



Australian Government
Australian Maritime Safety Authority

AMSA EX21

Marine Safety (Operator vehicular ferry-in-chains) 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 (Operator vehicular ferry-in-chains) Exemption 2020*.

2 Duration

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

3 Definitions

In this instrument:

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

National Regulator means the Australian Maritime Safety Authority — see section 9 of the national law.

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

4 Exemption

- (1) 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 has:
 - (i) a current recreational boating licence recognised by a State or Territory marine safety agency or higher qualification; and
 - (ii) a current first aid certificate of at least HLTAID003 *Provide first aid* or another course that the National Regulator considers to be equivalent; and
 - (iii) given 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*.

Note 3 For subparagraph (ii), details of this course are available at myskills.gov.au.

- (2) For paragraph (1)(b), an approval given under the following is taken to be an approval given under this instrument if it is in effect and has not expired:
- (a) *Marine Safety (Operator vehicular ferry-in-chains) Exemption 2013*;
 - (b) *Marine Safety (Operator vehicular ferry-in-chains) Exemption 2017*.

5 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.