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OF

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WESTERN AUSTRALIAN MARINE ACT, 1948-1965.

Harbour and Light Department,
Fremantle, 28th October, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Western Australian Marine Act, 1948-1965, has been pleased to make the regulation set out in the schedule hereunder.

K. D. FORSYTH,
Manager.

Schedule.

Regulations.

Principal regulations.

1. In these regulations, the Western Australian Marine Act, 1948 (Survey and Equipment) Regulations, as reprinted pursuant to the Reprinting of Regulations Act, 1954, including amendments up to the 27th June, 1952, and published in the *Government Gazette* on the 22nd October, 1958, and subsequently amended, are referred to as the principal regulations.

Reg. 102 substituted.

2. The principal regulations are amended by revoking regulation 102 and substituting the following regulation—

102. (1) For the purpose of facilitating the carrying out of works, including dredging, in, or in connection with, a port or for works north of the twenty-sixth parallel of south latitude, the Department may, from time to time, by notice in writing, exempt a person or vessel or a class of person or class of vessel from compliance with the following provisions of the Act, namely,—

- (a) Subdivision (ii) of Division 1 of Part III;
- (b) Division 2 of Part IV; and
- (c) Part VII;

and from compliance with the regulations made under those provisions; either generally or in particular circumstances, localities or cases or for particular purposes, either unconditionally or subject to such conditions as the Department may impose.

(2) The Department may, by notice in writing, at any time, cancel an exemption given under subregulation (1), either wholly or in part and, from time to time, vary the conditions to which the exemption is subject.

WESTERN AUSTRALIAN MARINE ACT, 1948-1965.

Harbour and Light Department,
Fremantle, 28th October, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Western Australian Marine Act, 1948-1965, has been pleased to make the regulations set out in the schedule hereunder.

K. G. FORSYTH,
Manager.

Schedule.

Regulations.

- Principal regulations. 1. In these regulations, the Western Australian Marine Act, 1948 (Survey and Equipment) Regulations, as reprinted pursuant to the Reprinting of Regulations Act, 1954, including amendments up to the 27th June, 1952, and published in the *Government Gazette* on the 22nd October, 1958, and subsequently amended, are referred to as the principal regulations.
- Reg. 62 amended. 2. Regulation 62 of the principal regulations is amended by adding after the interpretation, "Department" the following interpretation—
"efficient compass" means a compass—
(a) of liquid type, the mixture being two parts unpotable methylated spirits and three parts distilled water;
(b) of which the card has ample directive force and a period of 18 to 22 seconds after a deflection of 60 degrees at a temperature of 60 degrees fahrenheit;
(c) graduated in points and degrees;
(d) which is so constructed that the cap is of hard jewel, the pivot of iridium and the bowl weighted at the bottom and fitted with gimbals or an alternative method of giving fore and aft and athwartship action; and
(e) on the card or float of which is marked the name and address of the manufacturer.
- Reg. 64 amended. 3. Regulation 64 of the principal regulations is amended—
(a) by adding after the word, "year", being the last word in subregulation (1), the passage, "and shall not operate the vessel for a longer period than two years unless the vessel is, within that period, surveyed out of the water"; and
(b) by adding after subregulation (5) the following subregulation—
(6) Where, after surveying a fishing vessel, a surveyor is satisfied that the hull, machinery and installation of machinery and equipment, including life saving appliances are complete, sound and serviceable and meet the requirements of this Part, the surveyor shall deliver to the Department a declaration to that effect and shall include in that declaration a statement of the local limits within which and the hours during which the fishing vessel is, in his judgment, adapted for use and of the position on the vessel, in relation to the standard compass, where craypots or other loading are to be carried.
- Reg. 67A amended. 4. Regulation 67A of the principal regulations is amended by substituting for the word, "brass" in line two of paragraph (b), the word, "steel".

Regs. 67C
and 67D
added.

5. The principal regulations are amended by adding immediately after regulation 67B the following regulations:—

67C. Any seagoing fishing vessel shall—

- (a) have painted upon the top of the wheelhouse in black letters and figures at least two feet in height and four inches in width upon a yellow background, the license number allotted to the vessel by or under the Fisheries Act, 1905; or
- (b) where the structure of the vessel or other circumstances do not permit that number to be so painted on the top of the wheelhouse, have the number painted in the same manner upon a canvas sheet which shall be carried upon the vessel whenever it proceeds to sea and displayed when required for identification of the vessel from the air.

67D. At the first survey of any fishing vessel after the coming into operation of this regulation, and whenever any structural alteration that alters the appearance of a fishing vessel is effected, the owner of the fishing vessel shall submit to the Department a photograph of the vessel measuring not less than six inches in length and four inches in width.

Regs. 68A
and 68B
added.

6. The principal regulations are amended by adding after regulation 68 the following regulations:—

68A. (1) Subject to subregulation (3) of this regulation, every seagoing fishing vessel shall be equipped with an efficient compass in accordance with the following table—

Length of Vessel.	Minimum Diameter of Card. inches.
Less than 30 feet 	4
30 feet or more but not exceeding 60 feet 	5
Exceeding 60 feet 	6

(2) Subject to subregulation (3) of this regulation, a seagoing fishing vessel not constructed of steel and less than twenty-five feet in length may, instead of being equipped with a compass of the type referred to in subregulation (1) of this regulation, be equipped with a life boat type of compass if the working of the compass is first approved by a qualified compass adjuster and the compass is thereafter inspected by a qualified compass adjuster once in each period of twelve months and a certificate of efficiency is then issued by the compass adjuster.

(3) The Department may, by instrument in writing under its hand, exempt any fishing vessel from the requirements of this regulation in any case where it is satisfied that, because of the use to which the vessel is put or the size and design of the vessel, the equipping of a vessel with a compass would be unreasonable or impracticable.

68B. (1) Every seagoing fishing vessel of more than fifteen tons gross registered shall be equipped with a means of taking bearings and facilities for laying off courses and plotting positions.

(2) Any compass fitted in pursuance of subregulation (1) of regulation 68A of these regulations shall be swung for deviation by a qualified compass adjuster at least once in each period of twelve months and a certificate of efficiency then issued by the qualified compass adjuster.

Reg. 69
amended.

7. Regulation 69 of the principal regulations is amended by adding after the passage, "use," in line two, the passage, "a heliograph mirror, dye markers".

Reg. 70
amended.

8. Regulation 70 of the principal regulations is amended by substituting for subregulation (1) the following subregulation:—

(1) Every seagoing vessel shall be provided with efficient means of making signals of distress of the kind and number set out in the following table:—

Gross Register of Vessel.	Number of Red Lights.	Number of Rocket Signals.	Number of Smoke Signals.
Under 15 tons ...	2	3	2
15 tons but not more than 50 tons ...	4	6	2
Over 50 tons ...	4	12	2

Reg. 73
amended.

9. Regulation 73 of the principal regulations is amended—

(a) by substituting for the numbers, "30", "35", "40" and "45" (wherever occurring) in column five of the scale entitled "Minimum Requirements—Sea-going Vessels" in subregulation (2), the number, "60"; and

(b) by adding immediately after that scale the following paragraph—

Where in the table to this subregulation, a size is specified in column 4 as the size of manila rope which may be used as an alternative to chain, an approved type of nylon rope of half the size of that specified for manila rope may be used in substitution for manila rope.

Regs. 74A-
74G added.

10. The principal regulations are amended by adding after regulation 74 the following regulations:—

74A. A fishing vessel upon or to which there has been constructed or fitted an outrigger or tray shall not proceed to sea unless the size, construction and design of the outrigger or tray has been approved by a surveyor.

74B. A fishing vessel on which there has been constructed a self-draining cockpit shall not proceed to sea if—

(a) the vessel is equipped with an inboard petrol motor which is not independently ventilated to the atmosphere; or

(b) the decks of the vessel are not completely watertight.

74C. Every seagoing fishing vessel shall be fitted with such mechanical and hand pumps as a surveyor shall, taking into account the size and construction of the vessel and the area of the vessel's operations, specify are necessary in the interests of safety.

74D. Every seagoing fishing vessel propelled by mechanical power shall be equipped with an adequate range of spare parts and tools.

74E. Where a seagoing fishing vessel proceeds to sea, there shall be maintained in good condition upon the vessel until the vessel returns within the limits of a port, sufficient food and water to support every person on board the vessel for a period of three days.

74F. (1) Every seagoing fishing vessel shall be equipped with adequate charts of the areas in which the vessel is operated, and with parallel rules and dividers.

(2) Subject to subregulation (3) of this regulation, any seagoing fishing vessel exceeding thirty feet in length shall be equipped with an efficient echo-sounding device and every other seagoing fishing vessel shall be equipped with a lead-line.

(3) The Department may, by instrument in writing, exempt any vessel that is required to be equipped with an efficient echo-sounding device from that requirement, and any vessel so exempted shall be equipped with a lead-line.

74G. Any item of equipment required by this Part to be carried in or fitted to a fishing vessel shall, if that equipment is not permanently affixed to the vessel and if it is practicable to so mark the item, have clearly and permanently marked upon it the license number allotted to the vessel by or under the Fisheries Act, 1905.

Reg. 75
amended.

11. Regulation 75 of the principal regulations is amended—
- (a) by adding after the word, "board" being the last word in subregulation (3), the passage, ", but where the vessel is less than 25 feet in length, the fitting of polyurethane or other approved substance in a manner and position approved by a surveyor is sufficient compliance with this subregulation"; and
 - (b) by adding after the passage, "rafts," in line three of subregulation (4), the passage, "or rigid type life rafts,".

Reg. 87
amended.

12. Regulation 87 of the principal regulations is amended by substituting for subregulation (3) the following subregulation—
- (3) At least one lifebuoy carried upon any seagoing fishing vessel shall be fitted with an approved self-igniting light which cannot be extinguished in water.

Reg. 99A
amended.

13. Regulation 99A of the principal regulations is amended by adding after the word, "impracticable" being the last word in subregulation (2), the passage, "or would not, in all the circumstances of the case, be reasonable".

WESTERN AUSTRALIAN MARINE ACT, 1948-1965.

Harbour and Light Department,
Fremantle, 28th October, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Western Australian Marine Act, 1948-1965, has been pleased to make the regulations set out in the schedule hereunder.

K. D. FORSYTH,
Manager.

Schedule. Regulations.

Principal
regulations.

1. In these regulations, the regulations relating to the Examination of Applicants for Masters, Mates, Coxswain, Engineers, Marine Motor Engine Drivers and Marine Surveyors made under the Western Australian Marine Act, 1948 and published in the *Government Gazette* on the 15th March, 1950 and reprinted pursuant to the Reprinting of Regulations Act, 1954 and published in the *Government Gazette* on the 22nd October, 1958, are referred to as the principal regulations.

2. The principal regulations are amended by adding after the word, "register" being the last word in regulation (16), the passage, ", and shall have served at least six months of the qualifying period of four years at sea—

- (a) as mate of a coast trade vessel; or
- (b) as skipper (Grade 1) of a fishing vessel of more than 50 tons".

WESTERN AUSTRALIAN MARINE ACT, 1948-1965.

Harbour and Light Department,
Fremantle, 28th October, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Western Australian Marine Act, 1948-1965, has been pleased to make the regulations set out in the schedule hereunder.

K. D. FORSYTH,
Manager.

Schedule.

Regulations.

- Principal regulations. 1. In these regulations, the Regulations Governing the Manning of Fishing Vessels, Western Australia, published in the *Government Gazette* on the 24th September, 1954 and reprinted pursuant to the Reprinting of Regulations Act, 1954 and published in the *Government Gazette* on the 22nd October, 1958, are referred to as the principal regulations.
- Reg. 4 amended. 2. Regulation 4 of the principal regulations is amended—
- (a) by substituting for the interpretation, "fishing vessel" the following interpretation—
"fishing vessel" means any vessel not solely propelled by oars that is licensed, or required to be licensed, by or under the Fisheries Act, 1905 or the Whaling Act, 1937; ;
- (b) by inserting after the interpretation, "gross register tonnage" the following interpretation—
"limits of any port" means the limits of any port fixed by or under the Ports and Harbours Act, 1917 or the Fremantle Harbour Trust Act, 1902, as the case may be; ; and
- (c) by deleting from the interpretation, "proceed to sea" all the words after the word, "port".
- Reg. 7A added. 3. The principal regulations are amended by adding immediately after regulation 7 the following regulation—
- 7A. Without prejudice to the operation of regulations 8 to 13 (inclusive) of these regulations, where a fishing vessel proceeds to sea and remains outside the limits of any port for more than twelve hours—
- (a) the vessel shall be manned by not less than two persons; and
- (b) at least one person shall be on watch upon the vessel at all times that it is under way. .
- Reg. 18A added. 4. The principal regulations are amended by adding immediately after regulation 18 the following heading and regulation:—
- Certificates to be Produced.
- 18A. Every candidate for a Certificate of Competency as a skipper (Grade II) or coxswain of a fishing vessel shall produce to the examiner—
- (a) a certificate that he has satisfactorily undertaken a course in coastal navigation conducted by the Department of Education of the State, or sufficient evidence that he has satisfactorily undertaken an equivalent course; and
- (b) his record of service book.

Regs. 23A,
23B and
heading
added.

5. The principal regulations are amended by adding immediately after regulation 23 the following heading and regulations:—

Log Books and Records of Service.

23A. (1) Subject to subregulation (2) of this regulation, every person in charge of a seagoing fishing vessel that exceeds twenty feet in length shall cause a log book to be carried on the vessel and shall cause the log book to be entered up daily.

Penalty: Twenty pounds.

(2) The Department may, in any case where the carrying and maintaining of a log book appear to it to be unreasonable or impracticable, exempt any person from the requirements of subregulation (1) of this regulation.

23B. (1) Every member of the crew of a seagoing fishing vessel shall keep a record of service book.

(2) Every person in charge of a seagoing fishing vessel shall enter in the record of service book kept by each member of the crew of that vessel the period of service of that member upon that vessel and place his signature alongside each entry that he so makes.

(3) A person shall not make a false entry, or cause or permit a false entry to be made, in a record of service book.

Penalty: Twenty pounds.

Reg. 37
amended.

6. Regulation 37 of the principal regulations is amended by substituting for paragraph (e) the following paragraph—

(e) He must be able to take a bearing by compass, to apply variation and deviation to find a true bearing, to use a chart and know the meaning of all the marks, signs and abbreviations thereon, and to find the compass course and distance between two points on the chart.

THE SHIPPING AND PILOTAGE CONSOLIDATION ORDINANCE 1855 (ACT 37 VICT. No. 14), THE JETTIES ACT, 1926, AND THE WESTERN AUSTRALIAN MARINE ACT, 1948.

Harbour and Light Department,
Fremantle, 28th October, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the Shipping and Pilotage Consolidation Ordinance, 1855 (Act 37 Vict. No. 14), the Jetties Act, 1926 and the Western Australian Marine Act, 1948, and all other Acts amending or affecting those Acts or any of them or otherwise enabling, has been pleased to make the regulations set out in the Schedule hereto.

K. G. FORSYTH,
Manager.

Schedule.

Regulations.

Principal
regulations.

1. In these regulations the Navigable Waters Regulations, published in the *Government Gazette* on the 2nd April, 1958, and amended from time to time by regulations amending the same and published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 19
added.

2. The principal regulations are amended by adding after regulation 18 the following regulation:—

19. (1) In this regulation "vessel" means—

(a) a vessel not solely propelled by oars, held for the purpose of pleasure privately and not for hire or reward;

(b) a vessel licensed or required to be licensed under the Fisheries Act, 1905.

(2) Subject to subregulation (3) of this regulation, a person in charge of a vessel of less than twelve feet in length shall not cause or permit the vessel to be navigated at a greater distance than five nautical miles from the nearest point at low water mark on the mainland shore.

Penalty: Twenty pounds.

(3) Nothing in this regulation prevents the navigation of a vessel of less than twelve feet in length—

(a) within the limits of any port fixed by or under the Ports and Harbours Act, 1917 or the Fremantle Harbour Trust Act, 1902; or

(b) within a distance of one nautical mile from any island.

Reg. 46
amended.

3. Regulation 46 of the principal regulations is amended by substituting for subregulation (6) the following subregulation—

(6) The person registered as the owner of a motor boat shall advise the Department in writing of—

(a) any change in his address within fifteen days of the occurring of that change;

(b) the name and address of the new owner of the motor boat within fifteen days of any change in the ownership of the motor boat;

(c) the loss of the motor boat, however occasioned, within fifteen days of his learning of that loss.

Reg. 52
amended.

4. Regulation 52 of the principal regulations is amended by adding after the word, "extinguisher", being the last word in that regulation, the words, "and each fire extinguisher shall be so fitted as to be readily accessible at all times".

Regs 52E
and 52F
added.

5. The principal regulations are amended by adding after regulation 52D the following regulations—

52E. The following provisions apply to the storage and use of fuel in all motor boats, namely—

(a) fuel shall be carried in containers soundly constructed of metal or any other approved materials and shall not, in any event, be carried in plastic containers;

(b) subject to paragraph (c) of this regulation, the pipes leading from the fuel tank to the engine shall be of steel or copper, having all joints brazed and union faces ground and made of metal;

(c) a short length of flexible piping of some other material may be used with the approval of the Department; and

(d) an efficient valve shall be fitted against the fuel tank outlet.

52F. Any engine compartment of a motor boat shall be adequately ventilated.