



**Australian Government**  
**Australian Maritime Safety Authority**

AMSA EX17

**Marine Safety (Great Barrier Reef Region and Torres Strait zone)  
Exemption 2015**

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I, Michael Kinley, 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*.

12 January 2015

**Michael Kinley**  
Chief Executive Officer

**1 Name of instrument**

This instrument is *Marine Safety (Great Barrier Reef Region and Torres Strait zone) Exemption 2015*.

**2 Duration**

This instrument:

- (a) commences when it is made; and
- (b) ceases to have effect at the end of 30 June 2018.

**3 Repeal**

*Marine Safety (Great Barrier Reef Region and Torres Strait zone) Exemption 2014* is repealed.

**4 Definitions**

In this instrument:

**Great Barrier Reef Region** has the same meaning as in 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*.

**pontoon** means a barge that:

- (a) is not powered; and

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- (b) is permanently anchored; and
  - (c) if it does not have moored to it a vessel surveyed to service category Class 1 capable of carrying everyone on the barge — is equipped with the safety equipment that would be required for a Class 1 vessel operating lawfully in the area where the barge is anchored.

**specified operation** means performing duties of a master or crew member for a vessel in any of the following areas:

- (a) for a domestic commercial vessel surveyed to service category Class 1C or 2C or operating as a fishing vessel and surveyed to service category Class 3C — the Great Barrier Reef Region and the Torres Strait zone;
- (b) for a domestic commercial vessel surveyed to service category Class 1D, 1E, 2D or 2E that is permanently based at a pontoon surveyed to service category Class 1E anchored within the Great Barrier Reef Region or the Torres Strait zone — the area in which the vessel is in sight of, and is capable of communicating with, the pontoon;
- (c) for a domestic commercial vessel that is a pontoon surveyed to service category Class 1E — the Great Barrier Reef Region;
- (d) for a domestic commercial vessel surveyed to service category Class 1D, 1E, 2D or 2E that is operating from a Queensland island — the area in which the vessel is in sight of, and is capable of communicating with, the island.

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

## 5 Exemption

A person is exempt from the requirement to hold a certificate of competency that would be required for the specified operation if the person holds:

- (a) for a person who is to perform the duties of master or chief mate of a domestic commercial vessel that is  $\geq 35$  m long and  $< 80$  m long in the Great Barrier Reef Region or Torres Strait zone — a Master  $< 35$  m NC certificate of competency; or
- (b) for a person who is to perform the duties of chief mate of a domestic commercial vessel that is  $\geq 35$  m long and  $< 80$  m long in the Great Barrier Reef Region or Torres Strait zone — at least a Master  $< 24$  m NC certificate of competency; or
- (c) for a person who is to perform the duties of master of a vessel mentioned in paragraph (b) or (d) of the definition of **specified operation** — a Coxswain certificate mentioned in Part D of the NSCV.