

Western Australian Marine Act 1982

WAMA – 2024 - 206551

Allowed equivalent means of compliance with Regulation 52A of the *Navigable Waters Regulations 1958* for support vessels supporting approved Australian Sailing events.

I, **Graeme Meinema**, Director, Waterways Safety, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to the power in section 115A(3) of the *Western Australian Marine Act 1982* (the Act) **hereby allow** bona fide support vessels, supporting Australian Sailing events approved under 51C, the following equivalent means of compliance with the requirements of regulation 52A(2) of the *Navigable Waters Regulations 1958*:

In relation to a registrable vessel, an appropriate lifejacket for a person, other than a member of the vessel's crew, also means a level 50S lifejacket of a size and buoyancy appropriate to the body mass of that person.

This instrument is in force until 1 August 2025 unless revoked sooner.



Graeme Meinema
Director, Waterways Safety Management

16. January 2024

Western Australian Marine Act 1982

WAMA – 2024 - 207261

Exemption from compliance with certain safety equipment requirements for sailboard riders participating in Yachting Western Australia events

I, **Graeme Meinema**, 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* (Act), **hereby exempt** bona fide sailboard riders participating in Yachting Western Australia (Inc.) (YWA) wave windsurfing events, from compliance with regulations 52A, 52B and 52BAB of the *Navigable Waters Regulations 1958* (Regulations).

The exemption is subject to the following conditions:

1. All aspects of the YWA document titled "Risk Management" are adhered to;
2. The events are listed on the YWA Calendar of Events and are within 4 nautical miles of the mainland coast; and
3. The vessel operator navigates their vessel in accordance with the Act, Regulations and *Prevention of Collisions at Sea Regulations 1983*.

This instrument revokes instrument WAMA-2023-206373 and is in force until 1 August 2025 unless revoked sooner.



Graeme Meinema

Director Waterways Safety Management

16, December 2024

Approved by LLS Date: 9/12/2024

Western Australian Marine Act 1982

WAMA – 2024 - 206370

Exemption from compliance with certain provisions of the Navigable Waters Regulations 1958 for certain craft participating in Yachting WA events and associated training

I, **Graeme Meinema**, 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* (Act), **hereby** make the exemptions and conditions set out in the paragraphs below.

Definition

1. In this instrument, **Off the Beach Boats** means open boats including centreboard dinghies, sailboards, skiffs, kite boards and multihulls launched and recovered from a shoreline.

Exemptions

2. Pursuant to section 115A(1) of the Act:
 - a. Off the Beach Boats are exempt from compliance with regulation 52B and 52BAB of the *Navigable Waters Regulations 1958* (Regulations); and
 - b. Kiteboard riders are exempt from compliance with regulations 52A of the Regulations.

Conditions

The exemptions are subject to the following conditions:

3. Off the beach boats are engaged in an aquatic event or activity:
 - a. under the control of a bona fide member or employee of Yachting Western Australia (Inc.) (YWA) or an affiliated club; or
 - b. a YWA event; or
 - c. training organised by YWA for such an event; and
 - d. listed on YWA's Calendar of Events which permission has been granted under Regulation 51C of the Regulations.
4. The exemptions for locator beacons and distress signals only apply if the Off the Beach Boat is within 4 nautical miles of the mainland coast.
5. The exemptions at paragraph 2 only apply if:
 - a. DoT is in receipt of a Safety Management Plan(s) which covers all events listed on the YWA Calendar of Events and all Off the Beach Boats involved in those events;
 - b. Participants adhere to all aspects of the Australian Sailing "Racing Rules of Sailing";
 - c. Participants act in accordance with any applicable aspects of the YWA risk management plans and safety management systems; and
 - d. Participants navigate their vessels in accordance with the Act, Regulations and *Prevention of Collisions at Sea Regulations 1983*.

This instrument revokes instrument WAMA-2023-206370 and is in force until 1 August 2025 unless revoked sooner.


Graeme Meinema

Director Waterways Safety Management

16 December 2024

Approved by LLS Date: 9/12/2024

Western Australian Marine Act 1982
WAMA – 2023 - 206371

Approval and exemption from compliance with certain speed restrictions for certain vessels under the control of a bona fide member or event official of a Yachting Western Australia (Inc) affiliated club

I, **Peter Beattie**, 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) and regulation 48(a) of the *Navigable Waters Regulations 1958* (the Regulations), hereby make the exemptions, approval and conditions set out below in relation to motorised vessels under the control of a bona fide member or event official of a club affiliated to Yachting Western Australia (Inc.) (YWA Vessels) whilst operating within the following areas only:

1. Belmont waterski area to Fremantle Traffic Bridge on the Swan River; and
2. Salters Point upstream to Shelley Bridge on the Canning River.

Exemptions

YWA Vessels are exempt from compliance with:

- regulations 48(c), 48(d)(i) and 48(d)(iv) of the the Regulations; and
- notices made under section 67 of the Act and published in the *Government Gazette*.

Approval

YWA Vessel are granted approval to exceed the speed limit in accordance with regulation 48(a)(i) of the Regulations.

Conditions

The exemptions and approval listed above are subject to the following conditions:

1. Exceedance of the speed limit is –
 - a. only to the extent as is reasonably necessary to effectively undertake either:
 - i. safety, coaching or umpiring activities during an aquatic event as listed in the Yachting Western Australia (Inc.) calendar; or
 - ii. training organised by Yachting Western Australia (Inc.) for such an event,
 - b. not in excess of 12 knots over the speed limit that would apply but for this instrument.
2. DoT is in receipt of a safety management plan/s which covers all events listed in the Yachting Western Australia (Inc.) calendar, which addresses issues including:
 - a. conducting events in areas of high traffic density; and
 - b. the provision of appropriate training for vessel operators and crew to ensure that they are suitably experienced in navigating whilst operating at high speed (including when undertaking emergency response), and that they take reasonable care in all circumstances.
3. The Vessels display the word 'Safety' in letters at least 200mm high and 20mm thick, either on both sides of the hull, or in red writing on a white flag.
4. A copy of this instrument is produced to DoT as soon as possible upon request.

This instrument revokes the previous instrument WAMA – 2021-204595 and is in force until 1 August 2025 unless revoked sooner.



Peter Beattie

A/Director Waterways Safety Management

17 November 2023

Approved by LLS 08/11/2023

- c) The organiser ensures enough suitable safety craft are available throughout the duration of the events and training;
- d) The organiser ensures that a suitable medical response, including evacuation and communications plans, is in place throughout the duration of the events and training;
- e) All aspects of the Australian Sailing "Racing Rules of Sailing", YWA risk management plans and safety management systems are adhered to; and
- f) A copy of this instrument is produced to DoT as soon as possible upon request.

This instrument revokes instrument WAMA-2021-204593 and is in force until 1 August 2025 unless revoked sooner.



Peter Beattie

A/Director Waterways Safety Management

/ 7 November 2023

Approved by LLS 08/11/2023

Western Australian Marine Act 1982
WAMA – 2023 - 206372

**Approval and exemption from compliance with speed restrictions for power yachts
participating in Yachting Western Australia Power Yacht Time Trialling events**

I, **Peter Beattie**, 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* ("Act"), **hereby make the exemptions, approval and conditions** set out below in relation to motorised vessels bona fide participating in and supporting the Yachting Western Australia (Inc.) Power Yacht Time Trialling events ("Vessels")

Exemptions

Vessels are exempt from compliance with:

- Regulation 48(c) of the *Navigable Waters Regulations 1958* ("the Regulations");
- The speed restriction notice TR401 for Milyu, Pelican Point and Alfred Cove Marine Parks, Swan River made under section 67 of the Act and published in the *Government Gazette* on 18 March 2003; and

The speed restriction notice MA402 for Matilda Bay made under section 67 of the Act and published in the *Government Gazette* on 31 March 2017. **Approval**

Vessels are granted approval to exceed the speed limit in accordance with regulation 48(a)(i) of the Regulations

Conditions

The exemptions and approval listed above are subject to the following conditions:

1. The event is listed on the Yachting Western Australia (Inc.) Calendar of Events;
2. The event commences after sunrise and is completed before sunset;
3. The organiser ensures enough suitable rescue craft are available throughout the duration of the event;
4. The organiser ensures that a suitable medical response, including evacuation and communications plans, is in place throughout the duration of the event;
5. All aspects of the Yachting Western Australia (Inc.) document titled "Risk Management" are adhered to;
6. The organiser carries a copy of this instrument during the events or produces it to DoT as soon as possible upon request;
7. The organiser makes arrangements to account for participants upon completion of the events; and
8. The Power and Cruising Yacht Committee of Yachting WA has prior event approval from the Aquatic Council and the event dates are in the Aquatic Calendar published on the DoT website.

This instrument is valid until 1 August 2025 unless revoked sooner.



Peter Beattie

A/Director Waterways safety Management

17 November 2023

Approved by LLS 8/11/2023
