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PORT AUTHORITIES ACT 1999

**PORT AUTHORITIES
AMENDMENT
REGULATIONS 2003**

Port Authorities Act 1999

Port Authorities Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Port Authorities Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the *Port Authorities Regulations 2001**.

[* *Published in Gazette 18 May 2001 p. 2417-545.*
For amendments to 3 December 2002 see Gazette
22 March 2002.]

3. Schedule 1 amended

After Schedule 1 clause 64 the following Division is inserted –

“

Division 4A — Esperance Port Authority

64A. Application

This Division applies to the Esperance Port Authority and the Port of Esperance.

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64B. Unauthorised berthing of fishing vessels prohibited

Unless authorised by the harbour master or an authorised member of staff of the port authority, the master of a fishing vessel must not berth the vessel at the main wharf of the port at berth 1, 2 or 3.

Penalty: \$2 000.

64C. Unauthorised mooring etc. of vessels prohibited

Unless authorised in writing by the harbour master, a person must not moor, anchor, land or beach a vessel in the port.

Penalty: \$2 000.

64D. Unauthorised placing of fishing gear in port waters prohibited

Unless authorised in writing by the harbour master, a person must not place a fishing net, pot or other fishing gear in the waters of the port.

Penalty: \$2 000.

”.

4. Schedule 2 amended

(1) Schedule 2 Division 1 is amended as follows:

- (a) in item 1 by deleting “\$3 294.50” and inserting instead —
“ \$3 060.00 ”;
- (b) in item 2 by deleting “\$3 624.50” and inserting instead —
“ \$3 430.00 ”;
- (c) in item 3 by deleting “\$3 844.50” and inserting instead —
“ \$3 700.00 ”;
- (d) in item 4 by deleting “\$4 064.50” and inserting instead —
“ \$4 080.00 ”;

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- (e) in item 5 by deleting “\$4 809.20” and inserting instead —
“ \$4 950.00 ”;
 - (f) in item 6 by deleting “\$5 556.10” and inserting instead —
“ \$5 720.00 ”;
 - (g) in item 7 by deleting “\$6 056.60” and inserting instead —
“ \$6 240.00 ”;
 - (h) in item 8 by deleting “\$486.20” and inserting instead —
“ \$500.00 ”.
- (2) Schedule 2 Division 6 is amended as follows:
- (a) in item 1 —
 - (i) by deleting “\$0.2035” and inserting instead —
“ \$0.2277 ”; and
 - (ii) by deleting “\$2 200.00” and inserting instead —
“ \$2 464.00 ”;
 - (b) in item 2 by deleting “\$4 070.00” and inserting instead —
“ \$4 558.00 ”;
 - (c) in item 3 by deleting “\$4 840.00” and inserting instead —
“ \$5 421.00 ”;
 - (d) in item 4 by deleting “\$5 390.00” and inserting instead —
“ \$6 037.00 ”;
 - (e) in item 5 by deleting “\$5 720.00” and inserting instead —
“ \$6 406.00 ”;

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- (f) in item 6 by deleting “\$1 336.50” and inserting instead —
“ \$1 497.00 ”;
- (g) in item 7(a) by deleting “\$550.00” and inserting instead —
“ \$616.00 ”;
- (h) in item 7(b) by deleting “\$770.00” and inserting instead —
“ \$862.00 ”.

5. Schedule 3 amended

- (1) Schedule 3 item 1 is deleted and the following items are inserted instead —

“

1A.	Regulation 13(2): failing to comply with a direction of an authorised member of staff to leave or keep off wharf	\$200.00
1B.	Regulation 72: interfering with port authority notice, sign or notice board	\$200.00
1C.	Regulation 73: unauthorised writing, painting or placing notices on port property	\$200.00
1D.	Regulation 76(2): failing to comply with reasonable direction of authorised member of staff	\$200.00
1E.	Regulation 77(1): unauthorised causing or permitting animal to enter, or remain in, a port	\$200.00
1F.	Regulation 78(1): being drunk or behaving in a disorderly manner	\$200.00
1G.	Regulation 83(1): unauthorised selling or supplying in a port	\$200.00
1H.	Regulation 83(2): unauthorised soliciting of business in a port	\$200.00

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|--|---|----------|---|
| 1I. | Regulation 90: unauthorised entry to closed area of port or closed port facility | \$200.00 | |
| 1J. | Regulation 91(1): unauthorised fishing in designated area of a port | \$200.00 | |
| 1K. | Regulation 94(1): unauthorised camping in a port | \$200.00 | ” |
| (2) After Schedule 3 item 8 the following item is inserted — | | | |
| | “ | | |
| 8A. | Regulation 115(2): giving false name or address to, or failing to comply with direction of, an authorised officer | \$200.00 | ” |
| (3) After Schedule 3 item 21 the following is inserted — | | | |
| | “ | | |
| | Esperance Port Authority | | |
| 22. | Schedule 1 clause 64B: unauthorised berthing of fishing vessel at main wharf berth 1, 2 or 3 | \$200.00 | |
| 23. | Schedule 1 clause 64C: unauthorised mooring, anchoring, landing or beaching of vessel in port | \$200.00 | |
| 24. | Schedule 1 clause 64D: unauthorised placing of fishing gear in waters of port | \$200.00 | |
| | Fremantle Port Authority | | |
| 25. | Schedule 1 clause 100: unauthorised swimming in waters of port outside designated area | \$200.00 | |
| 26. | Schedule 1 clause 101(1): unauthorised use of motor boats, or water skiing, in Inner Harbour | \$200.00 | ” |

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

