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JETTIES ACT 1926

JETTIES AMENDMENT REGULATIONS (No. 2) 1997

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the Jetties Amendment Regulations (No. 2) 1997.

Commencement

2. These regulations come into operation on 1 July 1997.

Principal regulations

- 3. In these regulations the Jetties Act Regulations 1940^* are referred to as the principal regulations.
 - [* Reprinted as at 29 November 1990. For amendments to 9 June 1997 see 1996 Index to Legislation of Western Australia, Table 4, pp. 157-8, and Gazette 13 May 1997.]

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Regulation 25 amended

- 4. (1) Regulation 25 (1) (c) of the principal regulations is deleted.
- (2) After regulation 25 (1) of the principal regulations the following subregulation is inserted $\,$
 - (1a) For the purposes of calculating storage charges set out in Appendix I -
 - (a) a fraction of a tonne shall be deemed to be a tonne;
 - (b) a fraction of a cubic metre shall be deemed to be a cubic metre;
 - (c) a fraction of a kilolitre shall be deemed to be a kilolitre; and
 - (d) a part of a week shall be reckoned as one week.

Appendix I repealed and an Appendix substituted

5. Appendix I to the principal regulations is repealed and the following Appendix is substituted -

APPENDIX I

Note: Fees charged per tonne, per cubic metre or per kilolitre are charged per unit or part thereof (see regulation 25 (1a).

PART 1 — BERTHING DUES Broome and Wyndham

[Reg. 6]

	Rate	Minimum per day
Vessels over 300 gross registered tonnes:	\$0.55 per tonne, per cubic metre or per kilolitre at option of officer in charge, on all cargo landed or shipped	\$83.45
Vessels under 300 gross registered tonnes:	\$0.55 per tonne, per cubic metre or per kilolitre at option of officer in charge, on all cargo landed or shipped	\$55.6 0
Passenger vessels or other vessels using berth for purposes other than cargo handling:	\$0.12 per gross registered tonne	\$55.60
Containers — Empty: Loaded:	\$4.30 per container \$13.90 per container	

Commercial Vessels engaged in the Pearling, Fishing or Charter Boat industries:

Annual Fee:	\$90.00 per metre x length of vessel
6 Monthly Fee:	60% of annual fee
3 Monthly Fee:	40% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$50 per day (at the discretion of the Officer in charge)

Private Vessels:

Annual Fee:	\$90.00 per metre x length of vessel
6 Monthly Fee:	60% of annual fee
3 Monthly Fee:	40% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$10 per day (at the discretion of the Officer in charge)

PART 2 — WHARFAGE DUES AND HANDLING AND HAULAGE CHARGES Broome and Wyndham

[Reg. 10A]

Communication (M.B.II	T	1
Cargo in containers (T E U containers) —		
Empty returns:	each	\$34.00
Loaded containers — General:	each	\$117.00
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Products of the soil:	each	\$37.00
Fertilisers:	each	\$59.00
Explosives:	each	\$73.00
Empty returns (other than T E U Containers):	per tonne or m³	\$1.45
Explosives:	per tonne or m ³	\$2.50
Fertiliser:	per tonne or m ³	\$2.05
Bullocks, cows, etc.:	each	\$1.45
Pigs, sheep, goats and dogs:	each	\$0.30
Meat — chilled or frozen:	per tonne or m ³	\$2.40
Bulk Products — By pipeline:	per kilolitre	\$6.20
By pipeline involving use of road tanker on jetty:	per kilolitre	\$6.45
Bulk ore:	per tonne	\$2.00
Products of the soil of the State, except otherwise stated (exported):	per tonne or m³	\$1.35
Vehicles — Commercial vehicles on own wheels:	per tonne or m ³	\$2.40
Motor cars and utilities on own wheels:	per tonne or m ³	\$2.30
Other cargo — General cargo:	per tonne or m ³	\$3.95
Recreational vessels:	per metre	\$9.05

Notes: 1. The empty rate relates only to containers used in connection with the carriage of cargo through the port.

- Charges for haulage and handling shall be in accordance with the IPLF charge-out rates.
- Where the Department has to unstuff or unpack a container, the fee is based on equipment and IPLF labour rates for the time involved.
- Charges for any unspecified services are dependent on the type of service.
- Under regulation 13, the Port Manager may make extra charges for handling packages over one tonne in weight, or of an exceptional shape, or where extra labour is required or unusual risk is involved.
- Under regulation 35, the Port Manager may make an extra charge if insufficiently packed goods involve additional labour or risk.

PART 3 — TRANSHIPMENT CHARGES Broome and Wyndham

[Reg. 11]

For Cargo —	
loaded over the side onto another vessel:	50% of the appropriate wharfage dues.
landed onto a jetty:	Full wharfage dues.

PART 4 — FUEL OIL CHARGES Broome and Wyndham

[Reg. 11B]

Oil loaded as bunkers for the vessel's own use:	\$6.20 per kilolitre

PART 5 — STORAGE CHARGES Broome and Wyndham

[Reg. 25]

Transit cargo not removed from the goods shed within 3 days of the cargo being received	\$0.40 per tonne per day
Transhipment cargo — for first 2 weeks:	\$0.40 per tonne or per cubic metre per week
after 2 weeks:	Transit cargo rates apply
Storage at Container Park, Wyndham	\$21.65 per loaded container

PART 6 — WEIGHBRIDGE FEES Broome and Wyndham

[Reg. 105I]

For use of the 50 tonne weighbridge during normal hours-

Not exceeding 10 tonnes:	\$7.75
Exceeding 10 tonnes but not exceeding 30 tonnes:	\$8.85
Exceeding 30 tonnes:	\$11.00

Outside normal hours, operator's wages are added to the above fees (see regulation 105I (2)).

PART 7 — MISCELLANEOUS FEES Broome and Wyndham

[Section 4 (9)]

Fresh water supplied to ships:	\$1.60 per kilolitre	
Lighting of Jetty —		
Broome:	\$6.30 per hour	
Wyndham —		
full lighting of jetty shed and yard:	\$18.75 per hour	
use of jetty lighting:	\$6.00 per hour	
reduced lighting:	\$2.00 per hour	

PART 8 — SLIPWAY CHARGES

[Reg. 96]

Notes: 1. All slipway charges are charged per day or part thereof.

 The slipway charges set out below are subject to regulations 37 and 38, which specify the working hours of a Port and overtime components.

Water and Electric power charges

1. (a) Specific charges

Bandy Creek Boat Harbour

Electric Power Charge (Three phase):	At cost
phase,.	At cost

Beadon Creek Boat Harbour (Onslow)

Three phase electric power charges — (all vessels):	At cost
Service charges — water and electric power (single phase) when berthed at private jetties and drawing water or single phase power from service jetty outlets:	\$5.00 per day or part thereof but, if any large drawing of water occurs and the value of the water exceeds \$5.00, the water to be charged at cost
water and electric power (single phase) when using the service jetty hardstand for storage or maintenance:	Charge forms a part of berthage fee

Bremer Bay

Electric Power charge — Three phase (all vessels):	\$20.00 per day or part thereof
Single phase (all vessels except vessels paying the product wharfage fee or the daily berthage fee):	\$5.00 per day or part thereof

Water Charge (all vessels except vessels paying the product wharfage fee or the daily berthage fee):	\$5.00 per day or part thereof or, if any large drawing of water occurs and the value of the water exceeds \$5.00, at cost
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Johns Creek Boat Harbour (Point Samson)

Electric Power charge — Three phase (all vessels):	At cost
Single phase (all vessels using the hardstand area for storage or maintenance):	\$4.65 per day or part thereof or, if metering indicates that electric power usage is occurring in excess of \$4.65 per day, at cost

Kalbarri

Electric Power charges — Three phase (all vessels):	\$20.00 per day or part thereof
Single phase (all users other than vessels paying pen, berthage or moorage fees, inc trucks on jetties):	\$5.00 per day or part thereof

Shark Bay Boat Harbour (Denham)

Electric Power charge — Three phase at jetty (all uses including vessels and freezer trucks):	\$20.00 per day or part thereof
Water Charge — (Service Jetty Hardstand when used for vessel storage & maintenance):	\$2.70 per day or part thereof or, if metering indicates that water usage is occurring in excess of \$2.70 per day, at cost

(b) General charges

All other ports, or where no specific charge applies

Use of water:	\$2.70
Use of power:	\$4.65 or, if metering indicates that electric power usage is occurring in excess of \$4.65 per day, at cost

2. Carnarvon Boat Harbour

Slippage Fees —	
Vessels not exceeding 10 metres:	\$95.00
Vessels over 10 but not exceeding 15 metres:	\$138.00
Vessels over 15 but not exceeding 20 metres: \$21	
Vessels over 20 metres: \$35	
Haulage charge - all vessels:	\$177.00

3. Emu Point Boat Harbour (Albany)

Slippage Fees —	
Vessels not exceeding 100 Gross Registered Tons —	
Vessels not exceeding 15 metres:	\$60.00
Vessels over 15 but not exceeding 20 metres:	\$96.00
Vessels over 20 but not exceeding 25 metres:	\$120.00
Vessels over 25 metres:	\$180.00
Vessels over 100 but not exceeding 200 Gross Registered Tons:	\$584.00
Vessels over 200 Gross Registered Tons:	\$1157.00
Operator's Time — At cost with a minimum for each service:	\$175.00

4. Johns Creek Boat Harbour (Point Samson)

Slippage Fees —	
Vessels for which annual pen fees paid —	
Vessels not exceeding 15 metres:	\$90.00
Vessels over 15 metres:	\$132.00
Vessels for which annual pen fees not paid —	
Vessels not exceeding 15 metres:	\$110.00
Vessels over 15 metres:	\$165.00
Haulage charge - all vessels:	\$158.00

5. Princess Royal Harbour (Albany)

Slippage Fees —	
Vessels not exceeding 100 Gross Registered Tons —	
Vessels not exceeding 15 metres:	\$60.00
Vessels over 15 but not exceeding 20 metres:	\$96.00
Vessels over 20 but not exceeding 25 metres:	\$120.00
Vessels over 25 metres:	\$180.00
Vessels over 100 but not exceeding 200 Gross Registered Tons:	\$584.00
Vessels over 200 Gross Registered Tons:	\$1157.00
Operator's Time — At cost with a minimum for each service:	\$175.00

6. Shark Bay Boat Harbour (Denham)

Slippage Fees —	
Vessels not exceeding 5 metres:	\$35.00
Vessels over 5 but not exceeding 12 metres:	\$55.00
Vessels over 12 metres:	\$62.00
Haulage charge - all vessels:	\$42.00

7. Wyndham Port

Slippage Fees —	
Vessels not exceeding 15 metres:	\$83.45
Vessels over 15 metres:	\$121.55
Haulage charge — all vessels	\$101.95

Appendix IA amended

- 6. (1) Item 1 of Appendix IA to the principal regulations is amended
 - (a) in the formula for calculating the annual fee by deleting "1.36" and substituting the following
 - " 1.40 "; and
 - (b) in the column headed "AMOUNT", opposite the entry "25 m and over" by deleting "503 per metre" and substituting the following
 - " 518 per metre ".

(2) Items 4, 5 and 6 of Appendix IA to the principal regulations are deleted and the following item is substituted —

4. PEN FEES - PORT OF PERTH

(a) Hillarys Boat Harbour

Annual Fee:	\$1680 plus \$240.00 per metre x length of vessel in excess of 7 metres
6 Monthly Fee:	60% of annual fee
3 Monthly Fee:	40% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$25 per day (all vessels)
3 Yearly Fee:	\$660 per metre x length of vessel
Live on Board' Fee:	\$25 per month per vessel

Notes: 1. A discount of 2.5% applies for annual or 3 yearly fees if permit renewed and fee paid before due date.

- Fishing vessels that have paid the annual fees at a Departmental Harbour will be charged 66% of the annual fee.
- Payment of pen fees entitles the hirer to free use of the service jetty located within the harbour for the purpose of loading and unloading the vessel.
- 4. A discount of 8.3 % applies for fixed (ie. non-floating) pens.

(b) Challenger Boat Harbour (Fremantle) (including Mediterranean moorings)

Annual Fee:	\$240.00 per metre x length of vessel
6 Monthly Fee:	60% of annual fee
3 Monthly Fee:	40% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$25 per day (all vessels)
'Live on Board' Fee:	\$25 per month per vessel

(c) Freshwater Bay Boat Pens

Annual Fee: (paid annually):	\$62.00 per metre x length of vessel
(paid monthly):	10% of annual fee per month
6 Monthly Fee:	60% of annual fee
3 Monthly Fee:	40% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$20 per day (all vessels)

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Appendix III repealed and an appendix substituted

7. Appendix III to the principal regulations is repealed and the following Appendix is inserted $\underline{\ }$

APPENDIX III

PART 1 — PEN AND BERTHAGE FEES (Other than Port of Perth)

[Reg. 94A]

Note: All Daily Casual Fees are charged per day or part thereof.

1. Augusta

Shared use of jetty -

Annual Fee:	\$350 per annum per vessel
Daily Casual Fee:	\$3.00 per metre x length of vessel

2. Bandy Creek Boat Harbour (Esperance)

Annual Fee: (Serviced pens - paid annually):	\$134.00 per metre x length of vessel
(Partially serviced pens - paid annually):	\$101.00 per metre x length of vessel
(paid monthly):	10% of annual fee

Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$2.50 per metre x length of vessel
Jetty Hard Stand Fee (for use of hard stand for maintenance) per day for —	
vessels for which annual pen fees paid:	\$1.50 per metre x length of vessel
vessels for which annual pen fees not paid:	\$2.50 per metre x length of vessel

3. Batavia Coast Boat Harbour

Annual Fee: (paid annually):	\$106.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$2.50 per metre x length of vessel
Live on Board' Fee:	\$25.00 per vessel per month

4. Beadon Creek Boat Harbour (Onslow)

Berthage/Use of Service Jetty Daily Casual Fee (per day or part thereof):	\$2.50 per metre x length of vessel
Transient Vessel Casual Berthage Fee (for short term use, e.g. 1 to 2 hours)	1.25 per metre x length of vessel

Fee for use of Service Jetty for storage or maintenance — For the first 30 days:	\$5.00 per day or part thereof	
After 30 days:	\$20.00 per day or part thereof	

Note: No ice is payable for vessels seeking and being granted accommodation on the hardstand purely during the course of a cyclone event.

5. Bremer Bay

Product Wharfage Fee applicable to Service Jetty:	\$20.00 per tonne of fishing product
Casual Berthage Fee (per day or part thereof) To be paid by users of service jetty other than those for which the product wharfage fee is being paid:	\$5.00 per metre x length of vessel

6. Carnarvon Boat Harbour

Standard Fee -

Annual Fee: (paid annually):	\$155.00 per metre x length of vessel
(paid monthly):	10% of annual fee

Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$3.00 per metre x length of vessel

Transient Vessels Fee (for use of service jetty by vessels for which mooring, berthage or pen fees not paid) —

Daily Casual Fee:	\$1.50 per metre x length of vessel
Live on Board' Fee:	\$25.00 per vessel per month

Shared use of Snapper Jetty/low level landing and attached partly serviced mooring pens —

Annual Fee: (paid annually):	\$141.00 per metre x length of vessel
(paid monthly):	10% of annual fee
4-Monthly Seasonal Fee:	48% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$3.00 per metre x length of vessel
Daily Casual Transient Vessel Fee (for use of Snapper Jetty/low level landing by transient vessels for which mooring, berthage or pen fees not paid) per day	\$1.50 per metre x length of vessel
Live on Board' Fee:	\$25.00 per vessel per month

7. Casuarina Boat Harbour (Bunbury)

General:

Annual Fee: (paid annually):	\$96.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$2.50 per metre x length of vessel

Extended Berthage:

Annual Fee: (paid annually):	\$96.00 per metre x length of vessel	
(paid monthly):	10% of annual fee	
Monthly Fee:	15% of annual fee	
Live on Board' Fee:	\$25.00 per month per vessel	

8. Emu Point Boat Harbour (Albany)

Annual Fee: (paid annually):	\$87.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$3.00 per metre x length of vessel
Transient Vessels Fee (for use of service jetty by vessels for which mooring, berthage or pen fees not paid) per day:	\$3.00 per metre x length of vessel

9. Fremantle Fishing Boat Harbour

Annual Fee — Vessels up to 19.99 metres:	\$129.00 per metre x length of vessel
Vessels 20 metres and over:	\$171.00 per metre x length of vessel
Private pleasure vessels:	\$195.00 per metre x length of vessel
Monthly Fee:	13% of annual fee
Daily Casual Fee:	\$2.00 per metre x length of vessel

10. Johns Creek Boat Harbour (Point Samson)

General:

Annual Fee: (paid annually):	\$108.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee: \$3.00 per metre x length of vess	

Extended Berthage (shared use of service jetty):

Annual Fee: (paid annually):	\$108.00 per metre x length of vessel	
(paid monthly):	10% of annual fee	
Monthly Fee:	20% of annual fee	

Use o	f Hardstand	area for	Storage or	Maintenance	of vessels.
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Daily Casual Fee:	\$1.50 per metre x length of vessel
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11. Jurien Boat Harbour

Annual Fee: (paid annually):	\$152.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$3.00 per metre x length of vessel
Transient Vessels Fee (for use of service jetty by vessels for which mooring, berthage or pen fees not paid) per day:	\$1.50 per metre x length of vessel

12. Kalbarri Boat Harbour

Annual Fee: (paid annually):	\$159.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$40.00 plus \$3.00 per metre x length of vessel in excess of 13.5 metres

13. Lancelin

Daily Casual Fee — (Berthage/Use of Service Jetty, for extended/overnight stay):	\$3.00 per metre x length of vessel
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14. <u>Leeman</u>

Daily Casual Fee:	\$45.00 plus \$3.00 per metre x length of vessel in excess of 15 metres

15. Mandurah Boat Harbour

Annual Fee: (paid annually):	\$120.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	15% of annual fee
Daily Casual Fee:	\$2.50 per metre x length of vessel
Water and Sullage Fees —	
Annual Use Fee:	\$150.00 per vessel
Single Use Fee:	\$20.00 per vessel
Water Fees (If water and sullage fee not paid)	
Annual Use Fee:	\$30.00 per vessel
Single Use Fee:	\$10.00 per vessel

16. Port Denison

Extended Stay Fee (for extended or overnight stays at the service jetty between 1 November to 30 June each year): [Not payable if casual fee is paid or prior Departmental approval is obtained]	\$40.00 per day
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17. Port Gregory

Daily Casual Fee:	\$40.00 plus \$3.00 per metre x length of vessel in excess of 13.5 metres
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18. Princess Royal Harbour (Albany)

Annual Fee: (paid annually):	\$87.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee:	\$3.00 per metre x length of vessel
Transient Vessels Fee (for use of service jetty) by vessels for which mooring, berthage or pen fees not paid) per day:	\$3.00 per metre x length of vessel

19. Shark Bay Boat Harbour (Denham)

Annual Fee: (paid annually):	\$166.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Annual Service Jetty Fee (for use of service jetty for loading, unloading and fuelling)	\$22.00 per metre x length of vessel
Daily Casual Fee:	\$3.00 per metre x length of vessel
Annual Extended Berthage Fee (for shared use of recreational jetty for extended berthage)	\$85.00 per metre x length of vessel
Fee for use of Service Jetty Hardstand for Vessel Storage & Maintenance — Daily casual fee for the first 14 days:	\$5.00 per day or part thereof
Daily casual fee after 14 days:	\$30.00 per day or part thereof

PART 2 — PILE MOORING FEES

[Reg. 94B]

Note: Payment of pile mooring fees entitles hirer to free use of service jetty in the harbour in which the mooring is located, subject to the availability of berth space and the direction of authorized officers.

1. Beadon Creek Boat Harbour (Onslow)

Annual Fee: (paid annually):	\$90.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Casual Fee:	1% of annual fee

2. All other harbours and ports

Annual Fee: (paid annually):	\$88.00 per metre x length of vessel
(paid monthly):	10% of annual fee
Monthly Fee:	20% of annual fee
Daily Fee:	1% of annual fee

PART 3 — CASUAL BERTHING FEES

[Reg. 94C]

This fee applies to any Departmental Jetty, other than one located in the Port of Perth, for which no other fee has been prescribed — \cdot

Daily Casual Fee:	\$2.00 per metre x length of vessel
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PART 4 — SERVICE JETTIES — FUEL WHARFAGE FEES [Reg. 94C]

Rate per litre of fuel oil used

Augusta	\$0.02
Beadon Creek (Onslow)	\$0.02
Bremer Bay	\$0.02
Carnarvon	\$0.015
Emu Point (Albany)	\$0.005
Greenhead	\$0.025
Hopetoun	\$0.02
Johns Creek (Point Samson)	\$0.02
Jurien	\$0.025
Kalbarri	\$0.025
Lancelin	\$0.015
Learmonth	\$0.007
Leeman	\$0.02
Mandurah	\$0.01
Port Gregory	\$0.02
Princess Royal Boat Harbour (Albany)	\$0.005
Shark Bay (Denham)	\$0.01