

South Australia

Harbors and Navigation (Miscellaneous) Amendment Regulations 2022

under the *Harbors and Navigation Act 1993*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Harbors and Navigation (Miscellaneous) Amendment Regulations 2022*.

2—Commencement

- (1) Subject to this regulation, these regulations come into operation on the day on which they are made.
- (2) Regulation 7(2) comes into operation on 30 May 2022.

Part 2—Amendment of *Harbors and Navigation Regulations 2009*

3—Amendment of regulation 3—Interpretation

- (1) Regulation 3(1), definition of *lifejacket level 50*—after paragraph (a) insert:
 - (ab) AS 4758.1—2008: *Personal flotation devices—General requirements* in relation to a lifejacket classified as providing level 50 buoyancy;
 - (2) Regulation 3(1), definition of *lifejacket level 50*, (b)—before "*Lifejacket*" insert:
until 31 December 2024—
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- (3) Regulation 3(1), definition of *lifejacket level 50S*—after paragraph (a) insert:
 - (ab) AS 4758.1—2008: *Personal flotation devices—General requirements* in relation to a lifejacket classified as providing level 50 special purpose (50S) buoyancy;
- (4) Regulation 3(1), definition of *lifejacket level 50S*, (b)—before "*Lifejacket*" insert:

until 31 December 2024—
- (5) Regulation 3(1), definition of *lifejacket level 100 or above*, (a)—after subparagraph (i) insert:
 - (ia) AS 4758.1—2008: *Personal flotation devices—General requirements* in relation to a lifejacket classified as providing level 100 or level 150 buoyancy (or more);
- (6) Regulation 3(1), definition of *lifejacket level 100 or above*, (a)(ii)—before "*Lifejackets*" insert:

until 31 December 2024
- (7) Regulation 3(10)—delete "inflate" and substitute:

be inflated manually

4—Amendment of regulation 142—Interpretation

Regulation 142, definition of *ABP Standard*—delete "National Marine Safety Committee" and substitute:

Australian Recreational Boating Safety Committee

5—Amendment of regulation 143—Vessels to which Part 9 Division 4 of Act applies

Regulation 143(d)(i)—delete "*European Directive 94/25/EC—Recreational Craft Directive*" and substitute:

European Directive 2013/53/EU

6—Amendment of regulation 146—Modification of ABP Standard

Regulation 146(b) to (g) (inclusive)—delete paragraphs (b) to (g)

7—Amendment of regulation 169—Lifejackets to be worn on certain vessels

- (1) Regulation 169(4)(c)—after "lifejacket level 50" insert:

or lifejacket level 50S
- (2) Regulation 169(7)—after paragraph (a) insert:
 - (ab) the vessel carries only the operator and a child or children of or under the age of 12 years; or

Editorial Note—

As required by section 10AA(2) of the *Legislative Instruments Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 10 February 2022

No 11 of 2022