

Seychelles Maritime Safety Authority (Inshore Waters) Regulations, 2020

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S.I. OF 2020

Seychelles Maritime Safety Authority (Inshore Waters) Regulations, 2020

In exercise of powers conferred by Section 4(2) (o),(p),(q),(u),(v) and (aa) of the Seychelles Maritime Safety Authority Act, 2019, the Minister responsible for Maritime Affairs hereby makes the following regulation -

1. These Regulations may be cited as the Seychelles Maritime Safety Authority (Inshore Waters) Regulations, 2020. Citation

2. In these Regulations unless the context otherwise requires — Interpretation

“authorized officer” means any law enforcement officer or any officer duly appointed under the Seychelles Maritime Safety Authority Act, 2019;

“Beach Craft” means a watercraft having a length not exceeding 6 meters and having a beam not exceeding 2 meters operating from a specific departure point to a designated destination within a specified regulated area and does not include an inflatable boat.

“commercial Beach Craft” means a Beach Craft let out for hire;

“certificate of proficiency” means a certificate issued by the authority proving proficiency for operation of a watercraft;

“commercial watercraft” means a watercraft used for hire or reward;

“commercial non motorised watercraft” means a non motorised watercraft used for hire or reward;

“Chief Executive Officer” means the Chief Executive Officer as per the Seychelles Maritime Safety Authority Act 2019;

“hours of darkness” means the period extending from sunset to sunrise.

“inshore waters” means that portion of the sea which lies within a distance seaward of 800 meters from low-water mark at the lowest tides;

“Minister” means the Minister responsible for Maritime Affairs;

“Mother ship” means a vessel from which a watercraft is launched.

“non motorised watercraft” means such craft or equipment used in watersports activities which is not propelled by a motor engine of which may include but not limited to canoes, windsurfing boards, kite surfing boards, surf boards, sailing boat which use sail as means of propulsion;

“parasailing” means a water sports activity whereby a person harnessed to a specially constructed parachute is made air borne by being pulled behind a watercraft on the end of a tow line;

“Regulation” means the Seychelles Maritime Safety Authority (Inshore Waters) Regulation 2020;

“restricted zone” means that area of water lying within 120 metres of the shore-line in any part of the Seychelles except as may be otherwise designated under these Regulations;

“seashore” means that part of the land which is alternately covered by the sea at the highest and lowest tides;

“safe speed” as per the definition provided for in Rule 6 of the International Regulations for Preventing of Collisions at Sea (COLREGS);

“Train the Trainer Certificate” means a certificate issued by the Seychelles Maritime Safety Authority issued to watercraft business owners and its operators upon successful completion of a Train the Trainer training.

“watercraft” includes a motor boat, a jet ski, a water ski and any craft licensed under these regulations and the Control of Hire

Craft Act and any type of craft used for pleasure however propelled;

“waterpark” means an activity conducted within the inshore waters by an inflatable and other fixed fixtures placed on the sea for enjoyment and recreational activities;

“water ski” means any device used which skims the surface of a body of water pulled behind a boat.

Application
and
extension.

3. (1) The whole of these Regulations shall apply to the inshore and seashore waters of Seychelles or to any watercraft launched from a mother ship within the territorial waters of Seychelles or a watercraft operating within the Territorial Sea or the Exclusive Economic Zone.

(2) (a) Watercrafts not launched from a mother ship shall be limited to the inshore waters only.

(b) The Authority may grant permission to a person to operate a water craft beyond the inshore waters in accordance with the conditions set by the Authority.

(3) Water crafts launched from a mother ship shall be limited in its area of operation to 100 meters radius from the mother ship and in accordance to the conditions set by the Authority.

Licence for
commercial
non
motorised
watercraft
activity.

4.(1) No person shall operate a commercial non motorised watercraft activity without a license issued under these regulations and subject to such conditions as deemed necessary for the safety of the person engaged in such activities and the public, specifying the area of the activities.

(2) Without prejudice to the generality of the foregoing, the license issued in accordance with these regulations shall be subject to such conditions as to—

(a) ensure the safety of any non motorised watercraft operator;

(b) ensure the safety of the public and other users of the beach and inshore waters;

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- (c) restrict or otherwise specify the area of activities in consultation with other relevant stakeholders;
 - (d) specify any necessary equipment for the proper and safe operation of such relevant non motorised watercraft activities.

(3) Subject to subregulation (1) the Authority shall assign the letters “CNMWC” and an allotted number which shall be painted conspicuously in letters and figures which are at least 50 mm high and 15 mm wide for commercial non motorised watercrafts.

(4) For the purpose of these regulations, the Authority may cause a non motorised watercraft license number to be reassigned if the license under subsection (4)(1) has expired and the non motorised watercraft has remained inactive for a period exceeding six months.

(5) No person shall conduct any commercial non motorised watercraft activity without there being in force to the satisfaction of the Chief Executive Officer a valid insurance policy covering the non motorised watercraft operator, passenger or crew for personal injury and the public for third party liability for damage and personal injury.

(6) Any person conducting any commercial non motorized watercraft activity shall have a rescue boat with the required standards as set by the Authority.

~~5. (1) A person shall prior to obtaining his or her license ensure that his or her equipment has been surveyed and identified by the Authority.~~

~~(2) Upon identification, the Authority shall assign the letters “NMWC” and an allotted number which shall be painted conspicuously in letters and figures which are at least 50 mm high and 15 mm wide for non motorised watercrafts.~~

~~(3) All commercial non motorised watercrafts identified in accordance with the Merchant Shipping (Amendment) Act, 2019, be subjected to an intermediate survey every two and a half years.~~

6. (1) No person shall operate a commercial watercraft activity without a license issued in accordance with these Regulations and no license

License for
watercraft
activity.

shall be issued unless the provisions and object of these Regulations are complied with.

(2) Without prejudice to the generality of the foregoing, the license issued in accordance with these regulations shall be subject to such conditions as to—

- (a) ensure the safety of any watercraft operator;
- (b) ensure the safety of the public and other users of the beach and inshore waters;
- (c) restrict or otherwise specify the area of activities;
- (d) specify any necessary equipment for the proper and safe operation of such relevant watercraft activities.
- (e) Ensure that the watercraft is surveyed annually.

(3) Subject to subregulation (1) the Authority shall assign the letters “CWC” and an allotted number which shall be painted conspicuously in letters and figures which are at least 50 mm high and 15 mm wide for commercial watercrafts.

(4) For the purposes of this regulation, the Authority may cause a watercraft number to be reassigned if the license under section (4)(1) has expired and the watercraft has remained inactive for a period exceeding six months.

(5) No person shall operate any commercial watercraft activity without there being in force to the satisfaction of the Chief Executive Officer a valid insurance policy covering the watercraft operator, passenger or crew for personal injury and the public for third party liability for damage and personal injury.

(6) Any person conducting any commercial watercraft activity shall have a rescue boat with the required standards as set by the Authority.

Identification and survey of watercraft

7. (1) A person shall not operate a watercraft without having had the watercraft and any of his or her appliances and equipment surveyed and identified by the Authority in the prescribed form.

(2) Upon identification all watercraft shall have the letters “WC” followed by the allotted number painted conspicuously in letters and figures which are at least 70 mm high and 20 mm wide.

(3) All watercraft surveyed under subregulation 1 shall have onboard the appliances and equipment as prescribed under Schedule II of these regulations.

(4) All watercrafts identified in accordance with the Merchant Shipping (Amendment) Act, 2020 may be subjected to an intermediate survey every two and a half years.

(5) The Authority may provide for temporary identification for a watercraft which will be operating within the Republic of Seychelles for 3 months.

Submission of Plans for new watercrafts and modification

8.(1). Anyone desiring to build a new watercraft for the purposes of this regulation, shall submit their plans to the Authority for approval prior to building their vessel.

(2) The owner of a watercraft shall notify the Authority of their intention to conduct major alterations to their watercraft or on any means of their propulsion prior to undertaking such alterations.

(3) Further to subsection (2), the owner of a watercraft requires the approval of the Authority prior to commencing any major alterations.

General restriction on watercrafts.

9. (1) Any person who operates, sails or otherwise uses a watercraft in the inshore waters of the sea recklessly, or at speed or in any manner which is dangerous to the public or without due care and attention, shall be guilty of an offence.

(2) The master or owner of any watercraft anchored in any area other than the designated area is guilty of an offence.

10.(1) No person shall use a watercraft within the restricted zone of the seashore in any area to which, for the time being, this regulation applies except when the watercraft is either —

Operating watercraft within restricted zone prohibited.

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- (a) approaching or leaving the seashore at the beginning and end of a watercraft operation except in a swimming area specifically designated by the Chief Executive Officer;
 - (b) towing or operating a watercraft in a lane clearly marked off with buoys of an approved pattern between the open sea beyond the restricted zone and the seashore; or
 - (c) in distress or rendering assistance to some other person in distress.

11.(1) No person shall operate a watercraft within the inshore waters of Seychelles—

- (a) in a willful or reckless disregard for the safety of any other person or property;
- (b) without due caution and circumspection;
- (c) at a speed or in a manner likely to endanger life or limb, or to damage the property of or injure any person;
- (d) less than 15 meters directly behind any other watercraft; or
- (e) unless he or she is of the age of 16 years or more and otherwise than in accordance with the conditions in these Regulations .

Reckless
operation of
watercrafts
prohibited

(2) For the purpose of sub regulation (1) (c) –

- (a) the maximum speed limit for a watercraft operating within the restricted zone seaward from the high water mark of the inshore waters the speed limit shall be 5 knots; and
- (b) for any person operating a watercraft from the restricted zone seaward from the high water mark up to 800 meters shall operate at a safe speed.

12. (1) A person shall not operate a watercraft without a valid Certificate of Proficiency.

(2) (a) Subject to subsection (1) clients of a licensed watercraft business will be exempted from obtaining a Certificate of proficiency.

(b)(i) Subject to subsection 2(a), the operator and the employees of a licensed watercraft business shall be required to have a Certificate of Proficiency and the Train the Trainer Certificate in order to properly instruct its clients on the safe operation of a watercraft.

(ii) Subject to subsection 2(b)(i), the Train the Trainer Certificate shall be renewed every five years in the prescribed form and manner.

(3) Any person wishing to obtain a certificate of proficiency to operate a watercraft shall make an application in the prescribed form and pay the prescribed fee to the Authority.

(4) The Authority shall make arrangement for holding of training and examination necessary and issuance of Certificate of Proficiency.

(5) A person whose Certificate of Proficiency expires shall apply to the Authority for a renewal and shall be subjected to a refresher examination.

(6) A person whose Certificate of Proficiency has been suspended by the Authority, shall make an application for reinstatement of the Certificate of Proficiency as provided for in sub regulation (2) and (3).

(7) A person whose Certificate of Proficiency has been suspended shall not be able to make application as provided for in sub regulation (2) and (3) for reinstatement of Certificate of Proficiency until the period of suspension has elapsed.

(8) The Authority may consider the computation of expertise and certificates to issue a Certificate of Proficiency to that person if the requirements have been satisfied.

(9) A provisional Certificate of Proficiency shall not exceed a period of three months.

(10) An operator of a watercraft shall ensure that their life jacket is marked with the letters “CWC” if the watercraft is being used for commercial purposes or “WC” if it is being used for pleasure.

13. (1) A person whose breath, blood or urine contains a portion of alcohol which exceeds the prescribed limit or contains illegal substances is unfit to be in command of a watercraft on the sea.

Operating watercraft over the prescribed limit

(2) For the purpose of subregulation (1) any person who is found to be operating or in charge of a watercraft the engine of which is running shall be deemed to be operating that watercraft whether or not the watercraft is actually in motion.

14. (1) It shall not be lawful for any person to participate in any way in any watercraft or non motorised watercraft operations in the inshore waters of Seychelles unless the following conditions are observed —

Safety restrictions on watercraft and non motorised watercraft

- (a) every person operating or using a watercraft shall wear an approved efficient safety flotation device;
- (b) for the operation of a watercraft being used for water skiing or parasailing there shall be a minimum of one person of or over the age of sixteen years additional to the operator in the towing watercraft to act as a lookout;
- (c) any watercraft or non motorised watercraft operations shall not take place during the hours of darkness, restricted visibility and adverse weather conditions;

Provided that the Chief Executive Officer may in writing grant an exemption from all or any of the provision of this regulation in the case of any watercraft exhibition or competition organised for public entertainment.

15. (1) It shall not be lawful for any person under the age of sixteen years to operate any watercraft powered with an engine.

Age restriction on operating

(2) Any person who contravenes the provision of subregulation (1) and any other person who knowingly permits a person under the age of sixteen years to contravene such provisions shall be guilty of an offence.

16. (1) The owner of a boat desiring to use such boat as a Beach Craft shall apply to the Seychelles Maritime Safety Authority for a licence in the manner provided under this regulation.

(2) The Authority shall prior to giving a license under subsection (1) ensure that the Beach Craft has undergone an initial survey and is identified.

(3) For the purpose of subsection (2) a Beach Craft being identified shall be issued with an identification number as per the Merchant Shipping Act.

(4) For the purpose of subsection (2) a Beach Craft surveyed by the Authority shall be issued with a Local Safety Certificate as per the Merchant Shipping Act.

(5) In addition to the survey carried out under subsection (2) all Beach Craft undertaking commercial activities shall undergo a renewal survey annually and carry out a bottom survey of the vessel every **five years** or at the discretion of an appointed surveyor.

(6) Upon identification, Beach Crafts shall have the letters “BC” followed by the allotted number painted conspicuously in letters and figures which are at least 70 mm high and 20 mm wide

(7) The Authority shall prior to giving a license under subsection (1) ensure that there is in force to the satisfaction of the Authority a valid insurance policy covering the Beach Craft operator, crew for personal injury and the public for third party liability.

(8) Any person conducting commercial Beach Craft activity shall have a rescue boat with the required standards as set by the Authority.

17. Operators of Beach Crafts shall prior to operating a Beach Craft obtain a Certificate of Proficiency in accordance with section 12.

18. All operators or owners of Beach Crafts identified under section 16 (3) shall ensure that their Beach Craft have on board the necessary safety appliances and equipment as listed in Schedule III.

19.(1). A vessel identified as a Beach Craft shall not operate beyond two nautical miles of the seashore.

(2) A vessel identified as a Beach Craft pursuant to subsection 16 (3) shall not operate during the hours of darkness, restricted visibility and adverse weather conditions.

Deletion of a
Beach craft
Number

20. For the purposes of this regulation, the Authority may cause a Beach Craft number to be reassigned if the Beach Craft license under section (16)(1) or its Local Safety Certificate under section (16)(4) has expired and the Beach Craft has remained inactive for a period exceeding six months.

Submission
of Plans for
new Beach
Crafts and
modification

21.(1). Anyone desiring to build a new Beach Craft for the purposes of this regulation, shall submit their plans to the Authority for approval prior to building their vessel.

(2) The owner of a Beach Craft shall notify the Authority of their intention to conduct major alterations to their Beach Craft or on any means of their propulsion prior to undertaking such alterations.

(3) Further to subsection (2), the owner of a beach craft shall obtain the approval of the Authority prior to commencing any major alterations.

(4) The operator or owner of a Beach Craft who-

- (a) permits, allows or use a Beach Craft beyond two nautical mile of a seashore;
- (b) fails to submit the Beach Craft for survey as and when required pursuant to section 16(2) and 16(5);
- (c) fails to report to the Authority that the Beach Craft has had an engine breakdown or has been involved in a collision or an accident within twenty-four hours of such breakdown, collision or accident;
- (d) permits the Beach Craft to be in service when any of the provisions of this Act is being contravened or not complied with in respect of that Beach Craft;
- (e) leaves the Beach Craft in service when such Beach Craft is unseaworthy or needs repair or lacks any of the items

of equipment described in the schedule III;

(f) contravenes any prohibition imposed by the Authority under section 16;

is guilty of an offence and liable upon conviction to a fine not exceeding SCR twenty thousand and to imprisonment to a term not exceeding one year or to both such fine and term of imprisonment and on convicting any person of an offence against this Act, the Court in addition to any other penalty imposed may order the Beach Craft involved in the commission of the offence to be forfeited.

Operation of
a waterpark

22.(1) No person shall conduct a waterpark business except with a license issued by the Authority.

(2) A license issued under sub regulation 1 shall be issued whilst having regards to-

- (a) The size, complexity and type of material of the waterpark;
- (b) The location and the condition of the sea where the waterpark will be stationed;
- (c) Subject to (a) and (b) the number of personnel needed for safe operation of the waterpark;

(3) Prior to obtaining a license the applicant shall provide proof of appropriate insurance coverage for his waterpark business activity.

Parasailing

23. No person shall carry out or participate in parasailing or shall operate any watercraft for the purpose of parasailing except when the following conditions have been complied with—

- (a) no person shall parasail except in an area designated for this purpose by the Chief Executive Officer and published in the *Notice to Mariners*;
- (b) no watercraft used for the purposes of parasailing shall be less than 4.20 metres in length and shall be equipped with two outboard engines, one of which having not less than 75 horse power and the other may be of a capacity of 5 horse power or more and watercrafts shall be V-hulled and clear of all superstructure or cabin;

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- (c) towing lines shall comprise a floating line of not less than 1000kg breaking point;
 - (d) no more than one parasailing operator or parasailer shall be permitted in any area designated for such purposes at any one time;
 - (e) any watercraft operated for the purposes of parasailing shall be provided with an observer in addition to the operator of the watercraft who shall be not less than 16 years old;
 - (f) a ground crew comprising not less than two persons shall be available to assist in take off and such crew shall be experienced in the operation of parasailing to the satisfaction of the Chief Executive Officer or an authorized officer appointed by him;
 - (f) the minimum body weight of any parasailer shall be not less than 50kgs and the maximum combined weight shall not be more than 190 kgs;
 - (g) no person under the age of 12 years shall be permitted to parasail, or take part in the operation of parasailing;
 - (h) the person in charge of parasailing operation shall have a Certificate of Proficiency to the satisfaction of the Chief Executive Officer or the authorized officer appointed by him;
 - (i) every person parasailing shall have an efficient and approved flotation device;
 - (j) no parasailing shall take place between the hours of darkness;
 - (k) there is in force to the satisfaction of the Chief Executive Officer a valid insurance policy covering the parasail and crew for personal injury and the public for third party liability for damage and personal injury;
 - (l) the harness shall be provided to the satisfaction and approval of the authorized officer.

24. No person shall operate a parasailing business without a license issued in accordance with these regulations and no license may be issued unless the conditions set out in regulation 23 and the provisions and object of these regulations are complied with and without prejudice to the generality of the foregoing, a license issued in accordance with this regulation shall be subject to such conditions as will —

License for parasailing

- (a) ensure the safety of the flyer and watercraft and land crew;
- (b) ensure the safety of the public;
- (c) restrict or otherwise specify the area of operation;
- (d) specify any necessary equipment including tow rope, harness, watercraft equipment, and suitable engines for the proper operation of parasailing.

25.(1) No person shall carry out parasailing within any part of the inshore waters of Seychelles —

Reckless operation of parasailing

- (a) in willful or reckless disregard for the safety of any other person or property;
- (b) without due caution and circumspection;
- (c) at a speed or in a manner likely to endanger life or limb or to damage property or to injure any person;
- (d) otherwise than in accordance with the conditions of these Regulations and a relevant licence issued in accordance with these Regulations.

(2) Any person who contravenes the provisions of subregulation (1) shall be guilty of an offence.

Prohibition on watercraft activities

26. When it appears to the Chief Executive Officer for the purpose of these Regulations that in the interest of the public and for the safety of life and property that weather conditions on any day are unsuitable for any watercraft or non motorised watercraft activities he or she may prohibit the operation of any watercraft activities on that day, and shall announce his or her

decision in the most appropriate manner.

Interests of
safety

27. (1) For the general convenience of the public and in the interests of safety and in order to allocate priorities between different users of the beach and inshore waters of the sea, the Chief Executive Officer may —

- (a) specify certain areas to be set aside for different categories of watercraft activities including bathing, water skiing, parasailing, and other water sports including mooring and anchorage points for watercrafts or other boats;
- (b) determine specific days and times by which all or any such activity shall be carried out and such days and times shall be notified in the *Marine Notice* and by such other notice in the press, on the beach or at any harbour or marina as the Chief Executive Officer may determine.

(2) The specified areas shall be demarcated in such manner as in the opinion of the Chief Executive Officer will conveniently draw thereto the attention of persons using the beach and the inshore waters of the seas and as shall be notified by a *Marine Notice*.

(3) Any person who without reasonable cause or excuse fails to observe the requirements of any specified area or causes or permits to be brought into or used in any area reserved for swimmers, any watercraft, other than at an approved mooring or anchorage, or any surfboard or water ski, shall be guilty of an offence.

Modificati
ons and
alterations

28. (1) No modifications or alterations of any watercraft, non motorised watercraft or their means of propulsion shall be permitted without the approval of the Authority.

Inspectors
and
authorized
officers

29.(1) The Chief Executive Officer or any person delegated by him or her may appoint such inspector as he or she may consider necessary to ensure the proper observance of these Regulations.

(2) An inspector or authorized officer who has reason to believe that an offence has been or is being committed against these Regulations may stop and go on board any watercraft which appears to him or her to have been used in the commission of any such offence and may require any person whom

he or she suspects of having committed such offence to provide on demand in such form and manner his or her true name, address, Certificate of Proficiency and identification document for verification by the inspector or an authorized officer.

(3) An inspector or authorized officer pursuant to regulation (1) and (2) may search and confiscate any articles found on any watercraft, affix to the watercraft a not to use sticker if the watercraft is found to be unseaworthy or impound at the cost of the owner, any watercraft to which the inspector or authorized officer reasonably believes to have committed or is committing an offence under these Regulations.

(4) If any person upon demand by an authorized officer refuses to declare or provide his or her true name and address or to provide Certificate of Proficiency and identification documents when thereto required under the provisions of and for the purposes of these regulations or prevents, hinders or obstruct any inspectors or authorized officer in exercising any of the powers provided for under regulation (2) and (3) he or she shall upon conviction be guilty of an offence, and an inspector or an authorized officer may apprehend without warrant any person who so refuses to declare his or her name, address, Certificate of Proficiency and identification documents or intending to abscond or preventing the inspectors or authorized officers from exercising any of the powers provided for under regulation (2) and (3).

Warning,
suspension
and
reinstatement

30. (1) Within 24 hours of receiving a report of a watercraft from an inspector or an authorized officer contravening these regulations, the Authority may decide to issue a warning against the operator of a watercraft or the operator of a commercial watercraft in the form and manner prescribed.

(2)(a) Pursuant to regulation (1), the Authority may suspend the Certificate of Proficiency or the license of a commercial watercraft operator after three warnings has been issued in the form and manner prescribed by the Authority and for the duration prescribed.

(b) If the Authority is satisfied that the operator of a watercraft or the operator of a commercial watercraft has complied with the conditions of the suspension of its Certificate of Proficiency or license, the Authority may choose to reinstate the Certificate of Proficiency or license in the prescribed form and manner and on the conditions, it deems necessary.

(3) A person who his or her Certificate of Proficiency or his or her license has been suspended in accordance with subregulation 2(a) may make an application to the Appeals Board of the Authority to appeal the decision of the Authority.

Contravention
of regulation

31. Any person who contravenes any provisions of these regulation is guilty of an offence.

Compounding
an offence

32. The Authority may in consultation with the Office of the Attorney General compound an offence of any person found guilty of an offence under these regulations in accordance with Section 23 (1) of the Seychelles Maritime Safety Authority Act.

Penalties

33. (1) Any person guilty of an offence under these regulations shall subject to subregulation (2) be liable on conviction to imprisonment for a period or to a fine as provided for in the Seychelles Maritime Safety Authority Act or to both such imprisonment and fine.

(2) A court before whom a person is convicted of an offence under these Regulations may, in addition to any penalty imposed under sub-regulation (1) of this Regulation, cancel or suspend for such period as may be determined any license to operate a boat or a watercraft activity under these or any other Regulations.

3(i) A court may in addition to any sentence or fine imposed under sub regulation 4(i) suspend the Certificate of Proficiency for a maximum period of 5 years.

(ii) A court may in addition to any sentence or fine imposed under sub regulation 4(i) revoke permanently the Certificate of Proficiency of a person convicted for any offence of which the term of imprisonment is more than 10 years.

(iii) The court shall in the case of a suspension confiscate the Certificate of Proficiency until the person has complied with the procedure of reinstatement of the Certificate of Proficiency and in the case of a revocation the Certificate of Proficiency shall be confiscated and destroyed.

SCHEDULE I

Areas specified for activities

1. Swimming

Beau Villon swimming area: zones A, B, C

Zone A is demarcated by an imaginary line commencing at a green concrete marker set in position latitude 4° 36'24.71" S longitude 55°25'54.71" E, thence running on a true bearing of 308° (T) for a distance 120 meters to a moored green buoy, thence in a South Westerly direction parallel to the beachline along the high water mark for a distance of 330 meters to a red moored buoy thence on a bearing of 145° (T) for a distance of 120 meters to a red concrete marker set in position latitude 4°36'34.07"S longitude 55° 25'48.02"E.

Zone B is demarcated by an imaginary line commencing at a green concrete marker set in position latitude 4°36'35.27" S longitude 55 ° 25'47.04" E, thence running on a true bearing of 325 ° (T) for a distance of 120 meters to a moored green buoy, thence in a South Westerly direction parallel to the beachline along the high water mark for a distance of 180 meters to a red moored buoy thence on a bearing of 145° (T) for a distance of 120 meters to a red concrete marker set in position latitude 04°36'39.26"S longitude 55°25'42.9"E.

Zone C is demarcated by an imaginary line commencing at a green concrete marker set in position latitude 4°36'42.84" S longitude 55°25'38.01" E, thence running on a true bearing of 305° (T) for a distance of 120 meters to a moored green buoy, thence in South Westerly direction parallel to the beachline along the high-water mark

Swimming and boating area demarcation buoys:

Zone B: Cote D'or Praslin

1. Zone B, number (1) is demarcated by an imaginary commencing at a yellow in line position 04°31.42'S longitude 55°1'14.4" E longitude
2. Green/red channel boating mooring area: 7 to 8, inline positions, 04°31.24'S (Lat), 55°1'14.3" E (Long), 04°31.96'S (Lat), 55°1'14.3" E (Long)

3. Number 6 to 2, yellow inline positions numb:(6) 04°31.99'S (Lat) 55°1'14.5"E (Long)/ (5) 4°31.08'S (Lat), 55°1'14.3"E (Long)/ (4) 4°31.04'S (Lat) 55°1'14.3"E (Long)/ (3) 04°31.78'S (Lat), 55°1'14.3"E (Long)/ (2) .4°31.44'S (Lat). 55°1'14.6" E (Long)

4. Green/red channel boating mooring inline positions: 11 to 12 inline positions 04°31.68'S (Lat), 55°1'14.2" S (Long)/ 4°31.27'S (Lat), 55°1'14.2" E (Long)

5. Number 10 to 9, yellow inline positions, 04°31.67'S (Lat), 55°1'14.3" E (Long)/ 04°31.92'S (Lat), 55°1'14.5" E (Long)

6. Number 17 to 16, channel boating mooring inline positions, 04°31.53'S (Lat), 55°1'15.4" E (Long)/ 04°31.12'S (Lat), 55°1'14.5" E (Long)

7. Number 15, 14 to 13, yellow buoys inline positions, 04°31.08'S (Lat), 55°1'14.3" E (Long)/ 4°31.05'S (Lat), 55°1'14.2" E (Long)/ 04°31.08'S (Lat), 55°1'14.4" E (Long)

8. Green/red 18 to 21 channel mooring boating inline positions, 04°31.26'S (Lat), 55°1'15.1" E (Long)/ 04°31.55'S (Lat), 55°1'15.2" E (Long)

9. Number 20 to 19 yellow inline positions, 04°31.44'S (Lat), 55°1'15.1" E (Long)/ 04°31.54'S (Lat), 55°1'15.3" E (Long)

10. Green/red 23 to 22 channel mooring boating inline positions, 04°31.14'S (Lat)/ 55°1'15.5" E (Long)

Zone C: Port Launay

1. Number (3 to 4) is demarcated by an imaginary commencing at a yellow inline position 04°17.30' S longitude 55°42.03' E longitude

2. Green/red channel boating mooring area: 1 to 2, inline positions, 04°17.41'S (Lat), 55°41.55'E (Long), 04°17.31'S (Lat), 55°42.03'E (Long)

Zone D: Anse Lazio

1. Number (1 to 2) is demarcated by imaginary commencing at a yellow inline position, 04°17'14.3" S (Lat), 55°41'55.8" E (Long)/ 04°17'31.5" S (Lat), 55°42'05.1" E (Long)

2. Green/red channel boating mooring area: 3 to 4, inline positions, 04°17'30.6" S (Lat), 55°42'03.6" E (Long)/ 04°17'29.5" S (Lat)/ 55°42'04.0" E (Long)

Zone E: Ile Perseverance

1. Number (1 to 7) is indicated by imaginary commencing at a yellow inline position, (1) 04°36'10.9"S (Lat) 55°27'56.5"E (Long)/ (2) 04°36'09.10"S (Lat), 55°27'55.10"E (Long)/ (3) 04°36'08.8"S (Lat), 55°27'55.2"E (Long)/ (4) 04°36'07.5"S (Lat), 55°27'54.6"E (Long)/ (5) 04°36'05.8"S (Lat), 55°27'54.5"E (Long)/ (6) 04°36'04.4"S (Lat), 55°27'54.5"E (Long)/ (7) 04°36'03.2"S (Lat), 55°27'54.1"E (Long)

Note: that all mention demarcated is in yellow only without specified the correct angle shape of (green/red)

for a distance of 135 meters to a red moored buoy thence on a true bearing of 125° (T) for a distance of 120 meters to a red concrete marker set in position latitude 4°36'45.33" S longitude 55°25'33.9" E.

Zone F: Anse Royale

1. Number (1,2,3,4,5,8,9,10,11,12,13) is demarcated by an imaginary commencing at a yellow inline positions (1) 04°44'14.6"S (Lat), 55°31'23.3"E (Long)/ (2) 04°44'16.6"S (Lat), 55°31'20.7"E (Long)/ (3) 04°44'19.01"S (Lat), 55°31'18.3"E (Long)/ (4) 04°44'20.9"S (Lat), 55°31'15.6"E (Long)/ (5) 04°44'22.8"S (Lat), 55°31'12.8"E (Long)/ (8) 04°44'24.8"S (Lat), 55°31'10.1"E (Long)/ (9) 04°44'25.2"S (Lat), 55°31'09.7"E (Long)/ (10) 04°44'27.5"S (Lat), 55°31'07.6"E (Long)/ (11) 04°44'30.9"S (Lat), 55°31'06.8"E (Long)/ (12) 04°44'34.2"S (Lat), 55°31'05.3"E (Long)/ (13) 04°44'34.2"S (Lat), 55°31'04.12"E (Long)

2. Green/red channel boating mooring area: 6 to 7, inline, 04°44'37.33" S (Lat), 55°31'27.33" E (Long), 04°44'16.4" S (Lat), 55°31'33.10" E (Long)

Note: not all the above that has been posted in existing mooring area.

2. Anchorage and Mooring of Watercrafts and Other Boats

Beau Vallon: Mooring Areas

Area 1 is demarcated by an imaginary line commencing at a Buoy No: 1 at position latitude 4° 36'05" S longitude 55°25'7" E, thence running West to a Buoy No:2 at position latitude 4°36'5" S longitude 55° 25'63" E thence running North to a Buoy No:3 at position 4°36'36. 5" S longitude 55°25.63'E thence running East to Buoy No:4 at position latitude 4°36'36.5" S longitude 55°25'77"E.

Area 2 is demarcated by an imaginary line commencing at a Buoy No: 1 at position latitude 4°36'75 "S longitude 55°25'47"E, thence running West to a Buoy No: 2 at position latitude 4°36'75"S longitude 55°25'33.5"E thence running North to a Buoy No:3 at position 04° 36'61"S longitude 55°25'33.5"E thence running East to Buoy No:4 at position latitude 4°36'61.5S longitude 55°25'4.70E.

Boats shall moor only on the mooring buoys situated on or within the perimeters of the above-mentioned areas subject to such conditions as the Chief Executive Officer may from time to time make. Hire Craft licensed to operate in Beau Vallon shall provide their own mooring buoys subject to the approval of the Chief Executive Officer.

Boats shall moor at their own risk, and the person in command of the boat shall at all times inspect the mooring buoy for functional integrity and to ensure that the buoy is holding the boat.

Any boat found moored or anchored other than to a mooring buoy may be removed by direction of the Chief Executive Officer and held until the expenses incurred in such removal are paid in full.

SCHEDULE II

(Section 10)

WATERCRAFT SAFETY APPLIANCES AND EQUIPMENT

Item No.	Description of safety appliances and equipment units	VESSEL	VESSEL	JET SKIES
		0-5m	5-10m	
1	Approved SOLAS lifejackets for each person onboard	X	X	
2	Suitable buoyancy aid for each person onboard			X
3	Life-buoys with self-igniting light plus 20 meters of light rope		X	
4	Kill cord	X	X	X
5	Two hand-held red distress flares	X	X	
6	All round white light/ Combined navigational light		X	
7	Toolbox		X	
8	One waterproof signaling torch with a full set of spare batteries and two spare bulbs	X	X	
9	One radar reflector	X	X	
10	Mobile Phone in a waterproof pouch	X	X	X
11	One fire extinguisher Class A, B, C		X	
12	One manually operated bilge pump / suitable bailer	X	X	
13	Two paddles or oars	X	X	
14	Suitable steel anchor with at least 100 m synthetic rope of adequate size and strength to the satisfaction of the Authority	X	X	
15	Spare steel anchor with rope of adequate length, size and strength to the satisfaction of the Authority		X	
16	One liter of drinking water for each person onboard	X	X	
17	First Aid box		X	
18	All round white light	X	X	
19	Watercraft Monitoring system	X	X	X

SCHEDULE III

(Section 19)

BEACH CRAFT SAFETY APPLIANCES AND EQUIPMENT

Item No.	Description of Safety Appliances and equipment and number of units
1.	Suitable lifejackets or floating aids for each person onboard plus 10%
2.	Two red rocket parachute flares
3.	One waterproof signaling torch with a full set of spare batteries and a spare bulb
4.	One signaling mirror
5.	Mobile phone in a waterproof pouch
6.	Manually operated bilge pump/suitable bailer
7.	Two paddles or oars
8.	Suitable steel anchor and chain with at least 100 metres of synthetic rope of adequate strength
9.	One litre of drinking water for each person on board
10.	Spare anchor with chain and rope of adequate size and strength
11.	First Aid Box
12.	All round white light
13.	Beach Craft Monitoring system