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MELBOURNE AND METROPOLITAN BOARD OF WORKS.

BY-LAW No. 57.

THE Melbourne and Metropolitan Board of Works pursuant to and in exercise and execution of the powers and authorities conferred on it by the Melbourne and Metropolitan Board of Works Acts and of any other powers and authorities in any wise enabling it in that behalf doth hereby make the following By-law, that is to say:—

1. By-law No. 29 duly made and passed by the Board on the 17th day of December 1929 and afterwards approved by the Governor in Council on the 30th day of December 1929 and gazetted on the 8th day of January 1930, By-law No. 30 duly made and passed by the Board on the 20th day of October 1931 and afterwards approved by the Governor in Council on the 8th day of December 1931 and gazetted on the 23rd day of December 1931, and By-law No. 48 duly made and passed by the Board on the 13th day of September 1949 and afterwards approved by the Governor in Council on the 15th day of November 1949 and gazetted on the 23rd day of November 1949 are and each of them is hereby repealed as from the coming into operation of this By-law but so that the repeal of such By-laws as aforesaid shall not revive or be deemed to revive—

- (a) any Regulations made under the provisions of the *Upper Yarra Traffic Act 1909* in force before the commencement of the *Metropolitan Drainage and Rivers Act 1923*,
- (b) any By-laws or Regulations made by any public Corporation with respect to any of the matters set forth in Section 17 (1) of the *Metropolitan Drainage and Rivers Act 1923* and in force immediately before the commencement thereof so far as the same apply to the rivers creeks or watercourses of the Board and were dealt with or provided for in or were inconsistent with or repugnant to By-law No. 29 hereinbefore referred to,

all of which Regulations shall remain abrogated.

Such repeal as aforesaid shall not affect anything duly done, any rights privileges or powers acquired, or any liabilities or forfeitures incurred or any proceedings taken or commenced under the said By-laws Nos. 29, 30 and 48 respectively or under any of them before the date of coming into operation of this By-law.

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2. This By-law shall come into operation on publication thereof in the *Government Gazette*.

3. In the construction of this By-law, unless inconsistent with the context or subject-matter—

“Board” means the Melbourne and Metropolitan Board of Works.

“Boat” includes any boat canoe yacht houseboat barge raft lighter punt craft or vessel whether the same shall be specifically defined herein or not, and every boat vessel and craft of every description whether propelled or towed and however propelled or towed or whether in motion or at rest.

“Breadth” means the distance from the outside of the planking at the point where the breadth of the boat is greatest.

“Depth” means the distance amidships inside the planking from the keel to the level of the gunwale.

“Gross tonnage” means the gross tonnage ascertained in accordance with the following formula:—

$$\frac{L \times B \times D \times .6}{100} = \text{Gross Tonnage}$$

“L” being the length of the vessel in feet from the fore part of the stem to the after side of the sternpost measured on the deck. Where no sternpost is fitted, the length at the after end shall be measured to the axis of the rudder head at the deck.

Provided that the length of the counter or overhang aft when measured from the fore side of the sternpost, or from the axis of the rudder head where no sternpost is fitted, to the inside of the rim or harpin at the after end shall not exceed 17½ per cent. of the length “L” obtained above.

Where the length of the counter or overhang aft is in excess of the 17½ per cent. above stated, the length “L” shall be taken as 85 per cent. of the length measured from the after side of the stem to the inside of the rim or harpin at the after end measured on the deck.

For the purposes hereof, the sternpost shall mean the rudder or after post.

"B" being the breadth of the boat in feet from the outside of the planking where the boat is of greatest breadth.

"D" being the depth of the boat in feet amidships from the top of the gunwale to the top of the bottom plank next to the keel or, in decked boats, from the top of the covering board or margin plank at side amidships to the top of the bottom plank next to the keel.

"Length" means the distance from the intersection of the outside of the planking with the stem to the corresponding point at the sternpost, or in the case of a square-sterned passenger boat to the after side of the transom.

"Licence" means a licence for the time being in force issued by the Melbourne and Metropolitan Board of Works.

"Liquor" means any wines spirits ale beer porter cider perry or other spirituous or fermented liquor of an intoxicating nature.

"Marine motor driver" means any person having charge of the propelling machinery of any passenger motor boat or of any tourist boat.

"Motor boat" means any boat propelled by power generated by gas oil fluid electricity or other mechanical means other than steam.

"Motor boatman" means any person having the control and management of a passenger motor boat or of a tourist boat.

"Passenger motor boat" means a motor boat as hereinbefore defined which is licensed by the Board to ply for hire, to be used or employed for hire or reward, or to be let out for hire or reward, for the carriage of passengers.

"Person" includes a corporation unless there be something repugnant to or inconsistent with that interpretation.

"Princes Bridge landing stage" means the landing stage on the north side of the River Yarra immediately east of Princes Bridge.

"Regulations" or "Regulation" means this By-law and the several or respective numbered clauses hereof.

"River Officer" means and includes any officer appointed by the Board as such, and any officer of the Board on river duties acting for him, and any official in charge of a Regatta or Swimming Races authorized by the River Officer in writing to act for him in connexion with such Regatta or Swimming Races as the case may be.

"Surveyor" means any person authorized by the Board to carry out the survey or the examination of boats for any purpose required by the provisions of this By-law.

"The river" means and includes the rivers, creeks and watercourses and portions thereof (including any tributaries or portions of tributaries thereof) as specified or set forth in the 8th Schedule to the *Melbourne and Metropolitan Board of Works Act 1928* to the extent only as set forth and specified in the said 8th Schedule.

"Tourist boat" means a passenger motor boat as hereinbefore defined which is licensed by the Board as a tourist boat.

Navigation.

4. Every person in charge of a boat shall at all times strictly observe the rule of the river, that is to say:—

(a) Every boat shall be kept to the right or starboard side of the river, and in meeting boats shall be navigated so as to pass any other boat with the left side of one next to the left side of the other, or port side to port side.

(b) Every boat overtaking another boat shall be navigated so as to pass on the left or port side of such other boat which shall be kept to the right or starboard side sufficiently to allow any overtaking boat to pass and keep clear.

5. Every boat turning round or crossing from one side of the river towards the other shall be kept out of the way of boats proceeding up or down the river and shall not be turned round or crossed from one side of the river to the other immediately in front of any approaching boat.

6. (a) Any boat proceeding down the River Yarra under Princes Bridge shall pass through the centre arch of such bridge.

(b) Any boat proceeding down the River Yarra to the boathouses on the south bank near Princes Bridge shall pass through such bridge cross the stream and then return to the staging at such boathouses through the south arch of such bridge.

7. Every coach of a racing crew instructing from the bank desirous of stopping the crew for the purpose of giving instruction shall bring the boat as close to the bank as possible before stopping it and shall not cause any interference to any boat or boats following.

8. The person in charge of any motor boat shall—

(a) when approaching a rowing boat or sailing boat keep out of the way of such boat and if necessary for the safety of either boat reduce speed or stop or reverse;

(b) when proceeding upstream reduce speed and if necessary stop to allow boats coming downstream to pass clear, particularly when rounding points or sharp bends in the river;

(c) when approaching and while rounding any point or sharp bend cause to be blown or sounded a whistle or bell or other instrument capable of giving an audible or sufficient warning of the approach or position of the boat;

(d) when approaching a landing stage reduce the speed of the boat and keep clear of boats travelling up or down the stream;

(e) not cause such motor boat to pass under any bridge over the river at the same time as any other motor boat proceeding in the same direction;

(f) not pass or attempt to pass any other motor boat approaching any bridge over the river unless such other boat shall be a sufficient distance from such bridge as shall enable it to be passed with safety, provided that such distance shall in no case be less than one hundred and fifty (150) yards.

9. On the portion of the River Yarra between Princes Bridge and Punt-road Bridge no boat propelled by mechanical power shall be driven at a rate of speed exceeding four (4) miles per hour and on every other part of the River Yarra and on any other river within the jurisdiction of the Board at any time at a rate of speed exceeding six (6) miles per hour.

10. Notwithstanding anything contained in the preceding clause, no boat shall at any time be propelled at such a speed as to endanger by its wash or otherwise the safety of any other boat or person or to damage any river improvement work or dredge barge or structure in on or close to the river.

11. No person shall on the river at any time drive or cause to be driven or propelled any boat in such a manner as may be likely to—

(a) obstruct impede or interfere with the progress of any other boat on the river, or

(b) in any way endanger any other boat or person, or

(c) cause damage to any river improvement work dredge barge or structure in on or adjacent to the river.

12. No person shall between the hours of sunset and sunrise navigate any boat on the river unless there shall be exhibited on such boat lights in accordance with the following:—

(a) There shall be exhibited on each boat propelled by any mechanical power—

(i) on the fore part of the vessel where it can best be seen a white light so constructed as to show an unbroken light over an arc of the horizon of twenty points of the compass so fixed as to throw a light ten points on each side of the boat, that is to say, from right ahead to two points abaft the beam on either side and of such a character as to be clearly visible at a distance of half a mile,

(ii) on the port side a red light and on the starboard side a green light so constructed that each light will show an unbroken light over an arc of the horizon of ten points of the compass so fixed as to throw the light from right ahead to two points abaft the beam on the port side in the case

of the port light and on the starboard side in the case of the starboard light and of such a character as to be visible at a distance of half a mile. The said red and green lights shall be fitted with inboard screens of such dimensions that on approaching or being approached by other boats the green light shall not be seen on the port side nor the red light on the starboard side, and

- (iii) at the stern a white light so constructed fitted and screened that it shall throw an unbroken light over an arc of the horizon of twelve points of the compass, that is to say, six points from right aft on each side of the boat and of such a character as to be clearly visible at a distance of half a mile;

- (b) There shall be exhibited on each boat propelled by oars or sails a white light in such a position that it can be clearly seen by boats approaching or passing.

13. No boat shall be navigated driven or propelled at any time during the day or night to the danger of the public and if in the opinion of the River Officer or of any member of the Police Force any boat is overcrowded or is being incompetently navigated or managed in a manner dangerous to the occupants or to the public the River Officer or member of the Police Force as the case may be may order such boat to the bank of the river or to its berth and moorings and may compel the whole or any number of the passengers on board to disembark.

14. The Board may at any time by notice in the form of an advertisement published in one issue of one or more of the Melbourne daily newspapers close to traffic any portion of the river for any period of time to be specified together with a description of such portion in the advertisement. Any person in charge of any boat traversing such portion during the closed period shall violate and be deemed to have violated this By-law.

General Provisions as to Boats.

15. No person shall—

- (a) cause permit or allow any boat or boat's gear to obstruct in any way the free navigation of the river;
- (b) use any boat or oars which are unsafe or unsuitable for the river on in or upon the river;
- (c) use on in or upon the river any boat which is or is likely to become offensive or annoying by reason of noise smoke or smell or the machinery of which is defective;
- (d) use on in or upon the river any boat which is or is likely to become dangerous to life or traffic;
- (e) let any boat for hire unless such boat is sound and seaworthy;
- (f) let any boat for hire unless he has taken all reasonable precaution to ascertain that a person competent to manage such boat is to be in charge thereof, or let for hire any boat to any person under the influence of liquor or to a number of persons any one of whom is under the influence of liquor;
- (g) unless the consent in writing of the Board shall have first been obtained—
 - (i) exhibit or cause to be exhibited any advertisement on any boat whilst on the river, or
 - (ii) use or cause to be used any boat whilst on the river for the purpose of advertising.

16. Every boat driven by the agency of any inflammable spirit oil or gas shall have on board such boat a fire extinguisher, a quantity of dry sand for soaking up any spirit or oil which may escape into such boat by reason of leakage or overflow and for use in extinguishing fire, and a fire bucket painted red with a suitable lanyard attached to be used only in case of fire.

17. No boat having as cargo any oils chemicals or other materials of a dangerous or inflammable character shall traverse or be anchored or moored upon or use the river except upon such terms and conditions as may from time to time be made or imposed by the Board.

18. No explosives shall be carried or conveyed by any boat upon the rivers under the control of the Board except in such quantities and under such conditions as may from time to time be allowed and imposed by the Board.

Berthing or Mooring of Boats.

19. (a) Boats shall be moored or berthed only in such part or parts of the river and in such manner as may from time to time be directed or ordered by the River Officer.

(b) No boat shall be moored and no mooring shall be laid down in the river without the consent in writing of the River Officer and in the case of a boat other than a boat propelled exclusively by oars without and until a permit in writing has first been obtained from the Board.

20. The said permit shall be issued subject to the following, amongst other terms and conditions:—

- (a) The observance of the provisions of this By-law;
- (b) The owner or person in charge shall furnish to the Board or River Officer the dimensions of the boat together with the owner's name and address, all of which shall be endorsed on the permit;
- (c) Payment of a fee of One pound per annum in advance for the right—
 - (i) to lay down each set of moorings,
 - (ii) to retain such moorings,
 - (iii) to retain moorings laid down prior to passing of this By-law;
- (d) The moorings shall be placed where directed or ordered by the River Officer;
- (e) The owner or any person in charge of any boat shall remove the moorings at any time within 24 hours after having been served with notice in writing signed by the River Officer to do so. The owner or person in charge shall not be entitled to a refund of the permit fee or any portion thereof although the year for which it was paid had not expired. Upon service of such notice the permit shall be cancelled and be at and end;
- (f) A boat moored in the river shall have the name or identifying number which is endorsed on the permit painted in a legible manner on the bows and stern of such boat;
- (g) When the ownership of a boat is transferred the transferor of such boat shall within seven days of such transfer deliver to the Board written notification of such transfer (specifying the name and address of the transferee) and return the permit previously granted;
- (h) No boat shall be moored at any moorings except those in respect of which a permit to moor such boat has been issued.

21. Any boat moored or berthed in any part of the river or in any manner contrary to the directions or orders of the River Officer or any boat or other property stranded or submerged on or in the river shall be removed by the owner to a position as directed by the River Officer within 24 hours after being so directed by notice which, in addition to being served in any other manner prescribed in these Regulations, may be served by leaving the same attached to any such boat or property, and pending such removal the owner shall mark the position as directed by the River Officer; if such boat or property be not removed within the time aforesaid or if the owner thereof be unknown to the River Officer the River Officer may remove such boat or property and the cost and expense (including storage) of such removal and any loss or other damage occasioned thereby to any person including the owner of such boat or property shall be paid and borne by such owner. In the event of failure of the owner of any boat or property so removed by the River Officer to pay the cost and expenses or other moneys payable by him as aforesaid, the Board, after notice by way of advertisement published in one of the newspapers circulating in Melbourne, may dispose of the said boat or property to recover and make good the said cost expenses and other moneys and any debts thereafter remaining shall on demand be paid forthwith by such owner.

22. No person shall—

- (a) with the exception of the River Officer, remove unmoor interfere with cast off or take away any boat from any wharf or place fixed set apart or allotted by the Board or its River Officer for the mooring or berthing of boats without the permission of the owner or other authorized person;
- (b) without the prior consent of the Board use or occupy any boat moored or berthed in any part of the river as a residence whether permanent temporary or occasional.

Princes Bridge Landing Stage.

23. (a) The Board may define and designate any part or parts of the Princes Bridge Landing Stage as a berth or berths for the embarkation or disembarkation of passengers on or from tourist boats plying for hire for the carrying of passengers.

(b) The Board may allot a berth, more than one berth, or a succession of berths at the said landing stage to one or more than one tourist boat and so long as the licence issued in respect thereof has not lapsed or been suspended or cancelled the owner charterer or hirer as the case may be on whose behalf a tourist boat is plying for hire may use but not to the exclusion of any other tourist boat to which the berth may also have been allotted any berth allotted to such boat for the purpose of embarking passengers thereon or disembarking passengers therefrom.

(c) No person shall berth or cause permit or allow to be berthed at any berth at the said landing stage any boat other than a tourist boat to which such berth has been allotted by the Board.

(d) No person shall use or cause to be used any part of the said landing stage for the purposes of embarking passengers on or disembarking passengers from any boat plying for hire or reward other than a tourist boat.

(e) No boat shall be berthed moored or tied up at or near the said landing stage in such a manner that it shall obstruct or be likely to obstruct the free access to any berth at such landing stage other than the berth or berths allotted to it.

24. (a) No person shall use any portion of the Princes Bridge Landing Stage which has not been allotted to a tourist boat pursuant to this By-law for any purpose other than the embarkation or disembarkation of passengers on or from a boat not plying for hire unless the consent in writing of the River Officer shall have first been obtained.

(b) No person shall carry out repairs or do any other works to a boat while such boat is berthed moored or tied up at the said landing stage or within 50 feet of any part thereof unless the consent in writing of the River Officer is first obtained.

25. (a) Any person using any berth at the Princes Bridge Landing Stage for the purpose of embarking passengers on any tourist boat shall display at such berth in such position as the River Officer shall approve a sign or notice which shall show in clear print the letters of which shall be not less than 2 inches in height the following particulars:—

- (i) the owner charterer or hirer as the case may be on whose behalf or for whose reward such tourist boat is plying for hire,
- (ii) the place of disembarkation of passengers or where the place of disembarkation is the said landing stage then the course or voyage to be undertaken by such boat,
- (iii) the fare or fares to be charged, and
- (iv) the time of departure.

(b) No person shall sell expose or offer for sale or cause permit or allow to be sold exposed or offered for sale any ticket entitling the purchaser to be carried on any tourist boat then or to be berthed at the said landing stage except at the berth allotted to such tourist boat or on such boat itself.

(c) Passengers shall embark upon any boat berthed at the said landing stage directly from such landing stage and not over across or by means of any pontoon barge or boat. Any person causing directing or permitting any passengers to embark contrary to this provision shall be guilty of an offence.

Boat Races.

26. No boat race regatta or other assemblage of boats, other than races promoted by a rowing club for its own members only, shall take place on the river without the permission in writing of the Board or of the River Officer and upon such special conditions as the Board or the River Officer may from time to time impose.

27. On the occasion of any boat race regatta or other assemblage of boats for which permission of the Board or the River Officer shall have been given—

- (a) the orders and directions of the River Officer or of any officer of the Board authorized by the River Officer or member of the Police Force

as to the positions to be taken up, the maintenance of order, the keeping clear of the course and in connexion with the general control and management of the boat race regatta or assemblage of boats shall be strictly observed;

(b) no person shall obstruct or improperly interfere with any boats or persons engaged thereon and operating the same while competing in any boat race;

(c) no person shall navigate any boat in such a manner as to obstruct impede or interfere with a boat race regatta or assemblage of boats or endanger the safety of persons on the river or prevent the maintenance of order thereon;

(d) during racing hours, that is to say, between the commencement and the conclusion of the day's racing, no boats other than the boats engaged in such racing, umpires' launches, or boats engaged in keeping order will be permitted to navigate any portion of the course except during such intervals between the racing as may be specially fixed and set out in the official programme of the boat race regatta or other assemblage of boats;

(e) when the pre-arranged bells for clearing the course ring or when otherwise ordered by the River Officer or Official acting for him for the time being in charge of the course all non-competing boats must be removed from the course as quickly as possible. Between Anderson-street Bridge and the Henley staging on the River Yarra such non-competing boats shall lie close to the south bank of the said river;

(f) no boats other than those engaged in the authorized race or races shall land passengers on the boat stagings in front of the boathouses on the south bank of the River Yarra near Princes Bridge;

(g) no person in charge of or on board any boat shall in any way obstruct impede or interfere with any boat engaged in the authorized race or races;

(h) except as may be laid down in the special conditions referred to in this Regulation, no houseboat sailing boat barge or any vessel driven by mechanical power or towed will be permitted to be on the course during racing hours without the express permission of the River Officer or Official acting for him for the time being in charge of the course;

(i) no person shall whilst in any boat on any part of the river on which a regatta or boat race is being held transfer inflammable oil or spirit from one receptacle to another or in any way expose such oil or spirit;

(j) no houseboat sailing boat barge raft punt or vessel driven by mechanical power, except those to which positions shall have been allotted with the approval of the River Officer, shall be moored or berthed anywhere in the River Yarra between Princes Bridge and the Church-street Bridge;

(k) no houseboat sailing boat barge raft punt or vessel driven by mechanical power shall leave its allotted position during racing hours, except as may be laid down in the said special conditions, without the express permission of the River Officer or the Official in charge of the course.

28. (a) No motor or other boat shall ply for hire on the River Yarra between Princes Bridge and the Church-street Bridge between the hours of 10 a.m. and 6 p.m. on the day on which the Henley Regatta is held or on any other day or days which may be ordered by the Board by an advertisement in one issue of one of the Melbourne daily newspapers.

(b) No boat propelled by sails and no boat propelled by mechanical means burning other than liquid fuel shall between the hours of 10 a.m. and 12 o'clock midnight enter or remain on that part of the River Yarra between Princes Bridge and the Church-street Bridge on the day on which the Henley Regatta is held or on that part of the Maribyrnong River between Maribyrnong Bridge and the Essendon Rowing Club's boatshed on the day on which the regatta known as "Henley on the Maribyrnong" is held.

Swimming Races.

29. When the annual 3-mile swimming race is being held, or on any other occasion when any other swimming match or race is being held on the river with the Board's permission in writing and after notice thereof published by way of advertisement in one of the Melbourne daily newspapers—

- (a) racing club boats, that is to say, eights fours pairs and sculls, shall not during the race be permitted on the river between the starting point and finishing point;
- (b) any other boat being on the river between the starting point and finishing point during any such swimming match or race shall be so navigated as not to obstruct impede or interfere with such match or race or as to endanger the safety of any persons engaged therein or of any other person on the river or as to cause any disturbance or disorder.

Licences—General.

30. Save and except as provided by Section 255 (3) of the Melbourne and Metropolitan Board of Works Acts, no boat other than a boat exclusively propelled by oars shall on the river ply for hire or be used or employed for hire or reward or be let out for hire or on charter—

- (i) for the carriage of passengers, or
- (ii) for the carriage or storage of goods, unless such boat shall have been previously licensed by the Board.

The person in charge of any boat other than a boat exclusively propelled by oars so plying for hire or so used or employed for hire or reward or so let out for hire or on charter which is not licensed by the Board for the purpose for which it is plying for hire or used or employed for hire or reward or let out for hire or charter and the owner of such boat or if such boat be chartered or hired the charterer or hirer thereof shall each be deemed to have violated this Regulation and be guilty of an offence.

31. (a) No person shall have charge of a motor boat required to be licensed pursuant to these Regulations unless he is the holder of a licence as a motor boatman issued under these Regulations appropriate to the gross tonnage of such boat and to the class of engine installed therein, or unless he is the holder of a licence of a like kind granted by the Marine Board.

(b) No person shall have charge of the propelling machinery of a motor boat required to be licensed pursuant to these Regulations the gross tonnage of which is in excess of 15 tons unless he is the holder of a licence as a marine motor driver issued under these Regulations.

(c) The owner of any boat which is licensed under these Regulations or if such boat is chartered the charterer thereof shall not while such boat is used for any purpose for which a licence is required under these Regulations permit or allow any person to be in charge of such boat except in the capacity of servant to such owner or charterer (as the case may be).

32. Every application for a licence or for the renewal of a licence to be granted under these Regulations shall be made to the Secretary of the Board on the form appropriate thereto as prescribed in the Schedule hereto.

33. With every application for a licence or for the renewal of a licence the applicant shall lodge with the Board the amount of the appropriate fees as prescribed in Schedule 1 hereto.

34. The licences issued under these Regulations shall be in the forms respectively (or to the same effect) prescribed in the Schedules hereto.

35. The Board may in its absolute discretion—

- (a) defer consideration of any application for a licence for such time as it may deem fit, or
 - (b) grant a licence but defer issue thereof for such period or periods as it may determine, or
 - (c) refuse to grant a licence,
- and the Board shall not be required to furnish any reason for any action it may take hereunder.

36. Any licence issued to any person whether for or in respect of any boat or because of personal qualification or otherwise issued under these Regulations shall unless sooner suspended or cancelled continue in force from the date of issue thereof until the 31st day of December then

next ensuing and no longer. The issue of a licence shall not confer a right to a renewal thereof. Every application for renewal of a licence as a passenger motor boat or as a tourist boat must be submitted to the Secretary of the Board before the 31st day of July prior to the expiry of the then current licence.

37. When any licence issued by the Board has been lost or destroyed and satisfactory proof of such loss or destruction has been furnished a duplicate may be issued on payment of a fee of Two shillings and six pence. A statutory declaration as to such loss or destruction must be made by the applicant and forwarded to the Secretary of the Board.

38. The Board may at any time suspend or cancel any licence issued under these Regulations without assigning any cause for such suspension or cancellation and the person to whom such licence has been granted shall have no recourse against the Board for any loss or damage which may accrue to him by reason of such suspension or cancellation.

39. No person shall in the exercise of any right or privilege conferred by or in the performance of any act under a licence granted to him by the Board conduct himself dishonestly improperly or disorderly, or be guilty of abusive or insulting language or act so as to jeopardize in any way the safety of passengers or goods in any boat.

40. Every person to whom a licence has been granted by the Board shall so far as the same are applicable to the exercise of any right or privilege conferred by the licence conform to and observe these Regulations and also the provisions and conditions of the licence.

41. (a) A licence for the carriage of passengers shall on demand be produced by the owner of the boat in respect of which such licence has been issued or by the person in charge thereof to the River Officer, to any member of the Police Force or to any officer of the Board, or to any passenger or intending passenger who may desire to see the same.

(b) Every person to whom has been issued a licence as a motor boatman or as a marine motor driver shall when required produce the same for inspection to the River Officer, to any member of the Police Force, to any officer of the Board, or when such person is in charge of a motor boat or the engine thereof to any passenger or intending passenger who may desire to see the same.

(c) Every person to whom a licence has been issued shall provide himself with a copy of these Regulations and shall produce the same when required to do so to the River Officer, to any member of the Police Force or to any officer of the Board, or if he be the person in charge of a motor boat to any passenger or intending passenger thereof.

42. Upon a conviction by a court of competent jurisdiction of the owner, charterer or person in charge of any boat licensed pursuant to these Regulations in respect of any breach of these Regulations the Board may without assigning any reason cancel or suspend the licence of such boat, provided however that whether or not any proceedings are commenced in respect of any such breach of these Regulations the Board may at any time and at all times exercise the powers conferred upon it to suspend or cancel any licence issued by it.

43. Upon the suspension or cancellation of any licence issued under these Regulations the person to whom the same has been granted shall forthwith—

- (a) deliver to the Board such licence, and
- (b) where such licence has been issued in respect of a boat, remove from the boat any marks purporting to imply that such boat is licensed by the Board.

Licences for Boats.

44. (a) A licence for the carriage or storage of goods whether or not for hire or reward shall only be issued for or in respect of a boat properly constructed and equipped to carry goods of a description and of a maximum quantity or weight commensurate with the safety and proper navigation of such boat.

(b) A licence to ply for hire or to be used or employed for hire or reward for the carriage of passengers or to be let out on hire or on charter for such purpose shall only be issued for or in respect of a motor boat the dimensions of which are not less than 25 feet in length by 8 ft. 6 in. in breadth amidships or not more than 73 feet in length.

(c) A licence to ply for hire or to be used or employed for hire or reward or to be let out on hire or on charter as a tourist boat shall only be issued in respect of a boat already licensed by the Board as a passenger motor boat.

45. Before the grant of a licence either by way of renewal or otherwise the boat in respect of which such licence is sought shall be surveyed and examined by the Surveyor or Surveyors appointed by the Board for the purpose and such Surveyor or Surveyors shall report to the Board in the form appropriate thereto as provided in the Schedules to these Regulations and if the boat is considered suitable for the purpose for which a licence is applied a certificate to that effect shall accordingly be given.

46. No licence shall be granted under these Regulations in respect of any boat unless—

- (a) such boat is stout staunch and in good condition,
- (b) such boat is furnished to the satisfaction of the Surveyor as to number quality and position with approved life-saving equipment (including such number of life jackets as will ensure that in the event of the maximum number of passengers licensed to be carried being on board there shall be a life jacket for each person on board such boat) and all lights and other gear (including apparatus for making sound signals) necessary for safe navigation,
- (c) such boat is ballasted to the satisfaction of the Surveyor and such ballast is properly secured to prevent the same from shifting and to maintain the same in position whenever such boat may be engaged in the carriage of passengers or goods, and
- (d) if the depth of such boat amidships exceeds three (3) feet means for baling consisting of at least one approved hand bilge pump are provided.

47. No licence shall be granted under these Regulations for or in respect of the carriage of passengers in any boat unless in addition to complying with the requirements set forth in the preceding clause—

- (a) the top of the covering board or of the wash strake, or the upper edge of the coaming of the half deck of such boat if so fitted, shall not be less than 31½ inches above the flooring boards in the case of passenger boats 25 feet in length and 36 inches in the case of passenger boats not less than 40 feet in length. For lengths intermediate between 25 and 40 feet, the height shall be in proportion. When the said height is less than that stated above, a washboard or rail shall be fitted above the covering board in such a position that the top of the rail is at least the required height above the flooring boards. Decked boats shall be provided with bulwarks or rails not less than 3 ft. 3 in. in height and the rails shall not be more than 9 inches apart unless strong netting is provided;
- (b) such boat shall be provided with internal buoyancy fittings equal to 25 per centum in excess of the weight of the propelling machinery ballast and all equipment of a non-buoyant nature either in the form of air cases or enclosed watertight air spaces. Air cases shall be constructed of muntz metal or copper of not less than eighteen (18) ounces to the superficial foot and all joints must be rolled hook joints and soldered. Any air case exceeding twenty-four (24) inches in length shall be supported by a diaphragm in the middle of its length. Air cases shall be installed and maintained in such position as the Surveyor shall determine;
- (c) (i) the engine of such boat shall stand in a metal tray which can be readily cleaned, such tray to project three (3) inches all around the engine and be turned up at least three (3) inches at the edge in such a manner as to prevent the oil from saturating the wood work or spreading to the bilges. The engine and tray shall be enclosed in a well-fitting casing rendered fire resisting; if, of wood, by a metal lining throughout. The flooring boards shall be removable in order to facilitate cleaning and inspection,
- (ii) the pipe conveying the petrol to the carburettor shall be of solid drawn copper and shall be provided with a flexible bend or bends; a cock or valve shall be fitted to each end of the pipe, one at the tank and the other at the carburettor or float chamber. All joints and couplings shall be readily accessible and shall be of such a kind that they may be made and kept

perfectly oil-tight. The cock at the carburettor end of the petrol pipe must be outside the motor casing as near as possible to the carburettor and easily accessible in the event of fire in the carburettor,

- (iii) when the engine or petrol tank is fitted in an enclosed space such space shall be ventilated in such a manner as will effectively prevent the accumulation of oil vapour therein; and

(d) such boat shall for the purpose of extinguishing fire be furnished with—

- (i) a proportionate quantity of dry sand equal to half a cubic foot for every complete 12 feet of length of the hull. Such sand, together with a suitable scoop or shovel, shall be kept in a box readily accessible for use in case of emergency,
- (ii) a fire bucket painted red with suitable lanyard attached to be used only in case of fire, and
- (iii) approved chemical fire extinguishers in accordance with the following table:—

Length of Boat.	Extinguishers to be Provided.
Not exceeding 30 feet	Two tetra chloride fluid extinguishers of hand-pump type One froth or foam fluid extinguisher containing at least 1 gallon
Exceeding 30 feet but not exceeding 50 feet	Two tetra chloride fluid extinguishers of hand-pump type Two froth or foam fluid extinguishers containing at least 1 gallon
Exceeding 50 feet in length	Two tetra chloride fluid extinguishers of hand-pump type Two froth or foam fluid extinguishers containing at least 2 gallons

all of which shall be placed and maintained in such position as the Surveyor shall designate.

48. The number of passengers which may be carried on any motor boat shall be determined as follows:—

- (a) A motor boat which is open or partially decked and fitted with cockpits shall be permitted to carry adults in the proportion of one to each eighteen (18) inches of seating accommodation furnished, provided that such seating accommodation shall be clear of all interference with the proper working of the boat and shall not be in closer proximity to the engine therein than in the opinion of the Surveyor may be safe and proper;
- (b) A motor boat which is entirely decked shall be permitted to carry adults in the proportion of one for every four (4) square feet of the clear deck area, and one for every nine (9) square feet of the superficial area of the tops of saloon houses or of bridge decks or of any saloon or cabin under the main deck;

Provided that the Surveyor may determine the number of any passengers which a motor boat should be licensed to carry to be less than the number ascertained in accordance with the above provisions. For the purpose of this Regulation three (3) children under twelve (12) years of age shall be recognized as two adults. For every one hundred and fifty (150) pounds weight of goods carried with passengers in a motor boat, one passenger shall be deducted from the maximum number of passengers authorized to be carried.

49. Every licence for a boat shall cease to be valid on change of ownership of such boat and on every change of ownership notice in writing must be given to the Board by the holder of the licence of such boat and the licence handed to the Board.

50. Any owner desirous of changing the name of any boat licensed under these Regulations shall transmit the licence of such boat to the Secretary of the Board accompanied by a fee of Two shillings and six pence and shall

notify the name which he desires inserted in such licence in lieu of the name recorded thereon, and if such name be approved by the Board such alteration shall be duly made and recorded by the Secretary and the licence shall thereupon be returned to the owner.

51. A licence for the carriage of passengers issued in respect of any boat restricting the number of such passengers within certain limits may be endorsed as applicable to other limits upon application being made by the owner of such boat to the Secretary of the Board, provided that a Surveyor appointed by the Board for the purpose shall report that such boat is fit in all respects to carry passengers in accordance with these Regulations in such other limits.

Special Provisions as to Licensed Boats.

52. All goods and property left in any licensed motor boat shall be handed over by the person in charge thereof to the nearest member of the Police Force as soon as practicable after such have been found.

53. (a) If a greater number of passengers is taken on any motor boat than it is licensed to carry or if not licensed than it is calculated to carry as hereinbefore provided then the owner or the charterer and the person in charge thereof, whether such boat be licensed to carry passengers or not, shall be deemed to be guilty of a breach of these Regulations.

(b) If goods of a greater measurement or weight are carried on any boat than it is licensed to carry the owner or the charterer and the person in charge thereof shall be deemed to be guilty of a breach of these Regulations.

54. No owner or person in charge of any licensed boat shall, when such boat has on board any passenger or passengers allow any person whomsoever to resort or ascend to or be carried on the top of any awning or other like superstructure with which any such boat may be furnished or fitted not passed as a place to be used as a resort for passengers when the boat was licensed.

55. No loose can of any inflammable oil or spirit shall be carried in any boat licensed under these Regulations for the carriage of passengers and permanent fuel tanks of any such boat shall not be charged when the passengers are on board.

56. Every licensed boat shall be kept fully equipped with proper gear, including the life-saving equipment prescribed in the licence thereof, and furnished with every appliance requisite for the particular employment for which the boat is licensed and in a seaworthy and clean condition and properly marked as required by these Regulations and whilst employed adequately manned for safe navigation.

Position of Life Buoys and Life Belts.

57. All life buoys and life belts shall be so placed and maintained as to be readily accessible to all persons on board and so that their position may be known to those for whom they are intended in case of emergency.

Marking of Licensed Boats.

58. To every boat in respect of which a licence has been granted under these Regulations there shall be assigned a serial number which, together with the letters "M.M.B.W.," shall prior to the issue of such licence be painted on each side of the bows, if the boat be a passenger motor boat in letters and figures not less than four (4) inches in height, or if the boat be other than a passenger motor boat in letters of not less than twelve (12) inches in height and two (2) inches in width.

59. In addition to the serial number there shall be painted or inscribed on each boat in respect of which a licence has been granted—

(a) if the boat be licensed for the carriage of passengers—

(i) the name of the boat painted plainly on the outside of the stern thereof, provided that in the case of a double-ended boat such name shall be painted on the outside of each end thereof,

(ii) on such conspicuous place approved by the River Officer the name of the owner, the name of the charterer (if the boat be on charter) and the maximum number of passengers authorized to be carried;

(b) if the boat be licensed for the carriage or the storage of goods—

(i) there shall be marked on an iron batten not less than three inches wide provided for the purpose and secured to both sides of the stem and sternposts the draught of water for every five tons weight carried,

(ii) inscribed on the stem and sternposts and also amidships a mark noting the depth to which such boat may be immersed, such marks to be painted white on a black ground and not less than twelve (12) inches in length and two (2) inches in height the lower edge of which marks shall be deemed the load line and the full extent of the immersion to which such boat may be loaded, and no boat shall be loaded to a greater draught than indicated by these lines,

(iii) its name, the name of its owner and its carrying capacity painted on both bows.

60. On each motor boat licensed under these Regulations there shall be exhibited in a conspicuous position a notice containing the following words painted in letters not less than half an inch in height, namely:—"No smoking allowed near engine or petrol tank."

61. Save where otherwise expressly provided all letters figures or marks required to be painted shall be painted in white paint on a dark ground or in black paint on a light ground and of not less than two inches in height.

62. No person shall alter any figure name mark or other writing placed upon any licensed boat in accordance or in compliance with these Regulations, save with the sanction of the Board duly applied for and obtained.

Inspection of Licensed Boats.

Condition of Such Boats and Equipment Thereof.

63. The River Officer or any other officer or person appointed by the Board for that purpose may from time to time inspect any boat licensed under these Regulations and shall be afforded every facility by the owner or charterer or person in charge to make such inspection.

64. Any officer or person appointed by the Board for the purpose may at any time survey and examine any licensed boat, and the state of repair thereof, and the machinery (if any) gear furniture and equipment therein and thereof, and the accuracy of any measurement, and may appoint the time place and manner when where and in which such inspection examination or measurement shall be made, and the owner of a licensed boat shall, when called upon so to do, submit such boat for survey and examination. Any defects inaccuracies or deficiencies found or breach of any Regulation affecting the boat or licence thereof shall, in addition to the penalty incurred thereby, render the licence liable to revocation.

65. The hull gear equipment and machinery of every boat licensed under these Regulations shall while it continues to be licensed be kept in good order and condition by the owner or the charterer or the person in charge thereof, and if at any time the River Officer or any other officer or person appointed by the Board to make an inspection of such boat shall report to the Board that this Regulation has not been complied with the licence may be immediately suspended or cancelled.

66. If any owner or person having charge of any motor boat shall permit such boat to be used for the conveyance of any passenger for hire or reward of any kind or be let out on hire or on charter, such boat not being in good order in respect of the hull or of the machinery or without being properly fitted or equipped for the carriage of passengers as required by these Regulations, he shall be deemed guilty of a breach of these Regulations.

67. The Board may at any time condemn any boat licensed under these Regulations or the machinery gear equipment or life-saving appliances thereof and no person shall use or permit to be used any such condemned boat machinery gear equipment or life-saving appliances.

68. Before any boat licensed under these Regulations for the carriage of passengers is chartered or let out on hire by the owner or by any other person entitled so to do, the consent of the Board to such charter or hire must be obtained. Application to the Board for such consent must be accompanied by a Memorandum setting forth the whole of the terms and conditions of such charter or hire and executed by the parties thereto.

Licences for Motor Boatmen and for Marine Motor Drivers.

69. (a) No motor boat shall be used for any of the purposes for which a licence is required under these Regulations unless there is in charge of such motor boat a motor boatman holding a licence appropriate to the gross tonnage of such motor boat and to the class of engine installed therein or a licence from the Marine Board of a like kind to the licence which except for the provisions of Section 255 (3) of the *Melbourne and Metropolitan Board of Works Act 1928* such person as the person in charge of such motor boat would have required to hold under these Regulations.

(b) In addition to the motor boatman in charge of a motor boat there shall be present on board—

- (i) a motor boat carrying passengers in excess of fifteen (15) a competent assistant whose age must not be less than fifteen years on his last birthday;
- (ii) a motor boat exceeding fifteen (15) tons gross tonnage whether used for the carriage of passengers or not a marine motor driver holding a licence under these Regulations who shall have charge of the propelling machinery thereof.

70. (a) A licence as a motor boatman to take charge of a motor boat shall be granted only to a person over the age of eighteen years who has satisfied an examining officer appointed by the Board that he knows the rules of the river and that he is capable of taking charge of a motor boat of the gross tonnage in respect of which he is applying: Provided that where such gross tonnage exceeds fifteen (15) tons it shall be a condition precedent that the applicant shall have held for not less than three years a licence as a motor boatman to take charge of a boat not exceeding fifteen (15) tons gross tonnage.

(b) A licence as a marine motor driver to take charge of the machinery of a passenger motor boat shall be granted only to a person over the age of twenty-one years who has had practical experience for a period of not less than twelve months in the making and repairing of any class of engine or who has gained such other practical experience which in the opinion of the Board is equal to the experience first mentioned and who has satisfied an examining officer appointed by the Board as to his knowledge of the class of engine for which he desires a licence and as to his ability to execute temporary repairs thereto.

71. Before a licence as a motor boatman or as a marine motor driver is granted:

- (a) the person applying therefor shall produce such evidence as the Board may require as to—
 - (i) his age,
 - (ii) his good character and sobriety, and
 - (iii) his experience and where prescribed his qualifying experience, and
- (b) an examining officer appointed by the Board shall certify in the appropriate form set forth in the Schedules hereto that the person applying for such licence is qualified therefor.

72. Should any applicant for a licence under these Regulations fail to satisfy the examining officer appointed by the Board as to his practical knowledge he may not present himself for re-examination until he produces proof of three months' further qualifying service.

73. No applicant shall be granted a licence who is suffering from any mental or physical defect which in the opinion of the Board is likely to interfere with the efficient discharge of his duties.

74. The holder of a licence authorizing him to take charge of machinery propelled by one or more of the following generators, that is to say, gas oil fluid electricity or other mechanical power (other than steam), desirous of having his licence endorsed as applicable to a class or classes of engine other than the class or classes already set forth on his licence may make application therefor to the Secretary of the Board, and upon an examining officer appointed by the Board reporting that the applicant has the necessary knowledge of such additional class or classes of engine as required by these Regulations the same may be endorsed upon the licence held by him.

Specific Offences.

75. No person shall—

- (a) climb on or about or cut break destroy or otherwise trespass upon or interfere with the structure of any weir or works under the management and control of the Board;

(b) cut break or destroy the mooring or fastening of any boat belonging to the Board;

(c) remove or in any way interfere with any sign or notice board erected by the Board for the purpose of publishing any Regulation or Notice of Penalty or obliterate any of the letters or figures thereon;

(d) whilst on the river or any banks thereof or whilst on any boat commit any offence against decency or cause or incite any other person to do so or behave in a disorderly manner or otherwise misconduct himself;

(e) bathe any horse or horses in the river without the permission of the River Officer or bathe any dog or dogs from any wharf or staging or from the bank of the river within 100 yards of any wharf or staging;

(f) discharge any description of fireworks or firearms on or from any boat in or upon the river without the permission of the River Officer;

(g) bathe in the River Yarra or Maribyrnong River without being properly clothed;

(h) bathe in the river within a distance of two hundred (200) yards on either side of any bridge or ferry or boat landing stage or dive from any bridge or boat landing stage without the permission of the River Officer;

(i) whilst on the river or any banks thereof or whilst on any boat on the river make or cause to be made any loud or violent outcry, noise or sound such as may reasonably be calculated to cause annoyance or obstruction to any other person upon the river or any banks thereof;

(j) in any manner authorize or purport to authorize any act or thing contrary to the provisions of paragraph (i) of this Regulation;

(k) pump or discharge or permit to be pumped or discharged any harmful noxious poisonous or corrosive material or any liquid solid gas or vapor oil spirit tar or other inflammable liquid or any polluting material or liquid whatsoever into the waters of the river or portion thereof;

(l) with the exception of a member of the Police Force on duty, use drags or grappings for the purpose of lifting articles or things from the bed or banks of the river or disturb such bed or banks in any way whatever without the consent in writing of the River Officer or remove or in any way interfere with any life-saving gear life-hook drag grapnel lifebuoy or any other life-saving apparatus, unless such removal or interference be for the purpose of saving life;

(m) bring or be in possession of any liquor on any landing stage jetty or landing on the river.

76. (a) No person shall bring keep or consume any liquor upon any boat required pursuant to this By-law to be licensed while such boat is on the river.

(b) No person shall permit or allow any liquor to be brought kept or consumed on any boat required pursuant to this By-law to be licensed whilst such boat is on the river, and in the event of any liquor being brought kept or consumed on such a boat whilst on the river the person in charge of such boat shall be deemed to have permitted or to have allowed such liquor to be brought kept or consumed thereon unless he shall prove to the satisfaction of the Court that he exercised all reasonable care to prevent any liquor being brought or kept on such boat and that he was unaware of the presence thereof on such boat.

Transportation Across River.

77. No person shall for fee or reward transport or offer to transport any person or persons across the river by means of a boat unless the permission in writing of the Board shall have first been obtained. The Board may grant a permit so to do subject to such terms and conditions and to the payment of such fees as it may determine. Any person to whom such permit is granted shall comply with the terms and conditions imposed by the Board and any breach thereof by such person or by any other person in his employ or acting on his behalf shall constitute a violation by him of these Regulations.

Enforcement and Penalties.

78. (a) The River Officer or any member of the Police Force may give such reasonable directions to any person on the river or any banks thereof or to the owner or other person on whose behalf any boat is plying for hire or reward or who is in charge of or has the control or management of any boat on the river as may in the opinion of such River Officer or member of the Police Force be necessary for carrying into execution the provisions of this By-law.

(b) Neglect or refusal to obey any lawful direction of the River Officer or member of the Police Force given as aforesaid shall be a violation of this By-law.

79. (a) In any case where the River Officer or any officer of the Board or any member of the Police Force has reasonable grounds for believing or suspecting that any person has contravened these Regulations, the River Officer or such officer or member may request such person to state his name and address and to produce such evidence of his identity as in the circumstances may reasonably be required.

(b) If such person refuses to state his name or address or states a false name or false address or refuses to produce to the River Officer or to such officer or member such evidence of his identity as in the circumstances might reasonably be required, he shall be guilty of an offence against these Regulations.

80. (a) The owner of a boat and the person in charge thereof shall each be responsible for the due observance of all Regulations applying to such boat or to the use thereof and in no case shall the responsibility of either relieve the other of his responsibility nor shall any lack of knowledge on the part of the owner or want of authority on the part of any other person relieve the owner of his responsibility.

(b) Where any boat has been chartered or let out on hire the charterer or hirer shall until the conclusion of the charter or hire be responsible for the due observance of these Regulations as if he were the owner of such boat, but the owner shall nevertheless be not relieved of any responsibility imposed upon him by these Regulations.

81. Any notice required by these Regulations to be given or served upon any person may be given or served—

(a) by delivering it to such person, or if such person be a company to the manager or secretary thereof, or

(b) by leaving it at the last-known place of abode or business of such person, or if such person be a company at the registered office or place of business thereof, or

(c) by sending it by post to the last-known place of abode of such person, or if such person be a company to the registered office thereof:

Provided however that where any person has been granted any permit or licence under these Regulations any notice may be given or served by leaving the same at the address shown in such permit or licence or by sending the same by post to such person at such address.

Service of a notice which may be sent by post shall be deemed to be effected by properly addressing prepaying and posting a letter containing such notice and shall unless the contrary is proved be deemed to have been effected at the time at which the letter would be delivered in the ordinary course of post.

82. Any breach or contravention of this By-law shall be and be deemed to be a violation thereof.

Any person who shall violate this By-law shall be guilty of an offence and be liable to a penalty hereby imposed of not more than Twenty pounds for any violation of this By-law, and in case of a continuing offence a further penalty of not more than Five Pounds for each day on which the offence is continued after notice has been given by the Board to the offender of the commission of the offence or after a conviction or order by any court (as the case may be).

Neither the taking of proceedings for the recovery of any penalty nor the imposition of any penalty shall in any way prejudice or affect any power conferred upon the Board to suspend or cancel any permit or licence granted under these Regulations.

Schedules Part of By-law.

83. The Schedules hereto and each of them shall be and be deemed to be part of this By-law.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

Clause 33.

SCHEDULE 1.

	£	s.	d.
For a licence for tugs, launches, lighters, hulks, and barges, &c. (including examination fee)	4	0	0
For a licence for a passenger motor boat (including examination fee)	3	5	0
For a licence for a tourist boat the fee appropriate to the number of passengers which such boat is licensed to carry, that is to say:—			
A tourist boat licensed to carry not more than 50 passengers	15	0	0
A tourist boat licensed to carry not more than 100 passengers	20	0	0
A tourist boat licensed to carry not more than 150 passengers	25	0	0
A tourist boat licensed to carry not more than 200 passengers	30	0	0
A tourist boat licensed to carry not more than 250 passengers	35	0	0
A tourist boat licensed to carry not more than 300 passengers	40	0	0
A tourist boat licensed to carry more than 300 passengers	45	0	0
For an examination to be licensed:—			
As a Motor Boatman	0	10	0
As a Marine Motor Driver	1	0	0
For a licence for the person in charge of tugs, launches, lighters, hulks, and barges	0	5	0
For a licence as a "Motor Boatman"	0	5	0
For a licence as a "Marine Motor Driver"	0	5	0

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 2.

Clause 32.

Licence No.

APPLICATION FOR A LICENCE FOR A BOAT TO PLY FOR HIRE OR TO BE USED OR EMPLOYED FOR HIRE OR REWARD OR TO BE LET OUT ON HIRE OR ON CHARTER FOR THE CARRIAGE OR STORAGE OF GOODS.

To the Secretary,

Melbourne and Metropolitan Board of Works:

I* hereby apply for a Licence in respect of a boat named _____ to ply for hire or to be used or employed for hire or reward or to be let out on hire or charter for the carriage or storage of goods on the _____ River, such Licence to be held by me subject to the provisions of the Melbourne and Metropolitan Board of Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

*Insert name in full.

Description of goods proposed to be carried or stored:

Particulars of Boat.

Length	feet	inches.	Breadth	feet	inches.
Depth (amidships)	feet	inches.			

Hull, material of which constructed, *metal, wood, composite.

Motive power, nature of
Cylinders, diameter of
Stroke, length of
Engine, name of maker
Engine, in use since
Method adopted of reversing propelling power
Now available for inspection at

*Strike out the words which do not apply.

Dated this _____ day of _____ 19 _____
Signature of owner
Address

NOTE.—This form is to be carefully filled up by the applicant and forwarded to the Secretary of the Melbourne and Metropolitan Board of Works, 110 Spencer-street, Melbourne, together with the amount of licence fee, viz., Four pounds.

Date paid _____ Receipt No. _____

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 3.

Clause 45.

CERTIFICATES OF SURVEYOR.

A.

Hull Survey.

Name of boat
Length feet inches. Breadth feet inches.
Depth feet inches.
Hull—Material
Condition
When built
Gross tonnage
Cargo not to exceed tons gross weight. tons gross measurement.
Equipment.
Life saving appliances
Fire appliances
Navigational aids

Ballast.

Location Total weight lbs.

This is to certify that I have surveyed the above-named boat on the day of 19 and that the provisions of By-law No. 57 of the Melbourne and Metropolitan Board of Works relating to boats to be used for the carriage or storage of goods for hire or reward and the equipment of such boats have been complied with.

Signed Surveyor.

B.

Machinery Survey.

Name of boat Owner
Motive power, nature of
Number of cylinders
Diameter of cylinders
Engine in use since
Stroke, length of
Fuel tanks—Number
Location
Capacity
Methods of reversing propelling power
Means of baling and pumping

This is to certify that I have surveyed the above-named boat on the day of 19 and that the provisions of By-law No. 57 of the Melbourne and Metropolitan Board of Works relating to boats to be used for the carriage or storage of goods for hire or reward and the machinery and equipment of such boats have been complied with.

Signed Surveyor.

C.

Certificate.

I hereby certify that the above-named boat is suitable for the carriage of cargo not exceeding tons gross weight or tons gross measurement.

Signed Date Surveyor.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 4.

Clause 34.

LICENCE FOR A BOAT TO PLY FOR HIRE OR TO BE USED OR EMPLOYED FOR HIRE OR REWARD OR TO BE LET OUT ON HIRE OR CHARTER FOR THE CARRIAGE OR STORAGE OF GOODS.

Melbourne and Metropolitan Board of Works in pursuance of the powers vested in it by the Melbourne and Metropolitan Board of Works Acts doth hereby license the boat numbered and owned by of and propelled by power generated by or to be used or employed for hire or reward or to be let on hire or charter for the carriage or storage of tons gross measurement and not exceeding tons gross weight on the River subject to the provisions of the said Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof. This licence shall, unless sooner suspended or cancelled by the Board, be in force until the 31st day of December 19 and no longer.

Dated at Melbourne this day of 19. For the Melbourne and Metropolitan Board of Works, Secretary.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 5.

Clause 32. Licence No.

APPLICATION FOR A LICENCE FOR A PASSENGER MOTOR BOAT ON THE RIVER.

To the Secretary, Melbourne and Metropolitan Board of Works:

I* hereby apply for a Licence for a motor boat named the to ply for hire or to be used or employed for hire or reward or to be let out on hire or on charter for the carriage of passengers on the River, such Licence to be held subject to the provisions of the Melbourne and Metropolitan Board of Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

* Insert name in full.

Particulars of Boat.

Length feet inches. Breadth feet inches. Depth (amidships) feet inches.

Hull, material of which constructed, *metal, wood, composite.

Motive power, nature of
Cylinders, diameter of
Stroke, length of
Engine, in use since
Method adopted of reversing propelling power
Now available for inspection at

* Strike out the words which do not apply.

Dated this day of 19

Signature of owner
Address in full

NOTE.—This form is to be carefully filled up by the applicant and forwarded to the Secretary, Melbourne and Metropolitan Board of Works, 110 Spencer-street, Melbourne, together with the amount of licence fee, viz., Three pounds and five shillings.

Date paid Receipt No.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 6.

Clause 45.

CERTIFICATES OF SURVEYORS.

A.

Hull Survey.

Name of boat Owner
Length feet inches. Breadth feet inches.
Depth feet inches.
Hull—Material
Condition
When built Gross tonnage
Decked, half-decked or open

Passenger Accommodation:

Main deck
Upper or awning deck (if permitted)

Life Saving Appliances.

-approved life jackets approved lifebuoys
Location
Fire Appliances.
of sand with scoop.
Tetra chloride fluid extinguishers each gallons capacity.
Froth or foam fluid extinguishers each gallons capacity.

Navigational Aids.

Buoyancy.

Total weight of propelling machinery ballast and all equipment of a non-buoyant nature lbs.
Air cases, number Material
Total capacity cubic feet.

Ballast.

Location Total weight

This is to certify that I have surveyed the above-named boat on the day of 19 and that the provisions of By-law No. 57 of the Melbourne and Metropolitan Board of Works relating to boats to be used in the carriage of passengers for hire or reward and the equipment of such boats have been complied with.

Signed Surveyor.

B. Machinery Survey.

Name of boat
Owner
Motive power, nature of
Number of cylinders
Diameter of cylinders
Engine in use since
Stroke, length of
Fuel tanks—Number
Location
Capacity
Method of reversing propelling power
Means of baling and pumping
Condition of machinery

This is to certify that I have surveyed the above-named boat on the day of 19 and that the provisions of By-law No. 57 of the Melbourne and Metropolitan Board of Works relating to boats to be used in the carriage of passengers for hire or reward and the machinery and equipment of such boats have been complied with.

Signed Surveyor.

C. Certificate.

I hereby certify that the above-named boat is suitable for the carriage of passengers not exceeding in number.

Signed Date Surveyor.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 7.

Clause 34. Licence No.

LICENCE FOR A PASSENGER MOTOR BOAT.

Melbourne and Metropolitan Board of Works in pursuance of the powers vested in it by the Melbourne and Metropolitan Board of Works Acts and of By-law No. 57 of the Board and subject to the said Acts and By-law and to the conditions hereinafter set forth doth hereby license the motor boat numbered and owned by of being a motor boat of tons gross tonnage propelled by power generated by to ply for hire or to be used or employed for hire or reward or to be let out on hire or on charter for the carriage of passengers on the River, such Licence to be held subject to the provisions of the Melbourne and Metropolitan Board of Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

Conditions.

- 1. The passengers carried upon the motor boat shall not exceed— passengers carried on the main deck. passengers carried on the upper or awning deck.
2. The motor boat shall at all times be furnished with the following equipment:— Life-saving appliances approved life jackets. approved life buoys. Fire appliances of sand with scoop. Tetra chloride fluid gallons capacity. extinguishers each froth or foam fluid gallons capacity. extinguishers each
3. The owner, the charterer (if chartered) and the person in charge of the motor boat shall duly observe the provisions of By-law No. 57 of the Board and of any amendment thereof.

This Licence shall, unless sooner suspended or cancelled by the Board, be in force until 31st December 19 and no longer.

Dated at Melbourne this day of 19 For the Melbourne and Metropolitan Board of Works, Secretary.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 8.

Clause 32.

APPLICATION FOR A LICENCE FOR A TOURIST BOAT.

To the Secretary, Melbourne and Metropolitan Board of Works: I* hereby apply for a Licence for a passenger motor boat named as a tourist boat to ply for hire from the Princes Bridge Landing Stage for the carriage of passengers on the River, such Licence to be held subject to the provisions of the Melbourne and Metropolitan Board of Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

* Insert name in full.

I forward herewith— †(i) Licence of passenger motor boat. as a Application for Licence of passenger motor boat. as a (ii) £ being the fee payable in respect of Licence now applied for.

† Strike out the words which do not apply.

Signature of owner Address in full Date paid Receipt No.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 9.

Clause 34. Licence No.

LICENCE FOR A TOURIST BOAT.

Melbourne and Metropolitan Board of Works in pursuance of the powers vested in it by the Melbourne and Metropolitan Board of Works Acts doth hereby license the tourist boat numbered and owned by of fitted with an engine generating power by and to ply for hire from the Princes Bridge landing stage for the carriage of passengers on the River subject to the provisions of the said Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

This Licence shall, unless sooner suspended or cancelled by the Board, be in force until the 31st day of December 19

For the Melbourne and Metropolitan Board of Works, Secretary.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 10.

Clause 32. Licence No.

APPLICATION FOR A LICENCE AS A MOTOR BOATMAN TO TAKE CHARGE OF A LICENSED MOTOR BOAT.

Not Exceeding Fifteen (15) Tons Gross Tonnage.

To the Secretary, Melbourne and Metropolitan Board of Works: I* hereby apply for a Licence as a Motor Boatman authorized to take charge of a motor boat not exceeding fifteen (15) tons gross tonnage, propelled by power generated by and licensed to carry passengers on the River, such Licence to be held by me subject to the provisions of the Melbourne and Metropolitan Board of Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

I herewith forward written evidence as to good character and sobriety, and as to the extent of my past experience in (a) the handling of boats; (b) in driving motor machinery.

Date of birth Where born Dated this day of 19 Signature of Applicant Address in full

NOTE.—This form is to be carefully filled up by the applicant and forwarded to the Secretary, Melbourne and Metropolitan Board of Works, 110 Spencer-street, Melbourne, together with the amount of licence and examination fees, viz., Fifteen shillings.

Date paid Receipt No. * Insert name in full.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 11.

Clauses 70 and 71.

CERTIFICATES OF EXAMINING OFFICERS.

A.

I hereby certify that I have examined and find him competent to have charge of the machinery of a motor boat not exceeding fifteen (15) tons gross tonnage, propelled by power generated by _____ and licensed to carry passengers on the _____ River.

The evidence of character, sobriety, and experience submitted by him is, in my opinion, satisfactory.

Personal Description of Applicant.

Height feet inches. Complexion _____
 Colour of (1) hair _____ (2) eyes _____
 Personal marks and peculiarities (if any) _____
 Dated at this day of 19 _____
 Signature _____
 Office _____

B.

I hereby certify that I have examined the applicant above named and find—

- (i) that he has the necessary local knowledge of the River set forth above;
- (ii) that he knows the rules of the river appropriate to such River;
- (iii) that he understands the use of the equipment required by the Regulations to be carried by a motor boat licensed to ply on such River; and
- (iv) following a practical examination in the handling berthing and turning that he is competent to take charge of a motor boat not exceeding fifteen (15) tons gross tonnage.

Dated at this day of 19 _____
 Signature _____
 Office _____

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 12.

Clause 34.
 Licence No. _____

LICENCE AS A MOTOR BOATMAN TO TAKE CHARGE OF A LICENSED MOTOR BOAT NOT EXCEEDING FIFTEEN (15) TONS GROSS TONNAGE.

Melbourne and Metropolitan Board of Works in pursuance of the powers vested in it by the Melbourne and Metropolitan Board of Works Acts doth hereby license of _____ as a boatman competent to take charge of a motor boat not exceeding fifteen (15) tons gross tonnage propelled by power generated by _____ and licensed to carry passengers on the _____ River, subject to the provisions of the said Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof. This licence shall, unless sooner suspended or cancelled by the Board, be in force until the 31st December, 19 _____ and no longer.

Dated at Melbourne this day of 19 _____
 For the Melbourne and Metropolitan Board of Works,
 Secretary.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 13.

Clause 32.
 Licence No. _____

APPLICATION FOR A LICENCE AS A MARINE MOTOR DRIVER.

I* hereby apply for a Licence as a Marine Motor Driver authorized to take charge of the machinery of any passenger motor boat propelled by power generated by _____, such Licence to be held by me subject to the provisions of the Melbourne and Metropolitan Board of

Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

In accordance with the requirements of Clause 71 of the Regulations, I herewith forward written evidence in support of qualifying service prescribed by Clause 70 (b) of the Regulations and also as to my good conduct and sobriety.

Date of birth _____
 Where born _____
 Dated this day of 19 _____
 Signature of Applicant _____
 Address in full _____

NOTE.—This form is to be carefully filled up by the applicant and forwarded to the Secretary, Melbourne and Metropolitan Board of Works, 110 Spencer-street, Melbourne, together with the amount of licence and examination fees, viz., Twenty-five shillings.

Date paid _____ Receipt-No. _____

Clause 70 (b)—

A licence as a marine motor driver to take charge of the machinery of a passenger motor boat shall be granted only to a person over the age of twenty-one years who has had practical experience for a period of not less than twelve months in the making and repairing of any class of engine or who has gained such other practical experience which in the opinion of the Board is equal to the experience first mentioned and who has satisfied an examining officer appointed by the Board as to his knowledge of the class of engine for which he desires a licence and as to his ability to execute temporary repairs thereto.

* Insert name in full.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 14.

Clauses 70 and 71.

CERTIFICATE OF EXAMINING OFFICER.

I hereby certify that I have examined and find him competent to have charge of the machinery of any motor boat propelled by _____ The evidence of character, sobriety, and practical experience submitted by him is, in my opinion, satisfactory.

Personal Description of Applicant.

Height feet inches. Complexion _____
 Colour of (1) hair _____ (2) eyes _____
 Personal marks or peculiarities (if any) _____
 Dated at this day of 19 _____
 Signature _____
 Office _____

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 15.

Clause 34.
 Licence No. _____

LICENCE AS A MARINE MOTOR DRIVER.

Melbourne and Metropolitan Board of Works in pursuance of the powers vested in it by the Melbourne and Metropolitan Board of Works Acts doth hereby license of _____

as a Marine Motor Driver competent to take charge of the machinery of any passenger motor boat propelled by power generated by _____ subject to the provisions of the said Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof. This Licence shall, unless sooner suspended or cancelled by the Board, be in force until the 31st December 19 _____ and no longer.

Dated at Melbourne this day of 19 _____
 For the Melbourne and Metropolitan Board of Works,
 Secretary.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.
SCHEDULE 16.

Clause 32.

APPLICATION FOR A LICENCE AS A MOTOR BOATMAN TO TAKE CHARGE OF A LICENSED MOTOR BOAT.

Not exceeding _____ tons gross tonnage.
To the Secretary,

Melbourne and Metropolitan Board of Works:

I* _____ hereby apply for a Licence as a Motor Boatman authorized to take charge of a motor boat not exceeding _____ tons gross tonnage propelled by power generated by _____ and licensed to carry passengers on the _____ River, such Licence to be held by me subject to the provisions of the Melbourne and Metropolitan Board of Works Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof.

I have held Licence No. _____ as a Motor Boatman to take charge of a motor boat not exceeding fifteen (15) tons gross tonnage for _____ years.

I herewith forward written evidence as to good character and sobriety, and as to the extent of my past experience in the handling of boats.

Date of birth _____
Where born _____

Dated this _____ day of _____ 19 _____

Signature of Applicant _____
Address in full _____

NOTE.—This form is to be carefully filled up by the applicant and forwarded to the Secretary, Melbourne and Metropolitan Board of Works, 110 Spencer-street, Melbourne, together with the amount of licence and examination fees, viz., Fifteen shillings.

Date paid _____ Receipt No. _____

Clause 70 (a)—

A licence as a motor boatman to take charge of a motor boat shall be granted only to a person over the age of eighteen years who has satisfied an examining officer appointed by the Board that he knows the rules of the river and that he is capable of taking charge of a motor boat of the gross tonnage in respect of which he is applying. Provided that where such gross tonnage exceeds fifteen (15) tons it shall be a condition precedent that the applicant shall have held for not less than three years a licence as a motor boatman to take charge of a boat not exceeding (15) tons gross tonnage.

* Insert full name.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.
SCHEDULE 17.

Clauses 70 and 71.

CERTIFICATES OF EXAMINING OFFICERS.

A.

I hereby certify that I have examined _____ and find—

- (i) that he has the necessary local knowledge of _____ River;
- (ii) that he knows the rules of the river appropriate to such River;
- (iii) that he understands the use of the equipment required by the Regulations to be carried by a motor boat licensed to ply on such River; and

(iv) following a practical examination in the handling, berthing and turning that he is competent to take charge of a motor boat not exceeding _____ tons gross tonnage.

The evidence of character, sobriety, and experience submitted by him is, in my opinion, satisfactory.

Personal Description of Applicant.

Height _____ feet _____ inches. Complexion _____
Colour of (1) hair _____ (2) eyes _____
Personal marks and peculiarities (if any) _____
Dated at _____ this _____ day of _____ 19 _____
Signature _____
Office _____

B.

Following examination of the records at the office of the Melbourne and Metropolitan Board of Works I hereby certify that the applicant above named has held for not less than three years Licence No. _____ as a Motor Boatman to take charge of a motor boat not exceeding fifteen (15) tons gross tonnage.

Dated at _____ this _____ day of _____ 19 _____
Signature _____
_____ River Officer.

MELBOURNE AND METROPOLITAN BOARD OF WORKS.

SCHEDULE 18.

Clause 34.
Licence No. _____

LICENCE AS A MOTOR BOATMAN TO TAKE CHARGE OF A LICENSED MOTOR BOAT NOT EXCEEDING _____ TONS GROSS TONNAGE.

Melbourne and Metropolitan Board of Works in pursuance of the powers vested in it by the Melbourne and Metropolitan Board of Works Acts doth hereby license _____ of _____

as a Motor Boatman competent to take charge of a motor boat not exceeding _____ tons gross tonnage propelled by power generated by _____ and licensed to carry passengers on the _____ River, subject to the provisions of the said Acts and to the Board's By-law No. 57 and to any By-laws or Regulations made or to be made under the said Acts or to any amendment thereof. This Licence shall, unless sooner suspended or cancelled by the Board, be in force until the 31st December 19 _____ and no longer.

Dated at _____ this _____ day of _____ 19 _____

For the Melbourne and Metropolitan Board of Works,
Secretary.

The foregoing By-law was made and passed by the Melbourne and Metropolitan Board of Works and the common seal of the said Board was hereunto affixed the twenty-second day of September One thousand nine hundred and fifty-three, in the presence of—

(SEAL) _____
H. A. LAYFIELD, Member.
CHAS. ROOKS, Member.
C. TRATHAN, Secretary.

Approved by the Governor in Council,
29th September, 1953.

A. MAHLSTEDT,
Clerk of the Executive Council.

