



Queensland

*Transport Operations (Marine Safety) Act 1994*

# **Transport Operations (Marine Safety—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 2005**

Current as at 1 January 2006

# Information about this reprint

This standard is reprinted as at 1 January 2006.

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.**

## Spelling

The spelling of certain words or phrases may be inconsistent in this reprint or with other reprints because of changes made in various editions of the Macquarie Dictionary (for example, in the dictionary, 'lodgement' has replaced 'lodgment'). Variations of spelling will be updated in the next authorised reprint.

## Dates shown on reprints

**Reprints dated at last amendment** All reprints produced on or after 1 July 2002, authorised (that is, hard copy) and unauthorised (that is, electronic), are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If an authorised reprint is dated earlier than an unauthorised 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 an authorised reprint is the same as the date shown for an unauthorised version previously published, it merely means that the unauthorised version was published before the authorised version. Also, any revised edition of the previously published unauthorised version will have the same date as that version.

**Replacement reprint date** If the date of an authorised reprint is the same as the date shown on another authorised reprint it means that one is the replacement of the other.



Queensland

# Transport Operations (Marine Safety—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 2005

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Transport Operations (Marine Safety—Examining and Training Program Approvals  
(Recreational Ships and Personal Watercraft) Standard 2005

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# Transport Operations (Marine Safety—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 2005

[reprinted as in force on 1 January 2006]

## Part 1 Preliminary

### 1 Short title

This standard may be cited as the *Transport Operations (Marine Safety—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 2005*.

### 2 Commencement

This standard commences on 1 January 2006.

### 3 Dictionary

The dictionary in the schedule defines words used in this standard.

### 4 Purpose of standard

The purpose of this standard is to help people understand how an entity qualifies for—

- (a) an examining approval; or
- (b) a training program approval.

## **Part 2                      Examining approvals**

### **5            Application of pt 2**

This part applies to an entity wishing to qualify for an examining approval.

### **6            Qualifying for examining approval**

(1) An entity qualifies for an examining approval if the general manager is satisfied the entity—

- (a) has knowledge and skills at least equivalent to the competencies for which the entity will assess candidates; and
- (b) for an application for an approval in relation to recreational marine driver licences—holds a licence to operate a commercial ship as its master; and
- (c) for an application for an approval in relation to personal watercraft licences—holds a licence or certificate of competency the general manager considers reasonable and relevant to conducting examinations; and
- (d) has completed either of the following—
  - (i) the assessment-related units of competency from a Certificate IV level qualification in training and assessment under the AQF;

*Examples of units of competency for subparagraph (i)—*

- Certificate IV in Assessment and Workplace Training (BSZ40198), units of competency BSZ401A, BSZ402A and BSZ403A
  - Certificate IV in Training and Assessment (TAA40104), units of competency TAAASS401A, TAAASS402A and TAAASS404A
- (ii) other studies the general manager considers are at least equivalent to the units of competency under subparagraph (i); and

- 
- (e) has knowledge and skills for conducting examinations for issuing licences; and
  - (f) is suitable for an examining approval.
- (2) If the entity is a corporation, the general manager must apply—
- (a) subsection (1)(f) to the entity; and
  - (b) subsection (1) to an individual nominated by the entity, as if the individual were the entity.
- (3) If the entity is an unincorporated body, the general manager must apply subsection (1) to an individual nominated by the entity, as if the individual were the entity.

## **Part 3 Training program approvals**

### **7 Application of pt 3**

This part applies to an entity wishing to qualify for a training program approval.

### **8 Qualifying for training program approval**

- (1) An entity qualifies for a training program approval if the general manager is satisfied—
- (a) the entity has all of the following available for providing training programs—
    - (i) training facilities and equipment;  
*Example of subparagraph (i)—*  
training room with adequate seating and lighting, whiteboard, overhead projector
    - (ii) a registered commercial ship;
    - (iii) training and assessment documents; and

*Example of subparagraph (iii)—*

documents recording attendance and assessment results

- (b) the entity is suitable for a training program approval;  
and
  - (c) if the entity—
    - (i) is an individual providing training programs—the individual meets the requirements under subsection (2); or
    - (ii) is a corporation, unincorporated body or individual who nominates another individual—the entity has nominated an individual who meets the requirements under subsection (2).
- (2) An individual nominated under subsection (1)(c) must—
- (a) have knowledge and skills at least equivalent to the competencies for which the entity will assess candidates; and
  - (b) for an application for an approval in relation to recreational marine driver licences—hold a licence to operate a commercial ship as its master; and
  - (c) for an application for an approval in relation to personal watercraft licences—hold a licence or certificate of competency the general manager considers reasonable and relevant to conducting training and assessment; and
  - (d) have either—
    - (i) a Certificate IV level qualification in training and assessment under the AQF; or

*Examples of Certificate IV level qualification for subparagraph (i)—*

- Certificate IV in Assessment and Workplace Training (BSZ40198)
  - Certificate IV in Training and Assessment (TAA40104)
- (ii) a teaching diploma or degree recognised by the Queensland Studies Authority and either—







- *Transport Operations (Marine Safety—Marine Driver Licence Approvals) Interim Standard 2005*
  - *Transport Operations (Marine Safety—Marine Driver Licence Approvals) Interim Standard (No. 2) 2005.*
- (2) Subsection (1) does not limit the application of the *Acts Interpretation Act 1954*, section 14H.

## Schedule Dictionary

### section 3

**AQF** see the *Vocational Education, Training and Employment Act 2000*, section 19.

*Editor's note—*

*Vocational Education, Training and Employment Act 2000*, section 19—

**AQF** means the policy framework entitled 'Australian Qualifications Framework' that defines all qualifications (whether as defined under this chapter or otherwise) recognised nationally in education and training within Australia, endorsed by the Ministerial Council on Education, Employment, Training and Youth Affairs so as to commence on 1 January 1995 and that policy framework as amended from time to time.

**examining approval** means an approval of an entity to conduct examinations for issuing licences to operate recreational ships or personal watercraft as its master under section 103 of the regulation.

*Editor's note—*

See section 103 (Approval of entity to conduct examinations) of the regulation.

**personal watercraft** see schedule 15 of the regulation.

**recreational ship** see schedule 15 of the regulation.

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

**training program approval** means an approval of an entity to provide training programs in the operation of recreational ships or personal watercraft under section 104 of the regulation.

*Editor's note—*

See section 104 (Approval of entity to provide training programs for the operation of ships) of the regulation.

**USL code** see schedule 15 of the regulation.

*Editor's note—*

A copy of the USL code is available from the National Marine Safety Committee, PO Box 1773, Rozelle, NSW, 2039  
<[www.nmsc.gov.au/uslcode\\_1.htm](http://www.nmsc.gov.au/uslcode_1.htm)>.

## 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—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 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
num	= numbered	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 2002
para	= paragraph	SL	= subordinate legislation
prec	= preceding	sub	= substituted
pres	= present	unnum	= unnumbered
prev	= previous		

## 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 January 2006	

## 5 List of legislation

### **Transport Operations (Marine Safety—Examining and Training Program Approvals (Recreational Ships and Personal Watercraft)) Standard 2005 SL No. 327**

made by the general manager on 28 October 2005

notfd gaz 16 December 2005 pp 1490–6

ss 1–2 commenced on date of notification

remaining provisions commenced 1 January 2006 (see s 2)

exp 1 September 2016 (see SIA s 54)

Note— (1) The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.

(2) An explanatory note was prepared.

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