

---

---

## PORT AUTHORITIES

---

---

PH301\*

## DAMPIER PORT AUTHORITY ACT 1985

## DAMPIER PORT AUTHORITY AMENDMENT REGULATIONS (No. 2) 1997

Made by the Dampier Port Authority with the approval of the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Dampier Port Authority Amendment Regulations (No. 2) 1997*.

**Principal regulations**

2. In these regulations the *Dampier Port Authority Regulations 1989*\* are referred to as the principal regulations.

[\* *Published in Gazette 28 February 1989, pp. 601-62.*

*For amendments to 11 November 1997 see 1996 Index to Legislation of Western Australia, Table 4, pp. 57-8.]*

**Regulation 74 amended**

3. Regulation 74 of the principal regulations is amended by deleting "Wharfage" and substituting the following —

" Subject to regulation 76A, wharfage ".

**Regulation 75 amended**

4. Regulation 75 of the principal regulations is amended by deleting "Service" and substituting the following —

" Subject to regulation 76A, service ".

**Regulation 76 amended**

5. Regulation 76 (2) of the principal regulations is amended by deleting "If" and substituting the following —

" Subject to regulation 76A, if ".

**Part 6, Division 5A, inserted**

6. After Division 5 of Part 6 of the principal regulations the following Division is inserted —

"

*Division 5A — Certain charges not payable if Port Authority property is privately managed and operated*

**Certain charges not payable if Port Authority property is privately managed and operated**

**76A.** The charges referred to in regulations 74, 75 and 76 (2) (as set out in items 2, 3 (a) and (aa) and 4 of Schedule 4) that are payable in respect of Port Authority property are not payable if —

- (a) the Port Authority property is managed and operated by a person ("the private operator") under an agreement entered into with the Port Authority; and

- (b) the agreement provides for charges relating to the matters referred to in those regulations to be imposed by and paid to the private operator.

\_\_\_\_\_  
Passed by a resolution of the Dampier Port Authority at a meeting of the Authority held on 25 November 1997.

\_\_\_\_\_  
The common seal of the Dampier Port Authority was at the time of the abovementioned resolution affixed in the presence of—

W. STEWART, Chairman.  
G. ROWLEY, Member.  
P. AUSBURN, Member.

\_\_\_\_\_  
Approved by the Governor,

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