

**RX301\***

Rottnest Island Authority Act 1987

## **Rottnest Island Amendment Regulations (No. 3) 2010**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Rottnest Island Amendment Regulations (No. 3) 2010*.

### **2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

### **3. Regulations amended**

These regulations amend the *Rottnest Island Regulations 1988*.

### **4. Regulation 3 amended**

- (1) In regulation 3 insert in alphabetical order:

***anchor***, a vessel, means to secure the vessel to the seabed or a beach by lowering from the vessel to the seabed or beach an anchor —

- (a) that is attached to the vessel in a permanent manner; and
- (b) that, once lowered, can be taken back on board the vessel;

- (2) In regulation 3 in the definition of *mooring* delete “anchor or stake)” and insert:

anchor, stake, pylon or part of a jetty)

**5. Regulation 7 amended**

- (1) In regulation 7:

(a) delete “Where —” and insert:

(1) Where —

(b) in paragraph (b) delete “label” and insert:

sticker

- (2) At the end of regulation 7 insert:

(2) A person who is in charge of the vessel or aircraft must ensure that the adhesive sticker is exhibited on the vessel or aircraft in accordance with subregulation (1)(b) while the vessel is moored within the limits of, or the aircraft is landed at, the Island.  
Penalty: a fine of \$750.

**6. Regulation 7A amended**

- (1) In regulation 7A(1)(b) delete “label” and insert:

sticker

- (2) After regulation 7A(3) insert:

(4) A person who is in charge of the vessel must ensure that the adhesive sticker is exhibited on the vessel in accordance with subregulation (1)(b) while the vessel is moored within the limits of the Island.  
Penalty: a fine of \$750.

**7. Regulation 28 amended**

In regulation 28(4) delete the Penalty and insert:

Penalty: a fine of \$750.

**8. Regulation 36 amended**

In regulation 36(2) after “purpose of” insert:

protecting the safety of persons within the limits of the Island or

**9. Regulation 72AA inserted**

At the end of Part 7 insert:

**72AA. Ranger may direct person to stop activity**

- (1) A ranger may direct a person within the limits of the Island to cease any behaviour that is —
  - (a) causing a disturbance or annoyance to other persons or, in the opinion of the ranger, disorderly or offensive; or
  - (b) in the opinion of the ranger, dangerous.

- (2) A person must comply with a direction of a ranger under this regulation.

Penalty: a fine of \$1 000.

**10. Regulations 74B and 74C inserted**

After regulation 74A insert:

**74B. Offences relating to stickers and documents issued by Authority**

- (1) A person must not alter any information on —
  - (a) a sticker issued by the Authority under regulation 7(1)(b) or 7A(1)(b); or
  - (b) a sticker or document issued by the Authority for a licence or authorisation under Part 3 or 4.

Penalty: a fine of \$1 000.

- (2) The owner of a vessel, and any person who is in charge of the vessel, must ensure that a sticker issued by Authority under regulation 7(1)(b) or 7A(1)(b) or Part 4 Division 3 is not exhibited on the vessel unless —

- (a) the sticker was issued in relation to that vessel; and
- (b) the information on the sticker has not been altered.

Penalty: a fine of \$1 000.

**74C. Offences relating to documents issued by mooring site licensee**

A person must not alter any information on an authorisation document issued by a mooring site licensee.

Penalty: a fine of \$1 000.

**11. Schedule 4 amended**

In Schedule 4:

(a) after item 1 insert:

2A.	7(2)	Failing to ensure annual payment sticker is exhibited on non-commercial vessels or aircraft	150
2B.	7A(4)	Failing to ensure annual payment sticker is exhibited on fishing or diving charter vessels	150

(b) after item 9 insert:

10A.	28(4)	Licensee failing to provide copy of any mooring site inspection report within 7 days	150
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(c) after item 47 insert:

48.	72AA(2)	Failure to comply with direction of ranger	200
49.	74B(1)	Altering information on sticker or document issued by the Authority	200
50.	74B(2)	Wrongly displaying a sticker on a vessel	200
51.	74C	Altering information on authorisation issued by mooring site licensee	200

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.