



**THE SECTOR COMMANDER
SEA CONTROL: DURBAN HARBOUR
BORDER POLICING
VISIBLE POLICING AND OPERATIONS**

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**THE COMMODORE
SMALL VESSEL SKI BOAT CLUB
DURBAN**

SMALL VESSELS ENCROACHING INTO THE NATIONAL KEY POINTS RESTRICTED AREAS AT THE SINGLE BUOY MOORING OFF ISIPINGO BEACH AND THE ISLAND VIEW CHANNEL WITHIN DURBAN HARBOUR.

1. This office has noticed an alarming increase in the amount of small craft who are disregarding the restricted areas around the Single Buoy Mooring off Isipingo Beach as well as the Island View Channel in Durban Harbour.

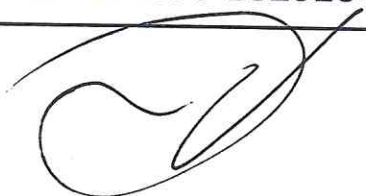
2. These areas are National Key Points and the encroaching into these areas by unauthorised small craft is regarded as a serious matter. A number of small craft have been charged for entering these restricted areas recently and photographic evidence provided by stake holders of small craft within the restricted areas is leading to more criminal proceedings be finalised.

3. This office would request the Commodores of the small vessel clubs bring to the notice of the boat users using their facilities the severity of their actions by disregarding the restricted areas of the Single Buoy Mooring off Isipingo Beach as well as the Island View Channel in Durban Harbour.

4. The use of small craft into the restricted areas is a contravention of the small vessel regulation as well as the National Ports Act, 12 of 2005, Section 80 (2). Your attention is directed to the following:
125. The Harbour Master's restrictions on pleasure vessels
The owner or master of any pleasure vessel must obey the Harbour Master's restrictions relating to launching, speed, and area of operations or any other restrictions determined by the Harbour Master in respect of pleasure vessels within port limits.
133. Licences for pleasure vessels to lie or be used in a port
(1) No pleasure vessel may lie or be used in a port unless —
(a) SAMSA or another authority acceptable to SAMSA has granted the owner or master of the pleasure vessel a certificate of fitness; and
(b) the Harbour Master has granted the owner or master of the pleasure vessel a licence to do so

(2) The Authority may determine —
(a) the manner in which applications for licences are to be invited, assessed and decided; the qualifications and suitable criteria that applicants for a licence must meet in order to obtain a licence; and
(b)

- (c) subject to the Act and these rules, including the powers of the Harbour Master in terms of section 74(3), the terms and conditions of the licence.
- (3) The Authority may on good cause shown, refuse, suspend, withdraw or cancel a licence provided it has followed a fair procedure before the decision is taken.
- (4) If an owner or master of a pleasure vessel fails to obtain a licence, the Harbour Master may remove or shift the pleasure vessel at the expense of the owner or master of the pleasure vessel.
5. If this situation is not immediately stopped Port Net will be approached regarding the withdrawal or cancel of the Harbour Registration disc or licence of the vessels found to disregard the restricted areas of the National Key Points.


 Lt Colonel
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