



Australian Capital Territory

Rail Safety National Law (ACT) Amendment Regulation 2017 (No 1)

Subordinate Law SL2017-2

The Australian Capital Territory Executive makes the following regulation under the *Rail Safety National Law (ACT) Act 2014*.

Dated 20 February 2017.

SHANE RATTENBURY
Minister

MICK GENTLEMAN
Minister



Australian Capital Territory

Rail Safety National Law (ACT) Amendment Regulation 2017 (No 1)

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made under the

[Rail Safety National Law \(ACT\) Act 2014](#)

1 Name of regulation

This regulation is the *Rail Safety National Law (ACT) Amendment Regulation 2017 (No 1)*.

2 Commencement

This regulation commences on the day after its notification day.

Note The naming and commencement provisions automatically commence on the notification day (see [Legislation Act](#), s 75 (1)).

3 Legislation amended

This regulation amends the *Rail Safety National Law (ACT) Regulation 2014*.

4 New section 5A

insert

5A Conduct of breath analysis—requirements for statement or notice—Act, s 15 (6) and (7)

- (1) For the [Act](#), section 15 (6), a written statement given to a rail safety worker in relation to an analysis of the worker's breath must include the following:
 - (a) for the authorised person who carried out the breath analysis—the person's—
 - (i) name or service number; and
 - (ii) signature;
 - (b) if the worker was taken into custody under the [Act](#), section 14, to undertake the breath analysis—the service number and signature of the police officer who took the worker into custody;
 - (c) the particulars mentioned in the *Road Transport (Alcohol and Drugs) Regulation 2000*, schedule 1, other than item 4 and item 5.
- (2) For the [Act](#), section 15 (7), a written notice is taken to have been given to a rail safety worker in relation to an analysis of the worker's breath if a written statement mentioned in subsection (1) has been given to the worker in relation to the analysis.

Endnotes

1 Notification

Notified under the [Legislation Act](#) on 23 February 2017.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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