



New South Wales

Management of Waters and Waterside Lands Amendment (Fees) Regulation 1998

under the

Maritime Services Act 1935

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Maritime Services Act 1935*.

Kim Yeadon

Minister for Ports

Explanatory note

The object of this Regulation is to increase the fees set out in the *Management of Waters and Waterside Lands Regulations—N.S.W* for:

- (a) occupation licences for boatsheds or similar business activities, and
- (b) private occupation licences (that is, licences other than for boatsheds or similar business activities), and
- (c) applications for exemptions.

Regulations 35A, 35B, 36A and 36B of the *Management of Waters and Waterside Lands Regulations—N.S.W* provide that persons who were first issued with occupation licences before 31 July 1992 pay lower licence fees than persons who were issued their licences after 31 July 1992. This Regulation removes this disparity and institutes a single scheme of fees for occupation licence holders.

This Regulation is made under the *Maritime Services Act 1935*, including section 38 (the general regulation-making power), in particular section 38 (3) (a), (b) and (c).

Management of Waters and Waterside Lands Amendment (Fees) Regulation 1998

1 Name of Regulation

This Regulation is the *Management of Waters and Waterside Lands Amendment (Fees) Regulation 1998*.

2 Commencement

This Regulation commences on 31 March 1998.

3 Amendment of Management of Waters and Waterside Lands Regulations—N.S.W.

The *Management of Waters and Waterside Lands Regulations—N.S.W.* are amended as set out in Schedule 1.

4 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 3)

[1] Regulations 35A and 35B

Omit the Regulations.

Insert instead:

35A Fee for occupation licence for boatshed or similar business activity

- (1) The annual fee payable for an occupation licence in the Sydney Harbour locality or the Pittwater locality is:
 - (a) in respect of a class A licence—\$186 for each mooring site, or
 - (b) in respect of a class B, C, D, E, F, G, H, I, J or K licence—\$311 for each mooring site.
- (2) The annual fee payable for an occupation licence in a locality other than a locality referred to in clause (1) is:
 - (a) in respect of a class A licence—\$125 for each mooring site. or
 - (b) in respect of a class B, C, D, E, F, G, M I, J or K licence—\$248 for each mooring site.

[2] Regulations 36A and 36B

Omit the Regulations.

Insert instead:

36A Fee for occupation licence—other than for boatshed or similar business activity

- (1) The annual fee payable for an occupation licence in the Sydney Harbour (Western) locality or the Pittwater locality is:
 - (a) in respect of a class 1 licence—\$204, or

- (b) in respect of a class 2 licence—\$204, plus an additional \$69 for each metre or part of a metre by which the length of the vessel exceeds 7m, or
 - (c) in respect of a class 3 licence—\$477, plus an additional \$136 for each metre or part of a metre by which the length of the vessel exceeds 11m.
- (2) The annual fee payable for an occupation licence in the Sydney Harbour (Eastern) locality is:
 - (a) in respect of a class 1 licence—\$255, or
 - (b) in respect of a class 2 licence—\$255, plus an additional \$85 for each metre or part of a metre by which the length of the vessel exceeds 7m, or
 - (c) in respect of a class 3 licence—\$596, plus an additional \$169 for each metre or part of a metre by which the length of the vessel exceeds 11m.
- (3) The annual fee payable for an occupation licence in a locality other than a locality referred to in clauses (1) or (2) is:
 - (a) in respect of a class 1 licence—\$136, or
 - (b) in respect of a class 2 licence—\$136, plus an additional \$29 for each metre or part of a metre by which the length of the vessel exceeds 7m, or
 - (c) in respect of a class 3 licence—\$271, plus an additional \$54 for each metre or part of a metre by which the length of the vessel exceeds 11m.

[3] Regulation 63J Applications for exemptions

Omit “\$93” wherever occurring from Regulation 63J.
Insert instead “\$95”.