

ROTTNEST ISLAND**RI301****ROTTNEST ISLAND AUTHORITY ACT 1987****ROTTNEST ISLAND AMENDMENT REGULATIONS (NO. 2) 1993**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Rottnest Island Amendment Regulations (No. 2) 1993*.

Principal regulations

2. In these regulations the *Rottneest Island Regulations 1988** are referred to as the principal regulations.

[* *Published in Gazette of 30 May 1988 at pp. 1825-46.*
For amendments to 5 November 1993 see 1992 Index to Legislation of Western Australia, Table 4, pp. 232-3, and Gazette of 29 October 1993 at p. 5928.]

Regulation 5 amended

3. Regulation 5 (2) (b) of the principal regulations is amended by deleting "\$2.75" and substituting the following —

" \$4.50 "

Regulation 7A inserted

4. After regulation 7 of the principal regulations the following regulation is inserted —

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Annual payment by fishing or diving charter operators in lieu of admission fees

7A. (1) If —

(a) the owner of a vessel in which persons are carried to the Island for reward for the sole purpose of participating in recreational fishing, or recreational diving, from that vessel, pays to the Authority, subject to subregulation (3), the annual payment calculated in accordance with Schedule 5 —

(i) in advance of and in respect of a financial year; and

(ii) for the number of visits declared by the owner to be made by the vessel to the Island during that financial year;

and

(b) an adhesive label issued by the Authority on receipt of the annual payment is exhibited on the vessel in such a position as to be clearly visible from the exterior,

a person who is carried to the Island on the vessel during that financial year for the sole purpose of participating in recreational fishing, or recreational diving, from that vessel shall be deemed to have paid the admission fee prescribed by regulation 5.

(2) At the time when the owner of a vessel makes a declaration of the number of visits to be made to the Island under subregulation (1) (a) (ii), the owner shall also declare the number of visits, if any, made by the vessel to the Island during the previous financial year.

(3) If the number of visits made by a vessel to the Island during the previous financial year is greater than or less than the number declared by the owner in respect of that financial year, the Authority may make an appropriate adjustment to the annual payment that the owner is required to pay under subregulation (1) (a).

(4) In this regulation —

“declare” and “declared” mean declare or declared to,
and in a manner approved by, the Authority; and

“owner” includes a charterer, lessee or bailee.

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Schedule 5 added

5. After Schedule 4 to the principal regulations the following Schedule is added —

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SCHEDULE 5

[reg. 7A (1) (a)]

ANNUAL PAYMENT BY FISHING OR DIVING CHARTER OPERATOR

<i>Declared number of visits by a vessel to the Island in respect of a financial year</i>	<i>Annual payment</i>
Less than 15 visits	\$8.00 multiplied by capacity*
15 to 30 visits	\$16.00 multiplied by capacity
31 to 45 visits	\$24.00 multiplied by capacity
More than 45 visits	\$32.00 multiplied by capacity

* In this Schedule, “capacity” means the maximum number of passengers the vessel is certificated to carry in the waters of the Island.

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By His Excellency's Command,

D. G. BLIGHT, Clerk of the Council.