



New South Wales

Marine Safety Amendment (Penalty Notice Offences) Regulation 2024

under the

Marine Safety Act 1998

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Marine Safety Act 1998*.

JO HAYLEN, MP
Minister for Transport

Explanatory note

The object of this regulation is to amend, consequent on the making of the *Marine Pollution Regulation 2024*, the *Marine Safety Regulation 2016* to update the list of offences under the *Marine Pollution Act 2012* that are penalty notice offences.

This regulation is made under the *Marine Safety Act 1998*, sections 126 and 137, the general regulation-making power.

Marine Safety Amendment (Penalty Notice Offences) Regulation 2024

under the

Marine Safety Act 1998

1 Name of regulation

This regulation is the *Marine Safety Amendment (Penalty Notice Offences) Regulation 2024*.

2 Commencement

This regulation commences on 25 March 2024.

Schedule 1 Amendment of Marine Safety Regulation 2016

Schedule 10

Omit the schedule. Insert instead—

Schedule 10 Penalty notice offences—offences under Marine Pollution Act 2012

clause 135(2)

Column 1	Column 2	Column 3
Offences	Level of penalty for natural persons	Level of penalty for corporations
Offences under the Marine Pollution Act 2012		
Section 15(1)	6	6
Section 16(1)	6	—
Section 16(2)	6	6
Section 17	6	6
Section 26(1)	6	6
Section 27(1)	4	5
Section 28	4	5
Section 29(1)	6	6
Section 30(1)	6	—
Section 30(2)	6	6
Section 31	6	6
Section 43(1)	2	3
Section 44	2	3
Section 45(1)	5	6
Section 46(1)	5	—
Section 46(2)	5	6
Section 47	5	6
Section 53(1)	5	6
Section 54(1)	5	—
Section 54(2)	5	6
Section 55	5	6
Section 55A(1)	5	6
Section 60(1)	5	6
Section 61(1)	5	—
Section 61(2)	5	6
Section 62	5	6

Column 1	Column 2	Column 3
Offences	Level of penalty for natural persons	Level of penalty for corporations
Section 68(1) or (2)	5	6
Section 69(1) or (2)	5	6
Section 70(1) or (2)	5	6
Section 71(1) or (2)	5	6
Section 72(2)	5	6
Section 73	5	6
Section 78(1)	4	4
Section 79	4	4
Section 80	4	5
Section 81	4	5
Section 82	4	4
Section 87(1)	6	—
Section 88	6	—
Section 89	6	—
Section 90(1) or (2)	6	6
Section 91(1)	6	6
Section 92(1) or (2)	6	6
Section 93	6	6
Section 95(1)	5	5
Section 100(1)	5	5
Section 104	4	4
Section 107(1)	4	4
Section 110(1)	4	4
Section 113(1)	5	6
Section 116	4	—
Section 117(1) or (2)	4	—
Section 119	4	—
Section 120	4	5
Section 121(1) or (2)	4	5
Section 122	2	—
Section 124	4	5
Section 127	4	—
Section 128(1) or (2)	4	—
Section 130	4	—
Section 131	4	5

Column 1	Column 2	Column 3
Offences	Level of penalty for natural persons	Level of penalty for corporations
Section 132(1) or (2)	4	5
Section 133	3	—
Section 135(1)	3	4
Section 136	3	4
Section 140	3	—
Section 141(1) or (2)	4	—
Section 143	4	—
Section 144	3	4
Section 145(1) or (2)	3	4
Section 146	3	—
Section 150(1)	4	—
Section 150(2)	4	5
Section 150(3)	1	1
Section 151(1)	4	—
Section 151(2)	4	5
Section 151(3)	1	1
Section 152(1)	4	—
Section 152(2)	4	5
Section 152(3)	1	1
Section 174(1)	5	6
Section 175	5	6
Section 177(1)	5	6
Section 181	6	6
Section 187(1)	5	6
Section 193(4)	5	6
Section 195(5)	5	5
Section 198	5	6
Section 200(5)	5	5
Section 202	5	6
Section 202A(5)	5	6
Section 202C(5)	5	5
Section 209(1)	5	6
Section 222(1)	5	6
Section 231	5	5

Offences under the Marine Pollution Regulation 2024

Column 1	Column 2	Column 3
Offences	Level of penalty for natural persons	Level of penalty for corporations
Section 10	5	—
Section 18(3)	5	6
Section 20(1)	5	6
Section 21(3)	5	6
Section 24(2)	5	6
Section 25	5	6
Section 34	4	5
Section 35	4	5
Section 36	5	6
Section 37	5	6
Section 40(1)	5	6
Section 41	5	6
Section 46(1) or (3)	5	—
Section 47(1) or (3)	5	6
Section 48(1)	5	6
Section 49	5	6