

Queensland



Transport Operations (Marine Safety) Act 1994

**TRANSPORT OPERATIONS
(MARINE SAFETY—
RECREATIONAL SHIPS
MISCELLANEOUS
EQUIPMENT) STANDARD
1998**

**Reprinted as in force on 6 March 1998
(standard not amended up to this date)**

Reprint No. 1 *

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LAST REPRINT BEFORE REPEAL
See 2005 SL No. 21 s 18

* Minor differences in style between this reprint and another reprint with the same number are due to the conversion to another software program. The content has not changed. *

Information about this reprint

This standard is reprinted as at 6 March 1998.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have been made to use aspects of format and printing style consistent with current drafting practice (s 35).

See endnotes for information about when provisions commenced.

Queensland



**TRANSPORT OPERATIONS (MARINE
SAFETY—RECREATIONAL SHIPS
MISCELLANEOUS EQUIPMENT)
STANDARD 1998**

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TRANSPORT OPERATIONS (MARINE SAFETY—RECREATIONAL SHIPS MISCELLANEOUS EQUIPMENT) STANDARD 1998

[reprinted as in force on 6 March 1998]

PART 1—PRELIMINARY

1 Short title

This standard may be cited as the *Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Standard 1998*.

2 Commencement

This standard commences on 1 March 1998.

3 Definitions

In this standard—

“metres” or “m”, in relation to a ship, see schedule 11 of the regulation.

“partially smooth waters” see schedule 11 of the regulation.

“PFD type 1” see schedule 11 of the regulation.

“PFD type 2” see schedule 11 of the regulation.

“PFD type 3” see schedule 11 of the regulation.

“positive flotation” see schedule 11 of the regulation.

“recreational ship” see schedule 11 of the regulation.

“regulation” means the *Transport Operations (Marine Safety) Regulation 1995*.

“smooth waters” see schedule 11 of the regulation.

“V sheet” see schedule 11 of the regulation.

4 Purpose of standard

This standard is a guide to how to satisfy the general safety obligations under part 4¹ of the Act for recreational ships, whether or not they are required to be registered.

PART 2—PROVISIONS ABOUT ALL RECREATIONAL SHIPS

5 Who part applies to

This part applies to the owner or master of every recreational ship.

6 Navigation

A recreational ship operating beyond smooth waters should be equipped with a liquid damped compass and a navigation chart appropriate to the area of operation.

7 Anchoring

(1) A recreational ship should be equipped with—

- (a) for a ship of less than 5 m operating in smooth waters—an anchor with at least 18 m of cable; or
- (b) for a ship of less than 5 m operating beyond smooth waters—an anchor with at least 27 m of cable; or
- (c) for a ship of 5 m or more but less than 8 m in any operating area—an anchor with at least 27 m of cable; or
- (d) for a ship of 8 m or more in any operating area—2 anchors each with at least 37 m of cable.

(2) Despite subsection (1), the type and weight of anchor and the length and thickness of the cable should be appropriate to—

- (a) the type and weight of ship; and

¹ Part 4 (General safety obligations and standards) of the Act

- (b) the weather and sea conditions; and
- (c) the nature of the seabed.

(3) In this section—

“**cable**” means—

- (a) for a ship of less than 5 m—a chain or rope; or
- (b) for a ship of 5 m or more—
 - (i) a chain; or
 - (ii) a chain of at least 2 m attached to the anchor and a rope.

8 Baling

A recreational ship should be equipped with—

- (a) for a ship of less than 5 m—baling equipment suitable to the type of ship; or
- (b) for a ship of 5 m or more but less than 8 m—a pump or other baling equipment with a minimum capacity of 45 L per minute; or
- (c) for a ship of 8 m or more—a pump or other baling equipment with a minimum capacity of 70 L per minute.

9 Manual propulsion

A recreational ship of less than 6 m should be equipped with a way of manually propelling the ship.

Example—

Oars or paddles.

10 Drinking water

A recreational ship should be equipped with enough drinking water for everyone on board for the duration of the intended voyage.

11 Signalling devices for ships on the water at night

A recreational ship on the water between sunset and sunrise should be equipped with a lighting device for signalling to attract attention.

Examples of lighting devices—

Torches, lanterns fluorescent lights and cyalume sticks.

12 Equipment in working order

The equipment that should be on board a ship under this standard should be in good working order.

PART 3—PROVISIONS ABOUT RECREATIONAL SHIPS THAT DO NOT NEED TO BE REGISTERED

13 Who part applies to

This part applies to the owner or master of a recreational ship that does not require registration.

14 Signalling devices for ships on the water at night

A recreational ship on the water between sunset and sunrise should be equipped with a lighting device for signalling to attract attention.

Examples of lighting devices—

Torches, lanterns fluorescent lights and cyalume sticks.

15 Safety equipment in smooth waters

(1) A recreational ship operating in smooth waters should be equipped with—

- (a) a PFD type 1, 2 or 3 for each person on the ship; and
- (b) if the ship is more than 5 m—fire fighting equipment capable of extinguishing fire on the ship quickly and effectively.

(2) However, subsection (1)(a) does not apply if the ship—

- (a) operates in a river, creek, stream or the waters contained within breakwaters or revetments; and
- (b) has positive flotation and is equipped with grab lines, grab rails or something else that gives a person in the ship a way of keeping a secure hold to the ship.

(3) The ship is taken not to be equipped with safety equipment comprising life jackets or personal flotation devices unless there is an appropriate size life jacket or personal flotation device for each person on the ship.

16 Safety equipment in partially smooth waters and beyond

(1) A recreational ship operating in partially smooth waters and beyond should be equipped with—

- (a) for each person on board the ship—
 - (i) for a ship operating in partially smooth waters—a PFD type 1 or 2; or
 - (ii) for a ship operating beyond partially smooth waters—a PFD type 1; and
- (b) a V sheet; and
- (c) 2 hand held red flares; and
- (d) 2 orange smoke flares; and
- (e) if the ship is more than 5 m—fire fighting equipment capable of extinguishing fire on the ship quickly and effectively.

(2) The ship is taken not to be equipped with safety equipment comprising life jackets or personal flotation devices unless there is an appropriate size life jacket or personal flotation device for each person on the ship.

17 Exceptions for anyone wearing a divers jacket

(1) This section applies if a person on a recreational ship is wearing an inflatable divers jacket and wet suit.

(2) Despite sections 15 and 16,² the ship need not be equipped with a personal flotation device for the person.

18 Safety equipment to be serviced etc.

(1) This section applies if a recreational ship's safety equipment under section 15 or 16 has an expiry date by which it should be serviced or replaced.

(2) The ship is taken not to be equipped with safety equipment under section 15 or 16 unless the equipment has been serviced or replaced before the expiry date.

PART 4—EXPIRY

19 Expiry

This standard expires 7 years after its commencement.

2 Section 15 (Safety equipment in smooth waters)
Section 16 (Safety equipment in partially smooth waters and beyond)

ENDNOTES

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2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Standard 1998 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	prev	= previous
amd	= amended	(prev)	= previously
amdt	= amendment	proc	= proclamation
ch	= chapter	prov	= provision
def	= definition	pt	= part
div	= division	pubd	= published
exp	= expires/expired	R[X]	= Reprint No.[X]
gaz	= gazette	RA	= Reprints Act 1992
hdg	= heading	reloc	= relocated
ins	= inserted	renum	= renumbered
lap	= lapsed	rep	= repealed
notfd	= notified	s	= section
o in c	= order in council	sch	= schedule
om	= omitted	sdiv	= subdivision
orig	= original	SIA	= Statutory Instruments Act 1992
p	= page	SIR	= Statutory Instruments Regulation 1992
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered

4 List of legislation

Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Standard 1998 SL No. 23

made by the chief executive on 29 January 1998

notfd gaz 27 February 1998 pp 884–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 March 1998 (see s 2)

exp 1 March 2005 (see s 19)

Note—A regulatory impact statement and an explanatory note were prepared