

Government Gazette

of the State of

New South Wales

Number 358 - Roads and Transport

Friday, 13 September 2024

The New South Wales Government Gazette is the permanent public record of official NSW Government notices. It can also contain local council, non-government and other notices.

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of each page of the notice and can be used as a reference for that notice. For example, [NSWGG-2024-10-1].

The Gazette is compiled by the Parliamentary Counsel's Office and published on the NSW Government Gazette website (www.gazette.legislation.nsw.gov.au) under the authority of the NSW Government. The website contains a permanent archive of past Gazettes.

To submit a notice for gazettal, visit the website.

MARINE SAFETY REGULATION 2016

EXEMPTION ORDER

HIRE AND DRIVE PERSONAL WATERCRAFT – LICENCE EXEMPTION FOR CERTAIN ACTIVITIES CONDUCTED ON LAKE MACQUARIE, NSW

Clause 140(1)

I, Paul Hearfield, Manager Waterways Operations, NSW Maritime, a delegate of Transport for NSW, pursuant to clause 140(1) of the Marine Safety Regulation 2016 (the Regulation), hereby **EXEMPT** the drivers of hire and drive personal watercraft used in conjunction with regulated tour activities conducted within the area of operations prescribed by Schedule 1 of this Order from the requirements of clause 103(1) of the Regulation - being the requirement to hold a personal watercraft driving licence – **SUBJECT TO** the conditions set out in Schedule 2 of this Order.

Object

The object of this Exemption Order is to allow unlicensed persons to drive personal watercraft in the context of a supervised ‘tour’ operation in a safe and responsible way in waters specified in Schedule 1 of this Order, and while the operation is subject to a Certificate of Operation under the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012* of the Commonwealth for the hiring out of personal watercraft.

Definition

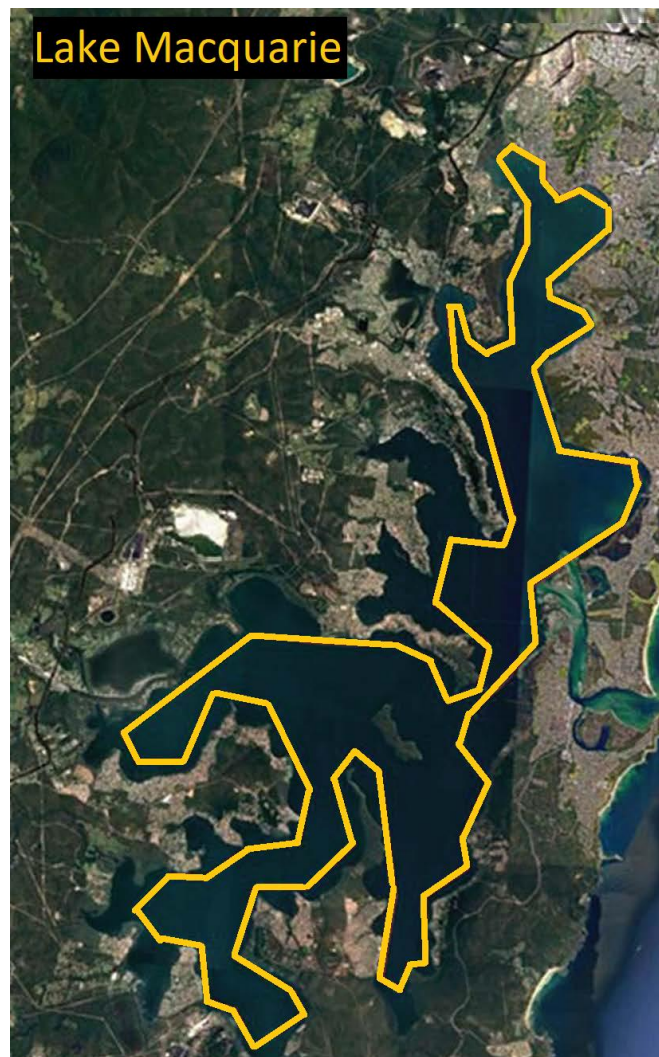
In this Notice, “regulated tour activities” means unlicensed personal watercraft hire and drive tour activities conducted by Richard Goldman of Watersports NSW Pty Ltd T/A Jet Ski Safaris NSW, in accordance with the Certificate of Operation COO-39922-009 issued by the Australian Maritime Safety Authority.

SCHEDULE 1

REGULATED TOUR ACTIVITIES – AREA OF OPERATIONS

This Exemption applies only to drivers of personal watercraft participating in regulated tour activities conducted on the waters of Lake Macquarie as depicted in below (Graphic A). This is an imaginary line that the driver must always remain inside of (adjacent to the shore) whilst conducting the activity prescribed.

Graphic A:



SCHEDULE 2

GENERAL CONDITIONS

1. This Order does not apply to:
 - a) Any person who is ineligible to hold a boat driving licence or is the subject of a boat driving licence suspension or disqualification under the *Marine Safety Act 1998*, or an equivalent disqualification in any other State or Territory; or
 - b) A person who is the subject of a written notice from Transport for NSW specifying that this Order does not apply to the person.
2. This Order applies only to the driver of a hire and drive personal watercraft who is:
 - a) driving a personal watercraft in accordance with the terms and conditions of a hire agreement with Watersports NSW Pty Ltd T/A Jet Ski Safaris NSW; and
 - b) driving in accordance with specified waterway management instructions as required by the tour operator ; and
 - c) wearing an appropriate lifejacket within the meaning of Part 6 of the Regulation; and

- d) not driving the vessel at a speed exceeding 30 knots; and
 - e) a minimum of 16 years of age.
3. This Order ceases to apply in the event that the regulated tour activities are no longer subject to a Certificate of Operation issued by the Australian Maritime Safety Authority.

Note:

Failure to comply with a condition of this Order by a personal watercraft driving means that the Exemption ceases to apply to that person and if the person does not hold a personal watercraft driving licence, the vessel owner and operator may be liable for an offence under State and National laws.

Publication

Pursuant to clause 140(3)(b) of the Regulation, this Order is published in the NSW Government Gazette.

This Notice takes effect on **6 September 2024** and will be in force for a period of 12 months from this date, unless revoked. This Order may be revoked at any time by Transport for NSW.

Date: 6 September 2024

Paul Hearfield
Manager Waterways Operations, NSW Maritime
Delegate

ROADS ACT 1993

Notice of Dedication of Land as Public Road at the locality of Crescent Head in the Kempsey Shire Council Area

Kempsey Shire Council, by its delegate, dedicates the land described in the schedule below as a public road under section 16 of the Roads Act 1993.

C MILBURN
General Manager
Kempsey Shire Council

Schedule

All those pieces or parcels of land situated in the Kempsey Shire Council area, Parish of Palmerston and County of Macquarie, shown as: Lot 4 Deposited Plan 1293813

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Nepean River – from the M4 road bridge extending 300m downstream adjacent Tench Reserve Boat Ramp area as per attached map.

Duration

On the following dates and times:

- 4:00pm to 10:00pm -- Friday 20 September 2024.
- 12:00pm to 10:00pm -- Saturday 21 September 2024.

Detail

A festival will be conducted on the navigable waters of the Nepean River as specified above. A number of activities will be active in the area during the above times.

An **EXCLUSION ZONE** is specified during the event which will be monitored and indicated by the presence of control vessels.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zone during the times above.

Penalties may apply (Section 12(5) – *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways-boating-and-transport-information/restrictions-and-closures-on-nsw-waterways/marine-notices>

Marine Notice: SY2423



Date: 9 September 2024

Marcus Cahill

A/Manager Waterways Operations Hawkesbury River/Broken Bay

Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Manning River, adjacent to Queen Elizabeth Park, Taree.

Duration

- 6:00am to 5:00pm – Saturday 28 September 2024

Detail

Rowing Regattas and a race around Dumaresq Island will be conducted on the Manning River, adjacent to Queen Elizabeth Park, Taree as specified above.

An **EXCLUSION ZONE** is specified during the event and will consist of:

1. A Zone from Endeavour Place boat ramp pontoon to and around Dumaresq Island, which will be indicated and monitored by control vessels;
2. A 5km Zone from the Taree Fish coop/Goat Island to the Manning River Rowing Club, Endeavour Place, Taree, which will be marked by buoys and monitored by control vessels; and
3. A 1km Zone between the Endeavour Place boat ramp and the Martin Bridge.

Provision has been made for vessels to transit the Zone during breaks in the racing. Control vessels will, at times during the event, authorise local vessel traffic to transit the Zone.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zones during the times above.

Penalties may apply (Section 12(5) - *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways-boating-and-transport-information/restrictions-and-closures-on-nsw-waterways/marine-notices>

Marine Notice: NH2477

Date: 27 August 2024

Paul Hearfield

Manager Waterway Operations Hunter

Delegate

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Between Athol Bay & Chowder Bay, Sydney Harbour - Port Jackson.

Duration

- 1:30pm to 5:45pm – Monday 30 September 2024.

Contingency Dates

- 1:30pm to 5:45pm – Tuesday 8 October 2024.
1:30pm to 5:45pm – Wednesday 9 October 2024.

Detail

A filming production will be conducted on Port Jackson, between the Athol Bay & Chowder Bay (as per the attached diagram) from 1:30pm to 5:45pm on Monday 30 September 2024. In the event of inclement weather, the event may be rescheduled for the contingency days listed above. The event will involve various vessels and stunt persons operating on the water, presenting a potential hazard to other waterway users.

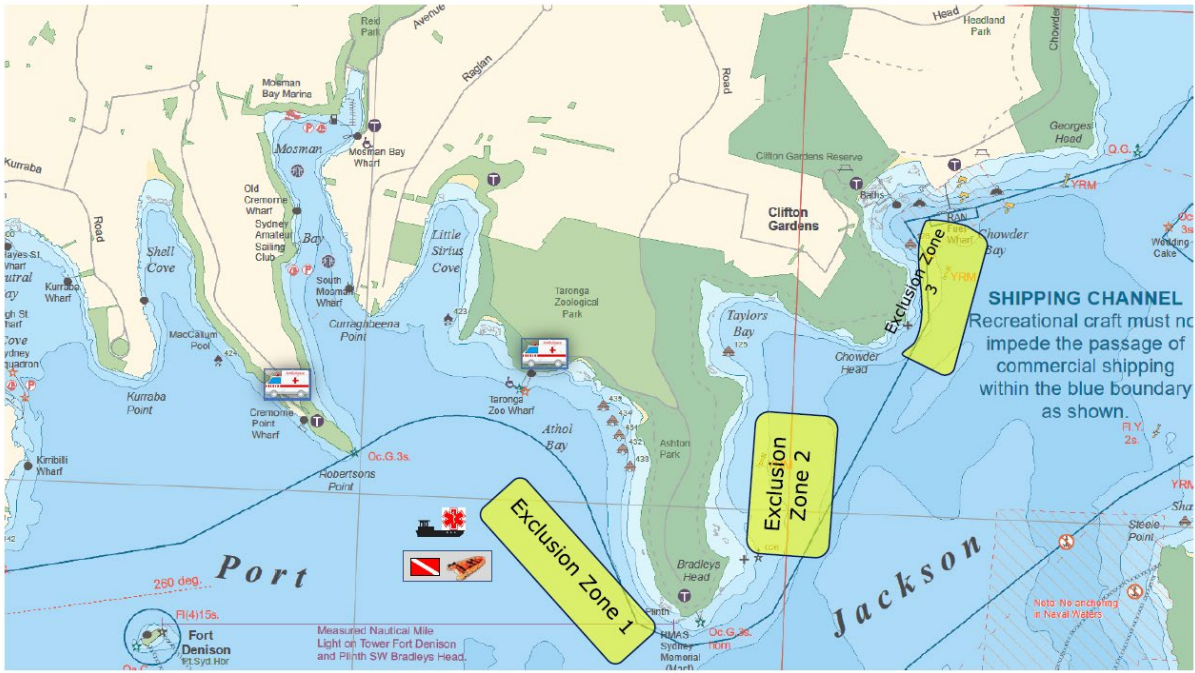
An **EXCLUSION ZONE** is specified during the event, which will be patrolled by Maritime and indicated by the presence of other control vessels.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zone during the time above.

Penalties may apply (Section 12(5) - *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways-boating-and-transport-information/restrictions-and-closures-on-nsw-waterways/marine-notices>

Marine Notice: SE2410



Date: 29 August 2024

Lisa Nott

Senior Special Aquatic Events Officer

Delegate

Blayney Shire Council

ROADS ACT 1993

Notification of Road Closure

NOTICE is hereby given, under the provision of the *Roads Act 1993* (NSW) that the road as set out in the schedule below is closed and the lands comprised therein cease to be public road and the rights of passage and access that previously existed in relation to the road is extinguished. Upon closing, title to the land, comprising the former public road, will vest in Blayney Shire Council and is classified as operational land for the purposes of the *Local Government Act 1993* (NSW).

Mark Dicker
General Manager
Blayney Shire Council
PO Box 62
BLAYNEY NSW 2799

Schedule

Lot 2, DP 1293117, formally part of Glenorie Road, Millthorpe

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE & SPECIAL RESTRICTIONS

Location

Hunter River - adjacent to the Endeavour Rowing Club at Berry Park.

Duration

7.30am to 5.00pm on the following dates:

- Sunday 15 September 2024.
- Saturday 2 November 2024.
- Saturday 30 November 2024.
- Sunday 1 December 2024.
- Saturday 22 February 2024.
- Sunday 23 February 2025.
- Sunday 13 April 2025.

Detail

Rowing Regattas will be conducted on the navigable waters of the Hunter River specified above.

An **EXCLUSION ZONE** is specified during the event, which will be marked by buoys and monitored by control vessels.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zone during the times above.

Transit Lane

Provision may be made (where necessary) for a control vessel to authorise local vessel traffic to pass safely through the Exclusion Zone via a 'transit lane'.

Special Restrictions

Pursuant to section 12(3) of the *Marine Safety Act 1998*, vessels using the transit lane must do so at a speed not exceeding 4 knots and must produce minimal wash.

Penalties may apply (Section 12(5) - *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways-boating-and-transport-information/restrictions-and-closures-on-nsw-waterways/marine-notices>

Marine Notice: NH2484

Date: 11 September 2024

Paul Hearfield

Manager Operations, Hunter

Delegate

ROADS ACT 1993

Order - Section 31

FIXING OR VARYING OF LEVELS
AS PART OF THE PRINCES HIGHWAY UPGRADE - JERVIS BAY ROAD INTERSECTION UPGRADE
IN THE LOCAL GOVERNMENT AREA OF SHOALHAVEN CITY COUNCIL

Transport for New South Wales by order under Section 31 of the *Roads Act 1993* fixes or varies the levels at the intersection of the Princes Highway and Jervis Bay Road, as shown on Transport for New South Wales Plans No DS2021/000823.

Craig Bear
Project Manager - TfNSW
Level 6/90 Crown Street,
Wollongong NSW 2500

(TfNSW Papers SF2020/003377)

MARINE SAFETY ACT 1998

MARINE NOTICE

Section 12(2)

REGULATION OF VESSELS – EXCLUSION ZONE

Location

Lower Hawkesbury River adjacent West Head and Patonga and at the entrance Cowan Creek per attached map.

Duration

9:00am to 5:00pm - Wednesday 18 September 2024

Detail

The Australian Defence Force will be conducting training exercises on the navigable waters of the Hawkesbury River as specified above.

An **EXCLUSION ZONE** is specified during the event which will be monitored and indicated by the presence of control vessels.

Unauthorised vessels and persons are strictly prohibited from entering the Exclusion Zone during the times above.

Penalties may apply (Section 12(5) – *Marine Safety Act 1998*).

For full details visit the Transport for NSW website – <https://www.nsw.gov.au/driving-boating-and-transport/using-waterways-boating-and-transport-information/restrictions-and-closures-on-nsw-waterways/marine-notices>

Marine Notice: SY2426



Date: 12 September 2024

Marcus Cahill

A/Manager Waterways Operations Hawkesbury River/Broken Bay

Delegate