1. The *Transport Operations (Marine Pollution) Regulation 1995* (the Regulation) commenced on 9 November 1995. Part 7 of the *Statutory Instruments Act 1992* provides thatall subordinate legislation expires 10 years after its making unless otherwise exempted.
2. The Regulation was scheduled for automatic expiry on 1 September 2006. An exemption expiry was approved to allow time for thorough consultation through the regulatory impact statement (RIS) process.
3. In January 2007, significant changes were made to the text of the International Convention for the Prevention of Pollution from Ships, 1973 (commonly known as MARPOL) which necessitated changes to the *Transport Operations (Marine Pollution) Act 1995*. A second extension preserved the Regulation until 31 August 2008.
4. The new Regulation has been drafted in accordance with the outcomes of a review into the appropriateness and applicability of the Regulation and primary legislation changes. The new Regulation remains largely unchanged from the 1995 Regulation.
5. The Regulation includes some new and amended provisions that help minimise deliberate and negligent discharges of ship-sourced sewage into coastal waters by requiring ships to not only comply with discharge standards contained within the Regulation, but to also ensure that the ship has sewage management equipment onboard that complies with the Regulation. Changes have also been made to enable Maritime Safety Queensland or a port authority to appoint employees, such as contractors, who have the necessary skills and knowledge to undertake some functions of an authorised officer.
6. The return of responsibility for oil spill response in ports from port authorities to Maritime Safety Queensland has necessitated a number of minor changes to adjust references to port authorities. Cabinet approved that the *Transport Operations (Marine Pollution) Regulation 2008* be recommended to the Governor in Council for approval.
7. Cabinet approved that the *Transport Operations (Marine Pollution) Regulation 2008* be laid before the Legislative Assembly within 14 sitting days after publication in the Queensland Government Gazette.
8. *Attachments*
* [*Transport Operations (Marine Pollution) Regulation 2008*](attachments/Transport%20Operations%20Marine%20Pollution%20Regulation.pdf)
* [Explanatory Notes](attachments/Transport%20Operations%20Marine%20Pollution%20Reg%20EXPNOTES.pdf)
* [Regulatory Impact Statement](attachments/RIS%20Transport%20Operations%20Marine%20Pollution%20Regulation.pdf)