

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

I, Cameron Toy, Director, Maritime Safety and delegate of Safe Transport Victoria, 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 coastal waters, persons and vessels involved in the Surfing Victoria 2022-23 Season as outlined in Table 1 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 meters 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.

Waterway Rules made under the Marine Safety Act 2010 / Marine Act 1988

5. *Clause 11.1 of Schedule 11 Torquay – 5 knot speed restriction - Horseshoe Bend Rd to Rocky Point within 200m

Marine Safety Regulations 2012

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

Subject to the conditions detailed below:

- Masters of personal watercraft (PWC) rescue vessels are only exempt from items 1 to 4 & 6 for all events and item *5 for events at that location.
- Masters of PWC rescue vessels are only exempt from items 7 & 10 for the duration of the events when retrieving or rescuing a person without a PFD from the water
- Masters of PWC rescue vessels are only exempt from items 1 & 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 8 & 9 for the duration of the events.
- All PWC operators must wear a PFD at all times when operating.
- The exemptions apply between 6:30am to 6:30pm on the dates and locations as specified in Table 1 below.
- The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation are adhered to.

Table 1: Surfing Victoria 2022-23 season

Date	Day	Event	Location	Back up Location(s)
3-6 November 2022	Thursday - Sunday	Phillip Island Pro	Surfies Point, Phillip Island	
5 November 2022	Saturday	Australian Boardriders Paddle	Smiths Beach, Phillip Island	
12-13 November 2022	Saturday – Sunday	Woolworths Surf Groms	*Torquay Surf Beach	Jan Juc Beach, Torquay
17 December 2022	Saturday	Surf4Life	*Torquay Surf Beach	Jan Juc Beach, Torquay
21-22 January 2023	Saturday – Sunday	Vic Open Round 2	Gunnamatta Beach	
4-5 February 2023	Saturday – Sunday	Woolworths Victorian Junior Surfing Series Round 1	Rye Ocean Beach	
18-19 February 2023	Saturday – Sunday	Victorian SUP Race and Tech Titles	Woolamai Surf Beach	
25-26 February 2023	Saturday – Sunday	Vic Open Round 3 and Teams Titles	Woolamai Surf Beach	
4-5 March 2023	Saturday – Sunday	Victorian Longboard Titles Rd 1	Woolamai Surf Beach	
25-26 March 2023	Saturday – Sunday	Woolworths Victorian Junior Surfing Series Round 2	Woolamai Surf Beach	
4 April 2023	Tuesday	Rip Curl Trials	Bells Beach, Torquay	
6-16 April 2023	Tournament window	Rip Curl Pro	Bells Beach, Torquay	
29-30 April 2023	Saturday – Sunday	Longboard Titles Round 2	Pt Impossible, Torquay	13 th Beach, Barwon Heads
5 May 2023	Friday	School Sport Victoria Teams Titles	Jan Juc Beach, Torquay	*Torquay Surf Beach
8 May 2023	Monday	Independent Schools Teams Titles	Jan Juc Beach, Torquay	*Torquay Surf Beach
13-14 May 2023	Saturday – Sunday	Victorian SUP Surfing Titles	Pt Impossible, Torquay	13 th Beach, Barwon Heads
26-28 May 2023	Friday - Sunday	Australian Indigenous Surfing Titles	Bells Beach, Torquay	
1 June – 31 August 2023	Tournament window	50 Year Storm Big Wave Event	Bells Beach, Torquay	

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CAMERON TOY
Director, Maritime Safety
Delegate of Safe Transport Victoria
11/10/2022