

OTHER (Cont.)

- The mooring licence may be transferable on sale of the business, subject to NSW Maritime, and any other statutory approval that may be necessary.
- NSW Maritime may impose additional conditions to be met by a Commercial Mooring Licensee.

REMOVAL OF MOORING APPARATUS

The former Mooring Licensee* must provide to NSW Maritime within 7 days of cancellation of the Mooring Licence a Statutory Declaration or other written evidence (from a mooring contractor or professional diver) that the mooring apparatus has been removed from the water, unless some other arrangement has been agreed with NSW Maritime.

Failure to provide the required written evidence may result in NSW Maritime conducting a check to establish whether the mooring apparatus has been removed. Any cost associated with such inspection, and any associated removal of the mooring apparatus, if applicable, will be the responsibility of the former Mooring Licensee*.

****former Mooring Licensee is the Licensee as at the date of mooring cancellation.***

**REMEMBER, FAILURE TO COMPLY WITH
ANY CONDITION MAY LEAD TO
CANCELLATION OF YOUR
COMMERCIAL MOORING LICENCE**

**Need more information?
Contact the
Infoline
on 13 12 56
www.maritime.nsw.gov.au**

**THIS IS EXTREMELY IMPORTANT
KEEP FOR REFERENCE**

COMMERCIAL MOORING LICENCE STANDARD CONDITIONS

Failure to comply may result in the cancellation of your mooring licence.

Note:

- Commercial moorings are only issued to:
 - **a business entity or person approved by NSW Maritime, a part of Roads and Maritime Services**, as trading to provide approved marine type services to the boating public (eg: boat repair, marinas, commercial fishing, charter vessels, boat brokerage, mooring contractor); and
 - Any other business which cannot be accessed by means other than the water ie: there is no land access.
- Commercial moorings can only be sub-let if associated with a marina/boatshed (ie premises consisting of one or more moorings, pontoons, jetties, piers or other structures (whether water-based or land-based) designed to provide:
 - Accommodation for, or means of securing vessels;
 - Preferably a Slipway, or some other way of taking a vessel out of the water; and
 - One or more of the following, or similar services for vessels: shipwright service, sewage pumpout facilities, dinghy/tender storage, fuel, engineering service, mechanical repair service, tender service, or provisioning services
- The mooring sites may only be used in accordance with the approved purpose of the Licence.

THE MOORING

- The **mooring apparatus** (block and chain) **must be suitable** for the vessel attached thereto and for the mooring area allocated having regard to all possible

THE MOORING (Cont.)

adverse conditions, including potential flooding in the area. In view of the Mooring Licensee's responsibility in relation to the mooring and mooring apparatus it is strongly recommended that a professional mooring contractor is consulted to ensure that an appropriate mooring apparatus is provided and that it can withstand possible flood conditions when necessary.

- The **mooring apparatus must be kept in good condition and be serviced on at least an annual basis**. It is strongly recommended that it be serviced by a professional mooring contractor. Proof of mooring service must be produced on request.
- The **mooring buoy must be orange** (unless otherwise approved by NSW Maritime) or **red for Clubs**, be of the preferred type and meet the standard and have the issued identification number on it in characters at least 50mm high.
- Where a **pole/post mooring** exists it **must be kept in good condition** and have the issued Mooring Licence Number on it in characters at least 50mm high starting 250mm from the top in black letters on a white background and face the navigation channel. Nothing is to be attached to/or between the posts except the licensed vessel, without the written permission of NSW Maritime.
- The **mooring buoy** must be lifted from the water when the vessel is moored. It **must be secured on the foredeck** of the vessel in a way that ensures the identification number can be clearly seen from a passing vessel.

THE VESSEL ON A COMMERCIAL MOORING

- Only **one vessel is to be attached to each mooring** (unless written approval is given by NSW Maritime).
- Must be **registered, and in survey if required to be under the Marine Safety (Commercial Vessels) Regulation 2010 or subject to a hire and drive licence**, at all times.
- Must **properly display its registration/survey number and current registration label or hire and drive number**.
- Must **not be the subject of any construction, alteration repair work or use** at the mooring that causes, or is

likely to cause, annoyance or pollution or contravention of any Regional or Local Environment Plan implemented under the Local Government Act. Approval from NSW Maritime is also required.

- Must be **visually suitable** for the mooring area allocated and be **maintained in a seaworthy condition** (ie, capable of undertaking a voyage under its own power/sail).
- Must only occupy the mooring in pursuance of the approved purpose of the Licence and for no other purpose.
- It is prohibited to permanently live onboard a vessel attached to a mooring licensed by NSW Maritime. Contact NSW Maritime for details.

OTHER

- **The Mooring Licensee is responsible at all times for damage caused by the licensee's vessel (or vessel in their charge) and/or mooring apparatus to any other vessel or property**. It is strongly recommended that the Mooring Licensee have adequate insurance to cover such contingencies as NSW Maritime bears no responsibility.
- The Mooring Licensee's use of the mooring constitutes acceptance of the allocated mooring site as suitable for the licenced vessel with specific regard to sea room and water depth. NSW Maritime bears no responsibility in relation to suitability.
- Mooring **fees are payable** until the date that the Mooring Licensee advises NSW Maritime, in writing, of cancellation, or the date the mooring apparatus/vessel is/are removed, whichever is the later.
- Mooring fees are to be paid on or before "the pay by date". Late payment may incur additional fees.
- No more than the maximum number of mooring sites specified by the Commercial Mooring Licence may be in the water.
- The Mooring Licensee must promptly advise NSW Maritime of any change to the Commercial Mooring Licence details. Change of address/contact telephone number may be advised by phone, however all other changes must be advised in writing.