

Western Australian Marine Act 1982

(WAMA – 2021 – 2047281)

WA Water Ski Association Exemption

1. Definitions

In this instrument:

“*Act*” means the *Western Australian Marine Act 1982*;

“*DoT*” means the Department of Transport;

“*Regulations*” means the *Navigable Waters Regulations 1958*;

“*WAWSA member vessels*” means Western Australian Water Ski Association (WAWSA) member vessels; and

“*Western Australian Powered Water Sports Area*” means the exclusive use area waters near Heirisson Island in the Swan River, made pursuant to section 66 of the Act and published in the *Government Gazette* on 10 November 2015.

2. Exemption and approval

I, Raymond Buchholz, Assistant Executive Director Maritime DoT, delegate of the Chief Executive Officer, pursuant to the power in section 115A(1) of the Act exempt WAWSA member vessels from compliance with:

- I. **Regulation 48(c), (d)(i), d(iv) and (e)** - prohibition on exceeding 8 knots in proximity to certain hazards;
- II. **Regulation 49C** - prohibition of driving speed boats behind skiers;
- III. **Regulation 49E** - restriction on ski ropes;
- IV. **Regulation 49F** - restriction on towing trick water skiers;
- V. **Regulation 49G** - restriction on towing skiers near landing or take-off areas;
- VI. **Regulation 49H** - restriction on ski lines;
- VII. **Regulation 49I** - driver of speed boat not to approach shore where skier has landed;
- VIII. **Regulation 49K** - water skis to be retrieved immediately; and
- IX. **Regulation 50** - prohibition of towing of water skier at certain times;

of the Regulations, and in accordance with regulation 48(a) of the Regulations, grant approval to WAWSA member vessels to exceed the 8-knot speed limit in water less than 3 metres in depth and within 50 metres of a riverbank or water's edge.

3. Conditions

This instrument is subject to the following conditions:

- I. WAWSA must ensure a sufficient number of suitable rescue craft are available during all water skiing activities to ensure safe management of the event;
- II. DoT is in receipt of WAWSA's risk management plans and WAWSA must produce a copy of these plans to DoT upon request;
- III. All aspects of WAWSA's risk management plans and safety management systems are adhered to at all times;
- IV. Organisers must carry a copy of this exemption during the exempt period and produce it to DoT within 24 hours upon request; and

- V. This instrument only applies to WAWSA member vessels and members while training for and participating in water skiing activities in the Western Australian Powered Water Sports Area.

4. Commencement

This instrument revokes instrument WAMA - 2021 – 204728 and is valid from the date it is signed until 1 August 2023 inclusive unless revoked sooner.



Raymond Buchholz

Assistant Executive Director, Maritime

Department of Transport

17 September 2021