

# Dangerous Goods (Road Transport) (SteriHealth Waste Packaging Kit) Exemption 2014 (No 1)

Notifiable instrument NI2014–642

made under the

*Dangerous Goods (Road Transport) Act 2009*, section 151 (2) (Exemptions by competent authorities – general)

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## 1 Name of instrument

This instrument is the *Dangerous Goods (Road Transport) (SteriHealth Waste Packaging Kit) Exemption 2014 (No 1)*.

## 2 Commencement

This instrument commences on the day after notification.

## 3 Expiry

This instrument expires on 31 December 2015, unless the exemption is amended or cancelled under the *Dangerous Goods (Road Transport) Act 2009* prior to that date.

## 4 Exemption

- A. Pursuant to section 151 of the ACT *Dangerous Goods (Road Transport) Act 2009*, I exempt those classes of people contained in Schedule 1 from compliance with the following provisions under the *Dangerous Goods (Road Transport) Regulation 2010*:
1. Part 6.2 – Prohibition on the sale or supply of non-compliant packaging
    - Section 57 - Offence—sell or supply non-compliant packaging
  2. Part 6.3 – Offences—general packaging
    - Section 59 – Offence—consign dangerous goods—unsuitable general packaging or goods not packed properly
    - Section 60 – Offence—pack dangerous goods—unsuitable general packaging or goods not packed properly
  3. Part 7.1 - Marking and labelling
    - Section 78 – Offences—consign dangerous goods—package inappropriately marked or labelled
    - Section 80 – Offences—pack dangerous goods—package inappropriately marked or labelled
    - Section 82 – Offences—prime contractor transports dangerous goods—package inappropriately marked or labelled

- B. This exemption only applies to the packaging of Division 6.2 (Infectious Substances) dangerous goods classified as UN 2814, INFECTIOUS SUBSTANCE AFFECTING HUMANS, specifically waste derived from the medical treatment of persons known or suspected of being infected with Ebola Virus Disease (“the waste”), which is intended for road transport.
- C. This exemption is subject to the conditions set out in clause 5 of this instrument.

## 5 Conditions

The following conditions apply to the exemption contained in clause 4 of this instrument:

- A. The waste must be packed in the SteriHealth Ebola Waste Packaging Kit, consisting of one or more primary plastic bags sealed by cable ties, within a secondary 80L plastic bag sealed by cable ties and containing at least 100g super absorbent powder, within a sealed 64L I64 CliniSmart collector, being rigid outer packaging which is the subject of Dangerous Goods Packaging Approval Number 30663 (Victoria).
- B. Primary and secondary plastic bags must have a thickness of not less than 50 microns.
- C. Leakproof sharps containers certified to AS 4031:1992 or an equivalent standard may be used as a primary receptacle placed directly into the secondary bag. Non-leakproof sharps containers must be packed into a sealed primary receptacle as described above.
- D. The exemption from sections 78, 80 and 82 applies only to marking and labelling of inner packagings. Inner packagings are not required to be marked or labelled. Marking and labelling of outer packages must comply with the *Australian Code for the Transport of Dangerous Goods by Road and Rail*.
- E. The SteriHealth Ebola Waste Packaging Kits must be supplied with written instructions and training for use.
- F. The waste must be destroyed within 24 hours of collection, as far as is reasonably practicable.
- G. The waste must be transported directly from the collection site to the destruction site.
- H. The waste must not be transported with any clinical or medical waste which is not classified as UN 2814, INFECTIOUS SUBSTANCE AFFECTING HUMANS,

- I. The waste must not be transported during the peak traffic periods of 7.00 am to 9.00 am and 4.00 pm to 6.00 pm, Monday to Friday (excluding public holidays).
- J. A copy of this exemption must be carried by the driver and produced upon request by an authorised person or a member of an emergency service.

**6 Geographical area in which the exemption applies**

This exemption applies within the Australian Capital Territory only.

**7 Exemption does not affect waste management legislation**

This exemption does not affect any requirements of relevant waste management legislation.

Mark McCabe  
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Office of Regulatory Services  
Justice and Community Safety Directorate

3 December 2014

**Dangerous Goods (Road Transport) (SteriHealth Waste Packaging Kit)  
Exemption 2014 (No 1)**

**Schedule 1**

Classes of people exempt under this instrument:

1. A licence holder under Part 4 of the *Clinical Waste Act 1990* and any person engaged by the licence holder to transport waste under that Act.
2. A person authorised by a medical centre or hospital to consign clinical waste for transport by a licence holder under Part 4 of the *Clinical Waste Act 1990*.
3. A person authorised to sell or supply SteriHealth Waste Packaging Kits.
4. A medical practitioner, nurse or other health professional.