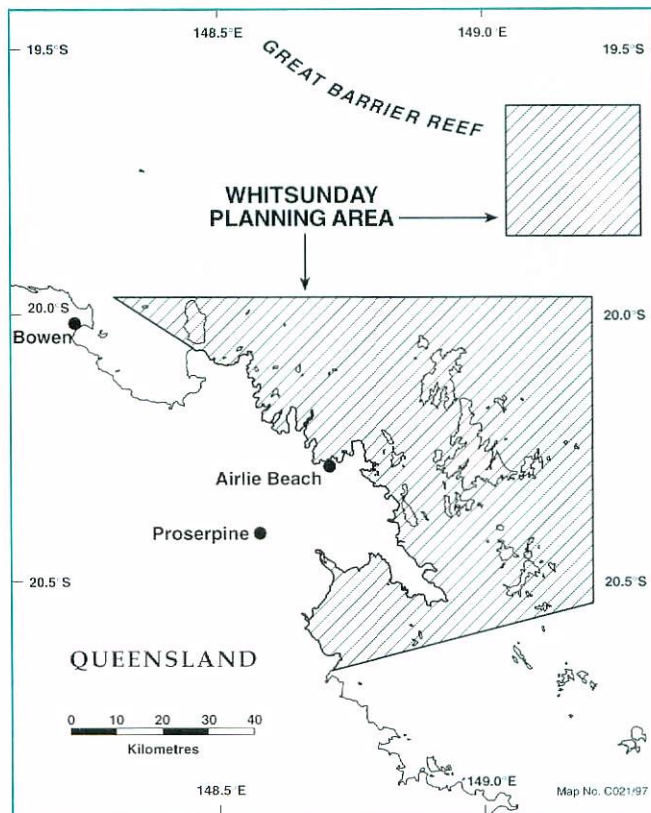




Whitsundays Plan of Management

(Reprinted as in force October 1999
includes Amendment No. 1 1999)



GREAT BARRIER REEF
MARINE PARK AUTHORITY

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(Reprinted as in force October 1999
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Foreword

The Great Barrier Reef Marine Park Authority has developed the Whitsundays Plan of Management to protect and conserve the values of the Whitsundays area of the Great Barrier Reef Marine Park, while allowing for a range of use opportunities.

The Great Barrier Reef, one of the world's last healthy reef systems, is also one of Australia's most popular natural tourist attractions. Each year, over half a million people visit the Whitsunday region of the Great Barrier Reef Marine Park.

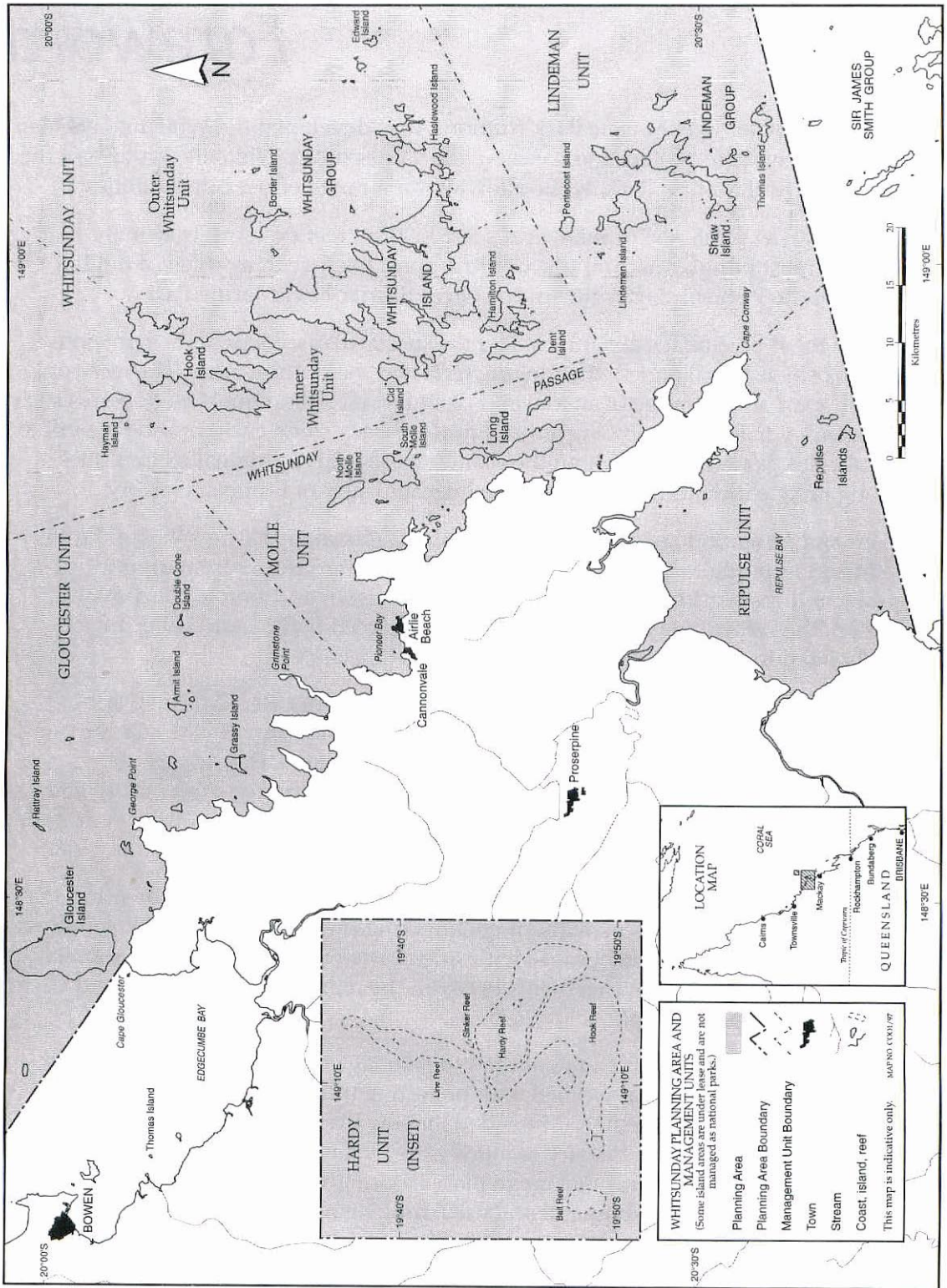
Visitors to the Whitsundays are attracted by the spectacular scenery of the numerous islands (mostly national parks), the fringing reefs and the offshore reefs. The reefs and islands support a huge range of animal and plant life, including threatened species such as humpback whales, dugongs, loggerhead turtles, beach stone-curlews and Proserpine rock-wallabies. Scattered throughout the islands are special Aboriginal cultural sites including unique rock art paintings at Nara Met, and sites of European history.

Tourism and recreation are the major uses of the Whitsundays. The Whitsundays is therefore an important area for educating and informing visitors from around Australia and the world about World Heritage values. In addition to tourism and recreation, the Whitsundays is also used for commercial fishing and collecting, research and education, traditional hunting, and shipping.

The Great Barrier Reef Marine Park Act 1975 and Great Barrier Reef Marine Park Regulations, the Central Section Zoning Plan and this Plan provide the statutory and regulatory foundation for managing use of the Whitsundays. Day-to-day management of the Whitsundays is conducted primarily through joint management arrangements with the QPWS. The Plan restricts some activities that may occur under the Zoning Plan, but does not otherwise affect any requirement of the Zoning Plan.

The Authority believes that this statutory basis must be complemented by other actions to ensure use can occur without endangering the values of the Whitsundays. To this end, the Authority encourages widespread use of best environmental practices and cooperative working arrangements between the management agencies and Great Barrier Reef Marine Park stakeholder groups.

The Plan identifies significant values of the Whitsundays that require protection now through the Plan, the issues associated with protecting those values and management measures used to address them. It is intended that the Plan will be in force indefinitely, but, in the future it may be necessary to modify the Plan in response to new information obtained through the programs that are in place to monitor threatened species (e.g. humpback whales, dugongs and seabirds), fringing reefs (e.g. anchor damage and recovery), site visitation and changing community attitudes. The Authority may make amendments to the Plan as required, subject to a period of public comment.



Contents

PART 1	Management of the Whitsunday Planning Area	
DIVISION 1	Preliminary	
1.1	Name of this Plan	1
1.2	Application of this Plan	1
1.3	General Intent of this Plan	1
1.4	Interpretation	2
DIVISION 2	Nature conservation: values. issues and strategies	
1.5	Nature conservation –general	4
1.6	Corals and associated biota conservation: values. issues and strategies	5
1.7	Marine animals. plants and habitat conservation: values. issues and strategies	6
1.8	Bird conservation: values. issues and strategies	8
DIVISION 3	Cultural and heritage: values. issues and strategies	
1.9	Cultural and heritage: values. issues and strategies	11
DIVISION 4	Use of the Planning area. issues and strategies	
1.10	Use of the Planning Area. issues and strategies	13
DIVISION 5	Transition	
1.11	Tourism management – general	24
1.12	Eligibility requirements for certain tourist programs	24
1.13	Exceptions available to certain tourist programs	25
1.14	Evidentiary requirements for tourist programs	25
1.15	Relevant permission replication issues for tourist programs	26
PART 2	Enforcement provisions	
DIVISION 1	Preliminary	
2.1	How many people on a vessel	28
2.2	Length of vessel	28
2.3	When this Part does not apply	28
DIVISION 2	General restrictions on the operation of vessels and aircraft	
2.4	Vessels not to be operated in certain setting areas	29
2.5	Operation of vessels or aircraft for tourist programs	29
2.6	Limited exception for activities under certain older permissions	30
2.7	Limits on operation of aircraft	30
2.8	Limits on use of certain kinds of vessels	30

DIVISION 3 Wildlife protection

2.9	Dugongs and loggerhead turtles not to be taken or interfered with.....	32
2.10	Protection of whales	32
2.11	Activities near significant bird sites.....	32
2.12	Protecting coral	33

DIVISION 4 Other activities

2.13	Fishing	34
2.14	Certain commercial activities.....	34
2.15	Aerobatics and motorised water sports	34

SCHEDULES

1	The Planning Area	35
2	Setting areas	36
3	Locations	44
4	Whale Protection Area	50
5	No anchoring areas	53
6	Cruise ship anchorages	58
7	Regular aircraft landing areas	60
8	Langford/Black Islands Area	63
9	Definitions	64

TABLES

1	Significant bird sites with restriction periods.....	9
2	Setting descriptions	16
3	Setting 5 areas and their significant values	17
4	Types of tourist programs consistent with this Plan	22

TABLE OF AMENDMENTS	68
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Commonwealth of Australia
Great Barrier Reef Marine Park Act 1975

Whitsundays Area Plan of Management (includes Amendment No.1 1999)

THE GREAT BARRIER REEF MARINE PARK AUTHORITY, having regard to the protection of world heritage values of the Great Barrier Reef Marine Park and the precautionary principle mentioned in section 3.5.1 of the Intergovernmental Agreement on the Environment (a copy of which is set out in the Schedule to the *National Environment Protection Council Act 1994*), has prepared the following plan of management under part VB of the *Great Barrier Reef Marine Park Act 1975*.

Part 1

Management of the Whitsunday Planning Area

DIVISION 7 Preliminary

1.1 Name of this Plan

This Plan is the *Whitsundays Plan of Management 1998*.

1.2 Application of this Plan

This Plan applies to the part of the Great Barrier Reef Marine Park within the Whitsunday Planning Area (that is, the areas described in Schedule 1).

1.3 General intent of this Plan

- (1) The general intent of this Plan is, in conjunction with other management mechanisms, to protect and conserve identified values of the Planning Area, while allowing for reasonable opportunities to access and use the Planning Area.
- (2) Section 39Y of the Act sets out the objects of plans of management. Those objects are:
 - (a) to ensure, for particular areas of the Marine Park in which the Authority considers that nature conservation values, cultural and heritage values, or scientific values are, or may be, threatened, that appropriate proposals are developed to reduce or eliminate the threats; and
 - (b) to ensure that species and ecological communities that are, or may become, vulnerable or endangered are managed to enable their recovery and continued protection and conservation; and
 - (c) to ensure that activities within areas of the Marine Park are managed on the basis of ecologically sustainable use; and
 - (d) to provide a basis for managing the uses of a particular area of the Marine Park that may conflict with other uses of the area or with the values of the area; and

- (e) to provide for the management of areas of the Marine Park in conjunction with community groups in circumstances where those groups have a special interest in the areas concerned; and
 - (f) to enable people using the Marine Park to participate in a wide range of recreational activities.
- (3) Subsection 392 (1) of the Act states that the Authority in preparing management plans must have regard to:
- (a) the protection of world heritage values of the Marine Park; and
 - (b) the precautionary principle.

Note S 39Z of the Act defines *the precautionary principle* to have the same meaning as in section 3.5.1 of the Intergovernmental Agreement on the Environment. (The Agreement is set out in full in the Schedule to the *National Environment Protection Council Act 1994*.) *The principle is as follows:*

Where there are threats of serious or irreversible environmental damage, lack of full scientific certainty should not be used as a reason for postponing measures to prevent environmental degradation.

1.4 Interpretation

- (1) In this Plan, a term defined in Schedule 9 has the meaning given in that schedule, unless the context requires otherwise.
- (2) A reference in this Plan to a reef or other place, followed by an identification number in brackets (for example, Line Reef (19-128)), is a reference to the reef or place so named and identified in the Great Barrier Reef Marine Park Central Section Zoning Information (specifically Hardy Reef BRA Q113 and Whitsundays BRA Q115), published by the Authority in 1987.
- (3) If 2 Locations described in this Plan overlap, the boundary between them, in the area of overlap, is taken to be the median line between their boundaries as described.
- (4) If for this Plan an area has as its seaward boundary a line every point of which is a particular distance seaward from a reef or coastline (for example, the coastal 1500 metre line) but the area does not extend all the way around the reef or coastline, the lateral boundaries of the area are the lines that are perpendicular to the reef or coastline at each end of the area.
- (5) If part of the boundary of a Location extends beyond the Planning Area, the Location boundary is taken to be the boundary of the Planning Area.
- (6) The origin of geographical coordinates used in this Plan is the Australian Geodetic Datum 1966 (AGD66) unless otherwise stated.

- (7) If a specific reef Location is mentioned in this Plan, the reference includes the area within the 500 metre line of the reef unless the context indicates otherwise.

Note 1 The intertidal areas and most of the islands are managed by the Queensland Parks and Wildlife Service.

Note 2 The Commonwealth islands of Eshelby Island (20-012), Little Eshelby Island (20-013) and the southern part of Dent Island (20-058), and their intertidal areas, are managed by the Great Barrier Reef Marine Park Authority.

DIVISION 2 Nature conservation: values, issues and strategies

1.5 Nature conservation – general

- (1) The Authority considers protection of the natural values of the Marine Park to be an essential consideration of management. Use that threatens, or may be reasonably expected to threaten, natural values will be managed.
- (2) The Authority considers that the following nature conservation values are, or may be, threatened in the Planning Area:
 - (a) corals and associated biota;
 - (b) marine animals, plants and habitat;
 - (c) birds nesting or roosting in the Planning Area;
 - (d) scenic integrity;
 - (e) water quality.
- (3) The Authority has identified the following issues to be resolved in protecting nature conservation values in the Planning Area:
 - (a) limiting the damage to coral from anchoring and other direct human activities;
 - (b) minimising disturbance to whales, particularly in the inshore calving areas of the Planning Area;
 - (c) minimising the decline in, and pressures on, dugong populations in the Planning Area;
 - (d) minimising disturbance to turtles, particularly when nesting in the Planning Area;
 - (e) minimising disturbance to birds, particularly when nesting or roosting, in the Planning Area;
 - (f) ensuring scenic integrity and water quality are not degraded.
- (4) To reduce or eliminate the threats to nature conservation values in the Planning Area, areas of unique or outstanding nature conservation value will be assigned high levels of protection, and in some cases, access may be limited as a result of more detailed site planning.

Note 1 Tertiary treatment standards have been implemented for direct discharge of waste into the Planning Area. The Authority is working with Queensland agencies and stakeholders to implement appropriate standards for vessel discharges and to manage diffuse, land-based sources of pollution.

Note 2 Best environmental practices are in place and are regularly required for the major activities in the Planning Area including anchoring and mooring, fishing and diving and snorkelling.

Note 3 As tourism is the major use in the Planning Area, the Authority is working with the tourism industry to ensure best environmental practices through accreditation, training and education programs and materials.

1.6 Corals and associated biota conservation: values, issues and strategies addressed in this plan

Corals and associated biota conservation values

- (1) The Authority has identified the following values relating to corals and associated biota in the Planning Area:
 - (a) corals and associated biota are an integral part of the Marine Park and the Great Barrier Reef World Heritage Area;
 - (b) the relatively clear waters of the northern Whitsundays have allowed for the growth and development of extensive and diverse reef structures and of corals relatively uncommon on fringing reefs;
 - (c) surveys of fringing reefs in the Whitsundays have identified a number of reefs of outstanding species richness, coral cover, uniqueness and aesthetic appeal;
 - (d) a previously undescribed coral species (*Goniastrea* sp.) has been recorded at Double Bay, and a species of sponge (*Rhabderemia sorokinae*) at Deloraine Island Reef.

Corals and associated biota conservation issues

- (2) The Authority has identified the following issues relating to corals and associated biota in the Planning Area:
 - (a) fringing reefs are a limited resource throughout the Marine Park and especially in the Planning Area – this relatively scarce resource has important **conservation** and aesthetic values;
 - (b) the accessibility of the Whitsundays fringing reefs make them vulnerable to degradation from excessive human use, particularly damage from anchoring, diving, reef **walking** and collecting.
 - (c) coral and associated biota have the potential to be affected by run-off from adjacent coastal development;
 - (d) species of biota that are thought to have only limited geographic distribution (for example, *Goniastrea* sp., *Rhabderemia sorokinae*) require protection.

Corals and associated biota conservation strategies

- (3) Zoning protects various habitats for various purposes. The taking of coral, including damage to coral and coral collecting, is prohibited under the Zoning Plan without a permission. However, more explicit and

enforceable regulation is required to address impacts such as anchor damage.

- (4) The Authority has developed the following additional strategies to reduce or eliminate the threats to corals and associated biota in the Planning Area:
 - (a) damaging coral will not be allowed in the Planning Area, however:
 - (i) in developing regulations, special consideration or exception will be given to the use of a lightweight reef pick, if reasonable care is taken to avoid damaging coral; and
 - (ii) the prohibition will not apply to a person collecting coral in accordance with a relevant permission;
 - (b) areas of coral reef that are most susceptible to damage, and known sites for rare species of biota, will be identified as no anchoring areas and marked where appropriate: anchoring, including the use of diver descent lines and other facilities, will not be allowed within these no anchoring areas;
 - (c) as a general rule, anchoring equipment associated with ships has a higher risk of causing damage to coral and associated biota and, for that reason, a ship must not be anchored in a setting area, except at a cruise ship anchorage;
 - (d) the number of relevant permissions for tourist programs that rely on daily anchoring in the Planning Area will be capped;
 - (e) the number of relevant permissions for tourist programs that involve reef walking in the Planning Area will be capped, except:
 - (i) at Hardy Reef; and
 - (ii) at Black Island Reef;
 - (f) the number of relevant permissions for commercial collecting and mariculture in the Planning Area will be capped.

Note 1 Information on best environmental practices will be widely disseminated with the intention that it be observed when anchoring in the Planning Area.

Note 2 The Authority will continue to monitor corals and associated biota and develop conservation measures within the Planning Area as part of the Authority's reef protection program.

1.7 Marine animals, plants and habitat conservation: values, issues and strategies addressed in this plan

Marine animals, plants and habitat conservation values

- (1) The Authority has identified the following values relating to marine animals, plants and habitat in the Planning Area;

- (a) whales, dugongs, dolphins and turtles are an integral part of the Marine Park and the Great Barrier Reef World Heritage Area;
- (b) the Whitsundays is an important calving ground for whales which migrate north from the Southern Ocean during winter;
- (c) dugongs occur in relatively low numbers in the Planning Area;
- (d) several species of dolphin and marine turtle occur in the Planning Area;
- (e) seagrass beds occur in many areas of the Whitsundays and support a rich and diverse fauna and flora, providing sheltered, nutrient-rich habitat and grazing areas for dugongs and turtles, and are important nurseries for a variety of marine life;
- (f) mangrove communities are of major ecological and economic importance in the Whitsundays, providing habitats and nurseries for fish, and buffering estuaries from sediments and coastlines from storms, they are natural nutrient filters and are critical habitat for many birds and other wildlife.

Marine animals, plants and habitat conservation issues

- (2) The Authority has identified the following issues relating to marine animals, plants and habitat in the Planning Area;
 - (a) the following species are, or may become, vulnerable or endangered: dugong (*Dugong dugon*), flatback turtle (*Natator depressus*), green turtle (*Chelonia mydas*), hawksbill turtle (*Eretmochelys imbricata*), loggerhead turtle (*Caretta caretta*), humpback whale (*Megaptera novaeangliae*), Irrawaddy dolphin (*Orcaella brevirostris*) and Indo-Pacific humpbacked dolphin (*Sousa chinensis*);
 - (b) adult whales and calves may be disturbed by vessels and aircraft at close range;
 - (c) turtles are highly susceptible to human interference at nesting sites;
 - (d) turtles, dugongs and dolphins are occasionally injured by boat propellers;
 - (e) dugong populations throughout the southern Marine Park are severely depleted and under pressure from a variety of activities such as habitat loss, gill-netting, traditional hunting, incidental kills and illegal take;
 - (f) seagrass and mangrove communities are important to a variety of marine life and may be depleted by inappropriate human activity.

Marine animals, plants and habitat conservation strategies

(3) The Authority has developed the following strategies to reduce or eliminate the threats to marine animals, plants and habitat in the Planning Area:

(a) **taking** of, or interfering with, dugongs and loggerhead turtles will not be allowed in the Planning Area;

Note This strategy is supported by the Giru Dala Aboriginal Council of Elders.

(b) vessels **will** not be allowed to approach within 300 metres of a whale in the Whale Protection Area – outside this area the limit will be **100** metres;

(c) fixed wing aircraft will not be allowed, below **1000** feet (above ground or water), to approach within 300 metres of a whale in the Planning Area;

(d) helicopters will not be allowed, below **2000** feet (above **ground** or water), to approach within **1000** metres of a whale in the Planning Area;

(e) whale spotting with a helicopter as part of a tourist program will not be allowed in the Planning Area;

(f) whale watching with a vessel as part of a tourist program will not be allowed in the Whale Protection Area;

(g) the number of relevant permissions for tourist programs that involve whale watching in the Planning Area will be capped.

Note 1 Information on best environmental practices will be widely disseminated with the intention that it be observed when whale watching in the Planning Area.

Note 2 The Authority will continue to monitor marine animals, plants and habitat and develop conservation measures within the Planning Area as part of the Authority's threatened species conservation program.

1.8 Bird conservation: values, issues and strategies addressed in this plan

Bird conservation values

(1) The Authority has identified the following values relating to birds nesting or roosting in the Planning Area:

(a) birds are an integral part of the Marine Park and the Great Barrier Reef World Heritage Area;

(b) the Whitsundays is recognised internationally as an important stopover area for migratory birds;

(c) there are a number of significant bird sites (listed in Table 1) in the Planning Area.

Table 1 Significant bird sites with restriction periods

<i>Sites that have an all year restriction period</i>	<i>Sites that have a restriction period from 1 October to 31 March (inclusive)</i>
<ul style="list-style-type: none"> • Bird Island • East Rock • Edwin Rock • Eshelby Island • Little Eshelby Island 	<ul style="list-style-type: none"> • Armit Island (southern beach only) • Double Cone Island (western island only) • Grassy Island (southern beach only) • Little Armit Island • Olden Rock (south of Olden Island) • Shaw Island (beach east of Burning Point) • South Repulse Island (western beach only)

Note 1 The islands, rocks and beaches listed have been identified by the Queensland Parks and Wildlife Service as significant bird sites, particularly for nesting or roosting which predominantly occurs during the restriction period.

Note 2 The species diversity and conservation status of each species, and the number of each species, combine to determine the significance of a site.

Bird conservation issues

- (2) The Authority has identified the following issues relating to birds nesting or roosting, in the Planning Area:
 - (a) seabirds nesting in colonies and roosting on sandspits, and shorebirds feeding at mudflats, are susceptible to disturbance from human activity;
 - (b) the Authority considers that the following species are, or may become, vulnerable in the Planning Area: beach **stone-curlew** (*Esnaets neglectus*), black-naped tern (*Sterna sumatrana*), bridled tern (*Sterna anaethetus*), crested tern (*Sterna bergii*), lesser crested **tern** (*Sterna bengalensis*), eastern reef egret (*Egretta sacra*), pied cormorant (*Phalacrocorax varius*), pied imperial-pigeon (*Ducula spilorrhoa*), osprey (*Pandion haliaetus*) and white-bellied sea-eagle (*Haliaeetus leucogaster*).

Bird conservation strategies

- (3) The Authority has developed the following strategies to reduce or eliminate the threats to birds nesting or roosting in the Planning Area:
 - (a) aircraft will not be allowed, below 1500 feet (above ground or water), to approach within 1000 metres of a significant bird site (during the restriction period for the site mentioned in Table 1);

- (b) a 6-knot speed limit will apply within 200 metres of a significant bird site (**during** the restriction period);
- (c) a boat free zone will apply within 200 metres of East Rock, **Edwin** Rock and Olden Rock, between 1 October and 31 December each year.

Note 1 Buffers around significant bird sites are measured from high water

Note 2 Information on best environmental practices will be widely disseminated with the intention that it be observed when visiting islands and observing seabirds in the Planning Area.

Note 3 The Authority will continue to monitor and develop bird conservation measures within the Planning Area as part of the Authority's threatened species conservation program.

DIVISION 3 Cultural and heritage: values, issues and strategies

1.9 Cultural and heritage: values, issues and strategies addressed in this plan

Cultural and heritage values

- (1) The Authority considers that the following cultural and heritage values are, or may be, threatened in the Planning Area:
 - (a) the relationship of traditional inhabitants with the marine environment, as demonstrated by the existence of sites of spiritual significance to traditional inhabitants, and the conduct of traditional subsistence activities in the Planning Area (for example, traditional hunting);
 - (b) evidence of Aboriginal occupation of the islands, including a quarry of international significance, a nationally significant rock art site, other rock art sites, middens and stone fish traps;
Note Three of these sites are specifically referred to in the Register of the National Estate kept under the *Australian Heritage Commission Act 1975*.
 - (c) Relics of European occupation of the islands, associated with early exploration and industry, particularly timber felling and milling, mining, grazing and tourism, including shipwrecks, tramways, fencelines, sheds and tools representing former grazing activities, timber extraction and indications of early resort development;
 - (d) the Dent Island lighthouse and light station.

Cultural and heritage issues

- (2) The Authority has identified the following issues to be resolved in protecting cultural and heritage values in the Planning Area:
 - (a) maintaining the natural values of the Planning Area for the successful maintenance of cultural and heritage values and uses;
 - (b) preventing contemporary cultural and heritage values, and use by traditional inhabitants, from being impaired by greater use of parts of the Planning Area;
 - (c) preventing places of high cultural and heritage value for traditional inhabitants from being compromised by inappropriate use;
 - (d) protecting sites of cultural and heritage significance from degradation.

Cultural and heritage strategy

- (3) To reduce or eliminate the threats to cultural and heritage values in the Planning Area, sites of significant cultural and heritage value will be assigned high levels of protection, and in some cases, access may be limited as a result of more detailed site planning.

DIVISION 4 Use of the Planning Area, issues and strategies

1.10 Use of the Planning Area, issues and strategies addressed in this plan

- (1) A diverse range of activities is undertaken in the Planning Area, which represents 1% of the total area of the Great Barrier Reef Marine Park. The Planning Area is one of the most important tourism destinations on the Queensland coast and accounts for over one-third of **all** visitors to the Great Barrier Reef. The Planning Area is recognised as one of the **primary** presentation areas of Great Barrier Reef world heritage values. Protection of the values of the Planning Area, particularly the fragile reef environment, is paramount to the long-term sustainability of the local tourism industry.

Use of the Planning Area

- (2) The Authority has identified a broad range of existing uses in the Planning Area including recreation; tourism and education; coastal development and marine facilities; commercial fishing, collecting and mariculture; traditional fishing, hunting and gathering; shipping; and research and monitoring.

Use issues

- (3) The Authority has identified the following issues to be resolved in managing use in the Planning Area:
 - (a) ensuring that all activities in the Planning Area are ecologically sustainable and undertaken in accordance with best environmental practices;
 - (b) ensuring that cultural and recreational use is not inappropriately displaced by growth in commercial use;
 - (c) minimising disturbance to users of the Planning Area caused by noisy and intrusive activities;
 - (d) ensuring that the remote qualities of some sites are not inadvertently lost through unplanned increases in use;
 - (e) ensuring that irregular use by most users is not inappropriately compromised by regular use by a few users;
 - (f) ensuring that operation in popular anchorages is not constrained by the installation of tourist facilities;
 - (g) managing intensive use to ensure it does not devalue visitor experience at popular destinations;
 - (h) managing the spatial distribution of tourist programs throughout the Planning Area;

- (i) preventing the scenic integrity of the Planning Area from being compromised by coastal development and the inappropriate installation of facilities in the Planning Area;
- (j) managing the impact of commercial collecting and mariculture on other users of the Planning Area for the following reasons:
 - (i) mariculture operations may require exclusive use of large areas over a long term, can affect water quality and amenity and may conflict with other use of the Planning Area;
 - (ii) collecting is seen by many people as incompatible with other tourism and recreational use and has the capacity to degrade reef communities and structure;
 - (iii) commercial collecting has the capacity to over-exploit the resource at a local level, particularly the inshore endemic speaes – although a wide variety of species are harvested, uncommon species are more valuable and are therefore targeted by collectors;
 - (iv) these impacts are accentuated by the cumulative effects of high, overall use of the Planning Area;
- (k) managing the impact of tourism on other users of the Planning Area for the following reasons:
 - (i) actual tourism use of the Planning Area is much less than the potential level of use permitted under current Marine Park relevant permissions for tourist programs;
 - (ii) the current management system has proved effective at managing impacts from larger, site-specific operations, but has been less effective in addressing the cumulative impacts of the many smaller operations and the increasing recreational use of the Planning Area;
 - (iii) impacts reported at many sites suggest that levels of use are already approaching the environmentally sustainable limits;
 - (iv) in the absence of a more detailed planning framework, Marine Park relevant permissions have historically been developed specifically for each individual tourist program, and in many cases this has resulted in over-complex permit conditions.

Use strategies

- (4) The Authority has developed the following strategies to manage use in the Planning Area:
 - (a) focus of use – ensuring that the limited resources available for management are used most effectively by generally focussing highest levels of use on the Hardy, Molle and Inner Whitsunday units referred to in Map 1;

- (b) restrictions on the operation of vessels and aircraft in setting areas (described in Table 2) – consequently:
 - (i) the Authority may limit use of setting 5 areas and some setting 4 areas as a result of detailed site planning, to be undertaken in consultation with key stakeholders; and
 - (ii) until this detailed site planning is completed, the number of relevant permissions for tourist programs that involve a setting 5 area will be capped; and
 - (iii) a vessel more than 35 metres in overall length, or carrying more than 15 people, will not be allowed to operate in a setting 4 area; and
 - (iv) a vessel more than 35 metres in overall length, or carrying more than 40 people, will not be allowed to operate in a setting 3 area; and
 - (v) a vessel more than 35 metres in overall length will not be allowed to operate in a setting 2 area; and
 - (vi) a ship will not be allowed to operate in a setting area.

Note With increasing levels of visitation to the manning Area there is environmental damage and increased conflict of activities. To manage these impacts, and to continue to provide a range of recreation opportunity, the Authority has set limits on vessel length, group size, types of craft, facilities and certain activities in the reefal and coastal waters of the manning Area. These reefal and coastal waters have been assigned "settings", referred to in Table 2, based on their values, existing use and management requirements.

- (5) The vessel length and group size limits will not apply to:
 - (a) a ship anchored at a cruise ship anchorage, but only if it has a booking, and only for the duration of the booking; or
 - (b) a large vessel anchored at a cruise ship anchorage; or
 - (c) a vessel transferring passengers at a cruise ship anchorage, but only while it is doing so; or
 - (d) a vessel transiting a setting area, but only while it is doing so; or
 - (e) a long range roving operation.
- (6) Tourism operations that meet the required eligibility criteria set by this Plan will be excepted from some of the group size limits.
- (7) An aircraft will not be allowed to operate in a Location more than twice per week unless landing at, or taking off from an official airstrip or airport, or a regular aircraft landing area for a Location mentioned in Schedule 7.
- (7A) No more than 1 ship will be allowed to anchor at a cruise ship anchorage at a time, except at the Turtle Bay Cruise Ship Anchorage.

Table 2 Setting descriptions

Setting 1	Developed	Immediately adjacent to urban areas and resorts. These areas are the access points to the Planning Area and a focus for intensive tourism and recreation. These areas are heavily used by a wide range of craft, and contain permanent facilities (for example, marinas, jetties and boat ramps).
	Group size (including crew) no limit	Vessel length up to 70 metres
Setting 2	High use	A natural setting that may have high levels of visitation. These areas are easily accessed, and appropriate facilities (for example, pontoons, moorings, markers) may be required to manage impacts and assist in visitor interpretation of the area. These areas are regularly visited by larger vessels and aircraft.
	Group size (including crew) no limit	Vessel length up to 35 metres
Setting 3	Moderate use	A natural setting that may have moderate levels of visitation, with appropriate moorings and management facilities to manage impacts. These areas are occasionally visited by larger vessels and aircraft.
	Group size (including crew) up to 40 people	Vessel length up to 35 metres
Setting 4	Natural	A natural setting with low levels of visitation. These areas are generally free from facilities, larger vessels and aircraft.
	Group size (including crew) up to 15 people	Vessel length up to 35 metres (unless limited by site)
Setting 5	Protected	A protected natural setting, for areas of outstanding or unique conservation value and areas of special management concern. Operation in these areas will be limited and managed according to individual site plans.
	Group size (including crew) limited by site	Vessel length limited by site

Restrictions on use of sensitive sites

- (8) A number of sites in the Planning Area have been identified as possessing certain unique or outstanding nature conservation, cultural and heritage and scientific values, referred to in Table 3, and have been assigned to setting 5 for their protection.

Table 3 Setting 5 areas and their significant values

Setting 5 area	Significant values
Cow and Calf Islands	Conservation: inshore fringing reef, mangrove A remote area of scientific interest
Deloraine Island	Conservation: fringing reef, rare sponge species Remote area
Double Bay East	Conservation: fringing reef, rare coral species. Mainland coastal area of scientific interest
Eshelby and Little Eshelby Islands	Conservation: seabird nesting and roosting Commonwealth islands with lighthouses etc. Preservation Zone
Haslewood and Lupton Islands (including Turrum Island)	Conservation: seagrass beds, turtle feeding and nesting, seabird nesting and roosting, fringing reef, including deepwater bommies Source reef for Whitsundays
Hill Inlet (including northern end of Whitehaven Beach)	conservation: mangroves, seabird nesting Scenic value: unique silica sand inlet and delta (a visual icon for the Whitsundays) Cultural significance

Note 1 The values listed in this table are not exhaustive but indicative of the significance of the setting 5 areas.

- (9) Other sensitive sites in the Planning Area include: Bait Reef, Black, Langford and Bird Islands, Blue Pearl Bay (Hayman Island), Butterfly Bay and Maureen's Cove (Hook Island), CATERAN Bay (Border Island), Chance Bay (Whitsunday Island), Hardy Reef, Luncheon, Manta Ray and Pinnacle Bays (Hook Island), Mackerel Bay and Osprey Bay (Hook Island), Raven's Cove and False Nara Inlet (Hook Island), Saba Bay (Hook Island), Stonehaven Anchorage and Caves Cove (Hook Island), Sunlovers Bay (Daydream Island) and Whitehaven Beach (Whitsunday Island).

- (10) Management strategies for sensitive sites in the Planning Area have been, or are being, developed through detailed site planning. with input from key stakeholders.
- (11) As soon as practicable, following development of management strategies for sensitive sites in the Planning Area, the Authority will seek public comment on an amendment of this Plan to bring them into effect.

Restrictions on installing certain facilities in the Planning Area

- (12) Numerous moorings and tourist facilities exist in the Planning Area, particularly in setting 1 areas, but also at Hardy Reef and several other popular destinations in the Planning Area. A number of public moorings and reef **protection** markers have also been installed in the Planning Area, to protect the **fragile** reefs while providing continued access to popular destinations.
- (13) Recognising that the installation of moorings and tourist facilities at popular destinations may lead to exclusivity and displacement of other users, the number of such facilities permitted in the Planning Area will be capped, except:
 - (a) in a setting 1 area; and
 - (b) in the Hardy Reef Location.

Restrictions on commercial collecting and mariculture in the Planning Area

- (14) Because the Authority considers that commercial collecting and mariculture may conflict with the increased use of the Planning Area for tourism and recreation and could become **unsustainable** because of the cumulative impact of many uses of the Planning Area and the relatively limited extent of reefal development, it will:
 - (a) cap the number of relevant permissions for commercial collecting and mariculture in the Planning Area; and
 - (b) assess the impact of commercial collecting and mariculture operations at individual sites upon application for permit renewal; and
 - (c) facilitate the relocation of existing commercial collecting and **mariculture** operations to suitable sites outside the Planning Area.

Restrictions on cruise ship operations in the Planning Area

- (15) Cruise ships will not be permitted in the Planning Area outside the General Use 'A' Zone and Shipping Areas, except when anchored at (or transiting to or from) a cruise ship anchorage.

- (16) Cruise ships will not be allowed to operate their tenders in the Planning Area, except to transfer passengers (by the most direct reasonable route) between the ship and:
 - (a) a place outside the Planning Area; or
 - (b) a tourist facility within, or partly within, the Planning Area.
- (16A) Cruise ships will not be allowed to operate in the Planning Area without a pilot.

Restrictions on aircraft operations in the Planning Area

- (17) Aircraft operations **will** not be allowed to carry out scenic flights below 1 000 feet (above ground or water).
- (18) Recognising that aircraft operations have a unique style and impact, the Authority will not permit conversion of permissions between aircraft operations and other tourist **programs** in the Planning Area.

Restrictions on *bareboat* operations in the Planning Area

- (19) Because the Authority is concerned at the **number** of bareboats permitted to operate in the Planning Area and recognises that it is more environmentally sensitive to have accredited **bareboat** operations, and crewed or guided bareboats rather than uncrewed or unguided bareboats, the Authority will:
 - (a) cap the number of bareboats permitted to operate in the Planning Area; and
 - (b) permit the conversion of **bareboat** operations to crewed vessel operations (but not vice versa); and
 - (c) not reallocate (up to the cap) relevant permissions for **bareboat** operations, as a result of conversions to crewed vessel operations; and
 - (d) allow **bareboat** operations to provide crew and sail guides as required; and
 - (e) develop an accreditation and training program which, once implemented, may require compliance by all **bareboat** operations in the Planning Area.

Restrictions on long range roving operations in the Planning Area

- (19A) Long range roving operations will not be allowed to:
 - (a) operate a vessel longer than 35 metres overall; or
 - (b) operate a vessel that is not surveyed for overnight operation, or that has fewer than 9 sleeping berths; or

- (c) operate without crew; or
 - (d) operate with more than 30 passengers; or
 - (e) visit a particular Location on more than 2 days in any 7-day period; or
 - (f) operate to a fixed schedule, or advertise or promote a regular destination, route or **timetable**; or
 - (g) operate except by way of a whole vessel charter to a single client, without taking bookings from individual passengers or agents.
- (19B) Because long range roving operations have a unique style of operation and impact, the Authority will not permit conversion of permissions between long range roving operations and other tourist programs in the Planning Area.

Restrictions on Bowen operations in the Planning Area

- (19C) Bowen operations will be limited to operating from Bowen, and will not be permitted to embark new passengers other than at Bowen.
- (19D) The Authority will only issue a limited number of permissions for Bowen operations (not more than 10 in total), and will not permit conversion of permissions between Bowen operations and other tourist programs in the Planning Area.

Restrictions on other operations in the Planning Area

- (20) Recognising that retail and hire operations, and operations involving the selling of services, can attract a number of other craft and people, increasing the potential for conflict at more remote or low use sites, these operations will not be allowed in the Planning Area, except in a setting 1 area.
- (21) Recognising that hire and craftless operations are generally focused near resorts and coastal settlements, and crewed vessel, aircraft and **bareboat** operations are generally dissipated throughout the Planning Area, the Authority will not permit conversion of permissions of hire or craftless operations to other tourist programs in the Planning Area.

Restrictions on certain activities in the Planning Area

- (22) Motorised water sports and aerobatics will not be allowed in a setting area, except a setting 1 area.
- (23) Fishing will not be allowed in the Bait Reef No Anchoring Area or the Manta Ray Bay No Anchoring Area.

- (24) The operation of high-speed vessels as part of a tourist program will not be allowed in a setting area, except a setting 1 area.
Note For the meaning of *high-speed vessel*, see Schedule 9.
- (25) Fishing as part of a tourist program will not be allowed in the Langford/Black Islands Area.
- (26) The number of relevant permissions for tourist programs that involve fishing in the Planning Area will be capped, except:
- (a) in the General Use 'A' Zone; and
 - (b) in the General Use 'B' Zone.

Limits on tourist programs in the Planning Area

- (27) Crewed vessel, aircraft and **bareboat** operations will be limited to 50 days' operation in the Planning Area per year, and will be required to be the subject of a **booking** to the Planning Area, unless they meet the required **eligibility** criteria set by this Plan. There will be a maximum of 20 **bookings** (for crewed vessel, aircraft and **bareboat** operations) available per day.
- (28) Cruise ship operations will be limited to 50 days' operation in the Planning Area per year, and will be required to be the subject of a **booking** to the Planning Area. There will be a maximum of 3 **bookings** (for cruise ship operations) available per day.
- (28A) Long range roving operations will be limited to 100 days' operation in the Planning Area per year, and will not be required to be the subject of a **booking** to the Planning Area.
- (29) However, Bowen, hire and craftless operations will not be limited to 50 days' operation in the Planning Area per year, and will not be required to be the subject of a **booking** to the Planning Area.

Review of high-speed vessels such as personal watercraft, hovercraft and wing-in-ground effects

- (30) The Authority also received a number of submissions recommending that the use of high-speed vessels, particularly personal watercraft, be provided for in this Plan as a legitimate means of transport. The Authority has made such provision, but will monitor their use to ensure that they do not intrude on the values or other users of the Planning Area.

Table 4 Types of tourist programs consistent with this Plan

Operations	Conditions of operations	Eligibility requirements
Standard tour operation (aircraft or crewed vessel only) Up to 50 days' operation in the Planning Area per year with a booking requirement	Aircraft operation Limited to 2 visits per Location per week, except designated landing areas No scenic flights below 1000 feet	Nil
----- Excepted from the 50-day limit and the booking requirement	Crewed vessel operation Maximum vessel length 70m ----- Non-motorised operation Limited to using a non-motorised craft	Nil
Regional tour operation (aircraft or crewed vessel only) All year operation in the Planning Area without a booking requirement	Aircraft operation Limited to 2 visits per Location per week, except designated landing areas No scenic flights below 1000 feet Crewed vessel operation Maximum vessel length 70m	Existing permission for more than 50 days' operation in the Planning Area per year, or special circumstances Existing permission for more than 50 days' operation in the Planning Area per year, and, proof of operation in the Planning Area on at least 50 days between 1 January 1996 and 30 June 1997, or special circumstances
----- Excepted from the group size limit of a setting on up to 50 days per year	Group size capped, or at the setting limit if greater	Existing permission for operation in that setting above the group size limit, and proof of operation in that setting above the group size limit on at least 1 day between 1 January 1996 and 30 June 1997, or special circumstances
----- Excepted from the group size limit of a setting on more than 50 days per year	Group size capped, or at the setting limit if greater	Existing permission for operation in that setting above the group size limit, and proof of operation in that setting above the group size limit on at least 50 days between 1 January 1996 and 30 June 1997, or special circumstances
Bowen operation (crewed vessel only) All year operation in the Planning Area without a booking requirement	Maximum vessel length 70m Limited to operating from Bowen, and not permitted to embark new passengers other than at Bowen	Nil <i>Note 1</i> Applications for a permission for a Bowen operation must be received no later than 3 months after the commencing day <i>Note 2</i> No more than 10 permissions for Bowen operations will be granted.

Table 4 cont'd

Operations	Conditions of operations	Eligibility requirements
<p>Long range roving operation (crewed vessel only)</p> <p>Up to 100 days' operation in the Planning Area per year without a booking requirement</p> <p>Excepted from the group size limit of a setting</p>	<p>Maximum vessel length 35m</p> <p>Must be surveyed for overnight operation, with provision for more than 8 sleeping berths</p> <p>Limited to 30 passengers (not including crew)</p> <p>Limited to two visits per Location per week</p> <p>Must not operate to a fixed schedule, or advertise or promote a regular destination, route or timetable</p> <p>Must only operate as a whole vessel charter with a single client, without bookings from individual passengers or agents</p>	<p>Nil</p> <p><i>Note</i> Applications for a permission for a long range roving operation must be received no later than 3 months after the commencing day</p>
<p>Cruise ship operation (ship only)</p> <p>Up to 50 days' operation in the Planning Area per year with a booking requirement</p>	<p>Limited to the General Use 'A' Zone, Shipping Areas and designated anchorages</p> <p>Must carry a pilot</p> <p>Limited to 1 cruise ship per anchorage at any time, except at Turtle Bay</p> <p>Anchoring in setting areas limited to designated anchorages</p> <p>Ships' tenders limited to transferring passengers</p>	<p>Nil</p>
<p>Bareboat operation (bareboat only)</p> <p>All year operation in the Planning Area without a booking requirement</p>	<p>Nil</p>	<p>Existing permission for more than 50 days' operation in the Planning Area per year</p>
<p>Hire operation (hire craft and hire equipment only)</p> <p>All year operation in the Planning Area without a booking requirement</p>	<p>Limited to setting 1 areas</p>	<p>Nil</p>
<p>Craftless operation (without vessel or aircraft)</p> <p>All year operation in the Planning Area without a</p>	<p>booking requirement</p> <p>Nil</p>	<p>Nil</p>

Note This table provides a summary of types of tourist programs in the Planning Area and the conditions of operations and eligibility requirements that apply. See Divisions 4 and 5 of this Plan for full details.

DIVISION 5 Transition

1.11 Tourism management – general

- (1) This Plan sets out:
 - (a) relevant permissions that may be granted for tourist programs; and
 - (b) exceptions to the requirements of this Plan that will be provided for tourist programs that meet the required eligibility criteria set by this Plan.
- (2) This approach requires clear definition of particular types of tourist programs in the Planning Area, referred to in Table 4, and has been adopted because tourist programs are more numerous, and cumulative in effect, than other uses in the Planning Area.
- (3) This Plan limits certain conversions and activities while allowing for growth in tourist visitation to the Planning Area, and greater flexibility for most tourist programs.
- (4) The Authority intends that the only relevant permissions for tourist programs that may be granted in the Planning Area are those consistent with the provisions of this Plan. If a proposal is of the nature of a tourist program requiring the written permission of the Authority or its delegate under the Zoning Plan and is not provided for in this Plan, then it may lead to a proposal to amend this Plan in accordance with section 39ZG of the Act.
- (5) Requirements and procedures for application, assessment, decisions and review of decisions concerning relevant permissions are otherwise as provided for in the Act, Zoning Plan and Regulations.

1.12 Eligibility requirements for certain tourist programs

- (1) Because the Authority recognises that a large number of tourist programs are permitted to operate daily in the Planning Area, and that these tourist programs must be limited, particularly when anchoring or alighting, to protect the nature conservation and cultural and heritage values of the Planning Area:
 - (a) crewed vessel, aircraft and bareboat operations will be limited to 50 days' operation in the Planning Area per year, and will be required to be the subject of a booking for the Planning Area, unless:
 - (i) they were permitted to operate in the Planning Area on more than 50 days per year on 22 June 1998; and
 - (ii) for crewed vessel operations only it can be demonstrated that they were operated in the Planning Area on at least 50 days between 1 January 1996 and 30 June 1997;

- (b) the Authority will also consider an exception to the limit of 50 days' operation in the Planning Area per year, and the booking requirement for the Planning Area, if special circumstances warrant the exception.

Note The types of tourist program that are permitted to operate daily in the Planning Area include crewed vessel, aircraft, bareboat, hire and craftless operations. Cruise ship operations are not permitted to operate daily in the Planning Area.

1.13 Exceptions available to certain tourist programs

Exceptions to the group size limits – for non-conforming operations

- (1) The Authority will consider an exception to the limits on group size set by a relevant setting limit only:
 - (a) for tourist programs that have operated in accordance with a relevant permission; and
 - (b) if there will be no increase in group size above the maximum permitted to that setting on 22 June 1998, or above the setting limit if greater.
- (2) The Authority will allow an exception for regional tour operations that can demonstrate at least 1 day's operation in that setting above the group size limit between 1 January 1996 and 30 June 1997.
- (3) The Authority's intent is that an exception to the group size limit of a setting will not allow a tourist program to operate in that setting (above the group size limit) on more than 50 days per year, unless at least 50 days' operation in that setting (above the group size limit) can be demonstrated between 1 January 1996 and 30 June 1997.
- (4) The Authority will also consider an exception to the group size limit of a setting for a tourist program if special circumstances warrant the exception.

Exception to the 50-day limit and booking requirement – for non-motorised operations

- (5) The Authority will allow an exception to the limit of 50 days' operation in the Planning Area per year, and the booking requirement for the Planning Area, for tourist programs using a non-motorised craft.

1.14 Evidentiary requirements for tourist programs

- (1) When applying for a new permission or authorisation, proof of eligibility may be by:
 - (a) reference to Environmental Management Charge returns held by the Authority before 5 December 1997; or

- (b) reference to other official documents or records such as vessel or aircraft log books and passenger manifests or dive logs; or
 - (c) proof of special circumstances, which may include:
 - (i) personal illness or circumstances that prevented operations that would otherwise have enabled the permission holder to have met eligibility criteria; or
 - (ii) grant of a relevant permission at such a time that the permission holder could not reasonably have met eligibility criteria but otherwise clearly intended to commence tourism operations in accordance with that permission.
- (2) A person seeking to prove eligibility by reference to documents or records not held by the Authority before 5 December 1997 will be required to provide evidence of:
- (a) the number of days entry to the Planning Area or setting required for the eligibility criteria; and
 - (b) all tourist programs conducted in the Marine Park during the period in which it is claimed the eligibility criteria are met.
- (3) A person seeking to prove eligibility must make application to the Authority no later than 3 months after the commencing day, and provide all relevant supporting information available at the time.
- (4) However, for subclause (3), the Authority may consider an application received more than 3 months after the commencing day if special circumstances warrant its doing so.

1.15 Relevant permission replication issues for tourist programs

- (1) The Authority's approach to managing the impact of tourist programs in the Planning Area, particularly those that involve anchoring or alighting, relies fundamentally on the limits set by this Plan. Consequently, any relevant permission replication as a result of transition to a new permission, or multiple applications for the same new permission, will undermine this approach.
- (2) The Authority intends that when applying for a new permission for a tourist program:
 - (a) all existing permissions and authorisations (held by that person) for that tourist program in the Planning Area, will have to be surrendered, revoked or have expired; and
 - (b) a person **will** not be granted more than one new permission for that tourist program in the Planning Area; and

- (c) more than one person will not be granted a new permission for that tourist program in the Planning Area, unless each person has met the eligibility criteria stated in this Plan for that tourist program.
- (3) The Authority intends that a tourist program, **after** having been converted to a new permission:
 - (a) will not be allowed to operate with a booking in the Planning Area on more than 50 days per year; and
 - (b) will not be split in relation to the Planning Area.

Part 2

Enforcement provisions

Note 1 Regulations may be made providing for giving effect to the enforcement provisions of a plan of management or to the enforcement provisions of an amendment of a plan of management: sees 66 (2)(ba) of the Act.

Note 2 The Act provides for offences in relation to:

- (a) the use or entry of a zone for a purpose other than a purpose permitted under a zoning plan; or
- (b) the use or entry of a zone without a relevant permission where permission is required under the zoning plan; or
- (c) the contravention of a condition to which a relevant permission is subject.

See the Act, ss. 38A, 38B and 38C.

DIVISION 1 Preliminary

2.1 How many people on a vessel

When deciding how many people a vessel is carrying, everybody on board must be counted, including officers and members of the crew, and anybody on board to help with an activity (for example, a tour guide or diving instructor).

2.2 Length of a vessel

For this Part, the length of a vessel is its overall length,

2.3 When this Part does not apply

- (1) Nothing in this Part prohibits or restricts anything being done:
 - (a) by a law-enforcement authority of the Commonwealth or Queensland for its work; or
 - (b) for observation or surveillance by, or on behalf of, an authority of the Commonwealth or Queensland; or
 - (c) in accordance with clause 15 of the Zoning Plan.
Note Clause 15 of the Central Section Zoning Plan is about access in special circumstances such as saving life or dealing with an environmental emergency.
- (2) If the Authority gives permission under clause 16 of the Zoning Plan to do something for the purpose of research, nothing in this Part prevents or restricts anything being done in accordance with the permission.
Note Clause 16 of the Central Section Zoning Plan is about research and monitoring.

DIVISION 2 General restrictions on the operation of vessels and aircraft

2.4 Vessels not to be operated in certain setting areas

- (1) A person must not operate, in a setting 4 area, a vessel that:
 - (a) is more than **35** metres long; or
 - (b) is carrying more than **15** people.

Note Setting 4 areas are set out in item 4 of Schedule 2.
- (2) A person must not operate, in a setting 3 area, a vessel that:
 - (a) is more than **35** metres long; or
 - (b) is carrying more than 40 people.

Note Setting 3 areas are set out in item 3 of Schedule 2.
- (3) A person must not operate, in a setting 2 area, a vessel that is more than **35** metres long.

Note Setting 2 areas are set out in item 2 of Schedule 2.
- (4) A person must not operate a ship in a setting area.

Note Setting areas are set out in Schedule 2.
- (5) However, subclauses (1) to (4) do not prevent:
 - (a) a ship that has a booking for a cruise ship anchorage anchoring at the anchorage even if the anchorage is in a setting area that the ship would not, except for this paragraph, be **permitted** to operate in; or

Note Cruise ship anchorages are set out in Schedule 6.
 - (b) a large vessel anchoring at a cruise ship anchorage even if the anchorage is in a setting area that the vessel would not, except for this paragraph, be permitted to operate in; or
 - (c) a vessel transferring passengers at a cruise ship anchorage; or
 - (d) a vessel transiting a setting area that the vessel would not, except for this paragraph, be permitted to operate in; or
 - (e) a vessel being operated in accordance with a new permission or authorisation.
- (6) Except in the Turtle Bay cruise ship anchorage, a person must not anchor a ship at a cruise ship anchorage at which another ship is already anchored.

2.5 Operation of vessels or aircraft for tourist programs

- (I) A person must not operate a tourist program on more than **50** days per year if the program involves the use of a vessel or aircraft.

- (2) A person must not operate a tourist program without a booking if the program involves the use of a vessel or aircraft.
- (3) Subclauses (1) and (2) do not apply to:
 - (a) operation in accordance with a new permission or authorisation; or
 - (b) a vessel or aircraft transiting the Planning Area; or
 - (c) operation of a non-motorised craft; or
 - (d) operation of a hire craft or hire equipment.

2.6 Limited exception for activities under certain older permissions

- (1) This clause applies to a person who holds a relevant permission granted before the commencing day.
- (2) If clause 2.4 or 2.5 prohibits an activity permitted by the permission, or regulates such an activity in a way inconsistent with the permission, then, despite the clause, the person may continue the activity in accordance with the permission if, no later than 3 months after the commencing day:
 - (a) the person applies to the Authority, in accordance with the Regulations, to continue to carry on the activity in that way; and
 - (b) the Authority has not made a decision on the application.
- (3) For subclause (2), the Authority will consider an application received more than 3 months after the commencing day if special circumstances warrant its doing so.

2.7 Limits on operation of aircraft

- (1) A person must not operate an aircraft in a Location more than twice per week, except to land at, or take off from:
 - (a) Hamilton Island Airport, the Lindeman Island airstrip or the Whitsunday airstrip; or
 - (b) in the case of a Location mentioned in Schedule 7 – the regular aircraft landing area for that Location.
- (2) A person must not operate an aircraft for scenic flights, as part of a tourist program, below 1 000 feet (above ground or water) in the Planning Area.

2.8 Limits on use of certain kinds of vessel

- (1) A person must not operate a high-speed vessel as part of a tourist program in a setting area, except a setting 1 area.

Note 1 Setting areas are set out in Schedule 2. Setting 1 areas are set out in item 1 of that Schedule.

Note 2 For the meaning of *high-speed vessel*, see Schedule 9.

(2) A person must not operate a ship as part of a tourist program in the Planning Area except:

(a) in the General Use 'A' Zone; or

(b) in a Shipping Area; or

(c) to anchor at, or transit to or from, a cruise ship anchorage.

Note The General Use "A" Zone, and the Shipping Areas, are set out in the Schedule to the Zoning Plan.

(3) A person must not operate a ship's tender as part of a tourist program in the Planning Area except to transfer passengers, by the most direct reasonable route, between the ship and:

(a) a place outside the Planning Area; or

(b) a tourist facility within, or partly within, the Planning Area

DIVISION 3 *Wildlife protection*

2.9 Dugongs and loggerhead turtles not to be taken or interfered with

- (1) A person must not take, or interfere with, a dugong.

Note *Take* has the same meaning as in the Zoning Plan– see Schedule 9. In the Zoning Plan, *take* is defined as follows:

taking in relation to animals, plants and marine products includes remove, gather, catch, capture, kill, destroy, dredge for, raise, carry away, bring ashore, or obtain by any means, or to endeavour to carry out any of those acts;

See also ss 18A and 46 (1) (a) of the *Acts Interpretation Act 1901*.

- (2) A person must not take, or interfere with, a loggerhead turtle.
- (3) In subclauses (1) and (2):
interfere with includes harass, chase, herd, tag, mark and brand.

2.10 Protection of whales

- (1) A person must not operate a vessel to approach:

- (a) within 300 metres of a whale in the Whale Protection Area; or
(b) within 100 metres of a whale elsewhere in the Planning Area.

Note 1 The Whale Protection Area is set out in Schedule 4.

Note 2 See also the *Whale Protection Act 1980*.

- (2) A person must not operate a vessel for whale watching, as part of a tourist program, in the Whale Protection Area.

- (3) A person must not operate:

- (a) a fixed-wing aircraft, below 1000 feet (above ground or water), to approach within 300 metres of a whale; or
(b) a helicopter, below 2000 feet (above ground or water), to approach within 1000 metres of a whale.

- (4) A person must not operate a helicopter for whale spotting, as part of a tourist program, in the Planning Area.

2.11 Activities near significant bird sites

- (1) A person must not operate an aircraft, below 1500 feet (above ground or water), to approach within 1000 metres of a significant bird site during the restriction period mentioned for that site.

Note The significant bird sites, and the restriction period for each site, are set out in Table 1.

- (2) A person must not operate a vessel at a speed greater than 6 knots within 200 metres of a significant bird site during the restriction period mentioned for that site.

- (3) A person must not operate a vessel to approach within 200 metres of the following significant bird sites, between 1 October and 31 December in a year:
- (a) East Rock;
 - (b) Edwin Rock;
 - (c) Olden Rock.

2.12 Protecting coral

- (1) A person must not damage coral.
- (2) The conduct prohibited by subclause (1) does not include:
- (a) damaging coral by anchoring, if the person who anchors takes reasonable care to avoid damaging the coral, and an anchor of the kind commonly called a reef pick is used; or
 - (b) collecting coral in accordance with a relevant permission.
- (3) A person must not anchor a vessel, an aircraft, or any other facility in a no anchoring area.

Note The no anchoring areas are set out in Schedule 5.

- (4) A person must not anchor a ship in a setting area, except at a cruise ship anchorage and with a booking.

Note 1 Setting areas are set out in Schedule 2.

Note 2 Cruise ship anchorages are set out in Schedule 6.

- (5) A person must not operate a ship in the Planning Area, as part of a tourist program, without a pilot.

DIVISION 4 Other activities

2.13 Fishing

(1) A person must not fish in the following no anchoring areas:

- (a) the Bait Reef No Anchoring Area;
- (b) the Manta Ray No Anchoring Area.

Note The no anchoring areas are set out in Schedule 5.

(2) A person must not fish as part of a tourist program in the **Langford/Black Islands Area**.

Note The **Langford/Black Islands Area** is set out in Schedule 8.

2.14 Certain commercial activities

(1) Except in a setting 1 area, a person must not carry on a retail operation in the Planning Area.

Note Setting areas are set out in Schedule 2. Setting 1 areas are set out in item 1 of that Schedule.

(2) Except in a setting 1 area, a person must not carry on an operation involving the selling of services in the Planning Area.

(3) Except in a setting 1 area, a person must not carry on a hire operation in the Planning Area.

2.15 Aerobatics and motorised water sports

(1) A person must not operate an aircraft for aerobatics in a setting area, except a setting 1 area.

Note 1 Setting areas are set out in Schedule 2. Setting 1 areas are set out in item 1 of that Schedule.

Note 2 A setting area includes airspace to a height of 915 metres.

(2) A person must not operate a vessel for motorised water sports in a setting area, except a setting 1 area.

Schedule 7. The Planning Area

The Planning Area is areas 1 and 2 described below, extending vertically to 915 metres above ground or water.

1. Gloucester, **Molle**, Whitsunday, Repulse and Lindeman Units

The area the boundary of which:

- (a) commences at the northernmost point of coastline of the mainland at low water, in the vicinity of Cape Gloucester (latitude 20°04'02" south, longitude 148°27'27" east);
- (b) runs thence north-westerly along the geodesic to the point of latitude 19°58'07" south, longitude 148°18'32" east;
- (c) thence easterly along the geodesic to the point of latitude 19°58'01" south, longitude 149°12'14" east;
- (d) thence southerly along the geodesic to the point of latitude 20°32'26" south, longitude 149°12'12" east;
- (e) thence westerly along the geodesic to the intersection by the coastline of the mainland at low water at the point of latitude 20°40'04" south, longitude 148°42'39" east, in the vicinity of Midge Point; and
- (f) thence northerly, easterly, south-easterly and north-westerly along the coastline of the mainland at low water to the point of commencement; and

2. Hardy Unit

The area the boundary of which:

- (a) commences at the point of latitude 19°51'14" south, longitude 149°02'43" east;
- (b) runs thence northerly along the geodesic to the point of latitude 19°36'25" south, longitude 149°02'39" east;
- (c) thence easterly along the geodesic to the point of latitude 19°36'20" south, longitude 149°17'41" east;
- (d) thence southerly along the geodesic to the point of latitude 19°51'07" south, longitude 149°17'47" east; and
- (e) thence westerly along the geodesic to the point of commencement.

Schedule 2. Setting areas

Setting areas refer to the areas (1–5) described below and extend vertically to 915 metres above ground or water.

1. Setting 1 areas

Setting 1 areas refer to the areas (a) to (i) described below:

(a) Hayman Island Resort:

The area the boundary of which:

- (i) commences on the coastline of Hayman Island at low water at its southernmost point, in the vicinity of Groper Point;
- (ii) runs thence south-westerly along the geodesic to its intersection by the coastline of Langford Island at low water at its easternmost point;
- (iii) thence north-westerly along the coastline of Langford Island at low water to its northernmost point;
- (iv) thence north-easterly along the geodesic to the point of intersection of the coastline of Hayman Island at low water by the parallel of latitude $20^{\circ}03'35''$ south; and
- (v) thence easterly along the coastline of Hayman Island at low water to the point of commencement.

(b) Dingo Beach Settlement:

The area enclosed within the coastal 500 metre line of the stretch of mainland coastline at low water between its intersection by the meridian of longitude $148^{\circ}28'59''$ east and its intersection by the meridian of longitude $148^{\circ}29'46''$ east.

(c) Earlando's Resort:

The area the boundary of which:

- (i) commences on the mainland coastline at low water at its intersection by the meridian of longitude $148^{\circ}34'32''$ east;
- (ii) runs thence southerly along the geodesic to the point of intersection of the mainland coastline at low water and the parallel of latitude $20^{\circ}09'22''$ south; and
- (iii) thence northerly along the mainland coastline at low water to the point of commencement.

(d) Hook Island Observatory and Resort:

The area the boundary of which:

- (i) commences on the coastline of Hook Island at low water at its intersection by the parallel of latitude $20^{\circ}10'01''$ south;
- (ii) runs thence south-easterly along the perpendicular of the coastline to its intersection by the coastal 500 metre line of Hook Island;
- (iii) thence north-westerly along the geodesic to the point of intersection of the coastline of Hook Island at low water by the parallel of latitude $20^{\circ}09'29''$ south; and
- (iv) thence south-westerly along the coastline of Hook Island at low water to the point of commencement.

(e) Daydream and South Molle Island Resorts:

The area the boundary of which:

- (i) commences on the coastline of Daydream Island at its northernmost point;
- (ii) then runs north along the meridian of longitude that passes through that point to its intersection by the coastal 500 metre line of Daydream Island;

- (iii) then easterly along the geodesic to its intersection by the northernmost point of the coastline of Mid Molle Island at low water;
 - (iv) then easterly along the geodesic to the point of intersection of the coastal 1500 metre line of North Molle Island and the coastal 1500 metre line of South Molle Island;
 - (v) then south along the meridian to its intersection by the coastline of South Molle Island at low water, in the vicinity of Deedes Point;
 - (vi) then south-westerly, north-westerly and southerly along the coastline of South Molle Island at low water to its westernmost point, in the vicinity of Ker Point;
 - (vii) then north-westerly along the geodesic to its intersection by the coastal 500 metre line of Daydream Island at its southernmost point;
 - (viii) then north-westerly along the coastal 500 metre line of Daydream Island to its westernmost point;
 - (ix) then east along the parallel to its intersection by the coastline of Daydream Island at low water; and
 - (x) then southerly and northerly along the coastline of Daydream Island at low water to the point of commencement.
- (f) Happy and Palm Bay Resorts, Long Island:
The area the boundary of which:
- (i) commences on the coastline of Long Island at low water at its intersection by the parallel of latitude 20°20'47" south;
 - (ii) runs thence westerly along the parallel to its intersection by the coastal 500 metre line of Long Island;
 - (iii) thence northerly along the coastal 500 metre line of Long Island to its intersection by the parallel of latitude 20°19'12" south;
 - (iv) thence easterly along the parallel to its intersection by the coastline of Long Island at low water; and
 - (v) thence southerly along the coastline of Long Island at low water to the point of commencement.
- (g) Hamilton Island and Dent Passage:
The area the boundary of which:
- (i) commences on the coastline of Dent Island at low water at its northernmost point;
 - (ii) runs thence north-easterly along the geodesic to its intersection by the coastal 500 metre line of Hamilton Island at its northernmost point;
 - (iii) thence south-easterly along the coastal 500 metre line of Hamilton Island to its intersection by the coastal 500 metre line of Turtle Island;
 - (iv) thence south-westerly along the coastal 500 metre line of Turtle Island to its intersection by the coastal 500 metre line of Hamilton Island;
 - (v) thence south-westerly along the coastal 500 metre line of Hamilton Island to its southernmost point;
 - (vi) thence westerly along the geodesic to its intersection by the coastline of Dent Island at low water at its southernmost point; and
 - (vii) thence northerly along the eastern coastline of Dent Island at low water to the point of commencement.
- (h) Paradise Bay Resort, Long Island:
The area enclosed within the coastal 500 metre line of the stretch of coastline on Long Island at low water between its intersection by the parallel of latitude 20°23'39" south and its intersection by the parallel of latitude 20°23'18" south.

- (i) Lindeman Island Resort:
The area enclosed within the coastal **500** metre line of the stretch of coastline on Lindeman Island at low water between its intersection by the meridian of longitude **149°02'48"** east and its southernmost point, in the vicinity of Picaninny Point.

2. Setting 2 areas

Setting 2 areas refer to the areas (a) to (e) described below, that are not included in item 1 of this schedule.

- (a) Hardy, Hook and Line Reefs:
The area the boundary of which:
- (i) commences on the **1500** metre line of Hardy Reef at its intersection by the **1500** metre line of Line Reef;
 - (ii) runs thence south-easterly along the **1500** metre line of Hook Reef to its intersection by the **1500** metre line of Hook Reef;
 - (iii) thence north-westerly along the geodesic to the point of intersection of the reef edge of Hook Reef by the parallel of latitude **19°48'37"** south;
 - (iv) thence northerly along the reef edge of Hook Reef to its intersection by the meridian of longitude **149°11'28"** east;
 - (v) thence westerly along the parallel to its intersection by the **1500** metre line of Hook Reef;
 - (vi) thence north-westerly along the **1500** metre line of Hook Reef to its intersection by the **1500** metre line of Line Reef;
 - (vii) thence northerly along the **1500** metre line of Line Reef to its intersection by the parallel of latitude **19°42'41"** south;
 - (viii) thence easterly along the geodesic to the point of commencement.
- (b) Black Island:
The area enclosed within the coastal **100** metre line of Black Island.
- (c) Cid Harbour, Whitsunday Island:
The area the boundary of which:
- (i) commences on the coastline of Whitsunday Island at low water at its intersection by the parallel of latitude **20°16'19"** south;
 - (ii) runs thence north-westerly along the geodesic to the point of intersection of the coastline of Cid Island at low water by the parallel of latitude **20°16'01"** south;
 - (i) thence northerly along the coastline of Cid Island at low water to its intersection by the meridian of longitude **148°54'43"** east;
 - (iv) thence north-westerly along the meridian to its intersection by the coastal **1500** metre line of Cid Island;
 - (v) thence easterly along the coastal **1500** metre line of Cid Island to its intersection by the coastal **1500** metre line of Whitsunday Island;
 - (vi) thence northerly along the coastal **1500** metre line of Whitsunday Island to its intersection by the parallel latitude **20°14'22"** south;
 - (vii) thence easterly along the parallel to its intersection by the coastline of Whitsunday Island at low water;
 - (viii) thence south-easterly along the coastline of Whitsunday Island at low water to its intersection by the meridian of longitude **148°56'26"** east, in the vicinity of Daniel Point;
 - (ix) thence south-easterly along the geodesic to the point of intersection of the coastline of Whitsunday Island at low water by the parallel of latitude

20°15'01.7" south, in the vicinity of Jones Point; and

- (x) thence south-westerly along the coastline of Whitsunday Island at low water to the point of commencement.
- (d) Whitehaven Beach, Whitsunday Island:
The area enclosed within the coastal 500 metre **line** of the **stretch** of coastline on Whitsunday Island at low water between its intersection by the parallel of latitude 20°17'17" south and its intersection by the meridian of longitude 149°03'31" east.
- (e) Southern Whitsunday Island:
The area enclosed within the coastal 1500 metre line of the stretch of coastline on Whitsunday Island at low water between its southernmost point and its intersection by the meridian of longitude 149°02'49" east.

3. Setting 3 areas

Setting 3 areas refer to the areas (a) to (q) described below, that **are not included** in items 1 or 2 of **this** schedule.

(a) Hardy Reef Complex:

The area enclosed within the 1500 metre line of the **following** reefs:

- (i) Line Reef (19-128) located at or about, latitude 19°41'20" south, longitude 149°11'42" east;
- (ii) Sinker Reef (19-133) located at or about, latitude 19°43'17" south, longitude 149°11'56" east;
- (iii) Hook Reef A, B and C (19-136) located at or about, latitude 19°48'12" south, longitude 149°11'57" east; and
- (iv) Bait Reef (19-137) located at or about, latitude 19°48'40" south, longitude 149°04'27" east.

(b) Langford/Black Islands Complex:

The area enclosed within the coastal 1500 metre line of the following:

- (i) **Akhurst** Island;
- (ii) **Langford** Island;
- (iii) Black Island;
- (iv) Bird Island;
- (v) the stretch of coastline on **Hayman** Island at low water between its northernmost point, in the vicinity of **Dolphin Point**, and its southernmost point, in the vicinity of **Groper Point**; and
- (vi) the stretch of coastline on Hook Island at low water between its intersection by the parallel of latitude 20°04'20" south, in the vicinity of **Stanley Point**, and its intersection by the parallel of latitude 20°07'29" south.

(c) North Hook Island:

The area enclosed within the coastal 1500 metre line of the stretch of coastline on Hook Island at low water between its intersection by the meridian of longitude 148°55'17" east, in the vicinity of **Alcyonaria Point**, and its intersection by the meridian of longitude 148°57'49" east in the vicinity of **Pinnacle Point**.

(d) Saba Bay:

The area the boundary of which:

- (i) commences on the coastline of Hook Island at low water at its intersection by the meridian of longitude 148°57'23" east;



Schedule 2. Setting areas cont'd

- (ii) runs thence south-westerly along the geodesic to the point of intersection of the coastline of Hook Island at low water by the parallel of latitude $20^{\circ}06'57''$ south; and
 - (iii) thence northerly along the coastline of Hook Island at low water to the point of commencement.
- (e) Clarke's Cove:
The area the boundary of which:
- (i) commences on the mainland coastline at low water at its intersection by the parallel of latitude $20^{\circ}09'22''$ south;
 - (ii) runs thence south-easterly along the geodesic to its intersection by the mainland coastline at low water at its intersection by the meridian of longitude $148^{\circ}35'04''$ east;
 - (iii) thence south-westerly along the mainland coastline at low water to the point of commencement.
- (f) South Hook Island:
The area enclosed within the coastal 1500 metre line of the stretch of coastline on Hook Island between its intersection by the meridian of longitude $148^{\circ}52'50''$ east and its southernmost point.
- (g) **Cateran Bay**, Border Island:
The area the boundary of which:
- (i) commences on the coastline of Border Island at low water at its intersection by the meridian of longitude $149^{\circ}01'19''$ east;
 - (ii) runs thence north-easterly along the geodesic to its intersection by the coastline of Border Island at low water at its northernmost point; and
 - (iii) thence southerly along the coastline of Border Island at low water to the point of commencement.
- (h) **Woodwark Bay**, Mainland:
The area the boundary of which:
- (i) commences on the mainland coastline at low water at its intersection by the parallel of latitude $20^{\circ}10'30''$ south;
 - (ii) then runs south-easterly along the geodesic to its intersection by the mainland coastline at low water at its intersection by the parallel of latitude $20^{\circ}14'40''$ south; and
 - (iii) then runs southerly and northerly along the mainland coastline at low water to the point of commencement.
- (i) **Molle Channel**:
The area enclosed within the coastal 1500 metre line of the following:
- (i) Pioneer Rocks;
 - (ii) **Almora** Islet;
 - (iii) Daydream Island;
 - (iv) Low Rock;
 - (v) Gunn Island;
 - (vi) Repair Island;
 - (vii) Shute Island;
 - (viii) Tancred Island;
 - (ix) White Rock
 - (x) the stretch of mainland coastline at low water between its intersection by parallel of latitude $20^{\circ}13'04''$ south and its intersection by the meridian of longitude $148^{\circ}48'56''$ east, in the vicinity of Stripe Point;

- (xi) the stretch of coastline on North Molle Island at low water between its northernmost point, in the vicinity of **Hannah Point**, and its southernmost point;
- (xii) the stretch of coastline on Mid Molle Island at low water between its northernmost point and its southernmost point; and
- (xiii) the stretch of coastline on South Molle Island at low water between its northernmost point and its southernmost intersection by the meridian of longitude $148^{\circ}49'59''$ east, in a westerly direction.

South Whitsunday Island:

The area enclosed within the coastal 1500 metre line of the following:

- (i) Cid Island;
 - (ii) Hill Rock;
 - (iii) Ross Islet;
 - (iv) **Henning Island**;
 - (v) Plum Pudding Island;
 - (vi) Dent Island;
 - (vii) Hamilton Island;
 - (viii) **Fitzalan Island**;
 - (ix) Perseverance Island;
 - (x) Young Island;
 - (xi) Surprise Rock;
 - (xii) the stretch of coastline on Whitsunday Island at low water between its intersection by the parallel of latitude $20^{\circ}15'23''$ south and its intersection by the meridian of longitude $148^{\circ}56'09''$ east;
 - (xiii) the stretch of coastline on Whitsunday Island at low water between its intersection by the meridian of longitude $148^{\circ}57'02''$ east and its southernmost point.
- (k) **South-eastern Whitsunday Island:**

The area enclosed within the coastal 1500 metre line of the following:

- (i) Frith Rock;
- (ii) Moon Island;
- (iii) Martin Islet;
- (iv) the stretch of coastline on Whitsunday Island at low water between its intersection by the meridian of longitude $149^{\circ}03'49''$ east and its intersection by the parallel of latitude $20^{\circ}16'51''$ south;
- (v) the stretch of coastline on Haslewood Island at low water between its intersection by the parallel of latitude $20^{\circ}16'33''$ south, and its southernmost intersection of the meridian of longitude $149^{\circ}04'13''$ east;
- (vi) the stretch of coastline on Teague Island at low water between its northernmost and southernmost points, in a westerly direction.

Tongue Bay:

The area the boundary of which:

- (i) commences on the coastline of Whitsunday Island at low water at its intersection by the parallel of latitude $20^{\circ}14'10''$ south;
- (ii) runs thence easterly along the geodesic to the point of intersection of the coastline of Whitsunday Island at low water by the parallel of latitude $20^{\circ}14'17''$ south, in the vicinity of Tongue Point; and
- (iii) thence south-westerly along the coastline of Whitsunday Island at low water to the point of commencement.

Schedule 2. Setting areas cont'd

(m) Pandanus Bay:

The area the boundary of which:

- (i) commences on the coastline of Long Island at low water at its easternmost intersection by the parallel of latitude $20^{\circ}10'10''$ south;
- (ii) then runs south-easterly along the geodesic, bisecting Pelican Island, to its intersection by the coastal 500 metre line of Long Island;
- (iii) then runs southerly along the geodesic to the point of intersection of the coastal 500 metre line of Long Island and the parallel of latitude $20^{\circ}34'58''$ south;
- (iv) then runs south-westerly along the geodesic to the coastline of Long Island at low water at its intersection by the parallel of latitude $21^{\circ}31'15''$ south;
- (v) then runs northerly along the coastline of Long Island at low water to the point of commencement.

(n) Kennedy Sound:

The area the boundary of which:

- (i) commences on the coastline of Lindeman Island at low water at its easternmost point, in the vicinity of Dalwood Point;
- (ii) then runs easterly along the geodesic to the coastline of Shaw Island at low water at its intersection by the parallel of latitude $20^{\circ}37'09''$ south;
- (iii) then runs southerly along the coastline of Shaw Island at low water to its intersection by the parallel of latitude $20^{\circ}38'41''$ south;
- (iv) then runs south-westerly along the geodesic to the westernmost point of Shaw Island, in the vicinity of Burning Point;
- (v) then runs northerly along the geodesic to its intersection by the coastline of Seaforth Island at low water at its southernmost point;
- (vi) then runs north-easterly along the coastline of Seaforth Island at low water to its intersection by the meridian of longitude $149^{\circ}03'04''$ east;
- (vii) then runs northerly along the geodesic to its intersection by the coastline of Lindeman Island at low water at its southernmost point, in the vicinity of Piccaninny Point; and
- (viii) then runs easterly along the coastline of Lindeman Island at low water to the point of commencement.

(o) Mackerel Bay:

The area the boundary of which:

- (i) commences on the coastline of Hook Island at low water at its intersection by the parallel of latitude $20^{\circ}04'33''$ south;
- (ii) then runs south-westerly along the geodesic to the coastline of Hook Island at low water at its intersection by the parallel of latitude $20^{\circ}05'45''$ south;
- (iii) then runs westerly, northerly and easterly along the coastline of Hook Island at low water to the point of commencement.

(p) Roberta Bay:

The area the boundary of which:

- (i) commences on the coastline of Shaw Island at low water at its intersection by the parallel of latitude $20^{\circ}39'30''$ south;
- (ii) then runs south-westerly along the geodesic to the coastline of Shaw Island at low water at its intersection of by the parallel of latitude $20^{\circ}30'33''$ south;
- (iii) then runs north-easterly along the coastline of Shaw Island at low water to the point of commencement.

(q) Eastern Border Island:

The area the boundary of which:

- (i) commences on the coastline of Border Island at low water at its easternmost point;
- (ii) then runs southerly along the geodesic to its intersection by the coastline of Border Island at low water at its south-easternmost point;
- (iii) then northerly along the coastline of Border Island at low water to the point of commencement.

4. Setting 4 areas

Setting 4 areas refers to the areas, within the coastal 1500 metre line of any island, islet, rock or stretch of coastline, that are not included elsewhere in this schedule.

5. Setting 5 areas

Setting 5 areas refer to the areas (a) to (f) described below:

(a) Eshelby Islands:

The area enclosed within the coastal 500 metre line of the following:

- (i) Eshelby Island; and
- (ii) Little Eshelby Island.

(b) Deloraine Island:

The area enclosed **within** the coastal 500 metre line of Deloraine Island.

(c) Double Bay East:

The area the boundary of which:

- (i) commences on the mainland coastline at low water at its intersection by the meridian of longitude 148°37'03" east;
- (ii) runs thence north-easterly along the geodesic to the point of intersection of the mainland coastline at low water by the parallel of latitude 20°11'43" south; and
- (iii) thence southerly along the mainland coastline at low water to the point of commencement.

(d) Hill Inlet:

The area enclosed within the coastal 500 metre line of the stieich of coastline on Whitsunday Island at low water between its intersection by the parallel of latitude 20°14'25" south and its intersection by the parallel of latitude 20°15'55" south.

(e) Haslewood and Lupton Islands:

The area enclosed within the coastal 100 metre line of the stretch of coastline on Haslewood and Lupton Islands at low water between the northernmost point, in the vicinity of Pallion Point, and the southernmost point.

(f) Cow and Calf Islands:

The area enclosed within the coastal 500 metre line of the following:

- (i) Cow Island; and
- (ii) Calf Island.

Schedule 3. Locations

Column 1	Column 2
Reefs, islands, islets, rocks, embayments and unnamed stretches of coastline	Description
Almora Islet (20-045)	–
Anchorage Bay (20-102d)	The stretch of coastline between Burning Point and unnamed point
Andersons/Woodcutter Bays (20-062)	The stretch of coastline between Spit Point and unnamed point
Ann Islets (20-087)	–
Apostle Bay (20-041b/c)	The stretch of coastline between Peter Head and unnamed point
Armit Island (20-022)	
Bait Reef (19-137)	
Bauer Bay (20-042a)	The stretch of coastline between The Causeway and Deeded Point
Baynham Island (20-091)	–
Beach 25 (20-041i)	The stretch of coastline between Fitzalan Point and unnamed point
Billbob Bay (20-102j)	The stretch of coastline between southern point and south-western point of Shaw Island
Bird Island (20-019b)	–
Black Island (20-017)	–
Blue Pearl Bay (20-014c)	The stretch of coastline between Castle Rock and Dolphin Point
Bluff Bay (20-703e)	The stretch of coastline between Grimston Point and Bluff Point
Boat Port (20-090a)	The stretch of coastline between Thumb Point and Thora Point
Border Island (20-067)	–
Brush Island (20-098)	
Butterfly Bay/Maureen's Cove (20-028g)	The stretch of coastline between Alcyonaria Point and unnamed point
Calf Island (20-065)	–
Cane Cocky's Cove (20-046)	The stretch of coastline between The Beak and Coral Point
Cape Rock (20-207)	–
Catseye Bay (20-057a)	The stretch of coastline between north-western and north-eastern point of Hamilton Island
Chance Bay (20-041g)	The stretch of coastline between unnamed point and Craig Point
Chrome Rock (20-094)	–
Cid Harbour (20-708b)	–

Coconut Bay (20-090b)	The stretch of coastline between Picaninny Point and Thumb Point
Cole Island (20-086)	–
Comston Island (20-093)	–
Cow Island (20-064)	–
Daydream Island (20-035)	–
Defiance Island (20-203)	
Defiance Reefs (20-204)	
Deloraine Island (20-089)	
Denman Island (20-044)	–
Dent Island West (20-058b)	The stretch of coastline between southern and northern point of Dent Island
Dent Passage (20-057d, 20-058a)	The stretch of coastline between southern and northern point of Hamilton Island and the stretch of coastline between northern and southern point of Dent Island
Double Bay East (20-703c)	The stretch of coastline between unnamed point and unnamed point
Double Bay West (20-703b)	The stretch of coastline between unnamed point and unnamed point
Double Cone Island (20-024)	–
Double Rocks (20-018)	–
Driftwood Bay (20-057b)	The stretch of coastline between south-eastern and south-western point of Hamilton Island
Dugong Inlet (20-041o)	The stretch of coastline between Jones Point and Daniell Point
Dumbell Island (20-068)	–
Earlando Coast (20-702b)	The stretch of coastline between unnamed point and unnamed point
East Neck Bay (20-102h)	The stretch of coastline between unnamed point and eastern point of Shaw Island
East Repulse Island (20-209)	
East Rock (20-054)	–
Edward Island (20-075)	–
Edwin Rock (20-026)	
Eshelby Island (20-012)	
Esk Island (20-070)	–
Fairlight Rock (20-235)	–
Fish/Palm Bays (20-060b)	The stretch of coastline between Fire Point and Humpy Point
Funnel Bay (20-703g)	The stretch of coastline between Mandalay Point and Pioneer Point
Gap Beach (20-090d)	The stretch of coastline between Thora Point and Cape Lachlan
Genesta Bay (20-713d)	The stretch of coastline between Round Head and Cape Conway

Schedule 3. Locations cont'd

Gloucester Island (20-003)	–
Grassy Island (20-030)	–
Gulnare Inlet (20-041j)	The stretch of coastline between unnamed point and unnamed point
Gumbrell Island (20-020)	–
Hamilton Island East (20-057c)	The stretch of coastline between north-eastern and south-eastern point of Hamilton Island
Happy Bay (20-060a)	The stretch of coastline between Humpy Point and South Mead
Hardy Reef (19-135)	–
Harold Island (20-074)	–
Hayman Island East (20-014b)	The stretch of coastline between Dolphin Point and Groper Point
Hayman Island Resort (20-014a)	The stretch of coastline between Groper Point and Castle Rock
Henning Island (20-053)	–
Hill Inlet (20-041r)	The stretch of coastline between Tongue Point and the northern point of Whitehaven Beach
Homestead Bay (20-039, 20-040b)	The stretch of coastline between Gilling Point and north-eastern point of Cid Island
Hook Reef (19-136)	–
Hunt Channel (20-037, 20-040a, 20-041m)	The stretch of coastline between Loriard Point and Hughes Point and the stretch of coastline between north-eastern point of Cid Island and Gilling Point
Ireby Island (20-071)	–
Jester Rock (20-088)	–
Keyser Island (20-232)	–
Lagoon Rock (20-076)	–
Langford Island/Spit (20-019a)	–
Lindeman Island East (20-090e)	The stretch of coastline between Cape Lachlan and Dalwood Point
Line Reef (19-128)	–
Little Armit Island (20-023)	–
Little Eshelby Island (20-013)	–
Little Grassy Island (20-027)	–
Little Lindeman Island (20-099)	–
Long Rock (20-233)	–
Low Island (20-029)	–
Low Rock (20-047)	–
Luncheon, Manta Ray and Pinnacle Bays (20-028h)	The stretch of coastline between and unnamed point and Pinnacle Point
Lupton Island East (20-078f/g)	The stretch of coastline between Pallion Point and southern point of Lupton Island
Mackerel Bay (20-028i)	The stretch of coastline between Pinnacle Point and unnamed point
Macona Inlet (20-028c)	The stretch of coastline between southern point of Hook Island and Turtle Head Rock

Maher Island East (20-102a)	The stretch of coastline between Jesuit Point and unnamed point
Maher Island West (20-102a)	The stretch of coastline between unnamed point and Jesuit Point
Mansell Island (20-096)	–
May' s Bay (20-041p)	The stretch of coastline between Daniell Point and unnamed point
Mid Molle Island (20-034)	–
Middle Island (19-106)	–
Moon Island (20-041f)	–
Nara Inlet (20-028j)	The stretch of coastline between Turtle Head Rock and unnamed point
Neck Bay (20-102b/c)	The stretch of coastline between unnamed point and unnamed point
Nellie Bay (20-016)	The stretch of coastline between unnamed point and George Point
Nicolson Island (20-081)	–
North Molle Island (20-033)	–
North Repulse Island (20-208)	–
Olden Island (20-021)	–
Pandanus Bay (20-060g)	The stretch of coastline between South Head and unnamed point
Paradise Bay (20-060e)	The stretch of coastline between south-eastern point of Long Island and unnamed point
Pentecost Island (20-085)	–
Peter Bay (20-041a)	The stretch of coastline between unnamed point and Peter Head
Petrel Islet (20-069)	–
Pig Bay (20-078c/d)	The stretch of coastline between southern point of Haslewood Island and Solway Passage
Pine Island (20-061)	–
Pioneer Bay (20-703f)	The stretch of coastline between Bluff Point and Mandalay Point
Pioneer Rocks (20-032)	–
Plantation Bay (20-090c)	The stretch of coastline between Dalwood Point and Picaninny Point
Planton Island (20-043)	–
Preserverance Island (20-055)	–
Puritan Bay (20-713c)	The stretch of coastline between unnamed point and Round Head
Queen Margrethe Bay (20-102g)	The stretch of coastline between eastern point of Shaw Island and unnamed point
Rattray Island (19-110)	–
Repair Island (20-049a)	–
Repulse Bay East (20-715b)	The stretch of coastline between Cape Conway and Rocky Point

Schedule 3. Locations cont'd

Repulse Bay West (20-715c)	The stretch of coastline between Rocky Point and Midge Point
Ripple Rocks (20-206)	–
Roberta Bay (20-102f)	The stretch of coastline between unnamed point and unnamed point
Rooper Inlet (20-052)	The stretch of coastline between unnamed point and Stripe Point
Saba Bay (20-028a)	The stretch of coastline between unnamed point and Hook Passage
Saddleback Island (20-015)	–
Sandy Bay (20-060c/ d)	The stretch of coastline between unnamed point and Fire Point
Sawmill Bay (20-041n)	The stretch of coastline between Hughes Point and Jones Point
Seaforth Island (20-095)	
Shoal Bay (20-010)	The stretch of coastline between Cape Gloucester and unnamed point
Shute Harbour (20-710b)	The stretch of coastline between Coral Point and unnamed point
Shute Island (20-048)	–
Sidney Island (20-092)	–
Sillago Island (20-072)	–
Sinker Reef (19-133)	–
South Molle Island East (20-042c)	The stretch of coastline between Deeded Point and Roma Point
South Molle Island West (20-042b)	The stretch of coastline between Roma Point and The Causeway
South Repulse Island (20-210)	
Spitfire Rock (20-097)	–
St. Helen Rock (20-236)	–
Steen's Beach (20-028f)	The stretch of coastline between Cockatoo Point and Alcyonaria Point
Stockyard Beach (20-078b)	The stretch of coastline between Solway Passage and unnamed point
Stonehaven Anchorage (20-028e)	The stretch of coastline between Baird Point and Cockatoo Point
Surprise Rock (20-083)	–
Swamp Bay (20-707b)	The stretch of coastline between Green Point and The Beak
Tancred Island (20-049b)	–
Teague Island (20-082)	–
Thomas Island (20-234)	
Tongue Bay (20-041d)	The stretch of coastline between unnamed point and Tongue Point
Trammel Bay (20-710c)	The stretch of coastline between Stripe Point and Spit Point

Triangle Island (20-100)	–
Turtle Bay (20-041h)	The stretch of coastline between Craig Point and unnamed point
Turtle Island (20-059)	–
unnamed (20-025)	The stretch of coastline between George Point and unnamed point
unnamed (20-028b)	The stretch of coastline between Hook Passage and southern point of Hook Island
unnamed (20-028d)	The stretch of coastline between unnamed point and Baird Point
unnamed (20-041a)	The stretch of coastline between Hook Passage and unnamed point
unnamed (20-041e)	The stretch of coastline between Solway Passage and unnamed point
unnamed (20-041h)	The stretch of coastline between unnamed point and Fitzalan Point
unnamed (20-041q)	The stretch of coastline between unnamed point and Hook Passage
unnamed (20-060f)	The stretch of coastline between unnamed point and southern point of Long Island
unnamed (20-084)	–
unnamed (20-102e)	The stretch of coastline between unnamed point and southern point of Shaw Island
unnamed (20-102i)	The stretch of coastline between south-western point of Shaw Island and Burning Point
unnamed (20-707b)	The stretch of coastline between Pioneer Point and Green Point
unnamed (20-713b)	The stretch of coastline between unnamed point and unnamed point
Volskow Island (20-231)	–
Waite Bay (20-078e)	The stretch of coastline between southern point of Lupton Island and southern point of Haslewood Island
White Rock (20-051)	–
Whitehaven Beach (20-041t)	The stretch of coastline between the northern point of Whitehaven Beach and Solway Passage
Windy Bay (20-078a)	The stretch of coastline between unnamed point and Pallion Point
Wirrainbeia Island (20-073)	–
Woodwark Bay (20-703d)	The stretch of coastline between unnamed point and Grimston Point
Worthington Island (20-079)	–
Yellow Rock (20-101)	–
Young Island (20-056)	–
Yvonne's Coves (20-041k/l)	The stretch of coastline between unnamed point and Loriard Point

Schedule 4. Whale Protection Area

Note In this Schedule, the '1 nautical mile line' means the line every point of which is at a distance of 1 nautical mile seaward from the nearest point of the coastline at high water.

The Whale Protection Area refers to the area the boundary of which:

- (a) commences at the northernmost point of coastline of the mainland at low water, in the vicinity of Cape Gloucester (latitude 20°04'02" south, longitude 148°27'27" east);
- (b) **runs** thence north-westerly along the geodesic to the point of latitude 19°58'07" south, longitude 148°18'32" east;
- (c) thence easterly along the geodesic to its intersection by the meridian of longitude 148°52'44" east;
- (d) thence southerly along that meridian to its intersection by the 1 nautical mile line of **Hayman Island**;
- (e) thence south-easterly along the 1 nautical mile line of **Hayman Island** to its intersection by the 1 nautical mile line of **Hook Island**;
- (f) thence easterly along the 1 nautical mile line of **Hook Island** to its intersection by the 1 nautical mile line of **Double Rock**;
- (g) thence southerly along the 1 nautical mile line of **Double Rock** to its intersection by the 1 nautical mile line of **Hook Island**;
- (h) thence southerly along the 1 nautical mile line of **Hook Island** to its intersection by the 1 nautical mile line of **Whitsunday Island**;
- (i) thence south-easterly along the 1 nautical mile line of **Whitsunday Island** to its intersection by the 1 nautical mile line of **Dumbell Islet**;
- (j) thence north-easterly along the 1 nautical mile line of **Dumbell Islet** to its intersection by the 1 nautical mile line of **Border Island**;
- (k) thence north-easterly along the 1 nautical mile line of **Border Island** to its intersection by the 1 nautical mile line of **Jester Rock**;
- (l) thence north-easterly and south-easterly along the 1 nautical mile line of **Jester Rock** to its intersection by the 1 nautical mile line of **Minstrel Rocks**;
- (m) thence southerly along the 1 nautical mile line of **Minstrel Rocks** to its intersection by the 1 nautical mile line of **Deloraine Island**;
- (n) then southerly along the 1 nautical mile line of **Deloraine Island** to its intersection by the 1 nautical mile line of **Border Island**;
- (na) then southerly along the 1 nautical mile line of **Border Island** to its intersection by the geodesic that passes through the southernmost point of **Border Island** and the northernmost point of **Esk Island**;
- (nb) then southerly along the geodesic to its intersection by the 1 nautical mile line of **Esk Island**;
- (nc) then easterly along the 1 nautical mile line of **Esk Island** to its intersection by the geodesic that passes through the easternmost point of **Esk Island** and the northernmost point of **Honeymoon Island**;
- (o) *Deleted*
- (p) then south-easterly along the geodesic to its intersection by the 1 nautical mile line of **Honeymoon Island**;
- (pa) then easterly along the 1 nautical mile line of **Honeymoon Island** to its intersection by the 1 nautical mile line of **Haslewood Island**;

- (pb) then easterly along the **1** nautical mile line of Haslewood Island to its intersection by the geodesic that passes through the northernmost point of Haslewood Island and the northernmost point of Ireby Island;
- (pc) then north-easterly along the geodesic to its intersection by the **1** nautical mile line of Ireby Island;
- (pd) then northerly along the **1** nautical mile line of Ireby Island to its intersection by the **1** nautical mile line of **Sillago** Island;
- (q) *Deleted*
- (r) *Deleted*
- (s) thence south-easterly along the **1** nautical mile line of **Sillago** Island to its intersection by the **1** nautical mile line of Edward Island;
- (t) thence south-easterly along the **1** nautical mile line of Edward Island to its intersection by the **1** nautical mile line of **Yiundalla** Island;
- (u) thence south-easterly and south-westerly along the **1** nautical mile line of Yiundalla Island to its intersection by the **1** nautical mile line of Buddibuddi Island;
- (v) thence north-westerly along the **1** nautical mile line of Buddibuddi Island to its intersection by the **1** nautical mile line of Edward Island;
- (w) thence north-westerly along the **1** nautical mile line of Edward Island to its intersection by the **1** nautical mile line of **Harold** Island;
- (x) thence westerly along the **1** nautical mile line of **Harold** Island to its intersection by the geodesic, which passes through the westernmost point of Edward Island and the southernmost point of Worthington Island;
- (y) thence south-westerly along that geodesic to its intersection by the **1** nautical mile line of Worthington Island;
- (z) thence southerly along the **1** nautical mile line of Worthington Island to its intersection by the **1** nautical mile line of **Turrum** Island;
- (aa) thence south-westerly along the **1** nautical mile line of **Turrum** Island to its intersection by the **1** nautical mile line of Lupton Island;
- (bb) thence south-westerly along the **1** nautical mile line of Lupton Island to its intersection by the **1** nautical mile line of Nicolson Island;
- (cc) thence south-westerly along the **1** nautical mile line of Nicolson Island to its intersection by the **1** nautical mile line of Haslewood Island;
- (dd) thence westerly along the **1** nautical mile line of Haslewood Island to its intersection by the **1** nautical mile line of Nunga Island;
- (ee) thence westerly along the **1** nautical mile line of Nunga Island to its intersection by the **1** nautical mile line of Moon Island;
- (ff) thence south-westerly along the **1** nautical mile line of Moon Island to its intersection by the geodesic, which passes through the southernmost point of **Teague** Island and **Suprise** Rock;
- (gg) thence south-westerly along that geodesic to its intersection by the **1** nautical mile line of **Suprise** Rock;
- (hh) thence southerly along the **1** nautical mile line of **Suprise** Rock to its intersection by the geodesic, which passes through **Suprise** Rock and the northernmost point of Pentecost Island;
- (ii) thence southerly along that geodesic to its intersection by the **1** nautical mile line of Pentecost Island;

Schedule 4. Whale Protection area cont'd

- (jj) thence south-easterly along the **1** nautical mile line of Pentecost Island to its intersection by the geodesic, which passes through the easternmost point of Pentecost Island and Jesuit Point (northernmost point of Maher Island);
- (kk) thence south-easterly along that geodesic to its intersection by the **1** nautical mile line of Maher Island;
- (ll) thence easterly and southerly along the **1** nautical mile line of Maher Island to its intersection by the **1** nautical mile line of Baynham Island;
- (mm) thence southerly along the **1** nautical mile line of Baynham Island to its intersection by the **1** nautical mile line of Comston Island;
- (nn) thence south-easterly along the **1** nautical mile line of Comston Island to its intersection by the **1** nautical mile line of **Mansell** Island;
- (oo) thence easterly and southerly along the **1** nautical mile line of **Mansell** Island to its intersection by the geodesic, which passes through the southernmost point of **Mansell** Island and Fairlight Rock;
- (pp) thence southerly along that geodesic to its intersection by the **1** nautical mile line of Thomas Island;
- (qq) thence south-easterly along the **1** nautical mile line of Thomas Island to its intersection by the **1** nautical mile line of Fairlight Rock;
- (rr) thence southerly along the **1** nautical mile line of Fairlight Rock to its intersection by the parallel of latitude **20°33'17"** south;
- (ss) thence south-westerly along the geodesic to its intersection by the coastline of the mainland at low water at the point of latitude **20°39'49"** south, longitude **148°42'59.5"** east, in the vicinity of Midge Point; and
- (tt) thence generally northerly, easterly, south-easterly and north-westerly along the coastline of the mainland at low water to the point of commencement.

Schedule 5. No anchoring areas

The no anchoring areas are described below.

1. Bait Reef No Anchoring Area

The area the boundary of which:

- (a) commences at the northernmost point of the northernmost coral pinnacle (latitude $19^{\circ}48'34''$ south, longitude $149^{\circ}03'42''$ east) in the series of flat-topped coral pinnacles known as 'the Stepping Stones';
- (b) runs thence easterly, south-easterly and southerly to the easternmost point on that coral pinnacle;
- (c) thence south-easterly to the southernmost point of intersection of the reef edge of Bait Reef by the meridian of longitude $149^{\circ}04'37''$ east;
- (d) thence southerly along that meridian to the point **100** metres seawards at the reef edge;
- (e) thence generally westerly, north-westerly and northerly along a line **100** metres seaward of the reef edge to its intersection with the parallel of latitude which passes through the northernmost point of the **northernmost** coral pinnacle which is located at or about latitude $19^{\circ}48'34''$ south, longitude $149^{\circ}03'42''$ east in the series of flat-topped coral pinnacles known as 'the Stepping Stones'; and
- (f) thence easterly along that **parallel** of latitude to the point of commencement.

2. Manta Ray Bay No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of Hook Island at low water at the point of latitude $20^{\circ}03'50.5''$ south, longitude $148^{\circ}57'07''$ east;
- (b) runs thence northerly along that meridian to its intersection by the parallel of latitude $20^{\circ}03'40''$ south;
- (c) thence easterly along that parallel to its intersection by the coastline of Hook Island at low water at the point of latitude $20^{\circ}03'39.9''$ south, longitude $148^{\circ}57'25.8''$ east, in the vicinity of The Woodpile; and
- (d) thence southerly and westerly along the coastline of Hook Island at low water to the point of commencement.

4. Blue Pearl Bay No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of **Hayman** Island at low water at the northernmost point of Castle Rock;
- (b) runs thence northerly along the geodesic to the reef protection marker at or about latitude $20^{\circ}02'56.7''$ south, longitude $148^{\circ}52'38.2''$ east;
- (c) thence north-easterly along the geodesic to the reef protection marker at or about latitude $20^{\circ}02'52.9''$ south, longitude $148^{\circ}52'46''$ east;
- (d) thence northerly along the geodesic to the reef protection marker at or about latitude $20^{\circ}02'43.1''$ south, longitude $148^{\circ}52'48.1''$ east;
- (e) thence northerly along the geodesic to the reef protection marker at or about latitude $20^{\circ}02'34.5''$ south, longitude $148^{\circ}52'48.5''$ east;
- (f) thence north-westerly along the geodesic to the reef protection marker at or about latitude $20^{\circ}02'21.6''$ south, longitude $148^{\circ}52'44.1''$ east;

Schedule S. No Anchoring areas cont'd

- (g) thence north-easterly along the geodesic to its intersection by the coastline of **Hayman Island** at low water at its northernmost point, in the vicinity of Dolphin Point; and
- (h) thence southerly along the coastline of **Hayman Island** at low water to the point of commencement.

5. Langford Island No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of Langford Island at low water at its northernmost point;
- (b) runs thence easterly along the geodesic to the reef protection marker at or about latitude **20°04'45.6"** south, longitude **148°52'22.4"** east;
- (c) thence south-easterly along the geodesic to the reef protection marker at or about latitude **2W04'52.9"** south, longitude **148°52'34.2"** east;
- (d) thence south-easterly along the geodesic to the reef protection marker at or about latitude **20°05'00.6"** south, longitude **148°52'45.6"** east;
- (e) thence south-easterly along the geodesic to the reef protection marker at or about latitude **20°05'07.5"** south, longitude **148°52'56.3"** east;
- (f) thence south-westerly along the geodesic to its intersection by the coastline of Langford Island at low water at its easternmost point; and
- (g) thence north-westerly along the coastline of Langford Island at low water to the point of commencement.

6. Butterfly Bay No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of **Hook Island** at low water at or about the point of latitude **20°04'25"** south, longitude **148°55'07.8"** east;
- (b) then runs easterly along the geodesic to the reef protection marker at or about the point of latitude **20°04'26.7"** south, longitude **148°55'22.3"** east;
- @a) then runs easterly along the geodesic to the reef protection marker at or about the point of latitude **20°04'27.3"** south, longitude **148°55'28.5"** east;
- (c) thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°04'24.1"** south, longitude **148°55'32.5"** east;
- (d) thence south-easterly along the geodesic to the reef protection marker at or about latitude **20°04'30.8"** south, longitude **148°55'41.5"** east;
- (e) thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°04'23.3"** south, longitude **148°55'48.6"** east;
- (f) thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°04'14.1"** south, longitude **148°55'52.5"** east;
- (g) thence north-easterly along the geodesic to its intersection by the coastline of **Hook Island** at low water at the point of latitude **2W04'12.6"** south, longitude **148°55'54.6"** east; and
- (h) thence south-westerly along the coastline of **Hook Island** at low water to the point of commencement.

7. Maureen's Cove No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of **Hook Island** at low water at the point of latitude **2W04'11.8"** south, longitude **148°55'56.9"** east;
- (b) runs thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°04'10.4"** south, longitude **148°55'58.9"** east;

- (c) thence south-easterly along the geodesic to the reef protection marker at or about latitude 2V04'12.6" south, longitude 148°56'05.1" east;
- (d) thence easterly along the geodesic to the reef protection marker at or about latitude 20°04'10.5" south, longitude 148°56'17" east;
- (e) thence northerly along the geodesic to the reef protection marker at or about latitude 20°04'00" south, longitude 148°56'18.5" east;
- (F) thence north-easterly along the geodesic to its intersection by the coastline of Hook Island at low water at the point of latitude 20°03'57.1" south, longitude 148°56'22" east; and
- (g) thence southerly and westerly along the coastline of Hook Island at low water to the point of commencement.

8. Luncheon Bay No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of Hook Island at low water at the point of latitude 2V03'52.4 south, longitude 148°56'35.1" east;
- (b) runs thence easterly along the geodesic to the reef protection marker at or about latitude 20°03'52.8" south, longitude 148°56'39.1" east;
- (c) thence south-easterly along the geodesic to the reef protection marker at or about latitude 2W03'57.7" south, longitude 14V56'45.3" east;
- (d) thence easterly along the geodesic to the reef protection marker at or about latitude 2W03'56.9" south, longitude 14V56'59.7" east;
- (e) thence easterly along the geodesic to the reef protection marker at or about latitude 20°03'47.4" south, longitude 148°57'07.9" east;
- (F) thence south-easterly along the geodesic to its intersection by the coastline of Hook Island at low water at the point of latitude 20°03'48" south, longitude 148°57'09.1" east; and
- (g) thence south-westerly along the coastline of Hook Island at low water to the point of commencement.

9. Pinnacle Bay No Anchoring Area

The area the boundary of which:

- (a) commences on the coastline of Hook Island at low water at its northernmost point, in the vicinity of The Woodpile;
- (b) runs thence easterly along the geodesic to the reef protection marker at or about latitude 20°03'38.5" south, longitude 148°57'29.9" east;
- (c) thence south-easterly along the geodesic to the reef protection marker at or about latitude 20°03'42.8" south, longitude 148°57'36.1" east;
- (d) thence north-easterly along the geodesic to the reef protection marker at or about latitude 2W03'39.5" south, longitude 148°57'45.3" east;
- (e) thence easterly along the geodesic to its intersection by the coastline of Hook Island at low water at the northernmost point of The Pinnacles; and
- (F) thence south-westerly along the coastline of Hook Island at low water to the point of commencement.

10. **Cateran Bay No Anchoring Area**

The area the **boundary** of which:

- (a) commences on the coastline of Border Island at low water at the point of latitude **20°09'24.8"** south, longitude **149°01'45.7"** east;
- (b) runs thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°09'23.8"** south, longitude **149°01'46.3"** east;
- (c) thence south-easterly along the geodesic to the reef protection marker at or about latitude **20°09'30.3"** south, longitude **149°01'56.1"** east;
- (d) thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°09'24.5"** south, longitude **149°02'01.2"** east;
- (e) thence **north-easterly** along the geodesic to the reef protection marker at or about latitude **20°09'13.7"** south, longitude **149°02'05.5"** east;
- (f) thence north-easterly along the geodesic to its **intersection** by the coastline of Border Island at low water at the point of latitude **20°09'13"** south, longitude **149°02'06.7"** east; and
- (g) thence southerly along the coastline of Border Island at low water to the point of commencement.

11. **Sunlovers Bay No Anchoring Area**

The area the **boundary** of which:

- (a) commences on the coastline of Daydream Island at low water at the point of latitude **20°15'15.9"** south, longitude **148°48'41.6"** east;
- (b) runs thence north-westerly along the geodesic to the reef protection marker at or about latitude **20°15'14.4"** south, longitude **148°48'40.7"** east;
- (c) thence north-easterly along the geodesic to the reef protection marker at or about latitude **20°15'08.8"** south, longitude **148°48'44.1"** east;
- (d) thence south-easterly along the geodesic to its intersection by the coastline of Daydream Island at low water at the point of latitude **20°15'09.2"** south, longitude **148°48'44.7"** east; and
- (e) thence southerly along the coastline of Daydream Island at low water to the point of commencement.

12. **North Stonehaven Bay No Anchoring Area:**

The area the **boundary** of which:

- (a) commences on the coastline of Hook Island at low water at water at or the about the point of latitude **20°05' 18.6"** south, longitude **148°54'16.5"** east;
- (b) then runs south-westerly along the geodesic to the reef protection marker at or about the point of latitude **20°05'20.8"** south, longitude **148°54'15.7"** east;
- (c) then southerly along the geodesic to the reef protection marker at or about the point of latitude **20°05'26"** south, longitude **148°54'20.6"** east;
- (d) then southerly along the geodesic to the reef protection marker at or about the point of latitude **20°05'34.3"** south, longitude **148°54'20.8"** east;
- (e) then southerly along the geodesic to the reef protection marker at or about the point of latitude **2W05'46.8"** south, longitude **148°54'21.5"** east;
- (f) then south-westerly along the geodesic to the coastline of Hook Island at low water at or about the point of latitude **20°05'54.7"** south, longitude **148°54'19"** east, in the vicinity of Anchor Point;
- (g) then easterly and northerly along the coastline of Hook Island at low water to the point of commencement.

13. South Stonehaven Bay No Anchoring Area:

The area the boundary of which:

- (a) commences on the coastline of Hook Island at low water at or the about the point of latitude 20°05'54.7" south, longitude 148°54'19" east;
- (b) then southerly along the geodesic to the reef protection marker at or about the point of latitude 20°05'59.8" south, longitude 148°54'19.7" east;
- (c) then south-easterly along the geodesic to the reef protection marker at or about the point of latitude 20°06'07.7" south, longitude 148°54'25.6" east;
- (d) then south-westerly along the geodesic to the reef protection marker at or about the point of latitude 20°06'16.3" south, longitude 148°54'18" east;
- (e) then south-westerly along the geodesic to the reef protection marker at or about the point of latitude 20°06'17.7" south, longitude 148°54'07.3" east
- (f) then westerly along the geodesic to the reef protection marker at or about the point of latitude 2W06'18.5" south, longitude 148°54'03.5" east;
- (g) then south-westerly along the geodesic to the reef protection marker at or about the point of latitude 20°06'23.8" south, longitude 148°53'57.1" east;
- (h) then south-westerly along the geodesic to the coastline of Hook Island at low water at or about the point of latitude 20°06'27.4" south, longitude 148°53'54.4" east, in the vicinity of Ian Point;
- (i) then easterly and northerly along the coastline of Hook Island at low water to the point of commencement.

14. False Nara No Anchoring Area:

The area the boundary of which:

- (a) commences on the coastline of Hook Island at low water at or the about the point of latitude 20°09'51.8" south, longitude 148°52'52.4" east;
- (b) then runs north-westerly along the geodesic to the reef protection marker at or about the point of latitude 20°09'08.7" south, longitude 148°53'09.7" east;
- (c) then north-westerly along the geodesic to the reef protection marker at or about the point of latitude 2LY09'04.3" south, longitude 148°53'07.3" east;
- (d) then north-westerly along the geodesic to the reef protection marker at or about the point of latitude 2W09'02.3" south, longitude 148°52'59.7" east;
- (e) then north-westerly along the geodesic to the coastline of Hook Island at low water at or about the point of latitude 20°10'17.5" south, longitude 148°53'13" east;
- (f) then north-easterly and south-easterly along the coastline of Hook Island at low water to the point of commencement.

Schedule 6. Cruise ship anchorages

The cruise ship anchorages are the areas described below. Geographic coordinates in the descriptions are given in terms of the World Geodetic Standard 1984.

1. Hardy Reef Cruise Ship Anchorage

At or about:

- (a) the point of latitude 19°44.45' south, longitude 14Y08.40' east; or
- (b) No. 2 beacon bearing 090, distance 1.10 nautical miles

2. Cid Harbour Cruise Ship Anchorage

The area the boundary of which:

- (a) commences at the point of latitude 20°14.30' south, longitude 148°56.00' east;
- (b) then runs south-easterly along the geodesic to the point of latitude 20°15.00' south, longitude 148°56.20' east;
- (c) then southerly along the geodesic to the point of latitude 20°15.70' south, longitude 148°56.20' east;
- (d) then westerly along the geodesic to the point of latitude 20°15.70' south, longitude 148°55.80' east;
- (e) then northerly along the geodesic to the point of latitude 20°14.30' south, longitude 148°55.20' east;
- (f) then easterly along the geodesic to the point of commencement.

3. Turtle Bay Cruise Ship Anchorage

The area the boundary of which:

- (a) commences at the point of latitude 20°19.50' south, longitude 14Y01.00' east;
- (b) then southerly along the geodesic to the point of latitude 20°20.00' south, longitude 149°01.00' east;
- (c) then westerly along the geodesic to the point of latitude 20°20.00' south, longitude 148°59.50' east;
- (d) then northerly along the geodesic to the point of latitude 20°19.50' south, longitude 148°59.50' east;
- (e) then easterly along the geodesic to the point of commencement.

Note Turtle Bay is not surveyed to modern standards and uncharted dangers may exist. A survey of Turtle Bay will be conducted by mid 2000. In the interim, Turtle Bay is not recommended as a cruise ship anchorage.

4. Funnel Bay Cruise Ship Anchorage

The area the boundary of which:

- (a) commences at the point of latitude 20°13.20' south, longitude 148°44.75' east;
- (b) then runs southerly along the geodesic to the point of latitude 20°14.60' south, longitude 148°44.75' east;
- (c) then westerly along the geodesic to the point of latitude 20°14.60' south, longitude 148°43.00' east;
- (d) then northerly along the geodesic to the point of latitude 20°13.20' south, longitude 148°43.00' east;
- (e) then easterly along the geodesic to the point of commencement.

5. Port Molle Cruise Ship Anchorage

The area the boundary of which:

- (a) commences at the point of latitude 20°19.00' south, longitude 148°50.10' east;
- (b) then runs southerly along the geodesic to the point of latitude 20°19.80' south, longitude 148°50.60' east;
- (c) then westerly along the geodesic to the point of latitude 20°19.80' south, longitude 148°50.00' east;
- (d) then northerly along the geodesic to the point of latitude 20°19.00' south, longitude 148°49.50' east;
- (e) then easterly along the geodesic to the point of commencement.

6. South East Hamilton Cruise Ship Anchorage:

At or about the point of latitude 20°22.10' south, longitude 14V59.25' east

7. South Hayman Cruise Ship Anchorage

The area the boundary of which:

- (a) commences at the point of latitude 20°04.20' south, longitude 148°53.40' east;
- (b) then runs south-easterly along the geodesic to the point of latitude 2W04.70' south, longitude 14V53.20' east;
- (c) then south-westerly along the geodesic to the point of latitude 20°04.28' south, longitude 148°52.27' east;
- (d) then north-westerly along the geodesic to the point of latitude 20°03.90' south, longitude 148°52.51' east;
- (e) then north-easterly along the geodesic to the point of commencement.

Schedule 7. Regular aircraft landing areas

Regular aircraft landing areas refer to the areas (1 – 11) described below, for the specified Locations. Locations extend vertically to 500 feet above ground or water.

1. Hardy Reef Location
The area enclosed within the 500 metre line of Hardy Reef (19-135).
2. Bait Reef Location
The area enclosed within the 500 metre line of Bait Reef (19-137).
3. **Hayman** Island Resort, Langford **Island/Spit** and Black Island Locations
The area the boundary of which:
 - (a) commences on the southernmost point of the coastline of **Hayman** Island at low water, in the vicinity of Groper Point;
 - (b) runs thence south-westerly along the geodesic to its intersection by the coastline of Langford Island at low water at its easternmost point;
 - (c) thence north-westerly along the coastline of Langford Island at low water to its northernmost point;
 - (d) thence north-easterly along the geodesic to its intersection by the coastline of **Hayman** Island at low water at the point of latitude 20°03'35" south, longitude 148°52'40" east; and
 - (e) thence south-easterly along the coastline of **Hayman** Island at low water to the point of commencement.
4. Daydream Island Location
The area enclosed within the coastal 500 metre line of Daydream Island.
5. Bauer Bay and Mid Molle Island Locations
The area the boundary of which:
 - (a) commences on the coastline of South Molle Island at low water at its northernmost point;
 - (b) runs thence northerly along the geodesic to its intersection by the coastline of Mid Molle Island at low water at its southernmost point;
 - (c) thence easterly along the parallel to its intersection by the meridian of longitude 148°50'53" east;
 - (d) thence southerly along that meridian to its intersection by the coastline of South Molle Island at low water, in the vicinity of Deedes Point; and
 - (e) thence westerly along the coastline of South Molle Island at low water to the point of commencement.
6. Cid Harbour, Sawmill Bay, Hunt Channel and Dugong **Inlet** Locations
The area the boundary of which:
 - (a) commences on the coastline of Whitsunday Island at low water at the point of latitude 20°16'19" south, longitude 148°55'46" east, at the southern point of Nari's Beach;
 - (b) runs thence north-westerly along the geodesic to its intersection by the coastline of Cid Island at low water at the point of latitude 20°16'01" south, longitude 148°55'15" east;
 - (c) thence northerly along the coastline of Cid Island at low water to the point of latitude 20°15'16" south, longitude 148°55'08" east;

- (d) thence north-easterly along the geodesic to its intersection by the coastline of Whitsunday Island at low water, at the point of latitude 20°14'22" south, longitude 148°56'12" east;
 - (e) thence south-easterly along the coastline of Whitsunday Island at low water to the point of latitude 20°14'43" south, longitude 148°56'26" east, in the vicinity of Daniell Point;
 - (f) thence south-easterly along the geodesic to its intersection by the coastline of Whitsunday Island at low water at the point of latitude 20°15'23" south, longitude 148°56'51" east, at the northern point of Sawmill Beach; and
 - (g) thence south-westerly along the coastline of Whitsunday Island at low water to the point of commencement.
7. Whitehaven Beach Location
The area the boundary of which:
- (a) commences on the coastline of Whitsunday Island at low water at its intersection by the parallel of latitude 20°16'24" south;
 - (b) runs thence north-easterly along the perpendicular of the coastline to its intersection by the coastal 1000 metre line of Whitsunday Island;
 - (c) thence south-easterly along the coastal 1000 metre line to its intersection by the perpendicular of the coastline of Whitsunday Island at low water at its intersection by the parallel of latitude 20°16'24" south;
 - (d) thence south-westerly along the perpendicular of the coastline of Whitsunday Island at low water at its intersection by the parallel of latitude 20°16'24" south;
 - (e) thence north-westerly along the coastline of Whitsunday Island at low water to the point of commencement.
8. Chance Bay and Moon Island Locations
The area the boundary of which:
- (a) commences on the coastline of Whitsunday Island at low water at the point of latitude 20°18'39" south, longitude 149°02'49" east;
 - (b) runs thence southerly along the geodesic to its intersection by the coastline of Moon Island at low water at its northernmost point;
 - (c) thence southerly along its western coastline at low water to the southernmost point of Moon Island;
 - (d) thence westerly along the geodesic to its intersection by the coastline of Whitsunday Island at low water, in the vicinity of Craig Point (latitude 20°19'23" south, longitude 149°01'21" east); and
 - (e) thence easterly along the coastline of Whitsunday Island at low water to the point of commencement.
9. Happy Bay and Fish/Palm Bays Locations
The area the boundary of which:
- (a) commences at the intersection of the coastline of Long Island at low water by the parallel of latitude 20°20'47" south, at the southern point of Palm Bay;
 - (b) runs thence westerly along the parallel to the point of latitude 20°20'47" south, longitude 148°50'28" east;
 - (c) thence north-westerly along the geodesic to the point of latitude 20°20'11" south, longitude 148°50'19" east;
 - (d) thence north-easterly along the geodesic to the point of latitude 20°19'12" south, longitude 148°50'30" east;

Schedule 7. Regular aircraft landing areas cont'd

- (e) thence easterly along the parallel to its intersection by the coastline of Long Island at low water, in the vicinity of Base Point (latitude $20^{\circ}19'12''$ south, longitude $148^{\circ}50'57''$ east); and
- (f) thence southerly along the coastline of Long Island at low water to the point of commencement.

10. Dent Passage Location

The area the boundary of which:

- (a) commences on the northernmost point of the coastline of Dent Island at low water;
- (b) runs thence easterly along the geodesic to its intersection by the coastline of Hamilton Island at its northernmost point;
- (c) thence southerly along its western coastline at low water to its southernmost point;
- (d) thence westerly along the geodesic to its intersection by the coastline of Dent Island at low water at its southernmost point; and
- (e) thence northerly along its eastern coastline at low water to the point of commencement.

11. Plantation Bay and Seaforth island Locations

The area the boundary of which:

- (a) commences on the coastline of Lindeman Island at low water at the point of latitude $20^{\circ}27'31''$ south, longitude $149^{\circ}02'48''$ east;
- (b) runs thence south-easterly along the geodesic to the point of latitude $20^{\circ}27'55''$ south, longitude $149^{\circ}02'53''$ east;
- (c) thence westerly along the geodesic to its intersection by the coastline of Seaforth Island at low water at the point of latitude $20^{\circ}28'02''$ south, longitude $149^{\circ}02'16''$ east;
- (d) thence westerly along its northern coastline at low water to its intersection by the meridian of longitude $149^{\circ}02'04''$ east;
- (e) thence north-westerly along the geodesic to its intersection by the coastline of Lindeman Island at low water, in the vicinity of Picaninny Point (latitude $20^{\circ}27'42''$ south, $149^{\circ}02'01''$ east); and
- (f) thence north-easterly along the coastline of Lindeman Island at low water to the point of commencement.

Schedule 8. Langford/Black Islands Area

The Langford/Black Islands Area is the area the boundary of which:

- (a) commences on the southernmost point of the coastline of **Hayman** Island at low water, in the vicinity of Groper Point;
- (b) then runs south-easterly along the geodesic to the coastline of Hook Island at low water, at its intersection by the parallel of latitude 2W04'50.9 south, in the vicinity of Cockatoo Point;
- (c) then runs south-easterly along the coastline of Hook Island at low water to its intersection by the parallel of latitude 2W05'19.6 south;
- (d) then runs westerly along the geodesic to the easternmost point of Langford Island/Spit at low water;
- (e) then runs north-westerly along the coastline of Langford Island/Spit at low water to its northernmost point;
- (f) then runs northerly along the geodesic to the westernmost point of **Akhurst** Island at low water;
- (g) then runs north-easterly along the geodesic to the northernmost point of **Hayman** Island at low water, in the vicinity of Dolphin Point; and
- (h) then runs southerly and easterly along the coastline of **Hayman** Island at low water to the point of commencement.

Schedule 9. Definitions

Note Terms used in this Plan and also in the Act have the same meaning in the Plan as in the Act: see the Acts Interpretation Act 1901, s 46 (1). Terms used in this Plan that are defined in the Act are noted below and a cross reference given to the Act, as follows:

aircraft:	[see the Act, s 3 (1)]
1 nautical mile line	of an island means the line every point of which is 1 nautical mile seaward from the nearest point of the coastline of the island at high water.
500 metre line	of a reef means the line every point of which is 500 metres seaward from the nearest point of the reef edge of the reef. Note See clause 4 of the Zoning Plan.
1500 metre line	of a reef means the line every point of which is 1500 metres seaward from the nearest point of the reef edge of the reef.
Act	means the <i>Great Barrier Reef Marine Park Act 1975</i> .
aircraft:	[see the Act, s 3 (1)]
aircraft operation	means a tourist program that uses an aircraft .
Bait Reef No Anchoring Area	means the area described in item 1 of Schedule 5.
bareboat	means a motorised vessel — for example, a yacht or motor cruiser — at least 6 metres in overall length, that is available for timeshare, hire or charter without a master or crew.
bareboat operation	means a tourist program that uses a bareboat.
coastal 500 metre line	of an island or the mainland means the line every point of which is 500 metres seaward from: (a) the nearest point of the coastline (at low water) of the island or mainland; or (b) where there is a fringing reef wholly or partly around the island or wholly or partly along the mainland — the nearest point of the reef edge of the fringing reef. Note See clause 4 of the Zoning Plan. The definition in the Zoning Plan is: <i>the coastal 500 metre line</i> means the line every point of which is at a distance of 500 metres seaward from the nearest point of the coastline at low water or the island or the mainland, as the case may be, to which it applies, or where there is a fringing reef wholly or partly around that island or wholly or partly along that mainland, 500 metres seaward from the nearest point of the reef edge of that fringing reef.
coastal 1000 metre line	of an island or the mainland means the line every point of which is 1000 metres seaward from: (a) the nearest point of the coastline (at low water) of the island or mainland; or

	(b) where there is a fringing reef wholly or partly around the island or wholly or partly along the mainland — the nearest point of the reef edge of the fringing reef.
coastal 1500 <i>metre</i> line	of an island or the mainland means the line every point of which is 1500 metres seaward from: (a) the nearest point of the coastline (at low water) of the island or mainland; or (b) where there is a fringing reef wholly or partly around the island or wholly or partly along the mainland – the nearest point of the reef edge of the fringing reef.
collecting	has the same meaning as in the Zoning Plan. Note See clause 4 of the Zoning Plan.
commencing day	means the day on which the Whitsundays Plan of Management Amendment 1999 commences.
<i>craftless</i> operation	means a tourist program that does not use either a vessel or an aircraft.
<i>crewed vessel</i> operation	means a tourist program that uses a crewed vessel, except a ship.
cruise ship anchorage	means an area described in Schedule 6.
cruise ship operation	means a tourist program that uses a ship.
day	means a period of 24 hours commencing at midnight.
existing permission	means a relevant permission in force immediately before the commencing day.
facility	means a facility for a tourist program (within the meaning given by subsection 3A (5) of the Act).
fishing	has the same meaning as in the Zoning Plan. Note See clause 4 of the Zoning Plan.
General Use 'A' Zone	has the same meaning as in the Zoning Plan. Note The General Use 'A. Zone is the parts of the Central Section that are not included in any other Zone – see item 1 of the Schedule to the Zoning Plan.
General Use 'B' Zone	has the same meaning as in the Zoning Plan. Note See item 2 of the Schedule to the Zoning Plan.
high-speed <i>vessel</i>	means a personal watercraft, hovercraft or wing-in-ground -effect, or a vessel of any kind if operated faster than 35 knots.
<i>hire craft</i>	means a motorised vessel for example, a dinghy, a half cabin, or a personal watercraft – less than 6 metres in overall length, that is available for timeshare, hire or charter without a master or crew.

<i>hire equipment</i>	means a non-motorised craft – for example, a kayak, a paddleboard, or a windsurfer – that is available for timeshare , hire or charter without a master or crew.
<i>hire operation</i>	means a tourist program that uses a hire craft or hire equipment.
<i>Langford/Black Islands Area</i>	means the area described in Schedule 8.
<i>large vessel</i>	means a vessel longer than 35 metres overall, but not longer than 70 metres overall.
<i>Location</i>	means the area within: (a) the 500 metre line of a reef referred to in column 1 of Schedule 3; or (b) the coastal 500 metre line of an island, islet or rock referred to in column 1 of Schedule 3; or (c) the coastal 500 metre line of an embayment or unnamed stretch of coastline referred to in column 1 of Schedule 3, as described in column 2 of that schedule; Note A Location includes airspace above the area to 500 feet above ground or water – see clause 1.3 (4A).
<i>long range roving operation</i>	means an operation of the kind described under that name in Table 4.
<i>Manta Ray Bay No Anchoring Area</i>	means the area described in item 2 of Schedule 5.
<i>Marine National Park 'A' Zone</i>	has the same meaning as in the Zoning Plan. Note See item 3 of the Schedule to the Zoning Plan.
<i>Marine National Park 'B' Zone</i>	has the same meaning as in the Zoning Plan. Note See item 4 of the Schedule to the Zoning Plan.
<i>Marine Park</i>	[see the Act, s 3 (1)]
<i>motorised water sport</i>	means an activity that involves a high-speed vessel (except when transiting) or a motorised vessel of any kind if towing a person on top of the water or in the air, and includes jet-skiing , water-skiing and para-sailing.
<i>new permission</i>	means a relevant permission granted after the commencing day.
<i>no anchoring area</i>	means an area described in Schedule 5.
<i>non-conforming operation</i>	means a tourist program referred to in subclauses 1.13 (1) to (4) of this Plan.
<i>non-motorised operation</i>	means a tourist program referred to in subclause 1.13 (5) of this Plan.
<i>overall length</i>	[see the Act, ss 3 (1), (7) and (8)]
<i>per week</i>	means in any period of 7 consecutive days
<i>per year</i>	means in any period of 365 consecutive days.

personal watercraft	has the same meaning as in the Transport Operations (Marine Safety) Act 1995 of Queensland.
pilot	[see the Act, s 3 (1)]
Planning Area	means the Whitsunday Planning Area (that is, the areas described in Schedule 1).
<i>reef</i>	has the same meaning as in the Zoning Plan. Note See clause 4 of the Zoning Plan.
reef edge	has the same meaning as in the Zoning Plan. Note See clause 4 of the Zoning Plan.
regional tour operation	means a towed vessel or aircraft operation that meets the required eligibility criteria set out in clause 1.12 of this Plan.
regular aircraft landing area	means an area described in Schedule 7.
Regulations	means the Great Barrier Reef Marine Park Regulations.
relevant permission	has the same meaning as in the Regulations. Note See r 4 (1).
restriction period	for a significant bird site means the period mentioned in Table 1 for the site.
setting 1 area	means an area described in item 1 of Schedule 2.
setting 2 area	means an area described in item 2 of Schedule 2.
setting 3 area	means an area described in item 3 of Schedule 2.
setting 4 area	means an area described in item 4 of Schedule 2.
setting 5 area	means an area described in item 5 of Schedule 2.
setting area	means an area described in Schedule 2.
ship	means a vessel longer than 70 metres overall.
Shipping Area	has the same meaning as in the Zoning Plan. Note See item 9 of the Schedule to the Zoning Plan.
significant bird site	means an island, islet, rock, inlet or bay mentioned in Table 1.
taking	has the same meaning as in the Zoning Plan. Note See clause 4 of the Zoning Plan.
tourist facility	has the meaning given by subsection 3A (4) of the Act.
tourist program	has the meaning given by subsection 3A (3) of the Act.
transiting	means in transit, by the most direct reasonable route, to a place outside the area concerned.
vessel	[see the Act, s 3 (1) (1)]
Whale Protection Area	means the area described in Schedule 4.
Zoning Plan	means the Central Section Zoning Plan made in 1987.

Table of Amendments

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