

PUBLIC NOTICE

DECLARATION OF BOATING ACTIVITY EXEMPTION
Marine Safety Act 2010 (Vic)

Safe Transport Victoria makes the following declaration under section 203(3) of the *Marine Safety Act 2010 (Vic)*.

For the purposes of boating activity conducted by HAI Events on the waters of Fishermans Beach, Torquay, persons and vessels involved in the 2024 Torquay Triathlon are exempt from the following requirements:

State Rules made under the *Marine Act 1988*

1. Clause 2(a) – must not exceed 5 knots within 50 metres of a person in the water
2. Clause 2(c) – must not exceed 5 knots within 50 metres of another vessel
3. Clause 4(a) – must not exceed 5 knots within 200 metres of the water's edge
4. Clause 4(b) – must not exceed 5 knots within 50 metres of a wharf, jetty, slipway, diving platform or boat ramp

Waterway Rules made under the *Marine Safety Act 2010 / Marine Act 1988*

5. Clause 11.1 of Schedule 11 – 5 knot speed restriction zone - Horseshoe Bend Rd to Rocky Point within 200m
6. Clause 11.2(a) of Schedule 11 - Area prohibited to vessels - Fishermans Beach

Subject to the conditions detailed below:

- Masters of rescue vessels are only exempt from item 1 to 5 when undertaking a rescue operation to retrieve persons in distress, provide for their initial medical or other needs and deliver them to a place of safety on shore, and item 6 for the duration of the event.
- All occupants of powered vessels involved with the event must wear a lifejacket at all times during the event and vessels must have all prescribed safety equipment.
- Operators and occupants of vessels propelled by paddle or oar are required to wear a lifejacket at all times, unless within visual range of a staffed lifesaving facility or flagged area.
- Masters of IRB rescue support vessels involved with the event must wear a lifejacket at all times during the event.
- Masters of mechanically powered LSV vessels up to and including 4.8 metres in length (other than personal watercraft) are exempt from the carriage of specified safety equipment whilst outside visual range of a staffed lifesaving facility or flagged area provided an approved communications radio is carried on board, as per the Exemptions for Life Saving Victoria vessels in Exemption Notice 1.
- Should vessels or persons not involved in the event enter the exclusion zone, the exemptions will be automatically suspended until the vessel or person has moved outside of the area.
- The exemptions apply from 7:00am – 8:30am Sunday 10 November 2024 within the exclusion zone waters – Fisherman's Beach, Torquay.
- The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation are adhered to.

Ref: 1519-2024-BAE

A handwritten signature in blue ink, appearing to read 'Simon Farrar', is centered on the page.

SIMON FARRAR

Director Safety Operations

Delegate of Safe Transport Victoria

6/9/2024

Click or tap to enter a date.