

South Australia

Harbors and Navigation (Fees) Variation Regulations 2021

under the *Harbors and Navigation Act 1993*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Harbors and Navigation (Fees) Variation Regulations 2021*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Harbors and Navigation Regulations 2009*

4—Substitution of Schedule 14

Schedule 14—delete the Schedule and substitute:

Schedule 14—Fees and levies

1—Interpretation

For the purposes of this Schedule—

- (a) when calculating a fee or levy expressed as an amount per metre, part of a metre is to be regarded as a metre; and
- (b) when calculating a fee expressed as an amount per hour, part of an hour is to be regarded as an hour.

2—Fees and levies payable to CE

A fee or levy fixed by this Schedule is payable to the CE.

3—Dishonoured cheque or debit card or credit card transactions

If—

- (a) an amount payable to the CE under the Act or these regulations, or lawfully collected by the CE on behalf of any other person or body, is purportedly paid by the giving of a cheque or use of a debit card or credit card; and
- (b) the cheque is dishonoured on presentation or the amount is not paid to the CE by the body that issued the card or is required to be repaid by the CE,

the CE may, by notice in writing served personally or by post on the person who is liable to make the payment, require the person to pay to the CE (within a period specified in the notice), the amount payable plus an administration fee of \$31.

4—Facilities levy

- (1) The amount of a facilities levy set out in this clause is the amount payable if registration of the vessel is for a 12 month period.
- (2) If a vessel is registered for a period other than 12 months, a pro rata adjustment is to be made to the amount of the facilities levy set out in this clause by applying the proportion that the number of months in the period of registration bears to 12 months and then rounding the amount up to the nearest dollar.

Levies relating to Part 15

Facilities levy for recreational vessel comprised of personal watercraft \$38.00

Facilities levy for any other vessel, according to its length as follows:

(a)	if the vessel is not more than 3.1 m	nil
(b)	if the vessel is more than 3.1 m but not more than 3.5 m	\$38.00
(c)	if the vessel is more than 3.5 m but not more than 5 m	\$56.00
(d)	if the vessel is more than 5 m but not more than 6 m	\$69.00
(e)	if the vessel is more than 6 m but not more than 7 m	\$83.00
(f)	if the vessel is more than 7 m but not more than 8 m	\$92.00
(g)	if the vessel is more than 8 m but not more than 9 m	\$102.00
(h)	if the vessel is more than 9 m but not more than 10 m	\$114.00
(i)	if the vessel is more than 10 m but not more than 11 m	\$127.00
(j)	if the vessel is more than 11 m but not more than 12 m	\$138.00
(k)	if the vessel is more than 12 m but not more than 13 m	\$150.00
(l)	if the vessel is more than 13 m but not more than 14 m	\$161.00
(m)	if the vessel is more than 14 m but not more than 15 m	\$171.00
(n)	if the vessel is more than 15 m but not more than 16 m	\$183.00
(o)	if the vessel is more than 16 m but not more than 17 m	\$197.00
(p)	if the vessel is more than 17 m but not more than 18 m	\$206.00
(q)	if the vessel is more than 18 m but not more than 19 m	\$217.00
(r)	if the vessel is more than 19 m but not more than 20 m	\$231.00
(s)	if the vessel is more than 20 m	\$286.00

5—Fees

Fees relating to Part 7

Application for pilotage exemption certificate	\$692.00
Application for renewal of pilotage exemption certificate	\$344.00
Issue of replacement pilotage exemption certificate	\$65.00

Fees relating to Part 9

Written examination (whether first or subsequent attempt)—	
(a) for boat operator's licence	\$47.00
(b) for special permit	\$21.00
Practical test for special permit	nil
Issue of boat operator's licence—	
(a) if applicant has held special permit	\$18.00
(b) in any other case	\$45.00
Issue of special permit	\$18.00
Application for exemption from requirement to hold boat operator's licence	nil
Application for endorsement of boat operator's licence	nil
Application for recognition of qualification under law of some other place as equivalent to boat operator's licence	nil
Issue of replacement boat operator's licence or special permit	\$18.00

Fees relating to Part 11

Application for registration of vessel	6 months/12 months
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Note—

Personal watercraft and vessels up to 7 m may be registered for 6 or 12 months but vessels more than 7 m may only be registered for 12 months—see regulation 116(7).

(a) for a personal watercraft—	
• initial registration	\$189.00/\$375.00
• renewal of registration	\$172.00/\$344.00
• renewal of registration in different name	\$193.00/\$364.00
(b) for any other vessel—according to its length as follows:	
(i) if the vessel is not more than 3.5 m—	
• initial registration	\$25.00/\$50.00
• renewal of registration	\$9.00/\$18.00
• renewal of registration in different name	\$31.00/\$41.00
(ii) if the vessel is more than 3.5 m but not more than 6 m—	
• initial registration	\$46.00/\$92.00

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• renewal of registration	\$32.00/\$62.00
• renewal of registration in different name	\$51.00/\$84.00
(iii) if the vessel is more than 6 m but not more than 7 m—	
• initial registration	\$102.00/\$202.00
• renewal of registration	\$87.00/\$171.00
• renewal of registration in different name	\$106.00/\$193.00
(iv) if the vessel is more than 7 m but not more than 10 m—	
• initial registration	not applicable/\$202.00
• renewal of registration	not applicable/\$171.00
• renewal of registration in different name	not applicable/\$193.00
(v) if the vessel is more than 10 m but not more than 15 m—	
• initial registration	not applicable/\$287.00
• renewal of registration	not applicable/\$260.00
• renewal of registration in different name	not applicable/\$279.00
(vi) if the vessel is more than 15 m but not more than 20 m—	
• initial registration	not applicable/\$375.00
• renewal of registration	not applicable/\$344.00
• renewal of registration in different name	not applicable/\$364.00
(vii) if the vessel is more than 20 m—	
• initial registration	not applicable/\$432.00
• renewal of registration	not applicable/\$404.00
• renewal of registration in different name	not applicable/\$422.00
Application for exemption from requirement for vessel to be registered	nil
Trade plates—	
(a) application for initial issue	\$91.00
(b) application for subsequent issue	\$62.00
(c) issue of replacement certificate or label	\$18.00
(d) surrender of trade plates	\$18.00
Application for assignment of new identification mark	\$18.00
Application for transfer of registration of vessel	\$18.00

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Part 2—Variation of *Harbors and Navigation Regulations 2009*

Issue of replacement certificate of registration	\$18.00
Issue of replacement registration label	\$18.00
Application for cancellation of registration	\$18.00
Application for appointment as boat code agent	\$171.00
Application for further term of appointment as boat code agent	\$136.00
Application for approval as boat code examiner	\$87.00
Application for further term of approval as boat code examiner	\$44.00
Set of 20 HIN plates	\$133.00
Pad of 50 interim boat code certificates	\$38.00
Duplicate copy of boat code certificate	\$18.00

Fees relating to Part 14

Application for permit to moor vessel in boat haven—

(a) *North Arm Boat Haven*

(i) annual permit—

- fishing vessel 9 m and over in length \$90.00 per metre
- fishing vessel less than 9 m in length \$120.00 per metre
- tender vessel \$90.00 per metre
- the above is subject to the following maximum fees:
 - fishing vessel and 2 tender vessels \$582.00
 - fishing vessel and 3 tender vessels \$659.00
 - other vessels 12 m or more in length \$224.00 per metre
 - other vessels less than 12 m in length \$2 691.00

(ii) temporary permit (1 week or part of a week) \$81.00

(b) *Port MacDonnell Boat Haven*

(i) annual permit \$120.00 per metre

(ii) temporary permit (24 hours) \$6.00

Part 3—Transitional provision

5—Transitional provision

- (1) The fees prescribed in respect of an application for registration (and any facilities levy payable on the registration) by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as substituted by these regulations, apply where the relevant registration is to take effect on or after 1 July 2021.
- (2) All other fees prescribed by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as substituted by these regulations, apply from 1 July 2021.
- (3) Despite regulation 4 of these regulations—
 - (a) the fees prescribed in respect of an application for registration (and any facilities levy payable on the registration) by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as in force immediately before the commencement of these regulations, continue to apply where the relevant registration is to take effect before 1 July 2021; and
 - (b) all other fees prescribed by Schedule 14 of the *Harbors and Navigation Regulations 2009*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2021.

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 6 May 2021

No 46 of 2021