



AMSA EX 2013/20

Marine Safety (Special operations) Exemption 2013

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

21 June 2013

Graham Peachey
Chief Executive Officer

1 Name of Order

This instrument is *Marine Safety (Special operations) 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:

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

specified operation means an operation, as master, of a domestic commercial vessel connected with infrastructure building or maintenance workboat operations.

workboat means a vessel that is not a fishing vessel or a passenger vessel, as defined in Part B of the NSCV.

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

4 Exemption

A person is exempt from the requirement to hold a certificate of competency that would be required for the specified operation if the National Regulator considers that the person is able to be the master of a workboat that is:

- (a) $\leq 7.5\text{m}$ long; and
- (b) $\leq 38\text{ kW}$ outboard powered; and
- (c) operating in smooth and inland waters; and
- (d) not carrying passengers; and
- (e) operating within 100 m from shore or a structure attached to the shore.

5 Conditions

- (1) 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.
 - (2) 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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