

PUBLIC NOTICE**DECLARATION OF BOATING ACTIVITY EXEMPTION**

Gippsland and Southern Rural Water as the declared waterway manager for Melton Reservoir, makes the following declaration under section 203(3) of the *Marine Safety Act 2010* (Vic).

For the purposes of boating activity conducted by Melbourne Runabout and Speedboat Club (MRSBC), persons and vessels involved in the 2021 Melton Gold Cup are exempt from the following requirements:

State Rules made under the *Marine Act 1988*

1. Clause 2(a) – 5 knots within 50 metres of a person in the water
2. Clause 2(c) – 5 knots within 50 metres of another vessel
3. Clause 3(b) – 5 knots within 50 meters of a fixed or floating structure

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

4. Clause 150.3 of Schedule 150 – area prohibited to vessels adjacent to the reservoir retaining wall

Marine Safety Regulations 2012

5. Regulation 96(5) and 97(1) the requirements to carry a bailer, bucket with lanyard, torch, fire extinguisher, and paddles
6. Regulation 44(2)(b) – holders of Restricted Marine Licences to operate a vessel at a speed not exceeding 10 knots.

Modification

For the purpose of boating activity conducted by MRSBC “Schedule 1- Types of Personal Floatation Devices”, of the Marine Safety Regulations 2012 (MSR) is modified to include a personal floatation device is a PFD Type 1, 2 or 3 if it complies with the current Australian Power Boat Association (APBA) Rule Book.

Subject to the conditions detailed below:

- Masters of rescue vessels are only exempt from 1, 2 and 3 in the above list 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 onshore.
- Masters of all vessels are only exempt from 4 in the above list for the duration of the event, provided all vessels maintain a minimum speed necessary for navigation when in this area.
- Masters of competing vessels are only exempt from 2, 3, and 5 in the above list for the duration of the event.
- Occupants of competing vessels must wear PFDs that comply with Rule 801 of the current APBA Rule Book.
- All persons on course and rescue vessels involved with the event must always wear a PFD during the event and vessels must have all prescribed safety equipment.
- Masters of Formula Future class vessels holding a Restricted Marine Licence are only exempt from Regulation 44(2)(b) provided they have completed the training required by APBA Victoria as detailed in the Formula Future Safety Management Plan and hold the appropriate APBA Formula Future licence, and must not exceed the following speeds:
 - J1 class – 19 knots
 - J2 class – 33 knots

- J3 class – 40 knots
 - 25hp class – 47 knots
 - F4 class – 60 knots
- All interstate vessel masters in Formula Future classes must hold the appropriate APBA Formula Future Licence and have documented proof they have competed in at least 3 events (9 races) in their home state before competing at an event in Victoria. Should they not provide this proof they must complete the training required by APBA Victoria as detailed in the Formula Future Safety Management Plan.
- In the event of any injuries which result in hospitalisation, a fatality or an incident involving a person or vessel not involved in the event, these must be immediately reported to MSV and Victorian Police. In the case of all other incidents MSV requires incident reports within seven days and a finalised report within 30 days.
- The exemptions and modification apply between Friday 5 February 2021 commencing at 9:00am to Sunday 7 February 2021 concluding at 9:00pm within the event area, provided the stated safety controls and undertakings detailed in the Event Application, APBA Racing Procedures, APBA Rule Book and associated documentation are adhered to.

Gippsland and Southern Rural Water

Dated:

26 / 02 / 2021