

## **EXPLANATORY STATEMENT**

### **Select Legislative Instrument 2005 No. 101**

Issued by the authority of the Minister for Transport and Regional Services

*Airports Act 1996*

*Airports (Control of On-Airport Activities) Amendment Regulations 2005 (No. 1)*

Section 252 of the *Airports Act 1996* (the Act) provides that the Governor-General may make regulations prescribing matters required or permitted under the Act to be prescribed or necessary or convenient to be prescribed for carrying out or giving effect to the Act.

The Regulations add Launceston Airport to the list of airports to which the regulations relating to Landside Vehicle Parking apply, update a definition, and correct referencing/typographical errors in the *Airports (Control of On-Airport Activities) Regulations 1997* (the Principal Regulations).

The Regulations amend regulation 106A of the Principal Regulations to include Launceston Airport in the list of airports to which Division 2 of Part 4 of the Principal Regulations applies (that Division regulates landside vehicle parking arrangements at prescribed Airports). This amendment provides Launceston Airport with parking enforcement powers under the Principal Regulations.

The Regulations also amend the definition of 'Australian Road Rules' to ensure that the definition refers to the current version of the Australian Road Rules.

The Regulations also correct drafting errors in regulation 32, subregulations 33(1), 36(1), 52(2) and paragraph 52(2)(b) of the Principal Regulations.

Airport-operator companies were consulted on the proposed Regulations. No comments were received.

Section 178 of the Act specifies that the Minister must have due regard to submissions received from airport-operator companies before the power to make the proposed Regulations for the purposes of Part 11 of the Act may be exercised. Part 11 of the Act relates to the control of on-airport activities. As no submissions were received, this condition is not applicable. No other conditions are specified in the Act.

The Regulations will be a legislative instrument for the purposes of the *Legislative Instruments Act 2003*.

The Regulations commence on the day after they are registered on the Federal Register of Legislative Instruments.