



ANNO SEXTO

ELIZABETHAE II REGINAE

A.D. 1957.

No. 46 of 1957.

An Act to amend the Marine Act, 1936-1947.

[Assented to 14th November, 1957.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Marine Act Amendment Act, 1957". Short titles.
- (2) The Marine Act, 1936-1947, as amended by this Act, may be cited as the "Marine Act, 1936-1957".
- (3) The Marine Act, 1936-1947, is hereinafter referred to as "the principal Act".
2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.
3. The following headings and sections are enacted and inserted in the principal Act after section 67 thereof:— Enactment of Divisions
XA-XB of
Part IV of
principal Act—

DIVISION XA.

WIRELESS INSTALLATIONS.

67a. This Division shall apply to—

- (a) every coast-trade ship ; and
- (b) every ship which carries passengers for hire on a voyage beginning and ending at the same port in South Australia,

not being a ship which is exempted from this Division, either by the board or by regulations.

Application of
this Division.

Duty to carry wireless.

67b. Every ship to which this Division applies shall be provided with wireless transmitting and receiving equipment complying with the regulations and kept in efficient working order.

Wireless operator.

67c. Every ship to which the Division applies, shall while at sea carry a person who holds the prescribed qualifications as a wireless operator.

Exemptions.

67d. (1) The regulations may provide for the exemption from this Division, or from any provision of this Division, or from any regulation made under this Division, of ships of any prescribed class or kind, or of ships trading or going between any prescribed ports or places.

(2) The board may at its discretion exempt any ship from all or any of the provisions of this Division.

(3) Any exemption prescribed or granted under this section may be temporary or permanent, and subject to conditions or otherwise.

Penalty.

67e. If a ship to which this Division applies goes to sea without being provided with wireless equipment as required by this Division, or without carrying a person qualified as a wireless operator as required by this Division, the owner and the master of that ship shall each be guilty of an offence and liable to a fine of not more than one hundred pounds.

DIVISION XB.**FISHING VESSELS.****Interpretation.**

67f. In this Division "fishing vessel" means any vessel not propelled solely by oars and used in the taking of fish or oysters for sale (and including trawlers, pearling luggers, and whale chasers) not being a vessel used solely on the River Murray or on any tributary anabranch or lake connected therewith.

Fishing vessels.

67g. (1) The Governor, on the recommendation of the board, may make regulations for or with respect to—

- (a) defining, by reference to tonnage or size, the fishing vessels to which any regulations made under this section shall apply ;
- (b) the manning of fishing vessels ;
- (c) the examinations to be passed and the qualifications to be possessed by skippers and officers of fishing vessels ;

- (d) the survey and inspection of fishing vessels ;
- (e) the equipment of fishing vessels ;
- (f) prohibiting fishing vessels from going to sea or being used while in an unseaworthy condition ;
- (g) generally to ensure the safety of fishing vessels, and of the officers and crews thereof ;
- (h) prescribing exemptions, absolute or conditional, from any regulations made under this section ;
- (i) prescribing fines not exceeding one hundred pounds for breach of any regulation made under this section ;
- (j) prescribing any matters necessary or convenient to be prescribed for the administration and enforcement of any regulations under this section.

(2) The regulations under this section may provide for the classification of fishing vessels, and different regulations may be made in respect to different classes of fishing vessels.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

R. A. GEORGE, Governor.