



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

AMSA EX2013/07

**Marine Safety (Restricted use flags) Exemption 2013**

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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 (Restricted use flags) 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 Application for temporary permit**

The owner of a domestic commercial vessel may apply to the National Regulator for a temporary permit to operate a vessel for which the owner is required to, but does not, have a certificate of survey or a certificate of operation.

*Note* For the form of application and how it will be processed, contact the National Regulator.

**4 Exemption**

- (1) The vessel is exempt from the requirement to have the certificate of survey and the certificate of operation for a period if the National Regulator:
  - (a) is satisfied that:
    - (i) the vessel has been surveyed and that a certificate of survey and certificate of operation will be issued; or
    - (ii) the temporary permit is necessary to enable the building, disposing of, fitting out, relocating, removing or repair of the vessel; and

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- (b) is satisfied that the vessel may go to sea without danger to the vessel, passengers or crew; and
  - (c) issues, in writing, a temporary permit to operate the vessel without the certificate for the period.

*Note* A permit may be issued despite expiry of the certificate of survey or non-compliance with any of its conditions.

- (2) Before issuing a temporary permit, the National Regulator may require an inspection and report on the condition of the vessel.

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

- (3) The National Regulator may make the permit 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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