



Townsville Motor Boat & Yacht Club Limited
A.C.N. 009 782 567

Townsville Yacht Club

1 Plume St
Townsville
P.O. Box 484
Townsville
Qld. 4810

Tel: (07) 4772 1192
Fax: (07) 4772 7363
tmbyc@tmbyc.com.au

MARINA MANAGEMENT PROTOCOL

1. All persons who come onto the marina do so at their own risk and agree to abide by these regulations and indemnify the Club for any loss caused to the Club by that person.
2. All vessels which come into the marina do so at their owner's risk and their owner agrees to abide by these regulations and indemnify the Club for any loss caused to the Club by that vessel.
3. The Marina Manager's decision on all matters is final but subject to review by the Marina Committee. The Marina Manager can act through a representative.
4. All persons on the marina and the owners of all vessels or other property within the marina shall observe all directions given to them by the Marina Manager.
5. The Marina Manager can direct any person to leave the marina and any person who fails to comply with such a direction shall be treated as a trespasser on the marina.
6. No vessel shall be moored within the marina without the express permission of the Marina Manager and then shall only moor where directed by the Marina Manager. No change of mooring shall be made without the express permission of the Marina Manager.
7. The Club accepts no responsibility for the care or safety of any person or vessel or other property in or on the marina.
8. All vessels within the marina must have current public liability insurance against liability for any loss or damage to property and for the death or injury to any person caused by, through or in connection with the vessel to at least \$10,000,000.00 and comprehensive insurance to the replacement value of the vessel which includes full salvage cost and environmental clean-up with an insurer approved by the Marina Manager. A copy of that insurance policy shall be lodged with the Marina Manager, and each year a copy of the renewal of that policy shall be lodged with the Marina Manager.
9. The Marina Manager can direct that any boat or other item of property be removed from the marina and the owner or other person responsible for that vessel or item of property shall forthwith remove that vessel or item of property from the marina. Any vessel not removed as directed can be removed



by the Marina Manager and placed at anchor in a public waterway at the owner's risk. Any item of property not removed as directed can be removed by the Marina Manager at his discretion and at the owner's risk and disposed of at public auction if in the opinion of the Marina Manager the property has sufficient value for sale and otherwise disposed of by dumping.

10. The Marina Manager must be notified at the earliest opportunity, and in writing, of any injury to any person on the marina or to the marina or any significant damage to any vessel or property within the marina.
11. The berth owner, or if the berth is owned by a corporate nominee of a member, then that member, or his/her corporate nominee, must be the registered owner of any vessel which he/she places in the marina berth and a berth owner cannot allow any other person to occupy the marina berth on a commercial basis or for more than 14 days other than on a rental agreement through and managed by the Club.
12. All vessels in the marina must be seaworthy and capable of making way, and maintained in a clean, neat and tidy state.
13. All vessels moored within the marina shall be registered as required by law.
14. All boats in the marina must fit within their berth area leaving no less than 0.5m between the vessel when secured and the boundary of any adjoining berth area and no anchor or bow sprit or davit or duck-board can extend over a pontoon or outside the boundary of the berth.
15. Tenders must be stored either onboard their vessel or completely within the confines of the marina berth and 0.5m from the boundary of the marina berth. Tenders must be secured so that they do not rub on the pontoon substructure nor create an obstruction to a neighbouring berth.
16. All vessels shall observe a 4 knot speed limit within the marina
17. All boats in the marina shall provide their own mooring lines which shall be appropriate for the vessel and prevailing and expected weather conditions. Mooring lines must not be shackled to pontoon cleats.
18. All electrical cables between a vessel and shore power provided on the marina shall be "tagged" as currently complying with electrical safety standards and must not run across a pontoon.
19. Only minor maintenance and repair work can be conducted on a vessel in the marina; no spray painting, sanding, grinding or other activity that creates an annoyance to other berth occupiers or is adverse to the environment is permitted.



20. All persons conducting commercial maintenance on vessels in the marina must report to and be approved by the Marina Manager.
21. No person can reside on a boat within the marina, whether permanently or casually, unless permitted to do so by the Marina Manager. A person who spends 5 or more nights in any week aboard a vessel is deemed to be residing on that vessel. Persons permitted to reside on a vessel shall pay the "Live Aboard Levy" set by the Club.
22. Any vessel used for living aboard must have a holding tank.
23. No sewage is to be discharged in the marina.
24. Bilges cannot be pumped out in the marina.
25. Fish cannot be cleaned in the marina.
26. Waste oils and/or batteries must not be left in the vicinity of the marina and must be disposed of at a proper disposal/recycle centre.
27. Stabilizers must not be in the water when a vessel with stabilizers is moored in the marina and stabilizers must be kept inboard of the vessel.
28. All vessels connected to the marina electricity supply must ensure that they do not leak electricity into the marina or adversely impact on the marina electricity supply. Direct transformer automotive battery chargers are prohibited because of their safety and electrolysis risk.
29. Hull scraping in the marina is prohibited by marine regulatory authorities. Hand washing the hull below the waterline is permissible if it does not disturb the anti-fouling.
30. Marina occupants must not rent their vessel for residential purposes to any other person nor have boarders whilst living aboard themselves.
31. No dog or cat can be brought onto the marina or kept on board a vessel moored in the marina without the express permission of the Marina Manager. Permission will not be granted for a dog or cat to be kept aboard a vessel on a long term basis. Any dog brought onto the marina shall be kept on a leash while on the pontoon and if the animal should foul a pontoon with faeces then the person in control of that animal shall immediately remove the faeces from the marina in a plastic bag to a waste disposal bin off the Club's premises and appropriately wash the pontoon.
32. No commercial activity can be conducted from any vessel moored within the marina without the express permission in writing of the Marina Manager and the Marina manager may impose such conditions as he deems appropriate. Permission must be sought annually.



33. Persons on the marina must behave in an orderly manner being conscious of the amenity of other marina users. No loud music shall be played on any vessel within the marina. Offensive language shall not be used on the marina.
34. The hardware of the marina complex is not to be interfered with in any way.
35. Trolleys are provided for use by Club members and marina guests. Trolleys should be returned to the trolley bay after use. Only trolleys designated "Work Trolley" may be used for carrying batteries, fuel, oils, and engine parts.
36. No laundry or clothing shall be hung to dry on or from the vessel.
37. The marina walkways must not be obstructed.
38. Fire hoses are not to be used for washing down any vessel.
39. Motor bikes, bicycles, skateboards and scooters are not to be used on the marina.
40. The owner of any vessel moored in the marina shall comply with the provisions of the Transport Operations (Marine Safety) Act Regulations 1994 and the Transport Operations (Marine Pollution) Act Regulations 1995.
41. Garbage or other waste should not be left on the marina.
42. For safety reasons, swimming, fishing and crabbing are not permitted on or from the marina.
43. Wind generators must be disengaged so that they do not "spin" whilst the vessel is in the marina.
44. Halyards must be secured so that they do not "slap".
45. Boat owners are responsible for the behaviour of their crew and guests whilst they are on the marina.
46. Engines must not be run in the marina other than in the normal use of the vessel in arriving and departing the marina, or to charge batteries; and then for not more than 2 hours in any 12 hour period.
47. Vessel owners will be issued a security fob for the security gates; additional fobs are available to boat owners at their request. Security Gates must not be left "open".
48. All "boat bags" and similar anti-foul pen devices are prohibited without the specific approval of the Marina Manager. Approval will not be given for any device:



- (i) which is not entirely contained within the berth area,
- (ii) which has a 240 volt wire into the seawater,
- (iii) which elevates the vessel,
- (iv) which is filled with fresh water,
- (v) which releases toxins into the seawater when opened.

49. Exhaust water from engines must not be permitted to spray onto marina walkways.

The Club seeks to provide a safe and secure marina which can be enjoyed by all owners and occupiers of marina berths as well as visitors to the marina; please be considerate to others in your behaviour in the marina.

Marina Committee

1 August 2009

