



New South Wales

Road and Rail Transport (Dangerous Goods) (Road) Amendment Regulation 1999

under the

Road and Rail Transport (Dangerous Goods) Act 1997

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Road and Rail Transport (Dangerous Goods) Act 1997*.

BOB DEBUS, M.P.,

Minister for the Environment

Explanatory note

The object of this Regulation is to amend the *Road and Rail Transport (Dangerous Goods) (Road) Regulation 1998* (the **Principal Regulation**):

- (a) to update a reference, and
- (b) to continue the application of that Regulation to infectious substances, radioactive substances and certain other substances, and
- (c) to apply the same fees as apply under Commonwealth regulations, and
- (d) to prescribe a short title for a new offence.

The Principal Regulation applies the provisions of the *Road Transport Reform (Dangerous Goods) Regulations* of the Commonwealth (the **Commonwealth Regulations**), as in force from time to time, as law in New South Wales, subject to modifications set out in the Principal Regulation. The Commonwealth Regulations have been amended by the Commonwealth to change their name, exclude certain dangerous goods from the Regulations, to insert a new offence and to make other minor amendments. The proposed regulation makes consequential amendments resulting from the Commonwealth amendments to

1999 No 537

Road and Rail Transport (Dangerous Goods) (Road) Amendment Regulation 1999

Explanatory note

provide that the new provision of the Commonwealth Regulations excluding certain dangerous goods will not apply in New South Wales and to provide a short description for the proposed new offence. The proposed Regulation also removes the modification relating to fees under the Principal Regulation, so that the same fees will apply as apply under the Commonwealth Regulations, and updates a reference to the Commonwealth Regulations.

This Regulation is made under the *Road and Rail Transport (Dangerous Goods) Act 1997*, including section 11 (the general regulation-making power).

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1 Name of Regulation

This Regulation is the *Road and Rail Transport (Dangerous Goods) (Road) Amendment Regulation 1999*.

2 Commencement

This Regulation commences on 15 October 1999.

3 Amendment of Road and Rail Transport (Dangerous Goods) (Road) Regulation 1998

The *Road and Rail Transport (Dangerous Goods) (Road) Regulation 1998* is amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

1999 No 537

Road and Rail Transport (Dangerous Goods) (Road) Amendment
Regulation 1999

Schedule 1 Amendments

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(Clause 3)

[1] Clause 5 Application of Commonwealth regulations

Omit “*Regulations*”. Insert instead “*Regulations 1997*”.

[2] Schedule 1 Modifications to Commonwealth Regulations

Insert after Schedule 1 [5]:

[5A] Regulation 2.2 Dangerous goods

Omit Regulation 2.2 (3).

[3] Schedule 1 [8]

Omit the item.

[4] Schedule 2 Short descriptions of offences

Insert in appropriate order in Columns 1 and 2:

Regulation 11.4 (1A)	Drive vehicle with non-complying shipping documents
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BY AUTHORITY
