

Western Australia

Western Australian Marine Act 1982

W.A. Marine (Load Lines) Regulations 1983

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W.A. Marine (Load Lines) Regulations 1983

1. Citation

These regulations may be cited as the *W.A. Marine (Load Lines) Regulations 1983* ¹.

2. Commencement

These regulations shall come into operation on 1 July 1983.

3. Terms used

(1) In these regulations —

Code means the Uniform Shipping Laws Code, referred to in section 115 of the Act, as in existence on 1 October 2009.

(2) In the provisions of the Code incorporated in these regulations, a term has the same meaning as it has in the Code.

[Regulation 3 inserted in Gazette 11 Dec 2009 p. 5099.]

4. Application of Section 7 of Code

(1) Subject to subregulation (2), the provisions of Section 7 of the Code are incorporated in these regulations and shall extend and apply to and in respect of all vessels and voyages to which the Act applies.

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- (2) The incorporation and application of Section 7 of the Code by subregulation (1) is subject to the following modifications —
- (a) for the definition of **Survey authority** in clause 3.9, there is substituted the following definition —

“

survey authority means an authority appointed by the Governor under Section 31 of the Act.

”;

- (b) clause 73.6 shall be deleted;
- (c) clauses 74.1 and 74.2 shall be deleted;
- (d) clauses 74.4 and 74.5 shall be deleted; and
- (e) clauses 74.7 and 74.8 shall be deleted.

[5. Deleted in Gazette 11 Dec 2009 p. 5099.]

6. Fees

- (1) In this regulation —

Code means Section 7 of the Code as incorporated in these regulations;

periodic survey means a survey or inspection of a vessel carried out under the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983* regulation 6;

scheduled time and place means a time and place notified to the public by the Department as a time and place at which a person may have a vessel surveyed or inspected without incurring travel or attendance fees under this regulation or the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983*.

- (2) The fee for the initial survey of a vessel for the issue of a load line certificate under the Code is \$98.00 for each metre of the load line length.
- (3) The fee for a survey of a vessel for the reissue of a load line certificate under the Code is —

- (a) if the survey is carried out in conjunction with a periodic survey of the vessel — \$56.20; or
- (b) if the survey is not carried out in conjunction with a periodic survey of the vessel — \$56.20 plus —
 - (i) \$20.50 per half hour (or part) during which the surveyor is engaged on the survey; or
 - (ii) if the survey is carried out during overtime hours, a weekend or a public holiday — \$228.70 per hour (or part) during which the surveyor is engaged on the survey.
- (4) The fee for a periodical inspection of a vessel under the Code, that is not carried out in conjunction with a periodic survey of the vessel, is \$20.50 per half hour (or part) during which the surveyor is engaged on the inspection.
- (5) If a fee is payable under subregulation (2), (3) or (4) for a survey or inspection, a fee for the attendance of the surveyor at the vessel is also payable, unless one of the following applies —
 - (a) the survey or inspection is carried out within the metropolitan area of Perth or at Geraldton;
 - (b) the survey or inspection is carried out at a scheduled time and place;
 - (c) the survey or inspection is carried out in conjunction with a periodic survey of the vessel.
- (6) For the purposes of subregulation (5), the attendance fee is —
 - (a) \$186.10 per hour (or part) of travelling time or waiting time (or both) of the surveyor in order to attend the vessel; plus
 - (b) the reasonable travel and accommodation costs and expenses of the surveyor in order to attend the vessel.

*[Regulation 6 inserted in Gazette 20 May 2011 p. 1851-2;
amended in Gazette 21 Jun 2011 p. 2232.]*

Notes

- ¹ This is a compilation of the *W.A. Marine (Load Lines) Regulations 1983* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>W.A. Marine (Load Lines) Regulations 1983</i>	1 Jul 1983 p. 2193	1 Jul 1983 (see r. 2)
<i>W.A. Marine (Load Lines) Amendment Regulations 1990</i>	1 Aug 1990 p. 3644	1 Aug 1990 (see r. 2)
<i>WA Marine (Load Lines) Amendment Regulations 1991</i>	26 Jul 1991 p. 3929	1 Aug 1991 (see r. 2)
<i>W.A. Marine Amendment Regulations (No. 2) 1992 Pt. 5</i>	30 Jun 1992 p. 2905-9	1 Jul 1992 (see r. 2)
<i>W.A. Marine Amendment Regulations 1992 Pt. 9</i>	11 Aug 1992 p. 3976-80	11 Aug 1992
<i>W.A. Marine Amendment Regulations 1993 Pt. 5</i>	29 Jun 1993 p. 3184-6	1 Jul 1993 (see r. 2)
<i>W.A. Marine Amendment Regulations 1994 Pt. 5</i>	14 Jun 1994 p. 2486-93	1 Jul 1994 (see r. 2)
Reprint of the <i>W.A. Marine (Load Lines) Regulations 1983</i> as at 18 May 2001 (includes amendments listed above)		
<i>W.A. Marine (Load Lines) Amendment Regulations 2008</i>	24 Oct 2008 p. 4677-8	r. 1 and 2: 24 Oct 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 25 Oct 2008 (see r. 2(b))
<i>W.A. Marine Amendment Regulations 2009 Pt. 8</i>	11 Dec 2009 p. 5087-109	12 Dec 2009 (see r. 2(b))
<i>W.A. Marine (Load Lines) Amendment Regulations 2010</i>	4 Jun 2010 p. 2474	r. 1 and 2: 4 Jun 2010 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2010 (see r. 2(b))
<i>W.A. Marine (Load Lines) Amendment Regulations 2011</i>	20 May 2011 p. 1851-2	r. 1 and 2: 20 May 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 21 May 2011 (see r. 2(b))

Citation	Gazettal	Commencement
<i>W.A. Marine (Load Lines) Amendment Regulations (No. 2) 2011</i>	21 Jun 2011 p. 2232	r. 1 and 2: 21 Jun 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2011 (see r. 2(b))
