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Marine Safety Act 2010

Section 185

CONSEQUENTIAL RULE

I, Rachel Gualano, Acting Director Maritime Safety (as delegate of the Director, Transport Safety) make the following consequential rule under section 185 of the **Marine Safety Act 2010** which is consequential to the making of the waterway rules below.

The rules regulating the operation of vessels on the waters of the Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie as detailed in Schedule 91 (Waters: The Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie) made in the Notice under section 15 of the Marine Act 1988 and published in the Victoria Government Gazette No.S.230 on 29 June 2017 are hereby revoked.

Marine Safety Act 2010

Section 184

WATERWAY RULE

I, Rachel Gualano, Acting Director Maritime Safety (as delegate of the Director, Transport Safety) make the following waterway rules under section 184 of the **Marine Safety Act 2010**.

Schedule 91

Waters – The Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie

Waterway Manager – Strathbogie Shire Council

Definitions for the purposes of this Schedule:

- (a) ‘Backwaters’ – are waters adjacent to the Goulburn River but not forming part of the main river course.
- (b) ‘Goulburn River’ – is all the water between the exposed banks of the main river course from Hughes Creek¹ to Goulburn Weir Wall².
- (c) ‘Goulburn Weir’ is all the waters of the Weir downstream from the Goulburn River entrance to the Weir adjacent to the location known as ‘Verges Jetty’³ and extending north westerly to a point on the opposite bank⁴.
- (d) ‘Lake Nagambie’ – is all the water south of Teddy Bear Island⁵, excluding Goulburn River.
- (e) ‘as marked’ – refers to signs and buoys or markers as defined in Table 1 of this Schedule.
- (f) ‘Rowing Course Area’ – is the waters of Lake Nagambie bounded by McNamara Point⁶ north easterly to a ‘5 knot’ buoy⁷ approximately 100 metres south west of Huttons Point⁸, then south easterly approximately 285 metres to a buoy⁹, then south approximately 150 metres to a bouy¹⁰, then south westerly approximately 250 metres to a sign¹¹ on the foreshore at Buckley Park.

91.1 Five (5) knot speed restriction zones for the purposes of Clause 7.

All the waters of this Schedule are subject to a speed restriction of 5 knots between one hour after sunset and one hour before sunrise, excluding zones where the operation of vessels is prohibited.

SPECIAL

91.2 Prohibition of Specific Activities for the purposes of Clause 12.

The operation of vessels involved in aerial related activities, including parasailing, hang-gliding, kite boarding or similar is prohibited on the waters of this Schedule.

Goulburn River**91.3 Excluded speed limit for the purposes of Clauses 3(a) and 3(b)**

- (a) The waters of Goulburn River south of Kirwans Bridge¹² to Hughes Creek¹ are excluded from clause 3(a) (5 knots within 50 metres of the water's edge).
- (b) The waters of the special purpose water ski zone are excluded from clause 3(b) (5 knots within 50 metres of a fixed or floating structure).

91.4 Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters are subject to a speed restriction of 5 knots:

- (a) All the waters of Goulburn River and backwaters south of Kirwans Bridge¹² to Hughes Creek¹ are subject to a speed restriction of 5 knots as marked, excluding those areas designated as 20 knot speed restriction zones, and the special purpose water ski zone.
- (b) The waters of the Goulburn Weir are subject to a speed restriction of 5 knots as marked, excluding a channel delineated by combination 5 knot/port and starboard markers from the Goulburn River entrance to the Weir.

91.5 Twenty (20) knot speed restriction zone for the purposes of Clause 7.

The following waters of the Goulburn River are subject to a speed restriction of 20 knots:

- (a) From 1250 metres¹³ downstream of Hughes Creek¹ to 400 metres¹⁴ upstream of Mitchelton Winery landing¹⁵ as marked.
- (b) From 400 metres¹⁶ downstream of Mitchelton Winery landing¹⁵ to 160 metres¹⁷ upstream of Tahbilk Winery landing¹⁸ as marked.
- (c) From 1680 metres¹⁹ downstream of Sandy Creek²⁰ to 700 metres²¹ downstream of Chinamans Bridge²² (near the entrance to the Nagambie Lake Leisure Park) as marked.
- (d) From the downstream boundary of the Nagambie Lake Leisure Park²³ to the upstream extremity of Teddy Bear Island²⁴ as marked.
- (e) From 930 metres²⁵ downstream of Teddy Bear Island to adjacent to Turner Island at the entrance to the eastern backwater²⁶ as marked.
- (f) From the downstream extremity of Turner Island²⁷ to Kirwans Bridge¹² as marked.

91.6 Areas where water-skiing is prohibited for the purposes of Clause 8.

All the waters of Goulburn River and backwaters south of Kirwans Bridge¹² to Hughes Creek¹ are prohibited to water-skiing, excluding the special purpose water-ski zone.

91.7 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of the Goulburn Weir are prohibited to vessels:

- (a) From the Goulburn Weir Wall² extending 220 metres south as marked;
- (b) The Cattanach Canal Offtake²⁸ and extending 90 metres radius as marked;
- (c) The East Goulburn Channel Offtake²⁹ and extending 90 metres radius as marked.

91.8 Exclusive use and special purpose areas for the purposes of Clause 13.

The following waters of Goulburn River are designated as a Special Purpose Area for the purposes of water-skiing and activities associated with water-skiing:

- (a) From 170 metres³⁰ downstream of Tahbilk Winery landing¹⁸ to 1180 metres³¹ downstream of Sandy Creek as marked. Vessels operating in the area are subject to the following operating rules:
 - (i) Vessels transiting the area not engaged in water-skiing must keep as close as practical to the eastern river bank of the Goulburn River.
 - (ii) Vessels must not exceed 5 knots within 50 metres of another vessel except when both vessels are engaged in water-skiing.

Lake Nagambie**91.9 Excluded speed limit for the purposes of Clauses 3(a) and 3(b).**

- (a) The waters of Lake Nagambie are excluded from clause 3(a) (5 knots within 50 metres of the water's edge).
- (b) The waters of Lake Nagambie not designated as a 5 knot speed restriction zone, vessels prohibited area, an area where vessels with engines are prohibited and an exclusive use and special purpose area, are excluded from clause 3(b) (5 knots within 50 metres of a fixed or floating structure).

91.10 Five (5) knot speed restriction zones for the purposes of Clause 7.

The following waters of Lake Nagambie are subject to a speed restriction of 5 knots:

- (a) The waters inshore of an imaginary line commencing at a 5 knot sign¹¹ located on the foreshore at the western boundary of Buckley Park, then north westerly to a '5 knot' sign³² on the shore approximately 200 metres west of River Street, excluding the waters defined as the 'Rowing Course Area' and areas prohibited to vessels.
- (b) The waters west of an imaginary line commencing from a '5 knot' sign³³ adjacent to the north western extremity of McNamara Point at the boat ramp then north westerly approximately 80 metres to a '5 knot' buoy³⁴ and then following a line of '5 knot' buoys^{35,36,37,38} to a '5 knot' buoy³⁹ 25 metres from the water's edge approximately 250 metres south of the Nagambie Lakes Leisure Park boat ramp⁴⁰ then north approximately 100 metres to a '5 knot' buoy⁴¹ and then to a '5 knot' sign⁴² on the shore approximately 110 metres south east of the Nagambie Lakes Leisure Park boat ramp⁴⁰.
- (c) The waters within the cove at Lobbs Point⁴³ as marked.

91.12 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of Lake Nagambie are prohibited to vessels:

- (a) The waters near River Street between two signs^{44,45} on the shore 150 metres apart and extending 50 metres from the waters edge as marked.
- (b) The waters adjacent to Jacobsons Outlook⁴⁶ between two signs^{47,48} on the foreshore 50 metres apart and extending 20 metres from the water's edge as marked^{49,50}.

91.13 Areas where vessels with engines are prohibited for the purposes of Clause 10.

The following waters of Lake Nagambie are prohibited to vessels with engines:

- (a) The waters 150 metres south of the Nagambie Lake Leisure Park boat ramp⁴⁰ between two signs^{51,52} on the shore 100 metres apart and extending 25 metres from the water's edge as marked.

91.14 Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Lake Nagambie defined as the 'Rowing Course Area' are designated as an Exclusive Use and Special Purpose Area for the purposes of:

- (a) un-powered vessels with a draught of less than one metre; and
- (b) vessels with a draught of less than one metre travelling at less than 5 knots directly accessing structures licensed by the Shire of Strathbogie or Goulburn Murray Water.
- (c) domestic commercial vessels, excluding 'hire & drive vessels', when crossing the zone opposite Buckley Park.

Lake Nagambie for water levels below 123.900 metres AHD as measured at the Goulburn Murray Water gauge located on the Goulburn Weir wall.**91.15 Five (5) knot speed restriction zones for the purposes of Clause 7.**

All the waters of Lake Nagambie except for areas prohibited to vessels are subject to a speed restriction of 5 knots.

91.16 Areas where vessels are prohibited for the purposes of Clause 9.

The following waters of Lake Nagambie are prohibited to vessels:

- (a) The waters near River Street between two signs^{44,45} on the shore 150 metres apart and extending 50 metres from the water's edge as marked.
- (b) The waters adjacent to Jacobsons Outlook⁴⁶ between two signs^{47,48} on the foreshore 50 metres apart and extending 20 metres from the water's edge as marked^{49,50}.

91.17 Areas where vessels with engines are prohibited for the purposes of Clause 10.

The following waters of Lake Nagambie are prohibited to vessels with engines:

- (a) The waters 150 metres south of the Nagambie Lake Leisure Park boat ramp⁴⁰ between two signs^{51,52} on the shore 100 metres apart and extending 25 metres from the water's edge as marked.

91.18 Exclusive use and special purpose areas for the purposes of Clause 13.

The waters of Lake Nagambie defined as the 'Rowing Course Area' are designated as an Exclusive Use and Special Purpose Area for the purposes of:

- (a) un-powered vessels with a draught of less than one metre; and
- (b) vessels with a draught of less than one metre travelling at less than 5 knots directly accessing structures licensed by the Shire of Strathbogie or Goulburn Murray Water.
- (c) domestic commercial vessels, excluding 'hire & drive vessels', when crossing the zone opposite Buckley Park.

Table 1: Actual Location (WGS84) – Degrees Minutes Seconds

This table shows the actual location (WGS84) in degrees, minutes, seconds of each asset. Assets may include signs, navigational aids (fixed or non-fixed or on/off water), or points.

Asset No.	Description	Latitude	Longitude
1	Hughes Creek	36° 53' 19.68" S	145° 7' 22.44" E
2	Goulburn Weir Wall	36° 43' 1.56" S	145° 10' 11.64" E
3	Verge's Jetty	36° 44' 13.92" S	145° 10' 25.32" E
4	A point north-west of Verge's Jetty on the opposite bank	36° 44' 3.48" S	145° 10' 18.48" E
5	Teddy Bear Island	36° 46' 23.88" S	145° 8' 23.28" E
6	McNamara Point	36° 47' 11.04" S	145° 8' 17.52" E
7	'5 knot' buoy	36° 46' 59.16" S	145° 8' 56.4" E
8	Hutton's Point	36° 46' 57.36" S	145° 8' 58.92" E
9	5 knot buoy	36° 47' 0.24" S	145° 9' 7.56" E
10	5 knot buoy	36° 47' 4.92" S	145° 9' 8.28" E
11	'5 knot'/'No power driven vessels' sign	36° 47' 10.32" S	145° 9' 1.08" E
12	Kirwans Bridge	36° 44' 44.16" S	145° 8' 22.2" E
13	'20 knot' sign	36° 53' 2.76" S	145° 6' 52.92" E
14	'20 knot' sign	36° 50' 52.8" S	145° 5' 37.68" E

15	Mitchelton Winery landing	36° 50' 51.72" S	145° 5' 24" E
16	'20 knot' sign	36° 50' 41.64" S	145° 5' 14.64" E
17	'20 knot' sign	36° 49' 40.44" S	145° 5' 0.96" E
18	Tahbilk Winery landing	36° 49' 35.76" S	145° 5' 4.2" E
19	'20 knot' sign	36° 47' 39.48" S	145° 5' 20.76" E
20	Sandy Creek	36° 48' 22.32" S	145° 4' 50.16" E
21	'20 knot' sign	36° 47' 8.16" S	145° 7' 49.8" E
22	Chinamans Bridge	36° 47' 20.76" S	145° 7' 26.76" E
23	'20 knot' sign	36° 46' 30.72" S	145° 8' 22.56" E
24	'20 knot' sign	36° 46' 24.96" S	145° 8' 29.04" E
25	'20 knot' sign	36° 46' 3.72" S	145° 7' 45.84" E
26	'20 knot' sign	36° 45' 25.56" S	145° 8' 2.76" E
27	'20 knot' sign	36° 44' 56.76" S	145° 7' 55.92" E
28	The Cattanach Channel Offtake	36° 43' 20.28" S	145° 10' 7.32" E
29	East Goulburn Channel Offtake	36° 42' 56.16" S	145° 10' 54.12" E
30	'Water skiing permitted' sign	36° 49' 30" S	145° 5' 2.76" E
31	'Water skiing permitted' sign	36° 47' 50.64" S	145° 5' 11.76" E
32	'5 knot' sign	36° 46' 43.32" S	145° 8' 49.2" E
33	'5 knot' sign	36° 47' 8.88" S	145° 8' 13.2" E
34	'5 knot' buoy	36° 47' 6.36" S	145° 8' 13.2" E
35	'5 knot' buoy	36° 47' 5.28" S	145° 8' 15.72" E
36	'5 knot' buoy	36° 47' 3.84" S	145° 8' 17.88" E
37	'5 knot' buoy	36° 47' 1.68" S	145° 8' 18.96" E
38	'5 knot' buoy	36° 46' 59.16" S	145° 8' 20.04" E
39	'5 knot' buoy	36° 46' 57.36" S	145° 8' 17.52" E
40	Nagambie Lakes Leisure Park Boat Ramp	36° 46' 49.44" S	145° 8' 18.24" E
41	'5 knot' buoy	36° 46' 54.12" S	145° 8' 17.52" E
42	'5 knot' sign	36° 46' 52.32" S	145° 8' 20.76" E
43	'5 knot' sign	36° 46' 37.56" S	145° 8' 36.24" E
44	'No boats' sign	36° 46' 43.32" S	145° 8' 55.32" E
45	'No boats' sign	36° 46' 44.76" S	145° 8' 57.48" E

46	Jacobsons Outlook	36° 47' 9.6" S	145° 9' 9.72" E
47	'Vessels prohibited' sign	36° 47' 10.32" S	145° 9' 8.64" E
48	'Vessels prohibited' sign	36° 47' 8.88" S	145° 9' 10.08" E
49	'Vessels prohibited' buoy	36° 47' 9.96" S	145° 9' 8.28" E
50	'Vessels prohibited' buoy	36° 47' 8.52" S	145° 9' 9.36" E
51	'No power driven vessels' sign	36° 46' 54.12" S	145° 8' 16.08" E
52	'No power driven vessels' sign	36° 46' 57.36" S	145° 8' 16.44" E

This notice has effect from the time of publication.

Ref: 536-2017-WR

Dated 20 April 2017

RACHEL GUALANO
Acting Director Maritime Safety
Delegate of the Director, Transport Safety
Transport Safety Victoria

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