



Queensland

# Transport Operations (Marine Safety) Amendment Regulation (No. 2) 2008

## Subordinate Legislation 2008 No. 230

made under the

*Transport Operations (Marine Safety) Act 1994*

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[s 1]

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**1 Short title**

This regulation may be cited as the *Transport Operations (Marine Safety) Amendment Regulation (No. 2) 2008*.

**2 Regulation amended**

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

**3 Amendment of s 22 (Fire appliances—fishing ships to comply with USL code with changes)**

Section 22(2)(a), ‘AS’—

*omit, insert—*

‘AS/NZS’.

**4 Amendment of s 43 (Declaration of alterations or replacements that may affect marine safety—Act, s 4, definition *building*)**

(1) Section 43, heading, ‘s 4’—

*omit, insert—*

‘**schedule**’.

(2) Section 43(1), ‘section 4’—

*omit, insert—*

‘the schedule’.

(3) Section 43(2)(c), examples—

*omit, insert—*

‘*Examples—*

- an alteration in position or amount of permanent ballast
- an alteration to scuppers and freeing ports impairing drainage
- an alteration to, or replacement of, a part of a ship (including machinery), that, because of its weight or location, alters the stability of the ship’.

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**5 Amendment of s 50 (Accredited person to keep documents)**

Section 50(2), ‘subsection’—

*omit, insert*—

‘subsections’.

**6 Amendment of s 79C (Application of division)**

Section 79C(3)(b), ‘50 tonnes’—

*omit, insert*—

‘50t’.

**7 Amendment of pt 4, div 2, sdiv 1, hdg (Definitions for div 2)**

Part 4, division 2, subdivision 1, heading, ‘div’—

*omit, insert*—

‘**division**’.

**8 Amendment of s 135 (Currency and accuracy of documentation mentioned in ss 133 and 134)**

Section 135(1)(a), ‘and’, second mention—

*omit*.

**9 Amendment of ss 143 and 144**

Sections 143(2) and 144(2), definition *approved chemist*—

*omit, insert*—

‘*approved chemist* means a competent person under AS 3846—2005.’.

[s 10]

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**10 Amendment of s 229 (Licensing exceptions—particular commercial ships less than 35m)**

Section 229(2)(c), subparagraph (ii), first mention—  
*renumber* as subparagraph (i).

**11 Amendment of sch 5 (Pilotage areas)**

Schedule 5, entry for Maryborough pilotage area—  
*omit, insert—*

**‘Maryborough pilotage area**

The Maryborough pilotage area is the area of—

- (a) waters bounded by an imaginary line drawn—
- starting at the high water mark at the point where latitude 25°06.90' south intersects with the eastern shoreline of the mainland
  - then generally north-easterly along the geodesic to latitude 24°44.90' south, longitude 152°45.06' east
  - then east along the parallel of latitude 24°44.90' south to its intersection with the high-water mark on the western shoreline of Fraser Island
  - then generally southerly along the high-water mark on the western shoreline of Fraser Island, and then generally northerly along the high-water mark on the eastern shoreline of Fraser Island to the intersection of that high-water mark with latitude 25°46.31' south
  - then along the parallel of latitude 25°46.31' south to its intersection with longitude 153°05.00' east
  - then south along the meridian of longitude 153°05.00' to its intersection with the high-water mark on the mainland
  - then generally northerly along the high-water mark on the mainland to the starting point; and

- (b) the navigable waters of rivers and creeks flowing, directly or indirectly, into the waters in paragraph (a).’.

## 12 Amendment of sch 15 (Dictionary)

- (1) Schedule 15, definition *collision regulations*, ‘the Prevention of’—  
*omit, insert—*  
‘Preventing’.
- (2) Schedule 15, definition *IMO*—  
*omit, insert—*  
‘**IMO** means the International Maritime Organization.’.
- (3) Schedule 15, definition *smooth waters*, paragraph (c), ‘.5n mile’—  
*omit, insert—*  
‘0.5n mile’.

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### ENDNOTES

- 1 Made by the Governor in Council on 17 July 2008.  
2 Notified in the gazette on 18 July 2008.  
3 Laid before the Legislative Assembly on . . .  
4 The administering agency is the Department of Transport.