



New South Wales

# Road Amendment (Dangerous Goods) Rule 2019

under the

Road Transport Act 2013

Her Excellency the Governor, with the advice of the Executive Council, has made the following Rule under the *Road Transport Act 2013*.

ANDREW CONSTANCE, MP  
Minister for Transport and Roads

## **Explanatory note**

The object of this Rule is to make further provision for the carriage of dangerous goods on certain roads and in certain tunnels in New South Wales.

This Rule is made under the *Road Transport Act 2013*, including section 23 (the general statutory rule-making power).

## **Road Amendment (Dangerous Goods) Rule 2019**

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### **1 Name of Rule**

This Rule is the *Road Amendment (Dangerous Goods) Rule 2019*.

### **2 Commencement**

This Rule commences on the day on which it is published on the NSW legislation website.

## Schedule 1 Amendment of Road Rules 2014

### [1] Rule 300–2 NSW rule: carriage of dangerous goods in prohibited areas

Omit rule 300–2 (2). Insert instead:

- (2) A driver of a dangerous goods transporter does not contravene subrule (1) if:
- (a) the dangerous goods transporter is:
    - (i) displaying a permit issued by the Commissioner of Police under clause 18 (2) of the *Road Transport (General) Regulation 2013* authorising it to be used in a prohibited area, and
    - (ii) used in accordance with any conditions on which the permit was issued, or
  - (b) the placard load of the dangerous goods transporter only consists of a radioactive substance (within the meaning of the *Radiation Control Act 1990*) used in nuclear medicine that has a half-life of 100 days or less.
- (2A) A driver of a dangerous goods transporter in a prohibited area specified in item 16 or 17 of the Table to this rule does not contravene subrule (1) unless:
- (a) the placard load of the dangerous goods transported includes UN Class 1 or UN Division 2.1 goods (determined in accordance with the ADG Code), or
  - (b) the placard load of the dangerous goods transporter requires more than one placard, or the use of a mixed class placard, to comply with the *Dangerous Goods (Road and Rail Transport) Regulation 2014*.

### [2] Rule 300–2 (3)

Omit the definition of *dangerous goods transporter*. Insert in alphabetical order:

*ADG Code* has the same meaning as in the *Dangerous Goods (Road and Rail Transport) Regulation 2014*.

*dangerous goods transporter* means a motor vehicle, trailer or tanker with a placard load.

*placard load* means goods in or on a motor vehicle, trailer or tanker that are required to be identified with a placard or sign under any of the following regulations:

- (a) *Dangerous Goods (Road and Rail Transport) Regulation 2014*,
- (b) *Explosives Regulation 2013*,
- (c) *Radiation Control Regulation 2013*.

### [3] Rule 300–2 (3), note 1

Omit “*Dangerous goods, motor*”. Insert instead “*Motor*”.

### [4] Rule 300–2, Table

Omit the Table. Insert instead:

#### Table—Prohibited areas

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- |   |  |
|---|--|
| 1 | The tunnel on the Cahill Expressway beneath the Royal Botanic Gardens, including: <ul style="list-style-type: none"><li>(a) the road connecting the tunnel and Sydney Harbour Tunnel, and</li><li>(b) that part of the Cahill Expressway between the Macquarie Street exit and the tunnel.</li></ul> |
|---|--|

- 2 The tunnel connecting the Cahill Expressway with the Bradfield Highway, including that part of the Cahill Expressway, westbound, between Macquarie Street and the tunnel.
  - 3 Bradfield Highway between the hours of 7 am and 9.30 am Monday to Saturday both days inclusive and between the hours of 4 pm and 6.30 pm Monday to Friday both days inclusive.
  - 4 Sydney Harbour Tunnel.
  - 5 Eastern Distributor from the Art Gallery Road bridge, Woolloomooloo to Link Road, Zetland including the Anzac Parade and Moore Park Road branches.
  - 6 The tunnel on Main Road Number 173 between Victoria Street and Wade Avenue, Kings Cross, including the following approaches to the tunnel:
    - (a) from the Craighend Street and Darlinghurst Road ramp westbound,
    - (b) from the Darlinghurst Road ramp,
    - (c) from the eastern intersection of William Street and Kings Cross Road.
  - 7 M2 Motorway between the Pennant Hills Road interchange and Christie Road, Macquarie Park, including the approach from Beecroft Road and the M2 Tunnel, Epping.
  - 8 Cross City Tunnels between Harbour Street, Darling Harbour and Ward Avenue, Kings Cross and between Ward Avenue, Kings Cross and Sir John Young Crescent, Woolloomooloo.
  - 9 M2 Motorway between the Delhi Road interchange and the Pacific Highway interchange, including the Lane Cove Tunnels.
  - 10 NorthConnex tunnels between the M2 Motorway, West Pennant Hills and the M1 Pacific Motorway, Wahroonga.
  - 11 M8 Motorway between the King Georges Road interchange, Beverly Hills and the St Peters interchange.
  - 12 M4 Motorway between the Homebush Bay Drive interchange and the tunnel approaches at Parramatta Road, Ashfield and Wattle Street, Haberfield, excluding:
    - (a) M4 Motorway westbound between Parramatta Road, Concord and the Homebush Bay Drive interchange, and
    - (b) M4 Motorway eastbound between the Homebush Bay Drive interchange and the exit to Parramatta Road, Concord.
  - 13 M4 and M8 Motorways between the M4 Motorway at Haberfield and the M5 Motorway at the St Peters interchange.
  - 14 General Holmes Drive between Foreshore Road and Kyeemagh Avenue, including the tunnel beneath the extension of the north-south runway of Kingsford Smith Airport.
  - 15 M5 Motorway between Bexley Road, Bexley North and General Holmes Drive, Kyeemagh, including the approaches from Marsh Street, Arncliffe.
  - 16 M1 Pacific Motorway between Bangalow Road and the Hinterland Way interchange, Bangalow and the Ewingsdale Road interchange, Ewingsdale, including the St Helena tunnel.
  - 17 M1 Pacific Motorway between the Gold Coast Highway interchange, Tweed Heads and the Stewart Road and Currumbin Road interchange at Tugun, including the Tugun Bypass Tunnel.
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**[5] Dictionary**

Omit the definition of *placard load*. Insert instead:

*placard load* has the same meaning as in rule 300-2.