

**POST OFFICE AMENDMENT REGULATIONS 2009**

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**BR 38/2009**

**POST OFFICE ACT 1900**

**1900 : 45**

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ARRANGEMENT OF REGULATIONS

1	Citation and commencement	7	Revokes regulation 121
2	Amends regulation 2	8	Inserts regulations 123A and 123B
3	Inserts regulation 52A	9	Amends regulation 124
4	Amends regulation 53	10	Amends regulation 125
5	Amends regulation 59		
6	Amends regulation 63		

The Minister responsible for the Post Office, in exercise of the power conferred by section 65 of the Post Office Act 1900, makes the following regulations:

**Citation and commencement**

1 (1) These Regulations which amend the Post Office Regulations 1933 (hereinafter referred to as "the principal Regulations") may be cited as the Post Office Amendment Regulations 2009.

(2) These Regulations shall come into operation on 31 August 2009.

**Amends regulation 2**

2 Regulation 2(1) of the principal Regulations is amended by inserting, in the correct alphabetical order, each of the following definitions—

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“cluster box unit” means a unit containing more than one private post box;

“condominium” means a scheme for the sharing of land used for residential purposes whereby the land is divided into individual parts and common parts so that—

- (i) the individual parts are capable of being enjoyed separately; and
- (ii) persons having rights in individual parts can enjoy the common parts in common with other persons having rights in other individual parts;

“post office box” means a numbered lockable post box provided to a person by a post office, for which the person pays rent in accordance with Post Office Regulations, and to which postal packets addressed to that post box address are delivered by mail;

“private post box” means a post box at a person’s street address, to which postal packets addressed to that street address are delivered by mail;”.

### **Inserts regulation 52A**

3 The principal Regulations are amended by inserting, immediately after regulation 52, the following—

#### **“Re-direction application**

52A (1) A person may make written application to the Postmaster-General to have postal packets re-directed—

- (a) to another address;
- (b) to a particular Post Office for collection; or
- (c) to a person other than the addressee.

(2) A person making an application under paragraph (1)(c)—

- (a) shall satisfy the Postmaster-General that the person to whom the postal packets are to be re-directed has the legal authority to receive the postal packets on behalf of, or instead of, the addressee; and
- (b) may be required by the Postmaster-General to indemnify the Post Office against any claims that may result from the re-direction of the addressee’s postal packets to the person.

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(3) An application under paragraph (1) may be granted for a period not exceeding three months.

(4) A re-direction shall not be extended beyond the period granted in respect of an application under paragraph (1) unless, on written application to extend the re-direction period, the Postmaster-General is satisfied that special circumstances exist which necessitate such extension.

(5) Any application under this regulation shall be in such form as the Postmaster-General may require.”.

### **Amends regulation 53**

4 Regulation 53 of the principal Regulations is amended by deleting the words “or any substituted address to the same addressee at any other address”.

### **Amends regulation 59**

5 Regulation 59 of the principal Regulations is amended by—

(a) deleting the words “cannot be delivered” and substituting the words “bear an incorrect address or for any other reason cannot be delivered, or which are returned to the post office after delivery,”; and

(b) deleting the words “for disposal” and substituting the words “in accordance with regulation 63”.

### **Amends regulation 63 of principal Regulations**

6 Regulation 63 of the principal Regulations is amended by—

(a) in paragraph (1)—

(i) deleting the words “Postmaster-General for disposal” and substituting the words “Postmaster-General”;

(ii) immediately after subparagraph (b), inserting the following—

“(ba) a postal packet bearing an invalid or incorrect address;

(bb) a non-existent address;”;

(iii) immediately after subparagraph (c), inserting the following—

“(ca) a postal packet bearing an address equally applicable to two or more persons, that cannot be delivered

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because there is a dispute between those persons over which one of them is entitled to delivery of the postal packet;”;

(b) in paragraph (2)—

(i) deleting the words “Postmaster-General for disposal” and substituting the words “Postmaster-General”;

(ii) immediately after subparagraph (b), inserting the following—

“(ba) “Invalid address.” or “Incorrect address.”;

(bb) “Non-existent address.”;”;

(iii) immediately after subparagraph (c), inserting the following—

“(ca) “Mail in dispute.”;”;

(c) in paragraph (3)—

(i) in subparagraph (c), deleting the full stop and substituting a semi colon; and

(ii) immediately after subparagraph (c), inserting the following—

“(d) a postal packet that for any other reason cannot be delivered.”;

(d) in paragraph (4)—

(i) in subparagraph (c), deleting the full stop and substituting a semi colon; and

(ii) immediately after subparagraph (c), inserting the following—

“(d) “No private post box at address.” Or “Vicious dog at address.”, etc., as the case may be.”; and

(e) immediately after paragraph (5), inserting the following—

“(6) If the Postmaster-General has kept a postal packet which has been sent to him under these Regulations and which does not contain the sender’s address, in safe custody for at least 1 month but the postal packet remains unclaimed, the Postmaster-

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General may destroy or otherwise dispose of the postal packet as the Postmaster-General thinks fit.”.

### **Revokes regulation 121**

7 Regulation 121 of the principal Regulations is revoked.

### **Inserts regulations 123A and 123B**

8 The principal Regulations are amended by, immediately after regulation 123, inserting the following—

#### **“Delivery to street address**

123A (1) A postal packet addressed to a person’s street address is to be delivered to that address if, and only if—

- (a) a number has been assigned to the house or building, under section 21 of the Department of Works and Engineering Act 1984, and the number is fixed in a conspicuous place, in accordance with that section, so as to be clearly legible from the highway or private road serving that house or building;
- (b) in the case of delivery to a residential address, other than in a condominium—
  - (i) a private post box is situated as close as practicable to the highway or private road boundary entrance to the property on which the house is situated; or
  - (ii) where there is more than one post box in respect of the house, all such post boxes are situated together and are as close as practicable to the highway or private road boundary entrance to the property on which the house is situated;
- (c) in the case of delivery to a residential address in a condominium—
  - (i) a cluster box unit, containing that person’s private post box, is situated as close as practicable to the highway or private road boundary entrance to the property on which the building is situated;
  - (ii) on the ground floor of a multistorey building there is a cluster box unit

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- containing that person's private post box;  
or
- (iii) in a reception area on the ground floor of a multistorey building there is a receptionist who is authorized to receive the postal packet;
- (c) in the case of delivery to a business address—
  - (i) a private post box is situated as close as practicable to the highway or private road boundary entrance to the property on which the building is situated;
  - (ii) where there is more than one post box in respect of the building, a cluster box unit, containing that person's private post box, is situated as close as practicable to the highway or private road boundary entrance to the property on which the building is situated;
  - (iii) on the ground floor of a multistorey building there is a cluster box unit containing that person's private post box;  
or
  - (iv) in a reception area on the ground floor of a multistorey building there is a receptionist who is authorized to receive the postal packet;
- (d) an officer of the Post Office can easily and safely effect delivery of the postal packet; and
- (e) the location and design of the private post box or cluster box unit—
  - (i) does not pose a danger to any person or to traffic; and
  - (ii) meets the approval of the Postmaster-General.

(2) Where any of the requirements for delivery under paragraph (1) are not met, the Postmaster-General may in special circumstances, on written application in such form as he may determine, give written authorization for postal packets to be delivered to that address, subject to any conditions he may see fit.

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(3) The Postmaster-General may, by Notice published in the Official Gazette, issue guidelines on the required location and design of a private post box or cluster box unit, as the case may be, and any such guidelines shall be available, on request for inspection, at a post office.

### **Suspension of delivery to ensure safety of officers of the Post Office**

123B (1) No postal packet will be delivered to any address where officers of the Post Office are exposed to personal risk that could result in injury to them or damage to their property or post office property.

(2) The Postmaster-General is to, where reasonably practicable, cause a notification that delivery has been suspended under this regulation to be sent to the address or addressee in such manner as he sees fit.”.

### **Amends regulation 124**

9 Regulation 124 of the principal Regulations is amended—

- (a) in the regulation heading, by deleting the words “Private lock” and substituting the words “Post office”; and
- (b) by deleting the words “private lock”, wherever they appear in the regulation, and in each case substituting the words “post office”.

### **Amends regulation 125**

10 Regulation 125 of the principal Regulations is amended—

- (a) in the regulation heading, by deleting the words “private lock” and substituting the words “post office”; and
- (b) by deleting the words “private lock” and substituting the words “post office”.

Dated this 12<sup>th</sup> day of June, 2009.

Minister of Energy, Telecommunications and E-Commerce