



Road Transport Reform (Dangerous Goods) Repeal Act 2009

No. 104, 2009

An Act to repeal the *Road Transport Reform (Dangerous Goods) Act 1995*, and for related purposes

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)

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An Act to repeal the *Road Transport Reform (Dangerous Goods) Act 1995*, and for related purposes

[Assented to 8 October 2009]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Road Transport Reform (Dangerous Goods) Repeal Act 2009*.

2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	8 October 2009
2. Schedule 1	A single day to be fixed by Proclamation. However, if any of the provision(s) do not commence within the period of 6 months beginning on the day on which this Act receives the Royal Assent, they commence on the first day after the end of that period.	5 April 2010 (see F2010L00647)

Note: This table relates only to the provisions of this Act as originally passed by both Houses of the Parliament and assented to. It will not be expanded to deal with provisions inserted in this Act after assent.

- (2) Column 3 of the table contains additional information that is not part of this Act. Information in this column may be added to or edited in any published version of this Act.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Repeal etc.

Part 1—Repeal

Road Transport Reform (Dangerous Goods) Act 1995

1 The whole of the Act

Repeal the Act.

Part 2—Transitional provisions

2 Transitional—pre-commencement offences

- (1) Despite the repeal of the *Road Transport Reform (Dangerous Goods) Act 1995* by this Schedule, that Act continues to apply, in relation to:
- (a) an offence committed before the commencement of this item; or
 - (b) proceedings for an offence alleged to have been committed before the commencement of this item; or
 - (c) any matter connected with, or arising out of, such proceedings;
- as if that repeal had not happened.
- (2) Subitem (1) does not limit the operation of section 8 of the *Acts Interpretation Act 1901*.

3 Transitional—recovery of costs of government action

Despite the repeal of the *Road Transport Reform (Dangerous Goods) Act 1995* by this Schedule, section 44 of that Act continues to apply, in relation to an incident that occurred before the commencement of this item, as if that repeal had not happened.

4 Transitional—liability for pre-commencement acts and omissions

Despite the repeal of the *Road Transport Reform (Dangerous Goods) Act 1995* by this Schedule, sections 48 and 49 of that Act continue to apply, in relation to an act or omission that occurred before the commencement of this item, as if that repeal had not happened.

5 Transitional—laws of the Australian Capital Territory

To avoid doubt, a law of the Australian Capital Territory may make provision in relation to transitional matters arising out of the repeal of the *Road Transport Reform (Dangerous Goods) Act 1995*.

*[Minister's second reading speech made in—
House of Representatives on 22 June 2009
Senate on 17 August 2009]*

(120/09)

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