

PUBLIC NOTICE
DECLARATION OF BOATING ACTIVITY EXEMPTION

Parks Victoria as the declared waterway manager for the Local Port of Port Phillip, makes the following declaration under section 203(3) of the *Marine Safety Act 2010* (Vic).

For the purposes of boating activity conducted by Half Moon Bay Surf Life Saving Club, persons and vessels involved in the Monjon Cerberus Swim Classic are exempt from the following requirements:

State Rules made under the *Marine Act 1988*

1. Clause 2(a) – must not exceed 5 knots within 50 metres of a person in the water
2. Clause 2(c) – must not exceed 5 knots within 50 metres of another vessel
3. Clause 4(a) – must not exceed 5 knots within 200 metres of the water's edge
4. Clause 4(b) – must not exceed 5 knots within 50 metres of a wharf, jetty, slipway, diving platform or boat ramp

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

5. Clause 1.1.7(h) of Schedule 1 – 5 knot speed restriction area within 200 metres of the water's edge – North East Port Phillip
6. Clause 1.2.9(i) of Schedule 1 - area prohibited to vessels at Half Moon Bay Beach
7. Clause 1.1.12(a) of Schedule 1 – the master of a personal watercraft must not operate the personal watercraft for any purpose other than transiting in the safest most direct course to, or from the shore and/or boat ramp or berthing facility (including a jetty, pier or mooring), whilst operating within designated 5 knot speed restriction zone

Subject to the conditions detailed below:

- Masters of rescue vessels (including personal watercraft (PWC) support vessels) are only exempt from item 1 to 5 when 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, and must adhere to speed and distance rules at all other times, and item 6 for the duration of the event.
- Masters of PWC support vessels are only exempt from item 7 (irregular riding rule) for the duration of the event.
- Occupants of powered rescue vessels (including PWC support vessels) involved with the event must wear a lifejacket at all times during the event and PWC support 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 within visual range of a staffed lifesaving facility or flagged area, as per the Exemptions for Life Saving Victoria vessels in Exemption Notice 1.
- The exemptions apply from 9:00am to 2:00pm on Saturday 15 February 2025 (back-up date Saturday 15 March 2025) to the persons and vessels involved in the Monjon Cerberus Swim Classic within the Set Aside Waters of Half Moon Bay Beach.
- The exemptions apply provided the stated safety controls and undertakings detailed in the application form and associated documentation are adhered to.

Parks Victoria

Dated: 12/02/2025

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Port Management Act 1995 (Vic.)

Port Management (Local Ports) Regulations 2015

Set Aside Determination – Regulation 11(1)

Local port of Port Phillip

I, Reece Taranto, Acting District Manager of Parks Victoria (as delegate of the Port Manager), determine under Regulation 11(1) of the *Port Management (Local Ports) Regulations 2015* that the areas defined in the following table are set aside for the purposes and conditions specified.

This determination has been made in accordance with Regulation 11(2)

(b) if the port manager reasonably believes that there is imminent risk of—

(i) harm or damage to—

(A) the health or safety of any person; or

(B) local port facilities or other property; or

(C) the natural environment; or

(ii) significant interference with the safe, efficient and effective management of the local port.

In accordance with Regulation 11(4), this determination replaces any previous set aside determination made by the port manager in respect of that area or any part thereof of that area for the period specified in this temporary determination.

This determination applies from:

Saturday 15th February 2025 9:00am- 1:00pm. (Back up date of 15th March 2025)

Signed at Melbourne



by Reece Taranto
Acting District Manager Port Phillip Western Port

on 5/02/2025

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Regulation	Description	Purpose	Area	Reasonable conditions (Regulation 14)
11(1)(a)	Determination to set aside an area in a local port in which access to that area is prohibited or restricted for not more than 90 days.	Access is permitted only to participants of the Monjon Cerberus Swim Classic	The course runs for in the area between Ricketts point to Sandringham known as Half Moon Bay and adjacent to the Half Moon Bay Surf Life Saving Club	Not applicable.

Declaration:

Port Management Act 1995 (Vic.)
Port Management (Local Ports) Regulations 2015
Set Aside Determination – Regulation 11(1)
Local Port of Port Phillip

As the Port Manager of Port Phillip, Parks Victoria has set aside an area of Port Phillip to facilitate the Monjon Cerberus Swim Classic on the 15th February 2025 at 9:00am-1:00pm (Back up date of 15th March 2025) at Half Moon Bay, adjacent to the Half Moon Bay Surf Lifesaving Club. The set aside prohibits all persons entering the area between times and dates as outlined. The full declaration including event information is available on Parks Victoria's website.
By Order Parks Victoria.

Date: 05/02/2025

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Cerberus Swim Classic - 2.5km Course



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