

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

Removal of mooring apparatus

The former Mooring Licensee* must provide to Roads and 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 Roads and Maritime.

Failure to provide the required written evidence may result in Roads and 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

For further information please contact Roads and Maritime on **13 12 36** (8.30am to 5.00pm Mon to Fri and 8.30am to 4.30pm weekends) or visit our website www.rms.nsw.gov.au



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**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 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 landbased)) 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 licensee must ensure that:

- 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 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 every 12 months or more frequently if subject to specific mooring conditions. It is strongly recommended that it be serviced by a professional mooring contractor. Proof of mooring service must be produced on request. Roads and Maritime Services will randomly require documentary proof of mooring service.**

- The **mooring buoy must be orange** (unless otherwise approved by Roads and 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 Roads and 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

The licensee must ensure that:

- Only **one vessel is to be attached to each mooring** (unless written approval is given by Roads and Maritime).

- **The vessel is registered or holds a Certificate of Operation or Unique Identifier issued under the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.**
- **The vessel is properly displaying appropriately sized registration numbers or a Unique Identifier** in accordance with relevant legislative requirements.
- **The vessel is not 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 Roads and Maritime is also required.
- **The vessel is visually suitable** for the mooring area allocated and is **maintained in a seaworthy condition** (ie, capable of undertaking a voyage under its own power/sail).
- The vessel only occupies the mooring in pursuance of the approved purpose of the Licence and for no other purpose.
- **They are aware that it is prohibited to permanently live onboard a vessel attached to a mooring licensed by Roads and Maritime.** Contact Roads and 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 Roads and 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. Roads and Maritime bears no responsibility in relation to suitability.
- Mooring **fees are payable** until the date that the Mooring Licensee advises Roads and 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".
- **No more than the maximum number of mooring sites** specified by the Commercial Mooring Licence may be in the water.