



Queensland

Rail Safety National Law (Queensland) (Transitional) Regulation 2017

Subordinate Legislation 2017 No. 76

made under the

Rail Safety National Law (Queensland) Act 2017

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[s 1]

1 Short title

This regulation may be cited as the *Rail Safety National Law (Queensland) (Transitional) Regulation 2017*.

2 Commencement

This regulation commences at the end of 30 June 2017.

3 Declaration that regulation is a transitional regulation—Act, s 132

This regulation is a transitional regulation.

Note—

Under section 132(7) of the Act, this regulation expires 3 years after the commencement of section 132 of the Act.

4 Fatigue management provisions

- (1) This section applies for the purposes of part 6, division 2 of the Act.
- (2) To remove any doubt, it is declared that the fatigue management provisions came into force on their commencement even though, under section 52 of the repealed *Transport (Rail Safety) Regulation 2010*, the provisions do not apply in relation to a train operator's railway operations until 1 July 2017.

Note—

The *Transport (Rail Safety) Amendment Regulation (No. 1) 2016* which inserted the fatigue management provisions commenced on 8 July 2016. The *Transport (Rail Safety) (Fatigue Management) Amendment Regulation 2017* which amended the fatigue management provisions commenced on notification.

- (3) In this section—

fatigue management provisions means the following provisions of the repealed *Transport (Rail Safety) Regulation 2010*—

- section 19(2)

- part 3, division 7A, subdivision 2
- part 3, division 8A
- section 27(2).

5 Continued operation of certain provisions

- (1) This section applies in relation to the annual accreditation fee payable under section 108 of the repealed Act for the financial year ending on 30 June 2017.
- (2) Sections 45 to 49 of the repealed regulation continue to operate despite their repeal.
- (3) Section 281 of the repealed Act applies to the recovery of amounts payable, on or after the commencement, under section 48 of the repealed regulation.
- (4) In this section—

repealed Act means the repealed *Transport (Rail Safety) Act 2010*.

repealed regulation means the repealed *Transport (Rail Safety) Regulation 2010*.

Endnotes

ENDNOTES

- 1 Made by the Governor in Council on 1 June 2017.
- 2 Notified on the Queensland legislation website on 2 June 2017.
- 3 The administering agency is the Department of Transport and Main Roads.

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