



New South Wales

Commercial Vessels (Equipment) Amendment (EPIRB) Regulation 2008

under the

Commercial Vessels Act 1979

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Commercial Vessels Act 1979*.

JOSEPH TRIPODI, M.P.,
Minister for Ports and Waterways

Explanatory note

The object of this Regulation is to provide for the phasing in of the 406 MHz emergency position indicating radio beacon (EPIRB) required by the *Uniform Shipping Laws Code (the Code)* from 1 July 2008.

The Regulation provides that the 121.5/243.0 and 406 MHz EPIRBs comply with the requirements of the Code from the commencement of this Regulation until 30 June 2008. On and after 1 July 2008, the 121.5/243.0 MHz EPIRBs will not meet the requirements of the Code.

This Regulation is made under the *Commercial Vessels Act 1979*, including sections 41 and 52 (the general regulation-making power).

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Clause 1 Commercial Vessels (Equipment) Amendment (EPIRB) Regulation 2008

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1 Name of Regulation

This Regulation is the *Commercial Vessels (Equipment) Amendment (EPIRB) Regulation 2008*.

2 Amendment of Commercial Vessels (Equipment) Regulation 1986

The *Commercial Vessels (Equipment) Regulation 1986* is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 2)

Schedule 2 Life saving appliances—modifications to section 10 of the Code

Omit the matter relating to Appendix Y. Insert instead:

Appendix Y—

After Appendix X, insert:

Appendix Y Emergency position indicating radio beacon**1 Requirements—SOLAS inflatable and rigid liferafts**

An emergency position indicating radio beacon required in a SOLAS inflatable or rigid liferaft must comply with the relevant requirements of the Marine Orders, Part 25 *Equipment—Life-saving* made by the Australian Maritime Safety Authority under the *Navigation Act 1912* of the Commonwealth.

2 Requirements—others

Before 1 July 2008, any other emergency position indicating radio beacon must:

- (a) be suitable for marine use, and
- (b) comply with Australian/New Zealand Standard AS/NZ 4330:2006 or Australian/New Zealand Standard AS/NZ 4280.1:2003, and
- (c) have an operational frequency of 121.5/243.0 or 406 MHz, and
- (d) if it has an operational frequency of 406 MHz, be registered with the Australian Maritime Safety Authority and have affixed to it a registration sticker from that Authority, and
- (e) be maintained and serviced in accordance with the manufacturer's instructions.

On or after 1 July 2008, any other emergency position indicating radio beacon must:

- (a) be suitable for marine use, and
- (b) comply with Australian/New Zealand Standard AS/NZ 4280.1:2003, and
- (c) have an operational frequency of 406 MHz, and

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Schedule 1 Amendment

- (d) be registered with the Australian Maritime Safety Authority and have affixed to it a registration sticker from that Authority, and
- (e) be maintained and serviced in accordance with the manufacturer's instructions.

BY AUTHORITY
