

**Reprint
as at 1 December 2017**

**Hazardous Substances (Tracking) Amendment
Regulations 2004**

(SR 2004/254)

Hazardous Substances (Tracking) Amendment Regulations 2004: revoked, on 1 December 2017, pursuant to regulation 4(1) of the Hazardous Substances (Health and Safety Reform Revocations) Regulations 2017 (LI 2017/233).

Pursuant to section 76(1)(e) of the Hazardous Substances and New Organisms Act 1996, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council (given on the recommendation of the Minister for the Environment made in compliance with section 141(1) of that Act), makes the following regulations.

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1 Title

- (1) These regulations are the Hazardous Substances (Tracking) Amendment Regulations 2004.
- (2) In these regulations, the Hazardous Substances (Tracking) Regulations 2001¹ are called the “principal regulations”.

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this eprint. See the notes at the end of this eprint for further details.

These regulations are administered by the Ministry for the Environment.

¹ SR 2001/120

2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

3 Interpretation

Regulation 3 of the principal regulations is amended by adding to the definition of tracked substance the words “(not including those substances listed in paragraphs (a) to (g) of that schedule)”.

4 Tracked substances to be recorded throughout lifecycle

Regulation 4(2) of the principal regulations is amended by inserting, before the words “class 1 substance”, the word “tracked”.

5 Recording system for tracked substances

Regulation 5 of the principal regulations is amended by adding the following subclause:

(4) Subclause (3) does not apply to a person in charge of a place that is a vehicle.

Diane Morcom,

Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on the 28th day after the date of their notification in the *Gazette*, amend the Hazardous Substances (Tracking) Regulations 2001.

The effect of the amendments is to—

- amend the definition of tracked substance to exclude the low hazard explosive substances listed in paragraphs (a) to (g) of Schedule 1 of the Hazardous Substances (Tracking) Regulations 2001, so that such substances are exempt from the recording system for tracked substances;
- clarify that only a tracked class 1 substance is required to be recorded throughout its lifecycle;
- exclude a person who is in charge of a vehicle, where a tracked substance has been but is no longer present, from the requirement to retain a record of that substance.

Eprint notes

1 *General*

This is an eprint of the Hazardous Substances (Tracking) Amendment Regulations 2004 that incorporates all the amendments to those regulations as at the date of the last amendment to them.

2 *About this eprint*

This eprint is not an official version of the legislation under section 18 of the Legislation Act 2012.

3 *Amendments incorporated in this eprint*

Hazardous Substances (Health and Safety Reform Revocations) Regulations 2017 (LI 2017/233): regulation 4(1)