



Marine Safety Legislation Amendment (Fees) Regulation 2011

under the

Marine Safety Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Marine Safety Act 1998*.

DUNCAN GAY, MLC
Minister for Roads and Ports

Explanatory note

The object of this Regulation is to amend the *Marine Safety (Commercial Vessels) Regulation 2010* and *Marine Safety (General) Regulation 2009* to adjust certain fees payable under the *Marine Safety Act 1998*.

The fee decreases are consequent on a Division 81 determination under the *A New Tax System (Goods and Services Tax) Act 1999* of the Commonwealth that excluded those fees from the scope of the goods and services tax base. The fee increases are generally in line with movements in the Consumer Price Index. Certain other fees remain unaltered.

This Regulation is made under the *Marine Safety Act 1998*, including sections 37 (2) (k) and 137 (the general regulation-making power) and, in particular, section 137 (1A).

2011 No 515

Clause 1 Marine Safety Legislation Amendment (Fees) Regulation 2011

Marine Safety Legislation Amendment (Fees) Regulation 2011

under the

Marine Safety Act 1998

1 Name of Regulation

This Regulation is the *Marine Safety Legislation Amendment (Fees) Regulation 2011*.

2 Commencement

This Regulation commences on 1 October 2011 and is required to be published on the NSW legislation website.

Schedule 1 Amendment of Marine Safety (Commercial Vessels) Regulation 2010

Schedule 7

Omit the Schedule. Insert instead:

Schedule 7 Fees

(Clause 90)

Column 1	Column 2
Matter	Fee
Issue of new Certificate of Competency Master Class 3, Skipper Grade 1, Coxswain, Master of Vehicular Ferry in Chains	\$464
Issue of new Certificate of Competency Master Class 4, Skipper Grade 2, Mate Class 4	\$424
Issue of new Certificate of Competency Master Class 5, Skipper Grade 3	\$320
Issue of new Certificate of Competency Coxswain	\$161
Issue of new Certificate of Competency Engineer Class 3	\$320
Issue of new Certificate of Competency Marine Engine Driver Grade 1	\$320
Issue of new Certificate of Competency Marine Engine Driver Grade 2	\$209
Issue of new Certificate of Competency Marine Engine Driver Grade 3	\$110
Supplementary exam (oral or written) for a certificate of competency—all classes	\$44
Additional oral examination for a certificate of competency	\$110
Assessment of sea service	\$42
Endorsement of a certificate of competency	\$110
Grant of recognition of certificate under section 65 of the Act	\$37
NSW certificate of competency issued pursuant to mutual recognition	\$110
Issue of certificate of competency where the applicant has passed examinations conducted by another marine authority	\$85

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Marine Safety Legislation Amendment (Fees) Regulation 2011

Schedule 1 Amendment of Marine Safety (Commercial Vessels) Regulation 2010

Column 1	Column 2
Matter	Fee
Revalidation of certificate of competency	\$110
Issue of duplicate or replacement certificate of competency	\$110
Issue of record of service book	\$30
Search of records fee (per item)	\$44
Attending an examination for a certificate of competency, at the request of an applicant, at a place or time other than that at which the examiner is normally engaged in official duties (whether or not the applicant attends for the examination)	Such reasonable travel and accommodation expenses incurred
Survey inspection during construction phase to undertake prototype plan assessment—all classes of vessels not more than 7.5 m in length	\$138 per metre or part of a metre
Survey inspection during construction phase to undertake prototype plan assessment—all classes of vessels more than 7.5 m in length	\$286 per metre or part of a metre
Initial survey inspection where prototype plan approval has been given—all classes of vessels not more than 7.5 m in length	\$71 per metre or part of a metre
Initial survey inspection where prototype plan approval has been given—all classes of vessels more than 7.5 m in length	\$135 per metre or part of a metre
Initial survey inspection where prototype plan approval has not been given—all classes of vessels not more than 7.5 m in length	\$138 per metre or part of a metre
Initial survey inspection where prototype plan approval has not been given—all classes of vessels more than 7.5 m in length	\$286 per metre or part of a metre
Initial survey inspection where the vessel has a class certificate from a recognised Classification Society (within the meaning of Part B of the NSCV)—all classes of vessels not more than 7.5 m in length	\$71 per metre or part of a metre
Initial survey inspection where the vessel has a class certificate from a recognised Classification Society (within the meaning of Part B of the NSCV)—all classes of vessels more than 7.5 m in length	\$135 per metre or part of a metre
Investigation of conditions to be applied to recognise a survey certificate issued by another jurisdiction	\$267
Periodic survey inspection—all classes of vessels not more than 7.5 m in length	\$47 per metre or part of a metre

Column 1	Column 2
Matter	Fee
Periodic survey inspection—all classes of vessels more than 7.5 m in length but not more than 15 m in length	\$70 per metre or part of a metre
Periodic survey inspection—all classes of vessels more than 15 m in length	\$84 per metre or part of a metre
Other inspections and assessments carried out in connection with a survey certificate such as inspection to check that a deficiency has been rectified, inspection following an accident, examination of survey plans, factory inspection, inspection of a vessel with interstate survey certificate, structure and stability inspections for sail training vessel operating offshore, assessment of equivalent solutions for vessel design and construction	\$135 per hour or part of an hour
Survey inspection services carried out outside of normal working hours	\$67 per hour or part of an hour (including travel time) subject to a minimum fee of \$261 where the hours are not merely an extension of normal working hours in addition to the usual fee for the service
Attending for an inspection of a vessel, at the request of an applicant, for a survey certificate or other inspection relating to a survey certificate at a place other than that at which the surveyor is normally engaged in official duties (whether or not the applicant attends)	Such reasonable travel and accommodation expenses incurred
Issue of replacement survey record book	\$180
Issue of replacement survey plate	\$75
Issue of duplicate survey certificate	\$38
Issue of new towage licence or further licence	\$75
Attending for an inspection of a vessel, at the request of an applicant, for a towage licence at a place or time other than that at which the surveyor is normally engaged in official duties (whether or not the applicant attends)	Such reasonable travel and accommodation expenses incurred
Issue of new load line certificate or further certificate	\$312
Periodical inspection for load line certificate	\$104
Issue of new hire and drive licence	\$193
Issue of further hire and drive licence	\$116

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Marine Safety Legislation Amendment (Fees) Regulation 2011

Schedule 1 Amendment of Marine Safety (Commercial Vessels) Regulation 2010

Column 1	Column 2
Matter	Fee
Annual licence fee for hire and drive licence	\$26 for each vessel authorised by the licence that is not a power-driven vessel \$77 for each power-driven vessel authorised by the licence
Audit of safety management system	\$21 per metre (or part of a metre) of vessel

Schedule 2 Amendment of Marine Safety (General) Regulation 2009

Schedule 1

Omit the Schedule. Insert instead:

Schedule 1 Fees

(Clauses 3 (1) and 94)

Matter	Fee (\$)
Vessel registration:	
(a) personal watercraft	287
(b) personal watercraft (pensioner concession)	143.50
(c) Class 3 fishing vessel (being a vessel prescribed as a Class 3 vessel under the Act)	72
(d) other vessels:	
(i) vessels of not more than 3 metres in length	58
(ii) for each additional 0.5 metre in length (or part)	9.20 (up to a maximum registration fee of 566.60)
(iii) pensioner concession fee	50% of relevant fee in subparagraph (i) or (ii)
Transfer of vessel registration	27
Transfer of vessel registration to a dealer in vessels for sale	17
Personalised vessel registration	159
Personal watercraft driving licence examination	46
Personal watercraft driving licence upgrade examination	16
Personal watercraft driving licence (1 year)	159
Personal watercraft driving licence (1 year) pensioner concession	79
Young adult personal watercraft driving licence (less than 6 months)	38

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Schedule 2 Amendment of Marine Safety (General) Regulation 2009

Matter	Fee (\$)
Young adult personal watercraft driving licence (1 year)	77
Personal watercraft driving licence (3 years)	323
Personal watercraft driving licence (3 years) pensioner concession	159
Personal watercraft driving licence (5 years)	640
Personal watercraft driving licence (5 years) pensioner concession	315
Personal watercraft driving licence (1 year) upgrade for each unexpired month or part	8.83
Personal watercraft driving licence (1 year) upgrade pensioner concession for each unexpired month or part	4.42
Personal watercraft driving licence (3 years) upgrade for each unexpired month or part	5.33
Personal watercraft driving licence (3 years) upgrade pensioner concession for each unexpired month or part	2.67
Personal watercraft driving licence (5 years) upgrade for each unexpired month or part	6.75
Personal watercraft driving licence (5 years) upgrade pensioner concession for each unexpired month or part	3.37
Young adult personal watercraft driving licence (less than 6 months) upgrade for each unexpired month or part	4.33
Young adult personal watercraft driving licence (1 year) upgrade for each unexpired month or part	4.50
Boat driving licence examination	30
Boat driving licence (1 year)	53
Boat driving licence (1 year) pensioner concession	26
Boat driving licence (3 years)	131
Boat driving licence (3 years) pensioner concession	63
Boat driving licence (5 years)	235
Boat driving licence (5 years) pensioner concession	113
Young adult boat driving licence (less than 6 months)	12
Young adult boat driving licence (1 year)	23

Matter	Fee (\$)
Aquatic licence for special event (within the meaning of section 12 of the Act) where application is submitted 28 days or more before commencement of aquatic activities:	
(a) for not more than 3 days	127
(b) for more than 3 days but not more than 12 months	337
Aquatic licence for special event where application is submitted less than 28 days before commencement of aquatic activities:	
(a) for not more than 3 days	185
(b) for more than 3 days but not more than 12 months	395
Aquatic licence for standard event (that is, event other than special event) where application is submitted 28 days or more before commencement of aquatic activities:	
(a) for not more than 3 days	85
(b) for more than 3 days but not more than 12 months	337
Aquatic licence for standard event (that is, event other than special event) where application is submitted less than 28 days before commencement of aquatic activities:	
(a) for not more than 3 days	143
(b) for more than 3 days but not more than 12 months	395
Attendance by officer of Maritime Authority at special event or standard event—per hour	163
Issue of replacement marine safety licence or vessel registration label where licence or label is lost, stolen, damaged, destroyed or defaced	19
Marine safety licence late payment fee	32
Marine pilot's licence (initial application)	400
Marine pilot's licence (application to extend licence to add a new port)	10
Marine pilot's licence (renewal application)	200
Marine pilotage exemption certificate	400
Marine pilotage exemption certificate (renewal application)	200
Certificate of local knowledge (initial application)	60
Certificate of local knowledge (renewal application)	30
