



## SPECIFIC EXEMPTION

Issued under the provisions of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012* by the

Australian Maritime Safety Authority

### Particulars of vessel

Name of Vessel <b>TARZAN BOAT</b>		Unique Identifier <b>24785</b>	
Measured Length <b>9.95m</b>	Service Category <b>1E</b>		Vessel Type <b>POWERED BARGE</b>
Owner <b>-</b>		ABN <b>-</b>	

Under the authority conferred by s.143 of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*, the powered barge Tarzan Boat (24785) identified above is exempt from the requirements outlined below.

### Relevant legislation:

1. *Marine Order 503 (Certificates of survey) 2013* – Sections 8, 10(2)(b), and 12(1)(b)(ii) only in so far as it requires the vessel to comply with:
  - a. the National Standard for Commercial Vessels (NSCV) Part C Section 1, and
  - b. NSCV Part C Subsection 5A, and
  - c. NSCV Part C Subsection 7A, and
  - d. NSCV Part C Subsection 7B, and
  - e. NSCV Part C Subsection 7C, and
  - f. NSCV Part C Subsection Section 4 Clause 4.8 and Chapter 5.



**Exemption granted:**

1. The requirement to comply with NSCV C1 – *Accommodation arrangement and personal safety*.
2. The requirement to comply with NSCV C4 – *Fire Safety Clause 4.8 and Chapter 5*.
3. The requirement to comply with NSCV C5A – *Machinery*.
4. The requirement to comply with NSCV C7A – *Safety Equipment*.
5. The requirement to comply with NSCV C7B – *Communications Equipment*.
6. The requirement to comply with NSCV C7C – *Navigation Equipment*.

**Conditions on which AMSA grants this Exemption:**

1. This exemption applies only to operational area category *E – Smooth water operations* and vessel use category *1 – Passenger vessel*.
2. The vessel must only operate during daylight hours
3. The vessel must only operate as a 1E vessel while at anchor and must not be navigated with passengers onboard.
4. The holder of the certificate of operation for the vessel must ensure that the vessel's operation is acceptable to a local waterway management authority of a State or Territory
5. The vessel must carry communications equipment that enables the persons onboard to communicate with other vessels in the operational area.
6. The vessel must carry communications equipment that enables the persons onboard to communicate with emergency services.
7. During navigation, a look out person shall be utilised to assist the helmsman
8. Two safety crew/ trained lifeguards must patrol the vessel whenever passengers are onboard, or transiting to or from the vessel
9. The vessel must be equipped with two lifebuoys each with 30 metres of buoyant line.
10. The vessel must have a documented risk assessment that:
  - a. identifies marine safety equipment required while operating as a 1E vessel; and
  - b. identifies an appropriate water depth, and distance from a beach or other accessible shore point; and
  - c. is kept up to date.

Please note this decision does not relieve you of your general safety duties which arise under Part 3 of the National Law.

This Exemption shall remain in force subject to the vessel's Certificate of Survey remaining valid, unless revoked by AMSA earlier.

Issued at **Canberra**    **08 August 2017**

*(Place of issue of certificate)*

*(Date of issue)*

*(Signature of authorised official issuing the certificate)*



Christopher Barber

Manager Vessel Safety Unit

Operations

## **APPENDIX A**

### **Decision to grant exemption**

AMSA is satisfied that the exemption granted, taken together with the conditions imposed, will not jeopardise the safety of the vessel or a person on board the vessel.

### **Review of decision to impose conditions – internal review**

This decision is a reviewable decision under section 139(1)(q) of the National Law. You may, within 30 days of receipt of this notice, apply to the National Regulator for internal review of this decision.

An application for internal review should be completed using the approved form, together with any supporting documentation, and emailed to [DVInternalreview@amsa.gov.au](mailto:DVInternalreview@amsa.gov.au), or alternatively addressed in writing to:

Operations Secretariat  
Operations  
Australian Maritime Safety Authority  
GPO Box 2181  
Canberra ACT 2601

This form can be found at:

<http://amsa.gov.au/forms-and-publications/domestic/forms/>

Under section 140(5), the person conducting the internal review of this decision may:

- (a) make a decision affirming, varying or revoking this decision; and
- (b) if this decision is revoked, make such other decision as the person thinks appropriate.

The National Regulator will advise you, in writing, of the outcome of the internal review.