

## **Rottnest Island Amendment Regulations (No. 3) 2016**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Rottnest Island Amendment Regulations (No. 3) 2016*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

**3. Regulations amended**

These regulations amend the *Rottnest Island Regulations 1988*.

**4. Regulation 5 amended**

In regulation 5(3)(a) delete “regulation 6; and” and insert:

regulation 6 or 7A; and

**5. Regulation 6A amended**

In regulation 6A(1) after “regulation 6(1)(b)” insert:

or 7A(6)(b)

**6. Regulation 7 amended**

- (1) In regulation 7(1) delete “or aircraft” (each occurrence).
- (2) In regulation 7(2):
  - (a) delete “or aircraft” (each occurrence);
  - (b) delete “of, or the aircraft is landed at,” and insert:

of

**7. Regulation 7A amended**

In regulation 7A(6)(a) delete “ferry” and insert:

vessel

**8. Regulation 11 amended**

In regulation 11(3) delete “shall not” and insert:

must not, without permission,

**9. Regulation 19 amended**

(1) In regulation 19 delete the definitions of:

*additional vessel*

*licensed vessel*

(2) In regulation 19 insert in alphabetical order:

*additional vessel*, in relation to a mooring site, has the meaning given in regulation 27(2);

*licensed vessel*, in relation to a mooring site, has the meaning given in regulation 26(1);

**10. Regulation 19A inserted**

After regulation 19 insert:

**19A. Authorisation to be secured to mooring**

For the purposes of regulation 11(2)(a), a vessel is authorised under this Division to be secured to a mooring if —

- (a) the mooring is on a mooring site; and
- (b) the vessel is a licensed vessel, additional vessel or authorised vessel in relation to the mooring site; and
- (c) the person who secured the vessel is the mooring site licensee or an authorised user of the mooring site; and
- (d) the vessel is secured in accordance with the conditions of the mooring site licence.

**11. Regulation 26 amended**

In regulation 26(1) delete “authorised to be secured to a mooring on” and insert:

a *licensed vessel* in relation to

**12. Regulation 27 amended**

In regulation 27(2) delete “authorised to be secured to a mooring on” and insert:

an *additional vessel* in relation to

**13. Regulation 30 amended**

In regulation 30(6) delete “abandoned.” and insert:

abandoned, and for that purpose the notice given under subregulation (5) is taken to be a notice given under regulation 74(2)(b).

**14. Regulation 31A amended**

Delete regulation 31A(2).

**15. Regulation 35A deleted**

Delete regulation 35A.

**16. Regulation 38C amended**

(1) Delete regulation 38C(1) and insert:

(1) In this regulation —

*black water* means faecal matter or urine and any waste composed wholly or in part of liquid.

(2) In regulation 38C(2) delete “sullage” and insert:

black water

Note: The heading to amended regulation 38C is to read:

**Black water from vessels**

**17. Regulation 74 amended**

(1) In regulation 74(1) after “take possession of” insert:

and remove or dispose of

- (2) In regulation 74(2)(b) after “remove” insert:

or dispose of

**18. Schedule 4 amended**

- (1) In Schedule 4 item 2A delete “or aircraft”.
- (2) In Schedule 4 item 22 delete “sullage” and insert:

black water

**19. Schedule 7 amended**

- (1) Delete Schedule 7 Part 1 item 4.
- (2) In the heading to Schedule 7 Part 2 after “**Mooring**” insert:

**site**

N. HAGLEY, Clerk of the Executive Council.

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