



Australian Capital Territory

Dangerous Substances (General) Amendment Regulation 2014 (No 1)

Subordinate Law SL2014-19

The Australian Capital Territory Executive makes the following regulation under the *Dangerous Substances Act 2004*.

Dated 15 August 2014.

KATY GALLAGHER
Minister

ANDREW BARR
Minister



Australian Capital Territory

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made under the

[Dangerous Substances Act 2004](#)

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1 Name of regulation

This regulation is the *Dangerous Substances (General) Amendment Regulation 2014 (No 1)*.

2 Commencement

- (1) This regulation (other than section 5) commences on 1 September 2014.

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

- (2) Section 5 commences on 1 January 2015.

3 Legislation amended

This regulation amends the *Dangerous Substances (General) Regulation 2004*.

4 New part 3.5

insert

**Part 3.5 Asbestos management—
residential premises**

337 Application—pt 3.5

This part applies to residential premises (*affected residential premises*) that contain or have contained loose fill asbestos insulation.

338 Definitions—pt 3.5

In this part:

approved warning sign means a warning sign that—

- (a) complies with the standard approved under section 339 (1) (a); and
- (b) is displayed in the way, and in a place, approved under section 339 (1) (b).

class, of building—see the *Building Act 2004*, dictionary.

loose fill asbestos insulation means loose fill amosite or crocidolite asbestos used as ceiling insulation.

residential premises means premises, or a part of premises, that are a class 1, class 2 or class 10 building.

339 Asbestos warning signs—approval

- (1) The Minister may approve the following in relation to a warning sign about asbestos:
 - (a) the standard with which the warning sign must comply;
 - (b) the way, and the place where, the warning sign must be displayed.

Example—place

a sticker in the switchboard

Note An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see [Legislation Act](#), s 126 and s 132).

- (2) An approval under subsection (1) is a notifiable instrument.

340 Offence—asbestos warning signs

A person commits an offence if—

- (a) the person is the owner or occupier of affected residential premises; and
- (b) a warning sign displayed at the premises is removed from the place where it is displayed; and
- (c) the person fails to ensure that the warning sign is replaced with an approved warning sign.

Maximum penalty: 30 penalty units.

5 New section 340 (1)

insert

- (1) A person commits an offence if the person—
 - (a) is the owner of affected residential premises; and
 - (b) fails to ensure that an approved warning sign is displayed at the premises.

Maximum penalty: 30 penalty units.

6 Dictionary, new definitions

insert

affected residential premises, for part 3.5 (Asbestos management—residential premises)—see section 337.

approved warning sign, for part 3.5 (Asbestos management—residential premises)—see section 338.

class, of building, for part 3.5 (Asbestos management—residential premises)—see the [Building Act 2004](#), dictionary.

loose fill asbestos insulation, for part 3.5 (Asbestos management—residential premises)—see section 338.

residential premises, for part 3.5 (Asbestos management—residential premises)—see section 338.

Endnotes

1 Notification

Notified under the [Legislation Act](#) on 18 August 2014.

2 Republications of amended laws

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