

## Comments on Draft Lakes Ordinance

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20 years experience on Lake BG

Background in both maritime and public service management of legislative drafting

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5 definition of appropriate lifejacket. The 12 months servicing which is normal for inflatable lifejackets is unrealistic for non inflatable lifejackets. 87(2) addresses this matter OK

5 definition of boat could usefully include rowing boats and seaplanes on the water

5(e) definition of boating accident. Capsizing and grounding are part of many normal operations

5 definition of channel. This is contentious in current maritime legislation and I suggest adding a phrase like "and is charted as such" as referred to in 67

5 (a) definition of dragon boat. Carvel means no overlapping planks (clinker) or flat surfaces (hard chine) and would preclude boats made of plywood. But I have no special knowledge of these attractive boats

5 definition of masthead light. This should be 22.5 degrees abaft the beam to coordinate with the overtaking rule. For seaplanes it is the aviation 20 degrees. The angle is a conversion from the older compass point system.

5 definition of power boat could usefully include rowing boats. Again this is under ongoing debate but oars are mechanical power, they can be big (wide) and fast, and satisfy the underlying requirement of being able to manoeuvre clear of less manoeuvrable craft.

5 definition of sailing boat. Just curious, but what if it puts an oar out?

5 definition of sternlight has to be from astern to 67.5 degrees on either side. If you can see it you are overtaking and have to keep clear. For seaplanes it is the aviation 70 degrees

15 general restrictions – a general comment. Instead of a strict liability offence with a defence, it is more user friendly to use the construction of "except as provided in ...."

34(3) anchoring boats at night. Hand held fishing lines do not all have rods.

54 speed limit. The speed limit of 60 knots, about 110 k, is unrealistic. I have only twice in my whole life reached that speed on the water, once when driving the fastest warship in the world and once when driving seaplanes. The rule could well bar young people from being a passenger in a seaplane

56 minimum distances. It is a little confusing to have a 10 knot speed limit in 51 and more than 10 here

56(2) this is probably not needed as the preceding (1) can be satisfied by reducing speed

58(1)(c) Unsafe towing. It is normal safe practice for a tug, including a tender working as a tug, to pivot another craft when berthing etc by pushing sideways without being attached

63 power boats needs to say approaching head-on or nearly head-on

65 rowing boats. What about rowing boats and (other) power boats?

66 overtaking. Note the coordination of the boundary between crossing and overtaking with the visibility requirements of lights. The 22.5 degrees is two compass points

General comment for right of way rules is that it is necessary to have additional general rules for emergencies, limitations, special circumstances, etc

79 (3) emergency lights. Note the differing uses of the term rowing boat to include or exclude paddling boats

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