



New South Wales

Air Transport Regulation 2016

under the

Air Transport Act 1964

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Air Transport Act 1964*.

ANDREW CONSTANCE, MP
Minister for Transport and Infrastructure

Explanatory note

The object of this Regulation is to remake, with no significant amendments, the provisions of the *Air Transport Regulation 2006*, which is repealed on 1 September 2016 by section 10 (2) of the *Subordinate Legislation Act 1989*.

The Regulation provides that a person involved in the operation or provision of air transport services within New South Wales must, within 6 weeks after the end of each quarter (30 September, 31 December, 31 March and 30 June), provide information to the Secretary of the Department of Transport as to the total number of passengers carried by the person during that quarter over each route that begins or ends at, or passes through, Sydney (Kingsford-Smith) Airport over which the person operates or provides those services. Compliance with the requirements of that provision may be made a condition of a licence granted under section 6 of the *Air Transport Act 1964*.

This Regulation is made under the *Air Transport Act 1964*, including section 13 (the general regulation-making power) and, in particular, section 13 (1) (a).

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely matters of a machinery nature and matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

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1 Name of Regulation

This Regulation is the *Air Transport Regulation 2016*.

2 Commencement

This Regulation commences on 1 September 2016 and is required to be published on the NSW legislation website.

Note. This Regulation replaces the *Air Transport Regulation 2006* which is repealed on 1 September 2016 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definitions

(1) In this Regulation:

quarter means the period of 3 months ending on 30 September, 31 December, 31 March or 30 June.

Sydney-linked route means any route that begins or ends at, or passes through, Sydney (Kingsford-Smith) Airport.

the Act means the *Air Transport Act 1964*.

Note. The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

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

4 Statistical information to be provided

(1) A person involved in the operation or provision of air transport services within New South Wales must, within 6 weeks after the end of each quarter, provide information to the Secretary as to the total number of passengers carried by the person during that quarter over each Sydney-linked route over which the person operates or provides those services.

(2) Compliance with the requirements of this clause may be made a condition of a licence granted under section 6 of the Act.