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*Transport Operations (Marine Safety) Act 1994*  
*Transport Operations (Marine Safety) Regulation 2016*

**NOTIFICATION OF EXEMPTION**

Maritime Safety Queensland  
Brisbane, 21 January 2020

**I, Paul Campbell, Acting Executive Director, Maritime Operations, Maritime Safety Queensland**, as delegate of the General Manager, pursuant to section 18A of the *Transport Operations (Marine Safety) Act 1994*:

- exempt the owners and masters of Queensland regulated ships from the application of section 22 of the *Transport Operations (Marine Safety) Regulation 2016* insofar as the section specifies a lifejacket level 100, 50 or 50S as the required lifejacket for a particular ship, on the conditions in schedule 1; and
- exempt the owners and masters of Queensland regulated ships from the application of section 25(2) of the *Transport Operations (Marine Safety) Regulation 2016* insofar as the subsection prescribes expiry date and service requirements for an inflatable lifejacket mentioned in subsection 25(1)(b), on the conditions in schedule 2.

**SCHEDULE 1**

1. Subject to condition 2 of schedule 1, section 22 is taken to apply as if a reference to a lifejacket level 100, 50 or 50S included a reference to a lifejacket that:
  - (a) is in good condition; and
  - (b) does not rely solely on oral inflation for buoyancy; and
  - (c) complies with one of the following standards:

**For a lifejacket level 100**

- i. ISO 12402-1 — Lifejacket for seagoing ships;
- ii. ISO 12402.2 level 275;
- iii. ISO 12402.3 level 150;
- iv. ISO 12402.4 level 100;
- v. EN 399-1993 lifejacket 275N;
- vi. EN 396-1993 lifejacket 150N;
- vii. EN 395-1993 lifejacket 100N;
- viii. NZS 5823:2005 type 401;
- ix. AS 1512 PFD type 1;
- x. AS 4758 Personal flotation devices – level 275;
- xi. AS 4758 Personal flotation devices – level 150;
- xii. AS 4758 Personal flotation devices – level 100.

**For a lifejacket level 50**

- i. ISO 12402.5 level 50;
- ii. AS 1499 PFD type 2.

**For a lifejacket level 50S**

- i. ISO 12402.5 level 50;
- ii. AS 2260 PFD type 3.

2. Section 22 is not to be taken to include a reference to a lifejacket complying with AS 1512, AS 1499 or AS 2260 after 31 January 2021, unless transitional provisions as prescribed under section 225 of the *Transport Operations (Marine Safety) Regulation 2016* apply.
3. **Good condition**, in this exemption, means:
  - (a) external coverings retain visibility and brightness as at date of manufacture without significant discoloration or fading;
  - (b) stitching is complete, intact and not pulled;
  - (c) webbing is not frayed and is able to hold its design loading;
  - (d) external coverings are free from tears, heavy wearing or rubbing marks;
  - (e) all fasteners are complete and functioning as designed.

**SCHEDULE 2**

1. The manufacturer has established a documented servicing program for the lifejacket.
2. The owner and master of the ship adhere to the manufacturer's servicing program.
3. The owner and master of the ship can produce documentary evidence of full adherence to the manufacturer's servicing program.

This notice repeals the Notification of Exemption which was published in the Queensland Government Gazette No. 97, volume 377, on 27 April 2018.

Paul Campbell  
Acting Executive Director  
Maritime Operations  
Maritime Safety Queensland

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