

1995

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

TRANSPORT LEGISLATION AMENDMENT BILL 1995

SUPPLEMENTARY EXPLANATORY MEMORANDUM

(Amendments to be moved on behalf of the Government)

(Circulated by authority of the Minister for Transport, the  
Honourable Laurie Brereton MP)

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TRANSPORT LEGISLATION AMENDMENT BILL 1995

OUTLINE

The amended Bill will amend the *Navigation Act 1912* to include the text of the *International Convention on Salvage, 1989*.

FINANCIAL IMPACT

The amendments will not result in any additional Commonwealth outlays.

## NOTES ON AMENDMENTS

### Clause 1

This clause is self explanatory.

### Clause 2

This clause inserts a new subclause 2(5A) into the Bill, which provides that items 37 to 54 and item 58, of Part G of Schedule 1 (amendments to the *Navigation Act 1912*), relating to the implementation of the International Convention on Salvage, 1989, shall commence on a day to be fixed by Proclamation.

### Clause 3

This clause inserts a new subclause 2(7) into the Bill, which provides that if items 37 to 54 and item 58, of Part G of Schedule 1 (amendments to the *Navigation Act 1912*), are not proclaimed within 6 months of the date of the International Convention on Salvage, 1989, entering into force for Australia, then they shall commence one day after the expiration of that 6 month period.

### Clause 4

This clause amends item 38 of Part G of Schedule 1 of the Bill, by inserting the definition of the Common Understanding Concerning Articles 13 and 14 of the International Convention on Salvage, 1989. These provisions will have the force of law under the amended section 315 of the *Navigation Act 1912* and will be located in Part B of Schedule 9 to that Act.

### Clause 5

This clause clarifies that the definition of the International Convention on Salvage, 1989, refers to the Convention set out in Schedule 9 to the *Navigation Act 1912*.

### Clause 6

This clause includes the terms of the International Convention on Salvage, 1989, and the Common Understanding Concerning Articles 13 and 14 of the International Convention on Salvage, 1989, as Schedule 9 to the *Navigation Act 1912*.

### Clause 7

This clause inserts a new item 58 which incorporates the text of the International Convention on Salvage, 1989, as a Schedule to the Bill.

#### SCHEDULE 4

This schedule at Part A contains the text of the International Convention on Salvage, 1989, and at Part B, the Common Understanding Concerning Articles 13 and 14 of the Convention.

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