

Private Mooring Licence Conditions

Failure to comply may result in the cancellation of your mooring licence and/or any liability insurance may be rendered null and void.

The Mooring

- The mooring apparatus and/or equipment must be suitable to secure the vessel safely in all conditions.
- The mooring apparatus must be kept in good condition and be serviced every 12 months or more frequently if subject to specific mooring conditions. It is strongly recommended that it be serviced by a professional mooring contractor. Proof of mooring service must be produced on request. Transport for NSW will randomly require documentary proof of mooring service.
- The allocated Mooring ID number must be clearly displayed at the mooring site at all times.
- Swing/fore & aft (non-pole/post) moorings must display the mooring ID number in black characters at least 50mm in height. The buoy/s must be yellow in colour and clearly visible at all times.
- Pole/post moorings must display the mooring ID number on the pole/post in black characters on a white background at least 100mm in height.
- For pole/post moorings, only the licensed vessel may be attached to or placed between the posts, unless otherwise authorised in writing by TfNSW.

The Vessel

The following types of floating objects are not eligible for a mooring licence:

- Pontoons
- Air docks
- Floating docks
- Other objects or apparatus that do not meet the definition of “vessel” in the marine legislation.
- The vessel must be at least 5.2m in length unless otherwise approved by TfNSW.
- The vessel must be lawfully registered under the Marine Safety Act 1998 (NSW) or;
- Covered by a Certificate of Operation valid (appropriate) for the waterway concerned issued under the Marine Safety (Domestic Commercial Vessel) National Law Act 2012 and in the name of the mooring licensee, at all times.
- The vessel must clearly display appropriately-sized registration numbers or a Unique Vessel Identifier at all times.
- The vessel allocated to the mooring under the mooring licence may not be substituted with another vessel unless approved in writing by TfNSW.
- The vessel may not be absent from its mooring for more than 28 consecutive days without prior written approval from TfNSW.
- The vessel may not be subject to construction or repair work to the vessel that may cause pollution, annoyance or contravention of any State or Local Environment Plan implemented under NSW Planning Legislation. Any proposed construction or repair work must be submitted to TfNSW for assessment and approval prior to the commencement of any works.
- The vessel must be visually suitable and aesthetically consistent with the environment and surroundings of the mooring area.
- The vessel must not be attached to the shore by any means without the written approval of TfNSW.

- The vessel must not have any power, water, sewerage or facilities connected to it from the land.
- The vessel must be maintained in a safe and seaworthy condition.
- The vessel must not be allowed to accumulate excessive marine growth on the hull.
- It is strictly prohibited to live onboard or use a vessel as a residence of any kind while attached to a licensed mooring.
- The licensee must not offer, or attempt to invite an offer for the use of the vessel attached to a licensed mooring for the purposes of short-term rental accommodation in return for money or some other benefit.
- TfNSW may cancel your mooring licence on any of the following grounds:
 - Offensive noise
 - Pollution
 - Offences against the marine legislation
 - Non-payment of fees
 - Non-compliance with statutory notices
 - The public interest
 - Breach of mooring licence conditions (including use of a moored vessel as a residence)
 - Any other reason prescribed by regulation (Clause 31 Ports and Maritime Administration Regulation 2021).

Important Information

- The mooring licensee must notify TfNSW of any proposed change to the licence details at least 7 days before the change. Failure to do so is an offence (Clause 33 Ports and Maritime Administration Regulation 2021).
- The mooring licensee is responsible for the mooring apparatus and the vessel at all times. It is strongly recommended that the mooring licensee hold adequate insurance to cover any contingency. TfNSW bears no responsibility for any liability arising through use of the mooring.
- By use of a licensed mooring, the mooring licensee accepts that the mooring site is suitable for the licensed vessel - with specific regard to sea room and water depth. TfNSW bears no responsibility or liability regarding the suitability of the mooring site and it is strongly recommended that a professional mooring contractor be consulted in this regard.
- TfNSW or an authorised officer may give directions verbally or in writing regarding moving a mooring to a specified location within a specified time, and failure to comply with a direction is an offence (Clause 36 Ports and Maritime Administration Regulation 2021).
- Mooring fees are payable until TfNSW is notified in writing of any cancellation of the mooring licence, or the vessel/ mooring apparatus is removed, whichever is later.
- Mooring fees are to be paid on or before “the pay by date”.
- Where the mooring licensee proposes to substitute a replacement vessel on the mooring, the licensee must obtain approval from TfNSW to ensure that the replacement vessel can be accommodated in the existing location.
- An “Application to Change Vessel on Mooring” form must be lodged and the prescribed fee paid, and approval granted by TfNSW, before another vessel may be placed on the mooring.

Removal of Mooring Apparatus

- The former mooring licensee* must ensure that any mooring apparatus and/or equipment has been removed from the water within 7 days of mooring licence cancellation, unless otherwise agreed with TfNSW.
- Failure to remove the mooring apparatus and/or equipment may result in TfNSW arranging removal. Any costs associated with the removal of the mooring apparatus and/or equipment will be recoverable against the former mooring licensee.

* ‘Former mooring licensee’ means the licensee as at the date of the cancellation of the mooring licence.

Remember, failure to comply with any licensed condition may lead to cancellation of a private mooring licence.

For further information please contact TfNSW on **13 12 36** (8.30am to 5.00pm Mon to Fri and 8.30am to 4.30pm weekends) or visit our website **roads-waterways.transport.nsw.gov.au**