



Western Australia

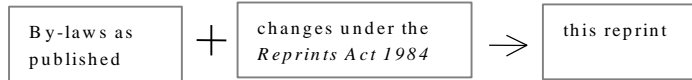
Western Australian Coastal Shipping Commission Act 1965

Western Australian Coastal Shipping Commission By-laws

Reprint 1: The by-laws as at 16 April 2004

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original by-laws are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions that would amend the text if they were to come into operation. The table refers to another endnote setting out the text of the amendments in full.

Notes amongst text (italicised and within square brackets)

Editorial notes show if something has been omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything omitted can be found in an earlier reprint (if there is one) or the regulations as published.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the by-laws have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the by-laws were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the by-laws are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

Reprinted under the
Reprints Act 1984 as
at 16 April 2004

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Western Australian Coastal Shipping Commission By-laws

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Western Australian Coastal Shipping Commission Act 1965

Western Australian Coastal Shipping Commission By-laws

1. Citation

These by-laws may be cited as the *Western Australian Coastal Shipping Commission By-laws*¹.

2. Interpretation

In these by-laws unless the contrary intention appears —

“**General Manager**” means the person from time to time appointed, pursuant to section 23 of the Act, to be the General Manager of the Commission;

“**the Act**” means the *Western Australian Coastal Shipping Commission Act 1965*.

3. Common seal

The common seal of the Commission shall be kept in safe custody by the General Manager, and shall not be affixed to a document unless —

- (a) the Commission has directed at a meeting that the common seal be affixed to the document; and

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- (b) it is affixed to the document by the General Manager in the presence of the Chairman or Vice-Chairman.

4. Lost, uncollected or abandoned goods

- (1) This regulation applies only in relation to goods of which the loss, abandonment or failure to claim is not otherwise provided for by the provisions of any other law or contract.
- (2) If any thing is left in or on any property of the Commission and the owner of the thing is not known, the Commission may give notice published in the *Government Gazette* that the thing will be sold on a day, being not less than 21 days from the publication of the notice, unless the owner before that day removes the thing and pays all charges payable in respect of it.
- (3) If the owner of the thing does not so remove it and so pay those charges, the Commission may cause it to be sold.
- (4) Where the thing so left is perishable the Commission may cause it to be sold or where the thing causes offence or creates a nuisance, the Commission may cause it to be destroyed at the expense of the owner, and may cause either to be done without notice to the owner.
- (5) The Commission shall apply the proceeds of a sale made pursuant to this regulation —
 - (a) firstly, in paying the costs of and incidental to the sale, including all charges and expenses incidental to the storage and handling of the thing;
 - (b) secondly, in paying the amount of the balance to the person entitled thereto upon his establishing his claim to that amount within 30 days after the sale.
- (6) Where a claim referred to in subregulation (5)(b) is not so established the amount of the balance so referred to shall be paid by the Commission to the credit of the Western Australian Coastal Shipping Commission Account.

- (7) The amount expended in the exercise of the powers conferred upon the Commission by the provisions of subregulation (4) to the extent to which it is not recovered on sale pursuant to those provisions is recoverable by the Commission in a court of competent jurisdiction as a debt due by the owner of the thing destroyed or sold under those provisions.

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Notes

- ¹ This is a reprint as at 16 April 2004 of the *Western Australian Coastal Shipping Commission By-laws*. The following table contains information about those by-laws and any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Western Australian Coastal Shipping Commission By-laws</i>	16 Jun 1966 p. 1676	16 Jun 1966
Reprint 1: The Western Australian Coastal Shipping Commission By-laws as at 16 Apr 2004		