



New South Wales

# Ports and Maritime Administration Amendment (White Bay Cruise Terminal— Shore Power) Bill 2024

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

## Overview of Bill

The object of this Bill is to require, from 1 January 2027, cruise ships to use shore power while berthed at White Bay Cruise Terminal.

## Outline of provisions

**Clause 1** sets out the name, also called the short title, of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on the date of assent to the proposed Act.

## Schedule 1      **Amendment of Ports and Maritime Administration Act 1995 No 13**

**Schedule 1** inserts proposed section 105D into the *Ports and Maritime Administration Act 1995*. The proposed section, which applies from 1 January 2027—

- (a) imposes duties on the Port Authority of New South Wales—
  - (i) to only permit cruise ships to use a berth at White Bay Cruise Terminal if the ship is equipped to use shore power, and
  - (ii) to require ships using a berth at White Bay Cruise Terminal to use shore power, and
- (b) creates offences for the owner and the master of a cruise ship—
  - (i) to use a berth White Bay Cruise Terminal unless the ship is equipped to use shore power, and

- (ii) to fail to use shore power while using a berth at White Bay Cruise Terminal.



New South Wales

# Ports and Maritime Administration Amendment (White Bay Cruise Terminal— Shore Power) Bill 2024

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*This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

*Legislative Assembly*

*Clerk of the Legislative Assembly*



New South Wales

## **Ports and Maritime Administration Amendment (White Bay Cruise Terminal— Shore Power) Bill 2024**

No. \_\_\_\_\_, 2024

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### **A Bill for**

An Act to amend the *Ports and Maritime Administration Act 1995* to require the use of shore power by cruise ships berthed at White Bay from 1 January 2027.

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*The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.*

*Legislative Council*

*Clerk of the Parliaments*

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**Tabling copy**

**The Legislature of New South Wales enacts—**

1

**1 Name of Act**

2

This Act is the *Ports and Maritime Administration Amendment (White Bay Cruise Terminal—Shore Power) Act 2024*.

3

4

**2 Commencement**

5

This Act commences on the date of assent to this Act.

6

<b>Schedule 1</b>	<b>Amendment of Ports and Maritime Administration Act 1995 No 13</b>	1
		2
<b>Section 105D</b>		3
Insert after section 105C—		4
<b>105D</b>	<b>Requirements for use of shore power at White Bay Cruise Terminal</b>	5
(1)	This section has effect on and from 1 January 2027.	6
(2)	The Port Authority of New South Wales must not cause or permit a cruise ship to use a berth at White Bay Cruise Terminal unless the ship is equipped to use shore power.	7 8 9
(3)	The master and the owner of a cruise ship are each guilty of an offence if the ship uses a berth at White Bay Cruise Terminal unless the ship is equipped to use shore power.	10 11 12
	Maximum penalty—	13
(a)	for an individual—50 penalty units, or	14
(b)	otherwise—1,000 penalty units.	15
(4)	The Port Authority of New South Wales must require a cruise ship using a berth at White Bay Cruise Terminal to use shore power during the ship's berthing period.	16 17 18
(5)	The master and the owner of a cruise ship are each guilty of an offence if the ship uses a source of power other than shore power during the ship's berthing period at White Bay Cruise Terminal.	19 20 21
	Maximum penalty—	22
(a)	for an individual—50 penalty units, or	23
(b)	otherwise—1,000 penalty units.	24
(6)	In this section—	25
	<b>berthing period</b> means the period commencing 1 hour after a cruise ship's arrival at a berth and concluding 1 hour before the cruise ship's departure from the berth.	26 27 28
	<b>cruise ship</b> means a passenger vessel without a cargo deck, designed exclusively for commercial transportation of over 100 passengers in overnight accommodation on a sea voyage.	29 30 31
	<b>shore power</b> means onshore electricity delivered by the Port Authority of New South Wales to cruise ships berthed at White Bay Cruise Terminal.	32 33
	<b>White Bay Cruise Terminal</b> means the cruise terminal at White Bay, Rozelle and includes any berth at the terminal.	34 35