



Therapeutic Goods (Restricted Representations Church & Dwight Australia Pty Ltd – Dencorub products) Permission 2019

I, David Poulton, as delegate of the Secretary of the Department of Health, make the following permission.

Dated 1 April 2019

(Signed electronically)

David Poulton
Assistant Director
Regulatory Education and Compliance Branch
Health Products Regulation Group
Department of Health

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1 Name

This instrument is the *Therapeutic Goods (Restricted Representations – Church & Dwight Australia Pty Ltd - Dencorub products) Permission 2019*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is made	

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subsections 42DK(1) and 42DK(4) of the *Therapeutic Goods Act 1989*.

4 Definitions

Note: A number of expressions used in this instrument are defined in section 3 of the Act, including the following:

- (a) Therapeutic Goods Advertising Code
- (b) Therapeutic goods
- (c) Register
- (d) Registration number
- (e) Primary pack.

In this instrument:

Act means *Therapeutic Goods Act 1989*.

Label has the same meaning as in section 3 of the Act

name of the medicine has the same meaning as in section 6 of the Therapeutic Goods Order No. 92 - Standard for labels of non-prescription medicines

restricted representation has the same meaning as in section 42DD of the Act.

serious form of a disease means a serious form of a disease within the meaning of subsection 28(1) of the Therapeutic Goods Advertising Code.

5 Permission

For subsections 42DK(1) and 42DK(4) of the Act, in relation to each item, the restricted representations specified in column 2 of the table in Schedule 1 to this instrument are permitted to be used in an advertisement specified in column 3 of the table about the therapeutic goods specified in column 4 of the table, subject to any conditions (if any) specified in column 5 of the table.

Schedule 1—Specifications: Restricted representations and conditions

Note: See section 5.

Permitted use of prohibited representation				
Column 1	Column 2	Column 3	Column 4	Column 5
Item	Restricted representation	Advertisement	Therapeutic goods	Condition
1	a representation that refers to one or more of the following serious forms of a disease: a. arthritis b. lumbago c. fibrositis/fibromyalgia	(a) The label affixed to the therapeutic goods in column 4 (b) The primary pack for therapeutic goods in column 4 (c) Any insert included within the primary pack of the goods specified in column 4	Dencorub Arthritis Cream (registration number 10148) Dencorub Extra Strength Heat Gel (registration number 10146) Dencorub Regular Strength Heat Cream (registration number 10133)	
2	a representation that refers to the following serious forms of a disease: a. arthritis	(a) The label affixed to the therapeutic goods in column 4 (b) The primary pack for the therapeutic goods in column 4 (c) Any insert included within the primary pack of the goods specified in column 4	Dencorub Arthritis Ice Therapy (registration number 10228) Dencorub Arthritis Cream (registration number 10148)	
3	a representation that refers to one or more of the following serious forms of a disease: a. arthritis b. lumbago	(a) The label affixed to the therapeutic goods in column 4 (b) The primary pack for therapeutic goods in column 4 (c) Any insert included within the primary pack of the goods specified in column 4	Dencorub Dual Action Cream (registration number 148691)	

Permitted use of prohibited representation

Column 1	Column 2	Column 3	Column 4	Column 5
Item	Restricted representation	Advertisement	Therapeutic goods	Condition
4	a representation that refers to the following serious form of a disease: a. lumbago	(a) The label affixed to the therapeutic goods in column 4 (b) The primary pack for therapeutic goods in column 4 (c) Any insert included within the primary pack of the goods specified in column 4	Dencorub Pain Relieving Heat Patch (registration number 269435)	
5	a representation that refers to a serious form of the disease arthritis in the name of the medicine for a good specified in column 4	An advertisement for goods specified in column 4	Dencorub Arthritis Cream (registration number 10148) Dencorub Arthritis Ice Therapy (registration number 10228)	