



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette

ISSN 1448-949X (print)

ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, FRIDAY, 31 MAY 2019 No. 74

SPECIAL

PUBLISHED BY AUTHORITY KEVIN J. McRAE, GOVERNMENT PRINTER AT 12.30 PM

© STATE OF WESTERN AUSTRALIA

Jetties Act 1926

Jetties Amendment Regulations (No. 2) 2019

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Jetties Amendment Regulations (No. 2) 2019*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2019.

3. Regulations amended

These regulations amend the *Jetties Regulations 1940*.

4. Regulation 3 amended

In regulation 3(3):

- (a) in paragraph (c) delete “chargeable” (each occurrence);
- (b) in paragraph (c)(ii) after “a vessel” insert:

is

Jetties Amendment Regulations (No. 2) 2019**r. 5**

5. Regulation 6 amended

Delete regulation 6(1), (2) and (3) and insert:

- (1) Except as provided in subregulation (2), the berthing dues payable for the use of a pen, alongside berth, pile mooring or other jetty by a vessel at a place specified in Schedule 1 are the berthing dues set out in that Schedule in respect of that place.
- (2) The berthing dues payable for the use of a pen by a catamaran at a place specified in Schedule 1 are as follows —
 - (a) for casual daily use —
 - (i) by a commercial vessel — an amount calculated using standard Rate 1 set out in Schedule 1 clause 1;
 - (ii) by a recreational vessel — an amount calculated using standard Rate 2 set out in Schedule 1 clause 1;
 - (b) for use, other than casual daily use, an amount calculated in accordance with the following formula —
$$P \times 1.5$$
where —

P is the berthing due set out in Schedule 1 that applies to the use, other than casual daily use, at that place of a pen (of the type used by the catamaran) by a vessel of the class to which the catamaran belongs.

Jetties Amendment Regulations (No. 2) 2019

r. 6**6. Division 3A heading inserted**

After regulation 7 insert:

Division 3A — Manifests**7. Regulations 67DB and 67DC inserted**

At the end of Part 1 insert:

67DB. Waiving charges in emergencies

The chief executive officer of the Department may waive a due or charge payable under these regulations for the use of an alongside berth at a service jetty by a vessel in need of emergency repair.

67DC. Controlling short term access to service jetty

An officer of the Department may direct that, in particular circumstances, a particular type of vessel, or a particular type of short term use, has precedence for short term access to a service jetty.

8. Regulation 72 amended

- (1) In regulation 72(3) delete “Schedule 3” and insert:

Schedule 3, or provided for in subregulation (3A),

Jetties Amendment Regulations (No. 2) 2019**r. 9**

(2) After regulation 72(3) insert:

(3A) The charges payable for the use of a pen by a catamaran at a place specified in Schedule 3 are as follows —

(a) for casual daily use —

(i) by a commercial vessel — an amount calculated using standard Rate 1 set out in Schedule 3 clause 2;

(ii) by a recreational vessel — an amount calculated using standard Rate 2 set out in Schedule 3 clause 2;

(b) for use, other than casual daily use, the charge calculated in accordance with the following formula —

$$P \times 1.5$$

where —

P is the charge set out in Schedule 3 that applies to the use, other than casual daily use, at that place of a pen (of the type used by the catamaran) by a vessel of the class to which the catamaran belongs.

9. Regulation 78A inserted

At the end of Part 2 Division 3 insert:

78A. Charges for sullage removal

The charge (if any) payable for the removal of sullage from a vessel moored or made fast to a public jetty at a place specified in Schedule 3 is as set out in that Schedule.

Jetties Amendment Regulations (No. 2) 2019

r. 10**10. Part 2A deleted**

Delete Part 2A.

11. Regulation 95 amended

In regulation 95(1) delete “Part 3 Division 1” and insert:

This Division

12. Schedules 1 to 3 replaced

Delete Schedules 1, 2 and 3 and insert:

Schedule 1 — Dues and charges generally

[r. 6, 10A, 11, 25, 42A, 53A, 96 and 105I]

Division 1 — Preliminary matters**1. Standard rates for this Schedule**

In this Schedule, the following rates are standard rates —

Rate 1: a casual daily rate of \$7.65 per metre of the vessel’s length

Typically used to calculate the standard daily rate for casual use of a pen or alongside berth (whether or not the alongside berth is on a service jetty) for a commercial vessel.

Rate 2: a casual daily rate of \$54.00

Typically used to calculate the standard daily rate for casual use of a pen or alongside berth (whether or not the alongside berth is on a service jetty) for a recreational vessel.

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Rate 3: an annual rate of \$86.70 per metre of the vessel's length

Typically used to calculate the standard annual rate for short term use of a service jetty for a vessel (other than service vessels at certain places).

2. Transferability of annual payments

- (1) A vessel for which there has been paid an annual amount to the Department for short term use of a service jetty at a place specified in this Schedule may use a service jetty for up to an hour in a day at any other place specified in this Schedule (excluding the Port of Wyndham) or at a place specified in Schedule 3.
- (2) A vessel for which there has been paid an amount to the Department for annual use of a pen, alongside berth or mooring at a place specified in this Schedule may use a service jetty for up to an hour in a day at any other place specified in this Schedule (excluding the Port of Wyndham) or at a place specified in Schedule 3.

3. Service jetty entitlements

A vessel for which there has been paid an amount to the Department for use of a pen, alongside berth or mooring at a place specified in this Schedule (excluding the Port of Wyndham) may have access to a service jetty for up to an hour in a day for the duration of its stay at that place.

4. Active loading and unloading

A fishing vessel to which clause 2 or 3 applies may remain at a service jetty for longer than the time allowed under that clause if —

- (a) the extra time is required to complete active loading and unloading operations; and
- (b) the active loading and unloading operations are continuously in progress; and

Jetties Amendment Regulations (No. 2) 2019**r. 12**

- (c) the vessel vacates the berth during that extra time to facilitate other requirements or avoid adverse effects on other harbour operations, when directed to do so by an officer.

Division 2 — Dues and charges for specified places**5. Albany, Albany Waterfront Marina**

- (1) This clause applies to the Albany Waterfront Marina at Albany.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a floating pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	532.80
2.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	426.00
3.	For the use, other than casual daily use, of a floating alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	532.80
4.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
5.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

Jetties Amendment Regulations (No. 2) 2019**r. 12****6. Albany, Emu Point Boat Harbour**

- (1) This clause applies to the Emu Point Boat Harbour at Albany.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	279.10
2.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	336.10
3.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
4.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

7. Augusta Boat Harbour

- (1) This clause applies to the Augusta Boat Harbour.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a floating pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	532.80

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Type of use	\$
2.	For the use, other than casual daily use, of a floating alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	532.80
3.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
4.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

8. Augusta (Ellis Street) Maritime Facility

- (1) This clause applies to the Augusta (Ellis Street) Maritime Facility.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	336.10
2.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
3.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

Jetties Amendment Regulations (No. 2) 2019**r. 12****9. Bremer Bay**

- (1) This clause applies to Bremer Bay.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2
2.	For the short term use of a service jetty by a vessel for which a swing mooring fee has not been paid, an amount calculated using standard Rate 3

10. Bunbury, Casuarina Boat Harbour

- (1) This clause applies to the Casuarina Boat Harbour at Bunbury.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	434.70
2.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	434.70

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Type of use	\$
3.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
4.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

11. Carnarvon Boat Harbour

- (1) This clause applies to the Carnarvon Boat Harbour.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	321.40
2.	For the use, other than casual daily use, of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	293.80
3.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	385.50
4.	For the use, other than casual daily use, of a pile mooring, an amount calculated per metre of the vessel's length using the annual rate of	180.50
5.	For the casual daily use of a pen, alongside berth or pile mooring by a commercial vessel, an amount calculated using standard Rate 1	

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Type of use	\$
6.	For the casual daily use of a pen, alongside berth or pile mooring by a recreational vessel, an amount calculated using standard Rate 2	
7.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

12. Cervantes

- (1) This clause applies to Cervantes.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2
2.	For the short term use of a service jetty, an amount calculated using standard Rate 3

13. Coral Bay Maritime Facility

- (1) This clause applies to the Coral Bay Maritime Facility.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the use of an alongside berth — <ul style="list-style-type: none"> • for short term use by any vessel, an amount calculated using standard Rate 3

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Type of use
	<ul style="list-style-type: none"> • for casual daily use by a commercial vessel, an amount calculated using standard Rate 1
2.	For the casual daily use of a pen or alongside berth by a recreational vessel, an amount calculated using standard Rate 2

14. Denham Maritime Facility

- (1) This clause applies to the Denham Maritime Facility.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	364.10
2.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
3.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

15. Esperance, Bandy Creek Boat Harbour

- (1) This clause applies to the Bandy Creek Boat Harbour at Esperance.

Jetties Amendment Regulations (No. 2) 2019**r. 12**

(2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	392.00
2.	For the use, other than casual daily use, of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	272.65
3.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	392.00
4.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
5.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

16. Exmouth

- (1) This clause applies to Exmouth.
- (2) In this clause a reference to a service vessel is a reference to any vessel other than a recreational vessel, Government vessel, tourism vessel or fishing vessel.

Jetties Amendment Regulations (No. 2) 2019**r. 12**

(3) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the pen's length using the annual rate of	554.10
2.	For the use, other than casual daily use, of a fixed pen with a walkway by a service vessel, an amount calculated per metre of the pen's length using the annual rate of	735.30
3.	For the use, other than casual daily use, of a fixed alongside berth by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the vessel's length using the annual rate of	554.10
4.	For the use, other than casual daily use, of a fixed alongside berth by a service vessel, an amount calculated per metre of the vessel's length using the annual rate of	735.30
5.	For the use, other than casual daily use, of a floating pen with a walkway by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the pen's length using the annual rate of	785.50
6.	For the use, other than casual daily use, of a floating pen with a walkway by a service vessel, an amount calculated per metre of the pen's length using the annual rate of	1 066.00

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Type of use	\$
7.	For the use, other than casual daily use, of a 25 m pen with a walkway by a vessel, an amount calculated per metre of the pen's length using the annual rate of	1 321.60
8.	For the use, other than casual daily use, of a floating alongside berth by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the vessel's length using the annual rate of	785.50
9.	For the use, other than casual daily use, of a floating alongside berth by a service vessel, an amount calculated per metre of the vessel's length using the annual rate of	1 066.00
10.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a Government vessel, tourism vessel or fishing vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
11.	For the short term use of an alongside berth on a service jetty by a vessel (other than a service vessel), an amount calculated using standard Rate 3	
12.	For the casual daily use of a pen or alongside berth, other than on a service jetty, by a service vessel, an amount calculated per metre of the vessel's length using the daily rate of	11.75
13.	For the use of a service jetty, other than while refuelling, by a service vessel, an amount calculated per metre of the vessel's length using the 12-hourly rate of	18.10

Jetties Amendment Regulations (No. 2) 2019

r. 12

17. Fremantle Fishing Boat Harbour

- (1) This clause applies to the Fremantle Fishing Boat Harbour.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen without a walkway —	
	• by a commercial vessel, an amount calculated per metre of the pen's length using the annual rate of	406.75
	• by a recreational vessel, an amount calculated per metre of the pen's length using the annual rate of	546.00
2.	For the use, other than casual daily use, of a fixed alongside berth —	
	• by a commercial vessel, an amount calculated per metre of the vessel's length using the annual rate of	441.20
	• by a recreational vessel, an amount calculated per metre of the vessel's length using the annual rate of	588.20
3.	For the use, other than casual daily use, of a floating pen with a walkway by a vessel, an amount calculated per metre of the pen's length using the annual rate of	826.00
4.	For the use, other than casual daily use, of a floating alongside berth by a vessel, an amount calculated per metre of the vessel's length using the annual rate of	826.00

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Type of use	\$
5.	For the casual daily use of a pen or alongside berth —	
	<ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
6.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

18. Geraldton, Batavia Coast Boat Harbour

- (1) This clause applies to the Batavia Coast Boat Harbour at Geraldton.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a floating pen with a walkway by a vessel, an amount calculated per metre of the pen's length using the annual rate of	706.00
2.	For the use, other than casual daily use, of a floating alongside berth by a vessel, an amount calculated per metre of the vessel's length using the annual rate of	706.00
3.	For the casual daily use of a pen or alongside berth —	
	<ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Type of use	\$
4.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

19. Green Head

- (1) This clause applies to Green Head.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2
2.	For the short term use of a service jetty, an amount calculated using standard Rate 3

20. Hopetoun

- (1) This clause applies to Hopetoun.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Type of use
2.	For the short term use of a service jetty, an amount calculated using standard Rate 3

21. Jurien Boat Harbour

- (1) This clause applies to the Jurien Boat Harbour.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	518.50
2.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	560.80
3.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
4.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

22. Kalbarri Boat Harbour

- (1) This clause applies to the Kalbarri Boat Harbour.
- (2) The berthing dues payable are set out in the Table.

Jetties Amendment Regulations (No. 2) 2019

r. 12

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	357.50
2.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	357.50
3.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
4.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

23. Lancelin

- (1) This clause applies to Lancelin.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2
2.	For the short term use of a service jetty, an amount calculated using standard Rate 3

Jetties Amendment Regulations (No. 2) 2019**r. 12****24. Leeman**

- (1) This clause applies to Leeman.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2
2.	For the short term use of a service jetty, an amount calculated using standard Rate 3

25. Onslow, Beadon Creek Boat Harbour

- (1) This clause applies to the Beadon Creek Boat Harbour at Onslow.
- (2) In this clause a reference to a service vessel is a reference to any vessel other than a recreational vessel, Government vessel, tourism vessel or fishing vessel.
- (3) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a pile mooring by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the vessel's length using the annual rate of	330.40

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Type of use	\$
2.	For the use, other than casual daily use, of a pile mooring by a service vessel, an amount calculated per metre of the vessel's length using the annual rate of	462.10
3.	For the casual daily use of an alongside berth or pile mooring — <ul style="list-style-type: none"> • by a Government vessel, tourism vessel or fishing vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
4.	For the short term use of a service jetty by a vessel (other than a service vessel), an amount calculated using standard Rate 3	
5.	For the casual daily use of a pile mooring by a service vessel, an amount calculated per metre of the vessel's length using the daily rate of	10.50
6.	For the use, other than casual daily use, of a fixed alongside berth by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the vessel's length using the monthly rate of	87.70
7.	For the use, other than casual daily use, of a fixed alongside berth by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the vessel's length using the weekly rate of	26.30
8.	For the use of the service jetty by a service vessel, an amount calculated per metre of the vessel's length using the 6-hourly rate of	9.05

Jetties Amendment Regulations (No. 2) 2019**r. 12****26. Point Samson, Johns Creek Boat Harbour**

- (1) This clause applies to the Johns Creek Boat Harbour at Point Samson.
- (2) In this clause a reference to a service vessel is a reference to any vessel other than a recreational vessel, Government vessel, tourism vessel or fishing vessel.
- (3) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed alongside berth at a service jetty by a recreational vessel, Government vessel, tourism vessel or fishing vessel, an amount calculated per metre of the vessel's length using the annual rate of	644.80
2.	For the use, other than casual daily use, of a fixed alongside berth at a service jetty by a service vessel, an amount calculated per metre of the vessel's length using the annual rate of	908.60
3.	For the casual daily use of a berth at a service jetty by a Government vessel, tourism vessel or fishing vessel, an amount calculated using standard Rate 1	
4.	For the casual daily use of a service jetty by a recreational vessel, an amount calculated using standard Rate 2	
5.	For the short term use of a berth at a service jetty by a vessel (other than a service vessel), an amount calculated using standard Rate 3	
6.	For the use of a berth at a service jetty by a service vessel, an amount calculated per metre of the vessel's length using the 6-hourly rate of	9.05

Jetties Amendment Regulations (No. 2) 2019

r. 12

- (4) The charges payable under regulation 96 are set out in the Table.

Careening pad

Item	Type of use	\$
1.	For the use of a careening pad by a vessel, an amount per day of —	
	• if the vessel is 15 m or less in length	215.30
	• if the vessel is over 15 m in length	314.35

27. Port Denison

- (1) This clause applies to Port Denison.
 (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	368.75
2.	For the casual daily use of an alongside berth by a commercial vessel, an amount calculated using standard Rate 1	
3.	For the casual daily use of a pen or alongside berth by a recreational vessel, an amount calculated using standard Rate 2	
4.	For the short term use of a service jetty by a vessel for which neither a swing mooring fee nor charge in item 1 has been paid, an amount calculated using standard Rate 3	

28. Port Gregory

- (1) This clause applies to Port Gregory.

Jetties Amendment Regulations (No. 2) 2019**r. 12**

- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use
1.	For the casual daily use of an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2
2.	For the short term use of a service jetty, an amount calculated using standard Rate 3

29. Two Rocks Marina

- (1) This clause applies to the Two Rocks Marina.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	532.80
2.	For the use, other than casual daily use, of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	520.20
3.	For the use, other than casual daily use, of a floating pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	699.50
4.	For the use, other than casual daily use, of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	532.80

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Type of use	\$
5.	For the use, other than casual daily use, of a floating alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	699.50
6.	For the casual daily use of a pen or alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
7.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

30. Port of Wyndham

- (1) This clause applies to the Port of Wyndham.
- (2) The berthing dues payable are set out in the Table.

Berthing

Item	Vessel	Dues	Minimum per day (\$)
1.	Vessel of 300 gross registered tonnes or over	\$1.29 per tonne, per cubic metre, or per kilolitre, at option of officer in charge, on all cargo landed or shipped	193.19
2.	Vessel under 300 gross registered tonnes	\$6.99 per metre of the vessel's length, per day	128.74
3.	Vessel using berth for purposes other than handling cargo	\$6.99 per metre of the vessel's length, per day	128.74

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Vessel	Dues	Minimum per day (\$)
4.	Vessel carrying containers	\$10.03 per empty container \$32.26 per loaded container	

(3) The wharfage dues payable are set out in the Table.

Wharfage

Item	Goods	\$
1.	Cargo in 20 feet equivalent unit (TEU) containers —	
	• fertiliser, per TEU	112.00
	• explosives, per TEU	138.56
	• products of the soil (not otherwise specified), per TEU	70.31
	• not otherwise specified in this item, per TEU	222.07
2.	Empty TEU containers, per TEU	64.54
3.	Cargo, whether in containers (not TEU containers) or otherwise —	
	• animals, live —	
	◦ cattle (bullocks, cows, etc.), per head	2.75
	◦ dogs, goats, pigs, sheep, per head	0.56
	• bulk, by pipeline, per kilolitre	11.74
	• bulk, by pipeline using road tanker on jetty, per kilolitre	12.23
	• containers (not TEU containers), empty, per tonne, per cubic metre	2.75
	• explosives, per tonne, per cubic metre	4.76

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Goods	\$
•	fertiliser, per tonne, per cubic metre	3.87
•	meat, chilled or frozen, per tonne, per cubic metre	4.56
•	ore, per tonne	3.76
•	products of the soil (not otherwise specified), per tonne, per cubic metre	2.59
•	vehicles —	
◦	commercial vehicles on own wheels, per tonne, per cubic metre	4.54
◦	other vehicles on own wheels, per tonne, per cubic metre	4.33
•	recreational vessel, per metre of the vessel's length	17.19
•	not otherwise specified in this item, per tonne, per cubic metre	7.49

(4) The dues payable under regulation 11 are set out in the Table.

Transshipment

Item	Goods	Dues
1.	For cargo —	
•	loaded over the side of a vessel to another vessel	50% of wharfage for the cargo
•	landed on jetty	100% of wharfage for the cargo

Jetties Amendment Regulations (No. 2) 2019**r. 12**

- (5) The charges payable under regulation 25 are set out in the Table.

Storage

Item	Goods	\$
1.	Goods in transit not removed from a goods shed within 3 days after being received, per tonne, per day	0.76
2.	Goods being transhipped —	
	• for first 2 weeks, per tonne, per cubic metre, per week	0.76
	• after the first 2 weeks, per tonne, per cubic metre, per day	0.76
3.	Goods at container park, Wyndham, per loaded container	41.12

- (6) The charges payable under regulation 105I are set out in the Table.

Weighbridge use

Item	Service	\$
1.	Use of weighbridge —	
	• for not over 10 t	14.74
	• for over 10 t but not over 30 t	16.79
	• for over 30 t	20.94

- (7) The charges payable for lighting, per hour or part of an hour, are set out in the Table.

Lighting

Item	Service	\$
1.	For jetty, shed and yard	35.56

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Service	\$
2.	For jetty only	11.42
3.	For reduced lighting	3.76

Division 3 — State-wide charges**31. Wyndham excluded**

This Division does not apply to a vessel in the Port of Wyndham.

32. Living on vessel

(1) In this clause —

enhanced facilities means toilet, shower and laundry facilities.

(2) The charges relating to living on a vessel in a place are set out in the Table.

Living on vessel

Item	Service	\$
1.	For living on a vessel —	
	• without enhanced facilities, an amount calculated using the monthly rate per vessel of	48.90
	• with enhanced facilities, an amount calculated using the monthly rate per vessel of	148.90

33. Electricity supply

The charges for electricity supply to a vessel in a place are set out in the Table.

Jetties Amendment Regulations (No. 2) 2019**r. 12****Electricity supply**

Item	Service	\$
1.	For electricity supply that is —	
	• single phase (metered)	cost
	• 3-phase (whether metered or unmetered)	cost

34. Water supply

The charge for water supply to a vessel in a place is set out in the Table.

Water supply

Item	Service	\$
1.	For water supply (metered)	cost

35. Rubbish removal

The charges payable under regulation 53A are set out in the Table.

Rubbish removal

Item	Service	\$
1.	For rubbish removal —	
	• excess quantity, or from a source other than a vessel for which charges for using the harbour have been paid, per half skip supplied and emptied	cost
	• waste oil from vessels in excess of 150 L	cost
	• waste oil drum or other container not removed by owner, per drum or container	cost
	• rubbish not put in supplied bins	cost

Jetties Amendment Regulations (No. 2) 2019

r. 12

36. Passengers and cargo

The charges payable for the loading and unloading of passengers and cargo are set out in the Table.

Passengers and cargo

Item	Service	\$
1.	For the use of a pen, berth or service jetty by a cruise liner transfer vessel to load or unload passengers —	
	• an amount calculated per metre of the vessel's length using the daily rate of	11.00
	• plus a charge per passenger of	4.60
2.	For the loading or unloading of general cargo from or to a vessel at a service jetty, or an appurtenant area, an amount calculated per tonne, per cubic metre, or per kilolitre, using the rate of	7.25
3.	If a vessel is lifted at a service jetty, or an appurtenant area, an amount calculated per metre of the vessel's length using the rate of	16.05

37. Floating dinghy pens

The charge payable for the use of a floating dinghy pen at a place is \$324.40 per vessel per year.

38. Use of jetty hardstand or appurtenant area

The charge payable for the use of a service jetty hardstand or appurtenant area for storage or maintenance is calculated per m² using the daily rate of \$1.85.

Jetties Amendment Regulations (No. 2) 2019**r. 12****Schedule 2 — Fuel oil wharfage**

[r. 11B(2)]

1. Wharfage for fuel oil

The wharfage rate to be paid for fuel oil under regulation 11B(2) at a place listed in the Table is set out opposite the place.

Wharfage for fuel oil

Item	Place	\$/L
1.	Albany, at Albany Waterfront Marina	0.059
2.	Albany, at Emu Point Boat Harbour	0.059
3.	Augusta Boat Harbour	0.059
4.	Augusta (Ellis Street) Maritime Facility	0.059
5.	Barrack Street Jetty	0.059
6.	Bremer Bay	0.059
7.	Bunbury, at Casuarina Boat Harbour	0.059
8.	Carnarvon	0.059
9.	Cervantes	0.059
10.	Denham	0.059
11.	Esperance	0.059
12.	Exmouth	0.059
13.	Fremantle, at Fremantle Fishing Boat Harbour	0.059
14.	Green Head	0.059
15.	Hillarys Boat Harbour	0.059
16.	Hopetoun	0.059

Jetties Amendment Regulations (No. 2) 2019

r. 12

Item	Place	\$/L
17.	Jurien	0.059
18.	Kalbarri	0.059
19.	Lancelin	0.059
20.	Leeman	0.059
21.	Onslow, at Beadon Creek Boat Harbour	0.059
22.	Point Samson, at Johns Creek Boat Harbour	0.059
23.	Port Denison	0.059
24.	Port Gregory	0.059
25.	Two Rocks Marina	0.059
26.	Wyndham	0.01174

Schedule 3 — Port of Perth charges

[r. 72(3) and 78A]

Division 1 — Preliminary matters**1. Application of this Schedule**

The charges in this Schedule apply to the places specified in this Schedule in addition to the charges that apply State-wide under Schedule 1 Division 3.

2. Standard rates for this Schedule

In this Schedule, the following rates are standard rates —

Rate 1: a casual daily rate of \$7.65 per metre of the vessel's length

Typically used to calculate the standard daily rate for casual use of a pen or alongside berth (whether or not the alongside berth is on a service jetty) for a commercial vessel.

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Rate 2: a casual daily rate of \$54.00

Typically used to calculate the standard daily rate for casual use of a pen or alongside berth (whether or not the alongside berth is on a service jetty) for a recreational vessel.

Rate 3: an annual rate of \$86.70 per metre of the vessel's length

Typically used to calculate the standard annual rate for short term use of a service jetty for a vessel.

3. Transferability of annual payments

- (1) A vessel for which there has been paid an annual amount to the Department for short term use of a service jetty at a place specified in this Schedule, may use a service jetty for up to an hour in a day at any other place specified in this Schedule or at a place specified in Schedule 1 (excluding the Port of Wyndham).
- (2) A vessel for which there has been paid an amount to the Department for annual use of a pen, alongside berth or mooring at a place specified in this Schedule, may use a service jetty for up to an hour in a day at any other place specified in this Schedule or at a place specified in Schedule 1 (excluding the Port of Wyndham).

4. Service jetty entitlements

A vessel for which there has been paid an amount to the Department for use of a pen, alongside berth or mooring at a place specified in this Schedule may have access to a service jetty for up to an hour in a day for the duration of its stay at that place.

Jetties Amendment Regulations (No. 2) 2019**r. 12****5. Active loading and unloading**

A fishing vessel to which clause 3 or 4 applies may remain at a service jetty for longer than the time allowed under that clause if —

- (a) the extra time is required to complete active loading and unloading operations; and
- (b) the active loading and unloading operations are continuously in progress; and
- (c) the vessel vacates the berth during that extra time to facilitate other requirements or avoid adverse effects on other harbour operations, when directed to do so by an officer.

Division 2 — Charges for jetties on Swan and Canning Rivers**6. Barrack Street and Mends Street jetties**

- (1) This clause applies to jetties at Barrack Street and Mends Street.
- (2) The charge payable under regulation 72 for a permit to use a jetty is set out in the Table.

Jetty permits

Item	Type of use
1.	For a vessel for 12 months — the higher of \$4 689.20 and the result of the following calculation — <ul style="list-style-type: none"> • \$65.55 per passenger calculated on the vessel's passenger carrying capacity under its highest class of survey • plus — <ul style="list-style-type: none"> ◦ for a vessel less than 35 m long, the higher of \$8 439.70 and \$468.85 per metre of the vessel's length; or

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Type of use
	<ul style="list-style-type: none"> ◦ for a vessel 35 m long or over, \$750.30 per metre of the vessel's length
	<ul style="list-style-type: none"> • minus — \$6 564.25
(3)	The charge payable under regulation 78A for the removal of sullage from a vessel is set out in the Table.

Sullage removal

Item	Service	\$
1.	For removal of sullage (per pump out)	93.75
(4)	Subclause (3) does not apply if the charge referred to in subclause (2) has been paid in respect of the vessel.	

7. Other jetties on Swan and Canning Rivers

- (1) This clause applies to jetties on the Swan and Canning Rivers, other than at Barrack Street or Mends Street.
- (2) The charge payable under regulation 72 for a permit to use a jetty is set out in the Table.

Jetty permits

Item	Type of use
1.	For short term use by a vessel, an amount calculated using standard Rate 3

Division 3 — Charges for other places**8. Fremantle, Challenger Boat Harbour**

- (1) This clause applies to the Challenger Boat Harbour at Fremantle.
- (2) The charges payable under regulation 72 for a permit to use a pen or alongside berth are set out in the Table.

Jetties Amendment Regulations (No. 2) 2019

r. 12

Pen and berth permits

Item	Type of use	\$
1.	For the use of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	660.80
2.	For the use of a fixed pen without a walkway, an amount calculated per metre of the pen's length using the annual rate of	578.20
3.	For the use of a fixed alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	660.80
4.	For the casual daily use of a pen or alongside berth by a recreational vessel, an amount calculated using standard Rate 2	

9. Hillarys Boat Harbour

- (1) This clause applies to the Hillarys Boat Harbour.
- (2) The charges payable under regulation 72 for a permit to use a pen, alongside berth or service jetty are set out in the Table.

Pen, berth and jetty permits

Item	Type of use	\$
1.	For the use, other than casual daily use, of a fixed pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	660.80
2.	For the use, other than casual daily use, of a floating pen with a walkway, an amount calculated per metre of the pen's length using the annual rate of	699.50
3.	For the use, other than casual daily use, of a floating alongside berth, an amount calculated per metre of the vessel's length using the annual rate of	699.50

Jetties Amendment Regulations (No. 2) 2019**r. 12**

Item	Type of use	\$
4.	For the casual daily use of a pen or an alongside berth — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	
5.	For the short term use of a service jetty, an amount calculated using standard Rate 3	

10. Jervoise Bay

- (1) This clause applies to Jervoise Bay.
- (2) The charges payable under regulation 72 for a permit to use a pile mooring are set out in the Table.

Mooring permits

Item	Type of use	\$
1.	For the use, other than casual daily use, of a pile mooring, an amount calculated per metre of the vessel's length using the annual rate of	214.50
2.	For the casual daily use of a pile mooring — <ul style="list-style-type: none"> • by a commercial vessel, an amount calculated using standard Rate 1 • by a recreational vessel, an amount calculated using standard Rate 2 	

M. INGLIS, Clerk of the Executive Council.