

MARINE ACT, 1986

(ACT NO. 35 OF 1986)

Marine (Survey Fees) Regulations, 1990

[LEGAL NOTICE NO. 77]

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MARINE (SURVEY FEES) REGULATIONS, 1990

In exercise of the powers conferred upon me by sections 94(1) and 212 of the Marine Act, 1986, I have made the following Regulations—

Short title

1. These regulations may be cited as the Marine (Survey Fees) Regulations, 1990.

Purpose

2. These regulations specify the fees to be paid in respect of marine surveying services provided by the Marine Department.

Survey fees

3.—(1) The fees charged for a surveying service specified in Schedule I shall be calculated according to the number of hours a surveyor is employed in undertaking the service.

(2) For each surveying service specified in Schedule I a minimum number of hours, as shown in that Schedule, will be charged for, and must be paid for, before the service is undertaken.

(3) If a surveyor is employed in undertaking a service specified in Schedule I for more than the minimum number of hours shown in that Schedule an additional charge for each additional half hour (or part of a half hour) during which he is so employed will be charged, and must be paid before any certificate or other document can be issued as a result of the survey.

Surveyor's hourly rate

4.—(1) Subject to subregulation (2), the charge for each half hour that a surveyor is employed in undertaking a service specified in Schedule I or in travelling in connection with a service specified in a Schedule to these regulations is—

(a) \$15 in the case of—

(a) a registered vessel or a vessel that could be registered; or

(b) a vessel under construction that is to be or could be registered on completion; and

(b) \$20 in any other case.

(2) If a surveyor—

(a) carries out a service specified in Schedule I outside normal public service hours; or

(b) travels in connection with a service specified in a Schedule to these regulations outside those hours,

the hourly rate in respect of so much of the service or travel as is carried out outside those hours is double that prescribed by subregulation (1).

Travelling time

5.—(1) Where a surveyor travels from his normal place of employment to another place to carry out a service specified in a Schedule to these regulations there shall be charged, in addition to the fee specified for that service, a charge for the surveyor's travelling time.

(2) The travelling time referred to in subregulation (1) shall be charged in accordance with the following Table.

TABLE

Item	Location where service undertaken	Travelling time to be paid for
1	(a) Between— (i) Nausori and Deuba; or (ii) Denarau, Lautoka and Ba; or (iii) Levuka and Buresala; or (b) Taveuni	None
2	On Viti Levu or Vanua Levu (other than a place referred to in Item 1)	2 hours
3	Other than a place referred to in Item 1 or 2	Actual travelling time

Travel and subsistence expenses

6. A person for whom a surveying service specified in a Schedule to these regulations is carried out shall pay to the Marine Department a charge equal to any costs incurred by the Department in respect of the travel, victualling and accommodation of the surveyor while carrying out that service, or while travelling in connection with the service.

Inspections in respect of hulls, engines and safety equipment

7.—(1) Subject to subregulation (2), the survey fee payable in respect of an inspection of a vessel's hull, engines or safety equipment are in respect of one visit to the vessel by a surveyor.

(2) If, on a visit by a surveyor in accordance with subregulation (1), the vessel is not ready for completion, the surveyor will issue a defects list to the vessel's owner and will subsequently make a second visit to the vessel to ascertain whether the defects specified in the list have been corrected.

(3) A visit in accordance with subregulation (2) is free but all other visits will be charged for in accordance with Schedule 1.

Progressive surveys of machinery

8.—(1) During the construction of a vessel it shall be surveyed progressively with the hull and each unit of machinery being surveyed by way of a special survey charged for in accordance with item 6 of Schedule 1.

(2) A Certificate of Survey in respect of a vessel must not be granted in respect of any period which extends beyond the estimated date that any unit of machinery on the vessel becomes out of survey.

Tonnage measurement surveys

9.—(1) The fees specified in Schedule 2 apply in respect of a tonnage measurement survey carried out in respect of a vessel.

(2) Before a tonnage measurement survey is carried out in respect of a vessel a fee calculated at the rate of \$4 for each metre of the overall length of the vessel must be paid.

(3) The fee paid under subregulation (2) shall be deducted from the fee payable on completion of the survey as calculated in accordance with Schedule 2.

(4) Where adequate ships plans are not available any time taken in carrying out any necessary extra measurements of the vessel shall be charged for at the rate applicable to a special survey (Item 6 of Schedule 1).

Load Line surveys

10.—(1) The fees specified in Schedule 3 apply in respect of a load line survey carried out on a vessel that is not a Load Line Convention ship, and must be paid before the survey is carried out.

(2) Where adequate ships plans are not available any time taken in carrying out any necessary extra measurements of the vessel shall be charged for at the rate applicable to a special survey (Item 6 of Schedule 1).

Inclining test

11.—(1) The fees specified in Schedule 4 apply in respect of the provisions of a surveyor to supervise an inclining test on a vessel and the provision of any Approved Stability Information in respect of the vessel.

(2) The fees specified in Schedule 4 do not cover the provision of any weights or personnel (other than the surveyor).

Dated at Suva this 26th day of July 1990.

A. V. TORA
Minister for Infrastructure and
Public Utilities

SCHEDULE 1

Regulation 3(1)

TABLE OF MINIMUM HOURS

Item	Service	Minimum number of hours to be paid for
1	<i>Safety equipment survey</i>	
	(1) (a) vessel under 10 gross tonnes	1
	(b) vessel 10 gross tonnes or more but under 50 gross tonnes	2
	(c) vessel 50 gross tonnes or more but under 150 gross tonnes	2½
	(d) vessel 150 gross tonnes or more but under 500 gross tonnes	2½
	(e) vessel over 500 gross tonnes or more	2½
	(2) Additional fee if vessel intended to carry more than 40 passengers—for each unit of 40 passengers or any lesser number	½
2	<i>Semi annual sight survey</i>	
	(a) vessel under 10 gross tonnes	1
	(b) vessel 10 gross tonnes or more but under 50 gross tonnes	2
	(c) vessel 50 gross tonnes or more but under 150 gross tonnes	2½
	(d) vessel 150 gross tonnes or more but under 500 gross tonnes	2½
	(e) vessel 500 gross tonnes or more	2½
3	<i>Annual survey—afloat</i>	
	(a) vessel under 10 gross tonnes	2
	(b) vessel 10 gross tonnes or more but under 50 gross tonnes	3
	(c) vessel 50 gross tonnes or more but under 150 gross tonnes	6
	(d) vessel 150 gross tonnes or more but under 500 gross tonnes	8
	(e) vessel 500 gross tonnes or more	10
4	<i>Annual survey—on slip</i>	
	(a) vessel under 10 gross tonnes	3
	(b) vessel 10 gross tonnes or more but under 50 gross tonnes	6
	(c) vessel 50 gross tonnes or more but under 150 gross tonnes	8
	(d) vessel 150 gross tonnes or more but under 150 gross tonnes	12
	(e) vessel 500 gross tonnes or more	16

(This fee includes an initial sighting of the hull immediately the vessel is hauled out of the water at the discretion of the surveyor or if requested by the owner of the vessel)

5	<i>Four year survey—on slip</i>	
	(a) vessel under 10 gross tonnes	4
	(a) vessel 10 gross tonnes or more but under 50 gross tonnes	8
	(b) vessel 10 gross tonnes or more but under 50 gross tonnes	8
	(c) vessel 50 gross tonnes or more but under 150 gross tonnes	10
	(d) vessel 150 gross tonnes or more but under 500 gross tonnes	15
	(e) vessel 500 gross tonnes or more	20
6	<i>Special survey—</i>	1
7	<i>Extension sight survey</i> To extend a safety survey certificate for a period not exceeding one month when permitted in special circumstances— half the time indicated in Item 2 (semi annual sight survey) <i>Survey of lifeboat equipment</i>	
8	(a) Boat certified to carry less than 40 people	2½
	(b) Boat certified to carry 40 people or more	3
9	<i>Buoyancy test of lifejacket</i> Per 6 jackets (or any less number to be tested)	1
10	<i>Design approval of a lifejacket</i>	
	(a) Visual check of a sample model and perusal of a test report from an approved Standards Institute or Maritime Safety Department	2
	(b) Stamping jackets with an approval stamp of the Fiji Marine Board—per 10 jackets (or any less number to be stamped)	1
11	<i>Compass adjusting—per compass on vessel—</i>	
	(a) under 10 gross registered tonnes	1
	(b) 10 gross registered tonnes but less than 50	1½
	(c) 50 gross registered tonnes or more	2
12	<i>Issuing towing permit</i> (Not to be issued unless towing vessel has a valid seagoing certificate)	
	(a) special survey of vessel being towed to be carried out (Item 6) if vessel does not have a seagoing certificate	as per Item 6
	(b) approval of towing arrangement of each vessel and of towline	2
	(c) approval of towmaster's voyage plan	½

SCHEDULE 2

Regulation 9(1)

TONNAGE MEASUREMENT SURVEYS

Item	Vessel—tonnage as measured	Fee
1	Less than 50 gross tonnes	\$6 for each tonnes
2	50 gross tonnes or more but less than 100 gross tonnes	\$300 + \$5 for each tonnes in excess of 50 gross tonnes
3	100 gross tonnes or more but less than 200 gross tonnes	\$500 + \$3 for each tonnes in excess of 100 gross tonnes
4	200 gross tonnes or more but less than 500 gross tonnes	\$850 + \$2 for each tonnes in excess of 200 gross tonnes
5	500 gross tonnes or more but less than 1000 gross tonnes	\$1,450 + \$1 for each tonnes in excess of 500 gross tonnes
6	1000 gross tonnes or more but less than 2000 gross tonnes	\$1,950 + \$0.50 for each tonnes in excess of 1000 gross tonnes
7	2000 gross tonnes or more	\$2,450 + 0.20 for each tonnes in excess of 2000 gross tonnes

SCHEDULE 3

Regulation 10(1)

LOAD LINE SURVEYS

<i>Item</i>	<i>Vessel</i>	<i>Fee</i>
1	Less than 50 gross tonnes	\$100
2	50 gross tonnes or more but less than 100 gross tonnes	\$120
3	100 gross tonnes or more but less than 200 gross tonnes	\$140
4	200 gross tonnes or more but less than 500 gross tonnes	\$150
5	500 gross tonnes or more	\$200

SCHEDULE 4

Regulation 11(1)

INCLINING TEST

<i>Item</i>	<i>Vessel</i>	<i>Fee</i>
1	Less than 50 gross tonnes	\$40
2	50 gross tonnes or more but less than 100 gross tonnes	\$60
3	100 gross tonnes or more	plus \$15 for each half hour (or part of an half hour) surveyor is employed in the supervision.