

South Australia

South Australian Ports (Disposal of Maritime Assets) Regulations 2007

under the *South Australian Ports (Disposal of Maritime Assets) Act 2000*

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1—Short title

These regulations may be cited as the *South Australian Ports (Disposal of Maritime Assets) Regulations 2007*.

2—Commencement

These regulations will come into operation on the day on which section 4 of the *South Australian Ports (Disposal of Maritime Assets) (Miscellaneous) Amendment Act 2007* comes into operation.

3—Interpretation

In these regulations—

panel means the Port Adelaide Container Terminal Monitoring Panel.

4—Membership of panel

The panel is to consist of—

- (a) a nominee of the South Australian Freight Council Incorporated; and
- (b) a nominee of Flinders Ports Pty Limited; and
- (c) a nominee of DP World Adelaide Pty Ltd (being a person who works in South Australia); and
- (d) a nominee of Shipping Australia Limited; and
- (e) a nominee of The South Australian Road Transport Association Incorporated; and
- (f) a nominee of Customs Brokers and Forwarders Council of Australia Inc.; and
- (g) 2 nominees of International Trade Association South Australia Incorporated; and

- (h) a nominee of South Australian Employers' Chamber of Commerce and Industry Incorporated; and
- (i) a nominee of the Commonwealth Minister responsible for the administration of the *Customs Act 1901* of the Commonwealth; and
- (j) a nominee of the Commonwealth Minister responsible for the administration of the *Quarantine Act 1908* of the Commonwealth; and
- (k) a nominee of The Maritime Union of Australia (being a person who works at the Port Adelaide Container Terminal); and
- (l) a nominee of Maritime Officers Union of Australia (being a person who works at the Port Adelaide Container Terminal).

5—Procedures of panel (section 22 of the *South Australian Ports (Disposal of Maritime Assets) Act 2000*)

- (1) The member appointed on the nomination of South Australian Freight Council Incorporated (or an alternate member acting for that member) is to preside at meetings of the panel.
- (2) A quorum of the panel consists of—
 - (a) the member appointed on the nomination of South Australian Freight Council Incorporated (or the relevant alternate member); and
 - (b) the member appointed on the nomination of Flinders Ports Pty Ltd (or the relevant alternate member); and
 - (c) the member appointed on the nomination of DP World Adelaide Pty Ltd (or the relevant alternate member); and
 - (d) 2 other members (or the relevant alternate members) entitled to vote on a question arising for decision by the panel.
- (3) A decision carried by a majority of the votes cast by the members present at a meeting of the panel is a decision of the panel.
- (4) Subject to subregulation (5), each member of the panel is entitled to 1 vote on a question arising for decision by the panel.
- (5) The following members (and their alternates) are not entitled to vote:
 - (a) the member appointed on the nomination of Flinders Ports Pty Ltd;
 - (b) the member appointed on the nomination of DP World Adelaide Pty Ltd;
 - (c) the member appointed on the nomination of The Maritime Union of Australia;
 - (d) the member appointed on the nomination of Maritime Officers Union of Australia.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 18 October 2007

No 240 of 2007

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