



# Victoria Government Gazette

No. S 85 Monday 31 March 2008  
By Authority, Victorian Government Printer

## Port Services Act 1995

### DECLARATION OF RESTRICTED ACCESS AREAS IN THE YARRA RIVER AND PORT PHILLIP BAY AROUND VESSELS

I, Tim Pallas, Minister for Roads and Ports, make the following declaration under section 84(1) of the **Port Services Act 1995**, of areas to which access is restricted around the dredge vessels and the barge specified in this declaration during their operation or presence in the Yarra River and Port Phillip Bay, and specify the following prohibitions, restrictions and conditions to operate in the restricted access areas.

**1. Period of the declaration:**

This declaration takes effect:

- (i) with respect to the dredge vessels in the Yarra River and Port Phillip Bay, from 12.01 am on 4 April 2008 and remains in force until 11.59 pm on 3 April 2009 inclusive, and with respect to the dredge vessels in the Entrance to Port Phillip Bay, from 12.01 am on 4 April 2008 and remains in force until 11.59 pm on 2 November 2008 inclusive; and
- (ii) with respect to a Barge specified in paragraph 2(iii) below, from 12.01 am on 1 May 2008 and remains in force until 11.59 pm on 14 October 2008 inclusive.

**2. Restricted Access Areas:**

The areas described below are declared as restricted access areas to which the restrictions and conditions specified in paragraph 3 below apply:

- (i) In the Yarra River  
An area comprising the Port of Melbourne waters and any part of Port of Melbourne land that is within 50 metres radius of:
  - A. the Queen of the Netherlands dredge vessel, or
  - B. Cornelis Zanen dredge vessel,when the vessel is in the Yarra River, in the waters of the port of Melbourne, north of the line connecting Points 15 (38°51'10.27"S 144°54'28.92"E) and 24 (38°50'58.04"S 144°54'44.93"E) of the plan numbered LEGL./00-09 lodged at the Central Plan Office Victoria, and as more generally described on the attached plan.
- (ii) In Port Phillip Bay around the dredge vessels  
An area comprising the Port of Melbourne waters and any part of Port of Melbourne land that is within 200 metres radius of:
  - A. the Queen of the Netherlands dredge vessel, or
  - B. Cornelis Zanen dredge vessel,when the dredge vessel is in the waters of the Port of Melbourne south of the line connecting Points 15 (38°51'10.27"S 144°54'28.92"E) and 24(38°50'58.04"S 144°54'44.93"E) of the plan numbered LEGL./00-09, being an area within Port Phillip Bay (including Hobsons Bay) or at the Entrance (including the waters of Bass Strait) shown in the plans numbered LEGL./00-09, LEGL./00-10 and LEGL./01-93 lodged at the Central Plan Office Victoria, and as more generally described on the attached plan.

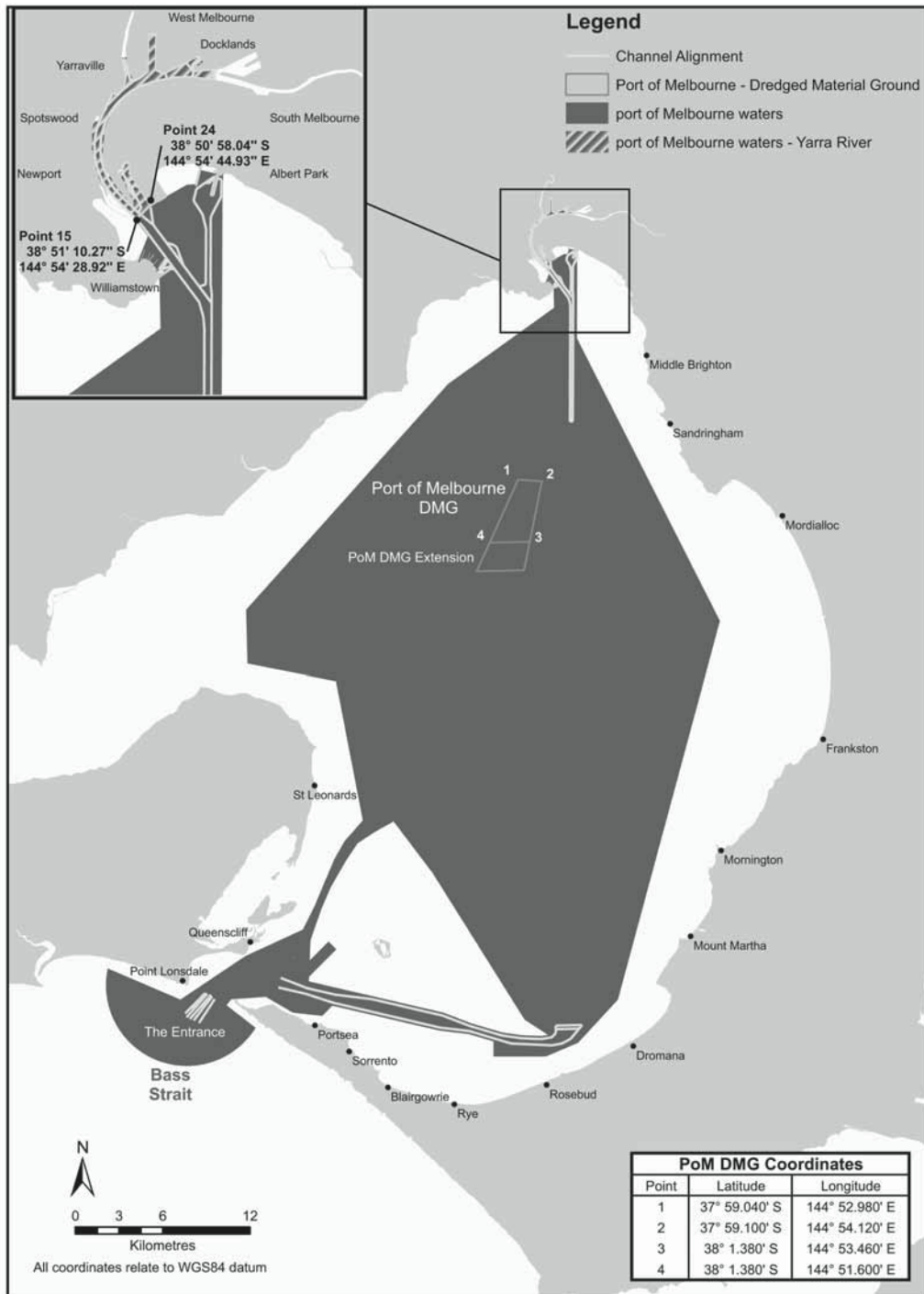
**SPECIAL**

- (iii) In Port Phillip Bay around a Barge for the period specified in paragraph 1(ii) above  
An area comprising the port of Melbourne waters that is:
- A. within 750 metres radius of the POMBAA Barge and any replacement or additional Barge used or intended for the transfer of dredged materials from a dredge vessel to the Port of Melbourne Dredged Material Ground (PoM DMG),
  - B. when the Barge is located within the area defined by the connecting points 1 to 4 inclusive at the PoM DMG, as shown in the attached plan.

**3. Vessels and persons and activities restricted or permitted:**

Pursuant to section 85 of the **Port Services Act 1995** (Vic.), the following restrictions and conditions apply to the restricted access areas:

- (i) in addition to the Queen of the Netherlands dredge vessel, the Cornelis Zanen dredge vessel, or the Barge the following vessels only, and no other vessels, may enter or remain in a restricted access area:
  - A vessels licensed or authorised to provide support to the Queen of the Netherlands dredge vessel, the Cornelis Zanen dredge vessel, or the Barge;
  - B commercial shipping vessels entering or remaining in the area in accordance with the Port of Melbourne Corporation operating guidelines and directions that apply to commercial shipping during this period;
  - C vessels that support the performance of functions, powers, duties or activities in the area by an ‘authorised person’, within the definition in section 83 of the **Port Services Act 1995** (Vic.);
  - D licensed pilot and tug vessels entering or remaining in the area in order to guide or support the Queen of the Netherlands dredge vessel, or the Cornelis Zanen dredge vessel or any other vessel including the Barge within paragraphs 3(i) A, B, C or D.
- (ii) the following persons only, and no other persons, may enter or remain in a restricted access area:
  - A persons within the meaning of ‘authorised person’ in section 83 of the **Port Services Act 1995** (Vic.);
  - B crew, staff and any passengers of the Queen of the Netherlands dredge vessel or the Cornelis Zanen dredge vessel; crew and staff of a vessel (including the Barge) within paragraph 3(i) A, B, C or D and, where a vessel within paragraph 3(i)B is a commercial cruise or passenger liner, passengers on board of the vessel, in addition to crew and staff.
- (iii) the following activities only, and no other activities (including but not limited to, swimming, surfing, skiing and diving), are permitted in a restricted access area:
  - A the performance of functions, powers, duties or activities by an authorised person within section 83 of the **Port Services Act 1995** (Vic.);
  - B the performance of functions, powers, duties or activities by:
    - (i) crew, staff and any passengers of the Queen of the Netherlands dredge vessel or the Cornelis Zanen dredge vessel;
    - (ii) crew and staff of any other vessel including the Barge within paragraphs 3(i) A, B, C or D; and
    - (iii) where a vessel within paragraph 3(i)B is a commercial cruise or passenger liner, by passengers on board of the vessel, in addition to crew and staff,
 consistent with or ancillary to the nature of those vessels.



Dated 28 March 2008

TIM PALLAS  
Minister for Roads and Ports

**craftsmanpress**

The *Victoria Government Gazette* is published by The Craftsman Press Pty Ltd with the authority of the Government Printer for the State of Victoria

© State of Victoria 2008

This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all enquiries to the Government Printer for the State of Victoria  
Level 2 1 Macarthur Street  
Melbourne 3002  
Victoria Australia

**How To Order****Mail Order****Victoria Government Gazette**

Level 1 520 Bourke Street  
Melbourne 3000  
PO Box 1957 Melbourne 3001  
DX 106 Melbourne

**Telephone**

(03) 9642 5808

**Fax**

(03) 9600 0478

**email**

gazette@craftpress.com.au

**Retail & Mail Sales****Victoria Government Gazette**

Level 1 520 Bourke Street  
Melbourne 3000  
PO Box 1957 Melbourne 3001

**Telephone**

(03) 9642 5808

**Fax**

(03) 9600 0478

**Retail Sales****Information Victoria**

505 Little Collins Street  
Melbourne 3000

**Telephone**

1300 366 356

**Fax**

(03) 9603 9920

**Price Code A**