



Transport Operations (Marine Safety) Act 1994

Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard (No. 2) 2005

Reprinted as in force on 1 September 2005

Reprint No. 1

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

NOT FURTHER AMENDED
LAST REPRINT BEFORE REPEAL
See 2006 SL No. 19 s 20

Information about this reprint

This standard is reprinted as at 1 September 2005.

This page is specific to this reprint. A table of reprints is included in the endnotes.

Also see endnotes for information about when provisions commenced.

Dates shown on reprints

Reprints dated at last amendment All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

Replacement reprint date If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard (No. 2) 2005

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Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard (No. 2) 2005

[reprinted as in force on 1 September 2005]

Part 1 Preliminary

1 Short title

This standard may be cited as the *Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard (No. 2) 2005*.

2 Commencement

This standard commences on 1 September 2005.

3 Definitions

In this standard—

partially smooth waters see schedule 15¹ of the regulation.

personal flotation device see schedule 15 of the regulation.

PFD type 1 see schedule 15 of the regulation.

PFD type 2 see schedule 15 of the regulation.

PFD type 3 see schedule 15 of the regulation.

recreational ship see schedule 15 of the regulation.

¹ Schedule 15 (Dictionary) of the regulation

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regulation means the *Transport Operations (Marine Safety) Regulation 2004*.

smooth waters see schedule 15 of the regulation.

4 Purpose of standard

This standard is a guide to how to satisfy the general safety obligations under part 4² 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 a person who is the owner or master of a recreational ship, whether or not the ship is required to be registered.

6 Navigation

A recreational ship operating in or beyond partially smooth waters should be equipped with a liquid damped compass and a navigation chart appropriate to the operational area.

7 Anchoring

- (1) A recreational ship should be equipped with—
 - (a) for a ship less than 5m operating in smooth waters—an anchor with at least 18m of cable; or
 - (b) for a ship less than 5m operating in or beyond partially smooth waters—an anchor with at least 27m of cable; or

² Part 4 (General safety obligations and standards) of the Act

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- (c) for a ship 5m or more but less than 8m operating in any operational area—an anchor with at least 27m of cable; or
 - (d) for a ship 8m or more operating in any operational area—2 anchors, each with at least 37m of cable.
- (2) Despite subsection (1), the type and weight of anchor and the length and thickness of the cable should be appropriate for—
- (a) the type and weight of ship; and
 - (b) the weather and sea conditions; and
 - (c) the nature of the seabed.
- (3) In this section—
- cable*** means—
- (a) for a ship less than 5m—a chain or rope; or
 - (b) for a ship 5m or more—
 - (i) a chain; or
 - (ii) a chain of at least 2m attached to the anchor and a rope.

8 Baling

A recreational ship should be equipped with—

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

9 Manual propulsion

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

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Examples—

oars, 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 Equipment in working order

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

**Part 3 Provisions about recreational
ships that do not need to be
registered**

12 Who part applies to

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

13 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 board; and
 - (b) if the ship is more than 5m—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

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- (b) has positive flotation and is equipped with grab lines, grab rails or something else that gives a person on board 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 board.
- (4) In this section—
positive flotation see schedule 15 of the regulation.

14 Safety equipment in or beyond partially smooth waters

- (1) A recreational ship operating in or beyond partially smooth waters should be equipped with—
 - (a) for each person on board—
 - (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 hand held orange smoke signals; and
 - (e) if the ship is more than 5m—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 board.
- (3) In this section—
V sheet see schedule 15 of the regulation.

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15 Exceptions for anyone wearing wet suit and diver's jacket

- (1) This section applies if a person on a recreational ship is wearing a wet suit and inflatable diver's jacket.
- (2) Despite sections 13 and 14, the ship need not be equipped with a personal flotation device for the person.

16 Safety equipment to be serviced or replaced

- (1) This section applies if a recreational ship's safety equipment under section 13 or 14 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 13 or 14 unless the equipment has been serviced or replaced before the expiry date.

Part 4 Expiry, transitional and repeal provisions

17 Expiry

This standard expires 6 months after its commencement.

Part 5 Repeal and transitional provision

18 Repeal

The Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard 2005 SL No. 21 is repealed.

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19 References to former standards

- (1) In a document or instrument a reference to the following standards may, if the context permits, be taken to be a reference to this standard—
- *Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Standard 1998*
 - *Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard 2005.*
- (2) Subsection (1) does not limit the application of the *Acts Interpretation Act 1954*, section 14H.³

³ *Acts Interpretation Act 1954*, section 14H (References taken to be included in reference to law)

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) Interim Standard (No. 2) 2005 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)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

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4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 September 2005	

5 List of legislation

Transport Operations (Marine Safety—Recreational Ships Miscellaneous Equipment) Interim Standard (No. 2) 2005 SL No. 183

notfd gaz 12 August 2005 pp 1297–1303

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2005 (see s 2)

exp 1 March 2006 (see s 17)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.