

TR304

GERALDTON PORT AUTHORITY ACT 1968

GERALDTON PORT AUTHORITY AMENDMENT REGULATIONS 1993

Made by the Geraldton Port Authority and approved by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Geraldton Port Authority Amendment Regulations 1993*.

Principal regulations

2. In these regulations the *Geraldton Port Authority Regulations 1969** are referred to as the principal regulations.

[* *Published in the Government Gazette of 13 March 1969.*
For amendments to 16 July 1993 see 1992 Index to Legislation of Western Australia, Table 4, pp. 99-101.]

Regulation 5 amended

3. Regulation 5 of the principal regulations is amended by inserting, in the appropriate alphabetical positions, the following definitions —

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“**pilot**” means a person appointed by the Governor under the *Shipping and Pilotage Act 1967*, and engaged by the Port Authority, to be a pilot at the Port;

“**pilot boarding ground**” means the area 1 nautical mile north west of the Fairway Buoy, as shown on chart No. Aus 81;

“**pilotage services**” means the services provided by a pilot at the Port;

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Part III amended

4. Part III of the principal regulations is amended by inserting after Division 4 the following Division —

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Division 5 — Pilotage dues**Pilotage dues**

67A. (1) Subject to subregulation (2), the master and owner of a vessel for which pilotage services are obtained are jointly and severally liable to pay to the Port Authority the pilotage dues set out in Part A of the Fourth Schedule that are appropriate to the gross registered tonnage of the vessel and the nature of the pilotage services obtained.

(2) Pilotage dues are not payable for pilotage services that are obtained for a vessel that is —

- (a) owned by the Crown; and
- (b) not engaged in trade or carrying goods under freight or charter.

Dues payable if pilot detained

67B. (1) If the services of a pilot are arranged for a vessel and the pilot is for any reason detained for any time beyond that reasonably required to provide pilotage services for the vessel, the owner and master of the vessel are jointly and severally liable to pay to the Port Authority the pilot detention dues set out in Part B of the Fourth Schedule and the costs, if applicable, of returning the pilot to the Port.

(2) Without limiting the generality of subregulation (1), a pilot is detained for a time beyond that reasonably required to provide pilotage services for a vessel if the pilot is —

- (a) detained because the vessel is not ready to leave its berth at the arranged time;
- (b) detained because the vessel does not arrive at the pilot boarding ground at the arranged time;
- (c) required to be taken into and detained in quarantine, whether afloat or ashore; or
- (d) without the pilot's consent, taken to sea in the vessel.

(3) If the services of a pilot are arranged for a vessel and that arrangement, with less than 8 hours notice having been given to the pilot, is cancelled by or on behalf of the owner or master of the vessel, the owner and master of the vessel are jointly and severally liable to pay the pilot cancellation dues set out in Part C of the Fourth Schedule.

Fourth Schedule added

5. After the Third Schedule to the principal regulations the following Schedule is added —

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FOURTH SCHEDULE

[regulations 67A and 67B]

PART A — PILOTAGE DUES

<i>Pilotage services obtained</i>	<i>Gross registered tonnage of vessel</i>	<i>Charge</i> \$
1. Pilotage of a vessel into or out of the Port	Under 1 500	400.00
	1 500 to 3 000	600.00
	3 001 to 5 000	800.00
	5 001 to 10 000	1 000.00

”

<i>Pilotage services obtained</i>	<i>Gross registered tonnage of vessel</i>	<i>Charge \$</i>
	10 001 to 20 000	1 200.00
	20 001 to 30 000	1 400.00
	30 001 to 40 000	1 500.00
	40 001 to 50 000	1 600.00
	Over 50 000	1 700.00
2. Pilotage of a vessel from (or to) a berth within the Port to (or from) a place at or near the pilot boarding ground	Under 1 500 1 500 to 3 000 3 001 to 5 000 5 001 to 10 000 10 001 to 20 000 20 001 to 30 000 30 001 to 40 000 40 001 to 50 000 Over 50 000	400.00 600.00 800.00 1 000.00 1 200.00 1 400.00 1 500.00 1 600.00 1 700.00
3. Pilotage of a vessel being moved within the Port (otherwise than as mentioned in item 2)	(Irrespective of the vessel's tonnage)	400.00

PART B — PILOT DETENTION DUES

1. Detention of pilot during pilot's normal hours	\$400.00
2. Detention of pilot during pilot's overtime hours	\$500.00

PART C — PILOT CANCELLATION DUES

1. Cancellation of pilot	\$500.00
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Passed by a resolution of the Geraldton Port Authority at a meeting of the Authority. The Common Seal of the Geraldton Port Authority was at the time of the abovementioned resolution affixed in the presence of—

D. L. MARSDEN, Member.
I. L. BOGLE, Member.
L. GRAHAM, General Manager.

Approved by His Excellency the Governor in Executive Council.

D. G. BLIGHT, Clerk of the Council.