



New South Wales

Roads Amendment (Wildlife Impacts) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Roads Act 1993* (*the Act*) to provide that it is an object of the Act that the impact of motor vehicle strikes on wildlife be recognised and taken into consideration when making decisions about roads; and for related purposes.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Schedule 1 Amendment of Roads Act 1993 No 33

Schedule 1[1] inserts proposed section 3(i) into the Act to give effect to the object set out above.

Schedule 1[2] inserts proposed section 261AA into the Act to require Transport for NSW (*TfNSW*), when exercising a function under the Act about a road, to consider the impact of motor vehicle strikes on wildlife. Without limiting that obligation, TfNSW must, when making a decision about a road, consider actions that may be taken to mitigate the impact of motor vehicle strikes on wildlife on the road, including by use of—

- (a) speed limit reductions, and
- (b) works, including fauna underpasses, fauna overpasses, fencing and virtual fencing.

The proposed section also requires TfNSW to include in its annual report the actions that have been taken to mitigate the impact of motor vehicle strikes on wildlife on roads during the financial year.



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This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly



New South Wales

Roads Amendment (Wildlife Impacts) Bill 2025

No. _____, 2025

A Bill for

An Act to amend the *Roads Act 1993* to provide that it is an object of the Act that the impact of motor vehicle strikes on wildlife be recognised and taken into consideration when making decisions; and for related purposes.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.

Legislative Council

Clerk of the Parliaments

Tabling copy

The Legislature of New South Wales enacts—

1

1 Name of Act

2

This Act is the *Roads Amendment (Wildlife Impacts) Act 2025*.

3

2 Commencement

4

This Act commences on the date of assent to this Act.

5

Schedule 1	Amendment of Roads Act 1993 No 33	1
[1] Section 3 Objects of Act		2
	Omit “roads.” from section 3(h). Insert instead—	3
	roads, and	4
	(i) to recognise and consider the impact of motor vehicle strikes on wildlife when making decisions about roads.	5 6
[2] Section 261AA		7
	Insert after section 261—	8
261AA TfNSW must consider impact of motor vehicle strikes on wildlife when making decisions about roads		9 10
(1)	TfNSW must, when exercising a function under this Act about a road, consider the impact of motor vehicle strikes on wildlife.	11 12
(2)	Without limiting subsection (1), TfNSW must, when making a decision about a road, consider actions that may be taken to mitigate the impact of motor vehicle strikes on wildlife on the road, including by use of—	13 14 15
	(a) speed limit reductions, and	16
	(b) works, including fauna underpasses, fauna overpasses, fencing and virtual fencing.	17 18
(3)	TfNSW must include in its annual report the actions that have been taken to mitigate the impact of motor vehicle strikes on wildlife on roads during the financial year.	19 20 21