

Appendix 5 – Glossary

If the context of a term does not explain its meaning, then the term has the following meaning:

Aid to navigation means an aid to navigation as defined by section 104 of the *Transport Operations (Marine Safety) Act 1994*. It does not mean a sign or a speed sign.

Commercial ship means a commercial ship as defined by section 10A of the *Transport Operations (Marine Safety) Act 1994*.

Confined waters mean waters of the Maroochy River system with navigable waters less than 60 metres in width.

Fishing ship means a fishing ship as defined by section 10A of the *Transport Operations (Marine Safety) Act 1994*.

Freestyling means operating a personal watercraft in a way that its course or speed is insufficiently predictable to allow the masters of other ships to readily decide what course and speed to take in order to avoid a collision with the personal watercraft.

Freestyling restriction means the restriction imposed by section 127B of the *Transport Operations (Marine Safety) Regulation 2004*. It does not mean a freestyling prohibition or requirement imposed by the *Transport Infrastructure (Sunshine Coast Waterways) Management Plan 2000*.

General Manager means the General Manager of Maritime Safety Queensland.

General safety obligation includes the obligation imposed by section 43 of the *Transport Operations (Marine Safety) Act 1994*, namely that a person involved with a ship's operation (including the owner and master) must operate the ship safely. A contravention of the general safety obligation is a criminal offence that carries severe penalties, including imprisonment.

High-speed ship operations mean ship operations or activities at speeds higher than 20 knots.

Marine incident means an event defined by section 123 of the *Transport Operations (Marine Safety) Act 1994*.

Marine safety legislation includes the *Maritime Safety Queensland Act 2002*, the *Transport Operations (Marine Safety) Act 1994*, the *Transport Operations (Marine Safety) Regulation 2004* and the *International Regulations for Preventing Collisions at Sea 1972* (the Collision Regulations). It does not mean transport legislation dealing with waterways management; for example, the *Transport Infrastructure Act 1994* and the *Transport Infrastructure (Sunshine Coast Waterways) Management Plan 2000* made under that act.

Marine zone means an area of a waterway established as a marine zone under part 9A of the *Transport Operations (Marine Safety) Regulation 2004*.

Navigable waters mean waters of the river system on which a ship could reasonably safely navigate, having consideration to the natural features of the waterway, and the character of the ship and its operations. It does not mean the width of the river from bank to bank.

Operational speed limits and **operational speed limits for personal watercraft** mean the speed limits imposed by sections 127, 127A and 128 of the *Transport Operations (Marine Safety) Regulation 2004*.

Personal watercraft means a powered ship that has a fully enclosed hull that does not take on water if capsized and is designed to be operated by a person standing, crouching or kneeling on it or sitting astride it. These craft are commonly called jet skis.

Recreational ship means a recreational ship as defined by section 10A of the *Transport Operations (Marine Safety) Act 1994*.

Regulatory sign means a speed sign or a water skiing sign.

Rules 6, 8 and 9 of the Collision Regulations mean the relevant rules of the *International Regulations for Preventing Collisions at Sea 1972* relating to safe speed, action to avoid collision and narrow channels.

Ship means any kind of boat or other vessel used, or intended to be used, in navigation by water, or for any other purpose on water, as defined by section 10 of the *Transport Operations (Marine Safety) Act 1994*. A ship includes a boat or vessel whatever its size, and however it is propelled or moved. A ship may also include an aircraft when it is on the water or is taking off from, or landing on, the water.

Sign means a sign other than a regulatory sign. A sign is not an aid to navigation.

Speed sign means an official traffic sign except that the speed indicated by numbers on the sign is the speed in knots. A speed sign is not an aid to navigation.

User density means the number of ships and persons reasonably expected on a particular area or creek of the river system at a given time:

- Nil means 0 ships and persons
- Very low means 1 to 5 ships and persons
- Low means 6 to 10 ships and persons
- Medium means 11 to 20 ships and persons
- High means 21 to 30 ships and persons
- Very high means 31 or more ships and persons.

Water skiing means towing a person by a line attached to a ship, and includes water skiing, wake boarding and towing a person riding on a toboggan or a tube.

Water skiing requirements include the personal flotation device (PFD) and observer requirements set out in section 222 of the *Transport Operations (Marine Safety) Regulation 2004*.

The full text of legislative provisions mentioned above can be found at appendix 3.