



Queensland

# Transport Operations (Marine Safety) Amendment Regulation (No. 1) 2005

## Subordinate Legislation 2005 No. 328

made under the

*Transport Operations (Marine Safety) Act 1994*

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**1 Short title**

This regulation may be cited as the *Transport Operations (Marine Safety) Amendment Regulation (No. 1) 2005*.

**2 Commencement**

This regulation commences on 1 January 2006.

**3 Regulation amended**

This regulation amends the *Transport Operations (Marine Safety) Regulation 2004*.

**4 Amendment of s 104 (Approval of entity to provide training)**

Section 104, heading, after ‘training’—

*insert—*

‘**programs for the operation of ships**’.

**5 Amendment of s 148 (What is an authority)**

Section 148(1)(e), after ‘training’—

*insert—*

‘programs’.

**6 Insertion of new s 236B**

After section 236A—

*insert—*

**‘236B Transitional provision for the Transport Operations (Marine Safety—Examining and Training Approvals (Recreational Ships and Personal Watercraft)) Standard 2005**

‘(1) Despite the 2005 standard, the *Transport Operations (Marine Safety—Marine Driver Licence Approvals) Interim Standard*

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Regulation (No. 1) 2005*

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(No. 2) 2005 as in force immediately before its repeal continues to apply to the following entities after its repeal—

- (a) an entity that, before 1 January 2006, has an approval;
- (b) an entity that, before 1 January 2006, has applied for an approval or renewal of an approval under section 156.

‘(2) However, an entity under subsection (1) applying for renewal of an approval under section 156 on or after 1 January 2006 must satisfy the general manager that the entity qualifies for renewal under the 2005 standard.

‘(3) In this section—

**2005 standard** means the *Transport Operations (Marine Safety—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 2005*.

**approval** means—

- (a) an approval of an entity to conduct examinations for issuing licences to operate recreational ships as its master under section 103;<sup>1</sup> or
- (b) an approval of an entity to provide training programs in the operation of recreational ships under section 104.<sup>2</sup>

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#### ENDNOTES

- 1 Made by the Governor in Council on 15 December 2005.
- 2 Notified in the gazette on 16 December 2005.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Transport.

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1 Section 103 (Approval of entity to conduct examinations)

2 Section 104 (Approval of entity to provide training programs for the operation of ships)