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Marine Act 1988

NOTICE OF EXEMPTION FOR PORTABLE FIRE EXTINGUISHERS AND FIRE FIGHTING EQUIPMENT ON RECREATIONAL VESSELS

Notice is hereby given under Regulation 231 of the Marine Regulations 1999, made under the provisions of the **Marine Act 1988**, of exemptions as described in this notice from the requirements for the carriage of portable fire extinguishers and fire fighting equipment on recreational vessels as specified in Regulation 230A and maintenance and placement of safety equipment and fire extinguishers as specified in Regulation 230B of the Marine Regulations 1999.

1. A person who operates a recreational vessel that carries fuel on board, or that is equipped with an electric start motor, gas installation or fuel stove, is exempt from the requirements of Regulation 230A of the Marine Regulations 1999 providing-
 - (a) that the vessel is equipped with the number of portable fire extinguishers specified in column 2 of Table C in Schedule 4 of the Marine Regulations 1999 for the size of the vessel shown in column 1 of that Table; and
 - (b)
 - (i) that one of the portable fire extinguishers carried on board the vessel in accordance with (a) above be positioned and readily available adjacent to the engine and fuel carrying spaces of the vessel and be at least of the minimum nominal capacity specified in column 2 of Table D in Schedule 4 of the Marine Regulations 1999 for the relevant capacity of flammable or combustible liquids that are able to be carried on the vessel indicated in column 1 of that Table; or
 - (ii) a fixed fire extinguishing system complying with the requirements of International Standard ISO 9094 is fitted to the enclosed engine compartment of that vessel and the capacity of such a fixed fire extinguishing system is equivalent or superior to the minimum nominal capacity specified in column 2 of Table D in Schedule 4 of the Marine Regulations 1999 for the relevant capacity of flammable or combustible liquids that are able to be carried on board the vessel shown in column 1 of that Table, and
 - (c) where cooking facilities are located within an enclosed space on the vessel, a fire blanket that complies with Australian and New Zealand Standard AS/NZS 3504: 1995-Fire Blankets, as formulated, issued, prescribed or published jointly by Standards Australia and Standards New Zealand from time to time, is located in a conspicuous location and that it is readily accessible to a person using the cooking facilities.
2. A person must not operate a recreational vessel unless all lifesaving equipment, fire extinguishers and other safety equipment required to be carried on board the vessel under regulations 230 and 230A of the Marine Regulations 1999 -
 - (a) are placed or located in a conspicuous and readily accessible position at all times; and
 - (b) are kept in good order at all times; and
 - (c) are maintained or serviced in a way that ensures that they are able to operate at all times in the way that they were designed to operate; and

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(d) are serviced on or before the date specified by the manufacturer for that item of equipment.

This notice was made by the Director of Marine Safety on 10 May 2006 under Regulation 231 of the Marine Regulations 1999.

Dated 19 December 2005

Brian Riches
Director of Marine Safety

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