

## ESYUARY MANAGEMENT BY-LAW: OFFENCES AND FINES

<b>Section Contravened</b>	<b>Description of Offence</b>	<b>Proposed Fine (1)</b>	<b>Approved Fine (2)</b>
4(7)(b)	Transferring a license without permission	R1000	
4(10)	Skipper failing to affix license for inspection	R1000	
6(1)(a) & (b)	Operating a boat of more than 15 horse power without license or exemption	R1500	
6(1)(c)	Operate boat without certificate of competence	R2500	
6(1)(d)	Allowing person under 16 years to operate boat without a competent skipper on board	R1500	
6(2)(a) & (b)	Operating a sail boat of more than 9 metres while skipper not in possession of certificate of competence or boat without certificate of fitness	R2500	
6(5)	Operating jet skies outside the transition corridor between the Western (Downstream) Port Owen entrance	R2500	
6(5)	Operating jet skies outside the transition corridor between the Western (Downstream) Port Owen entrance at a speed exceeding the minimum planing speed	R2500	
6(6)(a)	Operating a boat outside the hours of one hour after sunset and one hour before sunrise upstream of Die Slot	R2500	
6(6)(a)	Operating a boat on the river without navigation lights in low light, misty or dark conditions	R2500	
6(6)(b)	Operating boat in such a manner that it causes damage to the environment	R2500	
6(6)(c)	Operating boat in such a manner that it endangers or is used in an inconsiderate manner that creates a nuisance to any other boat or the occupants thereof or other persons or property or installations in the water or at the water's edge including any boats or vessels moored to any jetty	R2500	
6(6)(d)	Operating boat closer than 100 meters in the wake of another boat towing a person, water-skier or a towable aquatic device	R1500	
6(6)(e)	Operating boat while under the influence of intoxicating liquor or narcotic drugs	R2500	
6(6)(f)(i)	Operating a boat in a manner that is dangerous to the public or to the occupants of such boat or in a manner calculated to endanger or damage any	R2500	

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	property or facility, regard being had to all the circumstances of the case		
6(6)(f)(ii)	Operating a boat in a reckless or negligent manner	R2500	
6(6)(f)(iii)	Operating a boat without consideration to other persons	R2500	
6(6)(g)	Operating a boat in such a manner that excessively large waves are generated	R2000	
6(6)(h)	Operating boat while it is leaking oil, petrol, pollutant or any toxic or noxious substance	R2500	
6(6)(i)	Operating boat while the load or number of persons on board exceeds the carrying capacity as stated on the boat or vessel's safety certificate or certificate of fitness. In the absence of such certificate then no more persons than one per whole meter length of boat	R2000	
6(6)(j)	Failing to display license token	R1000	
6(6)(k)	Operating boat in contravention of any provisions of a management zone	R2500	
7(1)(a)(i)-(ii)	Skipper failing to operate boat in compliance with Small Vessel Regulations and zone usage requirements	R2500	
7(1)(b)	Skipper failing to exercise control over boat	R2500	
7(1)(c)	Skipper failing to maintain safe and cautious speed in areas of activity	R2500	
7(1)(d)	Skipper approaching closer than allowed distances where people are swimming, from river bank or other boats	R2500	
7(1)(e)	Skipper failing to give way to incoming or passing boats	R2500	
7(1)(f)	Skipper failing to ensure safety to other persons while towing	R2500	
8(1)(a)	Leaving a boat unattended in water area	R1500	
8(1)(b)	Using a boat as place of permanent abode	To Court	
8(1)(c)	Launching a boat at a site not approved by the municipality	R2500	
8(1)(d)	Mooring a boat at a place other than designated	R2500	
8(1)(e)	Mooring a boat to another boat or navigational aid	R2500	

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8(1)(f)	Towing a person in a dangerous manner	R2500	
8(1)(g)	No person may except in an emergency, operate any hovercraft, water jet-driven craft, including but not limited to jet-ski's unless in a designated zone, a craft of which the propeller or exhaust is above or partly submerged in the water, a seaplane, a wing in ground effect craft, or conduct any form of parachuting, para- gliding or kite surfing on any part of the river	R2500	
8(1)(h)	Placing any form of obstruction on or near the surface of the river	R2500	
8(1)(i)	Be on the bow of a boat under way without safety rails or guards	R2500	
8(1)(j)	Sit on a boat with legs dangling over water	R1500	
8(1)(k)	Swimming within 15 meters either side of a slipway	R1500	
8(1)(l)	Dive or jump from any part the of structure of a bridge crossing the river	R1500	
8(1)(m)	Fish from any bridge or within 15 meters either side of slipway	R1500	
8(1)(n)	Scuba dive or spearfish in the river	R2500	
8(1)(o)	Leave a fishing line in the river unattended in or near a navigational channel	R500	
8(1)(p)	Catch fish with a gillnet	R2500	
8(1)(q)	Catch fish without a license	R500	
8(1)(r)	No person may, via the river access land in the river or the river bank unless such area is designated a recreational area by the municipality	R2500	
8(2)	Leaving a boat on a slipway	R2500	
8(3)(a)	Using a boat for commercial purposes without permission	To court	
8(3)(b)	Holding or arranging a fishing competition without permission	R2500	
8(3)(c)	Holding a race of regatta without permission	R2500	
8(4)(a)	Using indecent or offensive language in the water area	R1500	
8(4)(b)	Behaving in an offensive or disorderly manner in the	R1500	

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	water area		
8(4)(c)	Disturbing the peace of other persons	R1500	
9(1)	Failing to keep prescribed safety equipment on boat	R2500	
9(2)(a)	Failing to maintain safety equipment	R2500	
9(2)(b)	Failing to keep batteries on boat in prescribed manner	R1500	
10(1)	Skiing outside designated zones	R1500	
10(2)	Failing to comply with provisions of Small Vessel Regs while towing skier	R1500	
10(3)	Skier failing to comply with Small Vessel Regs	R1500	
10(4)	Skier not adhering to prescribed distances	R1500	
11(1)	Unlawful discharge of sewage into river	To court	
11(2)	Disposing of petrol, oil or toxic substances in the river	To court	
11(3)	Disposing of plastic bottles, garbage or refuse in the river	To court	
13(4)(a)	Obstructing an authorized officer in execution of his duties	To court	
13(4)(b)	Refusing to furnish name and address to authorized officer	To court	
14(1)	Failing to remove a boat from the river upon instruction to do so	To court	
20(2)(a)	Furnishing false information	To court	
20(2)(b)	Refusing to co-operate with request by an authorized officer	To court	
20(2)(c)	Failing to comply with a notice in terms of by-law	To court	