

**PUBLIC NOTICE
DECLARATION OF BOATING ACTIVITY EXEMPTION**

Hindmarsh Shire Council as the declared waterway manager for Wimmera River (within the Shire of Hindmarsh), makes the following declaration under section 203(3) of the *Marine Safety Act 2010* (Vic).

For the purposes of boating activity conducted by Dimboola Boat & Water Ski Club Inc, persons and vessels involved in the Peter Taylor Memorial Barefoot Waterski Tournament and Night Jump 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 meters of a person in the water
2. Clause 2(c) – must not exceed 5 knots within 50 meters of another vessel
3. Clause 3(a) – must not exceed 5 knots within 50 meters of the water's edge
4. Clause 3(b) – must not exceed 5 knots within 50 meters of a fixed or floating structure
5. Clause 19(c) – restriction on towing a person between one hour after sunset and one hour before sunrise

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

6. Clause 68.2(c) of Schedule 68 – 5 knot speed restriction on the Wimmera River at Dimboola

Marine Safety Regulations 2012

7. Regulation 103 – a person being towed must wear PFD
8. Regulation 104(2) – master of a vessel must not tow a person unless the person is wearing a PFD.

Subject to the conditions detailed below:

- Masters of rescue vessels are only exempt from items 1-4 and 6 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 on shore.
- Masters of nominated towing vessels are exempt from items 2-4 and 6 for the duration of the event, provided only one nominated towing vessel/competitor is on the water at a time, within the exclusion zone waters.
- Masters of nominated towing vessels are only exempt from item 5 when towing nominated skiers (limited to accredited barefoot water skiers who are highly skilled and competent in this activity) participating in the Night Jump only.
- Persons being towed are only exempt from item 7 when participating in trick skiing events (limited to nominated trick skiers who are highly skilled and competent in this activity).
- Barefoot skiers (limited to accredited barefoot water skiers who are highly skilled and competent in this activity) are only exempt from item 7 provided they wear a purpose designed wetsuit with impact protection and built-in buoyancy to float the wearer as per International Waterski & Wakeboard Federation rules.
- Masters of nominated towing vessels are only exempt from item 8 when towing persons who are exempt from item 7 in accordance with these conditions.
- All persons on vessels and skiers associated with the event must wear a PFD (unless exempt from item 7 in accordance with these conditions), and vessels must have all prescribed safety equipment, including rescue vessels
- The exemptions apply from 9.00am to 5.00pm from 12-17 February 2022 and 20 February 2022 and from 7.00am to 10.30pm 18-19 February 2022, within the exclusion zone waters of the Wimmera River at Dimboola, between the Lloyd Street boat ramp to a point 50 metres downstream of the Dimboola Rowing Club.

The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation are adhered to.

BY ORDER OF HINDMARSH SHIRE COUNCIL 02/02/2022