

1996—No. 89

**UNCOLLECTED GOODS ACT 1995—REGULATION**

(Uncollected Goods Regulation 1996)

NEW SOUTH WALES



*[Published in Gazette No. 33 of 15 March 1996]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Uncollected Goods Act 1995, has been pleased to make the Regulation set forth hereunder.

J W Shaw  
Attorney General.

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**Citation**

1. This Regulation may be cited as the Uncollected Goods Regulation 1996.

**Commencement**

2. This Regulation commences on 15 March 1996.

**Definition**

3. In this Regulation:

“the Act” means the Uncollected Goods Act 1996.

**Act not available as an alternative to certain Acts and instruments:  
sec 6**

4. For the purposes of section 6 (2) of the Act, the following Acts are prescribed:

Pawnbroker’s Act 1902

Residential Tenancies Act 1987

Retirement Villages Act 1989

Warehousemen’s Liens Act 1935

**Applications to Local Court for orders for disposal of uncollected goods: sec 8**

5. An application under section 8 (1) of the Act for an order authorising a bailee to dispose of uncollected goods must be made in form 1 set out in Schedule 1.

**SCHEDULE 1—FORMS**

**Form 1**

**APPLICATION TO DISPOSE OF UNCOLLECTED GOODS**

(Cl. 5)

(Uncollected Goods Act 1995, section 8)

**APPLICANT/BAILEE** *Person with custody of the goods*

Name

Address

**RESPONDENT/BAILOR** *Person entitled to custody*

Name

Address

**RESPONDENT/THIRD PARTY/OWNER OF GOODS** *Any other person(s) claiming an interest in the goods*

Name

Address

The applicant makes application to the  
Local Court at

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for an order to dispose of the following uncollected goods (*Describe goods fully*)

*(In cases where the goods or part of the goods are a motor vehicle) (delete if not required)*

\*I attach a certificate under section 31 from the Commissioner of Police that the motor vehicle is not stolen and a certificate under section 8 of the Registration of Interests in Goods Act 1986 in relation to that vehicle.

Applicant

Dated

<i>Fees paid</i>	<i>Amount</i>	<i>Date</i>	<i>Receipt</i>	<i>Number</i>
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*NOTICE OF LISTING*

This application is listed before the Local Court at

**PLACE**

**DAY AND DATE**

**TIME**

If you do not attend on that day at that time the application may be dealt with in your absence.

Clerk of the Local Court

at

Dated

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**NOTES**  
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**EXPLANATORY NOTE**

Section 6 (1) of the Uncollected Goods Act 1995 provides that the Act is not available as an alternative to any Act or instrument prescribed by the regulations. Clause 4 of this Regulation prescribes the following Acts for the purposes of that subsection:

Pawnbroker's Act 1902

Residential Tenancies Act 1987

Retirement Villages Act 1989

Warehousemen's Liens Act 1935

The Regulation also prescribes the manner in which an application may be made by a bailee to a Local Court for an order authorising the bailee to dispose of uncollected goods (clause 5).

Clauses 1–3 of the Regulation contain formal matters.

This Regulation is made under the Uncollected Goods Act 1995, including section 38 (the general regulation making power) and sections 6 and 8.

This Regulation comprises or relates to matters of a machinery nature.

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