



New South Wales

Water Traffic 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 amend the *Water Traffic Regulations—NSW* so as:

- (a) to increase certain fees relating to aquatic licences and the licensing of drivers of vessels, and
- (b) to change the fee for registration of a registrable vessel from a flat rate of \$50 to a fee based on the length of the vessel (with the exception of personal watercraft and certain commercial fishing vessels where the registration fee will be \$51) and increase certain other fees relating to the registration of vessels, and
- (c) to provide for concessional registration fees for the holders of Commonwealth pensioner concession cards, and
- (d) to provide that certain ferries and tugs are registrable vessels and that certain sea-planes are not registrable vessels.

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

Water Traffic Amendment (Fees) Regulation 1998

1 Name of Regulation

This Regulation is the *Water Traffic Amendment (Fees) Regulation 1998*.

2 Commencement

This Regulation commences on 31 March 1998.

3 Amendment of Water Traffic Regulations—NSW

The *Water Traffic Regulations—NSW* 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] Regulation 8 Aquatic licences

Omit “to be accompanied” from Regulation 8 (3) (g).
Insert instead “be accompanied”.

[2] Regulation 8 (3) (g) (i)

Omit “\$59”. Insert instead “\$60”.

[3] Regulation 8 (3) (g) (ii)

Omit “\$88”. Insert instead “\$90”.

[4] Regulation 8 (3) (g) (iii)

Omit “\$234”. Insert instead “\$239”.

[5] Regulation 8 (3) (g) (iv)

Omit “\$468”. Insert instead “\$479”.

[6] Regulation 11 Registration of vessels

Omit Regulation 11 (3A). Insert instead

(3A) The fee for registration of a registrable vessel is:

- (a) for a personal watercraft—\$51,
- (b) for a vessel subject to a Class 3 (fishing vessels) permit under the *Commercial Vessels (Permits) Regulation 1986*—\$51,
- (c) for any other vessel:
 - (i) that is less than or equal to 3m in length—\$35, or
 - (ii) that is greater than 3m in length—\$35 plus an additional \$6.50 for each half metre or part of a half metre by which the length of the vessel exceeds 3m, or \$392.50, whichever is the lesser.

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Schedule 1 Amendments

[7] Regulation 11 (3AA)

Insert after Regulation 11 (3A):

(3AA) If the Minister is satisfied that an applicant for registration of a registrable vessel, other than an applicant for registration of a commercial vessel, is the holder of a current pensioner concession card issued by the Commonwealth, the fee payable for the registration of the registrable vessel is half of the fee otherwise payable.

[8] Regulation 11 (7) (c)

Omit "\$18". Insert instead "\$19".

[9] Regulation 11 (8)

Omit "\$12". Insert instead "\$13".

[10] Regulation 15H Requirements for grant of initial licence

Omit "\$30" from Regulation 15H (2) (e) (i).
Insert instead "\$31".

[11] Regulation 15L Fees for licences

Omit "\$50" from Regulation 15L (a).
Insert instead "\$53".

[12] Regulation 15L (b)

Omit "\$25". Insert instead "\$26".

[13] Regulation 15L (c)

Omit "\$28". Insert instead "\$30".

[14] Regulation 15L (d)

Omit "\$13". Insert instead "\$14".

[15] Regulation 15M Concessional fees for licences

Omit "\$100" from Regulation 15M (2) (a).
Insert instead "106".

[16] Regulation 15M (2) (b)

Omit "\$69". Insert instead "\$75".

[17] Regulation 15M (3) (a)

Omit "\$12". Insert instead "\$13".

[18] Regulation 15N Special provisions concerning personal watercraft licences

Omit "\$30" from Regulation 15N (3) (a).
Insert instead "\$31".

[19] The Fourth Schedule

Omit from the Fourth Schedule:

Every vessel:

- (a) operated as a ferry, or
- (b) operated as a tug,

in respect of which a Certificate of Survey under the *Navigation Act 1901* is in force or (after the commencement of the *Commercial Vessels Act 1979*) in respect of which a vessel permit under that Act is in force.

Insert instead:

Every sea-plane bearing identification numbers issued by the Civil Aviation Safety Authority.