



# Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018 Commencement Order 2018

Patsy Reddy, Governor-General

## Order in Council

At Wellington this 12th day of November 2018

Present:

Her Excellency the Governor-General in Council

This order is made under section 2 of the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018 on the advice and with the consent of the Executive Council and on the recommendation of the Minister for Trade and Export Growth.

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## Order

### 1 Title

This order is the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018 Commencement Order 2018.

## 2 Commencement of CPTPP-related provisions

The following provisions of the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018 come into force on 30 December 2018:

- (a) sections 3, 9 to 27, 29 to 37, 37A to 37G, 40(1), (2), (5), and (6), and 44(1) to (4) (which relate to the Copyright Act 1994):
- (b) section 44(9) (but only for the purpose of bringing into force the Part 2 heading, the subpart 2 heading, clauses 47 and 48 of Schedule 1, and the cross-headings above those clauses) (which relate to the Copyright Act 1994):
- (c) Part 4 (which relates to the Hazardous Substances and New Organisms Act 1996):
- (d) Part 5 (which relates to the Legislation Act 2012):
- (e) Part 6 (which relates to the Overseas Investment Act 2005):
- (f) sections 71 and 72 (which relate to the Patents Act 2013):
- (g) section 77 (but only for the purpose of bringing into force the Part 2 heading and clause 4 of Schedule 1AA) (which relates to the Patents Act 2013):
- (h) Part 8 (which relates to the Tariff Act 1988):
- (i) sections 89, 90(2), and 91(2) (which relate to the Tariff):
- (j) Part 10 (which relates to the Trade Marks Act 2002):
- (k) Part 11 (which relates to the Wine Regulations 2006).

Rachel Hayward,  
for the Clerk of the Executive Council.

### Explanatory note

*This note is not part of the order, but is intended to indicate its general effect.*

This order brings into force, on 30 December 2018, the provisions that implement the Comprehensive and Progressive Agreement for Trans-Pacific Partnership (the **CPTPP**).

There are other provisions in the Comprehensive and Progressive Agreement for Trans-Pacific Partnership Amendment Act 2018 that are not brought into force by this order. Those provisions relate only to the Trans-Pacific Partnership Agreement (the **TPP**).

For an explanation of the differences between the CPTPP and the TPP, *see* <https://www.mfat.govt.nz/en/trade/free-trade-agreements/free-trade-agreements-concluded-but-not-in-force/cptpp/tpp-and-cptpp-the-differences-explained/>

### **Regulatory impact assessment**

The Ministry of Foreign Affairs and Trade produced a national interest analysis in March 2018 (which incorporated all elements of a regulatory impact assessment) to help inform the decisions taken by the Government relating to the contents of this instrument.

A copy of the national interest analysis can be found at—

- <https://www.mfat.govt.nz/assets/Uploads/Comprehensive-and-Progressive-Agreement-for-Trans-Pacific-Partnership-CPTPP-National-Interest-Analysis.pdf>

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 15 November 2018.

This order is administered by the Ministry of Foreign Affairs and Trade.