



ORAKEI MARINA

MARINA RULES

Orakei Marina Management Trust (Trust) adopts the following by-laws for the regulation of activities in the Orakei Marina.

1. In these bylaws or in any bylaw amending these bylaws unless the context otherwise requires:

Manager: means such person as is from time to time appointed to manage the Marina by the trust.

Marina: means the Orakei Marina as defined on the attached plan.

2. No person shall berth or knowingly permit to be berthed any vessel in the Marina unless the vessel is:

2.1 licenced to occupy such berth or otherwise has permission in writing from the Manager: or

2.2 Temporarily berthed during daylight hours in the public space located outside the floating breakwater or in the visitors berth (A32) located approximately 15 metres immediately inside the fuel jetty on A pier.

3. No person shall, except in case of emergency, sail in the marina.

4. No person shall permit to be on any vessel or elsewhere in the Marina any plant, equipment, fuel, or other material or substance in such a condition that it could constitute a hazard or menace to the health or safety of other Marina users or their property.

5. No person shall deposit or discharge into the waters of the Marina any substance of any kind whether liquid or solid including (but not by way of limitation) bilge water, fuel, sewerage, toilet contents or litter. Maintenance and repairs undertaken within the Marina must be undertaken in such a manner as to avoid the release of contaminants into the coastal marine area.

6. No person shall leave on any pier or walkway anything that restricts the passage of pedestrians.

7. No person shall erect any structure within the Marina nor attach any item to any piles, piers or walkways without the consent of the Manager.

8. No person shall make or permit to be made any noise on a vessel or elsewhere in the Marina which is likely to cause annoyance to any person and in particular (but not by way of limitation):

8.1 All halyards shall be secured in such a manner that they do not make any noise.

8.2 Engines, generators and radios shall not be unreasonably operated as far as noise is concerned in the Marina.

9. No person shall anywhere within the Marina and whether or not on or from any vessel:

9.1 Solicit for business without the prior written consent of the Manager.

9.2 Advertise any vessel for sale without the prior written consent of the Manager.

9.3 Use a boat address in the Marina for commercial purposes.

9.4 Swim or dive.

9.5 Fish

9.6 Operate any model boats.

9.7 Hang any laundry.



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9.8 Navigate any vessel on the water at a speed greater than 5 knots or such a manner that the vessel's wake causes damage or discomfort to other property or persons.

9.9 Engage in any conduct that adversely affects the peace, enjoyment or privacy of berth holders.

9.10 Keep pets or animals without the prior written consent of the Manager.

9.11 Stay on any vessel for more than 48 consecutive hours without the prior written approval of the Manager, provided that the crew of a vessel of 20 metres in length or greater which has mechanical and/or safety equipment and/or electrical systems running, or which require monitoring, on a continuous basis may stay on board if the vessel is equipped with holding tanks approved by the Manager for grey and black water.

9.12 Moor any vessel other than at a Marina berth pursuant to an authorization lawfully given under a licence or pursuant to these by-laws.

9.13 Leave in any place in the Marina, except in the containers provided, any waste oil or other waste liquids.

10. Any person who is involved in any incident in the Marina whereby any damage is done to any property whatsoever not owned by the person causing such damage shall report such damage to the Manager as soon as possible.

11. The owner of any vessel berthed in the Marina shall at all times ensure that:

11.1 The fittings on such vessel are of suitable strength, design and condition to adequately secure the vessel.

11.2 All mooring lines are in a suitable condition and suitably protected from wear to adequately secure the vessel at all times.

11.3 Only those mooring points provided are used. No shackles are allowed on mooring lines.

12. The Manager shall be entitled, in the absence of the owner or Master of a vessel and in order to prevent any damage to any property, to enter such vessel and to move the vessel or carry out repairs to the vessel, and in such circumstances the Manager shall be deemed to be authorized to do so by the owner or Master. The Licensee will indemnify the Manager and the Trust against any actions, claims, demands, losses, costs and expenses incurred in, or resulting (whether directly or indirectly) from, the exercise of the powers contained in this clause 12.

13. The owner of any vessel moored in the Marina shall take out and at all times keep in force a public liability insurance of such sum as the Trust may from time to time require. Such insurance shall be with such company or office as the Trust shall approve and shall insure the owner and the Master of the vessel against liability for claims by third parties in respect of all property damage caused by the vessel within the Marina. Such owner or Master shall produce the policy or cover note of insurance to the Manager upon demand being made by the Manager.

14. The Master, owner or other person in charge of any vessel in the Marina shall obey the directions of the Manager made for the management of the Marina.

15. If any person fails or refuses or neglects to do anything required by these by-laws to be done, observed or performed, or in any manner obstructs, impedes or interferes with the doing of anything enjoined, required or authorized to be done or does anything prohibited by these by-laws, such person shall commit an offence under these by-laws.