



Greenhouse and Energy Minimum Standards (Authorisation Requirements for Testing GEMS Products) Instrument 2026

I, Melanie Ford, GEMS Regulator, make the following instrument.

Dated 4 September 2026

Melanie Ford
GEMS Regulator

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1 Name

This instrument is the *Greenhouse and Energy Minimum Standards (Authorisation Requirements for Testing GEMS Products) Instrument 2026*.

2 Commencement

This instrument commences on the day after the day it is registered.

3 Authority

This instrument is made under section 125 of the *Greenhouse and Energy Minimum Standards Act 2012*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

5 Definitions

Note: A number of expressions used in this instrument are defined in section 5 of the Act, including the following:

- (a) GEMS determination;
- (b) GEMS product;
- (c) product class.

In this instrument:

Act means the *Greenhouse and Energy Minimum Standards Act 2012*.

6 Requirements for all product classes

- (1) For the purposes of section 125 of the Act, a person is authorised to test GEMS products in a product class if the person is accredited to carry out the test by:
 - (a) the National Association of Testing Authorities, Australia (ACN 004 379 748); or
 - (b) another signatory to:
 - (i) the Mutual Recognition Arrangement operated by the Asia Pacific Accreditation Cooperation Incorporated (New Zealand registration number 1877392); or
 - (ii) the Multilateral Recognition Arrangement operated by the Global Accreditation Cooperation Incorporated (New Zealand registration number 50223540).
- (2) For the purposes of subsection (1), a person is accredited to test GEMS products in a product class if:
 - (a) the scope (however described) of the accreditation includes the testing as required under the GEMS determination covering the product class; and

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- (b) the accreditation is not suspended or cancelled before or while testing the GEMS products; and
 - (c) the person complies with any condition to which the accreditation is subject, to the extent the condition relates to the testing.
- (3) In this section:
- accredited*** includes certified, endorsed and recognised.

Schedule 1—Repeals

Greenhouse and Energy Minimum Standards (Authorisation Requirements for Testing GEMS Products) Instrument 2021

1 The whole of the instrument

Repeal the instrument.