

# Biofuels (Registration) Order 2016

[2017-9]

New South Wales

## Status Information

### Currency of version

Current version for 7 July 2017 to date (accessed 8 May 2018 at 19:07).

Legislation on this site is usually updated within 3 working days after a change to the legislation.

### Provisions in force

The provisions displayed in this version of the legislation have all commenced. See Historical notes

### Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the *Interpretation Act 1987*.

File last modified 7 July 2017.

# **Biofuels (Registration) Order 2016**

[2017-9]

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## **Historical notes**

# Biofuels (Registration) Order 2016

New South Wales

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## 1 Name of Order

This Order is the *Biofuels (Registration) Order 2016*.

## 2 Commencement

This Order commences on the day on which Schedule 2 of the *Biofuels Amendment Act 2016* commences and must be published on the NSW Legislation website.

## 3 Interpretation

(1) In this Order:

*Act* means the *Biofuels Act 2007*.

**Note.** Under section 11 of the *Interpretation Act 1987*, words and expressions in this Order have the same meanings as they have in the Act.

(2) Notes included in this Order do not form part of this Order.

## 4 Registration under section 10 of Act

(1) For the purposes of section 10 (1) of the Act, a person who carries on the business of a primary wholesaler or who operates or controls the operation of a service station must register as a primary wholesaler, a volume fuel retailer or an operator of a service station who is not a volume fuel retailer by using the mechanism provided for registration under that section on the website at <http://www.fairtrading.nsw.gov.au>.

(2) A person who is, on the commencement of this Order, required to be registered under section 10 (1) of the Act and who is not taken to be registered under clause 7 of Schedule 1 to the Act must take the required steps within 1 month after that commencement.

**Note.** A person who is taken to be registered under clause 7 of Schedule 1 to the Act should check the details entered in the register by using the mechanism provided on the website at <http://www.fairtrading.nsw.gov.au>.

(3) Otherwise, a person must take the steps required for registration within 1 month after becoming required to be registered.

(4) Without limiting the information that may be required to be provided for registration under section 10 (1) of the Act by using the required mechanism, the information required to be provided includes the following:

- (a) the name of the legal entity that carries on the business or operates or controls the operation of the service station,
- (b) the trading name of the business or operation (if any),
- (c) the Australian Company Number of the entity,

- (d) the Australian Business Number of the entity (if any),
- (e) the postal address and telephone number of the entity,
- (f) the name, position or title and contact details (including mobile phone number and email address) of a person who is to be the primary contact person for the entity.

## **5 Keeping registration details up to date**

For the purposes of section 10 (3) of the Act, a person required to be registered under section 10 (1) of the Act must update the category in which the person is registered and the details connected with the registration by using the mechanism provided for updating registration under that section on the website at <http://www.fairtrading.nsw.gov.au> within 14 days after any change affecting the category of registration or the details connected with the registration.

## Historical notes

The following abbreviations are used in the Historical notes:

Am	amended	LW	legislation website	Sch	Schedule
Cl	clause	No	number	Schs	Schedules
Cll	clauses	p	page	Sec	section
Div	Division	pp	pages	Secs	sections
Divs	Divisions	Reg	Regulation	Subdiv	Subdivision
GG	Government Gazette	Regs	Regulations	Subdivs	Subdivisions
Ins	inserted	Rep	repealed	Subst	substituted

### Table of amending instruments

*Biofuels (Registration) Order 2016* (2017-9). LW 27.1.2017. Date of commencement, 1.1.2017, cl 2 and 2016 (653) LW 28.10.2016. This Order has been amended as follows:

**2017** No 22 *Statute Law (Miscellaneous Provisions) Act 2017*. Assented to 1.6.2017.  
Date of commencement of Sch 2, 7.7.2017, sec 2 (3).

### Table of amendments

Cl 3 Am 2017 No 22, Sch 2.3 [1].

Cl 4 Am 2017 No 22, Sch 2.3 [2] [3].