



## **Coastal Trading (Revitalising Australian Shipping) Regulations 2022**

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I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 05 August 2022

David Hurley  
Governor-General

By His Excellency's Command

Catherine King  
Minister for Infrastructure, Transport, Regional Development and Local Government

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## Part 1—Preliminary

### 1 Name

This instrument is the *Coastal Trading (Revitalising Australian Shipping) Regulations 2022*.

### 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

#### Commencement information

Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	9 August 2022

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

### 3 Authority

This instrument is made under the *Coastal Trading (Revitalising Australian Shipping) Act 2012*.

### 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

### 5 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (a) emergency licence;
- (b) general licence;
- (c) liquid fuel product;
- (d) temporary licence.

In this instrument:

*Act* means the *Coastal Trading (Revitalising Australian Shipping) Act 2012*.

## Section 6

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*dangerous goods* has the same meaning as in the *International Maritime Dangerous Goods Code* published by the International Maritime Organization, as in force at the commencement of this instrument.

### 6 Special circumstances for *energy security situation*

The kind of special circumstances prescribed for the purposes of paragraph 6(1A)(c) of the Act requiring a vessel that is used to undertake a voyage authorised by a temporary licence to load or unload a liquid fuel product at a port that is not authorised by the temporary licence are that:

- (a) there is, or it is likely that there will be, a shortfall in the supply of liquid fuel product; and
- (b) the shortfall is the result of one or more of the following unforeseen events:
  - (i) a partial or total shutdown of a fuel refinery;
  - (ii) the failure of a gas, electricity, water or steam supply to a fuel refinery or terminal;
  - (iii) a shortfall in the supply of liquid fuel product from overseas;
  - (iv) fuel is found to be unsuitable to be used;
  - (v) a severe weather event; and
- (c) the shortfall is having an adverse impact, or is likely to have an adverse impact, on one or more of the following:
  - (i) the interests of consumers;
  - (ii) the national economy;
  - (iii) regional development.

Note: Subsection 6(1A) of the Act deals with the definition of an energy security situation.

## **Part 2—Licences**

### **7 Information for application for temporary licence**

For the purposes of paragraph 28(2)(h) of the Act, the following information is prescribed for a vessel if cargo is expected to be carried on the vessel:

- (a) whether the cargo will contain dangerous goods;
- (b) how the cargo is expected to be transported.

Example: Cargo may be expected to be transported in bulk, in containers, or in food-grade holds.

### **8 Kind of emergency for application for emergency licence**

The kind of emergency that is prescribed for the purposes of subparagraph 64(2)(b)(i) of the Act is an emergency that involves severe weather conditions, or a natural disaster, that:

- (a) endangers, or threatens to endanger, life, property or the environment; and
- (b) requires a significant and coordinated response.

Note 1: Section 64 of the Act deals with applications for emergency licences.

Note 2: Examples of severe weather conditions include a cyclone, a thunderstorm and a flood. Examples of a natural disaster include an earthquake and a volcanic eruption.

## Part 3—Fees

### 9 Application fees

The application fee for an application of a kind mentioned in column 1 of an item of the following table is the amount prescribed in column 2 of the item.

<b>Application fees</b>		
<b>Item</b>	<b>Column 1</b>	<b>Column 2</b>
1	Application for a general licence under section 13 of the Act	\$110
2	Application for a temporary licence under section 28 of the Act	\$400
3	Application for a variation of a matter authorised by a temporary licence under section 43 of the Act	\$200
4	Application for a variation of a temporary licence under section 51 of the Act	\$400
5	Application for an emergency licence under section 64 of the Act	\$400



## **Schedule 1—Repeals**

### ***Coastal Trading (Revitalising Australian Shipping) Regulation 2012***

#### **1 The whole of the instrument**

Repeal the instrument.