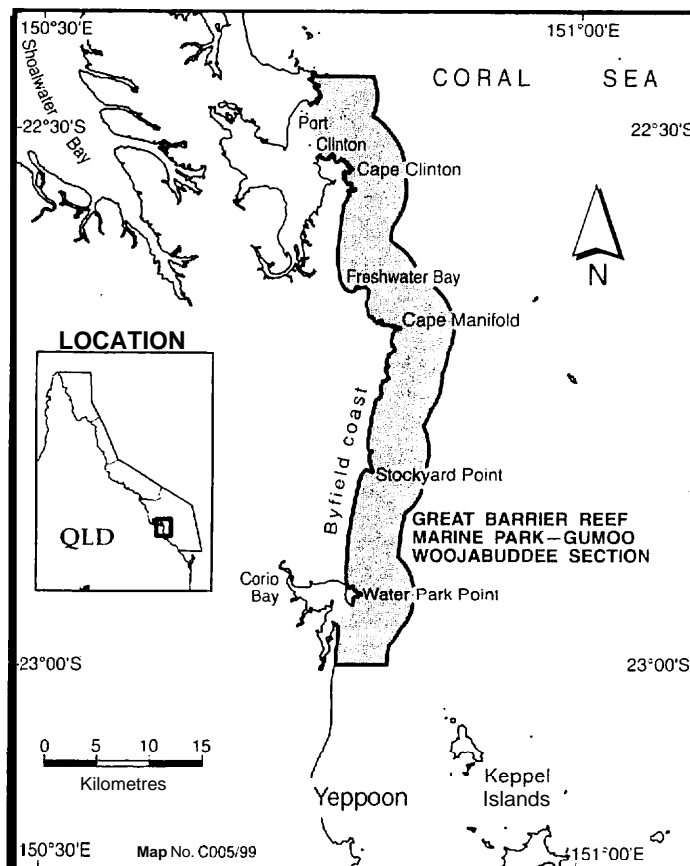




GUMOO WOOJABUDDEE SECTION ZONING PLAN



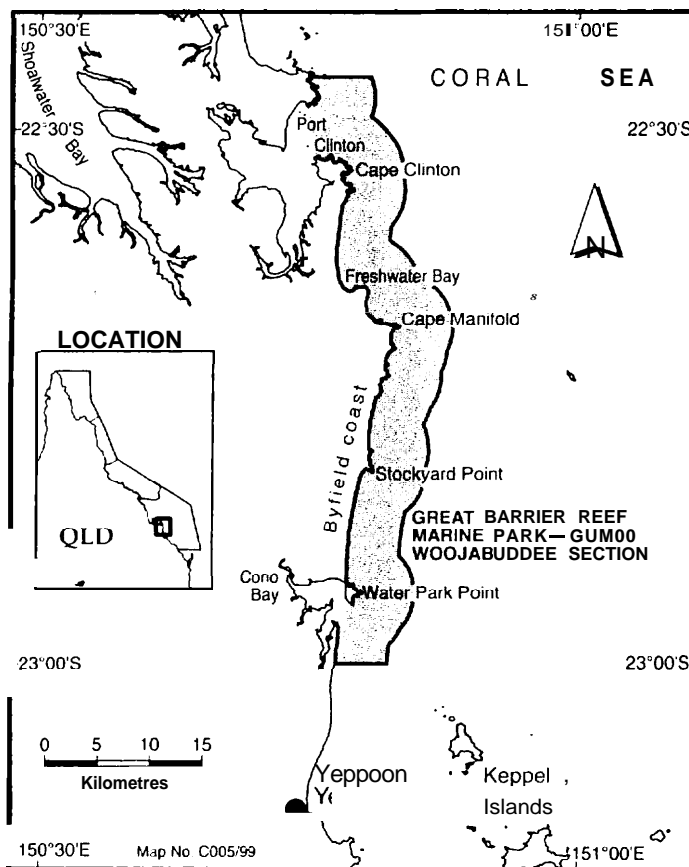
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GREAT BARRIER REEF
MARINE PARK AUTHORITY



GUMOO WOOJABUDDEE SECTION ZONING PLAN



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GREAT BARRIER REEF

MARINE PARK AUTHORITY

PO Box 1379

Townsville QLD 4810

Phone: (07) 4750 0700

Fax: (07) 4772 6093



Gumoo Woojabuddee Section Zoning Plan 2002

I, DAVID ALISTAIR KEMP, Minister for the Environment and Heritage, accept this Zoning Plan under subsection 32(13) of the *Great Barrier Reef Marine Park Authority Act 1975*.

Dated 12 September 2002

Minister for the Environment and Heritage

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Notes

This Zoning Plan should be read in conjunction with the *Great Barrier Reef Marine Park Act 1975* and the *Great Barrier Reef Marine Park Regulations 1983*.

For further information on this Zoning Plan, please contact one of the following offices:

Great Barrier Reef Marine
Park Authority
2-68 Flinders Street
PO Box 1379
TOWNSVILLE QLD 4810
Telephone: (07)4750 0700

Great Barrier Reef Marine
Park Authority
Ground Floor
Sir John Gorton Building
King Edward Terrace
PARKES ACT 2600
Telephone: (02)6274 1922

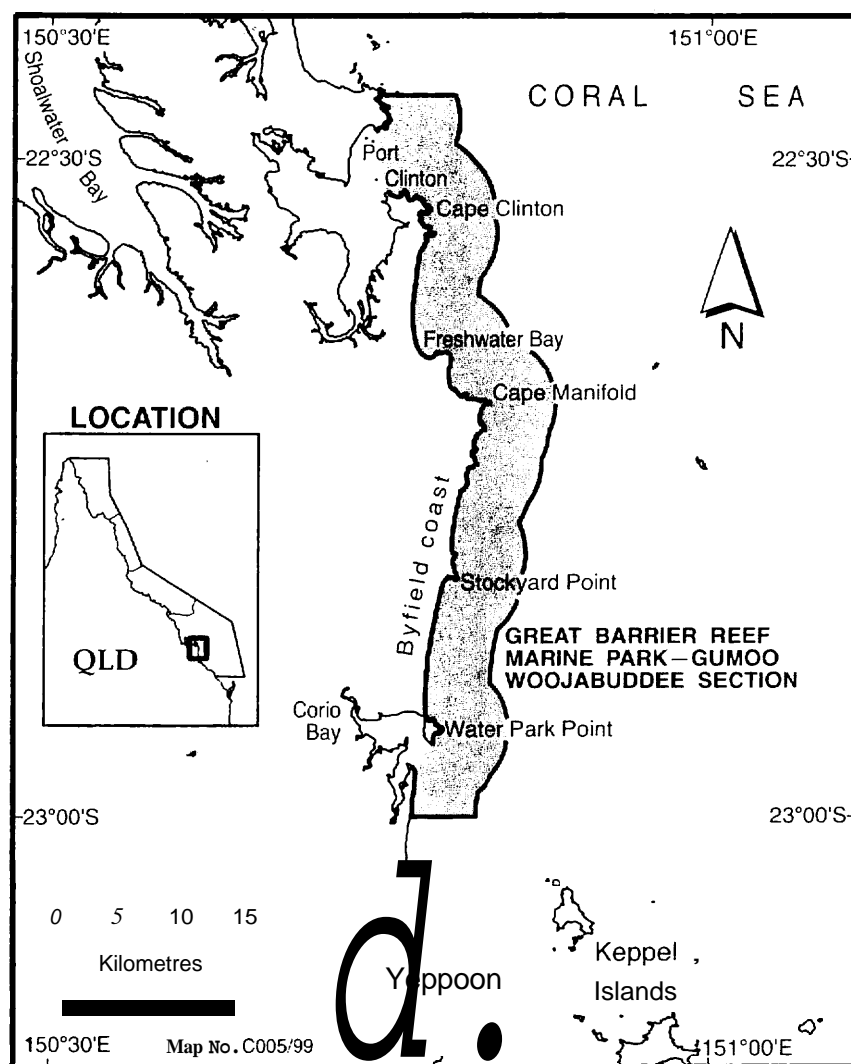
Queensland Parks and Wildlife Service
Central Coast Region
61 Yeppoon Road, Rockhampton
PO Box 3130
Rockhampton Shopping Fair
ROCKHAMPTON QLD 4701
Telephone: (07)4936 0511

Queensland Parks and Wildlife Service
Central Office
160 Anne Street
BRISBANE
PO Box 155
BRISBANE ALBERT STREET QLD 4002
Telephone: (07)3227 8186

Queensland Boating and
Fisheries Patrol
John Howes Drive
ROSSLYN BAY QLD 4703
PO Box 927
YEPPOON QLD 4703
Telephone: (07)4933 6404

A The Gumoo Woojabuddee Section

The *Great Barrier Reef Marine Park Act 1975* provides for the establishment, control, care and development of the Great Barrier Reef Marine Park. The Gumoo Woojabuddee Section was first proclaimed in December 1997 (*Commonwealth of Australia Gazette* 14 January 1998). The following map shows its location and extent.



Great Barrier Reef Marine Park - Gumoo Woojabuddee Section

The framework for planning and management of the Gumoo Woojabuddee Section is provided by this Zoning Plan, the requirements for the preparation of which are described in section 32 of the Act. The Plan sets out the purposes for which the Gumoo Woojabuddee Section may be used or entered in accordance with the following objects set out in the Act:

- (a) the conservation of the Great Barrier Reef;
- (b) the regulation of use of the Marine Park so as to protect the Great Barrier Reef while allowing the reasonable use of the Great Barrier Reef Region;
- (c) the regulation of activities that exploit the resources of the Great Barrier

Reef Region so as to minimise the effect of those activities on the Great Barrier Reef;

- (d) the reservation of some areas of the Great Barrier Reef for its appreciation and enjoyment by the public; and
- (e) the preservation of some areas of the Great Barrier Reef in its natural state undisturbed by man except for the purposes of scientific research.

The Act also provides that:

- **no operations for the recovery of minerals** may be carried out within the Marine Park, except where such operations are carried out with the permission of the Authority under subsection 38 (3) of the Act for the purposes of research and investigations relevant to the establishment, care and development of the Marine Park or for scientific research;
waste may not be discharged into the Marine Park other than in accordance with section 38J of the Act;
- **an Environmental Management Charge** may be imposed on chargeable permissions;
- **the Governor-General** may make regulations to, among other things, regulate the conduct of activities in a zone or part of a zone.

B How to Use this Zoning Plan

This Zoning Plan has been prepared in accordance with the *Great Barrier Reef Marine Park Act 1975* to provide for the division of the Gumoo Woojabuddee Section into zones and to make provision for the purposes for which each zone may be used or entered. Section 3A of the Act provides for the interpretation of zoning plans generally.

Zones

Part 2 of this Zoning Plan provides for zones; the purposes for which use of and entry to each zone is allowed without permission; and the purposes that require the written permission of the Authority or its delegate.

The following names are given to these areas:

- General Use Zone
- Habitat Protection Zone
- Conservation Park Zone
- Commonwealth Islands Zone
- National Park Zone

The boundaries of zones are set out in Parts 1 to 5 of Schedule 1 to this Zoning Plan.

The approximate locations of zones are shown on the Zoning Map of this Zoning Plan.

Designated Areas

Part 3 of this Zoning Plan describes Designated Areas and applies specific management measures to the areas, for example, provision for public safety, protection of resources and provision for shipping.

The following names are given to the Designated Areas:

- Seasonal Closure Area
- Dugong Management Area
- Defence Area
- Shipping Area

The boundaries of the Designated Areas are set out in Parts 6 and 7 of Schedule 1 to this Zoning Plan, although the Regulations may allow for further designations from time to time.

The approximate locations of the Designated Areas are shown on the Zoning Map of this Zoning Plan.

Additional purposes for use or entry

Part 4 of this Zoning Plan provides for use of and entry to zones for purposes in addition to those for which provision is made in Parts 2 (Zones) and 3 (Designated Areas). Such purposes include access in relation to safety, emergencies, monitoring, navigational aids, defence, government survey and Aboriginal or Torres Strait Islander custom or tradition.

C Plans of Management

The *Great Barrier Reef Marine Park Act 1975* provides that the Authority may prepare plans of management that are more detailed than this Zoning Plan for the management of particular activities, and for use of areas, in the Gumoo Woojabuddee Section.

Plans of management may be prepared in accordance with Part VB of the Act for areas, species or ecological communities within the Marine Park. Plans of management may also be prepared and implemented for an area of the Gumoo Woojabuddee Section under other provisions of the Act or under this Zoning Plan.

Under the provisions of Part VB of the Act, the Authority may enter into an agreement or arrangement with a community group that has a special interest in an area of the Marine Park. The agreement or arrangement may relate to the development and/or implementation of a plan of management and may provide that the community group is to manage the area (or a species or an ecological community within the area) jointly with the Authority in accordance with the plan of management.

D Regulations

The *Great Barrier Reef Marine Park Act 1975* provides for the Governor-General to make regulations on a range of matters. The Regulations may provide for the designation of areas and the obtaining of written permissions required for entry to or use of areas described in this Zoning Plan.

Commonwealth of Australia

Great Barrier Reef Marine Park Act 1975

GUMOO WOJABUDDEE SECTION ZONING PLAN

The Great Barrier Reef Marine Park Authority has prepared the following Zoning Plan under section 32 of the *Great Barrier Reef Marine Park Act 1975*.

Part I – Introduction

1 Citation

1.1 This Zoning Plan is the Gumoo Wojobuddee Section Zoning Plan.

Note This Zoning Plan commences on a date stated in a public notice by the Minister under subsection 33 (5) of the Act.

2 Interpretation

2.1 The dictionary in Schedule 2 defines particular words and expressions, and includes signpost definitions to words and expressions defined in the Act or Regulations.

2.2 A definition in or applying to this Zoning Plan applies to each use of the word or expression used in the Plan unless the contrary intention appears.

2.3 In this Zoning Plan, a reference to the 100 metre, 500 metre or 1 kilometre line is a reference to a notional line every point on which is 100 metres, 500 metres or 1 kilometre, as the case may be, seaward from the nearest point of the reef edge to which the line relates.

2.4 In this Zoning Plan, a reference to the coastal 100 metre, 500 metre or 1 kilometre line is a reference to a notional line every point on which is:

- (a) 100 metres, 500 metres or 1 kilometre, as the case may be, seaward from the nearest point of the land at low water to which the line relates; or
- (b) if a fringing reef is adjacent to the land – 100 metres, 500 metres or 1 kilometre, as the case may be, seaward from the nearest point of the reef edge to which the line relates.

2.5 In this Zoning Plan, a reference to the 5 kilometre line is a reference to a notional line every point on which is 5 kilometres seaward from the nearest point of the land at low water to which the line relates.

3 Application of Queensland, Commonwealth and international law

3.1 This Zoning Plan does not apply to land in Queensland that is not a Commonwealth place.

3.2 This Zoning Plan does not permit an act or omission that would, apart from the Plan, contravene:

- (a) another law in force in the Gumoo Wojobuddee Section; or
- (b) an obligation of Australia under international law.

- 3.3 This Zoning Plan is subject to a provision of a law in force in the Gumoo Woojabuddee Section that requires the construction or display of a sign or notice.
- 3.4 This Zoning Plan does not impair or extinguish any native title right or interest.

Part 2 – Zones

Note The Act includes the following provisions relating to zones, and imposes penalties for breaches of the provisions:

- (a) a person must not enter a zone for a purpose that is not permitted under its zoning plan: s. 38A;
- (h) if permission is needed to enter or use a zone for a particular purpose, a person must not enter or use the zone for the purpose without permission: s. 38B;
- (c) a person who has permission to enter a zone for a particular purpose, must not contravene any condition of the permission: s. 38C;
- (d) a person must not enter or use a zone for fishing of a kind that is not permitted in the zone: s. 38CA;
- (e) if permission is needed for fishing in a particular zone, a person must not enter or use the zone for fishing without permission: s. 38CB;
- (f) a person who has permission to enter a zone for fishing must not contravene any condition of the permission: s. 38CC;
- (g) the operator and the owner of a ship that is not permitted to be in a particular zone are each guilty of an offence if the ship is in the zone: s.38M;
- (h) if permission is needed for a ship to be in a zone, the owner and operator of the ship are guilty of an offence if the ship is in the zone without permission: s 38MA;
- (i) if a permission has been given to a person allowing a ship to be in a zone, the person must not contravene any condition of the permission: s. 38MB.

4 General Use Zone

4.1 Location of General Use Zone

The General Use Zone consists of the area described in Part 1 of Schedule 1 as the General Use Zone, and is shown by light blue shading on the Zoning Map.

4.2 Objective for General Use Zone

The objective of this Zoning Plan for the General Use Zone is to provide for the conservation of the part of the Marine Park that is in the Zone in a predominantly natural state in perpetuity, while providing opportunities for ecologically sustainable use.

4.3 Use or entry without written permission

Note Section 3A of the Act provides that if a provision of a Zoning Plan has the effect that an activity in an area requires permission and another provision of the plan has the effect that the activity does not require permission, the first provision prevails over the other provision.

Subject to Part 3 (Designated Areas), the General Use Zone may be used or entered without written permission for any of the following purposes:

- (a) recreational activities that do not involve the taking of plants, animals, or marine products;
- (b) fishing involving:
 - (i) trawling; or
 - (ii) trolling; or
 - (iii) line fishing using no more than 6 hooks per line; or
 - (iv) spearfishing not using:
 - (A) a power-head; or
 - (B) a firearm; or
 - (C) underwater breathing apparatus, except a snorkel; or
 - (v) spearfishing for tropical spiny lobsters (*Panulirus* spp.) that is lawful in Queensland; or
 - (vi) bait netting; or
 - (vii) commercial netting;
- (c) collecting involving:
 - (i) limited collecting; or
 - (ii) oyster-gathering; or
 - (iii) crabbing; or
 - (iv) bait gathering;
- (d) traditional fishing and collecting;
- (e) photography, filming or sound recording;
- (f) limited research;
- (g) conducting a limited educational program;
- (h) navigating an aircraft or vessel, if any equipment that is normally used for fishing or collecting is stowed or secured when the aircraft or vessel is in a part of the Zone in which the use of the equipment is not permitted.

4.4 Use or entry with written permission

Note 1. See note to clause 3.3.

Note 2. The Regulations deal with obtaining permissions.

Subject to Parts 3 (Designated Areas) and 4 (Additional Purposes for Use or Entry), the written permission of the Authority is required to use or enter the General Use Zone for any of the following purposes:

- (a) fishing, collecting or hunting involving:
 - (i) line fishing using more than 6 hooks per line; or
 - (ii) conducting a developmental fishery program; or
 - (iii) traditional hunting; or
 - (iv) collecting except limited collecting;
- (b) mariculture;
- (c) operating a fishing industry service vessel (transferring goods and services to and from commercial fishing vessels);

- (d) navigating a hovercraft;
- (e) conducting a tourist program;
- (f) conducting an educational program, except a limited educational program;
- (g) operating a vessel or aircraft in 1 vicinity:
 - (i) for more than 14 consecutive days; or
 - (ii) for more than 30 days in any period of 60 days;
- (h) operating a facility for a purpose that is consistent with the objectives of this Zoning Plan for the Zone, except use of a vessel or aircraft for a purpose mentioned in clause 4.3, including:
 - (i) discharging waste from a facility of that kind; or
 - (ii) building, assembling, fixing in position, maintaining or demolishing such a facility; or
 - (iii) constructing or operating mooring facilities for vessels; or
 - (iv) operating a landing area or facility for aircraft;
- (i) carrying out works for a purpose that is consistent with meeting the objective for the Zone, including the following works:
 - (i) the dumping of spoil;
 - (ii) reclamation;
 - (iii) beach protection works;
 - (iv) harbour works;
- (j) a program to take animals or plants that pose a threat to:
 - (i) human life or safety; or
 - (ii) marine ecosystems of the Marine Park; or
 - (iii) the use and amenity of a part of the Zone or an adjacent area;
- (k) conducting research and ancillary activities, except limited research;
- (l) any other purpose that is consistent with the objectives of this Zoning Plan for the Zone and not mentioned in clause 4.3, other than a purpose prohibited by the Regulations.

Note The Regulations deal with obtaining permissions.

5 Habitat Protection Zone

5.1 Location of Habitat Protection Zone

The Habitat Protection Zone consists of the area described in Part 2 of Schedule 1 as the Habitat Protection Zone, and is shown by dark blue shading on the Zoning Map.

5.2 Objectives for Habitat Protection Zone

The objectives of this Zoning Plan for the Habitat Protection Zone are:

- (a) to provide for the conservation of the Marine Park in a predominantly natural state in perpetuity through the protection and management of areas free from trawling and generally free from shipping; and
- (b) to provide for ecologically sustainable use, including fishing and collecting.

5.3 Use or entry without written permission

Note Section 3A of the Act provides that if a provision of a Zoning Plan has the effect that an activity in an area requires permission and another provision of the plan has the effect that the activity does not require permission, the first provision prevails over the other provision.

Subject to Part 3 (Designated Areas), the Habitat Protection Zone may be used or entered without written permission for any of the following purposes:

- (a) recreational activities that do not involve the taking of plants, animals, or marine products;
- (b) fishing involving:
 - (i) trolling; or
 - (ii) line fishing using no more than 6 hooks per line; or
 - (iii) spearfishing not using:
 - (A) a power-head; or
 - (B) a firearm; or
 - (C) underwater breathing apparatus, except a snorkel; or
 - (iv) spearfishing for tropical spiny lobsters (*Panulirus* spp.) that is lawful in Queensland; or
 - (v) bait netting; or
 - (vi) commercial netting;
- (c) collecting involving
 - (i) limited collecting; or
 - (ii) oyster-gathering; or
 - (iii) crabbing; or
 - (iv) bait gathering;
- (d) traditional fishing and collecting;
- (e) photography, filming or sound recording;
- (f) limited research;
- (g) conducting a limited educational program;
- (h) navigating an aircraft or vessel, except a ship, if any equipment that is normally used for fishing or collecting is stowed or secured when the aircraft or vessel is in a part of the Zone in which the use of the equipment is not permitted.

5.4 Use or entry with written permission

Note 1. See note to clause 5.3.

Note 2. The Regulations deal with obtaining permissions.

Subject to Parts 3 (Designated Areas) and 4 (Additional Purposes for Use or Entry), the written permission of the Authority is required to use or enter the Habitat Protection Zone for any of the following purposes:

- (a) fishing, collecting or hunting involving:
 - (i) line fishing using more than 6 hooks per line; or
 - (ii) conducting a developmental fishery program; or
 - (iii) traditional hunting; or

- (iv) collecting except limited collecting;
- (b) mariculture;
- (c) operating a fishing industry service vessel (transferring goods and services to and from commercial fishing vessels);
- (d) navigating a hovercraft;
- (e) conducting a tourist program;
- (f) conducting an educational program, other than a limited educational program;
- (g) operating a vessel or aircraft in 1 vicinity:
 - (i) for more than 14 consecutive days; or
 - (ii) for more than 30 days in any period of 60 days;
- (h) navigating a ship for tourism or research;
- (i) operating a facility for a purpose that is consistent with the objectives of this Zoning Plan for the Zone, except use of an aircraft or vessel for a purpose mentioned in clause 5.3, including:
 - (i) discharging waste from a facility of that kind; or
 - (ii) building, assembling, fixing in position, maintaining or demolishing such a facility; or
 - (iii) constructing or operating mooring facilities for vessels; or
 - (iv) operating a landing area or facility for aircraft;
- (j) carrying out works for a purpose that is consistent with the objectives of this Zoning Plan for the Zone, including the following works:
 - (i) the dumping of spoil;
 - (ii) reclamation;
 - (iii) beach protection works;
 - (iv) harbour works;
- (k) a program to take animals or plants that pose a threat to:
 - (i) human life or safety; or
 - (ii) marine ecosystems in the Marine Park; or
 - (iii) the use and amenity of a part of the Zone or an adjacent area;
- (l) conducting research and ancillary activities, except limited research;
- (m) any other purpose that is consistent with the objectives of this Zoning Plan for the Zone and not mentioned in clause 5.3, other than a purpose prohibited by the Regulations.

6 Conservation Park Zone

6.1 Location of Conservation Park Zone

The Conservation Park Zone consists of the areas described in Part 3 of Schedule 1 as the Conservation Park Zone, and is shown by yellow shading on the Zoning Map.

6.2 Objectives for Conservation Park Zone

The objectives of this Zoning Plan for the Conservation Park Zone are:

- (a) to provide for the conservation of the Marine Park in a natural state in perpetuity while allowing the public to appreciate and enjoy the relatively undisturbed nature of the Zone; and
- (b) to provide for limited line fishing and collecting; and
- (c) to provide opportunities for traditional inhabitants to continue to undertake activities in accordance with Aboriginal or Torres Strait Islander custom or tradition.

6.3 Use or entry without written permission

Note Section 3A of the Act provides that if a provision of a zoning plan has the effect that an activity in an area requires permission and another provision of the plan has the effect that the activity does not require permission, the first provision prevails over the other provision.

Subject to Part 3 (Designated Areas), the Conservation Park Zone may be used or entered without written permission for any of the following purposes:

- (a) recreational activities that do not involve the taking of plants, animals or marine products;
- (b) fishing involving:
 - (i) trolling for pelagic species; or
 - (ii) limited line fishing by a person using no more than 2 hand-held rods or handlines, each line having no more than 1 hook, artificial fly or lure; or
 - (iii) bait netting;
- (c) collecting involving:
 - (i) limited oyster-gathering; or
 - (ii) limited crabbing; or
 - (iii) bait gathering;
- (d) traditional fishing and collecting;
- (e) photography, filming or sound recording;
- (f) limited research;
- (g) conducting a limited educational program;
- (h) navigating an aircraft or vessel, except a ship, if any equipment that is normally used for fishing or collecting is stowed or secured when the aircraft or vessel is in a part of the Zone in which the use of the equipment is not permitted.

6.4 Use or entry with written permission

Note 1. See note to clause 6.3.

Note 2. The Regulations deal with obtaining permissions.

Subject to Parts 3 (Designated Areas) and 4 (Additional Purposes for Use or Entry), the written permission of the Authority is required to use or enter the Conservation Park Zone for any of the following purposes:

- (a) traditional hunting;
- (b) conducting a tourist program;
- (c) conducting an educational program, except a limited educational program;
- (d) operating a vessel or aircraft in 1 vicinity:
 - (i) for more than 14 consecutive days; or
 - (ii) for more than 30 days in any period of 60 days;
- (e) navigating a hovercraft;
- (f) navigating a ship for tourism or research;
- (g) operating a facility for a purpose that is consistent with the objectives of this Zoning Plan for the Zone, except use of an aircraft or vessel for a purpose mentioned in clause 6.3, including:
 - (i) discharging waste from a facility of that kind; or
 - (ii) building, assembling, fixing in position, maintaining or demolishing such a facility; or
 - (iii) constructing or operating mooring facilities for vessels; or
 - (iv) operating a landing area or facility for aircraft;
- (h) carrying out works for a purpose that is consistent with the objectives of this Zoning Plan for the Zone;
- (i) a program to take animals or plants that pose a threat to:
 - (i) human life or safety; or
 - (ii) marine ecosystems in the Marine Park; or
 - (iii) the use and amenity of a part of the Zone or an adjacent area;
- (j) conducting research and ancillary activities, except limited research;
- (k) any other purpose that is consistent with the objectives of this Zoning Plan for the Zone and not mentioned in clause 6.3, other than a purpose prohibited by the Regulations.

7 Commonwealth Islands Zone

7.1 Description of Commonwealth Islands Zone

The Commonwealth Islands Zone consists of the areas described in Part 4 of Schedule 1 as the Commonwealth Islands Zone.

Note The location of the Commonwealth Islands Zone is not shown on the Zoning Map.

7.2 Objectives for Commonwealth Islands Zone

The objectives of this Zoning Plan for the Commonwealth Islands Zone are:

- (a) to provide for the conservation of areas of the Marine Park above Low Water Mark in a natural state in perpetuity, while allowing the public to appreciate and enjoy those areas; and
- (b) to provide for use of the Zone, or a part of the Zone, that is consistent with:
 - (i) use of the Zone by the Commonwealth; or

- (ii) if a part of the Zone is occupied under a lease or licence – the lease or licence; and
- (c) to provide opportunities for traditional inhabitants to continue to undertake activities in accordance with Aboriginal or Torres Strait Islander custom or tradition.

7.3 Use or entry without written permission

Note Section 3A of the Act provides that if a provision of a zoning plan has the effect that an activity in an area requires permission and another provision of the plan has the effect that the activity does not require permission, the first provision prevails over the other provision.

Subject to Part 3 (Designated Areas), the Commonwealth Islands Zone may be used or entered without written permission for any of the following purposes:

- (a) recreational activities that do not involve the taking of plants, animals, or marine products;
- (b) traditional fishing and collecting;
- (c) photography, filming or sound recording;
- (d) limited research;
- (e) conducting a limited educational program;
- (f) navigating an aircraft.

7.4 Use or entry with written permission

Note 1. See note to clause 7.3.

Note 2. The Regulations deal with obtaining permissions.

Subject to Parts 3 (Designated Areas) and 4 (Additional Purposes for Use or Entry), the written permission of the Authority is required to use or enter the Commonwealth Islands Zone for any of the following purposes:

- (a) traditional hunting;
- (b) conducting a tourist program;
- (c) conducting an educational program, except a limited educational program;
- (d) camping;
- (e) operating an aircraft in 1 vicinity:
 - (i) for more than 14 consecutive days; or
 - (ii) for more than 30 days in any period of 60 days;
- (f) navigating a hovercraft;
- (g) operating a facility for a purpose that is consistent with the objectives of this Zoning Plan for the Zone, except use of an aircraft or vessel for a purpose specified in clause 7.3, including:
 - (i) discharging waste from a facility of that kind; or
 - (ii) building, assembling, fixing in position, maintaining or demolishing such a facility; or
 - (iii) operating a landing area or facility for aircraft;

- (ll) carrying out works that are consistent with the objectives of this Zoning Plan for the Zone;
- (i) a program to take animals or plants that pose a threat to:
 - (i) human life or safety; or
 - (ii) island ecosystems of the Marine Park; or
 - (iii) the use and amenity of a part of the Zone or an adjacent area;
- (j) conducting research and ancillary activities, except limited research;
- (k) any other purpose that is consistent with the objectives of this Zoning Plan for the Zone and is not mentioned in clause 7.3, other than a purpose prohibited by the Regulations.

8 National Park Zone

8.1 Location of National Park Zone

The National Park Zone consists of the area described in Part 5 of Schedule 1 as the National Park Zone, and is shown by dark green shading on the Zoning Map.

8.2 Objectives for National Park Zone

The objectives of this Zoning Plan for the National Park Zone are:

- (a) to provide for the conservation of areas of the Marine Park in a natural state in perpetuity while allowing the public to appreciate and enjoy the relatively undisturbed nature of those areas; and
- (b) to provide opportunities for traditional inhabitants to continue to undertake activities in accordance with Aboriginal or Torres Strait Islander custom or tradition.

8.3 Use or entry without written permission

Note Section 3A of the Act provides that if a provision of a zoning plan has the effect that an activity in an area requires permission and another provision of the plan has the effect that the activity does not require permission, the first provision prevails over the other provision.

Subject to Part 3 (Designated Areas), the National Park Zone may be used or entered without written permission for any of the following purposes:

- (a) recreational activities that do not involve the taking of plants, animals, or marine products;
- (b) photography, filming or sound recording;
- (c) limited research;
- (d) conducting a limited educational program;
- (e) navigating an aircraft or vessel, except a ship, if any equipment that is normally used for fishing or collecting is stowed or secured when the aircraft or vessel is in a part of the Zone in which the use of the equipment is not permitted under this Zoning Plan.

8.4 Use or entry with written permission

Note 1. See note to clause 8.3.

Note 2. The Regulations deal with obtaining permissions.

Subject to Parts 3 (Designated Areas) and 4 (Additional Purposes for Use or Entry), the written permission of the Authority is required to use or enter the National Park Zone for any of the following purposes:

- (a) traditional fishing and collecting;
- (b) traditional hunting;
- (c) conducting a tourist program;
- (d) conducting an educational program, except a limited educational program;
- (e) operating a vessel or aircraft in 1 vicinity:
 - (i) for more than 14 consecutive days; or
 - (ii) for more than 30 days in any period of 60 days;
- (f) navigating a hovercraft;
- (g) navigating a ship for tourism or research;
- (h) operating a facility for a purpose that is consistent with the objectives of this Zoning Plan for the Zone, except use of an aircraft or vessel for a purpose specified in clause 8.3, including:
 - (i) discharging waste from a facility of that kind; or
 - (ii) building, assembling, fixing in position, maintaining or demolishing such a facility; or
 - (iii) constructing or operating mooring facilities for vessels; or
- (i) operating a landing area or facility for aircraft;
- (j) carrying out works that are consistent with the objectives of this Zoning Plan for the Zone;
- (k) a program to take animals or plants that pose a threat to:
 - (i) human life or safety; or
 - (ii) marine ecosystems of the Marine Park; or
 - (iii) the use and amenity of an area or adjacent area;
- (l) conducting research and ancillary activities, except limited research;
- (m) any other purpose that is consistent with the objectives of this Zoning Plan for the Zone and is not mentioned in clause 8.3, other than a purpose prohibited by the Regulations.

Part 3 – Designated Areas

Note 1. The Regulations provide for the designation of areas in addition to the areas specified in Parts 6 and 7 of Schedule 1. The provisions of this Part applying to the seasonal closure, dugong management, defence and shipping areas also apply to the corresponding areas designated under the Regulations.

Note 2. The Regulations provide for the application of special management provisions that the Authority may apply to Designated Areas.

9 Seasonal Closure Area

Note 1. Section 38A of the Act provides that a person must not intentionally or negligently use or enter a zone for a purpose other than a purpose that is permitted under the zoning plan that relates to the zone.

Note 2. Section 38B of the Act provides that if a zone may not be used or entered for a particular purpose without a permission, a person must not intentionally or negligently enter the zone for that purpose other than in accordance with the permission.

Note 3. Section 38C of the Act provides that if a permission to enter a zone for a particular purpose is subject to a condition, a person to whom the condition applies must not intentionally or negligently contravene the condition.

9.1 Designation of Seasonal Closure Areas

A Seasonal Closure Area is a part or parts of a zone, or of more than 1 zone, that is designated as a Seasonal Closure Area under the Regulations.

Note The locations of the Seasonal Closure Areas are not indicated in this Zoning Plan or on the Zoning Map.

9.2 Objective for Seasonal Closure Areas

The objective of this Zoning Plan for a Seasonal Closure Area is to protect from human intrusion areas of particular importance to animals in the Marine Park.

9.3 Application of special management provisions

The Regulations may provide for the Authority to declare that the special management provisions mentioned in clause 9.4 apply to a Seasonal Closure Area for a stated period that is up to 7 months in any 12 month period.

9.4 Special management provisions

The special management provisions are that, despite Part 2 (Zones) and subject to Part 4 (Additional purposes for use or entry), the only purposes for which the area may be used or entered without written permission are:

- (a) operating an aircraft at an altitude of not less than 500 feet; and
- (b) navigating a vessel, except a ship, in the Area and landing a person from the vessel on an island in the Area, if:
 - (i) the navigation and landing are otherwise lawful; and
 - (ii) the equipment on the vessel that is normally used for fishing or collecting is stowed or secured.

9.5 Use or entry with written permission

Subject to Part 4 (Additional purposes for Use or Entry), during the period mentioned in clause 9.3:

- (a) the Authority's written permission is required to use or enter a Seasonal Closure Area for a purpose that is not mentioned in clause 9.4; and
- (b) the Authority may only give its written permission if the purpose is consistent with the objective of this Zoning Plan for Seasonal Closure Areas.

10 Dugong Management Area

Note 1. Section 38A of the Act provides that a person must not intentionally or negligently use or enter a zone for a purpose other than a purpose that is permitted under the zoning plan that relates to the zone.

Note 2. Section 38B of the Act provides that if a zone may not be used or entered for a particular purpose without a permission, a person must not intentionally or negligently enter the zone for that purpose other than in accordance with the permission.

Note 3. Section 38C of the Act provides that if a permission to enter a zone for a particular purpose is subject to a condition, a person to whom the condition applies must not intentionally or negligently contravene the condition.

10.1 Designation of Dugong Management Areas

A Dugong Management Area is a part or parts of a zone, or of more than 1 zone, that is:

- (a) described in Part 6 of Schedule 1, and shown on the Zoning Map, as a Dugong Management Area; or
- (b) designated under the Regulations as a Dugong Management Area.

10.2 Objective for Dugong Management Areas

The objective of this Zoning Plan for Dugong Management Areas is to restrict activities that pose a threat to dugongs.

10.3 Application of special management provisions

The Regulations may provide for the Authority to declare that the special management provisions mentioned in the Regulations apply to a Dugong Management Area.

10.4 Regulations may set out special management provisions

The Regulations may set out special management provisions, consistent with Part 4 (Additional Purposes for Use or Entry), for a Dugong Management Area.

11 Defence Area

Note 1. Section 38A of the Act provides that a person must not intentionally or negligently use or enter a zone for a purpose other than a purpose that is permitted under the zoning plan that relates to the zone.

Note 2. Section 38B of the Act provides that if a zone may not be used or entered for a particular purpose without a permission, a person must not intentionally or negligently enter the zone for that purpose other than in accordance with the permission.

Note 3. Section 38C of the Act provides that if a permission to enter a zone for a particular purpose is subject to a condition, a person to whom the condition applies must not intentionally or negligently contravene the condition.

11.1 Designation of Defence Areas

A Defence Area is a part or parts of a zone, or of more than 1 zone, that is:

- (a) described in Part 7 of Schedule 1, and shown on the Zoning Map, as a Defence Area; or
- (b) designated under the Regulations as a Defence Area.

11.2 Objective for Defence Areas

The objective of this Zoning Plan for a Defence Area is to provide, in the interests of public safety, for control of the use, and entry into, areas of the Marine Park used for defence operations.

11.3 Use or entry

Use or entry into a Defence Area may be restricted by regulations under the *Defence Act 1903* applying to the area.

12 Shipping Area

Note 1. Section 38A of the Act provides that a person must not intentionally or negligently use or enter a zone for a purpose other than a purpose that is permitted under the zoning plan that relates to the zone.

Note 2. Section 38B of the Act provides that if a zone may not be used or entered for a particular purpose without a permission, a person must not intentionally or negligently enter the zone for that purpose other than in accordance with the permission.

Note 3. Section 38C of the Act provides that if a permission to enter a zone for a particular purpose is subject to a condition, a person to whom the condition applies must not intentionally or negligently contravene the condition.

12.1 Designation of Shipping Areas

A Shipping Area is a part or parts of a zone, or of more than 1 zone, that is designated under the Regulations as a Shipping Area.

12.2 Objective for Shipping Areas

The objective of this Zoning Plan for a Shipping Area is to make provision for the navigation of ships.

12.3 Application of special management provisions

The Regulations may provide for the Authority to declare that the special management provisions apply to a Shipping Area for a period specified in the declaration.

12.4 Special management provisions

The special management provisions are that, despite Part 2 (Zones) and subject to Part 4 (Additional Purposes for Use or Entry), the area may be used or entered without permission for the navigation of a ship if equipment on the ship that is normally used for fishing or collecting is stowed or secured.

Part 4 – Additional Purposes for Use or Entry

13 Use or Entry without Written Permission

13.1 A zone or a designated area may be used or entered without written permission for any of the following purposes:

- (a) to save human life or avoid the risk of injury to a person;
- (b) to locate or secure the safety of an aircraft, vessel or structure that is, or may be, endangered by stress of weather or by navigational or operational hazards;
- (c) to deal with an emergency involving a serious threat to the environment;
- (d) after notification to the Authority, and subject to any directions given by the Authority:
 - (i) to remove a vessel or aircraft that is wrecked, stranded, sunk or abandoned, except a wreck to which the *Historic Shipwrecks Act 1976* applies; or
 - (ii) to conduct or service authorised navigational aids and their ancillary buildings and works, including the operation of vessels and aircraft for those purposes; or
 - (iii) to remove, in accordance with an order under regulation 39 or a deed of agreement, property described in the order or deed; or
 - (iv) to undertake defence operations not otherwise allowed under this Zoning Plan; or
 - (v) to undertake government geodetic surveys, government bathymetric surveys or similar surveys;
- (e) by traditional inhabitants for activities, not involving the taking of plants, animals or marine products, for Aboriginal or Torres Strait Islander custom or tradition;
- (f) to perform functions and exercise powers under the Act, the Regulations or a plan of management;
- (g) to enforce a law of the Commonwealth or Queensland by a person authorised under that law (or another law of that kind) to enforce the law;
- (h) to carry out reconnaissance or surveillance for the Commonwealth or Queensland.

14 Use or Entry with Written Permission

14.1 The Authority may grant written permission for the conduct of research and ancillary activities within a zone despite any limitation on the use of, or entry into, the zone or part of the zone, under this Zoning Plan.

Note The Regulations deal with obtaining permissions.

Descriptions of Zones and Areas

- Note 1. A reference to a reef, for example, 'reef (reef no.)', is a reference to a reef depicted and numbered on the Great Barrier Reef Series 1:250 000 scale map sheets.
- Note 2. All coordinates given in this Schedule are expressed in terms of Geocentric Datum of Australia 1994 (GDA 94).
- Note 3. If a part of a boundary of a zone or designated area is described by reference to a line every point of which is a particular distance seaward from the nearest point of the reef or coastline to which it applies, and that boundary intersects the boundary of another zone or designated area, or a reef or coastline, the boundary in the area of overlap is the median line.

Part 1 General Use Zone

The part of the Gumoo Woojabuddee Section of the Marine Park that is not included in another zone.

Part 2 Habitat Protection Zone

The area the boundary of which commences at the point of latitude 22°29.74' south, longitude 150°45.04' east and continues progressively:

- (a) north-easterly along the geodesic to the point of latitude 22°28.76' south, 150°46.14' east;
- (b) south-easterly along the geodesic to the point of latitude 22°31.89' south, longitude 150°47.35';
- (c) southerly along the geodesic to the easternmost point of Cape Clinton on the coastline of the mainland at low water;
- (d) generally north-westerly and westerly along the coastline of the mainland at low water to its intersection with the meridian 150° 45.35' east, in the vicinity of Inner Head; and
- (e) north-westerly along the geodesic to the point of commencement.

Part 3 Conservation Park Zone

The area the boundary of which commences at the north-westernmost point of the headland at Cliff Point on the coastline of the mainland at low water and continues progressively:

- (a) south-westerly, westerly, north-westerly and northerly along the coastline of the mainland at low water to its initial intersection by the meridian 150°47.4' east;
- (b) southerly along the geodesic to the westernmost point of the coastal 500 metre line around Single Rock; and
- (c) south-easterly along the geodesic to the point of commencement.

Part 4 Commonwealth Islands Zone

The part of the Marine Park in the Gumoo Woojabuddee Section that is above the low water mark.

Part 5 National Park Zone

The area the boundary of which commences at the point of intersection of the coastline of the mainland at low water by the parallel of latitude 22°26.976' south and continues progressively:

- (a) east along that parallel to its intersection by the coastal 500 metre line of the mainland;
- (b) south-easterly along the geodesic to the point of latitude 22°27.9' south, longitude 150°46.1' east;
- (c) southerly along the geodesic to the point of latitude 22°28.76' south, 150°46.14' east;
- (d) south-westerly along the geodesic to the point of latitude 22°29.74' south, longitude 150°45.04' east;
- (e) north-westerly along the geodesic to the southernmost point of the headland on the mainland at low water located at or about latitude 22°28.64' south, longitude 150°44.85' east; and
- (f) generally north-easterly and northerly along the coastline of the mainland at low water to the point of commencement.

Part 6 Dugong Management Area

The area the boundary of which commences at the point of latitude 22°29.74' south, longitude 150°45.04' east and continues progressively:

- (a) north-easterly along the geodesic to the point of latitude 22°28.76' south, 150°46.14' east;
- (b) south-easterly along the geodesic to the point of latitude 22°31.89' south, longitude 150°47.35';
- (c) southerly along the geodesic to the easternmost point of Cape Clinton on the coastline of the mainland at low water;
- (d) generally north-westerly and westerly along the coastline of the mainland at low water to its intersection with the meridian 150°45.35' east, in the vicinity of Inner Head; and
- (e) north-westerly along the geodesic to the point of commencement.

Part 7 Defence Area

The area the boundary of which commences at the intersection of the coastline of the mainland at low water by the parallel of latitude 22°26.98' south and continues progressively:

- (a) east along the parallel to its intersection by the 5 kilometre line;
- (b) generally southerly, south-easterly and southerly along the 5 kilometre line to its intersection by the parallel of latitude 22°46.23' south;
- (c) west along that parallel to its easternmost intersection by the coastline of the mainland at low water; and
- (d) generally northerly, north-westerly and northerly along that coastline at low water to the point of commencement.

Dictionary

<i>Act</i>	means the Great <i>Barrier Reef Marine Park Act 1975</i> .
<i>aircraft</i>	see subsection 3 (1) of the Act.
<i>animal</i>	see subsection 3 (1) of the Act.
<i>Authority</i>	see subsection 3 (1) of the Act.
<i>authorised</i>	means done under a law of the Commonwealth.
<i>bait gathering</i>	means taking yabbies, eugaries (pippies), bait worms or crabs by hand or by a hand-held implement.
<i>bait netting</i>	means taking bait using a net that is declared in the Regulations for this definition, if the net is used lawfully.
<i>bait worms</i>	means worms belonging to the Class <i>Polychaeta</i> .
<i>collecting</i>	means the taking of any animal, plant or marine product declared in the Regulations for this definition.
<i>commercial netting</i>	means taking fish using a net that is declared in the Regulations for this definition, if the net is used lawfully.
<i>crabbing</i>	means the taking of crabs using a crab pot, dilly or other apparatus declared in the Regulations for this definition.
<i>crabs</i>	means crustaceans of the Section <i>Brachyura</i> .
<i>cruise ship</i>	means a ship engaged in the conduct of a tourist program in accordance with a permission.
<i>deed of agreement</i>	means a deed of agreement entered into under a condition of a permission.
<i>developmental fishery program</i>	means a program of fishing or collecting: (a) that uses equipment or techniques that have not previously been used in commercial fishery in the Great Barrier Reef Region; or (b) either wholly or in part, for a species for which there is not a commercial fishery in the Region; or (c) that is declared in the Regulations to be a developmental fishery program.
<i>ecological community</i>	see subsection 3 (1) of the Act.

<i>educational program</i>	see subsection 3A (6) of the Act.
<i>eugarie</i>	means a mollusc of the Family <i>Donacidae</i> .
<i>facility</i>	see subsection 3A (9) of the Act.
<i>fishing</i>	means the taking of fish, crustaceans or molluscs declared in the Regulations for this definition.
<i>Great Barrier Reef Region</i>	see subsection 3 (1) of the Act.
<i>Gumoo</i>	see the Regulations.
<i>Woojabuddee Section</i>	
<i>hook</i>	means a single hook or a group of ganged hooks.
<i>hovercraft-</i>	see subsection 3 (1) of the Act.
<i>landing area</i>	see subsection 3 (1) of the Act.
<i>limited collecting</i>	means collecting of shells, fish and invertebrates, other than corals of Class <i>Anthozoa</i> , subject to the limitations declared in the Regulations for this definition.
<i>limited crabbing</i>	means crabbing using not more than the number of crab pots, dillies or inverted dillies declared in the Regulations for this definition.
<i>limited educational program</i>	means the conduct of an educational program that: <ul style="list-style-type: none"> (a) does not involve the taking of plants, animals, or marine products; and (b) is a component of a course conducted by: <ul style="list-style-type: none"> (i) an educational institution that is accredited by a Commonwealth, State or Territory body that is responsible for education; or (ii) an overseas educational institution that is accredited for an educational purpose by a Department or Authority of the Commonwealth or of a State or Territory.
<i>limited line fishing</i>	means fishing in accordance with any limitations that may be declared in the Regulations for this definition.
<i>limited oyster-gathering</i>	means oyster-gathering for immediate human consumption.
<i>limited research</i>	means research that does not involve an activity that, if it were not part of a research activity, would require permission.
<i>mariculture</i>	means the farming of marine resources, including the operation, construction, maintenance, modification, demolition or removal of any facility associated with farming the resources.

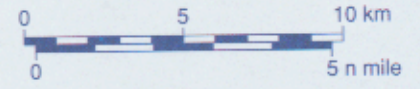
Marine Park	see subsection 3 (1) of the Act.
marine product	includes coral limestone, shell-grit, star sand or any other naturally-occurring material making up the sea-bed in the Gumoo Woojabuddee Section.
motorised watersports	means recreational or commercial sporting activity using high-speed motorised craft and including jetskiing, parasailing, jetboating, waterskiing and recreational hovercraft.
operations for the recovery of minerals	see subsection 3 (1) of the Act.
oyster-gathering	means the taking of shellfish of the Family <i>Ostreidae</i> , other than by dredging.
plant	see subsection 3 (1) of the Act.
plan of management	see subsection 3 (1) of the Act.
power-head	means a device: <ul style="list-style-type: none"> (a) that may be attached to a spear; and (b) that consists of or contains an explosive charge; and (c) by which fish may be taken.
reef	includes bommie fields, reef slopes, moats and ramparts.
reef edge	means the seaward edge of a reef.
Regulations	means the Great Barrier Reef Marine Park Regulations.
right	see subsection 3 (1) of the Act.
ship	means a vessel in excess of 70 metres in overall length.
secured	means rendered inoperative and stowed in accordance with any other requirements which may be declared in the Regulations for the purpose of this definition.
taking	for animals, plants and marine products, includes removing, gathering, catching, capturing, lulling, destroying, dredging for, raising, carrying away, bringing ashore or interfering with.
the median line	means the notional line every point of which is equidistant from the nearest point of the land or reef to which the line relates.
tourist program	see subsection 3A (3) of the Act.
traditional fishing and collecting	means fishing and collecting, by a traditional inhabitant, other than for purposes of recreation, sale or trade.

<i>traditional hunting</i>	means taking by a traditional inhabitant, other than for purposes of sale or trade, of a reptile of the Families <i>Cheloniidae</i> , <i>Dermochelyidae</i> and <i>Crocodyllidae</i> or a dugong (<i>Dugong dugon</i>).
<i>traditional inhabitant</i>	means a person of Aboriginal or Torres Strait Islander descent who is recognised in the community as an Aboriginal or Torres Strait Islander and who identifies as an Aboriginal or Torres Strait Islander.
<i>trolling</i>	means fishing by means of a line trailed behind a vessel that is under way, except drift fishing when the vessel is adrift.
<i>vessel</i>	see subsection 3 (1) of the Act.
<i>yabbies</i>	means crustaceans of the Family <i>Callinassidae</i> .
<i>zone</i>	see subsection 3 (1) of the Act.
<i>zoning map</i>	means that map annexed to this Zoning Plan.

Great Barrier Reef Marine Park Gumoo Wojobuddee Section Map of Zoning



GREAT BARRIER REEF
MARINE PARK AUTHORITY



Map Projection: Unprojected Geographic Coordinates
Horizontal Datum: Geocentric Datum of Australia, 1994
Vertical Datum: Australian Height Datum
Elevations in metres

THIS MAP IS INDICATIVE ONLY AND IS NOT INTENDED FOR NAVIGATIONAL PURPOSES.

NOTES:

- Included in the Great Barrier Reef Marine Park are: (a) the seabed and water column within the Sections; (b) the subsoil beneath the seabed within the Sections, extending to a depth of 1000 metres below the seabed; (c) the subsoil beneath any land within the Sections, extending to a depth of 1000 metres below the surface; and (d) the airspace of the Sections, extending to a height of 915 metres above the surface.
- The Great Barrier Reef Marine Park Gumoo Wojobuddee Section boundary follows the mean low-water mark of Queensland on its landward side but excludes Queensland owned islands, internal waters of Queensland and any other Seas and Submerged Lands Act exclusions.
- The location and extent of all zoning is approximate and does not include any areas that are outside the Great Barrier Reef Marine Park Gumoo Wojobuddee Section.
- Coastal and offshore information derived from various electronic data sets held or maintained by the Great Barrier Reef Marine Park Authority.
- Shoalwater Bay Training Area boundary derived from 'Shoalwater Bay Special 1:100 000' published by the Royal Australian Survey Corps, 1993.
- Road and drainage detail derived from 'Digital Chart of the World' published by the Environmental Systems Research Institute Incorporated, 1992, with supplementary road information derived from road maps published by the Royal Automobile Club of Queensland Limited, 1996.
- Height information derived from 'Digital Chart of the World' published by the Environmental Systems Research Institute Incorporated, 1992, and 1:250 000 topographic maps published by the Commonwealth of Australia.
- Land tenure information derived from data supplied by the Queensland Department of Natural Resources and Mines, 2002.
- Names are not necessarily authoritative.



LEGEND

- Reef edge or shoal edge
- Reef flat or bommie
- Coastline, island
- National park, watercourse
- Road, urban area
- Spot elevation
- Great Barrier Reef Marine Park Section boundary
- Gumoo Wojobuddee Section Defence Area boundary
- Dugong Management Area

WARNING This map must not be used for marine navigation. Comprehensive and updated navigation information should be obtained from published hydrographic charts.

SAFETY IN THE MARINE PARK

The fact that an activity is allowed by a zoning plan or under a permit granted by the Great Barrier Reef Marine Park Authority does not mean that it is necessarily safe. Certain hazards exist, unexploded ordnance for example, which may curtail or otherwise affect certain activities, in particular submarine or seabed activities. Further information should be obtained from navigation charts and Notices to Mariners prior to entry into the Marine Park. The Great Barrier Reef Marine Park Authority may also be able to provide further information.

MACKAY/CAPRICORN SECTION
Refer to the Mackay/Capricorn Section Zoning Plan and maps for zoning details.

GREAT BARRIER REEF MARINE PARK—GUMOO WOJOBUDDEE SECTION

FARNBOROUGH SECTION
This Section of the Great Barrier Reef Marine Park is unzoned at August 2002.

MACKAY/CAPRICORN SECTION
Refer to the Mackay/Capricorn Section Zoning Plan and maps for zoning details.

GUMOO WOJOBUDDEE ACTIVITIES (see Zoning Plan for details)	General Use Zone			
	General Use Zone	Habitat Protection Zone	Conservation Park Zone	National Park Zone
Bait gathering, crabbing, oyster gathering	Yes	Yes	Limit	No
Bait netting	Yes	Yes	Yes	No
Collecting (except limited collecting)	Permit	Permit	No	No
Commercial netting	Yes	Yes	No	No
Hovercraft navigation	Permit	Permit	Permit	Permit
Limited collecting	Yes	Yes	No	No
Line fishing (< 6 hooks)	Yes	Yes	Limit	No
Line fishing (> 6 hooks)	Permit	Permit	No	No
Mariculture	Permit	Permit	No	No
Recreational activities (e.g. diving, film and sound recording, photography)	Yes	Yes	Yes	Yes
Spearfishing (includes lobster)	Yes	Yes	No	No
Tourist and Education programs	Permit	Permit	Permit	Permit
Traditional fishing and collecting	Yes	Yes	Yes	Permit
Traditional hunting	Permit	Permit	Permit	Permit
Trawling	Yes	No	No	No
Trolling	Yes	Yes	Yes	No

Commonwealth Islands Zone: All Commonwealth owned islands in the Gumoo Wojobuddee Section are zoned "Commonwealth Islands Zone". See Zoning Plan for details.
Emergencies: Access to all zones is allowed in emergencies.

