

## FACT SHEET

### *RAIL SAFETY NATIONAL LAW (TASMANIA) AMENDMENT BILL 2020*

This legislation is designed to remove reference to an overlapping provision from Tasmanian state law following the introduction of a national offence with the same intent into the Rail Safety National Law (RSNL).

The *Rail Safety National Law (Tasmania) Act 2012* (the Act) applies the RSNL as a law of Tasmania.

The new offence introduced in the RSNL in 2019 makes it an offence for a rail safety worker to obstruct or hinder drug or alcohol testing. This offence already exists in Tasmanian rail safety law through reference to a like-provision in the *Road Safety (Alcohol and Drugs) Act 1970*.

This amendment removes the reference to the overlapping provision by removing the reference to local state law from the Act. The national offence is retained.

The amendment enables clear and appropriate enforcement of offences and ensures national consistency in the application of the RSNL.

Tasmania Police, as authorised officers under the RSNL and the *Road Safety (Alcohol and Drugs) Act 1970*, have been consulted in the preparation of this Bill.

The new arrangements will come into effect on the date the Bill receives Royal Assent.