



Application for a vessel to continue using ballast water exchange

This exemption application is for a vessel not to be excluded from section 275 of the Biosecurity Act 2015

Use this form if you are an owner of a vessel applying to use ballast water exchange as an acceptable method of managing ballast water discharge.

Section A: General information

Purpose of this form	For vessel owners to apply for a determination which enables a vessel to continue using ballast water exchange as an acceptable method of managing ballast water for discharge in accordance with the <i>Biosecurity Act 2015 (Act)</i> .
Vessels that may be eligible	<p>Vessels operating predominantly in the Australian Exclusive Economic Zone (EEZ) or the high seas, including vessels that only travel outside the EEZ for dry docking.</p> <p>Vessels operating predominantly within the EEZ of a foreign country or the high seas.</p>
Before applying	<p>See Australia's ballast water management requirements for information about eligibility, approved ballast water management plans, ballast water management certificates and requirements for vessels to meet the Regulation D-2 discharge standard.</p> <p>See Guidelines for ballast water management equivalent compliance (G3) for exemptions under Regulation A-5 of the Ballast Water Management Convention for recreational or search and rescue vessels less than 50 metres long with less than 8 cubic metres of ballast.</p> <p>See charging guidelines for information on fees that may apply to assessment of your application.</p>
To complete this form	<p>Electronically</p> <p>Save the PDF file to your computer. You need the latest version of Adobe Acrobat Reader to save changes and submit.</p> <p>Manually</p> <p>Use black or blue pen</p> <p>Print in BLOCK LETTERS</p> <p>Mark boxes with a tick or a cross</p>
Your application should include	<p><input type="checkbox"/> a completed and signed application form</p> <p><input type="checkbox"/> evidence demonstrating the ownership of the vessel (and if relevant, proof of authority to make an application on behalf of the owner)</p>

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- evidence demonstrating the operating profile of the vessel including:
- areas of ballast water operations
 - areas of commercial operations
- a copy of the vessels International Oil Pollution Prevention certificate
- a copy of an approved ballast water management plan
- a copy of an approved ballast water management certificate
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Post or email your application (emailed applications preferred)

Marine Biosecurity Unit
Department of Agriculture, Water and the Environment
GPO Box 858
Canberra ACT 2601

Phone 1800 900 090 (within Australia)
+61 3 8318 6700 (outside Australia)

Email pestsmarine@awe.gov.au

Section B: Applicant

1 Owner of the vessel (e.g. company name) _____

Australian Business Number (ABN) _____

Australian Company Number (ACN) _____

2 Business address

Street address (PO Box will not be accepted) _____

Suburb/town/city _____ State/territory _____ Postcode _____

Email address (if applicable) _____

3 Postal address (If the same as business address, write AS ABOVE)

Street address _____

Suburb/town/city _____ State/territory _____ Postcode _____

4 Person making this application (including on behalf of owner)

Given name(s) _____ Family name _____

Work phone _____ Mobile phone _____

Email _____ Fax _____

**5 Do you agree to the department sharing your application details with the vessel's classification society?
Select one box.**

No

Yes

N/A

Note: Please refer to Section E (Privacy notice) of this form for more information on the collection, use and disclosure of personal information by the Department.

Section C: Vessel details

6 Complete all questions in this section.

Vessel name _____ IMO/Lloyd's number _____

Call sign _____ Country of registration _____ Vessel email _____

Master's name _____ Vessel type _____

Year built _____ Gross tonnage _____

Length _____ Ballast capacity m³ _____

Method of ballast management _____

7 Where does the vessel operate? Select one or more boxes.

- Predominantly in the Australian Exclusive Economic Zone
- Predominantly in the Exclusive Economic Zone of a foreign country
- Predominantly in the high seas

Section D: Additional information

8 To assist with assessing your application please provide any additional information. Examples of additional information are included below

- Evidence that ballast water management is not required in the normal operations of the vessel.
 - > Attach supporting information to demonstrate the vessel's existing ballast operations.
- Vessel covered by equivalent compliance (Regulation A-5 of the Ballast Water Management Convention); only includes pleasure vessels used solely for recreational or competition purposes, or vessels used primarily for search and rescue, less than 50 metres long, with 8 cubic metres of ballast.
 - > Attach approved ballast water management plan and certificate.
- Unable to retrofit a ballast water management system to meet the D-2 requirements of the Ballast Water Management Convention because of vessel design restrictions
 - Provide details _____
 - > Attach supporting information including an independent report verifying the reasons why the vessel is unable to retrofit.
- Other
 - Provide details _____
 - > Attach supporting information.

9 Length of determination

A determination may be in force for up to five years. You can provide additional information about the length of time you are seeking the determination to be in force for.

Section E: Privacy notice

'Personal information' as defined in the Privacy Act 1988 means information or an opinion about an identified individual, or an individual who is reasonably identifiable. Personal information that is collected under or in accordance with the Biosecurity Act 2015 is also 'protected information' under the Biosecurity Act.

The Department of Agriculture, Water and the Environment is collecting personal information in relation to this application under the Biosecurity Act for the purposes of assessing your application and related purposes. If you do not provide the relevant personal information requested in this application, the department may be unable to process your application. Personal information collected by the department will only be used or disclosed as authorised under the Biosecurity Act or required by law.

The department may disclose the personal information contained in this form to other Australian agencies, including the Department of Home Affairs, the Australian Maritime Safety Authority, and other Australian government agencies, persons or organisations where necessary for the above purposes, provided the disclosure is consistent with relevant laws, in particular the Biosecurity Act 2015 and the Privacy Act 1988. Your personal information will be used and stored in accordance with the Australian privacy Principles (<https://www.oaic.gov.au/privacy/australian-privacy-principles>).

The information will only be disclosed overseas if authorised under the Biosecurity Act or required by law. This disclosure may include where the vessels classification society is in another foreign state.

By making the declaration contained at section F of this form you consent to the disclosure of all personal information contained in this form to any relevant overseas recipients. The department has not taken steps to ensure that < overseas recipient > does not breach the Australian Privacy Principles. This means that:

- overseas recipient may not be accountable under the Privacy Act
- you may not be able to seek redress under the Privacy Act
- you may not be able to seek redress in the overseas jurisdiction
- overseas recipient may not be subject to any privacy obligations or to any principles similar to the Australian Privacy Principles.

See the department's Privacy Policy on <https://www.awe.gov.au/about/commitment/privacy> to learn more about accessing or correcting personal information or making a complaint. Alternatively, telephone the department on +61 2 6272 3933.

Section F: Applicant declaration

To be completed by the person named in section B of this application.

I declare that the information I have provided is true and correct. I understand that it is a criminal offence under the *Criminal Code Act 1995* to knowingly give false or misleading information to a Commonwealth officer exercising powers under Commonwealth law. This offence carries a maximum penalty of 12 months' imprisonment.

I have read and understood the privacy notice at Section E of this form and the department's Privacy Policy.

Signature (type or sign your name) _____

Date (dd/mm/yyyy) _____

Full name _____