

LEGISLATIVE COUNCIL

**Ports Assets (Authorised Transactions) Amendment Bill 2013**

**First print**

**Proposed amendments**

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No. 1 Page 5, Schedule 2. Insert after line 28:

**[5] Section 66C Fixing of port infrastructure charges**

Insert after section 66C (2):

- (3) A port infrastructure charge cannot be fixed or increased except with the approval of the Minister.
- (4) Before giving approval under this section, the Minister may refer the matter to the Independent Pricing and Regulatory Tribunal for investigation and report under section 12A of the *Independent Pricing and Regulatory Tribunal Act 1992*.
- (5) The Minister's approval under this section must not be unreasonably withheld.

**[6] Section 79A**

Insert after section 79:

**79A Proposed charges require Minister's approval**

- (1) The port operator of a port to which this Part applies cannot impose or increase a service charge unless the proposed charge or increase has been approved by the Minister.
- (2) Before giving approval under this section, the Minister may refer the matter to the Independent Pricing and Regulatory Tribunal for investigation and report under section 12A of the *Independent Pricing and Regulatory Tribunal Act 1992*.
- (3) The Minister's approval under this section must not be unreasonably withheld.