



Australian Government
Australian Maritime Safety Authority

AMSA EX2013/15

**Marine Safety (Scientific research and educational activities)
Exemption 2013**

I, Graham Peachey, Chief Executive Officer of the Australian Maritime Safety Authority (the National Marine Safety Regulator under section 9 of the *Marine Safety (Domestic Commercial Vessel) National Law*), make this instrument under subsection 143(1) of the *Marine Safety (Domestic Commercial Vessel) National Law*.

20 June 2013

Graham Peachey
Chief Executive Officer

1 Name of instrument

This instrument is *Marine Safety (Scientific research and educational activities) Exemption 2013*.

2 Duration

This instrument:

- (a) commences on 1 July 2013; and
- (b) ceases to have effect at the end of 30 June 2018.

3 Definitions

In this instrument:

Great Barrier Reef Region has the same meaning as in section 3 of the *Great Barrier Reef Marine Park Act 1975*.

Marine Safety (Domestic Commercial Vessel) National Law — see Schedule 1 to the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

special personnel has the same meaning as in Part B of the NSCV.

specified operation, for a domestic commercial vessel, means the use of a vessel up to 7.5 m long for scientific research or educational activities of a scientific research or educational organisation.

Torres Strait zone has the same meaning as in Schedule 14 of the *Transport Operations (Marine Safety) Regulation 2004 (Qld)*.

4 Exemption

A person is exempt from the requirement to hold a certificate of competency that would be required for a specified operation if the National Regulator gives written approval for the specified operation.

Note 1 An application for approval can be part of the application for a certificate of operation or a separate application. For the form of application and how it will be processed, contact the National Regulator.

Note 2 A fee may be charged — see s 9 of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

5 Conditions

- (1) The person may carry out the specified operation only in:
 - (a) the Great Barrier Reef Region; or
 - (b) the Torres Strait zone; or
 - (c) other waters approved for the specified operation by the National Regulator.

Note **National Regulator** is defined in the *Marine Safety (Domestic Commercial Vessel) National Law* — see section 6.

- (2) The person must hold any licence that would be required to operate the vessel recreationally in the waters in which the person carries out the specified operation.
 - (3) The vessel may carry only employees of the owner of the vessel and special personnel.
 - (4) The National Regulator may make the approval subject to further conditions that take account of the local conditions of the waters in which the vessel is to operate.
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