



Queensland

Transport Infrastructure Act 1994

Transport Infrastructure (Public Marine Facilities) Regulation 2000

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Queensland

Transport Infrastructure (Public Marine Facilities) Regulation 2000

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Transport Infrastructure (Public Marine Facilities) Regulation 2000

[as amended by all amendments that commenced on or before 1 July 2011]

Part 1 Preliminary

1 Short title

This regulation may be cited as the *Transport Infrastructure (Public Marine Facilities) Regulation 2000*.

2 Commencement

This regulation commences on 1 January 2001.

3 Definitions

The dictionary in schedule 4 defines particular words used in this regulation.

4 Reference to plan

A reference to a plan in schedule 1 is a reference to a plan held by the department, unless otherwise stated in the schedule.

Note—

Plans held by the department are available for inspection at the department's Brisbane office during normal office hours.

Editor's note—

The department's Brisbane office is located at 41 George Street, Brisbane.

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Part 2 Public marine facilities management

Division 1 Management

5 Manager appointed

An entity mentioned in schedule 1 is the manager of the public marine facility stated opposite the entity in the schedule.

Note—

Under the Act, section 519(2), a person mentioned in that section is taken to be appointed under the Act, section 459 as the manager of a public marine facility constituted by a wharf or other harbour work mentioned in section 519(1).

6 Condition of appointment

The appointment of every manager is on condition that the manager must not allow the public marine facility to be used for a purpose other than a genuine private recreational boating purpose without the prior written consent of the chief executive.

7 Manager's responsibilities for managing public marine facility

- (1) The responsibilities of a manager in managing a public marine facility include—
 - (a) replacing pile moorings, buoy moorings and dinghy racks in the facility; and
 - (b) maintaining roads, parking areas, amenities and gardens in the facility; and
 - (c) maintenance dredging in the facility, other than dredging of channels to landings and boat ramps; and

- (d) all other aspects of managing the facility, including funding of maintenance unless otherwise agreed to by the chief executive.
- (2) The responsibilities do not include replacing a public marine facility that is—
 - (a) a boat ramp; or
 - (b) a breakwater; or
 - (c) a landing; or
 - (d) a navigational aid; or
 - (e) a revetment wall.

7A Ending appointment

- (1) This section applies to each person mentioned in the first column of schedule 1A who, under an instrument mentioned in the second column of the schedule, is, or is taken to be, appointed under section 459 of the Act as the manager of the public marine facility mentioned in the third column of the schedule.

Note—

These instruments are no longer in force. The reference to the instruments is given for information purposes only.

- (2) The appointment of the person as the manager of the public marine facility is ended.

Division 2 Use of, and safety at, certain public marine facilities

8 Application of div 2

This division applies only to a public marine facility that is a boat ramp or landing.

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9 Using boat ramp or landing

- (1) A person must not drive or stand a vehicle on a boat ramp other than to launch or retrieve a ship.

Maximum penalty—20 penalty units.

- (2) A person launching or retrieving a ship at a boat ramp must do so as quickly as is reasonably possible.

Maximum penalty—20 penalty units.

- (3) A person must not obstruct another person's use of a boat ramp or landing.

Maximum penalty—20 penalty units.

- (4) A person must not anchor, moor or place a ship in the water around a boat ramp or landing if it is likely to obstruct another person's use of the boat ramp or landing.

Maximum penalty—20 penalty units.

- (5) A person must not carry out maintenance or repairs to a ship on a boat ramp.

Maximum penalty—20 penalty units.

- (6) A person must not carry out maintenance or repairs to a ship in the water around a boat ramp or landing, unless the person has a reasonable excuse.

Maximum penalty—20 penalty units.

- (7) A person must not take or drive on to a boat ramp a vehicle if the mass of the vehicle and its load (if any) together with any trailer that the vehicle is towing and its load (if any) is more than—

(a) 5t; or

(b) if the manager of the boat ramp erects on or near the ramp a notice approved by the chief executive and displaying a greater mass—the greater mass.

Maximum penalty—20 penalty units.

- (8) A person must not take or drive a vehicle on to a landing.

Maximum penalty—20 penalty units.

-
- (9) However, a person does not contravene subsection (8) if—
- (a) the manager of the landing erects on or near the landing a notice that—
 - (i) is approved by the chief executive; and
 - (ii) authorises the taking or driving of a vehicle on the landing for the purpose mentioned in paragraph (b); and
 - (iii) states the maximum mass of the vehicle and its load (if any) together with any trailer that the vehicle is towing and its load (if any) that may be taken or driven on the landing; and
 - (b) the vehicle is taken or driven on the landing only to take goods or passengers to, or pick up goods or passengers from, a ship moored at the landing.
- (10) A person must not take or drive on to a boat ramp or landing a vehicle, other than a vehicle that moves on wheels fitted with pneumatic or rubber tyres.

Maximum penalty for subsection (10)—20 penalty units.

10 Activities controlled by regulatory notice at boat ramp or landing managed by chief executive

- (1) This section applies if the chief executive is the manager of a public marine facility that is a boat ramp or landing.
- (2) The chief executive may, by a regulatory notice, control access to, or the use of, the boat ramp or landing.
- (3) Without limiting subsection (2), the chief executive may, by a regulatory notice, control activities or conduct on the boat ramp or landing for—
 - (a) maintaining or improving the safe, secure or efficient operation of the boat ramp or landing; or
 - (b) maintaining or improving the convenience of users of the boat ramp or landing; or
 - (c) protecting the environment at the boat ramp or landing.

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- (4) A person must comply with a regulatory notice under subsection (2) or (3).

Maximum penalty for subsection (4)—40 penalty units.

11 Activities controlled by authorised officers at boat ramp or landing managed by chief executive

- (1) This section applies if the chief executive is the manager of a public marine facility that is a boat ramp or landing.
- (2) An authorised officer may give a direction to a person on or near the boat ramp or landing, if the direction is reasonably necessary for ensuring the safety and security of the boat ramp or landing, its users or the department's employees.
- (3) The person must comply with the direction, unless the person has a reasonable excuse.

Maximum penalty for subsection (3)—40 penalty units.

Part 3 State managed boat harbours

Division 1 Application of part

12 Application of pt 3

- (1) This part applies only to a State managed boat harbour.
- (2) The provisions of this part are in addition to the provisions of part 2, division 2 for a boat ramp or landing that is a public marine facility in a State managed boat harbour.

Division 2 Control of activities in State managed boat harbour

Subdivision 1 Activities controlled by regulatory notice

13 General control of activities

- (1) The chief executive may, by a regulatory notice, control access to, or the use of, a State managed boat harbour.
- (2) Without limiting subsection (1), the chief executive may, by a regulatory notice, control activities or conduct in the boat harbour for—
 - (a) maintaining or improving the safe, secure or efficient operation of the boat harbour; or
 - (b) maintaining or improving the convenience of users of the boat harbour; or
 - (c) protecting the environment at or in the boat harbour.
- (3) The power conferred by another provision of this subdivision to control by a regulatory notice does not limit the power conferred by this section.

14 Movement or mooring of ships etc.

- (1) The chief executive may, by a regulatory notice, control the movement or mooring of ships at a public marine facility in a State managed boat harbour.
- (2) The chief executive may also, by a regulatory notice, control the movement or mooring of ships in a State managed boat harbour if the movement or mooring may affect the boat harbour's operation.
- (3) In addition, the chief executive may, by a regulatory notice, control activities on or by ships moored in a State managed boat harbour if the activities may affect the boat harbour's operation.

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15 Movement, handling or storage of goods

The chief executive may, by a regulatory notice, control the movement, handling or storage of goods loaded, unloaded or transhipped to or from ships using a public marine facility in a State managed boat harbour.

16 Movement of passengers

The chief executive may, by a regulatory notice, control the movement of passengers to or from ships using a public marine facility in a State managed boat harbour.

17 Movement, stopping or parking of vehicles

(1) The chief executive may, by a regulatory notice, control the movement, stopping or parking of vehicles in a State managed boat harbour, including, for example the following—

- (a) fixing a maximum speed limit;
- (b) indicating a pedestrian crossing;
- (c) indicating a place where driving, parking or standing of vehicles is restricted or prohibited.

(2) In this section—

State managed boat harbour does not include land in the boat harbour over which a person, other than the chief executive, has a tenure.

18 Noncompliance with regulatory notice

A person must comply with a regulatory notice under this subdivision.

Maximum penalty—

- (a) for contravention of a requirement of a regulatory notice under section 13, 16 or 17—20 penalty units; or
- (b) for contravention of a requirement of a regulatory notice under section 14 or 15—40 penalty units.

Subdivision 2 Activities controlled by authorised officer's direction

19 Directions—safety and security

- (1) An authorised officer may give directions to persons in a State managed boat harbour if the directions are reasonably necessary for ensuring the safety or security of the boat harbour, its users or the department's employees.
- (2) The power conferred on an authorised officer by another provision of this regulation does not limit the power conferred on an authorised officer by this section.

20 Control of movement or mooring of ships etc.

- (1) An authorised officer may control the movement or mooring of ships at a public marine facility in a State managed boat harbour and, for the purpose, may give directions to persons apparently in charge of ships.
- (2) An authorised officer may also control the movement or mooring of ships in a State managed boat harbour if the movement or mooring may affect the boat harbour's operation and, for the purpose, may give directions to persons apparently in charge of ships.
- (3) In addition, an authorised officer may control activities on or by ships moored in a State managed boat harbour if the activities may affect the boat harbour's operation and, for the purpose, may give directions to persons apparently in charge of ships.

21 Control of movement, handling or storage of goods

An authorised officer may control the movement, handling or storage of goods loaded, unloaded or transhipped to or from ships using a public marine facility in a State managed boat harbour and, for the purpose, may give directions to persons apparently in charge of goods in the boat harbour.

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22 Control of movement of passengers

An authorised officer may control the movement of passengers to or from ships using a public marine facility in a State managed boat harbour and, for the purpose, may give directions to persons in the boat harbour.

23 Control of movement, stopping or parking of vehicles

(1) An authorised officer may control the movement, stopping or parking of vehicles in a State managed boat harbour and, for the purpose, may give directions to drivers of vehicles and other persons in the boat harbour.

(2) In this section—

State managed boat harbour does not include land in the boat harbour over which a person, other than the chief executive, has a tenure.

24 Noncompliance with directions

A person must comply with a direction given to the person by an authorised officer under this subdivision, unless the person has a reasonable excuse.

Maximum penalty—

- (a) for contravention of a direction under section 19, 22 or 23—20 penalty units; or
- (b) for contravention of a direction under section 20 or 21—40 penalty units.

Subdivision 3 Moving illegally moored ships, illegally left goods and illegally parked vehicles

25 Moving illegally moored ships

(1) This section applies if—

-
- (a) an authorised officer reasonably believes—
 - (i) a ship is moored in a State managed boat harbour in contravention of a requirement of a regulatory notice or a direction of an authorised officer; and
 - (ii) it is necessary to move the ship having regard to—
 - (A) the convenience of ships or persons using the boat harbour; or
 - (B) the safety or security of the boat harbour, its users or the department’s employees; and
 - (b) the authorised officer—
 - (i) can not immediately find the ship’s master or another person in charge of the ship; or
 - (ii) reasonably believes neither the ship’s master, nor any other person in charge of the ship, is able or willing to move the ship immediately.
- (2) The authorised officer may take steps that are necessary and reasonable to have the ship moved.

26 Moving illegally left goods

- (1) This section applies if—
 - (a) an authorised officer reasonably believes—
 - (i) goods have been left in a State managed boat harbour in contravention of a requirement of a regulatory notice or a direction of an authorised officer; and
 - (ii) it is necessary to move the goods having regard to—
 - (A) the efficient operation of the boat harbour; or
 - (B) the safety or security of the boat harbour, its users or the department’s employees; and
 - (b) the authorised officer—

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- (i) can not immediately find the owner of the goods or another person in charge of the goods; or
 - (ii) reasonably believes neither the owner, nor any other person in charge of the goods, is able or willing to move the goods immediately.
- (2) The authorised officer may take steps that are necessary and reasonable to have the goods moved or, if the goods are perishable or of little or no value, treat the goods as abandoned property.

27 Moving illegally parked vehicles

- (1) This section applies if—
 - (a) an authorised officer reasonably believes—
 - (i) a vehicle is parked in a State managed boat harbour in contravention of a requirement of a regulatory notice or a direction of an authorised officer; and
 - (ii) it is necessary to move the vehicle having regard to—
 - (A) the convenience of vehicles or persons using the boat harbour; or
 - (B) the safety or security of the boat harbour, its users or the department's employees; and
 - (b) the authorised officer—
 - (i) can not immediately find the driver of the vehicle or another person in charge of the vehicle; or
 - (ii) reasonably believes neither the driver of the vehicle, nor any other person in charge of the vehicle, is able or willing to move the vehicle immediately.
- (2) The authorised officer may take steps that are necessary and reasonable to have the vehicle moved.

Division 3 Liability for expenses

28 Liability for movement of ships, goods, vehicles

- (1) If the chief executive incurs reasonable expenses because an authorised officer takes steps under this part to have a ship or goods moved, the amount of the expenses is a debt payable jointly and severally to the chief executive by the persons who would be liable under section 64 as if the expenses were fees for the ship or goods.
- (2) If the chief executive incurs reasonable expenses because an authorised officer takes steps under this part to have a vehicle moved, the amount of the expenses is a debt payable jointly and severally to the chief executive by the owner and driver of the vehicle.

Division 4 Disposal of abandoned property

29 Definitions for div 4

In this division—

abandoned property means property (including ships, vehicles and anything attached to, or contained in, ships or vehicles) that the chief executive reasonably believes has been abandoned.

detention notice see section 31.

30 Locating owner of, and moving, abandoned property

- (1) This section applies if the chief executive finds abandoned property within a State managed boat harbour and intends to take action under this division.
- (2) The chief executive—
 - (a) must take reasonable steps to locate the owner of the property; and

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- (b) may have the property moved to a place the chief executive considers appropriate.

31 Detention notice for abandoned property

- (1) As soon as practicable, but within 14 days, after finding the abandoned property and deciding to take the action, the chief executive must give the owner of the property, if known, a written notice (*detention notice*)—
 - (a) describing the property; and
 - (b) stating the property has been found; and
 - (c) explaining how it may be recovered; and
 - (d) stating it may be sold or disposed of if it is not recovered.
- (2) If the owner of the property is not known or can not be located within the 14 days, the detention notice may be given by publishing it in a newspaper circulating generally in the State.

32 Returning claimed abandoned property

If a person claims the abandoned property within 1 month after the detention notice is given, the chief executive must return the property to the person if the person—

- (a) satisfies the chief executive the person is the owner of the property; and
- (b) pays the expenses reasonably incurred by the chief executive in dealing with the property under this division.

33 Unclaimed abandoned property

- (1) If no person claims the abandoned property within 1 month after the detention notice is given, the chief executive may—
 - (a) sell the property; or

- (b) dispose of the property in the way the chief executive considers appropriate, if the proceeds of sale of the property are not likely to cover the total of—
 - (i) the expenses reasonably incurred by the chief executive in selling the property; and
 - (ii) the expenses reasonably incurred by the chief executive in dealing with the property under this division; and
 - (iii) any fees and other expenses owing to the chief executive in relation to the property.
- (2) Despite anything else in this division, if the abandoned property is perishable, the chief executive may sell the property immediately if it is impracticable, having regard to the nature and condition of the property, for it to be detained by the chief executive.

34 Application of proceeds of sale of abandoned property

- (1) If the chief executive sells abandoned property, the chief executive must apply the proceeds of the sale in the following order—
 - (a) in payment of the expenses reasonably incurred by the chief executive in selling the property;
 - (b) in payment of the expenses reasonably incurred by the chief executive in dealing with the property under this division;
 - (c) in payment of any fees and other expenses owing to the chief executive in relation to the property;
 - (d) in payment of any balance to the owner.
- (2) If the proceeds of the sale are less than the total of the expenses mentioned in subsection (1)(a), (b) and (c), the difference is a debt payable to the chief executive by the owner.

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35 Disposal of valueless abandoned property

Despite anything else in this division, if the abandoned property has no value or insufficient value to justify its sale, the chief executive may dispose of the property in the way the chief executive considers appropriate.

36 Compensation not recoverable

If the chief executive sells or disposes of abandoned property under this division, no compensation is recoverable against the chief executive for the sale or disposal of the property.

Division 5 Approvals

37 Mooring approval

- (1) The chief executive may grant, or refuse to grant, a person an approval to moor a ship in a State managed boat harbour.
- (2) The approval—
 - (a) is subject to the standard conditions; and
 - (b) may be subject to other reasonable and relevant conditions.
- (3) The standard conditions and other conditions, if any, must be stated in, or attached to, the approval.
- (4) A person must not moor a ship in a State managed boat harbour—
 - (a) without an approval; or
 - (b) otherwise than in accordance with an approval granted to the person.

Maximum penalty for subsection (4)—40 penalty units.

- (5) This section does not limit another provision of this regulation about mooring a ship.
- (6) In this section—

State managed boat harbour does not include land in the boat harbour—

- (a) over which a person, other than the chief executive, has a tenure; or
- (b) for which a person has a development approval under the *Sustainable Planning Act 2009* to construct works below the high water mark, for a private purpose.

38 Transport service approval

- (1) The chief executive may grant, or refuse to grant, a person an approval to operate a commercial ship in a State managed boat harbour to provide a transport service in the course of carrying on a business.
- (2) The approval—
 - (a) is subject to the standard conditions; and
 - (b) may be subject to other reasonable and relevant conditions.
- (3) The standard conditions and other conditions, if any, must be stated in, or attached to, the approval.
- (4) A person must not operate a commercial ship in a State managed boat harbour to provide a transport service in the course of carrying on a business—
 - (a) without an approval; or
 - (b) otherwise than in accordance with an approval granted to the person.

Maximum penalty for subsection (4)—40 penalty units.

- (5) In this section—

boat harbour does not include Mooloolaba Boat Harbour.

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39 Fuelling service approval

- (1) The chief executive may grant, or refuse to grant, a person an approval to operate a service to dispense fuel to a ship (a *fuelling service*) in a State managed boat harbour.
- (2) If the place where a fuelling service is to be operated is a place over which a person other than the chief executive has a tenure, the chief executive may grant the approval only to the holder of the tenure.
- (3) The approval—
 - (a) is subject to the standard conditions; and
 - (b) may be subject to other reasonable and relevant conditions.
- (4) The standard conditions and other conditions, if any, must be stated in, or attached to, the approval.
- (5) A person must not operate a fuelling service in a State managed boat harbour—
 - (a) without an approval; or
 - (b) otherwise than in accordance with an approval granted to the person.

Maximum penalty for subsection (5)—40 penalty units.

40 Fish receival service approval

- (1) The chief executive may grant, or refuse to grant, a person an approval to operate a service for receiving fish, irrespective of whether the fish are received into a fixed or mobile facility (a *fish receival service*), in a State managed boat harbour.

Example of a mobile facility—

a refrigerated van or truck

- (2) If the place where a fish receival service is to be operated is a place over which a person other than the chief executive has a tenure, the chief executive may grant the approval only to the holder of the tenure.
- (3) The approval—

-
- (a) is subject to the standard conditions; and
 - (b) may be subject to other reasonable and relevant conditions.
- (4) The standard conditions and other conditions, if any, must be stated in, or attached to, the approval.
- (5) A person must not operate a fish receival service in a State managed boat harbour—
- (a) without an approval; or
 - (b) otherwise than in accordance with an approval granted to the person.

Maximum penalty for subsection (5)—40 penalty units.

- (6) However, a person does not contravene subsection (5)(a) if the person—
- (a) operates a fish receival service at a fixed facility provided by the holder of a fish receival service approval for receiving fish under the approval; and
 - (b) has the holder's prior permission to receive fish at the facility.

41 Procedure if approval refused or granted on condition

- (1) This section applies if the chief executive decides to—
- (a) refuse to grant an approval; or
 - (b) grant an approval subject to a condition, other than a standard condition.
- (2) The chief executive must give the applicant for the approval signed notice of the decision and the reasons for it.
- (3) A notice under subsection (2) must also state the prescribed review information for the decision.
- (4) Despite subsection (2), if the approval concerned is a short term approval, the chief executive may tell the applicant of the decision and the reasons for it orally.
- (5) In this section—

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short term approval means—

- (a) for an approval to moor a ship—an approval for 1 year or less; or
- (b) for any other approval under this division—an approval for 6 months or less.

Division 6 Amending, suspending or cancelling approvals and reviews

Subdivision 1 Amending, suspending or cancelling approvals

42 Amending, suspending or cancelling approval on application by holder

The chief executive may, on the application of the holder of an approval, amend, suspend or cancel the approval.

43 Amending, suspending or cancelling approval without application

- (1) This section applies if—
 - (a) an approval was obtained because of incorrect or misleading information; or
 - (b) the holder of an approval contravenes—
 - (i) the approval, including a condition on which it is granted; or
 - (ii) this regulation; or
 - (c) after an approval is granted, there is a material change in the circumstances relevant to the granting of the approval.

Example for paragraph (b)(i)—

The holder does not pay the fees for the approval when they are due.

Example for paragraph (c)—

The holder of a mooring approval replaces the ship for which the mooring approval was granted with a smaller size ship that is inappropriate for the size of mooring and effective management and use of the boat harbour.

- (2) The chief executive may decide to amend, suspend or cancel the approval.
- (3) If the chief executive decides to amend, suspend or cancel the approval, the chief executive must give the holder at least 14 days written notice of when the decision takes effect.
- (4) The notice must include—
 - (a) a statement of reasons for the chief executive’s decision; and
 - (b) the prescribed review information for the decision.

Subdivision 2 Internal and external review

44 Internal and external review of decisions

- (1) This section applies to a decision by the chief executive to—
 - (a) refuse to grant an approval; or
 - (b) refuse to grant an amendment, suspension or cancellation of an approval requested by the holder; or
 - (c) grant an approval subject to a condition, other than a standard condition; or
 - (d) amend, suspend or cancel an approval without the holder’s request.
- (2) Sections 485 and 485A of the Act apply to a decision mentioned in subsection (1) as if—
 - (a) the decision were mentioned in schedule 3 of the Act; and
 - (b) QCAT were stated opposite the decision in that schedule.

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Division 7 Other provisions about State managed boat harbour management

45 Conduct causing public nuisance

A person in a State managed boat harbour must not be disorderly or create a disturbance.

Maximum penalty—20 penalty units.

46 Ship to be securely moored

(1) A person who moors a ship in a State managed boat harbour must ensure that—

- (a) the ship is securely fastened at its mooring; and
- (b) all the ship's mooring lines are appropriate for—
 - (i) the ship; and
 - (ii) the prevailing and reasonably foreseeable wind, tide and weather conditions while the ship is at the mooring.

Maximum penalty—40 penalty units.

(2) In this section—

mooring lines includes cables, chains, ropes, wires, shackles and all other fittings and equipment used for mooring a ship.

47 Prohibition on anchoring

(1) A person must not anchor a ship in a State managed boat harbour.

Maximum penalty—40 penalty units.

(2) In this section—

State managed boat harbour does not include land in the boat harbour over which a person, other than the chief executive has a tenure.

48 Head and stern mooring for ship at pile or buoy mooring

- (1) A person who moors a ship in a State managed boat harbour to a pile or buoy mooring must ensure the ship is moored head and stern.

Maximum penalty—40 penalty units.

- (2) In this section—

State managed boat harbour does not include land in the boat harbour over which a person, other than the chief executive has a tenure.

49 Prohibition on unloading fish

- (1) A person who is the owner, master or apparently in charge of a fishing ship (*operator*) in a State managed boat harbour must not unload fish from the ship to a person who is not the holder of a current fish receival service approval for a place in the boat harbour.

Maximum penalty—40 penalty units.

- (2) However, the operator does not contravene subsection (1) if—

- (a) the operator unloads the fish at a fixed facility provided by the holder of a fish receival service approval for receiving fish under the approval; and
- (b) the person receiving the fish at the facility has the approval holder's prior permission to receive fish at the facility.

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Part 4 Enforcement

Division 1 Authorised officers

50 Appointment of authorised officer

- (1) The chief executive may appoint a person to be an authorised officer (*authorised officer*) for a public marine facility managed by the chief executive if satisfied the person has the necessary training, or knowledge and experience, to be an authorised officer.
- (2) The chief executive may restrict an authorised officer's powers by written notice given to the officer.

51 Identity card

- (1) The chief executive must issue an identity card to each authorised officer appointed.
- (2) The identity card must—
 - (a) contain a recent photograph of the authorised officer; and
 - (b) be signed by the authorised officer; and
 - (c) identify the person as an authorised officer; and
 - (d) include an expiry date on the card.
- (3) This section does not prevent the issue of a single identity card to a person for this regulation and other Acts.

52 Failure to return identity card

A person who stops being an authorised officer must return the person's identity card to the chief executive as soon as practicable, but within 21 days, after the person stops being an authorised officer, unless the person has a reasonable excuse.

Maximum penalty—10 penalty units.

53 Production or display of authorised officer's identity card

- (1) An authorised officer may exercise a power in relation to someone else only if the officer—
 - (a) first produces the officer's identity card for inspection by the person; or
 - (b) has the identity card displayed so it is clearly visible to the person.
- (2) However, if for any reason it is not practicable to comply with subsection (1), the authorised officer must produce the identity card for the other person's inspection at the first reasonable opportunity.

Division 2 General powers of authorised officers

54 Power to require name and address

- (1) An authorised officer may require a person to state the person's name and address if the officer—
 - (a) finds the person committing an offence against this regulation; or
 - (b) finds the person in circumstances that lead, or has information that leads, the officer to reasonably suspect that the person has just committed an offence against this regulation.
- (2) When making the requirement, the authorised officer must warn the person it is an offence to fail to state the person's name and address unless the person has a reasonable excuse.
- (3) The authorised officer may require the person to give evidence of the correctness of the person's stated name and address if the authorised officer reasonably suspects the stated name or address is false.

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- (4) A person must comply with the authorised officer's requirement under subsection (1) or (3), unless the person has a reasonable excuse.

Maximum penalty for subsection (4)—10 penalty units.

- (5) The person does not commit an offence against this section if—
- (a) the authorised officer required the person to state the person's name and address on suspicion of the person having committed an offence against this regulation; and
 - (b) the person is not proved to have committed the offence.

55 Power to require production of documents

- (1) An authorised officer may require a person to make available for inspection by an authorised officer, or produce to an authorised officer for inspection, at a reasonable time and place nominated by the officer—

- (a) a document issued to the person under this regulation; or
- (b) a document required to be kept by the person under an approval.

- (2) The person must comply with the requirement, unless the person has a reasonable excuse.

Maximum penalty for subsection (2)—20 penalty units.

- (3) The authorised officer may keep the document to take an extract from it or make a copy of it.
- (4) The authorised officer must return the document to the person as soon as practicable after taking the extract or making the copy.

56 Entry and inspection of loading place

- (1) An authorised officer may enter a loading place when the place is open for the conduct of business or otherwise open for entry to decide whether fees are payable for a commercial

ship or goods that are at the place, and if so, the amount of the fees.

- (2) The officer may—
 - (a) inspect the place, including any goods at the place; or
 - (b) board and inspect a commercial ship at the place, and inspect any goods on the ship.

Example for paragraph (a) of how an officer may inspect a place—

The officer may stand in a part of the place near the gangway to a commercial ship moored at the place and count passengers being loaded or unloaded to or from the ship.

- (3) The officer may not enter the crew or passenger quarters on the ship.
- (4) The officer may, if necessary, enter a loading place by passing over land or facilities in the State managed boat harbour under the control of someone other than the chief executive if the land or facilities is a place (*other place*) used for carrying on a business and the entry is made when the other place is open for the conduct of business or otherwise open for entry.
- (5) In this section—

loading place means any place in a State managed boat harbour where goods or passengers are loaded, unloaded or transhipped to or from a commercial ship.

57 Obstructing authorised officer

A person must not obstruct an authorised officer in the exercise of a power, unless the person has a reasonable excuse.

Maximum penalty—20 penalty units.

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Part 5 Regulatory notices

58 What is a *regulatory notice*

- (1) A *regulatory notice* for a public marine facility is a notice by the chief executive under a regulatory notice provision.
- (2) A regulatory notice for a public marine facility may be—
 - (a) erected or displayed as required by section 61; or
 - (b) a document given to a person having access to, or using, the facility.

59 What is a *regulatory notice provision*

Each of the following provisions is a *regulatory notice provision*—

- (a) section 10;
- (b) sections 13 to 17.

60 Regulatory notices generally

A regulatory notice must—

- (a) indicate the public marine facility to which the notice applies; and
- (b) state that contravention of the notice is an offence and the maximum penalty for the offence.

61 Regulatory notices erected or displayed

- (1) Without limiting section 60, a regulatory notice for a public marine facility—
 - (a) must be erected or displayed—
 - (i) at or near an entrance commonly used by persons to gain access to the facility; or
 - (ii) on or near the facility; and

-
- (b) may be in the form of an official traffic sign and, if it is, is taken to contain the indication given by the corresponding official traffic sign.
- (2) Evidence that the notice was erected or displayed at or near an entrance to a public marine facility, or on or near the facility is evidence that the notice was erected or displayed by the chief executive.
- (3) A notice erected or displayed at or near an entrance to a public marine facility or on or near the facility must be clearly visible to passers by.

62 Regulatory notice may refer to documents held by chief executive

- (1) A regulatory notice may require a person to comply, in whole or in part, with a requirement of a stated document held by the chief executive.

Examples of things a document may be about—

- the movement or mooring of ships
 - the movement, handling or storage of goods
 - fire or hazard protection
 - emergency procedures
- (2) However, the requirement must be able to be made by a regulatory notice.
- (3) The regulatory notice must—
- (a) if the document is a standard—state that a copy of the standard is available for inspection or for purchase at reasonable cost at a stated office of the department during normal business hours; or
- (b) if the document is not a standard—include a copy of the document or—
- (i) include a summary of the requirement or a table of the document's provisions that concern the requirement; and

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- (ii) state that a copy of the document is available free of charge at a stated office of the department during normal business hours.
- (4) In this section—
- standard** means a code, guide, rule, specification or standard—
- (a) adopted, made or published by Standards Australia; or
 - (b) mentioned in the *Transport Operations (Marine Safety) Regulation 2004*, schedule 15, definition *dangerous cargo code*.

Part 6 General

Division 1 Fees

63 Fees in State managed boat harbour

- (1) The fees payable to the chief executive for an approval in relation to a State managed boat harbour are stated in schedule 2, part 1.
- (2) A lessee, other than the chief executive, under the *Land Act 1994* of land in a State managed boat harbour must pay to the chief executive the fees stated in schedule 2, part 2 for each mooring in the leased land.

64 Extended liability for payment of approval fees

- (1) This section applies if fees are payable for, or under, an approval mentioned in section 37 or 38 in relation to a ship or goods or passengers carried on it.
- (2) The liability for the fees falls jointly and severally on the following—

-
- (a) the owner of the ship;
 - (b) the master of the ship;
 - (c) the agent of the owner of the ship;
 - (d) any other person who has made himself or herself liable for the fees.

65 Fees in non-State managed boat harbour

The manager of a non-State managed boat harbour must pay to the chief executive the fees stated in schedule 3 for each mooring in the boat harbour.

66 When fees payable

- (1) The fees payable for, or under, an approval must be paid to the chief executive—
 - (a) before the chief executive grants the approval; or
 - (b) if the approval states a later time for the payment of fees, before or at the later time.
- (2) The fees payable under section 63(2) or 65 must be paid to the chief executive no later than 3 months after each due date.
- (3) In this section—

due date means 30 June and 31 December in each year.

67 Arrangement for paying approval fees

- (1) This section applies despite section 66(1).
- (2) A person liable to pay fees for, or under, an approval may ask the chief executive to enter into another arrangement with the person for the payment of the fees.

Example—

An arrangement may be for the payment of fees in arrears.
- (3) The request must be in writing stating the particulars of how and when the fees are to be paid (the *proposed arrangement*).

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- (4) The chief executive must refuse the request if it is not made in a reasonable time before the fees are payable for the chief executive to properly decide the request.
- (5) The chief executive may, by signed notice, require the person to give, within the reasonable time stated in the notice, the additional documents or information the chief executive considers necessary to decide the request.
- (6) The chief executive may refuse to consider the request until the person supplies the requested documents or information.
- (7) If the chief executive agrees to the proposed arrangement, the person must pay the fees as required under the arrangement.

Division 2 Offences

68 Definition for div 2

In this division—

official means the chief executive, an authorised officer or another person in the department in which the Act is administered.

69 False or misleading statements to official

A person must not state anything to an official the person knows is false or misleading in a material particular.

Maximum penalty—20 penalty units.

70 False or misleading documents to official

- (1) A person must not give an official a document containing information the person knows is false or misleading in a material particular.

Maximum penalty—20 penalty units.

- (2) Subsection (1) does not apply to a person who when giving the document—

- (a) tells the official, to the best of the person's ability, how it is false or misleading; and
- (b) if the person has, or can get, the correct information, gives the correct information to the official.

71 Offences about false or misleading statements or documents

For an offence against section 69 or 70, it is enough to allege that the relevant statement or document was 'false or misleading' without specifying which.

Division 3 Other provisions

72 Protection from liability

- (1) An authorised officer is not civilly liable for an act done, or omission made, honestly and without negligence under this regulation.
- (2) If subsection (1) prevents a civil liability attaching to an authorised officer, the liability attaches instead to the State.

Part 7 Transitional provisions

75 Payment date for certain fees

- (1) A fee prescribed under the *Transport Infrastructure (Management of Harbour Works) Regulation 1992*, schedule 3, (***expired provision***) for the period 1 July 2000 to 31 December 2000 is payable no later than 30 March 2001.
- (2) This section does not limit a person's liability that arose before 1 July 2000 to pay fees prescribed under the expired provision.

Schedule 1 Appointment of manager of public marine facility

section 5

Manager	Public marine facility
Balonne Shire Council	boat ramp at Bowen Street, St George as shown on Plan No. L-2-7-1
Banana Shire Council	boat ramp at Glebe Weir (32km north-east of Taroom on the Dawson River) as shown on Plan No. L-2-116-1
	boat ramp at Calvale Road, Biloela (Lake Callide, lower ramp) as shown on Plan No. L-3-8-1
	boat ramp at Calvale Road, Biloela (Lake Callide, upper ramp) as shown on Plan No. L-3-8-1
Brisbane City Council	boat ramp at Colmslie Reserve (Lytton Road) as shown on Plan No. L-1-140-9
	floating walkway at Colmslie Reserve (Lytton Road) as shown on Plan No. L-1-140-12
	boat ramp and pontoon at Deep Water Bend Reserve, Bald Hills as shown on Plan No. L-1-140-22
	boat ramp at Yundah Street, Shorncliffe (Cabbage Tree Creek) as shown on Plan No. L-1-140-23
	boat ramp at Sunday Street, Shorncliffe (Cabbage Tree Creek) as shown on Plan No. L-1-140-24

Manager	Public marine facility
	<p>boat ramp at Glenora Street, Wynnum (Wynnum Creek) as shown on Plan No. L-1-140-25</p> <p>jetty at Davies Park, West End (south bank of the Brisbane River) as shown on Plan No. L-1-140-11</p> <p>boat ramp at Kirra Street, Pinkenba as shown on Plan No. L-1-140-10</p> <p>boat ramp at Ross Street, Newstead (south bank of Breakfast Creek) as shown on Plan No. L-1-140-7</p> <p>boat ramp at Meiers Road, Long Pocket (north bank of the Brisbane River) as shown on Plan No. L-1-140-3</p> <p>boat ramp at Fig Tree Pocket Road, Fig Tree Pocket (north bank of the Brisbane River) as shown on Plan No. L-1-140-2</p>
Port of Brisbane Pty Ltd	boat ramp at Port Drive, Lytton as shown on Plan No. L-1-140-16
Bundaberg Regional Council	<p>boat ramp at Queen Street, Bundaberg (north bank of the Burnett River, downstream) as shown on Plan No. L-2-141-1A</p> <p>boat ramp at Queen Street, Bundaberg (north bank of the Burnett River, upstream) as shown on Plan No. L-2-141-1A</p> <p>boat ramp at Winfield Road, Winfield (south bank of Baffle Creek) as shown on Plan No. L-2-60-11</p> <p>boat ramp at Miara Road, Miara (north bank of the Kolan River) as shown on Plan No. L-2-60-10</p>

Manager

Public marine facility

boat ramp at Baillies Road, Booyan (south bank of Kolan River) as shown on Plan No. L-2-60-9

boat ramp at Walkers Point (north bank of the Burrum River) as shown on Plan No. L-2-64-2

boat ramp at First Avenue, Woodgate as shown on Plan No. L-2-64-3

boat ramp at Powers Street, Buxton (north bank of the Burrum River) as shown on Plan No. L-2-64-1

boat ramp at Dublo Park (north bank of the Elliott River) as shown on Plan No. L-2-60-1

boat ramp at Esplanade, Innes Park (north side of Palmer Creek) as shown on Plan No. L-2-60-3

boat ramp at Sandy Hook (south bank of the Burnett River) as shown on Plan No. L-2-60-5

boat ramp at Lake Monduran, Gin Gin (Fred Haig Dam) as shown on Plan No. L-2-74-1

Burdekin Shire Council

boat ramp at the place commonly known as Middle Landing near Yellow Gin Creek as shown on Plan No. L-4-5-1

boat ramp at Hinkson Esplanade, Groper Creek (upstream of jetty) as shown on Plan No. L-4-5-2

boat ramp at Hinkson Esplanade, Groper Creek (downstream of jetty) as shown on Plan No. L-4-5-2

Manager	Public marine facility
	<p>jetty at Hinkson Esplanade (south bank of Groper Creek) as shown on Plan No. L-4-5-2</p> <p>boat ramp at Old Wharf Road, Plantation Creek as shown on Plan No. L-4-5-3</p> <p>boat ramp at the place commonly known as Hell Hole Landing as shown on Plan No. L-4-5-5</p> <p>boat ramp at Morris Creek Road, Barramundi Creek as shown on Plan No. L-4-5-6</p> <p>boat ramp at the place commonly known as Cromarty Creek Landing as shown on Plan No. L-4-5-8</p>
<p>Burke Shire Council</p>	<p>jetty at the place commonly known as Truganini Landing near the north bank of the Albert River as shown on Plan No. L-4-23-1</p> <p>boat ramp at the place commonly known as Truganini Landing near the north bank of the Albert River as shown on Plan No. L-4-23-1</p>
<p>Cairns Regional Council</p>	<p>pontoon at Buckley Street, Yorkeys Knob as shown on Plan No. L-5-158-15A</p> <p>boat ramp at Rankin Street, Newell (north bank of the Mossman River) as shown on Plan No. L-5-45-2</p> <p>jetty at Rankin Street, Newell (north bank of the Mossman River) as shown on Plan No. L-5-45-2</p> <p>jetty at Stewart Street, Daintree (south bank of the Daintree River) as shown on Plan No. L-5-45-4</p>

Manager

Public marine facility

boat ramp at Stewart Street, Daintree (the Daintree River) as shown on Plan No. L-5-45-8

pontoon at Bailey Creek Road, Daintree (south bank of the Daintree River) as shown on Plan No. L-5-45-5

boat ramp at Bailey Creek Road, Daintree (south bank of the Daintree River) as shown on Plan No. L-5-45-7

boat ramp at Daintree Road, Dayman Point as shown on Plan No. L-5-45-3

boat ramp at Inlet Street, Port Douglas (Dicksons Inlet) as shown on Plan No. L-5-45-1

pontoon at Ashford Street, Port Douglas as shown on Plan No. L-5-45-1

boat ramp at Bramston Beach, Rocky Point (north bank of Joyce Creek) as shown on Plan No. L-5-158-1

boat ramp at the place commonly known as Deeral Landing near the south bank of the Mulgrave River as shown on Plan No. L-5-158-3

boat ramp at Russell River Road, Bellenden Ker (north bank of the Russell River) as shown on Plan No. L-5-158-2

boat ramp at Pine Creek Road, Redbank Creek as shown on Plan No. L-5-158-5

boat ramp at Yarrabah Road, Second Beach (Brown Bay) as shown on Plan No. L-5-158-14

Manager	Public marine facility
	boat ramp at Greenbank Road, East Stratford (south bank of the Barron River) as shown on Plan No. L-5-158-8
	boat ramp at Christensen Street, Machans Beach (north bank of the Barron River) as shown on Plan No. L-5-158-19
	boat ramp at Thompson Road, Edmonton (southern ramp) as shown on Plan No. L-5-158-4
	boat ramp at Thompson Road, Edmonton (northern ramp) as shown on Plan No. L-5-158-4
	boat ramp at Acacia Street, Holloways Beach (south bank of Richter Creek) as shown on Plan No. L-5-158-9
	boat ramp at Buckley Street, Yorkeys Knob as shown on Plan No. L-5-158-10
	boat ramp at Cedar Road, Palm Cove (northern end of Williams Esplanade) as shown on Plan No. L-5-158-11
	jetty at Cedar Road, Palm Cove (northern end of Williams Esplanade) as shown on Plan No. L-5-158-11
Carpentaria Shire Council	boat ramp at Gilbert Street, Karumba (Norman River) as shown on Plan No. L-4-31-1
Cassowary Coast Regional Council	boat ramp at Clump Point, Mission Beach as shown on Plan No. L-5-66-2A
	boat ramp and jetty at Edith Street, Innisfail (Johnstone River) as shown on Plan No. L-5-66-7A

Manager

Public marine facility

boat ramp at Sheridan Street, Cardwell (Hinchinbrook Channel) as shown on Plan No. L-4-30-2

boat ramp at Tully Hull Road, Hull Heads (south bank of the Hull River) as shown on Plan No. L-4-30-5

boat ramp at southern end of Kennedy Esplanade, South Mission Beach as shown on Plan No. L-4-30-6

boat ramp at Porter Promenade, Mission Beach as shown on Plan No. L-5-66-1

boat ramp at Bramble Street, Kurrimine Beach as shown on Plan No. L-5-66-4

boat ramp at Bambarook Road, Inarlinga (Cowley Beach) as shown on Plan No. L-5-66-5

boat ramp at Flying Fish Point Road, Flying Fish Point (north bank of the Johnstone River) as shown on Plan No. L-5-66-9

boat ramp at Fern Avenue, Coconut Point (north bank of the Johnstone River) as shown on Plan No. L-5-66-8

jetty between Grace and Alice Streets, Innisfail (west bank of the Johnstone River) as shown on Plan No. L-5-66-10

chief executive

boat harbour at Bowen shown as lot 310 on SP198022

Mooloolaba Harbour shown as lots 1 and 2 on SP143293 and lot 746 on SP139395

boat harbour at Rosslyn Bay as shown on Plan No. H-339

Manager	Public marine facility
	<p>boat harbour at Snapper Creek shown as lot 111 on Plan No. MCH5138</p> <p>boat harbour at Urangan shown as lot 253 on SP166261 and lot 254 on SP150280</p> <p>Scarborough Boat Harbour shown as lots 858 and 859 on SP158152</p> <p>boat harbour at Cabbage Tree Creek shown as lots 423 to 426 on SP158144</p> <p>Manly Boat Harbour shown as lots 685 to 687 on SP172860</p>
Cook Shire Council	<p>boat ramp at Port Stewart (Port Stewart River) as shown on Plan No. L-5-37-5</p> <p>boat ramp at the Annan River as shown on Plan No. L-5-37-6</p> <p>boat ramp at Charlotte Street, Cooktown (south bank of the Endeavour River) as shown on Plan No. L-5-37-4</p> <p>boat ramp at Ayton (north bank of the Bloomfield River) as shown on Plan No. L-5-37-1</p>
Dalby Regional Council	<p>boat ramp at Caliguel Lagoons, Condamine as shown on Plan No. L-2-87-1A</p> <p>boat ramp at Chinchilla South Road (Chinchilla Weir) as shown on Plan No. L-2-33-1</p>
Far North Queensland Ports Corporation Limited	<p>pontoon at Thursday Island (Engineers Wharf) as shown on Plan No. L-5-170-3A</p> <p>jetty at Mourilyn Harbour Road, Mourilyn Harbour (northern side) as shown on Plan No. L-5-66-6</p>

Manager

Public marine facility

boat ramp at Mourilyn Harbour Road, Mourilyn Harbour (western side) as shown on Plan No. L-5-66-6

jetty at Green Island as shown on Plan No. L-5-158-12

jetty at Fitzroy Island as shown on Plan No. L-5-158-13

Fraser Coast Regional Council boat ramp at Pleasant View Road, Yengarie as shown on Plan No. L-2-131-1A

boat ramp at North Head, Bingham (north bank of the Mary River, eastern side) as shown on Plan No. L-2-24-1

boat ramp at North Head, Bingham (north bank of the Mary River, western side) as shown on Plan No. L-2-24-1

boat ramp at Corfield Street, Gatakers Bay (western side of Point Vernon) as shown on Plan No. L-2-24-6

boat ramp at Toogoom Road, Toogoom (Beelbi Creek) as shown on Plan No. L-2-24-8

boat ramp at Burrum Heads Road, Burrum Heads (south bank of the Burrum River) as shown on Plan No. L-2-24-10

boat ramp at Ross Street, Burrum Heads (south bank of the Burrum River) as shown on Plan No. L-2-24-9

boat ramp at Bruce Highway, Howard (north bank of the Burrum River) as shown on Plan No. L-2-24-7

boat ramp at Raglan Street, Maryborough (south bank of the Mary River) as shown on Plan No. L-2-146-1

Manager	Public marine facility
	jetty at March Street, Maryborough (north bank of the Mary River) as shown on Plan No. L-2-146-8
	boat ramp at South Street, Maryborough (north bank of the Mary River) as shown on Plan No. L-2-146-2
	boat ramp upstream from Beaver Rock on the Mary River, Maryborough (south bank of the Mary River) as shown on Plan No. L-2-146-3
	boat ramp at Granville Road, Maaroom (north bank of Maaroom Creek) as shown on Plan No. L-2-146-5
	boat ramp at Owen Cox Street, Poona Point (Great Sandy Strait) as shown on Plan No. L-2-146-6
Gladstone Ports Corporation Limited	boat ramp at Morgan Street, Gladstone (Auckland Inlet) as shown on Plan No. L-3-161-2
	boat ramp at Goondoon Street, Gladstone (Auckland Inlet) as shown on Plan No. L-3-161-7
	boat ramp at Southend, Curtis Island as shown on Plan No. L-3-161-4
	boat ramp at the Burnett River (upstream of boat harbour at Burnett Heads) as shown on Plan No. L-2-60-7
	boat ramp at Strathdees Road, Rubyanna (south bank of the Burnett River) as shown on Plan No. L-2-60-6
	boat ramp at Hanson Road, Calliope River as shown on Plan No. L-3-161-6

Manager	Public marine facility
Gladstone Regional Council	boat ramp at Rocky Point Road, Winfield (Baffle Creek) as shown on Plan No. L-2-60-12A
	boat ramp at Tannum Sands (north bank of Wild Cattle Creek) as shown on Plan No. L-3-27-1
	boat ramp at David Bray Park, Boyne Island (north bank of the Boyne River) as shown on Plan No. L-3-27-3
	boat ramp at Alexander Street, Boyne Island (north bank of the Boyne River) as shown on Plan No. L-3-27-2
	boat ramp at Old Bruce Highway, Calliope Crossing (south bank of the Calliope River) as shown on Plan No. L-3-27-4
	boat ramp at the Narrows (south of Ramsay Crossing) as shown on Plan No. L-3-27-5
	boat ramp at the Narrows (Ramsay Crossing) as shown on Plan No. L-3-27-6
	boat ramp at Benaraby Road, Toolooa (South Trees Inlet) as shown on Plan No. L-3-161-1
	boat ramp at Ferry Road, Baffle Creek (south bank of Baffle Creek) as shown on Plan No. L-3-83-1
	boat ramp at Wartburg (north bank of Baffle Creek) as shown on Plan No. L-3-83-4
	boat ramp at Captain Cook Drive, Seventeen Seventy (Bustard Bay) as shown on Plan No. L-3-83-2

Manager	Public marine facility
Gold Coast City Council	boat ramp at Hancock Street, Turkey Beach (Rodds Harbour) as shown on Plan No. L-3-83-3
	boat ramp at Tiller Street, Tannum Sands (south bank of the Boyne River) as shown on Plan No. L-3-27-8
	boat ramp at Arthur Earle Park, Nerang as shown on Plan No. L-1-160-9
	pontoon at park commonly known as Proud Park (south bank of the Nerang River) as shown on Plan No. L-1-160-10A
	pontoon at Marine Parade, Labrador as shown on Plan No. L-1-160-13
	jetty at Bert Hood Street, Boykambil as shown on Plan No. L-1-160-21
	jetty at Jacobs Well Road, Jacobs Well as shown on Plan No. L-1-160-23
	pontoon at South Stradbroke Island (Tipplers Passage) as shown on Plan No. L-1-160-27
	floating walkway at park commonly known as Proud Park, Main Beach (southern end of Broadwater) as shown on Plan No. L-1-160-30A
	boat ramp at T.E. Peters Drive, Broadbeach Waters as shown on Plan No. L-1-160-29A
boat ramp at Muriel Henschman Drive, Main Beach (The Spit) as shown on Plan No. L-1-160-31A	
pontoon at Muriel Henschman Drive, Main Beach (The Spit) as shown on Plan No. L-1-230-1	

Manager

Public marine facility

boat ramp at Ray Street, Runaway Bay as shown on Plan No. L-1-160-15A

boat ramp at Drake Avenue, Paradise Point as shown on Plan No. L-1-160-18A

boat ramp at Oxenford (west of the Pacific Motorway) as shown on Plan No. L-1-230-2

pontoon at Jacobs Well Road, Jacobs Well as shown on Plan No. L-1-230-3

boat ramp at Alberton Road, Alberton as shown on Plan No. L-1-160-26A

boat ramp at Jacobs Well Road, Jacobs Well (approximately 20m south of jetty) as shown on Plan No. L-1-160-23

boat ramp at park commonly known as Proud Park (south bank of the Nerang River) as shown on Plan No. L-1-160-10

boat ramp at Marine Parade, Southport (Broadwater) as shown on Plan No. L-1-160-11

boat ramp at southern end of Marine Parade, Labrador (north bank of Lodgers Creek) as shown on Plan No. L-1-160-12

jetty at Marine Parade, Labrador (Broadwater) as shown on Plan No. L-1-160-14

boat ramp at Marine Parade, Labrador as shown on Plan No. L-1-160-13

boat ramp at Centenary Drive, Hollywell (Broadwater, opposite Jasmine Avenue) as shown on Plan No. L-1-160-17

Manager	Public marine facility
	boat ramp at Centenary Drive, Hollywell (Broadwater, opposite Holly Avenue) as shown on Plan No. L-1-160-17
	boat ramp at Turana Street, Hollywell (south bank of Coombabah Creek) as shown on Plan No. L-1-160-16
	boat ramp at Oxley Drive, Jabiru Island as shown on Plan No. L-1-160-19
	boat ramp at Thrower Drive, Currumbin (north bank of Currumbin Creek) as shown on Plan No. L-1-160-1
	boat ramp at Murlong Crescent, Palm Beach (south bank of Tallebudgera Creek) as shown on Plan No. L-1-160-2
	boat ramp at Awoonga Avenue, Burleigh Heads (north bank of Tallebudgera Creek) as shown on Plan No. L-1-160-3
	boat ramp at Naples Avenue, Surfers Paradise (the Nerang River) as shown on Plan No. L-1-160-6
	boat ramp at Birt Avenue, Surfers Paradise (the Nerang River) as shown on Plan No. L-1-160-7
	boat ramp at Pinnaroo Street, Santa Barbara (the Coomera River) as shown on Plan No. L-1-160-22
	boat ramp at Cabbage Tree Point Road, Cabbage Tree Point (Pimpama Island) as shown on Plan No. L-1-160-24
Goondiwindi Regional Council	boat ramp at Marshall Street, Goondiwindi (north bank of the MacIntyre River) as shown on Plan No. L-2-162-1

Manager	Public marine facility
Gympie Regional Council	boat ramp at Toolara Road, Toolara (Teewah Creek, Tin Can Inlet) as shown on Plan No. L-1-128-2
	boat ramp at Carlo Road, Carlo Point (eastern side of Tin Can Inlet) as shown on Plan No. L-1-128-5
	boat ramp at Borumba Dam as shown on Plan No. L-1-128-1
Hinchinbrook Shire Council	boat ramp at She-Oak Street, Forrest Beach as shown on Plan No. L-4-61-1
	boat ramp at Boat Ramp Road, Taylors Beach as shown on Plan No. L-4-61-2
	boat ramp at Dungeness Lucinda Road, Dungeness (the Herbert River) as shown on Plan No. L-4-61-3
Ipswich City Council	boat ramp at Richardson Park, Goodna (south bank of the Brisbane River) as shown on Plan No. L-1-148-1
Isaac Regional Council	boat ramp at Waverley Creek, St Lawrence (north bank of Bund Creek) as shown on Plan No. L-3-20-3
	boat ramp at Colonial Drive, Clairview as shown on Plan No. L-3-20-1
Logan City Council	boat ramp at Tansey Park, Tanah Merah as shown on Plan No. L-1-70-2A
	boat ramp at Henderson Road, Logan Reserve as shown on Plan No. L-1-13-1A
	boat ramp near Pacific Highway, Beenleigh (south bank of the Logan River) as shown on Plan No. L-1-160-32

Manager	Public marine facility
	boat ramp at Albert Street, Bethania (south bank of the Logan River) as shown on Plan No. L-1-160-25
	boat ramp at Federation Drive, Bethania (southern side of the Logan River) as shown on Plan No. L-1-160-28
	boat ramp at Skinners Road, Carbrook (north bank of the Logan River) as shown on Plan No. L-1-70-1
Mackay Regional Council	boat ramp at Murray Creek, Mackay as shown on Plan No. L-3-120-10A
	floating walkway at Port Binnli, Mackay as shown on Plan No. L-3-120-12A
	boat ramp at Port Binnli, Mackay as shown on Plan No. L-3-120-11A
	boat ramp at River Street, Mackay (south bank of the Pioneer River) as shown on Plan No. L-3-120-1
	boat ramp at Sunset Boulevard, Eimeo Creek (Sunset Bay) as shown on Plan No. L-3-120-3
	boat ramp at Seaforth-Port Newry Road, Seaforth (Victor Creek) as shown on Plan No. L-3-120-5
	boat ramp at Ramp Road, Carpet Snake Point, St Helens Bay as shown on Plan No. L-3-120-6
	boat ramp at Howells Road, Constant Creek as shown on Plan No. L-3-120-4
	boat ramp at Sunset Drive, Sarina Beach as shown on Plan No. L-3-107-1A

Manager

Public marine facility

	boat ramp at Boat Ramp Road, Campwin Beach (Castrades Inlet) as shown on Plan No. L-3-107-2
Moreton Bay Regional Council	boat ramp at Saint Smith Road, Beachmere (north bank of the Caboolture River) as shown on Plan No. L-1-25-2
	boat ramp at Fourth Avenue, Bongaree (northern ramp at Welsby Parade) as shown on Plan No. L-1-25-4
	boat ramp at Fourth Avenue, Bongaree (southern ramp at Welsby Parade) as shown on Plan No. L-1-25-4
	jetty at First Avenue, Bongaree (Pumicestone Passage) as shown on Plan No. L-1-25-3
	boat ramp at Bibimuyla Street, Bellara, (western side of Bribie Island) as shown on Plan No. L-1-25-6
	boat ramp at Moffat Esplanade, Toorbul (north bank of Ningi Creek) as shown on Plan No. L-1-25-7
	boat ramp at First Avenue, Toorbul (Pumicestone Passage) as shown on Plan No. L-1-25-8
	boat ramp at Freeman Road, Toorbul (Pumicestone Passage) as shown on Plan No. L-1-25-8
	boat ramp at Donnybrook (Pumicestone Passage) as shown on Plan No. L-1-25-9
	boat ramp at Thomas Street, Clontarf (Bramble Bay) as shown on Plan No. L-1-165-1

Manager	Public marine facility
	boat ramp at Oxley Avenue, Woody Point (Bramble Bay) as shown on Plan No. L-1-165-2
	boat ramp at Flinders Parade, Scarborough (north Queens Beach, opposite Griffith Road) as shown on Plan No. L-1-165-4
	boat ramp at Mabel Street, Margate as shown on Plan No. L-1-165-5
	boat ramp at Kal-Ma-Kuta Drive, Sandstone Point (Pumicestone Passage) as shown on Plan No. L-1-25-12
Mount Isa City Council	boat ramp at Lake Julius, Mount Isa as shown on Plan No. L-4-10-1
North Burnett Regional Council	boat ramp at Grays Road, Gayndah as shown on Plan No. L-2-102-2A
	boat ramp at Main Dam, Lake Paradise (approximately 500m upstream from the visitors centre) as shown on Plan No. L-2-43-1A
	boat ramp at Mingo Crossing, Lake Paradise as shown on Plan No. L-2-96-1A
	boat ramp at Kerles Lane, Mundubbera (upstream of Jones Weir) as shown on Plan No. L-2-4-1A
	boat ramp adjacent to Claude Wharton Weir, Gayndah (north bank of the Burnett River) as shown on Plan No. L-2-102-1
	boat ramp at Wuruma Dam as shown on Plan No. L-2-49-1
Northern Peninsula Regional Council	boat ramp at Ware Street, Injinoo (Cowl Creek) as shown on Plan No. L-5-251-2

Manager	Public marine facility
	boat ramp at Seisia Road, Inang Apudra (Fishbone Creek) as shown on Plan No. L-5-251-1
North Queensland Bulk Ports Corporation	boat ramp at Hay Point Road, Half Tide as shown on Plan No. L-3-107-3
	boat ramp at Evans Landing, Weipa (north bank of the Embley River) as shown on Plan No. L-5-37-3
Parro Shire Council	boat ramp at Burrenbilla Road, Cunnamulla (the Warrego River) as shown on Plan No. L-2-94-1A
Redland City Council	boat ramp at Wahine Drive, Russell Island as shown on Plan No. L-1-34-20A
	boat ramp at Toondah Harbour, Cleveland as shown on Plan No. L-1-34-10A
	jetty at High Street, Russell Island as shown on Plan No. L-1-34-11
	jetty at Junner Street, Dunwich (between the barge ramps at North Stradbroke Island) as shown on Plan No. L-1-34-17
	boat ramp and jetty at Yabby Street, Dunwich (North Stradbroke Island) as shown on Plan No. L-1-34-18
	jetty at Clayton Road, Amity Point (North Stradbroke Island) as shown on Plan No. L-1-34-19
	boat ramp at Moores Road, Redland Bay as shown on Plan No. L-1-34-1
	jetty at Weinam Street, Redland Bay as shown on Plan No. L-1-34-2

Manager	Public marine facility
	boat ramp at Masters Avenue, Victoria Point (south of the jetty) as shown on Plan No. L-1-34-3
	boat ramp at Colburn Avenue, northern side of Victoria Point (north west of the jetty) as shown on Plan No. L-1-34-4
	boat ramp at Shore Street North, Cleveland as shown on Plan No. L-1-34-6
	boat ramp at Main Road, Wellington Point (north of the jetty) as shown on Plan No. L-1-34-7
	boat ramp at Main Road, Wellington Point (south of the jetty) as shown on Plan No. L-1-34-7
	jetty at Main Road, Wellington Point (eastern side of Wellington Point) as shown on Plan No. L-1-34-7
	boat ramp at Helen Street, Thorneside (Queens Esplanade, south bank of Tingalpa Creek) as shown on Plan No. L-1-34-8
Rockhampton Regional Council	boat ramp at the place commonly known as Corbetts Landing as shown on Plan No. L-3-77-8A
	boat ramp at Banksia Road, Stanage Bay as shown on Plan No. L-3-77-9A
	boat ramp at St Christopher's Chapel Road, Nerimbera as shown on Plan No. L-3-77-10A
	boat ramp at Limpus Avenue, Keppel Sands (north bank of Pumpkin Creek, downstream of the local government reserve) as shown on Plan No. L-3-77-1A

Manager

Public marine facility

boat ramp at Limpus Avenue, Keppel Sands (north bank of Pumpkin Creek, upstream of the local government reserve) as shown on Plan No. L-3-77-1

boat ramp at Taylor Street, Keppel Sands as shown on Plan No. L-3-77-11

boat ramp at Emu Park (north bank of Coorooman Creek) as shown on Plan No. L-3-77-2

boat ramp at Hill Street, Emu Point as shown on Plan No. L-3-77-3

boat ramp at Emu Park Road, Mulambin (Lake Causeway) as shown on Plan No. L-3-77-4

boat ramp at Emu Park Road, Yeppoon (Fig Tree Creek, near Beak bridge) as shown on Plan No. L-3-77-7

boat ramp at Reaney Street, Rockhampton (north bank of the Fitzroy River) as shown on Plan No. L-3-147-3

boat ramp at Larcombe Street, Rockhampton (north bank of the Fitzroy River) as shown on Plan No. L-3-147-1

boat ramp near Luck Avenue, Rockhampton (south bank of the Fitzroy River) as shown on Plan No. L-3-147-2

jetty at Derby Street, Rockhampton (south bank of the Fitzroy River) as shown on Plan No. L-3-147-4

Roma Regional Council

boat ramp at Surat (north bank of the Balonne River) as shown on Plan No. L-2-126-1A

Manager	Public marine facility
Scenic Rim Regional Council	boat ramp at Maroon Dam as shown on Plan No. L-1-58-1
	boat ramp at Muller Park, Lake Moogerah (northern ramp) as shown on Plan No. L-1-58-3
	boat ramp at Muller Park, Lake Moogerah (southern ramp) as shown on Plan No. L-1-58-2
Somerset Regional Council	boat ramp at Sir Harold Richter Drive, Atkinsons Dam as shown on Plan No. L-2-52-1
Southern Downs Regional Council	boat ramp at Storm King Dam, Stanthorpe as shown on Plan No. L-2-109-1
Sunshine Coast Regional Council	boat ramp at June Street, Golden Beach (north bank of Bells Creek) as shown on Plan No. L-1-76-1
	boat ramp at Raleigh Street, Golden Beach (approximately 300m south of the military jetty) as shown on Plan No. L-1-76-2
	boat ramp at Raleigh Street, Golden Beach (approximately 200m south of the military jetty) as shown on Plan No. L-1-76-2
	boat ramp at Churchill Street, Golden Beach as shown on Plan No. L-1-76-3
	boat ramp at Seaview Terrace, Caloundra (Moffat Beach) as shown on Plan No. L-1-76-6
	boat ramp at Lara Street, Currimundi (south bank of Currimundi Creek) as shown on Plan No. L-1-76-7

Manager

Public marine facility

boat ramp at Bradman Avenue,
Maroochydore (south bank of the
Maroochy River) as shown on Plan No.
L-1-80-3

boat ramp at Fishermans Road,
Maroochydore (east bank of Eudlo Creek)
as shown on Plan No. L-1-80-4

boat ramp at Cooks Road, Bli Bli
(downstream of the David Low Bridge on
the Maroochy River) as shown on Plan No.
L-1-80-5

boat ramp at Lake Dunethin Road, Lake
Dunethin (the Maroochy River) as shown
on Plan No. L-1-80-6

boat ramp at Albert Street, Noosaville
(eastern ramp, south bank of the Noosa
River) as shown on Plan No. L-1-92-1

boat ramp at Thomas Street, Noosaville
(western ramp, south bank of the Noosa
River) as shown on Plan No. L-1-92-1

jetty between Albert Street and Edward
Street, Noosaville (south bank of the Noosa
River) as shown on Plan No. L-1-92-1

boat ramp at Lake Street, Tewantin (south
bank of the Noosa River) as shown on Plan
No. L-1-92-2

boat ramp at Orchard Avenue, Boreen
(Lake Cootharaba) as shown on Plan No.
L-1-92-3

jetty at Boreen Parade, Boreen Point (Lake
Cootharaba) as shown on Plan No.
L-1-92-3

Manager	Public marine facility
Tablelands Regional Council	boat ramp at Adaluma Avenue, Buddina (south bank of the Mooloolah River) as shown on Plan No. L-1-76-10
Tablelands Regional Council	boat ramp at Church Street, Tinaroo Falls (Tinaroo Falls Dam) as shown on Plan No. L-5-119-1
Tablelands Regional Council	boat ramp adjacent to the caravan park at Tinaroo Falls Dam as shown on Plan No. L-5-48-1
Torres Shire Council	boat ramp at the passage commonly known as Alpin Pass (south-western end of Thursday Island) as shown on Plan No. L-5-170-2
Torres Shire Council	boat ramp at Waiben Esplanade, Rose Hill (north-eastern end of Thursday Island) as shown on Plan No. L-5-170-4
Townsville City Council	boat ramp at Nelly Bay (Magnetic Island) as shown on Plan No. L-5-268-1
Townsville City Council	pontoon at Barnicle Street, Railway Estate (north bank of the Ross River) as shown on Plan No. L-4-150-1A
Townsville City Council	boat ramp at Santal Drive, Rasmussen as shown on Plan No. L-5-268-2
Townsville City Council	boat ramp at Crabb Drive, Balgal (south bank of Rollingstone Creek) as shown on Plan No. L-4-117-3
Townsville City Council	boat ramp at Saunders Beach (south bank of Althaus Creek) as shown on Plan No. L-4-117-2
Townsville City Council	boat ramp at Yule Street, Magnetic Island (adjacent to the jetty at Picnic Bay) as shown on Plan No. L-4-150-4

Manager	Public marine facility
Port of Townsville	boat ramp at Marlow Street, Pallarenda (northern end of Cleveland Bay) as shown on Plan No. L-4-150-6
	jetty at Yule Street, Picnic Bay (Magnetic Island) as shown on Plan No. L-4-150-7
	boat ramp at Sir Leslie Thiess Drive, Townsville (Ross Creek, southern ramp) as shown on Plan No. L-4-150-3
	boat ramp at Sir Leslie Thiess Drive, Townsville (Ross Creek, northern ramp) as shown on Plan No. L-4-150-3
	tourist jetty at Plume Street and Tomlin Street, South Townsville (south bank of Ross Creek) as shown on Plan No. L-4-150-2
Whitsunday Regional Council	jetty at Dibbs Street and Tomlin Street, South Townsville (south bank of Ross Creek) as shown on Plan No. L-4-150-2
	pontoon at the marina commonly known as Abel Point Marina, Airlie Beach as shown on Plan No. L-3-100-6A
	boat ramp at Horseshoe Bay Road, Bowen (Greys Bay, Cape Edgecumbe) as shown on Plan No. L-4-125-2
	boat ramp at Conway Road, Proserpine River as shown on Plan No. L-3-100-1
	boat ramp at Shute Harbour Road, Shute Harbour as shown on Plan No. L-3-100-2
	boat ramp at Shute Harbour Road, Cannonvale (Shingley Beach) as shown on Plan No. L-3-100-4

Schedule 1A Ending appointment of public marine facility manager

section 7A

Manager	Appointing instrument	Public marine facility managed
Bundaberg Port Authority	Order in Council dated 23 November 1978 made under the repealed <i>Harbours Act 1955</i>	boat ramp at Queen Street, Bundaberg (north bank of Burnett River, downstream) as shown on Plan No. L-2-141-1A
	Order in Council dated 23 November 1978 made under the repealed <i>Harbours Act 1955</i>	boat ramp at Queen Street, Bundaberg (north bank of Burnett River, upstream) as shown on Plan No. L-2-141-1A
Gladstone Port Authority	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	Auckland Inlet State Boat Harbour as shown on Plan No. H-370
Hervey Bay City Council	Order in Council dated 8 March 1973 made under the repealed <i>Harbours Act 1955</i>	boat ramp at Scarness
		boat ramp at Torquay
Johnstone Shire Council	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	Johnstone River State Boat Harbour shown as lot 270 on Plan No. NR7992

Manager	Appointing instrument	Public marine facility managed
Mackay Port Authority	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	Mackay State Boat Harbour as shown on Plan No. H-115
Moreton Bay Regional Council	Order in Council dated 6 July 1967 made under the repealed <i>Harbours Act 1955</i>	boat ramp at Bayview Terrace (Captain Cook Parade, Deception Bay) as shown on Plan No. L-1-25-1
Port of Brisbane Corporation	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	boat ramp at Cabbage Tree Creek (Yundah Street, Shorncliffe) as shown on Plan No. L001-007 Sh 6
		boat ramp at Cabbage Tree Creek (Sunday Street, Shorncliffe) as shown on Plan No. L001-007 Sh 6
	Order in Council dated 27 May 1976 made under the repealed <i>Harbours Act 1955</i>	boat ramp at Wynnum Creek (Glenora Street, Wynnum) as shown on Plan No. L001-007 Sh 3
	Order in Council dated 4 March 1969 made under the repealed <i>Harbours Act 1955</i>	jetty at Davies Park (Riverside Drive, West End) as shown on Plan No. L001-006 Sh 12
	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	harbour works within Lot 1 on PBAS20151 (Redland Bay barge loading ramp) held at the office of the Port of Brisbane Corporation

Manager	Appointing instrument	Public marine facility managed
	Order in Council dated 19 December 1974 made under the repealed <i>Harbours Act 1955</i>	boat ramp at Kirra Street (north bank of Brisbane River) as shown on Plan No. L-1-140-10
	Order in Council dated 8 December 1977 made under the repealed <i>Harbours Act 1955</i>	jetty at Yabby Street, Dunwich (North Stradbroke Island) as shown on Plan No. L-1-34-18
	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	harbour works on Plan B541-073 (Manly boat harbour)
	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	harbour works on Plan SI.7758 (Scarborough boat harbour) held at the office of Department of Lands, Caboolture
	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	harbour works on Plan H-81 (Cabbage Tree Creek boat harbour)
	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	boat ramp at Port Drive, Lytton as shown on Plan No. L-1-140-16

Manager	Appointing instrument	Public marine facility managed
the State	<i>Transport Infrastructure (Management of Harbour Works) Regulation 1992</i>	<p>Bowen Boat Harbour shown as lot 306 on Plan No. HR2049 and lot 309 on Plan No. 841899</p> <p>Mooloolaba Boat Harbour shown as lot 705 on Plan No. CG839394</p> <p>Rosslyn Bay Boat Harbour as shown on Plan No. H-339</p> <p>Snapper Creek Boat Harbour shown as lot 111 on Plan No. MCH5138</p> <p>Urangan Boat Harbour shown as lot 253 on Plan No. 904832</p>

Schedule 2 Fees for State managed boat harbours

section 63

Part 1 Fees for approvals for State managed boat harbours

Bowen Boat Harbour

	\$
1 For an approval to moor a ship at a pile mooring or buoy mooring or a combination pile and buoy mooring—	
(a) for each metre, or part of a metre, of the length between the centres of the 2 moorings, subject to the minimum fees stated in subparagraphs (i) and (ii), for 1 year	46.30
(i) minimum fee for a mooring not over 12.192m, for 1 year	567.10
(ii) minimum fee for a mooring over 12.192m but not over 15.24m, for 1 year	709.05
(b) for each metre, or part of a metre, of the length between the centres of the 2 moorings, for 6 months	29.30
(c) for each week, irrespective of the ship's length—	
(i) for the first week	76.75
(ii) for each subsequent week	54.85
(d) for each day, or part of a day, irrespective of the ship's length	10.95
2 For an approval to moor a ship at a landing, for each hour or part of an hour after the first hour	4.10
3 For an approval to operate a commercial ship to provide a passenger carrying transport service, other than a ferry service, if, under the ship's registration certificate under the <i>Transport Operations (Marine Safety) Regulation 2004</i> , the ship may carry in partially smooth waters—	

Schedule 2

	\$
(a) 25 persons or less, for 1 year	141.80
(b) over 25, but not over 55, persons, for 1 year.	283.60
4 For an approval to operate a commercial ship to provide a passenger carrying transport service that is a ferry service—	
(a) for each passenger, other than an exempt passenger or a passenger to whom paragraph (b) applies	1.50
(b) for each passenger who is a student on a genuine school educational trip, if the school principal gives the approval holder a statutory declaration declaring the number of students on the trip	0.30
5 For an approval to operate a commercial ship to provide a goods carrying transport service—	
(a) for 1 year.	5 671.85
(b) for 6 months	2 835.85
6 For an approval to operate a fuelling service, for 1 year	27.30

Mooloolaba Boat Harbour

	\$
1 For an approval to moor a ship at a pile mooring or buoy mooring or a combination pile and buoy mooring—	
(a) for each metre, or part of a metre, of the ship's length, for 1 year.	92.15
(b) for each metre, or part of a metre, of the ship's length, for 6 months	46.10
(c) for each week, irrespective of the ship's length	61.70
(d) for each day, or part of a day, irrespective of the ship's length	9.60
2 For an approval to moor a ship at a maintenance berth, for each day or part of a day	13.80
3 For an approval to operate a fuelling service, for 1 year	141.80

Rosslyn Bay Boat Harbour

	\$
1 For an approval to moor a ship at a pile mooring or buoy mooring or a combination pile and buoy mooring—	
(a) for each metre, or part of a metre, of the ship's length, for 1 year	92.15
(b) for each metre, or part of a metre, of the ship's length, for 6 months	46.10
(c) for each week, irrespective of the ship's length	61.70
(d) for each day, or part of a day, irrespective of the ship's length	9.60
2 For an approval to moor a ship at a maintenance berth, for each day or part of a day	13.80
3 For an approval to moor a commercial ship or a fishing ship at a landing, for each hour or part of an hour	13.80
4 For an approval to moor a recreational ship at a landing, for each hour or part of an hour after the first hour	13.80
5 For an approval to operate a commercial ship to provide a passenger carrying transport service, other than a ferry service, if, under the ship's registration certificate under the <i>Transport Operations (Marine Safety) Regulation 2004</i> , the ship may carry in partially smooth waters—	
(a) 25 persons or less, for 1 year	141.80
(b) over 25, but not over 55, persons, for 1 year	283.60
6 For an approval to operate a commercial ship to provide a passenger carrying transport service that is a ferry service—	
(a) if the service is operated to or from boat harbour land under a tenure held by a person, other than the chief executive, for each passenger, other than an exempt passenger or a passenger to whom paragraph (c) applies	1.50
(b) if the service is operated using a landing on boat harbour land over which only the chief executive has a tenure—	
(i) for each passenger, other than an exempt passenger or a passenger to whom paragraph (c) applies	4.20

Schedule 2

		\$
	(ii) for use of the landing, for 1 year.....	3 544.95
(c)	for each passenger who is a student on a genuine school educational trip, if the school principal gives the approval holder a statutory declaration declaring the number of students on the trip—	
	(i) for a service mentioned in paragraph (a)	0.30
	(ii) for a service mentioned in paragraph (b)	1.05
7	For an approval to operate a commercial ship to provide a goods carrying transport service—	
	(a) for 1 year	5 671.85
	(b) for 6 months.....	2 835.85
	(c) for 1 month	472.60
	(d) in addition to the fee under paragraph (a), (b) or (c), if the service is operated using a boat ramp or landing on boat harbour land over which only the chief executive has a tenure, for use of the boat ramp or landing—	
	(i) for 1 year	3 544.95
	(ii) for 6 months.....	1 772.50
	(iii) for 1 month	295.35
8	For an approval to operate a fish receival service—	
	(a) for each kilogram of prawns, fillets of fish or shucked scallops	0.03
	(b) for each kilogram of fish, other than fillets of fish ..	0.02
	(c) for each kilogram of unshucked scallops	0.01
	(d) in addition to the fee under paragraph (a), (b) or (c), if the service is operated using a boat ramp or landing on boat harbour land over which only the chief executive has a tenure, for use of the boat ramp or landing, for 1 year.....	3 544.95
9	For an approval to operate a fuelling service, for 1 year ..	354.40

Snapper Creek Boat Harbour

	\$
1 For an approval to moor a ship at a pile mooring or buoy mooring or a combination pile and buoy mooring—	
(a) for each metre, or part of a metre, of the ship's length, for 1 year	92.15
(b) for each metre, or part of a metre, of the ship's length, for 6 months	46.10
(c) for each week, irrespective of the ship's length	61.70
(d) for each day, or part of a day, irrespective of the ship's length	9.60
2 For an approval to operate a commercial ship to provide a passenger carrying transport service if, under the ship's registration certificate under the <i>Transport Operations (Marine Safety) Regulation 2004</i> , the ship may carry in partially smooth waters—	
(a) 25 persons or less, for 1 year	77.90
(b) over 25, but not over 55, persons, for 1 year	155.90
3 For an approval to operate a fuelling service, for 1 year	141.80

Urangan Boat Harbour

	\$
1 For an approval to moor a ship at a pile mooring or buoy mooring or a combination pile and buoy mooring—	
(a) for each metre, or part of a metre, of the ship's length, for 1 year	92.15
(b) for each metre, or part of a metre, of the ship's length, for 6 months	46.10
(c) for each week, irrespective of the ship's length	61.70
(d) for each day, or part of a day, irrespective of the ship's length	9.60

Schedule 2

	\$
2 For an approval to operate a commercial ship to provide a passenger carrying transport service, other than a ferry or whale watching service, if, under the ship's registration certificate under the <i>Transport Operations (Marine Safety) Regulation 2004</i> , the ship may carry in partially smooth waters—	
(a) 25 persons or less, for 1 year	77.90
(b) over 25, but not over 55, persons, for 1 year.	155.90
(c) over 55, but not over 150, persons, for 1 year.	233.95
(d) over 150 persons, for 1 year	312.00
3 For an approval to operate a commercial ship to provide a passenger carrying transport service that is a ferry service, if no more than 2 ships are used to provide the service, for 3 months	10 634.59
4 For an approval to operate a commercial ship to provide a transport service that is a combined passenger ferry service and goods carrying service, for each ship—	
(a) for 3 months	1 417.95
(b) in addition to the fee under paragraph (a), if the service is operated using a barge ramp on boat harbour land over which only the chief executive has a tenure, for use of the ramp for 3 months	1 063.40
5 For an approval to operate a commercial ship to provide a goods carrying transport service, if the service is operated using a barge ramp on boat harbour land over which only the chief executive has a tenure, for each ship—	
(a) for using the ramp 24 times or less a year	283.60
(b) for using the ramp over 24, but not over 52, times a year	567.10
(c) for using the ramp over 52, but not over 104, times a year	1 063.40
(d) for using the ramp over 104 times a year	4 253.85
6 For an approval to operate a commercial ship to provide a passenger carrying transport service that is a whale watching service, for each passenger.	0.25
7 For an approval to operate a fuelling service, for 1 year	141.80

Part 2 **Other fees**

		\$
1	For each mooring in the leased land mentioned in section 63(2), for 6 months	152.45

Schedule 3 Fees for non-State managed boat harbours

section 65

\$

- | | | |
|---|--|--------|
| 1 | For each mooring in a non-State managed boat harbour,
for 6 months— | |
| | (a) for a mooring provided by the State | 251.70 |
| | (b) for a mooring provided by anyone else. | 152.45 |

Schedule 4 Dictionary

section 3

abandoned property, for part 3, division 4, see section 29.

approval means—

- (a) an approval under section 37 to moor a ship; or
- (b) an approval under section 38 to operate a commercial ship to provide a transport service; or
- (c) an approval under section 39 to operate a fuelling service; or
- (d) an approval under section 40 to operate a fish receipt service.

authorised officer see section 50.

commercial hire ship see the *Transport Operations (Marine Safety) Regulation 2004*, section 146(5).

commercial ship see the *Transport Operations (Marine Safety) Regulation 2004*, schedule 15 but does not include a commercial hire ship.

detention notice, for part 3, division 4, see section 29.

exempt passenger means a person travelling on a commercial ship for which, under an approval to operate the ship to provide a transport service, fees are payable for passengers carried on the ship, if the person is—

- (a) under 6 years; or
- (b) travelling on the ship on a ticket for the trip given to the person by a recognised charitable organisation, if the organisation—
 - (i) obtains the ticket without charge; and
 - (ii) gives the approval holder a statutory declaration declaring the number of tickets it received without charge.

fish see the *Fisheries Act 1994*, section 5.

fishing ship see the *Transport Operations (Marine Safety) Regulation 2004*, schedule 15.

fish receival service see section 40.

fuelling service see section 39.

indication see the *Transport Operations (Road Use Management) Act 1995*, schedule 4.

landing includes jetty, pontoon and wharf.

length of a ship means its maximum overall length including all projections.

manager means the manager of a public marine facility under—

- (a) section 519 of the Act; or
- (b) section 5.

non-State managed boat harbour means a public marine facility that is a boat harbour, other than a State managed boat harbour.

obstruct includes hinder, resist, insult and attempt to obstruct.

official, for part 6, division 2, see section 68.

official traffic sign see the *Transport Operations (Road Use Management) Act 1995*, schedule 4.

partially smooth waters see the *Transport Operations (Marine Safety) Regulation 2004*, schedule 15.

passenger, for a commercial ship, means any person on the ship, other than the ship's master and the crew required under the *Transport Operations (Marine Safety) Regulation 2004* to operate the ship.

prescribed review information, for a decision, means information that a person to whom a notice about the decision is given under section 41(2) or 43(3) may—

- (a) under section 485 of the Act, as applied under section 44(2)—ask for the decision to be reviewed by the chief executive; and

-
- (b) under the *Transport Planning and Coordination Act 1994*, part 5, division 2—apply to QCAT for the decision to be stayed; and
 - (c) under section 485A of the Act, as applied under section 44(2)—ask for the chief executive’s decision on the review (the **reviewed decision**) to be reviewed by QCAT; and
 - (d) under the QCAT Act—apply for the reviewed decision to be stayed.

public marine facility includes a part of the facility.

recreational ship see the *Transport Operations (Marine Safety) Regulation 2004*, schedule 15.

regulatory notice see section 58.

regulatory notice provision see section 59.

requirement, of a regulatory notice, includes a direction, instruction, indication, condition or other provision contained in the notice.

ship see the *Transport Operations (Marine Safety) Act 1994*, section 10.

standard condition, for an approval, means a condition the chief executive imposes, or would impose, on every other approval of the same type as the approval.

State managed boat harbour means each of the following boat harbours that is a public marine facility managed by the State—

- (a) Bowen Boat Harbour;
- (b) Mooloolaba Boat Harbour;
- (c) Rosslyn Bay Boat Harbour;
- (d) Snapper Creek Boat Harbour;
- (e) Urangan Boat Harbour.

transport service means a service for carrying goods or passengers—

- (a) within a boat harbour; or

(b) that starts or ends in a boat harbour.

Examples—

- a ferry service within the boat harbour or that starts from the boat harbour and goes to a resort island outside the boat harbour
- a fishing or dive charter to an off shore reef

vehicle includes an air cushion vehicle.

Endnotes

1 Index to endnotes

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 1 July 2011. Future amendments of the Transport Infrastructure (Public Marine Facilities) Regulation 2000 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No. [X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
num	= numbered	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only

Reprint No.	Amendments to	Effective	Reprint date
1	none	1 January 2001	19 January 2001
1A	2001 SL No. 90	1 July 2001	23 November 2001

Reprint No.	Amendments included	Effective	Notes
1B	2002 SL No. 112	1 July 2002	
1C	2003 SL No. 106	1 July 2003	
1D	2003 SL No. 252	24 October 2003	
1E	2004 SL No. 54	1 July 2004	
	2004 SL No. 85		
1F	2004 SL No. 302	17 December 2004	
1G	2005 SL No. 91	1 July 2005	
1H	2006 SL No. 90	1 July 2006	
1I	2006 SL No. 289	1 December 2006	

Reprint No.	Amendments included	Effective	Notes
1J	2007 SL No. 83	1 July 2007	R1J withdrawn, see R2
2	—	1 July 2007	
2A	2008 SL No. 131	1 July 2008	R2E withdrawn, see R3
2B	2009 SL No. 64	1 July 2009	
	2009 SL No. 93		
2C	2009 SL No. 199	1 October 2009	
2D	2009 Act No. 24	1 December 2009	
2E	2009 SL No. 280	18 December 2009	
3	—	18 December 2009	
3A	2010 SL No. 100	1 July 2010	
3B	2010 SL No. 243	3 September 2010	
3C	2011 SL No. 64	1 July 2011	

5 Tables in earlier reprints

Name of table	Reprint No.
Corrected minor errors	1, 3

6 List of legislation

Transport Infrastructure (Public Marine Facilities) Regulation 2000 SL No. 339

made by the Governor in Council on 14 December 2000

notfd gaz 15 December 2000 pp 1478–83

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 2001 (see s 2)

exp 1 September 2011 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

amending legislation—

Transport Legislation Amendment Regulation (No. 2) 2001 SL No. 57 pts 1, 4

notfd gaz 25 May 2001 pp 334–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2001 (see s 2)

Transport Infrastructure (Public Marine Facilities) Amendment Regulation (No. 1) 2001 SL No. 90

notfd gaz 29 June 2001 pp 822–5

commenced on date of notification

Transport Legislation Amendment Regulation (No. 2) 2002 SL No. 112 pts 1, 5

notfd gaz 24 May 2002 pp 308–10

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2002 (see s 2)

Endnotes

Transport Legislation Amendment Regulation (No. 2) 2003 SL No. 106 pts 1, 5

notfd gaz 30 May 2003 pp 371–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2003 (see s 2)

Transport Infrastructure (Public Marine Facilities) Amendment Regulation (No. 1) 2003 SL No. 252

notfd gaz 24 October 2003 pp 624–5

commenced on date of notification

Transport Legislation Amendment Regulation (No. 1) 2004 SL No. 54 pts 1, 5

notfd gaz 14 May 2004 pp 112–14

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2004 (see s 2)

Government Owned Corporations (Central Queensland Ports Authority) Regulation 2004 SL No. 85 ss 1–2, pt 12

notfd gaz 25 June 2004 pp 573–81

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2004 (see s 2)

Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2004 SL No. 302 s 1, pt 3

notfd gaz 17 December 2004 pp 1277–85

commenced on date of notification

Transport Legislation Amendment Regulation (No. 1) 2005 SL No. 91 pts 1, 5

notfd gaz 20 May 2005 pp 224–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2005 (see s 2)

Transport Legislation and Another Regulation Amendment Regulation (No. 1) 2006 SL No. 90 ss 1, 2(1), pt 7

notfd gaz 19 May 2006 pp 252–4

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2006 (see s 2(1))

Transport and Other Legislation Amendment Regulation (No. 1) 2006 SL No. 289 ss 1, 44 sch

notfd gaz 1 December 2006 pp 1587–90

commenced on date of notification

Transport Legislation (Fees) Amendment Regulation (No. 1) 2007 SL No. 83 pts 1, 6

notfd gaz 18 May 2007 pp 345–8

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2007 (see s 2)

Transport Legislation (Fees) Amendment Regulation (No. 1) 2008 SL No. 131 pts 1, 6

notfd gaz 23 May 2008 pp 543–5

ss 1–2 commenced on date of notification

remaining provisions commenced 1 July 2008 (see s 2)

-
- Transport Legislation (Fees) Amendment Regulation (No. 1) 2009 SL No. 64 pts 1, 6**
notfd gaz 22 May 2009 pp 331–3
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2009 (see s 2)
- Transport and Other Legislation Amendment Regulation (No. 1) 2009 SL No. 93 ss 1, 2(2), pt 4**
notfd gaz 19 June 2009 pp 707–11
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2009 (see s 2(2))
- Queensland Civil and Administrative Tribunal (Jurisdiction Provisions) Amendment Act 2009 No. 24 ss 1–2, ch 13 pt 7**
date of assent 26 June 2009
ss 1–2 commenced on date of assent
remaining provisions commenced 1 December 2009 (2009 SL No. 252)
- Transport Infrastructure Legislation Amendment Regulation (No. 1) 2009 SL No. 199 pts 1, 3**
notfd gaz 18 September 2009 pp 215–16
ss 1–2 commenced on date of notification
remaining provisions commenced 1 October 2009 (see s 2)
- Sustainable Planning Regulation 2009 SL No. 280 ss 1–2, pt 9 div 26**
notfd gaz 27 November 2009 pp 1001–6
ss 1–2 commenced on date of notification
remaining provisions commenced 18 December 2009 (see s 2)
- Transport Legislation (Fees) Amendment Regulation (No. 1) 2010 SL No. 100 ss 1, 2(1), pt 6**
notfd gaz 28 May 2010 pp 290–2
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2010 (see s 2(1))
- Transport Infrastructure (Public Marine Facilities) Amendment Regulation (No. 1) 2010 SL No. 243**
notfd gaz 3 September 2010 pp 61–2
commenced on date of notification
- Transport Legislation (Fees) Amendment Regulation (No. 1) 2011 SL No. 64 pts 1, 7**
notfd gaz 20 May 2011 pp 142–3
ss 1–2 commenced on date of notification
remaining provisions commenced 1 July 2011 (see s 2)
Note—An explanatory note was prepared.

7 List of annotations

Reference to plan

s 4 amd 2010 SL No. 243 s 3

Endnotes

Manager appointed

s 5 amd 2010 SL No. 243 s 4

Ending appointment

s 7A ins 2003 SL No. 252 s 3
amd 2006 SL No. 289 s 44 sch; 2010 SL No. 243 s 5

Mooring approval

s 37 amd 2006 SL No. 289 s 44 sch; 2009 SL No. 280 s 135

Procedure if approval refused or granted on condition

s 41 amd 2009 SL No. 93 s 12; 2009 Act No. 24 s 1735

Division 6—Amending, suspending or cancelling approvals and reviews

div hdg amd 2009 Act No. 24 s 1736

Amending, suspending or cancelling approval without application

s 43 amd 2009 Act No. 24 s 1737

Subdivision 2—Internal and external review

sdiv hdg sub 2009 Act No. 24 s 1738

Internal and external review of decisions

prov hdg sub 2009 Act No. 24 s 1739(1)

s 44 amd 2006 SL No. 289 s 44 sch; 2009 Act No. 24 s 1739(2)

Entry and inspection of loading place

s 56 amd 2009 SL No. 93 s 13

Regulatory notice may refer to documents held by chief executive

s 62 amd 2004 SL No. 302 s 6

Authorised officer under expired instrument

s 73 exp 1 April 2001 (see s 73(3))

Activities controlled by local government authorised officer at boat ramp or landing managed by local government

s 74 amd 2001 SL No. 90 s 3
exp no later than 1 January 2002 (see s 74(4))

SCHEDULE 1—APPOINTMENT OF MANAGER OF PUBLIC MARINE FACILITY

sch hdg amd 2003 SL No. 252 s 4(1)

sch 1 amd 2003 SL No. 252 s 4(2)–(7); 2004 SL No. 85 s 27; 2009 SL No. 93 s 14;
2009 SL No. 199 s 8
sub 2010 SL No. 243 s 6

SCHEDULE 1A—ENDING APPOINTMENT OF PUBLIC MARINE FACILITY MANAGER

ins 2003 SL No. 252 s 5
amd 2010 SL No. 243 s 7

SCHEDULE 2—FEES FOR STATE MANAGED BOAT HARBOURS

sub 2001 SL No. 57 s 8; 2002 SL No. 112 s 10; 2003 SL No. 106 s 10; 2004 SL No. 54 s 10

amd 2004 SL No. 302 s 7

sub 2005 SL No. 91 s 10; 2006 SL No. 90 s 14; 2007 SL No. 83 s 12; 2008 SL No. 131 s 12; 2009 SL No. 64 s 12; 2010 SL No. 100 s 13; 2011 SL No. 64 s 14

SCHEDULE 3—FEES FOR NON-STATE MANAGED BOAT HARBOURS

sub 2001 SL No. 57 s 8; 2002 SL No. 112 s 10; 2003 SL No. 106 s 10; 2004 SL No. 54 s 10; 2005 SL No. 91 s 10; 2006 SL No. 90 s 14; 2007 SL No. 83 s 12; 2008 SL No. 131 s 12; 2009 SL No. 64 s 12; 2010 SL No. 100 s 13; 2011 SL No. 64 s 14

SCHEDULE 4—DICTIONARY

def “**commercial hire ship**” amd 2004 SL No. 302 s 8(1); 2010 SL No. 243 s 8(2)

def “**commercial ship**” amd 2004 SL No. 302 s 8(2); 2010 SL No. 243 s 8(2)

def “**fish**” amd 2010 SL No. 243 s 8(2)–(3)

def “**fishing ship**” amd 2004 SL No. 302 s 8(2); 2010 SL No. 243 s 8(2)

def “**indication**” amd 2010 SL No. 243 s 8(2)

def “**manager**” amd 2006 SL No. 289 s 44 sch

def “**official**” ins 2010 SL No. 243 s 8(1)

def “**official traffic sign**” amd 2010 SL No. 243 s 8(2)

def “**partially smooth waters**” amd 2004 SL No. 302 s 8(2); 2010 SL No. 243 s 8(2)

def “**passenger**” amd 2004 SL No. 302 s 8(3)

def “**prescribed review information**” ins 2009 Act No. 24 s 1740

def “**recreational ship**” amd 2004 SL No. 302 s 8(2); 2010 SL No. 243 s 8(2)

def “**ship**” amd 2010 SL No. 243 s 8(2), (4)