



New South Wales

Transport Legislation Amendment (Laboratories) Regulation 2024

under the

Road Transport Act 2013

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the following Acts—

- (a) *Marine Safety Act 1998*,
- (b) *Passenger Transport Act 1990*,
- (c) *Rail Safety (Adoption of National Law) Act 2012*,
- (d) *Road Transport Act 2013*.

JOHN GRAHAM, MLC
Minister for Roads

Explanatory note

The object of this regulation is to amend various instruments relating to transport to—

- (a) include the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde as a laboratory at which certain blood, urine and oral fluid samples may be analysed, and
- (b) make minor related changes.

This regulation is made under the following Acts—

- (a) *Marine Safety Act 1998*,
- (b) *Passenger Transport Act 1990*, including Schedule 5, clause 3(1)(c),
- (c) *Rail Safety (Adoption of National Law) Act 2012*, including section 8(1)(c),
- (d) *Road Transport Act 2013*.

Transport Legislation Amendment (Laboratories) Regulation 2024

under the

Road Transport Act 2013

1 Name of regulation

This regulation is the *Transport Legislation Amendment (Laboratories) Regulation 2024*.

2 Commencement

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

Schedule 1 Amendment of Marine Safety Regulation 2016

Clause 55D

Omit the clause. Insert instead—

55D Prescribed laboratories and authorised laboratories

- (1) For the Act, Schedule 1, clause 23(3), definition of *authorised laboratory*, the following laboratories are prescribed—
 - (a) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (b) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde.
- (2) For the Act, Schedule 1, clause 24, definition of *prescribed laboratory*, the following laboratories are prescribed—
 - (a) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (b) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde.

Schedule 2 Amendment of Passenger Transport (General) Regulation 2017

Clause 107 Interpretation

Omit clause 107(1), definition of *approved laboratory*, paragraph (a). Insert instead—

- (a) in relation to blood samples—the following laboratories—
 - (i) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (ii) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde, and

Schedule 3 Amendment of Rail Safety (Adoption of National Law) Regulation 2018

[1] Clause 3 Definitions

Omit clause 3(1), definition of *approved laboratory*, paragraph (a). Insert instead—

- (a) in relation to blood samples—the following laboratories—
 - (i) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (ii) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde, and

[2] Clause 3(1), definition of “approved laboratory”, paragraph (c)

Omit the paragraph. Insert instead—

- (c) in relation to oral fluid samples—the following laboratories—
 - (i) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (ii) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde,
 - (iii) the laboratory at Racing Analytical Services Ltd at Flemington, Victoria.

Schedule 4 Amendment of Road Transport (General) Regulation 2021

Section 24

Omit the section. Insert instead—

24 Authorised laboratories and prescribed laboratories

- (1) For the Act, Schedule 3, clause 22(3), definition of *authorised laboratory*, the following laboratories are prescribed—
 - (a) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (b) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde.
- (2) For the Act, Schedule 3, clause 23, definition of *prescribed laboratory*, the following laboratories are prescribed—
 - (a) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at Lidcombe,
 - (b) the laboratory at the NSW Health Pathology Forensic & Analytical Science Service at North Ryde.