



Australian Government
Australian Maritime Safety Authority

AMSA EX2013/09

Marine Safety (Temporary crewing) Exemption 2013

I, Graham Peachey, 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*.

20.6.2013

A handwritten signature in cursive script, appearing to read 'Graham Peachey'.

Chief Executive Officer

1 Name of instrument

This instrument is *Marine Safety (Temporary crewing) Exemption 2013*.

2 Duration

This instrument:

- (a) commences on 1 July 2013; and
- (b) ceases to have effect at the end of 30 June 2018.

3 Application for temporary crewing permit

The owner of a domestic commercial vessel may apply to the National Regulator for a temporary crewing permit to meet less than the minimum crewing requirements that apply to the vessel.

Note 1 The crewing requirements may apply either through *Marine Order 504 (Certificates of Operation) 2013* or through the vessel's certificate of operation.

Note 2 For the form of application and how it will be processed, contact the National Regulator.

4 Exemption

- (1) The vessel is exempt from the minimum crewing requirements that apply to the vessel if the National Regulator:
 - (a) is satisfied that:
 - (i) the vessel may be operated safely with the exemption; and
 - (ii) compliance with the minimum crewing requirements that apply to the vessel is impracticable or would cause unreasonable or unnecessary expense; and

(b) issues, in writing, a temporary crewing permit.

Note A fee may be charged — see s 9 of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

(2) The permit:

(a) may be issued for up to 3 months; and

(b) is subject to any conditions mentioned in it.

Note A permit is likely to be subject to a large number of conditions. For example, a crew member could be required to meet any of the following requirements:

- (a) hold a lesser qualification than required by the minimum crewing requirements;
 - (b) have enrolled or commenced training for the certificate level of certificate mentioned in the minimum crewing requirements;
 - (c) the first aid, medical and eye sight requirements for the certificate the crew member would otherwise have to hold;
 - (d) complete and pass an oral examination.
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