



New South Wales

Transport Administration Amendment (TAHE) Bill 2023

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Transport Administration Act 1988* to reorder the priorities of the objectives of the Transport Asset Holding Entity of New South Wales (*TAHE*).

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 **Amendment of Transport Administration Act 1988 No 109**

The proposed schedule amends the *Transport Administration Act 1988*, section 10 to give effect to the object of the Bill.

The amendments provide that—

- (a) the principal objective of TAHE is to undertake its activities in a safe and reliable way, and
- (b) the other objectives of TAHE are as follows—
 - (i) to be a successful business and, to that end—
 - (A) to operate at least as efficiently as any comparable business, and
 - (B) to maximise the net worth of the State’s investment in TAHE,

- (ii) to exhibit a sense of social responsibility by having regard to the interests of the community in which TAHE operates,
 - (iii) if TAHE's activities affect the environment—to conduct its operations in compliance with the principles of ecologically sustainable development contained in the *Protection of the Environment Administration Act 1991*, section 6(2),
 - (iv) to exhibit a sense of responsibility towards regional development and decentralisation in the way in which TAHE operates, and
- (c) the other objectives of TAHE are of equal importance, but are not as important as the principal objective.

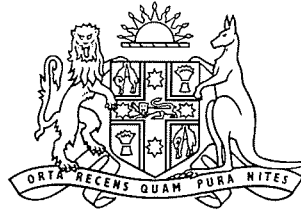


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New South Wales

Transport Administration Amendment (TAHE) Bill 2023

No. , 2023

A Bill for

An Act to amend the *Transport Administration Act 1988* to reorder the priorities of the objectives of the Transport Asset Holding Entity of New South Wales.

The Legislature of New South Wales enacts—

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1 Name of Act

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This Act is the *Transport Administration Amendment (TAHE) Act 2023*.

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2 Commencement

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This Act commences on the date of assent to this Act.

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Schedule 1	Amendment of Transport Administration Act	1
	1988 No 109	2
Section 10 Objectives of TAHE		3
Omit section 10(1) and (2). Insert instead—		4
(1)	The principal objective of TAHE is to undertake its activities in a safe and reliable way.	5 6
(2)	The other objectives of TAHE are as follows—	7
(a)	to be a successful business and, to that end—	8
(i)	to operate at least as efficiently as any comparable business, and	9
(ii)	to maximise the net worth of the State’s investment in TAHE,	10
(b)	to exhibit a sense of social responsibility by having regard to the interests of the community in which TAHE operates,	11 12
(c)	if TAHE’s activities affect the environment—to conduct its operations in compliance with the principles of ecologically sustainable development contained in the <i>Protection of the Environment Administration Act 1991</i> , section 6(2),	13 14 15 16
(d)	to exhibit a sense of responsibility towards regional development and decentralisation in the way in which TAHE operates.	17 18
(2A)	The other objectives of TAHE are of equal importance, but are not as important as the principal objective of the corporation.	19 20