

SOUTH AUSTRALIA

MARINE (CONSULTANCY FEE) REGULATIONS 1993

SUMMARY OF PROVISIONS

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**REGULATIONS UNDER THE MARINE ACT 1936 AND THE FEES
REGULATION ACT 1927**

Marine (Consultancy Fee) Regulations 1993

being

No. 10 of 1993: *Gaz.* 11 February 1993, p. 561¹

¹ Came into operation 1 April 1993: reg. 2.

Citation

1. These regulations may be cited as the *Marine (Consultancy Fee) Regulations 1993*.

Commencement

2. These regulations will come into operation in accordance with section 5 of the *Fees Regulation Act 1927*.

Interpretation

3. In this regulation, unless the contrary intention appears, an expression has the same meaning as in the *Marine Act 1936*.

Consultancy fee

4. (1) For the purposes of this regulation, the following services are consultancy services:

- (a) the provision of advice concerning—
 - (i) the construction of a vessel; or
 - (ii) the machinery or equipment of a vessel; or
 - (iii) the modification of the construction, machinery or equipment of a vessel; or
 - (iv) the repair of a vessel or the machinery or equipment of a vessel; or
 - (v) proto-type machinery or equipment for vessels; or
 - (vi) premises or machinery for the servicing or construction of vessels;
- (b) the provision of information or expert evidence for the purposes of litigation;
- (c) the provision of statistical information concerning vessels, machinery or equipment on the application of any person or body (other than information published by the Department of Marine and Harbors);
- (d) any inspection or other work—
 - (i) related to the provision of the advice or information referred to in paragraphs (a), (b) and (c); or
 - (ii) undertaken in response to an application concerning a matter referred to in those paragraphs.

- (2) Subject to subregulation (3), where a consultancy service is provided by an officer of the Marine Safety Division of the Department of Marine and Harbors, a fee of \$80 per hour (minimum fee \$80) is payable in respect of that service.

3.

(3) A fee is not payable under this regulation where—

- (a) the service referred to in subregulation (1) is provided in the course of, or for the immediate purposes of, a survey; or
- (b) a fee is otherwise provided for that service under the *Marine Act 1936* or any other Act.