



Queensland

Transport Operations (Marine Safety) Amendment Regulation (No. 1) 2012

Subordinate Legislation 2012 No. 204

made under the

Transport Operations (Marine Safety) Act 1994

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[s 1]

1 Short title

This regulation may be cited as the *Transport Operations (Marine Safety) Amendment Regulation (No. 1) 2012*.

2 Regulation amended

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

3 Amendment of particular provisions to replace ‘Editor’s note—’ with ‘Note—’

The editor’s note in each of the following provisions is amended by omitting ‘Editor’s note—’ and inserting ‘Note—’—

- section 3(3) and (4);
- section 8(a);
- section 19A(1);
- section 26(1);
- section 42(1)(a);
- section 60(1) and (2);
- section 72(4);
- section 84(1)(b);
- section 85;
- section 87(2)(a)(ii);
- section 99A(a);
- section 140(2);
- section 160(4);
- section 193(1).

4 Amendment of s 12 (Fire appliances—commercial ships to comply with USL code with changes)

Section 12(3)(a), ‘AS/NZS 1850—1997’—

omit, insert—
‘AS/NZS 1850-2009’.

5 Amendment of s 79C (Application of division)

Section 79C(5)(b), editor’s note,
‘<www.nmma.org/certification/publications/>’—

omit, insert—
‘<<http://maats.nmma.org/certification/standards/>>’.

6 Amendment of s 141 (Reporting dangerous cargo event)

Section 141(5), definition *MHB*, ‘BC code’—

omit, insert—
‘IMSBC Code’.

7 Amendment of s 154 (Refusal of application for authority)

Section 154(2)(d), ‘this’—

omit, insert—
‘the’.

8 Amendment of s 157 (Div 2 applies to application for renewal)

Section 157(2)(a)(i), ‘is’—

omit, insert—
‘was’.

9 Amendment of s 163 (Grounds for suspension or cancellation of authorities)

(1) Section 163(b)(i), ‘is’—

omit, insert—
‘was’.

[s 10]

- (2) Section 163(e), ‘this’—
omit, insert—
‘the’.

10 Amendment of s 179 (Pilotage exemption)

- (1) Section 179(2)(a)—
omit, insert—
‘(a) the person holds an appropriate licence to operate the ship, or class of ship, as its master under—
(i) this regulation; or
(ii) the law of the Commonwealth or another State; or
(iii) for a certificate issued to a person for a foreign registered ship—the law of the country under whose laws the ship is registered; and.’.
- (2) Section 179(3)—
insert—
‘(c) a foreign registered ship that is a dredging plant, or is part of a dredging plant, and operating in a pilotage area, or part of a pilotage area, stated in a direction of a harbour master under the Act, section 88.’.
- (3) Section 179(5)—
insert—
‘***dredging plant*** means a ship, a group of ships or a combination of ships, operating solely for the purpose of conducting or assisting dredging operations.’.

11 Amendment of sch 4A (Application of part 6, divisions 2 to 6 to marine licences)

- (1) Schedule 4A, section 154(2)(d), ‘*the*’—
omit, insert—
‘the’.

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- (2) Schedule 4A, section 157(2)(a)(i), ‘was’—
omit, insert—
‘was’.
 - (3) Schedule 4A, section 163(b)(i), ‘was’—
omit, insert—
‘was’.
 - (4) Schedule 4A, section 163(e), ‘the’—
omit, insert—
‘the’.

12 Amendment of sch 15 (Dictionary)

- (1) Schedule 15, definition *BC code*—
omit.
- (2) Schedule 15, definition *dangerous cargo code*, paragraph (a)—
omit, insert—
‘(a) the IMSBC code as it applies to Group B materials mentioned in the IMSBC code, appendix 4;’.
- (3) Schedule 15—
insert—
‘**IMSBC code** means the International Maritime Solid Bulk Cargoes Code issued by IMO.’.

ENDNOTES

- 1 Made by the Governor in Council on 15 November 2012.
- 2 Notified in the gazette on 16 November 2012.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Transport and Main Roads.