

Sydney Airport Curfew Regulations 1995

Statutory Rules No. 444, 1995

made under the

Sydney Airport Curfew Act 1995

**Compilation No. 2**

**Compilation date:** 29 October 2016

**Includes amendments up to:** F2016L01651

**Registered:** 7 November 2016

**About this compilation**

**This compilation**

This is a compilation of the *Sydney Airport Curfew Regulations 1995* that shows the text of the law as amended and in force on 29 October 2016 (the ***compilation date***).

The notes at the end of this compilation (the ***endnotes***) include information about amending laws and the amendment history of provisions of the compiled law.

**Uncommenced amendments**

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

**Application, saving and transitional provisions for provisions and amendments**

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

**Editorial changes**

For more information about any editorial changes made in this compilation, see the endnotes.

**Modifications**

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

**Self‑repealing provisions**

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

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1 Name of Regulations

These Regulations are the *Sydney Airport Curfew Regulations 1995*.

3 Interpretation

In these Regulations:

***Act*** means the *Sydney Airport Curfew Act 1995*.

4 Meaning of *air traffic controller*

For the purposes of the definition of ***air traffic controller*** in section 3 of the Act, ***air traffic controller*** means a person who is authorised under Subpart 65.B of the *Civil Aviation Safety Regulations 1998* to carry out air traffic control functions in Australian territory.

5 Address for lodgment of return

(1) For the purposes of paragraphs 8(3)(d) and 9(3)(e) of the Act, the prescribed address for lodgment of a return by post is:

Airservices Australia

GPO Box 367

CANBERRA ACT 2601.

(2) For the purposes of paragraphs 8(3)(d) and 9(3)(e) of the Act, the prescribed address for lodgment of a return in person is:

Airservices Australia

Alan Woods Building

25 Constitution Avenue

CANBERRA CITY 2601.

Note: Under subsection 8(3) of the Act, the return must be given to an authorised person. ‘Authorised person’ is defined in section 3 of the Act.

6 Prescribed number—subsection 12(8) of the Act

(1) For the purposes of paragraph 12(8)(a) of the Act, the prescribed number of take‑offs and landings is 0.

(2) For the purposes of paragraph 12(8)(b) of the Act, the prescribed number of take‑offs and landings is 0.

7 Prescribed number—subsection 12(9) of the Act

(1) For the purposes of paragraph 12(9)(a) of the Act, the prescribed number of landings is 24.

(2) For the purposes of paragraph 12(9)(b) of the Act, the prescribed number of landings is 5.

8 Specified persons—subsection 13(1) of the Act

For the purposes of subsection 13(1) of the Act, each of the following persons is specified:

(a) Cobham Aviation Services;

(b) Qantas Airways Ltd;

(c) Toll Transport Pty Limited;

(d) Virgin Australia Airlines Pty Ltd.

9 Separate limits—paragraph 13(3)(b) of the Act

For the purposes of paragraph 13(3)(b) of the Act, the upper limit applicable under paragraph 13(3)(a) of the Act for take‑offs and landings of aircraft of the type known as BAe‑146 is divided to impose separate limits as follows:

(a) for aircraft registered in the name of, or operated by or on behalf of, Cobham Aviation Services—28;

(b) for aircraft registered in the name of, or operated by or on behalf of, Qantas Airways Ltd—27;

(c) for aircraft registered in the name of, or operated by or on behalf of, Toll Transport Pty Limited—1;

(d) for aircraft registered in the name of, or operated by or on behalf of, Virgin Australia Airlines Pty Ltd—18.

Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

**Abbreviation key—Endnote 2**

The abbreviation key sets out abbreviations that may be used in the endnotes.

**Legislation history and amendment history—Endnotes 3 and 4**

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

**Editorial changes**

The *Legislation Act 2003* authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

**Misdescribed amendments**

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

Endnote 2—Abbreviation key

|  |  |
| --- | --- |
| ad = added or inserted | o = order(s) |
| am = amended | Ord = Ordinance |
| amdt = amendment | orig = original |
| c = clause(s) | par = paragraph(s)/subparagraph(s) |
| C[x] = Compilation No. x | /sub‑subparagraph(s) |
| Ch = Chapter(s) | pres = present |
| def = definition(s) | prev = previous |
| Dict = Dictionary | (prev…) = previously |
| disallowed = disallowed by Parliament | Pt = Part(s) |
| Div = Division(s) | r = regulation(s)/rule(s) |
| ed = editorial change | reloc = relocated |
| exp = expires/expired or ceases/ceased to have | renum = renumbered |
| effect | rep = repealed |
| F = Federal Register of Legislation | rs = repealed and substituted |
| gaz = gazette | s = section(s)/subsection(s) |
| LA = *Legislation Act 2003* | Sch = Schedule(s) |
| LIA = *Legislative Instruments Act 2003* | Sdiv = Subdivision(s) |
| (md) = misdescribed amendment can be given | SLI = Select Legislative Instrument |
| effect | SR = Statutory Rules |
| (md not incorp) = misdescribed amendment | Sub‑Ch = Sub‑Chapter(s) |
| cannot be given effect | SubPt = Subpart(s) |
| mod = modified/modification | underlining = whole or part not |
| No. = Number(s) | commenced or to be commenced |

Endnote 3—Legislation history

| Number and year | FRLI registration or gazettal | Commencement | Application, saving and transitional provisions |
| --- | --- | --- | --- |
| 444, 1995 | 22 Dec 1995 | 24 Dec 1995 (r 2) |  |
| 261, 2003 | 16 Oct 2003 | 16 Oct 2003 (r 2) | — |

| Name | Registration | Commencement | Application, saving and transitional provisions |
| --- | --- | --- | --- |
| Sydney Airport Curfew Amendment (Permitted Freight Movements) Regulation 2016 | 28 Oct 2016 (F2016L01651) | 29 Oct 2016 (s 2(1) item 1) | — |

Endnote 4—Amendment history

| Provision affected | How affected |
| --- | --- |
| r 1 | rs No 261, 2003 |
| r 2 | rep LA s 48D |
| r 4 | am F2016L01651 |
| r 8 | rs No 261, 2003; F2016L01651 |
| r 9 | rep No 261, 2003 |
|  | ad F2016L01651 |
| r 10 | rs No 261, 2003 |
|  | rep F2016L01651 |