

**PUBLIC NOTICE**  
**DECLARATION OF BOATING ACTIVITY EXEMPTION**  
***Marine Safety Act 2010 (Vic)***

I, Shaun Rodenburg, Director, Maritime Safety and delegate of the Director, Transport Safety, make the following declaration under section 203(3) of the *Marine Safety Act 2010* (Vic).

For the purposes of boating activity conducted by Surfing Victoria on the waters of Bells Beach, persons and vessels involved in the 50 Year Storm Invitational are exempt from the following requirements:

**State Rules made under the *Marine Act 1988***

1. Clause 2(a) – must not exceed 5 knots within 50 metres of a person in the water
2. Clause 2(c) – must not exceed 5 knots within 50 metres of another vessel
3. Clause 4(a) – must not exceed 5 knots within 200 metres of the water's edge
4. Clause 19(a) – an observer must be used when towing a person

***Marine Safety Regulations 2012***

5. Regulation 95 – Master must not engage in towing unless an observer is on board.
6. Regulation 96(2) – Master must not operate unless vessel equipped with items specified (PFDs for persons onboard & being towed).
7. Regulation 100(1) – person must wear a PFD of type specified at all times when underway on coastal waters
8. Regulation 103 – a person being towed must wear PFD.
9. Regulation 104(2) – Master of a vessel must not operate the vessel unless persons onboard when underway or being towed wear a PFD.

Subject to the conditions detailed below:

- Masters of PWC rescue vessels are only exempt from item 1 to 6 and 9 for the duration of the events.
- Masters of PWC rescue vessels are only exempt from items 1 and 2 when within 50 metres of a competing person or other PWC rescue vessel. They must not exceed 5 knots within 50 metres of a person in the water or other vessels not associated with the event should they enter the event area.
- Competitors are only exempt from items 7 and 8 when competing in the events
- All PWC operators must wear a personal floatation device at all times.
- The exemptions apply between sunrise and sunset between 1 July and 31 August 2022 on competition days only.
- The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation are adhered to.

Ref: 1158-2022-BAE



SHAUN RODENBURG  
Director, Maritime Safety  
Delegate of the Director, Transport Safety  
29/06/2022