



Australian Government
Australian Maritime Safety Authority

AMSA EX23

Marine Safety (Masters or crew without certificates) Exemption 2020

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*.

29 June 2020

Michael Kinley
Chief Executive Officer

1 Name of instrument

This instrument is *Marine Safety (Masters or crew without certificates) Exemption 2020*.

2 Duration

This instrument commences 1 July 2020 and ceases to have effect at the end of 30 June 2025.

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

national law means the Marine Safety (Domestic Commercial Vessel) National Law set out in Schedule 1 to the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

4 Exemption

- (1) This instrument applies to a person who performed duties or functions on 30 June 2013 on a domestic commercial vessel without any certification in accordance with the law of a State or the Northern Territory.
- (2) The person is exempt from the requirement to hold a certificate of competency under the national law if that certificate is required for performance of those duties or functions mentioned in subsection (1).

5 Conditions

- (1) The person must comply with the national law other than to the extent to which the person is exempt.
- (2) Before 1 January 2018, the person must tell the National Regulator in writing:
 - (a) the person's name, address, phone number and email address (if any); and
 - (b) the duties or functions that the person was entitled to perform on 30 June 2013 on domestic commercial vessels; and
 - (c) the duties or functions that the person continues to perform on domestic commercial vessels.
- (2) Paragraph (2)(b) does not apply to a person who complied with subsection 5(2) of *Marine Safety (Vessels or crew without certificates) Exemption 2013*.