EXEMPTION FROM THE REQUIREMENTS OF MARITIME RULE 40C.51(1) AND APPENDIX 2.3

PURSUANT TO Section 47 of the Maritime Transport Act 1994,

I, SHARYN FORSYTH, General Manager Maritime Standards, acting under delegated authority, being satisfied that—

(a) the granting of the exemption will not breach New Zealand’s obligations under any convention; and
(b) (i) the action taken or provision made in respect of the matter to which the requirement relates is as effective or more effective than actual compliance with the requirement, and
(ii) the prescribed requirements are clearly unreasonable or inappropriate in the particular case; and
(ba) the risk of harm to the marine environment will not be significantly increased by the granting of the exemption; and
(c) the risk to safety will not be significantly increased by the granting of the exemption,

HEREBY EXEMPT:

THE OWNER AND MASTER OF NON-SOLAS NON-PASSENGER SHIPS BETWEEN 24M TO 45M LENGTH THAT PROCEED WITHIN RESTRICTED LIMITS ONLY

FROM:

The requirements of Maritime Rule 40C.51(1) and Appendix 2.3 –

40C.51 Fire fighting appliances
(1) The owner and the master of a ship must ensure that fire appliances are provided in accordance with the requirements of Appendix 2 of this Part.

Appendix 2.3 Restricted coastal and restricted limit ships
The requirements in Appendix 2.3 apply to ships that proceed in a restricted coastal limit or within restricted limits only.
Fire crew outfits — (3) A ship of 24 metres or more in length overall that proceeds—
(a) within inshore limits must carry 1 fire crew outfit that complies with rule 42B.66 and 1 breathing apparatus that complies with rule 42B.59;

PROVIDED THAT:

At all times, the owner and master must ensure that:

1) The ship complies with all conditions imposed in a valid Certificate of Survey;
2) The ship complies with the applicable Maritime Transport Operator Plan (MTOP);
3) A flooding fixed fire suppression system compliant with Maritime Rule 42B, or other fire extinguishing system approved by the Director, is installed in the engine room; and
4) One fire axe and one safety lamp, each complying with Maritime Rule 42B.66, are carried on the ship.

The exemption shall be valid until 23 January 2023, unless withdrawn earlier in writing by the Director.
SIGNED at Wellington on this 23rd day of January 2018.

[Signature]

Sharyn Forsyth,
General Manager Maritime Standards,
Maritime New Zealand,
Acting Under Delegated Authority