2) The statement must be in writing and specify:
 - (a) whether the chemical is, or contains, an industrial chemical; and
 - (c) whether the chemical is a new industrial chemical; and
 - (d) whether there is an assessment certificate under subsection 39 (1) or (1A) of the Act in force in relation to the chemical; and
 - (e) in the case of a chemical to which paragraph (b) or (d) does not apply — whether subsection 21 (2) of the Act applies to the chemical.

8 Prescribed information — summary report

For the purposes of paragraph 35 (2) (d) of the Act, the following are prescribed:

- (a) a statement of the type of assessment carried out (that is, whether a standard assessment, limited assessment or assessment of a synthetic polymer of low concern was carried out);

- (b) the chemical names of hazardous constituents of the chemical;
- (c) a summary of the occupational health and safety, and public health and environmental, matters contained in the assessment report;
- (d) the intended use of the chemical;
- (e) any recommendations contained in the assessment report in relation to the chemical.

8A Prescribed authorities — paragraph 38 (5) (a) of the Act

For the purposes of paragraph 38 (5) (a) of the Act:

- (a) the following authorities are prescribed for the Commonwealth:
 - (i) the Department of the Environment and Heritage;
 - (ii) the Department of Health and Ageing; and
- (b) Worksafe Western Australia is prescribed for the State of Western Australia.

8B Assessment certificates

For subsections 39 (1) and (1A) of the Act, an assessment certificate must contain the following:

- (a) the name of the applicant;
- (b) particulars of the chemical (other than exempt information);
- (c) a statement that the applicant has complied with the requirements of the Act regarding the notification of the chemical;
- (d) a statement that the chemical has been assessed under the Act;
- (e) a statement that a summary report of the assessment has been, or is to be, published in the Chemical Gazette, giving the date of publication.

8C Prescribed authorities — subparagraph 40G (1) (a) (i) of the Act

For the purposes of subparagraph 40G (1) (a) (i) of the Act:

- (a) the following authorities are prescribed for the Commonwealth:
 - (i) the Department of the Environment and Heritage;
 - (ii) the Department of Health and Ageing; and
- (b) Worksafe Western Australia is prescribed for the State of Western Australia.

8D Extension of original assessment certificates

For the purposes of subsection 40H (2) of the Act, an assessment certificate endorsed to indicate that it is an extension of an original assessment certificate must contain the following:

- (a) the name of the applicant for the original assessment certificate;
- (b) the name of the importer or manufacturer who applied for extension of the original assessment certificate;
- (c) particulars of the chemical (other than exempt information);
- (d) a statement that the applicant for the original assessment certificate had complied with the requirements of the Act regarding the notification of the chemical;
- (e) a statement that the chemical has been assessed under the Act;
- (f) the date of publication, in the Chemical Gazette, of the summary report of the original assessment report;
- (g) a statement that the modification has been, or is to be, published in the Chemical Gazette, giving the date of publication.

9 Application forms — section 55 of the Act

- (1) For the purposes of subsection 55 (1) of the Act, Form 1 in Schedule 1 is prescribed.

- (2) For the purposes of subsection 55 (2) of the Act, Form 2 in Schedule 1 is prescribed.

9A Prescribed information — summary report of final assessment (paragraph 60F (5) (d) of the Act)

For the purposes of paragraph 60F (5) (d), a summary report of a final assessment must contain the following:

- (a) a statement of the type of assessment carried out (that is, whether a full, or preliminary, assessment was carried out);
- (b) a concise description of the matters taken into account in preparing the assessment report;
- (c) the chemical names of hazardous constituents of the chemical;
- (d) a summary of the occupational health and safety, and public health and environmental, matters contained in the assessment report;
- (e) the intended use of the chemical;
- (f) any recommendations contained in the assessment report in relation to the chemical.

9B Prescribed authorities — paragraph 60F (7) (a) of the Act

For the purposes of paragraph 60F (7) (a) of the Act:

- (a) the following authorities are prescribed for the Commonwealth:
 - (i) the Department of the Environment and Heritage;
 - (ii) the Department of Health and Ageing; and
- (b) Worksafe Western Australia is prescribed for the State of Western Australia.

10 Inspection of reports

For the purposes of subsection 78 (1) of the Act, copies of the full public report about a chemical may be inspected by the public at the Library during inspection times.

11 Inspection of Material Safety Data Sheets

For the purposes of subsection 78 (2) of the Act, copies of the Material Safety Data Sheet (if any) for a chemical may be inspected by the public at the Library during inspection times.

11AA Inspection of Register

For the purposes of subregulation 80C (4) of the Act, the Register may be inspected by the public at the Library during inspection times.

11AB Amount of registration charge

- (1) For paragraph 80T (2) (a) of the Act, the amount is \$1 058.
- (2) For paragraph 80T (2) (b) of the Act, the amount is \$7 879.

Note These amounts apply only in relation to a registration year that begins on or after 1 September 2004. The amounts prescribed for paragraphs 80T (2) (a) and (b) of the Act in relation to the registration year that began on 1 September 2003 are respectively \$1 007 and \$7 497.

11A Search warrants

For the purposes of subsection 87 (2) of the Act, the form of search warrant in Schedule 1A is prescribed.

11B Prescribed international agreement (Act s 106)

- (1) For paragraph 106 (1) (a) of the Act, the Rotterdam Convention is a prescribed international agreement.
- (2) In this regulation and regulation 11C:

Rotterdam Convention means the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, done at Rotterdam on 10 September 1998, as amended by any amendment of the Convention that has entered into force for Australia.

11C Introduction and export of certain industrial chemicals prohibited without permission (Act s 106)

- (1) This regulation applies to each of the following industrial chemicals, being chemicals that are the subject of the Rotterdam Convention:
 - (a) each of the following kinds of polybrominated biphenyls:
 - (i) hexabromobiphenyl;
 - (ii) octabromobiphenyl;
 - (iii) decabromobiphenyl;
 - (b) tris (2,3-dibromopropyl) phosphate;
 - (c) polychlorinated biphenyls;
 - (d) polychlorinated terphenyls;
 - (e) tetraethyl lead;
 - (f) tetramethyl lead.
- (2) The export of an industrial chemical mentioned in subregulation (1) is prohibited unless the Director has given written permission for the export at or before the time of the proposed export.
- (3) The introduction of an industrial chemical mentioned in subparagraph (1) (a) (i), (ii) or (iii) or paragraph (1) (f) is prohibited unless the Director has given written permission for its introduction at or before the time of the proposed introduction.

Note Section 21 of the Act (which relates to the introduction of new industrial chemicals) may also apply to the introduction of an industrial chemical mentioned in subparagraph (1) (a) (i), (ii) or (iii).
- (4) The introduction of the industrial chemical mentioned in paragraph (1) (e) is prohibited unless:
 - (a) the Director has given written permission for its introduction at or before the time of the proposed introduction; or
 - (b) the industrial chemical is introduced in aviation gasoline (avgas), or for use in the production of avgas; or
 - (c) the industrial chemical is introduced:
 - (i) in leaded fuel, or in a fuel additive; and

- (ii) by a person in respect of whom an approval granted under subsection 13 (1) of the *Fuel Quality Standards Act 2000* is in force at the time of the introduction; and
 - (iii) for the purpose of a supply that is specified in the approval.
- (5) For subregulation (4):

fuel has the meaning given by subregulation 3 (2) of the *Fuel Quality Standards Regulations 2001*.

fuel additive has the meaning given by subregulation 3 (3) of the *Fuel Quality Standards Regulations 2001*.

supply has the meaning given by subsection 4 (1) of the *Fuel Quality Standards Act 2000*.

Note Subsection 106 (5) of the Act provides that a person who introduces or exports an industrial chemical in contravention of a regulation made for the purposes of subsection 106 (1), or of a condition or restriction prescribed by such a regulation, is guilty of an offence.

12 Inspection of Chemical Gazette

For the purposes of section 107 of the Act, copies of each Chemical Gazette that contains a notice under the Act may be inspected by the public at the Library during inspection times.

13 Fees

- (1) The fee in column 3 of an item in Schedule 2 is prescribed for the purposes of the provision of the Act specified in column 2 of that item.
- (2) For the purposes of paragraph 110 (1) (e) of the Act, the following fees are prescribed in relation to an application relating to an industrial chemical:
 - (a) if the application is an application in relation to which a notification statement in accordance with:
 - (i) Parts A, B and C in the Schedule to the Act; or
 - (ii) Parts A, B, C and D in the Schedule to the Act;must be lodged — \$13 877;

- (b) if the application is an application in relation to which a notification statement in accordance with:
 - (i) Parts A and B in the Schedule to the Act; or
 - (ii) Parts A, B and D in the Schedule to the Act; andmust be lodged — \$11 623;
 - (c) if the application is in relation to a synthetic polymer of low concern — \$3 914.
- (2A) For the purposes of paragraph 110 (1) (ea) of the Act, the following fees are prescribed in respect of an application for a self-assessed assessment certificate for a new industrial chemical:
- (a) if the application is in respect of a polymer of low concern — \$2 348;
 - (b) if the application is in respect of a non-hazardous chemical that is a synthetic polymer with a number average molecular weight that is equal to or greater than 1 000 (other than a non-hazardous chemical to which paragraph (a) applies) — \$6 974;
 - (c) if the application is in respect of a non-hazardous chemical (other than a non-hazardous chemical to which paragraph (a) or (b) applies) — \$8 326.
- (3) For the purposes of paragraph 110 (1) (p) of the Act, the following fees are prescribed in relation to an application relating to an industrial chemical:
- (a) if the application:
 - (i) is lodged with, or would otherwise be required to be lodged with, a notification statement in accordance with:
 - (A) Parts A, B and C in the Schedule to the Act; or
 - (B) Parts A, B, C and D in the Schedule to the Act; and
 - (ii) is lodged with an assessment report in relation to that industrial chemical under an approved foreign scheme;\$7 685;

- (b) if the application:
 - (i) is lodged with, or would otherwise be required to be lodged with, a notification statement in accordance with:
 - (A) Parts A and B in the Schedule to the Act; or
 - (B) Parts A, B and D in the Schedule to the Act;and
 - (ii) is lodged with an assessment report in relation to that industrial chemical under an approved foreign scheme;

\$6 191.

- (4) For paragraph 110 (1) (s) of the Act, the following fees are prescribed in relation to a secondary notification of an industrial chemical:
 - (a) if the notification is in relation to a new industrial chemical, other than a synthetic polymer of low concern — \$7 685;
 - (b) if the notification is in relation to a new industrial chemical that is a synthetic polymer of low concern — \$3 321;
 - (c) in any other case — no fee is payable.

14 When must fees be paid

- (1) Subject to subregulation (2), a fee prescribed under regulation 13 must be paid at the time of lodgement of the application, statement, nomination or notification to which it relates.
- (2) A fee prescribed by paragraph 13 (2) (a) or 13 (2) (b) must be paid in instalments as follows:
 - (a) the applicant must pay a first instalment of \$500 when the application is given to the Director; and
 - (b) the applicant must pay a second instalment, of an amount that equals the balance of the prescribed fee, before the end of 7 days after the day on which the Director advises the applicant that the application and the accompanying notification statement are complete for the purpose of assessment.

15 Remission of fees (Act, s. 110)

- (1) Subject to subregulations (2) and (3), if:
- (a) an application, statement, nomination or notification has been lodged and the prescribed fee has been paid; and
 - (b) the application, statement, nomination or notification is withdrawn before:
 - (i) the Minister:
 - (A) has granted a permit under section 30 of the Act; or
 - (B) has approved a foreign scheme under subsection 43 (3) of the Act; or
 - (ii) the Director:
 - (A) has made a decision in relation to an application under subsection 14 (3), 17 (3) or 19 (7) or section 25, 29, 37, 40, 42, 45, 50, 60, 66 or 89 of the Act; or
 - (B) has given an assessment certificate under section 39 of the Act; or
 - (C) has given an authorisation under section 22 of the Act; or
 - (D) has waived or varied a requirement under section 24 of the Act; or
 - (E) has published a notice under section 65 of the Act;
- the Director may, if he or she thinks fit, remit any part or the whole of the fee paid in respect of that application, statement, nomination or notification.
- (2) In exercising a discretion under subregulation (1), the Director must take into account the cost of any completed phase of the process of assessing or deciding the application, statement, nomination or notification.
- (3) If an application, statement, nomination or notification to which paragraph (1) (a) applies is withdrawn before consideration of it has begun:
- (a) subregulation (1) does not apply; and

- (b) 90% of the prescribed fee paid on the application, statement, nomination or notification must be repaid to the person or persons who paid it.
- (4) The Director may remit 10% of the fee paid in respect of an application under subsection 55 (1) or (2) of the Act if the information required to be given to the Director in relation to a chemical under subsection 58 (3) of the Act:
 - (a) is submitted at or before the end of the period specified in relation to the chemical under subsection 58 (4) of the Act; and
 - (b) is given in sufficient clarity and detail to allow proper assessment of the chemical.
- (5) The Director may remit 15% of the fee paid for an application under section 23 of the Act if satisfied that the applicant has submitted with the application a draft assessment report, for the chemical, that contains:
 - (a) a determination under section 32 of the Act that takes into account the matters mentioned in subsection 32 (2) of the Act; and
 - (b) the summary and recommendations mentioned in section 33 of the Act.
- (6) The Director may remit a part, or the whole, of a fee paid before the commencement of this subregulation for a secondary notification under section 65 of the Act if the notification relates to a listed industrial chemical.

16A Waiver of fees — secondary notification of listed industrial chemicals

For subsection 110 (5) of the Act, the Director may wholly or partly waive any fee that would otherwise be payable by a person under paragraph 110 (1) (s) of the Act, if the fee is payable in relation to a notification of a listed industrial chemical.

17 Appeal to the Administrative Appeals Tribunal

- (1) Applications may be made to the Administrative Appeals Tribunal for review of decisions of the Director made in the exercise of the Director's powers under subregulation 15 (1), (4), (5) or (6) or regulation 16A.
- (2) In subregulation (1), *decision* has the same meaning as in the *Administrative Appeals Tribunal Act 1975*.

18 Late renewal penalties

For subsection 110A (1) of the Act, the late renewal penalty in respect of a late renewal application is 15% of the sum of:

- (a) the fee prescribed under paragraph 110 (1) (ub) of the Act in respect of the renewal application; and
- (b) the amount mentioned in paragraph 80KB (2) (c) of the Act that accompanies the application.

Schedule 1 Forms

(regulation 9)

Form 1

**APPLICATION FOR ASSESSMENT OF A CHEMICAL UNDER
SUBSECTION 55 (1) OF THE *INDUSTRIAL CHEMICALS
(NOTIFICATION AND ASSESSMENT) ACT 1989***

Name of applicant:

Address of applicant:

Details of chemical:

- (1) Chemical name of chemical: (a)
- (2) Name or names by which the chemical is known: (b)
- (3) Name or names under which the chemical is marketed by
 applicant: (c)
- (4) Chemical Abstract Service Number: (d)
- (5) Molecular formula:
- (6) Structural Formula:
- (7) Gram-molecular weight:

.....
(Signature of applicant)
(e)

-
- (a) insert the chemical name of the chemical:
 - (i) in the case of a pure chemical:
 - (A) the name to be used in the Australian Inventory of Chemical Substances, that is the Chemical Abstracts (CA) Preferred Index Name; or
 - (B) if such a name is not available — the name to be used by the International Union for Pure and Applied Chemistry; and
 - (ii) in any other case — as complete a description of the chemical as is practicable; and

- (iii) in the case of a biopolymer, include a description of the biological source of the biopolymer
- (b) insert the name or names by which the chemical is known or identified in scientific or technical literature
- (c) insert the name or names under which applicant markets, or intends to market, the chemical
- (d) insert the number assigned to the chemical by the service known as the Chemical Abstract Service
- (e) insert date

Form 2

APPLICATION FOR ASSESSMENT OF A CHEMICAL UNDER SUBSECTION 55 (2) OF THE *INDUSTRIAL CHEMICALS (NOTIFICATION AND ASSESSMENT) ACT 1989*

Name of applicant:

Address of applicant:

Details of chemical:

- (1) Chemical name of chemical: *(a)*
- (2) Name or names by which chemical is known: *(b)*
- (3) Name or names under which chemical is marketed by applicant: *(c)*
- (4) Chemical Abstract Service Number: *(d)*
- (5) Molecular formula:
- (6) Structural Formula:
- (7) Gram-molecular weight:

.....
(Signature of applicant)

(e)

- (a)* insert the chemical name of the chemical:
 - (i)* in the case of a pure chemical:
 - (A)* the name to be used in the Australian Inventory of Chemical Substances, that is the Chemical Abstracts (CA) Preferred Index Name; or
 - (B)* if such a name is not available — the name to be used by the International Union for Pure and Applied Chemistry; and
 - (ii)* in any other case — as complete a description of the chemical as is practicable; and
 - (iii)* in the case of a biopolymer, include a description of the biological source of the biopolymer
- (b)* insert the name or names by which the chemical is known or identified in scientific or technical literature

- (c) insert the name or names under which the applicant markets, or intends to market, the chemical
- (d) insert the number assigned to the chemical by the service known as the Chemical Abstract Service
- (e) insert date

Schedule 1A

(regulation 11A)

COMMONWEALTH OF AUSTRALIA

Industrial Chemicals (Notification and Assessment) Act 1989

SEARCH WARRANT UNDER SUBSECTION 87 (2)

TO (*name and address of inspector*), an inspector within the meaning of section 5 of the *Industrial Chemicals (Notification and Assessment) Act 1989* ('the Act'):

This warrant is issued on the basis that:

- (a) an information on oath has been laid before me alleging that there are reasonable grounds for suspecting that there may be upon or in the premises mentioned below a particular thing that may afford evidence as to the commission of an offence against the Act (within the meaning of subsection 87 (8) of the Act); and
- (b) the information set out those grounds; and
- (c) I have been given, either orally or by affidavit, the further information (if any) that I required concerning the grounds on which the issue of this warrant was being sought; and
- (d) I am satisfied that there are reasonable grounds for issuing this warrant.

The purpose for which this warrant is issued is to authorise you to do each of the matters set out below in relation to the following offence, namely (*state nature of the offence in relation to which the entry and search are authorised*).

This warrant authorises you, with assistance, and by such force, as is necessary and reasonable, * at any time of the day or night / * during the following hours of the day or night (*specify the hours*):

- (a) to enter the premises at (*address*); and
- (b) to search the premises for a particular thing (*specify the thing*), being a thing of the kind described below, that may afford evidence as to the commission of the offence; and

(c) if you find the thing on or in the premises — to seize the thing.

The kind of things to be seized is as follows: *(description of the kind of things to be seized)*.

THIS WARRANT CEASES TO HAVE EFFECT ON *(date not later than one month after the day of issue of the warrant)*.

Issued by me *(full name and designation of magistrate)*.

On *(date)* .

(signature of magistrate)

* Omit whichever is inapplicable

Schedule 2 Fees

(regulation 13)

Item	Provision of the Act	Fee (\$)
1A	Paragraph 110 (1) (aa)	609
1	Paragraph 110 (1) (a)	1 219
2	Paragraph 110 (1) (b)	548
3	Paragraph 110 (1) (c)	1 634
4	Paragraph 110 (1) (caaa)	1 645
5	Paragraph 110 (1) (ca)	3 084
5AA	Paragraph 110 (1) (cb)	609
5A	Paragraph 110 (1) (cc)	3 084
5B	Paragraph 110 (1) (cd)	609
5C	Paragraph 110 (1) (ce)	3 204
5D	Paragraph 110 (1) (cf)	633
6	Paragraph 110 (1) (f)	1 097
7	Paragraph 110 (1) (g)	609
8	Paragraph 110 (1) (h)	6 725
9	Paragraph 110 (1) (ha)	593
10	Paragraph 110 (1) (j)	609
11	Paragraph 110 (1) (k)	609
12	Paragraph 110 (1) (ka)	2 491
13	Paragraph 110 (1) (m)	8 302
14	Paragraph 110 (1) (n)	5 704
15	Paragraph 110 (1) (ua)	353
16	Paragraph 110 (1) (ub)	353

Schedule 3 Reactive functional groups

(regulation 4A)

Item	Low concern	Moderate concern	High concern
1	Carboxylic acid		Pendant acrylates and methacrylates
2	Aliphatic hydroxyl		Aziridines
3	Unconjugated olefinic considered 'ordinary' (that is, unconjugated olefinic not specifically activated by being part of a larger functional group or by other activating influences)		Carbodi-imides
4	Butenedioic acid		Halosilanes, Hydrosilanes, Alkoxysilanes
5	Conjugated olefinic groups contained in naturally occurring fats, oils and carboxylic acids	Conjugated olefinic groups not contained in naturally occurring fats, oils and carboxylic acids	Hydrazines
6	Blocked isocyanates (including ketoxime-blocked isocyanates)		Isocyanates, isothiocyanates
7	Thiols		Alpha or beta lactones
8	Unconjugated nitriles		Vinyl sulfones or analogous compounds

Item	Low concern	Moderate concern	High concern
9	Halogens (except reactive halogen-containing groups such as benzylic or allylic halides)		Acid halides
10			Acid anhydrides
11			Aldehydes
12			Hemiacetals
13			Methylolamides, amines or ureas
14			Cyanates
15			Epoxides
16			Unsubstituted positions ortho and para to phenolic hydroxyl
17			Allyl ethers
18			Imines (ketimines and aldimines)
19			Partially-hydrolysed acrylamides
20			Other reactive functional groups not in the low or moderate concern groups

Schedule 4 Prescribed reactants

(regulation 4AB)

Part 1 Di and Tri Basic Acids

Item	Substance	CAS no.
101	1,2-Benzenedicarboxylic acid	88-99-3
102	1,3-Benzenedicarboxylic acid	121-91-5
103	1,3-Benzenedicarboxylic acid, dimethyl ester	1459-93-4
104	1,4-Benzenedicarboxylic acid	100-21-0
105	1,4-Benzenedicarboxylic acid, diethyl ester	636-09-9
106	1,4-Benzenedicarboxylic acid, dimethyl ester	120-61-6
107	1,2,4-Benzenetricarboxylic acid	528-44-9
108	Butanedioic acid	110-15-6
109	Butanedioic acid, diethyl ester	123-25-1
110	Butanedioic acid, dimethyl ester	106-65-0
111	2-Butenedioic acid (E)-	110-17-8
112	Decanedioic acid	111-20-6
113	Decanedioic acid, diethyl ester	110-40-7
114	Decanedioic acid, dimethyl ester	106-79-6
115	Dodecanedioic acid	693-23-2
116	Fatty acids, C18-unsaturated, dimers	61788-89-4
117	Heptanedioic acid	111-16-0
118	Heptanedioic acid, dimethyl ester	1732-08-7
119	Hexanedioic acid	124-04-9
120	Hexanedioic acid, dimethyl ester	627-93-0
121	Hexanedioic acid, diethyl ester	141-28-6
122	Nonanedioic acid	123-99-9

Item	Substance	CAS no.
123	Nonanedioic acid, dimethyl ester	1732-10-1
124	Nonanedioic acid, diethyl ester	624-17-9
125	Octanedioic acid	505-48-6
126	Octanedioic acid, dimethyl ester	1732-09-8
127	Pentanedioic acid	110-94-1
128	Pentanedioic acid, dimethyl ester	1119-40-0
129	Pentanedioic acid, diethyl ester	818-38-2
130	Undecanedioic acid	1852-04-6

Part 2 Modifiers

Item	Substance	CAS no.
201	Acetic acid, 2,2'-oxybis-	110-99-6
202	1-Butanol (other than 1-butanol that is used to manufacture a polyester with maleic or fumaric acid)	71-36-3
203	Cyclohexanol	108-93-0
204	Cyclohexanol, 4,4'-(1-methylethylidene)bis	80-04-6
205	Ethanol, 2-(2-butoxyethoxy)-	112-34-5
206	1-Hexanol	111-27-3
207	Methanol, hydrolysis products with trichlorohexylsilane and trichlorophenylsilane	72318-84-4
208	1-Phenanthrenemethanol, tetradecahydro-1,4a-dimethyl-7-(1-methylethyl)-	13393-93-6
209	Phenol, 4,4'-(1-methylethylidene)bis-, polymer with 2,2'-[(1-methylethylidene)bis(4,1-phenyleneoxymethylene)]bis[oxirane]	25036-25-3
210	Siloxanes and Silicones, dimethyl, diphenyl, polymers with phenyl silsesquioxanes, methoxy-terminated	68440-65-3

Item	Substance	CAS no.
211	Siloxanes and Silicones, dimethyl, methoxy phenyl, polymers with phenyl silsesquioxanes, methoxy-terminated	68957-04-0
212	Siloxanes and Silicones, methyl phenyl, methoxy phenyl, polymers with phenyl silsesquioxanes, methoxy- and phenyl-terminated	68957-06-2
213	Silsesquioxanes, phenyl propyl	68037-90-1

Part 3 Monobasic Acids and Natural Oils

Item	Substance	CAS no. (if any)
301	Benzoic acid	65-85-0
302	Canola oil	120962-03-0
303	Coconut oil	8001-31-8
304	Corn oil	8001-30-7
305	Cottonseed oil	8001-29-4
306	Dodecanoic acid	143-07-7
307	Fats and glyceridic oils, anchovy	128952-11-4
308	Fats and glyceridic oils, babassu	91078-92-1
309	Fats and glyceridic oils, herring	68153-06-0
310	Fats and glyceridic oils, menhaden	8002-50-4
311	Fats and glyceridic oils, sardine	93334-41-9
312	Fats and glyceridic oils, oiticica	8016-35-1
313	Fatty acids, C ₁₆₋₁₈ and C ₁₈ -unsaturated	67701-08-0
314	Fatty acids, castor-oil	61789-44-4
315	Fatty acids, coco	61788-47-4
316	Fatty acids, dehydrated castor-oil	61789-45-5
317	Fatty acids, linseed oil	68424-45-3
318	Fatty acids, safflower oil	93165-34-5

Item	Substance	CAS no. (if any)
319	Fatty acids, soya	68308-53-2
320	Fatty acids, sunflower oil	84625-38-7
321	Fatty acids, sunflower-oil, conjugated	68953-27-5
322	Fatty acids, tall-oil	61790-12-3
323	Fatty acids, tall-oil, conjugated	
324	Fatty acids, vegetable oil	61788-66-7
325	Glycerides, C ₁₆₋₁₈ and C ₁₈ -unsaturated	67701-30-8
326	Heptanoic acid	111-14-8
327	Hexanoic acid	142-62-1
328	Hexanoic acid, 3,3,5-trimethyl-	3302-10-1
329	Linseed oil	8001-26-1
330	Linseed oil, oxidised	68649-95-6
331	Nonanoic acid	112-05-0
332	Oils, Cannabis	
333	Oils, palm kernel	8023-79-8
334	Oils, perilla	68132-21-8
335	Oils, walnut	8024-09-7
336	Safflower oil	8001-23-8
337	Soybean oil	8001-22-7
338	Sunflower oil	8001-21-6
339	Tung oil	8001-20-5

Part 4 Polyols

Item	Substance	CAS no.
401	1,3-Butanediol	107-88-0
402	1,4-Butanediol	110-63-4
403	1,4-Cyclohexanedimethanol	105-08-8
404	1,2-Ethenediol	107-21-1

Item	Substance	CAS no.
405	Ethanol, 2,2'-oxybis-	111-46-6
406	1,6-Hexanediol	629-11-8
407	1,3-Pentanediol, 2,2,4-trimethyl-	144-19-4
408	1,2-Propanediol	57-55-6
409	1,3-Propanediol, 2,2-bis(hydroxymethyl)-	115-77-5
410	1,3-Propanediol, 2,2-dimethyl-	126-30-7
411	1,3-Propanediol, 2-ethyl-2-(hydroxymethyl)-	77-99-6
412	1,3-Propanediol, 2-(hydroxymethyl)-2-methyl	77-85-0
413	1,3-Propanediol, 2-methyl	2163-42-0
414	1,2,3-Propanetriol	56-81-5
415	1,2,3-Propanetriol, homopolymer	25618-55-7
416	2-Propen-1-ol, polymer with ethenylbenzene	25119-62-4

Table of Instruments**Notes to the *Industrial Chemicals (Notification and Assessment) Regulations 1990*****Note 1**

The *Industrial Chemicals (Notification and Assessment) Regulations 1990* (in force under the *Industrial Chemicals (Notification and Assessment) Act 1989*) as shown in this compilation comprise Statutory Rules 1990 No. 231 amended as indicated in the Tables below.

Under the *Legislative Instruments Act 2003*, which came into force on 1 January 2005, it is a requirement for all non-exempt legislative instruments to be registered on the Federal Register of Legislative Instruments. From 1 January 2005 the Statutory Rules series ceased to exist and was replaced with Select Legislative Instruments (SLI series). Numbering conventions remain the same, ie Year and Number.

Table of Instruments

Year and number	Date of notification in Gazette or FRLI registration	Date of commencement	Application, saving or transitional provisions
1990 No. 231	12 July 1990	17 July 1990	
1990 No. 440	21 Dec 1990	21 Dec 1990	—
1991 No. 165	28 June 1991	28 June 1991	—
1992 No. 29	7 Feb 1992	7 Feb 1992	—
1992 No. 245	29 July 1992	4 Aug 1992	—
1992 No. 282	8 Sept 1992	8 Sept 1992	—
1993 No. 35	24 Feb 1993	1 Mar 1993	—
1994 No. 21	18 Feb 1994	18 Feb 1994	—
1994 No. 320	6 Sept 1994	12 Sept 1994	—
1994 No. 368	1 Nov 1994	1 Nov 1994	—
1994 No. 454	30 Dec 1994	30 Dec 1994	—
1995 No. 81	9 May 1995	9 May 1995	—
1995 No. 358	30 Nov 1995	1 Dec 1995	R. 8
1997 No. 181	1 July 1997	1 July 1997	—
1997 No. 193	9 July 1997	9 July 1997	—
1997 No. 203	7 Aug 1997	7 Aug 1997	—
1997 No. 419	24 Dec 1997	30 Dec 1997	—
1999 No. 224	29 Sept 1999	29 Sept 1999	—

Table of Instruments

Year and number	Date of notification in <i>Gazette</i> or FRLI registration	Date of commencement	Application, saving or transitional provisions
2002 No. 9	21 Feb 2002	21 Feb 2002	—
2002 No. 58	28 Mar 2002	Schedule 2: 1 Apr 2002 (see r. 2 (b)) Remainder: 28 Mar 2002	—
2003 No. 121	19 June 2003	19 June 2003	—
2003 No. 150	26 June 2003	1 July 2003	—
2003 No. 192	31 July 2003	31 July 2003	—
2004 No. 158	25 June 2004	1 July 2004	—
2004 No. 239	6 Aug 2004	9 Aug 2004 (see r. 2 and <i>Gazette</i> 2004, No. S320)	—
2004 No. 246	12 Aug 2004	18 Aug 2004 (see r. 2)	—
2004 No. 388	23 Dec 2004	23 Dec 2004	—
2005 No. 130	16 June 2005 (see F2005L01456)	1 July 2005	—
2005 No. 257	16 Nov 2005 (see F2005L03470)	17 Nov 2005	—
2006 No. 78	19 Apr 2006 (see F2006L01169)	Rr. 1–3 and Schedule 1: 20 Apr 2006 Remainder: (see r. 2 (b) and Note 2)	—

Table of Amendments**Table of Amendments**

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
R. 1	rs. 1999 No. 224
R. 2	am. 1990 No. 440; 1997 No. 419; 2002 No. 58
R. 4AA	ad. 1997 No. 419 rs. 2004 No. 239
R. 4AB	ad. 2002 No. 58
Heading to r. 4A.....	rs. 2004 No. 239
R. 4A.....	ad. 1993 No. 35 am. 1997 No. 419 rs. 2002 No. 58 am. 2004 No. 239
Heading to r. 4B.....	rs. 2004 No. 239
R. 4B.....	ad. 2002 No. 58 am. 2004 No. 239
R. 4CA	ad. 2004 No. 239
Heading to r. 4C.....	rs. 2004 No. 239
R. 4C.....	ad. 2002 No. 58 am. 2004 No. 239
R. 4D.....	ad. 2002 No. 58 rep. 2004 No. 239
R. 4E.....	ad. 2002 No. 58 rs. 2004 No. 239
R. 4F	ad. 2002 No. 58 rep. 2004 No. 239
R. 4G	ad. 2002 No. 58 rep. 2004 No. 239
Heading to r. 4H.....	rs. 2004 No. 239
R. 4H.....	ad. 2002 No. 58 am. 2004 No. 239
Heading to r. 4I	rs. 2004 No. 239
R. 4I	ad. 2002 No. 58 am. 2004 No. 239
R. 4J	ad. 2004 No. 239
R. 4K.....	ad. 2004 No. 239
R. 5	am. 1990 No. 440
R. 6	am. 1990 No. 440 rs. 1991 No. 165 am. 2003 No. 150

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
R. 6AA	ad. 1997 No. 203
R. 6AB	ad. 1997 No. 419 am. 2004 No. 239
R. 6A.....	ad. 1992 No. 245 am. 2003 No. 121
R. 6B.....	ad. 2006 No. 78
R. 7	am. 1990 No. 440
R. 7AA	ad. 1993 No. 35 rep. 2004 No. 239
R. 7A.....	ad. 1990 No. 440 am. 2004 No. 239
R. 7B.....	ad. 1997 No. 419 rep. 2004 No. 239
R. 7C.....	ad. 1997 No. 419 rep. 2004 No. 239
R. 8	rs. 1993 No. 35 am. 1997 No. 193
R. 8A.....	ad. 1993 No. 35 rs. 1997 No. 193 am. 2002 No. 58
R. 8B.....	ad. 1993 No. 35 am. 2004 No. 239
R. 8C.....	ad. 1997 No. 193 am. 2002 No. 58
R. 8D.....	ad. 1997 No. 193
R. 9A.....	ad. 1997 No. 203
R. 9B.....	ad. 1997 No. 203 am. 2002 No. 58
R. 10	am. 1990 No. 440 rs. 1991 No. 165
R. 11	am. 1990 No. 440 rs. 1991 No. 165
R. 11AA	ad. 1997 No. 193
R. 11AAA.....	ad. 1997 No. 203 rep. 2003 No. 192
R. 11AB	ad. 1997 No. 193 am. 2003 No. 192 rs. 2004 No. 158
R. 11A.....	ad. 1994 No. 21
R. 11B.....	ad. 1997 No. 193 am. 2002 No. 58 rs. 2004 No. 246

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
R. 11C.....	ad. 2004 No. 246 am. 2005 No. 257
R. 12.....	am. 1990 No. 440 rs. 1991 No. 165
R. 12A.....	ad. 1994 No. 368 rs. 1995 No. 358 rep. 2002 No. 58
R. 12B.....	ad. 1994 No. 368 rep. 1995 No. 358
R. 12C.....	ad. 1994 No. 368 rs. 1995 No. 358 rep. 2002 No. 58
R. 13.....	am. 1993 No. 35; 1994 No. 320; 1997 Nos. 181 and 203; 1999 No. 224; 2003 No. 150; 2004 Nos. 158 and 388; 2005 No. 130
R. 14.....	rs. 1992 No. 29 am. 1992 No. 282 rs. 1994 No. 368; 1997 No. 181
Heading to r. 15.....	am. 1997 No. 419
R. 15.....	am. 1992 No. 29; 1994 No. 368; 1997 No. 419; 1999 No. 224
R. 16.....	rs. 1992 No. 282 rep. 1994 No. 368 ad. 1995 No. 358 am. 2002 No. 9 rep. 2002 No. 16
R. 16A.....	ad. 1999 No. 224
R. 17.....	ad. 1992 No. 29 am. 1995 No. 81; 1995 No. 358; 1997 No. 419; 2002 No. 58
R. 18.....	ad. 2003 No. 192
Schedule 1	
Schedule 1.....	am. 1993 No. 35; 1997 No. 419
Form 1A.....	ad. 1993 No. 35 am. 1997 No. 419 rs. 2002 No. 58 rep. 2004 No. 239
Form 1.....	1990 No. 231
Form 2.....	1990 No. 231
Schedule 1A	
Schedule 1A.....	ad. 1994 No. 21

Table of Amendments

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
Schedule 2	
Schedule 2.....	am. 1992 No. 245; 1993 No. 35; 1994 Nos. 320, 368 and 454; 1997 Nos. 181, 193, 203 and 419; 1999 No. 224 rs. 2003 No. 150 am. 2003 No. 192; 2004 No. 158; 2004 Nos. 239 and 388; 2005 No. 130; 2006 No. 78
Schedule 3	
Schedule 3.....	ad. 2002 No. 58
Schedule 4	
Schedule 4.....	ad. 2002 No. 58

Note 2

Note 2

Industrial Chemicals (Notification and Assessment) Amendment Regulations 2006 (No. 1) (2006 No. 78)

The following amendments commence on 1 July 2006:

**Schedule 2 Amendments commencing on
1 July 2006**

(regulation 3)

[1] Regulation 13

<i>Provision</i>	<i>omit</i>	<i>insert</i>
Paragraph 13 (2) (a)	\$13 877;	\$14 418;
Paragraph 13 (2) (b)	\$11 623;	\$12 076;
Paragraph 13 (2) (c)	\$3 914.	\$4 067.
Paragraph 13 (2A) (a)	\$2 348;	\$2 440;
Paragraph 13 (2A) (b)	\$6 974;	\$7 246;
Paragraph 13 (2A) (c)	\$8 326.	\$8 651.
Paragraph 13 (3) (a)	\$7 685;	\$7 985;
Paragraph 13 (3) (b)	\$6 191.	\$6 432.
Paragraph 13 (4) (a)	\$7 685;	\$7 985;
Paragraph 13 (4) (b)	\$3 321;	\$3 451;

[2] Schedule 2*substitute***Schedule 2 Fees**

(regulation 13)

Item	Provision of the Act	Fee (\$)
1	Paragraph 110 (1) (aa)	633
2	Paragraph 110 (1) (a)	1 267
3	Paragraph 110 (1) (b)	569
4	Paragraph 110 (1) (c)	1 698
5	Paragraph 110 (1) (caaa)	1 709
6	Paragraph 110 (1) (ca)	3 204
7	Paragraph 110 (1) (cb)	633
8	Paragraph 110 (1) (cc)	3 204
9	Paragraph 110 (1) (cd)	633
10	Paragraph 110 (1) (ce)	3 204
11	Paragraph 110 (1) (cf)	633
12	Paragraph 110 (1) (f)	1 140
13	Paragraph 110 (1) (g)	633
14	Paragraph 110 (1) (h)	6 987
15	Paragraph 110 (1) (ha)	616
16	Paragraph 110 (1) (j)	633
17	Paragraph 110 (1) (k)	633
18	Paragraph 110 (1) (ka)	2 588
19	Paragraph 110 (1) (m)	8 626
20	Paragraph 110 (1) (n)	5 926

Note 2

Item	Provision of the Act	Fee (\$)
21	Paragraph 110 (1) (ua)	367
22	Paragraph 110 (1) (ub)	367

As at 19 April 2006 the amendments are not incorporated in this compilation.