



National Transport Commission (Model Amendments Regulations: Heavy Vehicles Registration — Package No. 1) Regulations 2009¹

Select Legislative Instrument 2009 No. 310

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *National Transport Commission Act 2003*.

Dated 12 November 2009

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

ANTHONY ALBANESE
Minister for Infrastructure, Transport, Regional Development
and Local Government

1 Name of Regulations

These Regulations are the *National Transport Commission (Model Amendments Regulations: Heavy Vehicles Registration — Package No. 1) Regulations 2009*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Proposed amendments of model legislation

- (1) Under section 7 of the *National Transport Commission Act 2003*, Schedule 1 sets out model legislation, in the form of regulations, to amend the principal model legislation.
- (2) In subregulation (1), ***principal model legislation*** means the model legislation set out in Schedule 1 to the *National Transport Commission (Road Transport Legislation — Heavy Vehicles Registration Act) Regulations 2006* as if it had been amended by the amendments in Schedules 1 and 2 to the *National Transport Commission (Road Transport Legislation — Heavy Vehicles Registration Act) Amendment Regulations 2006 (No. 1)*.

Note 1 The model legislation does not have the force of law (see paragraph 7 (2) (a) of the *National Transport Commission Act 2003*).

Note 2 These Regulations are not subject to disallowance — see the *Legislative Instruments Act 2003*, subsection 44 (2) (table, item 44) and the *Legislative Instruments Regulations 2004*, regulation 8 and Schedule 2 item 7.

Note 3 These Regulations are not subject to sunseting — see the *Legislative Instruments Act 2003*, subsection 54 (2) (table, item 51) and the *Legislative Instruments Regulations 2004*, regulation 9 and Schedule 3 item 4.

Schedule 1 Proposed model legislation for regulation 3

(regulation 3)

Model Amendment Regulations: Heavy Vehicles Registration — Package No. 1)

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Model Amendments Regulations: Heavy Vehicles Registration — Package No. 1

The following provisions are intended to provide the basis for nationally consistent transport laws on the topics with which they deal. They do not, of themselves, have any legal effect.

1. Name

These are the *Model Amendments Regulations: Heavy Vehicles Registration — Package No. 1*.

2. Purpose

The purpose of these Amendments is to amend Heavy Vehicles Registration Regulations to insert a note enabling jurisdictions to refer to their own privacy legislation in regulating the release of information held in certain registers.

3. Approval

These Amendments were approved by the Australian Transport Council on 7 November 2008.

4. Release of information in registration authority's register

At the end of regulation 17(7) of the Road Transport Reform (Heavy Vehicles Registration) Regulations insert –

"[Local variations – jurisdictions with their own privacy legislation may prefer to refer to the relevant equivalent provisions of that legislation rather than to the Commonwealth Act.]"

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.