

**Western Australian Marine Act 1982**

**WAMA – 2023 - 206059**

**Approval and exemption from compliance with certain speed restrictions for Triple J Tours vessels operating on Lake Kununurra between Diversion Dam and the Lake Argyle Dam**

I, **Mark Briant**, A/Director Waterways Safety Management, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the power in section 115A of the *Western Australian Marine Act 1982* (the Act), **hereby exempt** the following Triple J Tours vessels –

- UVI428232;
- UVI447442;
- UVI441372; and
- UVI447767

from compliance with regulations 48(c), 48(d)(i) and 48(d)(iv) of the *Navigable Waters Regulations 1958* (the Regulations).

In addition, in accordance with regulation 48(a) of the Regulations, I **hereby grant approval** for the above vessels to exceed the speed limit in regulation 48(a).

This exemption is subject to the following conditions:

1. The vessel master only exceeds the speed limit at times when safe to do so in the areas of the Lake Kununurra and the Ord River system in order to maintain the vessels on the plane and clear of underwater obstructions;
2. The vessel masters carry a copy of this exemption or produce it to DoT as soon as possible upon request;
3. This instrument only applies to Triple J tour vessels operating on Lake Kununurra between Diversion Dam and the Lake Argyle Dam other than tributaries of the Ord river; and
4. All aspects of Triple J Tours speed exemption risk matrix are adhered to.

All other applicable legislation including the *Prevention of Collisions at Sea Regulations 1983* must be complied with.

This instrument is to be known as WAMA – 2023 - 206059 and is valid from the date of signing until 1 August 2025 inclusive unless revoked sooner.

This instrument revokes the previous instrument WAMA-2022-205639.



**Mark Briant**

*A/Director Waterways Safety Management*

19 July 2023