

PI303*

Port Authorities Act 1999

Port Authorities Amendment Regulations 2009

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Port Authorities Amendment Regulations 2009*.

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 1 July 2009.

3. Regulations amended

These regulations amend the *Port Authorities Regulations 2001*.

4. Regulation 22 amended

In regulation 22 insert in alphabetical order:

cargo vessel means a vessel which is not a passenger vessel or an exempt vessel;

exempt vessel means —

- (a) a vessel belonging to the naval, military or air forces of the Commonwealth or of any other country, including a foreign country; or
- (b) a vessel which the harbour master considers to be a non-commercial vessel;

normal working hours means the hours between 7:30 a.m. and 3:30 p.m. each day, other than a Saturday, a Sunday or a public holiday;

passenger vessel has the meaning given in the Marine Act section 3(1);

5. Regulation 48A inserted

After regulation 47 insert:

48A. Charges for pilotage services — Port of Albany

- (1) The charges for pilotage services provided in the Port of Albany and payable in respect of a vessel are set out in Schedule 2 Division 7.
- (2) The payment of a charge set out in any of items 1, 2 and 3 of Schedule 2 Division 7 provides for the movement of a vessel of the appropriate class and gross registered tonnage under the control of a pilot both into and out of the Port of Albany.
- (3) The payment of a charge set out in Schedule 2 Division 7 item 4 provides for the movement of a vessel of the appropriate gross registered tonnage under the control of a pilot both from a berth within the Port of Albany to an anchorage and from an anchorage to a berth within the Port of Albany.
- (4) The charge set out in Schedule 2 Division 7 item 6 is payable if —
 - (a) the services of a pilot are arranged for a vessel; and
 - (b) the arrangement is cancelled with less than 2 hours notice being given to the pilot.

6. Regulation 48 amended

In regulation 48(1):

(a) in paragraph (d) delete “item 3,” and insert:

item 3; or

(b) after paragraph (d) insert:

(e) Division 7 item 7,

7. Schedule 2 amended

(1) Delete Schedule 2 Division 2 and insert:

Division 2 — Port of Bunbury

1. Pilotage of a vessel into and out of the port	\$4 298.18
2. Pilotage of a vessel from a place in the port to another place in the port	\$2 149.09
3. Detention of pilot, for each hour or part of an hour	\$1 074.55
4. Cancellation of pilot	\$1 074.55
5. Cancellation of pilot boat crew only	\$1 074.55

(2) Delete Schedule 2 Division 6 and insert:

Division 6 — Port of Port Hedland

	To or from Nelson Point or PHPA Berth Nos. 1, 2 or 3	To or from Finucane Island or Anderson Point
1. Pilotage of a vessel of not more than 20 000 gross registered tonnes into or out of the port —		
(a) for each gross registered tonne of vessel	\$0.383	\$0.440
(b) minimum charge	\$4 140.40	\$4 764.10
2. Pilotage of a vessel of more than 20 000 but not more than 40 000 gross registered tonnes into or out of the port ...	\$7 661.50	\$8 285.20
3. Pilotage of a vessel of more than 40 000 but not more than 60 000 gross registered tonnes into or out of the port ...	\$9 113.50	\$9 737.20

	To or from Nelson Point or PHPA Berth Nos. 1, 2 or 3	To or from Finucane Island or Anderson Point
4. Pilotage of a vessel of more than 60 000 but not more than 80 000 gross registered tonnes into or out of the port ...	\$10 147.50	\$10 771.20
5. Pilotage of a vessel of more than 80 000 gross registered tonnes into or out of the port	\$10 766.80	\$11 390.50
6. Additional charge for pilotage of a vessel into the port from the designated pilotage area or out of the port to the designated pilotage area		\$2 246.20
7. Pilotage of a vessel from a place in the port to another place in the port —		
(a) for a vessel of not more than 1 000 gross registered tonnes		\$1 035.10
(b) for a vessel of more than 1 000 gross registered tonnes		\$1 448.70
8. Cancellation of pilot		\$389.40

(3) After Schedule 2 Division 6 insert:

Division 7 — Port of Albany

1.	Pilotage of a vessel of more than 500 gross registered tonnes but not more than 1 000 gross registered tonnes into and out of the port —	
	(a) standard charge	\$4 240.00
	(b) supplementary charge for each movement of the vessel outside normal working hours	\$925.00
2.	Pilotage of a cargo vessel of more than 1 000 gross registered tonnes into and out of the port —	
	(a) for each deadweight tonne of vessel	\$0.12
	(b) minimum charge	\$4 840.00
3.	Pilotage of a passenger vessel of more than 1 000 gross registered tonnes into and out of the port —	
	(a) for each gross registered tonne of vessel	\$0.12
	(b) minimum charge	\$4 840.00

4.	Pilotage of a vessel of more than 500 gross registered tonnes from berth to anchorage and from anchorage to berth — (a) for each deadweight tonne of vessel (b) minimum charge	 \$0.06 \$2 120.00
5.	Pilotage of a vessel of more than 500 gross registered tonnes from one berth to another berth	\$1 060.00
6.	Cancellation of pilot	\$1 060.00
7.	Detention of pilot, per hour or part of an hour	\$250.00

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.
