



Queensland

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

Subordinate Legislation 2005 No. 183

made under the

Transport Operations (Marine Safety) Act 1994

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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.

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.

1 Schedule 15 (Dictionary) of the regulation

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

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
 - (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.

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
 - (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.

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.

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)

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ENDNOTES

- 1 Made by the general manager on 13 July 2005.
- 2 Approved by Governor in Council on 11 August 2005.
- 3 Notified in the gazette on 12 August 2005.
- 4 Laid before the Legislative Assembly on . . .
- 5 The administering agency is the Department of Transport.