

Queensland



Subordinate Legislation 2000 No. 89

Tow Truck Act 1973

Traffic Act 1949

Transport Operations (Marine Safety) Act 1994

Transport Operations (Passenger Transport) Act 1994

Transport Operations (Road Use Management) Act 1995

**TRANSPORT LEGISLATION AMENDMENT
REGULATION (No. 1) 2000**

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PART 1—PRELIMINARY

Short title

1. This regulation may be cited as the *Transport Legislation Amendment Regulation (No. 1) 2000*.

Commencement

2. This regulation commences on 1 July 2000.

PART 2—AMENDMENT OF TOW TRUCK REGULATION 1999

Regulation amended in pt 2

3. This part amends the *Tow Truck Regulation 1999*.

Replacement of sch 2 (Fees)

4. Schedule 2—
omit, insert—

‘SCHEDULE 2

‘FEES

section 64

- | | | |
|--|----|--------|
| | \$ | |
| 1. Application for— | | |
| (a) a licence or licence renewal, for each tow truck | | 236.20 |

(b) a permit to tow motor vehicles, for each 3 months or part of 3 months	68.25
(c) a driver's certificate or driver's certificate renewal	29.40
(d) an assistant's certificate or assistant's certificate renewal	29.40
(e) a driver's permit, for each 3 months or part of 3 months	12.05
(f) an assistant's permit, for each 3 months or part of 3 months	12.05
(g) a duplicate licence or permit	29.40
(h) a duplicate driver's or assistant's certificate or permit	12.05'.

PART 3—AMENDMENT OF TRAFFIC REGULATION 1962

Regulation amended in pt 3

5. This part amends the *Traffic Regulation 1962*.

Replacement of sch 4 (Fees)

6. Schedule 4—

omit, insert—

SCHEDULE 4**FEES**

	section 2
	\$
1. Permit to carry an advertisement, placard, board, notice or sign for business advertising, for each month or part of a month	14.70
2. Fee under section 96(3) of the Act	72.45
3. Application for colour prints of the photographic evidence of a camera-detected offence	13.65
4. Parking permit for people with disabilities	10.00’.

**PART 4—AMENDMENT OF TRANSPORT
OPERATIONS (MARINE SAFETY) REGULATION
1995**

Regulation amended in pt 4

7. This part amends the *Transport Operations (Marine Safety) Regulation 1995*.

Replacement of sch 7 (Fees)

8. Schedule 7—
omit, insert—

‘SCHEDULE 7**‘FEES**

section 186

‘Accreditation of ship designers, ship builders and marine surveyors

‘1.(1) This section sets the fees for accreditation of ship designers, ship builders and marine surveyors.

‘(2) The fee for initial accreditation is the total of the following—

- (a) application fee—\$165.35;
- (b) approval fee—\$392.65.

‘(3) The fee for renewal of accreditation is \$165.35.

‘(4) The fee for replacing a certificate of accreditation is \$21.50.

‘Registration of recreational ships

‘2.(1) This section sets the fees for registration of recreational ships.

‘(2) The fee is the total of the registration and recreational use components.

‘(3) The registration component for a recreational ship is—

- (a) for a ship not over 4.5 m—\$40.95; or
- (b) for a ship over 4.5 m but not over 6 m—\$71.70; or
- (c) for a ship over 6 m but not over 10 m—\$102.40; or
- (d) for a ship over 10 m but not over 15 m—\$122.90; or
- (e) for a ship over 15 m but not over 20 m—\$153.60; or
- (f) for a ship over 20 m—\$194.60.

‘(4) The recreational use component for a recreational ship is \$12.00.

‘Pensioner concessions

‘**3.(1)** This section applies to the owner of a recreational ship.

‘**(2)** The owner is exempt from paying the registration fee for 1 recreational ship if the owner receives a totally and permanently incapacitated war pension.

‘**(3)** The owner is exempt from paying 50% of the registration component for 1 recreational ship if the owner receives—

- (a) a full rate age pension; or
- (b) a disability support pension; or
- (c) an Australian/United Kingdom reciprocal pension; or
- (d) a service or general rate disability pension.

‘**(4)** The owner is exempt from paying 25% of the registration component for 1 recreational ship if the owner holds a seniors card.

‘Registration of commercial ships

‘**4.(1)** This section sets the fees for registration and renewal of registration of commercial ships.

‘**(2)** The fee is the total of the registration, boating facilities and compliance monitoring components.

‘**(3)** The registration component for a commercial ship is—

- (a) for a ship not over 4.5 m—\$41.45; or
- (b) for a ship over 4.5 m—\$71.40.

‘**(4)** The boating facilities component for a commercial ship is as follows—

- (a) for a ship not over 10 m—\$7.35 for each metre or part of a metre;
- (b) for a ship over 10 m but not over 35 m—\$73.50 plus \$12.10 for each additional metre, or part of a metre;
- (c) for ship over 35 m—\$377.95.

‘**(5)** The compliance monitoring component for class 1B, C, D and E ships and class 2B, C, D and E ships is as follows—

- (a) for a ship not over 7 m—\$105.00;
- (b) for a ship over 7 m but not over 10 m—\$257.20;
- (c) for a ship over 10 m but not over 15 m—\$320.20;
- (d) for a ship over 15 m but not over 20 m—\$393.70;
- (e) for a ship over 20 m but not over 25 m—\$451.45;
- (f) for a ship over 25 m but not over 35 m—\$509.20;
- (g) for a ship over 35 m but not over 50 m—\$603.65;
- (h) for a ship over 50 m but not over 75 m—\$650.90;
- (i) for a ship over 75 m but not over 100 m—\$745.40;
- (j) for a ship over 100 m—\$929.15.

‘(6) The compliance monitoring component for class 1F ships is as follows—

- (a) for a ship not over 7 m—\$40.45;
- (b) for a ship over 7 m but not over 10 m—\$68.25;
- (c) for a ship over 10 m but not over 15 m—\$100.80;
- (d) for a ship over 15 m but not over 20 m—\$136.50;
- (e) for a ship over 20 m but not over 25 m—\$199.45;
- (f) for a ship over 25 m but not over 35 m—\$236.20;
- (g) for a ship over 35 m—\$267.70.

‘(7) The compliance monitoring component for commercial hovercraft is as follows—

- (a) for a hovercraft not over 5 m—\$100.80;
- (b) for a hovercraft over 5 m but not over 7.5 m—\$136.50;
- (c) for a hovercraft over 7.5 m but not over 10 m—\$209.95;
- (d) for a hovercraft over 10 m but not over 15 m—\$272.95;
- (e) for a hovercraft over 15 m but not over 20 m—\$414.70;
- (f) for a hovercraft over 20 m but not over 30 m—\$551.20;
- (g) for a hovercraft over 30 m—\$687.65.

‘(8) A ship owned by any of the following and used for rescue purposes is exempt from payment of the registration fees—

- (a) the emergency services department;
- (b) a volunteer marine rescue association or a surf lifesaving association accredited by that department.

‘(9) A ship used exclusively for a marine studies course provided by a high school or secondary college (including a senior college) is exempt from payment of registration fees.

‘Registration of fishing ships

‘5.(1) This section sets the fees for registration of fishing ships.

‘(2) The fees consist of the following compliance monitoring components—

- (a) for a ship over 10 m but not over 15 m—\$115.50;
- (b) for a ship over 15 m but not over 20 m—\$314.95;
- (c) for a ship over 20 m but not over 25 m—\$388.45;
- (d) for a ship over 25 m but not over 35 m—\$488.20;
- (e) for a ship over 35 m but not over 50 m—\$603.65;
- (f) for a ship over 50 m but not over 75 m—\$650.90;
- (g) for a ship over 75 m but not over 100 m—\$745.40;
- (h) for a ship over 100 m—\$929.15.

‘Other registration fees

‘6.(1) This section sets the fees for miscellaneous aspects of ships registration.

‘(2) The fees are as follows—

- (a) for a replacement registration label and certificate of registration for a commercial or a fishing ship—\$34.65;
- (b) for an extract from the registered ships register from information in the register—

- (i) when the application is made—\$10.50;
- (ii) on another day—\$16.80.

‘Restricted use flags

‘7.(1) This section sets the fee for the issue and replacement of restricted use flags.

‘(2) The fees are as follows—

- (a) for an initial flag—\$152.25;
- (b) for a second or subsequent flag—\$61.95;
- (c) for a replacement flag—\$32.55;
- (d) for a flag for up to 1 month—\$54.60.

‘Design approval certificates

‘8.(1) This section sets the fee for issuing a design approval certificate.

‘(2) The fees are as follows—

- (a) application fee for the issue of the certificate and if requested by the applicant, the giving of a quote for the design examination fee—\$86.80;
- (b) design examination fee—
 - (i) if an appropriately accredited ship designer has issued a certificate of compliance for the design and the certificate, or a copy of it, is given to the chief executive with the application—\$77.50 an hour of examination time, to the nearest 15 minutes;
 - (ii) otherwise—\$103.35 an hour of examination time to the nearest 15 minutes.

‘(3) Despite subsection (2)(b), if the chief executive has given a written quotation for the design examination fee and the applicant has accepted the quotation, the design examination fee is the lesser of—

- (a) the quoted fee; and

- (b) the fee that would otherwise be payable under subsection (2)(b) for the time taken to examine the design.

‘Certificates of survey

‘9.(1) This section sets the fee for a certificate of survey.

‘(2) The fees are as follows—

- (a) application fee for the issue of a certificate of survey—\$88.20;
- (b) for inspecting the ship (if necessary) and examining the documents required to be submitted with the application—\$77.50 an hour of inspection or examination time (excluding travelling time) to the nearest 15 minutes;
- (c) the reasonable travelling expenses for inspecting the ship;
- (d) for issuing the certificate of survey—\$6.70.

‘Licences to operate commercial or fishing ships

‘10.(1) This section sets the fees for licences to operate commercial or fishing ships as master and to act as crew for ships.

‘(2) The fees for full licences are as follows—

- (a) for a master class 3 and skipper grade 1—\$162.75;
- (b) for a master class 4, mate class 4 and skipper grade 2—\$162.75;
- (c) for a master class 5 and skipper grade 3—\$115.50;
- (d) for a coxswain—\$52.50;
- (e) engineer class 3—\$204.70;
- (f) marine engine driver grade 1—\$131.25;
- (g) marine engine driver grade 2—\$96.60;
- (h) marine engine driver grade 3—\$96.60.

‘(3) The fees for subjects taken separately are as follows—

- (a) for a licence mentioned in subsection (2)(a) or (b)—\$29.95;

- (b) for a licence mentioned in subsection (2)(c) or (d)—\$23.60;
- (c) for another licence mentioned in subsection (2)—\$47.75.

‘Licences to operate recreational ships

‘11.(1) This section sets the fee for a licence to operate a recreational ship as its master.

‘(2) The fee is \$30.00.

‘Pilot licence and exemption from pilotage

‘12.(1) This section sets the fees for licences to have the conduct of a ship as its pilot and for the granting of an exemption from pilotage.

‘(2) The fees for an application are as follows—

- (a) for a pilot’s licence (prescribed entity) competency examination—\$161.65;
- (b) for a pilotage exemption competency examination—\$161.65;
- (c) for an amendment of a pilotage exemption—\$147.00;
- (d) for an amendment of a pilot licence (prescribed entity)—\$147.00.

‘(3) The fee for issue of any of the following is \$147.00—

- (a) a pilot’s licence (prescribed entity);
- (b) a pilotage exemption;
- (c) an amended pilot’s licence;
- (d) an amended pilot’s licence (prescribed entity).

‘Other licence fees

‘13.(1) This section sets the fees for miscellaneous aspects of licensing to operate ships.

‘(2) The fees are as follows—

- (a) for issue of a licence for a commercial or fishing ship if no written examination is required—\$45.15;

- (b) for issue of a load line certificate for a ship—\$94.50;
- (c) for a practical demonstration of skill and licence condition for commercial hovercraft endorsement—\$202.10;
- (d) for an application for—
 - (i) an eyesight or colour vision test for a licence (other than a recreational ship master’s licence)—\$15.20;
 - (ii) an additional condition on licences—\$29.95;
- (e) for a sea time assessment—\$33.50;
- (f) for a temporary permit to operate a commercial or fishing ship as a master or crew member—\$85.05;
- (g) for replacement of a recreational ship master’s licence—\$13.00;
- (h) for replacement of a commercial ship licence, fishing ship licence, pilot licence or pilotage exemption—\$22.55;
- (i) for renewal of a commercial or fishing ship licence—\$29.95;
- (j) for renewal of pilot’s licence (prescribed entity)—\$72.45;
- (k) for renewal of pilotage exemption—\$72.45.

‘Training approval

‘**14.(1)** This section sets the fee for approval of an entity to provide training.

‘**(2)** The fee is \$299.00.

‘Pilotage fees

‘**15.(1)** This section sets the fees for pilotage.

‘**(2)** The fees are as follows—

- (a) for the Brisbane pilotage area—
 - (i) per gross ton or part of a gross ton—
 - (A) for the first 10 000 gt 19.8c
 - (B) over 10 000 gt to 20 000 gt 11.7c

-
- | | |
|--|-----------|
| (C) over 20 000 gt to 30 000 gt | 7.7c |
| (D) over 30 000 gt | 2.1c |
| (ii) minimum charge | \$679.80 |
| | |
| (b) for the pilotage area other than the Brisbane pilotage area— | |
| | |
| (i) per gross ton or part of a gross ton— | |
| (A) for the first 20 000 gt | 9.6c |
| (B) over 20 000 gt to 40 000 gt | 5.9c |
| (C) over 40 000 gt | 3.7c |
| (ii) minimum charge | \$343.20. |

‘Other pilotage fees

‘**16.(1)** This section sets other fees about pilotage.

‘**(2)** The fees are as follows—

- (a) removal charges if the ship’s gross register tonnage—

	\$	\$	\$
(i) is not over 1 000 tons	152.90 ¹	224.40 ²	293.70 ³
(ii) over 1 000 tons but not over 6 000 tons	288.20 ¹	386.10 ²	485.10 ³
(iii) over 6 000 tons but not over 10 000 tons	421.30 ¹	547.80 ²	660.00 ³
(iv) over 10 000 tons	590.70 ¹	688.60 ²	812.90 ³ ;

- (b) if the pilot cannot leave the ship after the pilotage ends—the reasonable costs of returning the pilot to the relevant pilotage area.

¹ for the first 3 n mile

² over 3 n mile up to 10 n mile

³ over 10 n mile

‘Conservancy fees

‘**17.(1)** This section sets the fees for conservancy.

‘(2) The fees are as follows—

- (a) for a ship on an interstate voyage, per gross ton or part of a gross ton—
- (i) for the first 500 gt 8.3c
- (ii) over 500 gt 13.4c
- (b) any other ship, per gross ton or part of a gross ton ... 13.4c

‘Interest rate

‘18.(1) This section sets the interest rate for section 161.

‘(2) The rate is 10% a year.

‘Gross tonnage for certain ships

‘19. For sections 15 to 17, the gross tonnage of a ship stated in table A, column 1, with the Lloyds register number stated in table A, column 2, is the gross tonnage stated in table A, column 3.

Table A

Column 1 Ship	Column 2 Lloyds No.	Column 3 Tonnage
Texas	8204963	26790
Toba	7705972	20623
Taiko	8204975	27902
Tourcoing	7705946	21054
Tapiola	7705934	21049
Tampa	8204951	26790
Tampere	7718577	21318
Nedlloyd Rochester	7704605	19072
CGM Renoir	7702877	15632
CGM Ronsard	7702889	15632

‘Buoy moorings

‘**20.(1)** This sections sets the fees for buoy moorings.

‘**(2)** The application fee is the total of the assessment and occupation components.

‘**(3)** The assessment component is \$51.20.

‘**(4)** The occupation component is—

(a) for a mooring for restricted use—

(i) in a category 2 area—\$51.20; or

(ii) in a category 3 area—\$30.70; or

(b) for a mooring for unrestricted use—

(i) in a category 2 area—\$102.40; or

(ii) in a category 3 area—\$51.20; or

‘**(5)** The renewal fee is—

(a) for a mooring for restricted use—

(i) in a category 2 area—\$51.20; or

(ii) in a category 3 area—\$30.70; or

(b) for a mooring for unrestricted use—

(i) in a category 2 area—\$102.40; or

(ii) in a category 3 area—\$51.20.

‘Concession for certain unrestricted use buoy moorings

‘**21.(1)** This section applies if the holder of an unrestricted use buoy mooring authority who carries on a business allows business clients to use the mooring free of charge.

‘**(2)** The application and renewal fees for the authority, for each mooring after the first 5 moorings, are—

(a) in a category 2 area—\$40.95; or

(b) in a category 3 area—\$30.70.

‘Aquatic events

‘22.(1) This section sets the fees for aquatic events.

‘(2) The fees are as follows—

- (a) for an application for an aquatic event authority—\$20.65 for each event;
- (b) for an application by a genuine boating or sporting club for an aquatic event authority for an events program that is not longer than 3 months, is held at the same venue and where the conditions imposed under the authority for each event in the program are substantially the same conditions—\$20.65.

‘Administration fee on registration refund

‘23.(1) This sets the administration fee on a refund of a ship’s registration under section 187.

‘(2) The fee is \$9.75.’.

**PART 5—AMENDMENT OF TRANSPORT
OPERATIONS (PASSENGER TRANSPORT)
REGULATION 1994**

Regulation amended in pt 5

9. This part amends the *Transport Operations (Passenger Transport) Regulation 1994*.

Replacement of sch 8 (Annual fees)

10. Schedule 8—

omit, insert—

‘SCHEDULE 8**‘ANNUAL FEES**

section 67

\$

- | | | |
|-----------|---|----------|
| 1. | Service contract— | |
| | (a) commercial— | |
| | (i) 1–10 vehicles | 104.05 |
| | (ii) 11–20 vehicles | 260.15 |
| | (iii) 21–50 vehicles | 520.25 |
| | (iv) more than 50 vehicles | 1 040.50 |
| | (b) taxi administration— | |
| | (i) 1–50 vehicles | 104.05 |
| | (ii) 51–100 vehicles | 260.15 |
| | (iii) 101–200 vehicles | 520.25 |
| | (iv) more than 200 vehicles | 1 040.50 |
| 2. | Service licence— | |
| | (a) taxi | 104.05 |
| | (b) exempted taxi | 52.05 |
| | (c) limousine | 104.05 |
| 3. | Operator accreditation to provide— | |
| | (a) 1 or more scheduled passenger services, other than
accreditation under which only a restricted school
service may be operated | 103.75 |
| | (b) a community transport service | 103.75 |
| | (c) a courtesy transport service | 103.75 |
| | (d) a limousine service | 103.75 |
| | (e) a taxi service, other than operator accreditation under
which only an exempt taxi may be used to the provide
the service | 103.75 |
| | (f) a taxi service under which only an exempt taxi may be
used to the provide the service | 52.25 |
| | (g) a service for which no fee is provided under
paragraphs (a) to (f), for each service— | |

(i) accreditation under which 1 to 10 vehicles may be used to provide the service	207.90
(ii) accreditation under which over 10 vehicles may be used to provide the service	1040.50
4. Driver authorisation—	
(a) taxi	43.70
(b) limousine	43.70’.

PART 6—AMENDMENT OF TRANSPORT OPERATIONS (ROAD USE MANAGEMENT—DANGEROUS GOODS) REGULATION 1998

Regulation amended in pt 6

11. This part amends the *Transport Operations (Road Use Management—Dangerous Goods) Regulation 1998*.

Replacement of sch 2 (Fees)

12. Schedule 2—
omit, insert—

‘SCHEDULE 2

‘FEES

section 234

\$

1. Application fee for approval of tank design for use in transport of dangerous goods	152.55
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2.	Application fee for approval of IBC for use in transport of dangerous goods	30.50
3.	Application fee for, or renewal of, bulk driver licence . . .	15.25
4.	Application fee for, or renewal of, bulk vehicle licence for a vehicle with more than 8 t GVM	81.35
5.	Application fee for, or renewal of, bulk vehicle licence for a vehicle with not more than 8 t GVM	40.70’.

PART 7—AMENDMENT OF TRANSPORT OPERATIONS (ROAD USE MANAGEMENT—DRIVER LICENSING) REGULATION 1999

Regulation amended in pt 7

13. This part amends the *Transport Operations (Road Use Management—Driver Licensing) Regulation 1999*.

Replacement of sch 1 (Fees)

14. Schedule 1—
omit, insert—

‘SCHEDULE 1

‘FEES

section 3

\$

1.	Application for learner licence, for each year or part of a year	13.65
2.	Practical driving test	32.90

3. Application for P type licence or open licence, for each year or part of a year	11.00
4. Application for replacement licence	13.65
5. Extract from a driver licence record	13.65
6. Extract from a driver’s traffic history	13.65’.

**PART 8—AMENDMENT OF TRANSPORT
OPERATIONS (ROAD USE
MANAGEMENT—FATIGUE MANAGEMENT)
REGULATION 1998**

Regulation amended in pt 8

15. This part amends the *Transport Operations (Road Use Management—Fatigue Management) Regulation 1998*.

Replacement of sch 2 (Fees)

16. Schedule 2—
omit, insert—

‘SCHEDULE 2

‘FEES

section 103

	\$
1. Application fee for issue of logbook (s 76)	14.55
2. Application fee for registration as a participant in TFMS (s 77)	50.85
3. Application fee for issue of replacement driver certification manual (s 83)	50.85’.

PART 9—AMENDMENT OF TRANSPORT OPERATIONS (ROAD USE MANAGEMENT) REGULATION 1995

Regulation amended in pt 9

17. This part amends the *Transport Operations (Road Use Management) Regulation 1995*.

Replacement of sch 1 (Fees)

18. Schedule 1—
omit, insert—

‘SCHEDULE 1

‘FEES

section 4F

PART 1—OVERMASS VEHICLES

- 1. Permit for an overmass vehicle—
 - (a) for a single trip \$56.35
 - (b) for a stated period \$214.05

PART 2—ACCREDITED PERSONS

- 1. Application for appointment as accredited person—
 - (a) driver trainer, escort vehicle driver or pilot vehicle driver \$61.00

(b) approved examiner	\$17.30
2. Application for replacement of accreditation document or identity card	\$13.65

PART 3—DRIVER TRAINERS

1. Application for grant, or renewal, of accreditation of driver trainers	\$132.20
2. Application for replacement of accreditation document or identity card	\$13.65
3. Application for renewal of provisional accreditation	\$132.20
4. Application for grant of interim accreditation	\$132.20

PART 10—AMENDMENT OF TRANSPORT OPERATIONS (ROAD USE MANAGEMENT—VEHICLE STANDARDS AND SAFETY) REGULATION 1999

Regulation amended in pt 10

19. This part amends the *Transport Operations (Road Use Management—Vehicle Standards and Safety) Regulation 1999*.

Replacement of sch 3 (Fees)

20. Schedule 3—
omit, insert—

‘SCHEDULE 3**‘FEES**

section 4

	\$
1. Inspection for issue of safety certificate—	
(a) motor vehicle with a GVM not over 4.5 t	47.00
(b) motorcycle	29.10
(c) trailer with an ATM over 0.75 t but not over 3.5 t	23.50
2. Inspection for issue of certificate of inspection—	
(a) school bus or a bus with a GVM not over 4 t	49.20
(b) any other bus with a GVM over 4 t	58.15
(c) another motor vehicle with a GVM not over 4.5 t	30.20
(d) another motor vehicle with a GVM over 4.5 t but not over 16 t	67.10
(e) another motor vehicle with a GVM over 16 t	83.90
(f) trailer with an ATM over 3.5 t	38.05
3. If a motor vehicle is examined by an authorised officer outside normal hours at the request of the vehicle’s owner, the owner must also pay the overtime payable to, and the travelling expenses incurred by, the officer.	
4. Copy of inspection report issued by the department	14.55
5. Inspecting vehicle under section 36 of the Act	30.20
6. Surveying plans for modification of vehicle	53.70
7. Inspection for issue of modification certificate	30.20
8. Application for approval of AIS	57.95
9. Annual renewal of approval of AIS	30.50
10. Lodging notice of appeal	27.95
11. Supplying book of 50 inspection certificates	45.85
12. Supplying book of 50 certificates of modification	27.95
13. Postage and handling for each package of up to 4 books of inspection certificates or certificates of modification	5.60
14. Issuing a replacement AIS approval, inspection certificate or certificate of modification	14.55’.

ENDNOTES

1. Made by the Governor in Council on 18 May 2000.
2. Notified in the gazette on 19 May 2000.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Transport.