



New South Wales

# Mine Safety (Cost Recovery) Amendment Regulation 2008

under the

Mine Safety (Cost Recovery) Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Mine Safety (Cost Recovery) Act 2005*.

IAN MACDONALD, M.L.C.,  
Minister for Mineral Resources

## Explanatory note

Clause 6 of the *Explosives Regulation 2005* provides that the Director-General of the Department of Primary Industries is the regulatory authority for the purposes of the *Explosives Act 2003* for coal workplaces and mining workplaces (within the meaning of that Regulation) in relation to certain specified functions.

The object of this Regulation is to provide that the following money is directed and authorised to be paid from the Mine Safety Fund established under the *Mine Safety (Cost Recovery) Act 2005*:

- (a) all payments required to meet expenditure incurred by the Department of Primary Industries in carrying out regulatory activities under or in connection with the *Explosives Act 2003*,
- (b) all other amounts required to meet expenditure incurred by the Department of Primary Industries in the administration or execution of the *Explosives Act 2003*.

This Regulation is made under the *Mine Safety (Cost Recovery) Act 2005*, including sections 7 (1) (e) and 17 (the general regulation-making power).

## **2008 No 194**

Clause 1            Mine Safety (Cost Recovery) Amendment Regulation 2008

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# **Mine Safety (Cost Recovery) Amendment Regulation 2008**

under the

Mine Safety (Cost Recovery) Act 2005

### **1 Name of Regulation**

This Regulation is the *Mine Safety (Cost Recovery) Amendment Regulation 2008*.

### **2 Amendment of Mine Safety (Cost Recovery) Regulation 2005**

The *Mine Safety (Cost Recovery) Regulation 2005* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 2)

### [1] Clause 2 Definitions

Insert at the end of the clause:

- (2) Notes included in this Regulation do not form part of this Regulation.

### [2] Clause 4A

Insert after clause 4:

#### 4A Additional payments authorised to be paid from Fund

For the purposes of section 7 (1) (e) of the Act, the following money is authorised to be paid from the Fund:

- (a) all payments required to meet expenditure incurred by the Department in carrying out regulatory activities under or in connection with the *Explosives Act 2003*,
- (b) all other amounts required to meet expenditure incurred by the Department in the administration or execution of the *Explosives Act 2003*.

**Note.** Clause 6 of the *Explosives Regulation 2005* provides that the Director-General of the Department of Primary Industries is the "regulatory authority" for coal workplaces and mining workplaces (within the meaning of that Regulation) for the purposes of the *Explosives Act 2003* in relation to certain functions.