SAFE TRANSPORT VICTORIA

**PUBLIC NOTICE**

**DECLARATION OF BOATING ACTIVITY EXEMPTION**
***Marine Safety Act 2010* (Vic)**

Safe Transport Victoria makes the following declaration under section 203(3) of the *Marine Safety Act 2010* (Vic).

For the purposes of boating activity conducted by HAI Events on the waters of Fishermans Beach, Torquay, persons and vessels involved in the 2026 Torquay Triathlon are exempt from the following requirements:

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

1. Clause 11.2(a) of Schedule 11 - Area prohibited to vessels - Fishermans Beach

Subject to the conditions detailed below:

- Masters of vessels providing rescue services must ensure they comply with the gazetted waterway rules and *Marine Safety Act 2010* in respect to minimum speed and distance requirements, unless otherwise 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 all vessels involved with the Torquay Triathlon are exempt from item 1 for the duration of the event
- All occupants of powered vessels involved with the event must wear a lifejacket at all times during the event and vessels must have all prescribed safety equipment.
- Masters of mechanically powered LSV vessels up to and including 4.8 metres in length (other than personal watercraft) are exempt from the carriage of specified safety equipment whilst outside visual range of a staffed lifesaving facility or flagged area provided an approved communications radio is carried on board, as per the Exemptions for Life Saving Victoria vessels in Exemption Notice 1
- Should vessels or persons not involved in the event enter the exclusion zone, the exemptions will be automatically suspended until the vessel or person has moved outside of the area
- The exemptions apply from 6:00am – 11:00am Sunday 29 November 2026 within the exclusion zone waters – Fisherman's Beach, Torquay
- Any incident which occurs in relation to the exemptions must be reported to Safe Transport Victoria (ST Vic) as soon as possible by email and completing an incident report sent to waterways@safetransport.vic.gov.au within seven (7) days
- The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation are adhered to

Ref: 1878-2026-BAE

**JOHN FORD**
A/Senior Safety Assurance Officer
Delegate of Safe Transport Victoria
7/10/2026