

Roads Amendment (Private Railways) Act 2010 No 116

[2010-116]



New South Wales

Status Information

Currency of version

Repealed version for 29 November 2010 to 29 November 2010 (accessed 25 November 2024 at 23:31)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 30.11.2010.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 30 November 2010

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Roads Amendment (Private Railways) Act 2010 No 116



New South Wales

An Act to amend the [Roads Act 1993](#) in relation to the carrying out of road works by the Roads and Traffic Authority involving private and other rail infrastructure.

1 Name of Act

This Act is the [Roads Amendment \(Private Railways\) Act 2010](#).

2 Commencement

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

Schedule 1 Amendment of [Roads Act 1993 No 33](#)

[1] Part 9, Division 6

Insert after section 144E:

Division 6 Private railways

144F Effect of road work on private railway

- (1) A private railway is not to be taken to have been severed, closed or otherwise not used merely because the RTA carries out road work on, over, below or in the vicinity of the railway.
- (2) If, but for subsection (1), a private railway would have been severed, closed or otherwise not used because of road work carried out by the RTA on, over, below or in the vicinity of the railway, this section does not operate to affect any entitlement a person would have to compensation under this Act or the [Land Acquisition \(Just Terms Compensation\) Act 1991](#).
- (3) This section has effect despite the provisions of any Private Act.

[2] Dictionary

Insert “or rail infrastructure” after “service centre” in the definition of *road work*.

[3] Dictionary, definition of “road work”

Omit “or installed”. Insert instead “, installed or relocated”.