

OFF-SHORE (APPLICATION OF LAWS).

No. 21 of 1982.

AN ACT to make provision with respect to the application of the laws of the State in the coastal waters of the State and to repeal the Off-shore (Application of Laws) Act 1977-1979.

[Assented to 27 May 1982.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Off-shore (Application of Laws) Act 1982*. Short title.

2. In this Act—

“coastal waters of the State” has the same meaning as, in relation to Western Australia, that expression has in the Coastal Waters (State Powers) Act 1980 of the Commonwealth; and

Interpreta-
tion.

“law of the State” means any present or future law in force in the State, whether written or unwritten and as in force from time to time, and includes any instrument made under such a law, save and except a law of the Commonwealth.

Application of laws of the State to the coastal waters of the State.

3. (1) It is declared that—

- (a) the provisions of every law of the State shall be taken to have effect in and in relation to the coastal waters of the State, including the sea-bed and subsoil beneath and the airspace above the coastal waters of the State, as if those waters were part of Western Australia; and
- (b) any reference in a written law of the State to Western Australia or to the State or to the jurisdiction or any other like reference shall be read as including a reference to the coastal waters of the State.

(2) Nothing in subsection (1) of this section shall be taken—

- (a) to limit the operation of any written law of the State intended to operate beyond the coastal waters of the State; or
- (b) to apply the provisions of the criminal laws within the meaning of the Crimes (Offences at Sea) Act 1979 in force in the State to or in relation to any act or omission to which section 6 (1) of that Act applies.

Regulations.

4. (1) The Governor may make regulations providing that such provisions or classes of provisions of the laws in force in the State as are specified in the regulations—

- (a) do not have effect by virtue of this Act;
- (b) do not have effect by virtue of this Act to acts or omissions or classes of acts or omissions, specified in the regulations; or
- (c) do not have effect by virtue of this Act in circumstances specified in the regulations.

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(2) Where regulations made under subsection (1) of this section are in force, this Act shall be construed to apply the provisions of the laws in force in the State subject to and in accordance with the regulations.

5. The Off-shore (Application of Laws) Act 1977-^{Repeal.} 1979 is repealed.
