



Australian Government
Australian Maritime Safety Authority

AMSA EX33

Marine Safety (Sailing vessels with motor propulsion) Exemption 2016

I, Michael Kinley, Chief Executive Officer of the Australian Maritime Safety Authority (the National Marine Safety Regulator under section 9 of the *Marine Safety (Domestic Commercial Vessel) National Law*), make this instrument under subsection 143(1) of the *Marine Safety (Domestic Commercial Vessel) National Law*.

20 June 2016

Michael Kinley
Chief Executive Officer

1 Name of instrument

This instrument is *Marine Safety (Sailing vessels with motor propulsion) Exemption 2016*.

2 Duration

This instrument:

- (a) commences on 1 July 2016; and
- (b) ceases to have effect at the end of 30 June 2018.

3 Definitions

In this instrument:

Marine Safety (Domestic Commercial Vessel) National Law — see Schedule 1 to the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

RYA means Royal Yachting Association.

specified operation means performing duties of the engineer of a sailing vessel that has secondary motor propulsion power <75 kW.

YA means Yachting Australia Incorporated.

Note ***National Regulator*** is defined in the *Marine Safety (Domestic Commercial Vessel) National Law* — see section 6.

4 Exemption

A person is exempt from the requirement to hold a certificate of competency that would be required for the specified operation if the person:

- (a) holds a Coxswain Grade 1 NC or a Coxswain Grade 2 NC certificate of competency; or
- (b) has completed:
 - (i) the entry level motor engineering unit of the Transport and Logistics Industry Skills Council Ltd Maritime Training Package for vessels with unlimited outboard propulsion power or inboard propulsion power <100 kW at a training organisation approved under *Marine Order 506 (Approval of training organisations — national law) 2013*; or
 - (ii) the YA–RYA *Diesel Engine* course and the YA *Powerboat Handling* course; or
 - (iii) the YA–RYA *Diesel Engine* course and the RYA Level 2 *Powerboat* course.

5 Condition

The person must give to the National Regulator evidence of completion of a course or unit of study mentioned in paragraph 4(b) within 14 days after a request by the National Regulator.
