



**Local Government (Infringement
Fees for Offences: Waikato
Regional Council Navigation
Safety Bylaw) Amendment
Regulations 2009**

Anand Satyanand, Governor-General

Order in Council

At Wellington this 14th day of December 2009

Present:

His Excellency the Governor-General in Council

Pursuant to section 699A of the Local Government Act 1974, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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Schedule

3

New Schedule 1 substituted in principal regulations

Regulations

- 1 Title**

These regulations are the Local Government (Infringement Fees for Offences: Waikato Regional Council Navigation Safety Bylaw) Amendment Regulations 2009.
- 2 Commencement**

These regulations come into force on the day after the date of their notification in the *Gazette*.
- 3 Principal regulations amended**

These regulations amend the Local Government (Infringement Fees for Offences: Waikato Regional Council Navigation Safety Bylaw) Regulations 2006.
- 4 Interpretation**

Regulation 3 is amended by revoking the definition of **provision** and substituting the following definition:
“**provision** means a provision of the Waikato Regional Council Navigation Safety Bylaw 2009”.
- 5 New Schedule 1 substituted**

Schedule 1 is revoked and the Schedule 1 set out in the Schedule of these regulations is substituted.

Schedule r 5
**New Schedule 1 substituted in principal
regulations**

Schedule 1 r 4
**Infringement offences and fees under
Waikato Regional Council Navigation
Safety Bylaw 2009**

Provision	Description of offence	Fee (\$)
cl 2.1	Carrying no, or not enough, personal flotation devices (PFDs) for every person on board a recreational craft; not wearing PFDs that are of an appropriate size in circumstances or situations that cause danger or risk to the safety of persons on board or of persons being towed	200
cl 2.2	Failing to carry an appropriate means of communication	200
cl 2.3	Swimming or diving around wharves	200
cl 2.4	Using vessel's engine around wharves and ramps	200
cl 2.5	Mooring an unseaworthy or unserviceable vessel in navigable waters; failing to remove, if directed, an unseaworthy or unserviceable vessel from navigable waters	200
cl 2.6	Impeding the landing or taking off of a seaplane; operating a seaplane without the harbourmaster's permission	200
cl 2.7	Failing to adequately moor or secure a vessel	200
cl 2.8	Failing to observe duties in relation to moorings	200
cl 2.9	Anchoring or mooring a vessel within a prohibited anchorage	200
cl 2.10	Obstructing waterways or access to waterways	200
cl 2.11	Failing to notify a collision or accident	200
cl 2.12	Damaging buoys, navigation aids, or signage	200
cl 2.15	Operating a vessel in breach of Maritime Rule 22 (collision prevention—lights and shapes)	200
cl 2.16	Refusing to provide certain information requested by an enforcement officer; preventing an enforcement officer from carrying out functions and duties under bylaw	200
cl 3.1	Permitting under-aged driving of powered vessels	200
cl 3.2	Exceeding a speed of 5 knots in designated areas	200
cl 3.4	Waterskiing or towing without a lookout	200

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Explanatory note

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Schedule 1—*continued*

Provision	Description of offence	Fee (\$)
cl 3.5	Waterskiing or towing between sunset and sunrise	200
cl 3.6	Causing a vessel's wake to unnecessarily cause danger or risk of damage to other vessels, structures, or other persons	200
cl 3.7	Improper conduct in an access lane	200
cl 3.9	Obstructing other persons lawfully using a reserved area; or unlawfully using a reserved area	200
cl 4.7	Operating an unregistered personal watercraft	200
cl 4.8	Operating an unidentified vessel	200

Rebecca Kitteridge,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on the day after the date of their notification in the *Gazette*, substitute a *new Schedule 1* in the Local Government (Infringement Fees for Offences: Waikato Regional Council Navigation Safety Bylaw) Regulations 2006. The new schedule specifies which breaches of the Waikato Regional Council Navigation Safety Bylaw 2009 are infringement offences for the purposes of section 699A(2) of the Local Government Act 1974. It also specifies the infringement fees for those infringement offences.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

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These regulations are administered by the Department of Internal Affairs.
