

- **Division 2—Safe operation of boats**

- **53 Climbing onto boat**

- A person commits an offence if:
  - (a) the person climbs onto, or attaches themselves to, a boat on a lake; and
  - (b) neither the owner nor the master of the boat has allowed the person to climb onto, or attach themselves to, the boat.
- Penalty: 38 penalty units.

*This item is impractical given the nature of sailing which is a cooperative sport and the nature of the infrastructure around Lake Burley Griffin. For instance the use of wharves would be limited to one vessel whereas it is conventional behavior for vessels to “raft up” alongside those that have arrived earlier. This includes rafting up alongside the Southern Cross ferry when it is at the Lotus Bay jetty and yacht crew cross it’s deck to go ashore. Are you intending to deny lake users access to public facilities?*

#### **54 Speed limit when people under 18 years old on boat**

- A person commits an offence of strict liability if:
- (a) the person operates a boat on a lake; and
  - (b) the boat is operated at a speed of more than 60 knots; and
  - (c) a person under the age of 18 years is on the boat.

Penalty: 23 penalty units.

*I would have thought a speed limit of 20 knots would have been adequate for our lakes and I note that the author placed a lesser penalty for an insanely dangerous situation than merely boarding someone else’s boat. Get real guys!*

## **Division 4—Conduct of people**

(8) Subsections (1) to (6) do not apply if the person's conduct is authorised by a regulated activity permit.

Note: A defendant bears an evidential burden in relation to the matter in this subsection (see subsection 13.3(3) of the *Criminal Code*).

*I presume that Canberra Yacht Club race management activities which involve laying and retrieving inflatable buoys and their moorings from a boat would be considered worthy of a "regulated activity permit"*

*Comment ends. Submitted around 6.15 pm 28 February 2022*