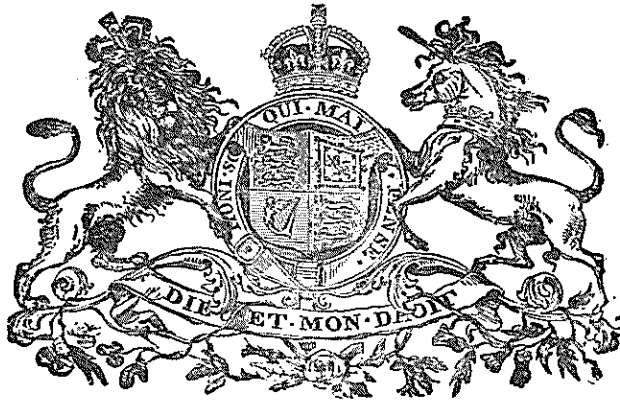


WESTERN AUSTRALIA.



ANNO SEXTO
EDWARDI SEPTIMI REGIS,
XXXIII.

No. 33 of 1906.

AN ACT to amend the Boat Licensing Act,
1878.

[Assented to 14th December, 1906.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and 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 *Boat Licensing Amendment Act*, 1906, and shall be read as one with the Boat Licensing Act, 1878, hereinafter referred to as the principal Act. Short title.

2. Section three of the principal Act is amended by omitting the words "the term 'engine-driver' shall apply to the person driving the engine of any steamer," and by inserting in the definition of the term "steamer," after the word "steam," the words "or other motive." Amendment of 42
Vict., No. 24, Sec. 3.

3. Section six of the principal Act is amended by inserting after the words "passengers and goods," in line three, the words "or to ply for hire or to be held for hire," and by inserting after the word "fees," in line eighteen, the words "prescribed by regulations under this Act or until such regulations are made, the fees." Amendment of
Sec. 6.

Amendment of
Sec. 7.

4. Section seven of the principal Act is amended by omitting the words "as the case may be," and by adding to the section the words "and in their discretion to cancel or revoke any license granted under this Act."

Amendment of
Sec. 8.

5. Section eight of the principal Act is amended by inserting after the words "license, the fee," in line fourteen, the words "prescribed by regulations made under this Act, and until such regulations are made, the license fee."

Repeal of Secs. 13
and 14.

6. Sections thirteen and fourteen of the principal Act are repealed.

Amendment of
Sec. 19.

7. Section nineteen of the principal Act is amended by omitting all the words after the word "offence" to the end of the section, and inserting in place thereof the words "shall be liable to a fine not exceeding twenty pounds or to imprisonment with or without hard labour for a term not exceeding six months."

Board may inquire
into charges of
incompetency or
misconduct of
licensees.

8. Every licensing board is hereby authorised to inquire into any charge of incompetency or misconduct on the part of any licensed master or coxswain, and may, on any such charge being proved to their satisfaction, suspend or cancel the certificate held by such master or coxswain.

Regulations.

9. Every licensing board may make regulations :—

- (1.) For the licensing of all steamers, vessels, and boats employed in carrying goods or passengers or goods and passengers for reward or plying for hire or held for hire, including all steam or other ferry boats, tugs, ballast boats, tank boats, cargo boats, and lighters ;
- (2.) Prohibiting the use of any steamer, vessel, or boat for carrying goods or passengers or goods and passengers for reward or in plying for hire, or the holding of any steamer, vessel, or boat for hire unless licensed under this Act ;
- (3.) Regulating the carriage by lighters and other vessels, steamers, or boats of explosives, ballast, offal, refuse, or water ;
- (4.) Prescribing the qualifications of persons applying for licenses as masters or coxswains ;
- (5.) For the manning of all steamers, boats, and vessels engaged in any kind of licensed trade whatsoever under this Act ;
- (6.) Prescribing the life-saving appliances (including boats) to be carried by every steamer, vessel, or boat, and the waters in which such appliances shall be

- carried, and for the exemption of steamers, vessels, or boats from carrying all or any such appliances ;
- (7.) Prohibiting the letting for hire, or the use of any steamer, vessel, or boat unless the prescribed life-saving appliances are carried ;
- (8.) Prescribing the structural design of all licensed steamers, vessels, or boats as regards the preservation of life and goods, and for the safety of such steamers, vessels, or boats ;
- (9.) Prescribing the lights to be exhibited by steamers, vessels, or boats ;
- (10.) Compelling every steamer, vessel, or boat to observe at all times the rules of the Board of Trade for the prevention of collisions and other accidents ;
- (11.) Determining the maximum number of persons and quantity of goods to be carried by licensed steamers, vessels, or boats ;
- (12.) Requiring the number of persons and quantity of goods every steamer, vessel, and boat is licensed to carry, to be legibly exhibited thereon in the prescribed manner ;
- (13.) Requiring the hirer of any steamer, vessel, or boat to declare the number of persons or the quantity of goods to be carried, and the person letting the vessel or boat for hire to record the same, and prohibiting the hirer from carrying or the person letting for hire from knowingly permitting to be carried any greater number of persons or quantity of goods ;
- (14.) Prescribing the conditions under which licenses shall be held, and for the refusal or revocation of licenses in the discretion of the board ;
- (15.) Prescribing fees or charges for surveying and registration, and for the licensing of all steamers, vessels, or boats held for hire, and for the recovery of such fees and charges ;
- (16.) Notwithstanding anything contained in the principal Act to the contrary, imposing a penalty not exceeding one hundred pounds for the breach of any such regulation.

10. Every such regulation shall, upon approval by the Governor and publication in the *Government Gazette*, have the force of law, and shall be laid before Parliament within fourteen days after such publication if Parliament is then in session, and if not, then within fourteen days after the commencement of the next ensuing session.

Regulations to be approved and published.