



New South Wales

# Occupational Health and Safety (Penalty Notices) Amendment Regulation 1998

under the

Occupational Health and Safety Act 1983

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Occupational Health and Safety Act 1983*.

J W SHAW QC MLC

Minister for Industrial Relations

## Explanatory note

The object of this Regulation is to amend the *Occupational Health and Safety (Penalty Notices) Regulation 1996*, as a result of the commencement of the *Road and Rail Transport (Dangerous Goods) Act 1997*:

- (a) to remove functions conferred on officers relating to matters now administered by other authorities, and
- (b) to remove obsolete references to repealed provisions and update other references, and
- (c) to make a consequential amendment.

This Regulation is made under the *Occupational Health and Safety Act 1983*, including section 45 (the general regulation-making power).

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## **Occupational Health and Safety (Penalty Notices) Amendment Regulation 1998**

### **1 Name of Regulation**

This Regulation is the *Occupational Health and Safety (Penalty Notices) Amendment Regulation 1998*.

### **2 Commencement**

This Regulation commences on 20 April 1998.

### **3 Amendment of Occupational Health and Safety (Penalty Notices) Regulation 1996**

The *Occupational Health and Safety (Penalty Notices) Regulation 1996* is amended as set out in Schedule 1.

### **4 Notes**

The explanatory note does not form part of this Regulation.

## **Schedule 1          Amendments**

(Clause 3)

### **[1]      Clause 7 Authorised officers—dangerous goods offences**

Omit clause 7 (2).

### **[2]      Clause 7 (3) (a)**

Omit the paragraph. Insert instead:

- (a) an officer of the Environment Protection Authority constituted under the *Protection of the Environment Administration Act 1991* appointed as an inspector of dangerous goods under section 6 of the *Dangerous Goods Act 1975*,

### **[3]      Schedule 1 Penalty notice offences**

Omit from Columns 2 and 3 the matter relating to clauses 4 (5) and 176 of the *Dangerous Goods Regulation 1978* and various provisions of the Australian Code.