

Ref: 1513-2024-BAE

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Melbourne Vic 3001
T 1800 638 802

Paul Bazalicki
Senior Port Officer
Barwon Coast Committee of Management Inc.
7 Ewing Blyth Drive
BARWON HEADS VIC 3227

Dear Paul

PROPOSED DECLARATION TO EXEMPT BOATING ACTIVITY

I refer to the application received by Barwon Coast Committee of Management Inc. (BCCM) under section 203(1) of the *Marine Safety Act 2010* (Vic) (**Marine Safety Act**) for an exemption from the application of the Marine Safety Act, and the waterway rules, to boating activity conducted by Barwon Heads Sailing Association (BHSA) within the Local Port of Barwon Heads, north of Barwon Heads Bridge.

I have considered the application and your proposed declaration.

The proposed Declaration is satisfactory for publication. Attached below for your convenience.

PUBLISHING OF DECLARATION

Section 203(6) of the Marine Safety Act requires that:

A declaration under subsection (3) must be published—

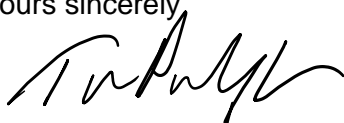
- (a) on the applicable regulatory entity's Internet site; and*
- (b) in some other way that gives notice of the declaration to persons affected by the declaration.*

I am hereby satisfied that BCCM has complied with section 203(6) of the Marine Safety Act, provided that BCCM:

- Publishes the Declaration on their Internet site
- Publishes a Notice to Mariners prior to the Events
- Ensures BHSA publishes the Declaration on their website/social media platforms and circulates the Declaration to all participants
- Ensures BHSA reports an incident in relation to the exemptions should it occur, by way of notifying BCCM and Safe Transport Victoria (ST Vic) as soon as possible by email and completing an incident report sent to BCCM and ST Vic within seven (7) days.

If you have any questions in relation to this matter, please contact Marzena (Marz) Krawczak on 0439 725 675 or marz.krawczak@safetransport.vic.gov.au.

Yours sincerely



TIM PULLYBLANK
Manager, Safety Assurance
Safe Transport Victoria

19/07/2024

**PUBLIC NOTICE
DECLARATION OF BOATING ACTIVITY EXEMPTION**

Barwon Coast Committee of Management Inc. as the declared waterway manager for the Local Port of Barwon Heads, makes the following declaration under section 203(3) of the *Marine Safety Act 2010* (Vic).

For the purposes of boating activity conducted by Barwon Heads Sailing Association, persons and vessels involved in the Barwon Heads Sailing Association 2024-2025 Season Racing Events 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 water's edge
4. Clause 4(b) – must not exceed 5 knots within 50 metres of a wharf, jetty, slipway, diving platform or boat ramp

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

5. Clause 10.1 of Schedule 10 – 5 knot speed restriction area on the waters of the Local Port of Barwon Heads

Subject to the conditions detailed below:

- Masters of rescue vessels are only exempt from items 1 to 5 when undertaking a rescue operation to retrieve persons in distress, provide for their initial medical or other needs and deliver them to a place of safety, and must adhere to speed and distance rules at all other times.
- Masters of competing vessels are only exempt from items 2 to 5 when competing in the events, and item 2 only when operating within 50 metres of another competing vessel. Competing vessels are those noted on a current membership list maintained by Barwon Heads Sailing Association (BHSA).
- All participants involved with the event must wear a lifejacket at all times during the events and vessels must have all prescribed safety equipment.
- The exemptions apply for the dates, times and events specified in Table 1 below within the competition area of the Local Port of Barwon Heads: North of Barwon Heads Bridge, upstream to channel marker 8.
- The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation, including the Racing Rules of Sailing, are adhered to.

Table 1 Barwon Heads Sailing Association 2024-2025 Season Racing Events

ICEBERG RACES		SUMMER SERIES				RIVERSHOLME/ EASTER SERIES	
Date	Time	Date	Time	Date	Time	Date	Time
Sunday 22/09/2024	2:30pm – 4:30pm	Thursday 26/12/2024	8:00am – 10:00am	Sunday 12/01/2025	9:30am – 11:30am	Sunday 2/02/2025	3:15pm – 5:15pm
Sunday 6/10/2024	2:40pm – 4:40pm	Friday 27/12/2024	8:15am – 10:15am	Monday 13/01/2025	10:40am – 12:40pm	Sunday 16/02/2025	3:30pm – 5:30pm
Sunday 20/10/2024	2:10pm – 4:10pm	Saturday 28/12/2024	9:00am – 11:00am	Tuesday 14/01/2025	11:50am – 1:50pm	Sunday 2/03/2025	2:15pm – 4:15pm
Sunday 3/11/2024	1:40pm – 3:40pm	Sunday 29/12/2024	10:10am – 12:10pm	Wednesday 15/01/2025	1:00pm – 3:00pm	Sunday 16/03/2025	2:20pm – 4:20pm
Sunday 17/11/2024	12:50pm – 2:50pm	Monday 30/12/2024	11:20am – 1:20pm	Thursday 16/01/2025	2:05pm – 4:05pm	Sunday 30/03/2025	12:55pm – 2:55pm
Sunday 1/12/2024	12:20pm – 2:20pm	Tuesday 31/12/2024	12:15pm – 2:15pm	Friday 17/01/2025	3:05pm – 5:05pm	Sunday 13/04/2025	12:15pm – 2:15pm
Sunday 15/12/2024	11:20am – 1:20pm	Wednesday 1/01/2025	1:00pm – 3:00pm	Saturday 18/01/2025	4:00pm – 6:00pm	Friday 18/04/2025	3:05pm – 5:05pm

Sunday 22/12/2024	5:30pm – 7:30pm	Thursday 2/01/2025	1:45pm – 3:45pm	Sunday 19/01/2025	4:35pm – 6:35pm	Saturday 19/04/2025	3:15pm – 5:15pm
		Friday 3/01/2025	2:20pm – 4:20pm	Monday 20/01/2025	5:15pm – 7:15pm	Sunday 20/04/2025	4:10pm – 6:10pm
		Saturday 4/01/2025	2:45pm – 4:45pm	Tuesday 21/01/2025	5:50pm – 7:50pm	Monday 21/04/2025	4:40pm – 6:40pm
		Sunday 5/01/2025	4:15pm – 6:15pm	Wednesday 22/01/2025	6:00pm – 8:00pm	Sunday 27/04/2025	10:40am – 12:40pm
		Monday 6/01/2025	5:00pm – 7:00pm	Saturday 25/01/2025	7:30am – 9:30am	Sunday 11/05/2025	11:05am – 1:05pm
		Tuesday 7/01/2025	6:00pm – 8:00pm	Sunday 26/01/2025	8:00am – 10:00am		
		Friday 10/01/2025	8:00am – 10:00am	Monday 27/01/2025	8:35am – 10:35am		
		Saturday 11/01/2025	8:30am – 10:30am				

Barwon Coast Committee of Management Inc.

Dated: [Click or tap to enter a date.](#)