



Australian Government

Australian Maritime Safety Authority

AMSA EX04

Marine Safety (Recreational use) Exemption 2025

I, Kaylene Dale, 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*.

Dated 11 June 2025

Kaylene Dale

Chief Executive Officer

1 Name of instrument

This instrument is *Marine Safety (Recreational use) Exemption 2025*.

2 Duration

This instrument commences 1 July 2025 and ceases to have effect at the end of 30 June 2028.

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*.

Note *Domestic commercial vessel* is defined in the *Marine Safety (Domestic Commercial Vessel) National Law* — see section 7.

4 Exemption

A domestic commercial vessel that is operated for recreational purposes is exempt from the crewing requirements and operational area limitations imposed by the national law and its certificate of operation.

5 Conditions

(1) The vessel must:

- (a) be used solely for recreational use and not in connection with a commercial, governmental or research activity; and
- (b) comply with maximum load and passenger restrictions; and
- (c) comply with local recreational vessel requirements, except those requiring the vessel to be registered as a recreational vessel or to meet Australian Builder's Plate requirements.

Note for paragraph (c) In particular, local recreational laws covering safety equipment (including wearing life jackets), operational area limitations, crew qualification requirements, safety of waterskiers and waterway management issues may apply.

- (2) The vessel's safety management system must deal with the risks of operating the vessel for recreational use.
 - (3) Any powered equipment, lifting equipment or other machinery that could pose a danger to passengers must be secured or isolated from passengers.
 - (4) Any operation for recreational purposes must be recorded in the vessel's log book.
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