

TR308*

Shipping and Pilotage Act 1967

Ports and Harbours Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Ports and Harbours Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on 1 July 2004.

3. The regulations amended

The amendments in these regulations are to the *Ports and Harbours Regulations**.

[* Reprint 1 as at 1 August 2003.]

4. Regulation 3 amended

Regulation 3(2) is amended by deleting “Part II of the Third Schedule” and inserting instead —

“ the Third Schedule Division 2 ”.

5. Regulation 14 amended

Regulation 14(3) is amended by deleting “\$3 874.69” and inserting instead —

“ \$3 967.69 ”.

6. Regulation 15 amended

- (1) Regulation 15(1) is amended by deleting “Part I of the Third Schedule” and inserting instead —

“ the Third Schedule Division 2 ”.

- (2) Regulation 15(3) is amended by deleting “\$637.65,” and inserting instead —

“ \$652.95, ”.

7. Regulation 15A amended

- (1) Regulation 15A(1)(a) is amended by deleting “\$635.27” and inserting instead —

“ \$650.52 ”.

- (2) Regulation 15A(2) is amended as follows:

- (a) in paragraph (a) by deleting “\$635.27” and inserting instead —

“ \$650.52 ”;

- (b) in paragraph (c) by deleting “\$754.24” and inserting instead —

“ \$772.34 ”.

8. Regulation 15B amended

Regulation 15B is amended as follows:

- (a) by deleting “\$302.17” and inserting instead —

“ \$309.42 ”;

- (b) by deleting “\$433.03” and inserting instead —

“ \$443.43 ”.

9. Regulation 15C amended

Regulation 15C(a) is amended as follows:

- (a) by deleting “\$95.17” and inserting instead —

“ \$97.46 ”;

- (b) by deleting “\$637.65” and inserting instead —

“ \$652.95 ”;

- (c) by deleting “\$1 655.99,” and inserting instead —
“ \$1 695.74 ”.

10. Regulation 16 amended

Regulation 16(d)(i) is amended by deleting “\$700.70” and inserting instead —

“ \$717.52 ”.

11. Regulation 18 amended

- (1) Regulation 18(1) is amended by deleting “Part II of the Third Schedule.” and inserting instead —
“ the Third Schedule Division 2. ”.
- (2) Regulation 18(1a) is amended by deleting “item 3 of Part II of the Third Schedule.” and inserting instead —
“ the Third Schedule Division 2 item 3. ”.
- (3) Regulation 18(2) is amended by deleting “Part II of the Third Schedule” and inserting instead —
“ the Third Schedule Division 2 ”.
- (4) Regulation 18(2a) is amended by deleting “Part II of the Third Schedule,” and inserting instead —
“ the Third Schedule Division 2, ”.
- (5) Regulation 18(3) is amended by deleting “item 1 of Part II of the Third Schedule,” and inserting instead —
“ the Third Schedule Division 2 item 1, ”.
- (6) Regulation 18(4)(a) is amended by deleting “item 1 of Part II of the Third Schedule;” and inserting instead —
“ the Third Schedule Division 2 item 1; ”.

12. Third Schedule replaced

The Third Schedule is repealed and the following Schedule is inserted instead —

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Third Schedule — Fees and charges

Division 1 — Pilotage at Wyndham

[r. 15]

- 1 The charges for pilotage of vessels between Nicholls Point and berth at the Port of Wyndham are —

Gross registered tonnage of vessel	Charges for both inward and outward pilotage
Up to 1 499	\$4 360.46
1 500 — 3 000	\$4 462.28

Gross registered tonnage of vessel	Charges for both inward and outward pilotage
3 001 — 5 000	\$4 953.21
5 001 — 10 000	\$5 477.03
10 001 — 20 000	\$6 572.19
20 001 — 30 000	\$7 348.19
Exceeding 30 000	\$8 045.01

2. The charges for pilotage of vessels within the Port of Wyndham are —

- (a) for pilotage of vessel being removed from a place in the port to another place in the port not being a removal to or to near the pilot boarding ground \$542.10
- (b) for pilotage of vessel from a berth within the port to a place within that port at or near the pilot boarding ground or vice versa 50% of the applicable inward and outward pilotage charge
- (c) where a pilot boat and crew are used in connection with a removal referred to in paragraph (a) a further charge, being launch hire —
 - (i) during normal hours \$309.42/hour
 - (ii) during overtime hours \$443.43/hour
- (d) for pilotage at the Port of Wyndham where a radio watch is required out of hours an amount equal to the cost of the pilotage service

Division 2 — Conservancy dues

[r. 18]

1. Conservancy dues payable in respect of any vessel, other than a fishing vessel or a vessel referred to in regulation 18(1)(a) to (j), on the day of first entry of that vessel —

- (a) subject to paragraph (b), where the length of the vessel exclusive of bowsprit —
 - (i) does not exceed 6 m \$97.50
 - (ii) exceeds 6 m but does not exceed 10 m \$127.60
 - (iii) exceeds 10 m but does not exceed 20 m \$186.80
 - (iv) exceeds 20 m but does not exceed 30 m \$286.60

	(v) exceeds 30 m but does not exceed 50 m	\$437.30
	(vi) exceeds 50 m but does not exceed 70 m	\$683.30
	(b) where vessel enters port for coal, fuel oil, supplies or orders, and not loading or unloading cargo or taking on more than 10 passengers	\$87.00
2.	Conservancy dues payable in advance in respect of vessels engaged in Pearl Fishing north of North West Cape —	
	(a) Storeships, for each period of 12 months ending on 31 December, in any year	\$15.00
	(b) Other Pearl Fishing Vessels, for each period of 6 months ending on 30 June and 31 December respectively, in any year	\$7.00
3.	Conservancy dues payable in respect of the use by a fishing vessel of —	
	• the Emu Point Fishing Boat Harbour, Albany;	
	• the Fishing Boat Harbour, Carnarvon;	
	• the Bandy Creek Small Boat Harbour, Esperance;	
	• the Fishing Boat Harbour, Fremantle;	
	• the Inner Harbour, Geraldton; or	
	• the Fishing Boat Harbour, Port Denison,	
	for a period of 12 months ending on 30 June, where the length of the vessel exclusive of the bowsprit —	
	(a) does not exceed 6 m	\$97.50
	(b) exceeds 6 m but does not exceed 10 m	\$127.60
	(c) exceeds 10 m but does not exceed 20 m	\$186.80
	(d) exceeds 20 m but does not exceed 30 m	\$286.60
	(e) exceeds 30 m but does not exceed 50 m	\$437.30
	(f) exceeds 50 m	\$683.30

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.