

EXEMPTION FROM THE REQUIREMENT OF MARITIME RULE 40A.64(2)(b)(iv)

PURSUANT TO Section 47 of the Maritime Transport Act 1994,

I, **PELIN FANTHAM**, Deputy Director Compliance Systems Delivery, 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)(iv) events have occurred that make the prescribed requirements unnecessary or inappropriate in the particular case
- (ba) the risk to 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:

***OWNERS OF DIVING SHIPS OPERATING UNDER A SAFE OPERATING PLAN AND
CERTIFICATE OF COMPLIANCE ISSUED UNDER PART 40A OF THE MARITIME RULES***

FROM:

The requirement of Maritime Rule 40A.64(2)(b)(iv) –

40A.64 Ships of 6 metres or less overall engaged solely in recreational diving operations

*(2) Subject to rule 40A.64(3), the owner of a ship must not allow that ship to be operated unless —
(b) (iv) the owner's operation of the ship undergoes the audits by the authorised person required by Appendix 8;*

ONLY IN RESPECT OF:

The requirement for one periodic audit of the operation in every two year period in Appendix 8.18.1(4)

PROVIDED THAT:

- a) the owner complies with the risk based audit cycle as required by the Director from time to time

This exemption shall be valid until **30th September 2024**, unless withdrawn earlier in writing by the Director.

SIGNED at Wellington on this 21 day of October 2019



Pelin Fantham
Deputy Director Compliance Systems Delivery,
Maritime New Zealand,
Acting under Delegated Authority