

Uncollected Goods Regulation 2017

[2017-162]



New South Wales

Status Information

Currency of version

Repealed version for 28 April 2017 to 30 June 2020 (accessed 28 December 2024 at 19:52)

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**

This Regulation was repealed by Sch 3.2 to the [Fair Trading Legislation Amendment \(Miscellaneous\) Act 2018 No 79](#) with effect from 1.7.2020.

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 1 July 2020

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New South Wales

1 Name of Regulation

This Regulation is the *Uncollected Goods Regulation 2017*.

2 Commencement

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

Note—

This Regulation repeals and replaces the *Uncollected Goods Regulation 2011*, which would otherwise be repealed on 1 September 2017 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definition

(1) In this Regulation:

the Act means the *Uncollected Goods Act 1995*.

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 Act not available as an alternative to certain Acts

For the purposes of section 6 (2) of the Act, the following Acts and any instruments under those Acts are prescribed:

Holiday Parks (Long-term Casual Occupation) Act 2002

Passenger Transport Act 1990

Passenger Transport Act 2014

Residential (Land Lease) Communities Act 2013

Residential Tenancies Act 2010

Retirement Villages Act 1999

Storage Liens Act 1935

Transport Administration Act 1988

5 Applications to Local Court for orders for disposal of uncollected goods

An application under section 8 (1) of the Act for an order authorising a bailee to dispose of uncollected goods must nominate:

- (a) the bailor of the goods (that is, the person entitled to custody of the goods) as the respondent, and
- (b) any other person claiming an interest in the goods (such as an owner of the goods) as an additional party.

Note—

An application is to be made in the form approved under section 72 of the *Local Court Act 2007*. For the procedure relating to the application, see Part 4 of that Act.

6 Repeal and savings

- (1) The *Uncollected Goods Regulation 2011* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Uncollected Goods Regulation 2011*, had effect under that Regulation, continues to have effect under this Regulation.