



**Trade Marks Amendment Regulations 2001 (No. 2)<sup>1</sup>**

**Statutory Rules 2001 No. 185<sup>2</sup>**

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I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Trade Marks Act 1995*.

Dated 28 June 2001

WILLIAM DEANE  
Governor-General

By His Excellency's Command

WARREN ENTSCH  
Parliamentary Secretary to the Minister for Industry,  
Science and Resources

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**1 Name of Regulations**

These Regulations are the *Trade Marks Amendment Regulations 2001 (No. 2)*.

**2 Commencement**

These Regulations commence on gazettal.

**3 Amendment of *Trade Marks Regulations 1995***

Schedule 1 amends the *Trade Marks Regulations 1995*.

**Schedule 1            Amendment**  
(regulation 3)

**[1]    Subregulation 20.1 (1)**

*substitute*

- (1) For paragraph 228A (4) (a) of the Act, a qualification comprises:
- (a) a pass in:
    - (i) an accredited course of study that:
      - (A) includes the subject matter in topic group A, B, C or D mentioned in Schedule 5 to the *Patents Regulations 1991*; and
      - (B) is not part of a course of study to which an award mentioned in paragraph (b) relates; or
    - (ii) an examination that:
      - (A) is conducted by the Board under regulation 20.6 of the *Patents Regulations 1991* for topic group A, B, C or D mentioned in Schedule 5 to the *Patents Regulations 1991*; and
      - (B) is not part of a course of study to which an award mentioned in paragraph (b) relates; and
  - (b) an award of:
    - (i) a degree, diploma, advanced diploma or graduate diploma, under the Australian Qualification Framework, that is:
      - (A) in any field of study; and
      - (B) awarded by a body, in the Higher Education Sector, that is authorised to award a degree, diploma, advanced diploma or graduate diploma of that kind; or

- (ii) a degree, diploma, advanced diploma or graduate diploma that is:
- (A) awarded by an overseas education institution; and
  - (B) equivalent to an award mentioned in subparagraph (i).

*Note* The Australian Qualification Framework is a nationally recognised reference which categorises qualifications into 12 levels, from institutions categorised into 3 sectors: schools, vocational and higher education.

The AQF website is <http://www.aqf.edu.au/>

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## Notes

1. These Regulations amend Statutory Rules 1995 No. 341, as amended by 1996 Nos. 3, 184 and 272; 1997 No. 346; 1998 Nos. 258, 265, 343 and 346; 1999 Nos. 153, 186, 196 and 350; 2001 No. 33.
  2. Notified in the *Commonwealth of Australia Gazette* on 5 July 2001.
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