Navigable Waters Amendment Regulations (No. 3) 2010

Made by the Governor in Executive Council.

1. **Citation**

These regulations are the *Navigable Waters Amendment Regulations (No. 3) 2010*. 
2. Commencement

These regulations come into operation as follows —
(a) regulations 1 and 2 — on the day on which these regulations are published in the Gazette;
(b) the rest of the regulations — on the day after that day.

3. Regulations amended

These regulations amend the *Navigable Waters Regulations 1958*.

4. Regulation 3 amended

In regulation 3(2) delete “52A” and insert:

52B

5. Regulation 46 amended

(1) In regulation 46(2) insert in alphabetical order:

*Level 50* means a personal flotation device classified as such by the Australian Standard AS 4758;

*Level 50S (Special)* means a personal flotation device classified as such by the Australian Standard AS 4758;

*Level 100* means a personal flotation device classified as such by the Australian Standard AS 4758;

*Level 150* means a personal flotation device classified as such by the Australian Standard AS 4758;

*Level 275* means a personal flotation device classified as such by the Australian Standard AS 4758;

*SOLAS jacket* means a jacket that meets the standards of the current *International Convention for the Safety of Life at Sea*;

(2) In regulation 46(3):

(a) delete “boats” insert:

boats, regulation 52A applies to or in relation to all vessels except commercial vessels

(b) delete “52A to” and insert:

52B to
6. **Regulation 46A inserted**

After regulation 46 insert:

46A. **Personal flotation devices**

(1) In this Part, where a personal flotation device of a particular type is described as an appropriate personal flotation device, an equivalent or a higher buoyancy personal flotation device defined in regulation 46(2) is also appropriate for the particular circumstance.

(2) For the purposes of this Part —

(a) a Level 100, a Level 150, a Level 275 and a SOLAS jacket all have a buoyancy equivalent to or higher than a PFD Type 1; and

(b) a Level 50, a Level 100, a Level 150, a Level 275 and a SOLAS jacket all have a buoyancy equivalent to or higher than a PFD Type 2; and

(c) a Level 50S, a Level 100, a Level 150, a Level 275 and a SOLAS jacket all have a buoyancy equivalent to or higher than a PFD Type 3; and

(d) a PFD Type 3 has a buoyancy equivalent to a PFD Type 2.

By Command of the Governor,

PETER CONRAN, Clerk of the Executive Council.