

MA305*

Western Australian Marine Act 1982

W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations (No. 2) 2011

Made by the Lieutenant-Governor and Administrator in Executive Council.

1. Citation

These regulations are the *W.A. Marine (Surveys and Certificates of Survey) Amendment Regulations (No. 2) 2011*.

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 2011.

3. Regulations amended

These regulations amend the *W.A. Marine (Surveys and Certificates of Survey) Regulations 1983*.

4. Schedule 1 clause 1 amended

- (1) In Schedule 1 clause 1(a) delete the Table and insert:

Table

| Length of vessel (metres) | Examination of plans (\$) | Initial survey (\$) | Subsequent surveys (\$) |
|------------------------------|---------------------------------|---------------------------|-------------------------------|
| Not over 5 | 629 | 885 | 258 |
| Over 5 but not over 6 | 730 | 1 220 | 309 |
| Over 6 but not over 7 | 794 | 1 719 | 376 |
| Over 7 but not over 8 | 1 025 | 2 282 | 407 |
| Over 8 but not over 9 | 1 266 | 2 974 | 438 |
| Over 9 but not over 10 | 1 482 | 3 657 | 463 |

| Length of vessel (metres) | Examination of plans (\$) | Initial survey (\$) | Subsequent surveys (\$) |
|--------------------------------------|------------------------------------------|------------------------------------|----------------------------------------|
| Over 10 but not over 11 | 1 828 | 4 396 | 510 |
| Over 11 but not over 12 | 2 170 | 5 145 | 561 |
| Over 12 but not over 13 | 2 508 | 5 889 | 613 |
| Over 13 but not over 14 | 2 862 | 6 630 | 661 |
| Over 14 but not over 15 | 3 208 | 7 371 | 711 |
| Over 15 but not over 16 | 3 535 | 8 119 | 758 |
| Over 16 but not over 17 | 3 880 | 8 861 | 810 |
| Over 17 but not over 18 | 4 235 | 9 603 | 859 |
| Over 18 but not over 19 | 4 562 | 10 346 | 907 |
| Over 19 but not over 20 | 4 911 | 11 093 | 960 |
| Over 20 but not over 21 | 5 306 | 11 889 | 1 034 |
| Over 21 but not over 22 | 5 706 | 12 687 | 1 116 |
| Over 22 but not over 23 | 6 104 | 13 483 | 1 191 |
| Over 23 but not over 24 | 6 515 | 14 294 | 1 265 |
| Over 24 but not over 25 | 6 907 | 15 085 | 1 335 |
| Over 25 but not over 26 | 7 319 | 15 881 | 1 411 |
| Over 26 but not over 27 | 7 706 | 16 680 | 1 481 |
| Over 27 but not over 28 | 8 119 | 17 493 | 1 564 |
| Over 28 but not over 29 | 8 509 | 18 288 | 1 635 |
| Over 29 but not over 30 | 8 909 | 19 081 | 1 711 |
| Over 30 but not over 31 | 9 363 | 19 940 | 1 812 |
| Over 31 but not over 32 | 9 828 | 20 810 | 1 915 |
| Over 32 but not over 33 | 10 273 | 21 660 | 2 012 |
| Over 33 but not over 34 | 10 739 | 22 520 | 2 114 |
| Over 34 but not over 35 | 11 191 | 23 373 | 2 214 |
| Over 35 but not over 36 | 11 657 | 24 227 | 2 314 |
| Over 36 but not over 37 | 12 123 | 25 083 | 2 418 |

| Length of vessel (metres) | Examination of plans (\$) | Initial survey (\$) | Subsequent surveys (\$) |
|--------------------------------------|------------------------------------------|------------------------------------|----------------------------------------|
| Over 37 but not over 38 | 12 564 | 25 954 | 2 509 |
| Over 38 but not over 39 | 13 028 | 26 803 | 2 610 |
| Over 39 but not over 40 | 13 483 | 27 660 | 2 710 |
| Over 40 but not over 41 | 14 004 | 28 568 | 2 844 |
| Over 41 but not over 42 | 14 512 | 29 487 | 2 968 |
| Over 42 but not over 43 | 15 026 | 30 412 | 3 088 |
| Over 43 but not over 44 | 15 543 | 31 310 | 3 219 |
| Over 44 but not over 45 | 16 055 | 32 242 | 3 342 |
| Over 45 but not over 46 | 16 570 | 33 142 | 3 461 |
| Over 46 but not over 47 | 17 084 | 34 055 | 3 588 |
| Over 47 but not over 48 | 17 595 | 34 977 | 3 713 |
| Over 48 but not over 49 | 18 120 | 35 885 | 3 834 |
| Over 49 but not over 50 | 18 626 | 36 796 | 3 967 |
| Over 50 | 19 137 | 37 714 | 4 087 |

- (2) In Schedule 1 clause 1(b) delete “\$190/hour” (each occurrence) and insert:

\$195.80/hour

- (3) At the end of Schedule 1 clause 1 delete the note and insert:

- (c) A fee per hour, payable under this clause, is payable for each hour or part of an hour.

5. Schedule 1 clauses 2, 3 and 4 replaced

In Schedule 1 delete clauses 2, 3 and 4 and insert:

2. Other fees and charges

- (1) The fees set out in the Table are payable in relation to the matters set out in the Table.

Table of fees

| Item | Description | Fee |
|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------|
| 1. | Issue of Certificate of Survey where Department accepts a Certificate of Survey issued by another marine authority: | \$142.90 |
| 2. | Extension of period of validity of Certificate of Survey: | \$142.90 |
| 3. | Issue of replacement or copy of Certificate of Survey: | \$142.90 |
| 4. | Pressure vessel — (a) examination of plans* (see subclause (2)): (b) initial survey and test: | \$195.80/hour \$195.80/hour |
| 5. | Crane installation on a vessel — (a) examination of plans* (see subclause (2)): (b) survey and test: | \$195.80/hour \$195.80/hour |
| 6. | Towage permit — (a) inspection of towage arrangement before issue of permit: (b) issue of permit: | \$116.10/hour plus reasonable travel and accommodation costs and expenses incurred \$142.90 |
| 7. | Permit to operate — (a) inspection before issue of permit: (b) issue of permit: | \$116.10/hour plus reasonable travel and accommodation costs and expenses incurred \$142.90 |
| 8. | Permit to trial — (a) inspection before issue of permit: (b) issue of permit: | \$116.10/hour plus reasonable travel and accommodation costs and expenses incurred \$142.90 |
| 9. | Data checking for vessel that is not a List 7 vessel — (a) check of Vessel Stability Data categories S, T, C.4, M, C.11, C.12.7.1, C.14.1* (see subclauses (2) and (3)) — (i) for first category or class: | \$977.80 |

| Item | Description | Fee |
|------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------|
| | <ul style="list-style-type: none"> (ii) for each additional category or class: \$489.60 (b) check of Vessel Stability Data for remaining categories* (see subclauses (2) and (3)) — <ul style="list-style-type: none"> (i) for first category or class* (see subclause (2)): \$2 935.80 (ii) for each additional category or class: \$977.80 (iii) for each additional category S, T, C.4, M, C.11, C.12.7.1, C.14.1: \$489.60 (c) check of lightship data: \$977.80 | |
| 10. | Data checking for List 7 vessel — <ul style="list-style-type: none"> (a) check of Vessel Stability Data for vessel to which the Chapter 7A, 7B, 7C, 7D, 7E, 7F, 8A, 8B, 8C or 8D criteria (within the meaning of the NSCV Part C Section 6A) apply* (see subclauses (2) and (3)) — <ul style="list-style-type: none"> (i) for first applicable criteria: \$977.80 (ii) for each additional applicable criteria: \$489.60 (b) check of Vessel Stability Data for any other vessel* (see subclauses (2) and (3)) — <ul style="list-style-type: none"> (i) for first applicable criteria: \$2 935.80 (ii) for each additional applicable criteria: \$977.80 (c) check of lightship data: \$977.80 | |
| 11. | Attendance at inclining experiment, roll period test, authorised practical stability test or lightship test: | \$977.80 |
| 12. | Attendance by surveyor at vessel, site or meeting: | \$186.10/hour plus reasonable travel and accommodation costs and expenses incurred |
| 13. | Performance of survey or service during overtime hours, weekends or public holidays (in addition to other applicable fees, and in lieu of hourly fees applicable if performance were during normal working hours): | \$228.70/hour |
| 14. | Request for information requiring search of records (printed or computer): | \$173.36/hour |

| Item | Description | Fee |
|------|-------------------------------------------------------|----------|
| 15. | Photocopying: | 90c/page |
| 16. | Purchase of stickers referred to in regulation 12(1): | \$34.00 |

- (2) The fees for examination of plans and for checking stability data (items marked * in the Table in subclause (1)) cover checking, examining and approving plans or data after one amendment by the applicant, but, if further amendment or checking is required, the fee for the surveyor's time for checking, examining and approving plans or data is \$195.80/hour.
- (3) The fees for data checking (in the Table in subclause (1) items 9(a) and (b) and 10(a) and (b)) are reduced by 50% if all technical information is supplied in an electronic form compatible with the software held at the Department, for example, software submission formats HYDROMAX, WOLFSON or MAST.
- (4) A fee per hour, payable under this clause, is payable for each hour or part of an hour.
- (5) Fees provided for in this clause may be waived if, in the opinion of the chief executive officer —
 - (a) the service is delivered in the interest of the Commercial Vessel Safety Branch (e.g. extension of survey where surveyor unavailable); or
 - (b) the service is to remedy an oversight or delay for which the regulations have not allowed (e.g. a permit to operate is issued because a Certificate of Survey, although authorised, cannot be printed).

3. Fees for Hire and Drive Vessels

The survey fees for vessels with a current licence under the *W.A. Marine (Hire and Drive Vessels) Regulations 1983* are set out in the Table.

Table

| Item | Description | Fee |
|------|-----------------------------------------------------------------|--------------------------|
| 1. | Power boats not exceeding 5 m in length: | \$120.10 |
| 2. | Sailing boats other than sailboards: | \$120.10 |
| 3. | Boats propelled exclusively by oars or paddles, and sailboards: | \$77.30 |
| 4. | All other boats exceeding 5 m in length (including houseboats): | Fees set out in clause 1 |

4. Annual exemption fee

- (1) The annual exemption fee for a vessel is set out in the Table.

Table

| Item | Length of vessel | Fee |
|-------------|----------------------------------------|------------|
| 1. | Does not exceed 5 m: | \$105.50 |
| 2. | Exceeds 5 m but does not exceed 10 m: | \$211.00 |
| 3. | Exceeds 10 m but does not exceed 20 m: | \$389.80 |
| 4. | Exceeds 20 m but does not exceed 30 m: | \$531.20 |

- (2) The fee payable for recording the transfer of an exempt vessel is \$52.70.

By Command of the Lieutenant-Governor and Administrator,

G. MOORE, Clerk of the Executive Council.
