



Australian Government
Australian Maritime Safety Authority

AMSA EX21

Marine Safety (Operator vehicular ferry-in-chains) Exemption 2017

I, Gary Prosser, Acting 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*.

12 December 2017

Gary Prosser
Acting Chief Executive Officer

1 Name of Order

This instrument is *Marine Safety (Operator vehicular ferry-in-chains) Exemption 2017*.

2 Duration

This instrument:

- (a) commences on 1 February 2018; and
- (b) ceases to have effect at the end of 30 June 2020.

3 Repeal and transitional matters

- (1) *Marine Safety (Operator vehicular ferry-in-chains) Exemption 2013* made on 21 June 2013 is repealed.
- (2) However, a written approval that was issued under that instrument and in effect on 31 January 2018 continues in effect until the end of 30 June 2020 as if the instrument under which it was issued had not been repealed.

4 Definitions — the dictionary

A definition in the dictionary applies to each use of the word or expression in this instrument.

Note The dictionary is located at the end of the instrument.

5 Exemption

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

- (a) the person:
 - (i) holds at least a recreational boating licence recognised by a State or Territory marine safety agency; and
 - (ii) holds a certificate that meets the requirements of the HLTFA unit of competency *Apply first aid* or another certificate that the National Regulator considers to be equivalent; and
 - (iii) gives the National Regulator evidence of having accrued at least 20 days on the job training; and
- (b) the National Regulator approves in writing the specified operation.

Note 1 An application for approval can be part of the application for a certificate of operation or a separate application. For the form of application and how it will be processed, contact the National Regulator.

Note 2 A fee may be charged — see s 9 of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

6 Conditions

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.

Dictionary

(section 4)

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.

specified operation means the operation, as master, of a vehicular ferry-in-chains attached to the shore by cable.
