

Western Australian Marine Act 1982
Navigable Waters Regulations 1958
WAMA-2023-206138

Approval for Australian Power Boat Association members and exemption from compliance with certain regulations of the *Navigable Waters Regulations 1958* when participating in power boat races at the Western Australian Powered Water Sports Area and gazetted racing area at Lake Towerrinning

I, **Peter Beattie**, A/Director Waterways Safety Management, Department of Transport (DoT) and delegate of the Chief Executive Officer, acting pursuant to power in section 115A of the *Western Australian Marine Act 1982* (the Act) **hereby exempt** bona fide Australian Power Boat Association (APBA) vessels participating in organised races in:

- the Western Australian Powered Water Sports Area, made under regulation 48A of the *Navigable Waters Regulations 1958* (the Regulations) and published in the Government Gazette on 27 February 2015; and
 - the Water Ski and Motorboat Racing Area at Lake Towerrinning, made under regulation 48A of the Regulations and published in the Government Gazette on 25 September 2018;
- from compliance with regulations 48(c) and 48(d)(iv) of the Regulations.

In accordance with regulation 48(a) of the Regulations, I also **hereby grant approval** for the vessels to exceed the speed limit in regulation 48(a)(i) in the same circumstances.

In addition, pursuant to regulation 47F of the Regulations, I **hereby exempt** bona fide APBA members under the age of 17 participating in organised races from compliance with regulations 47A(3), 47A(4) and 47A(5) of the Regulations.

This exemption and approval are subject to the following conditions:

1. All of the conditions in DoT's event approval letter issued under regulation 51C of the Regulations are adhered to;
2. The event commences after sunrise and is completed before sunset;
3. APBA ensures a sufficient number of suitable rescue craft are available throughout the duration of the event;
4. APBA ensures that a suitable medical response, including evacuation and communication plans, is in place throughout the duration of the event;
5. All aspects of Western Australian Speed Boat Club's Safety Management Plans and the APBA Rule Book are adhered to; and
6. APBA officials carry a copy of this exemption during races or produce it to DoT as soon as possible on request.
7. The organiser conducts a sweep of the event area prior to the event to ensure there are no risks to the participants or members of the public.
8. All participants must be accounted for at the end of each event.

This instrument is to be known as WAMA-2023-206138 and is valid from the date it is signed until 1 August 2025 inclusive unless revoked sooner.



Approved by LLS 08/11/ 2023

Peter Beattie
A/Director Waterways Safety Management

08 November 2023