



New South Wales

Commercial Vessels (Permits) Amendment (Fees) Regulation 1996

under the
Commercial Vessels Act 1979

His Excellency the Governor, with the advice of the Executive Council, has approved the following Regulation made by the Minister administering the *Commercial Vessels Act 1979*.

CARL SCULLY, M.P.,
Minister for Ports

Explanatory note

Section 17 of the *Commercial Vessels Act 1979* states that the regulations under that Act may provide for the payment of specified fees and charges in respect of an application for a permit (authorising the use of the vessel to which it relates in prescribed waters of a class or classes specified in the permit) and investigation of the application. Section 30 of that Act provides for the payment of prescribed fees, charges and expenses before a vessel is surveyed.

The object of this Regulation is to increase the fees and charges presently prescribed under the *Commercial Vessels (Permits) Regulation 1986*.

This Regulation is made under the *Commercial Vessels Act 1979*, including section 17 (payment of fees, charges and expenses in relation to permits), section 30 (fees, charges and expenses for surveys) and section 52 (the general regulation-making power) and the various sections referred to in the matter being inserted by this Regulation.

1996 No 403

Clause 1 Commercial Vessels (Permits) Amendment (Fees) Regulation 1996

**Commercial Vessels (Permits) Amendment
(Fees) Regulation 1996**

I, the Minister for Ports, make the following Regulation under the *Commercial Vessels Act 1979*.

CARL SCULLY, M.P.,

Minister for Ports

Sydney, 28th day of August 1996.

1 Name of Regulation

This Regulation is the *Commercial Vessels (Permits) Amendment (Fees) Regulation 1996*.

2 Commencement

This Regulation commences on 1 September 1996.

3 Amendment of Commercial Vessels (Permits) Regulation 1986

The *Commercial Vessels (Permits) Regulation 1986* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 3)

Schedule 3

Omit the Schedule. Insert instead:

Schedule 3 Fees, expenses and charges

(Clause 14)

Part 1—General

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| 1. | Replacement of a permit plate that has become lost, illegible, damaged or destroyed (section 15 (5)) | \$52 |
| 2. | Issue of a temporary permit (section 19 (4)): Administration fee | \$185 |
| | In addition, for any inspection of a vessel for that purpose | \$93 per hour or part of an hour |
| 3. | Work carried out in connection with an application for a permit and investigation of the application (section 17) (including survey, examination, approval of plans, witnessing position of draught marks, witnessing of inclining tests, approval of stability data, witnessing of vessel trials and examination or re-examination of information in connection with approval of plans) | \$93 per hour or part of an hour |
| 4. | Submission of application (if investigative work has been carried out by a person accredited by the Waterways Authority in accordance with accrediting arrangements and if the applicant has paid to the accredited person such fees as the applicant and accredited person have agreed) | \$361 |
| 5. | Investigation as to whether the suspension of a permit was justified (section 22 (5)): Administration fee | \$93 |
| | In addition, for any inspection of a vessel for that purpose | \$93 per hour or part of an hour |

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Schedule 1 Amendment

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| 6. | Investigation as to whether the suspension of a permit should be revoked: | |
| | Administration fee | \$93 |
| | In addition, for any inspection of a vessel for that purpose | \$93 per hour or part of an hour |
| 7. | Work carried out in respect of the survey of a vessel in accordance with its survey schedule (section 30) or with a requirement made pursuant to section 30: | |
| | For a vessel subject to a Class 1 permit | \$35 per metre (or part of a metre) of length of the vessel |
| | For a vessel subject to a Class 2 permit | \$30 per metre (or part of a metre) of length of the vessel |
| | For a vessel subject to a Class 3 permit | \$24 per metre (or part of a metre) of length of the vessel |
| | For a vessel subject to a Class 4 permit (where the vessel is 6 metres long or more) | \$35 per metre (or part of a metre) of length of the vessel |
| | For a vessel subject to a Class 4 permit (where the vessel is less than 6 metres long but is not subject to an exemption from periodical survey under section 48) | \$24 per metre (or part of a metre) of length of the vessel |
| | For a vessel subject to more than one class of permit. | The fee applicable to a vessel subject to the lowest class of permit to which the vessel is subject (Class 1 being the lowest class and Class 4 being the highest class) |
| 8. | Issue of a Class 4 permit in respect of a vessel that is less than 6 metres long and that is subject to an exemption from periodical survey under section 48 | \$110 (for each group of 10 vessels, or part of such a group) |

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Amendment

Schedule 1

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| 9. | Issue of a replacement survey record book (clause 10 (7)) | \$124 |
| 10. | Issue of a towage permit (clause 12): Administration fee | \$52 |
| | In addition, for any inspection of a vessel for that purpose | \$93 per hour or part of an hour |
| 11. | Further inspection, where a defect or deficiency has been revealed by an inspection under section 29, for the purpose of ascertaining whether the defect or deficiency has been rectified | \$93 per hour or part of an hour |
| 12. | Further inspection subsequent to repairs following accident damage and inspection of those repairs under section 29 (3) | \$93 per hour or part of an hour |
| 13. | Preliminary inspection of an existing vessel for oral advice on survey requirements | \$155 (which is to be deducted from any subsequent application fee in relation to the vessel) |

**Part 2—Supplementary charges payable in addition to the fees,
expenses and charges under Part 1**

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| 14. | Survey or service carried out by a surveyor outside normal working hours | \$46 per hour or part of an hour (including travelling time), subject to a minimum fee of \$185 where the hours are not merely an extension of normal working hours |
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Schedule 1 Amendment

15. Attendance by a surveyor (at the request of an applicant for a vessel permit, or of a person submitting a vessel for survey, inspection or issue of a towage permit) otherwise than at a place or time at which the surveyor is normally engaged in official duties

Such reasonable travel and accommodation expenses as are incurred by the surveyor for the purposes of the attendance