



When blank, this form is classed as **OFFICIAL**, when filled out, this form is classed as **OFFICIAL-SENSITIVE**.

THIS FORM IS TO BE USED FOR:

Application for an exemption from legislative requirements

- Applications must be submitted in full a minimum of 8 weeks prior to the nominated date, or it may not be approved.
- Please provide detailed rationale and justification as to why this exemption is required and warranted. This will need to be demonstrated in your Safety Management Plan (SMP) and Risk Register
- For more information regarding safety equipment please visit our website: <https://www.transport.wa.gov.au/imarine/what-safety-equipment-do-i-need.asp>

OFFICIAL TITLE OF ACTIVITY _____ Has this activity been conducted previously? Yes No

SECTION 1. DETAILS

Organisation: _____ Position Title (if applicable): _____

Applicant Surname: _____ Other names: _____

Postal Address: _____ Suburb: _____ Postcode: _____

Telephone: _____ Mobile: _____ Email: _____

Designated contact during the exemption period: Name: _____ Mobile: _____

SECTION 2. EXEMPTION INFORMATION

Why do you require this exemption? _____

Has an exemption for this been issued previously? Yes No

New exemption date(s): _____ Exemption time(s): _____

New exemption date(s): _____ Exemption time(s): _____

Location of exemption area: _____

Description of exemption area required: (please also attach a detailed chart/map and coordinates of the area in degrees and decimal minutes format DDM GDA 2020) [Click here for a link to AquaMap](#)

SECTION 3. VESSEL INFORMATION Please provide name/registration/unique identifier of all vessels to be exempt. (Attach a list if insufficient room).

Type of craft to be exempted <i>(tick all that apply)</i>	Name, Registration Number or Unique Identifier
Vessel <i>(defined in WAMA s. 3 (recreational) or National Law s. 8 (commercial). NB. motor boats are vessels - NWR r. 2):</i>	
Paddle craft <i>(defined in NWR r. 46(2)):</i>	
Sailboard <i>(defined in NWR r. 46(2)):</i>	
PWC <i>(defined in WAMA s. 3)</i>	
Other craft:	

SECTION 4. LEGISLATIVE EXEMPTIONS What legislative requirements are you requesting exemption from? *(Please check below where applicable and provide supporting comments)*

ENTRY INTO ‘CLOSED WATERS’ AREA *(s.66 WAMA)* – specify which area *(provide coordinates / charts / map)* Note: This is to enter an area that is a gazetted ‘closed waters’ area.

Competitor vessel: [] # of craft. Safety/support vessel: [] # of craft. Work vessels: [] # of craft

Why would it be impractical or unreasonable to comply with this requirement? _____

Provide a list of vessel registration/unique identifiers to be exempt: _____

SPEED RESTRICTIONS *(s.67 WAMA or r.48 NWR)* - specify which area *(provide coordinates / chart / map)* (Tick all that apply)

Note that support vessels do not need to be exempted from speed restrictions if they will only speed when responding to an emergency as they will be covered under s.25 of the Criminal Code.

- Gazetted Speed Limit *(s.67 WAMA)* Within 50 metres of a moored vessel *(r. 48 (d) (i) NWR)*
- In any water depth of less than 3 metres *(r.48 (a) (i) NWR)* Within 50 metres of a jetty or wharf *(r. 48 (d) (iv) NWR)*
- Within 50 metres of a river bank or water’s edge *(r.48 (a) (ii) NWR)* Through an arch of a bridge *(r. 48 (e) NWR)*
- Within 15 meters of a vessel underway *(r.48 (c) NWR)* *(will only apply to other competition vessels)*

Competitor vessel: [] # of craft. Safety/support vessel: [] # of craft.

Why would it be impractical or unreasonable to comply with this requirement? _____

OTHER REQUIREMENTS

Competitor vessel: [] # of craft. Safety/support vessel: [] # of craft.

Required exemption from equipment or legislative requirements not listed: _____

Why would it be impractical or unreasonable to comply? _____

NB a copy of your SMP must be submitted with this application for consideration of the exemption. The SMP / Risk Register must demonstrate how you will mitigate the risk to those being exempt and where applicable the risk to other water users.

EXEMPTION FROM SAFETY EQUIPMENT REQUIREMENTS

The shaded area represents the current safety equipment requirements for vessel type and the area of operation.

✓ indicates the item is required, — indicates the item is not required but is still recommended.

Please select the type of craft and the area/s of operation the exemption is being applied for.

REGISTRABLE VESSEL: Vessels including sailing vessels that are or can be propelled by mechanical power.




NON-REGISTRABLE VESSEL: Sailboards, kiteboards, windsurfers, paddle craft, tenders and sailing dinghies.



Registrable Vessels



Non-Registrable Vessels

		Registrable Vessels		Non-Registrable Vessels	
		Protected Waters	Unprotected Waters Beyond 400 metres from the shore	Protected Waters	Unprotected Waters Beyond 400 metres from the shore
 <p>Lifejacket A lifejacket, as indicated in the table opposite, must be carried for every person on board.</p>	Vessels smaller than 4.8m	✓ Minimum Level 100 MUST BE CARRIED	✓ Minimum Level 100 MUST BE WORN	—	✓ Minimum Level 50S MUST BE WORN
	Vessels larger than 4.8m	✓ Minimum Level 100 MUST BE CARRIED	✓ Minimum Level 100 MUST BE CARRIED	—	✓ Minimum Level 50S MUST BE CARRIED
	Children older than one and younger than 12	✓ Minimum Level 100 MUST BE CARRIED	✓ Minimum Level 100 MUST BE WORN	—	✓ Minimum Level 50S MUST BE WORN
	Personal Water Craft	✓ Minimum Level 50S MUST BE WORN	✓ Minimum Level 50S MUST BE WORN	—	—
Vessel details: Provide quantity		Competitors Vessels: [] number of craft.		Safety/support Vessels: [] number of craft.	
Why would it be impractical or unreasonable to comply?					
 <p>Red and Orange Flares (in-date) At least two hand held red flares and two hand held orange flares must be carried.</p>	OR	—	Required beyond 400 metres from the shore	—	Required beyond 400 metres from the shore
			 <p>Electronic Visual Distress Signals An electronic signalling device may be carried in lieu of flares <u>IF</u> a GPS enabled EPIRB or PLB (must be worn) is also carried</p>		✓
Vessel details: Provide quantity		Competitors Vessels: [] number of craft.		Safety/support Vessels: [] number of craft.	
Why would it be impractical or unreasonable to comply?					

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	Registrable Vessels		Non-Registrable Vessels	
	Protected Waters	Unprotected Waters Beyond 400 metres from the shore	Protected Waters	Unprotected Waters Beyond 400 metres from the shore
 <p>Distress Beacon (in-date) A GPS enabled 406 MHz EPIRB</p> <p>OR</p> <p>Personal Locator Beacon (in-date) A PLB if worn by at least one person, a GPS enabled PLB. Distress beacons must be in-date and registered with AMSA.</p>	—	Required beyond 400 metres from the shore ✓	—	Required beyond 400 metres from the shore ✓
Vessel details: Provide quantity	Competitors Vessels: [] number of craft.		Safety/support Vessels: [] number of craft.	
Why would it be impractical or unreasonable to comply?				
 <p>Marine Radio A HF or VHF marine radio on any Registrable Vessel when operating more than 4 nautical miles from shore in unprotected waters.</p>	—	✓ Required BEYOND 4 NAUTICAL MILES	—	—
Vessel details: Provide quantity	Competitors Vessels: [] number of craft.		Safety/support Vessels: [] number of craft.	
Why would it be impractical or unreasonable to comply?				

SECTION 5. DECLARATION

Has your organisation completed a SMP, including Risk Register, in relation to this application? Yes No

If the SMP, including Risk Register does not demonstrate how you will mitigate the risk associated with being granted an exemption from the selected provisions your application may be returned or rejected.

Declaration and Agreement by Applicant *(The Electronic Transaction Act 2011 applies)*

I hereby declare that the information contained in this application is true and correct to the best of my knowledge.

I hereby confirm that I will accept costs incurred by the Department of Transport relating to placement of advertisements pertaining to any closure of Navigable Waters, General Notices to Mariners and the cost of any publication in the Government Gazette, where deemed necessary and required.

Signature of Applicant: _____ Date: _____

Full name of Applicant: _____

Note: Following assessment by the Department, applicants will be advised in writing of the outcome of this application which may be subject to conditions.

Completed applications are to be sent to:
Email: navigational.safety@transport.wa.gov.au or Post: GPO Box C102, PERTH WA 6839