

# TRANS-PACIFIC PARTNERSHIP AGREEMENT

## CHAPTER SUMMARY: REGULATORY COHERENCE

The Regulatory Coherence Chapter encourages good regulatory practices among TPP Parties. Greater adherence to good regulatory practices in TPP Parties will result in improved the business environments and contribute to maximising the potential gains from the TPP.

### MORE INFORMATION ON THE CHAPTER

The Chapter encourages TPP Parties to strive for best practice in the development of their domestic regulatory environment. For example, the Chapter encourages TPP Parties to:

- review proposed regulatory measures to determine the extent to which the development of such measures adheres to good regulatory practices; and
- strengthen coordination and consultation to reduce red tape for investors.

The Chapter encourages TPP Parties to conduct regulatory impact assessments in order to determine that new regulations are both necessary and appropriate.

The Chapter requires TPP Parties to make publicly available the scope of regulatory measures covered by the Chapter within one year of the TPP entering into force. For the purposes of Article 25.3, Scope of Covered Regulatory Measures, Australia has determined the scope of covered regulatory measures for Australia to be:

(a) Acts of the Commonwealth Parliament; and

(b) Commonwealth Regulations made under an Act of the Commonwealth Parliament and classified as legislative instruments, adopted by regulatory agencies with which compliance is mandatory, related to any matter covered by the CPTPP.

To promote regulatory cooperation, a Committee on Regulatory Coherence will be established, comprising government representatives of each TPP Party. The work of the Committee will include investigating potential sectoral regulatory initiatives and other cooperative activities.

In the interests of transparency, and to assist in cooperation and capacity building activities among TPP Parties, the Chapter requires Parties to submit a notification of implementation to the Committee within two years of the TPP entering into force and at least once every four years thereafter. The initial notification will outline steps taken by each TPP Party in implementing the Chapter, including details on processes or mechanisms to facilitate inter-agency coordination and the review of proposed regulations.

The Regulatory Coherence Chapter is not subject to the TPP Dispute Settlement Chapter.

