



NOTICE OF PORT OPERATOR DIRECTION

(STOPPING AND PARKING OF VEHICLES, UNATTENDED TRAILERS AND GOODS)

Port Kembla

Ports and Maritime Administration Act 1995 (NSW)
NSW Ports – Direction 3 of 2021 (replacing Direction 4 of 2020)

Powers & functions of the port operator of a private port

This notice contains a port operator direction issued by NSW Ports in its capacity as the port operator of the private port of Port Kembla under Part 3A of the *Ports and Maritime Administration Act 1995* (NSW) (**PAMA Act**), for the purposes of maintaining and improving safety and/or security given that the activities or works (defined below) pose a risk to safety and/or security at Port Kembla (**Notice**).

This Notice was issued to the Harbour Master of Port Kembla on 10 February 2021 as required under the PAMA Act.

Pursuant to section 38(2) of the PAMA Act, a port operator direction given by notice published on a port operator's website is of no effect until a copy of the notice has been published in the Gazette.

This Notice takes effect on the later of 25 February 2021 and the date on which it is published in the Gazette.

*****PORT OPERATOR DIRECTION*****

TAKE NOTICE: Persons are PROHIBITED from:

- stopping and/or parking vehicles (including trailers) in a place not prescribed as a stopping or parking space or in any way contrary to a stopping line, stopping sign, stopping zone, parking line, parking sign or parking zone;
- leaving trailers unattached or unattended; and
- leaving goods (including containers) unattended (including leaving goods unattended on or in vehicles or trailers),

on a Prescribed Road or in a Prescribed Area as identified in the location map in Annexure A to this Notice.

Compliance & Enforcement

FAILING TO COMPLY WITH THIS NOTICE IS A CONTRAVENTION OF SECTION 39 OF THE PAMA ACT

NSW Ports may enforce compliance with this Notice by:

- removing from Port Kembla any person who is contravening this Notice;
- removing from Port Kembla, or moving within Port Kembla, any vehicle (including a trailer or container) that is stopped or parked in contravention of this Notice, at the non-complying party's cost; and/or



- removing from Port Kembla, or moving within Port Kembla, any goods stored or left unattended in contravention of this Notice, at the non-complying party's cost.

A person who obstructs or otherwise interferes with an Authorised Officer of the port operator performing their functions (including the giving or enforcing of a direction under this Notice) faces a **maximum penalty of 50 penalty units**, being \$5,500.00 (at the date of issue).

For the purposes of this Notice:

Authorised Officer means an employee or agent of NSW Ports.

NSW Ports means Port Kembla Operations Pty Limited, being the port operator under the PAMA Act for the private port of Port Kembla.

Port Kembla means the land within the port land lease boundary at Port Kembla as identified in the location map in Annexure A.

Prescribed Area means the area marked as a prescribed area as identified in the location map in Annexure A.

Prescribed Road means a roadway identified as a prescribed road (including the shoulder and any adjoining nature strip) in the location map in Annexure A.

Contact details:

For general enquires:

Company Secretary

Email: companysecretary@nswports.com.au

Phone: 1300 922 524

Annexure A

