



Hazardous Substances (Tank Wagons and Transportable Containers) Amendment Regulations 2004

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 23rd day of August 2004

Present:

The Right Hon Helen Clark presiding in Council

Pursuant to section 76(1) 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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Regulations

1 Title

- (1) These regulations are the Hazardous Substances (Tank Wagons and Transportable Containers) Amendment Regulations 2004.
- (2) In these regulations, the Hazardous Substances (Tank Wagons and Transportable Containers) Regulations 2004¹ are called “the principal regulations”.

¹ SR 2004/46

2 Commencement

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

3 Application of regulations

Regulation 4(2) of the principal regulations is amended by inserting, after the words “tank wagon” where they first appear, the words “, other than a tank trailer with a capacity of less than 2 000 L,”.

4 Ability to withstand stress of load

Regulation 9(1)(b)(i) of the principal regulations is amended by omitting the expression “0.03”, and substituting the expression “0.3”.

5 Pressure resistance

- (1) Regulation 10(1) of the principal regulations is amended by revoking paragraph (b), and substituting the following paragraph:

“(b) when operated at the maximum obtainable pressure, if the tank contains a liquid hazardous substance, the loss of the liquid hazardous substance from the tank is not more than 0.1 L per day; and”.
- (2) Regulation 10(6) of the principal regulations is amended by omitting the expression “2.1.1,”.

6 Tank impact resistance

- (1) Regulation 13(1) of the principal regulations is amended by revoking paragraph (b).

- (2) Regulation 13 of the principal regulations is amended by adding the following subclause:
- “(3) For the purpose of the design and construction requirements in subclause (1), the tank must be empty.”

7 New regulation 14A inserted

The principal regulations are amended by inserting, after regulation 14, the following regulation:

“14A Maximum compartment size

- “(1) A compartment of a tank wagon that is a refuelling unit, other than a road tank wagon, must not have a capacity greater than 20 000 L.
- “(2) A compartment of any other tank wagon must not have a capacity greater than 10 000 L.”

8 Loss minimisation while transferring liquids or gases

- (1) Regulation 16(3) of the principal regulations is amended by omitting the words “downstream end of the vehicle”.
- (2) Regulation 16(4) is revoked.

9 Minimising risk of possible ignition

Regulation 18(1) of the principal regulations is amended by omitting the words “58 to 61”, and substituting the words “58, 60, and 61”.

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 (Tank Wagons and Transportable Containers) Regulations

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Transportable Containers) Amendment
Regulations 2004**

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Explanatory note

2004. The amendments adjust the application of the regulations by refining some of its technical requirements.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 26 August 2004.

These regulations are administered in the Ministry for the Environment.
