

EXPLANATORY STATEMENT

Marine Safety (Domestic Commercial Vessel) National Law Act 2012

Proclamation

Item 2 of the commencement table under subsection 2(1) of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012* (the Act) provides that sections 3 to 19 commence on a day to be fixed by proclamation. Item 3 provides that Schedule 1 to the Act, which establishes the Australian Maritime Safety Authority as the National Marine Safety Regulator and sets out the new National Law for the safety regulation of domestic commercial vessels, will commence at the same time as sections 3 to 19.

The Proclamation fixes 1 July 2013 as the day on which sections 3 to 19 of the Act will commence. This date was determined following discussions with state and territory governments through the Standing Council on Transport and Infrastructure.

The Act operates alongside the *Navigation Act 2012* which is the primary legislative means for the Australian Government to regulate international ship and seafarer safety, shipping aspects of protecting the marine environment and the actions of seafarers in Australian waters. Interstate vessels that are currently regulated under the *Navigation Act 1912* will be covered under the National Law from its commencement. The Act commences on the same day as the *Navigation Act 2012*, which ensures that these changes to the maritime regulatory framework occur at the same time.

The Proclamation is a legislative instrument for the purpose of the *Legislative Instruments Act 2003*.

Authority: Subsection 2(1) of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*

Consultation

No consultation was undertaken in the development of this Proclamation. However, the Proclamation date was determined following discussions with state and territory governments through the Standing Council on Transport and Infrastructure.