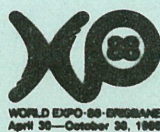




CAPRICORN - BUNKER MARINE PARK ZONING PLAN

JANUARY 1986

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CAPRICORN - BUNKER MARINE PARK

ZONING PLAN

This plan has been prepared in accordance
with the Marine Parks Act 1982.

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JANUARY, 1986.

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PART I - PRELIMINARY

DIVISION 1: EFFECT OF ZONING PLAN

- (1) This Zoning Plan:
- (a) provides for the division of tidal lands and tidal waters of Queensland lying within the outer boundaries of the Capricornia Section of the Great Barrier Reef Marine Park into zones and assigns a name to each such zone;
 - (b) makes provision with respect to the purposes for which each zone is to be, or may be, used or entered;
 - (c) designates areas set aside for special management; and
 - (d) makes provision with respect to the special management conditions that are to be, or may be, applied within each designated area.

DIVISION 2: INTERPRETATION

- (2) In the Zoning Plan, unless the context otherwise indicates or requires:

"Act" means the Marine Parks Act 1982;

"aircraft" means a machine or device that can derive support in the atmosphere from the reactions of the air or from buoyancy, but does not include a hovercraft;

"amateur bait net" means a net not exceeding 16 metres in length, with size of mesh not greater than 28 millimetres;

"animals" includes -

- (a) spat, spawn, eggs and parts of eggs; and
- (b) the skin, feathers, shell or other part of an animal;

"Capricornia Section" means the area described in the Schedule to the proclamation made, on 17 October 1979, under sub-section 31(1) of the Commonwealth Government's Great Barrier Reef Marine Park Act 1975 and assigned by that proclamation the name "Great Barrier Reef Marine Park - Capricornia Section";

"cast net." means a net not exceeding 6 metres in diameter, with size of mesh not more than 83 millimetres;

"collecting" means the taking of any prescribed animal, plant or marine product;

"commercial purpose" means the purpose of sale, trade, processing, or manufacture or other purpose of any kind directed to gain or reward;

"prescribed animal" means any animal defined as a declared animal under the Great Barrier Reef Marine Park Regulations made pursuant to the provisions of the Great Barrier Reef Marine Park Act 1975;

"prescribed plant" means any plant defined as a declared plant under the Great Barrier Reef Marine Park Regulations made pursuant to the provisions of the Great Barrier Reef Marine Park Act 1975;

"prescribed marine product" means any marine product defined as a declared marine product under the Great Barrier Reef Marine Park Regulations made pursuant to the provisions of the Great Barrier Reef Marine Park Act 1975;

"designated area" means an area within a zone set aside by the zoning plan for special management;

"dip net" means a net not exceeding 2 metres in any dimension with a handle or shaft not more than 2.5 metres in length, with size of mesh not less than 25 millimetres and includes a scoop net;

"Fisheries Legislation" includes the Fisheries Act and regulations and the Fishing Industry Organization and Marketing Act and regulations of Queensland, and the Fisheries Act and Continental Shelf (Living Natural) Resources Act of the Commonwealth of Australia;

"fishing" means the taking of fish, crustaceans, scallops or squid, but does not include the taking of declared animals;

"gill net" means a net which when in use forms a wall of loose netting in which fish become enmeshed, and includes a drift or mesh net;

"high water mark" means the mean height of the higher tide at spring tides;

"hook" means a single hook or a group of hooks linked together;

"lagoon" means a body of deeper water within a reef edge;

"line fishing" means fishing with a device which incorporates a line with no more than six hooks;

"low water mark" means the mean height of the lower low water at spring tides;

"manipulative research" means any research which by the nature of its activities will result in significant damage, degradation or disruption to the physical environment or living resources of the Marine Park;

"marine park" means any marine park set apart and declared under the Act;

"marine plant" means a plant that grows below high water and includes eel-grass and dugong-grass;

"Minister" means the Premier of Queensland or other Minister of the Crown for the time being charged with the administration of this Act and includes a person for the time being performing the duties of the Minister;

"netting" means the taking of fish by means of a net;

"plants" includes fungi, seeds and parts of plants;

"public notice" means a notice published;

- (a) in the Gazette; and
- (b) in a newspaper that circulates throughout Queensland;

"purse seine net" means a net which when in use is spread to encircle a school of fish which are then entrapped by 'pursing' or drawing together the lower edge of the net by means of a purse-line or draw-string running through a series of rings attached to that lower edge;

"reef edge" means the seaward edge of any reef exposed at Mean Low Water Spring Tide;

"reef flat" means the reef, including lagoons, within a reef edge;

"regulations" means regulations made under the Act;

"ship" means a vessel with a gross tonnage in excess of 500 tonnes;

"take" means, in relation to marine products, remove, gather, catch, capture, kill, destroy, dredge for, raise, carry away, bring ashore, land from a vessel or otherwise or remove from a natural environment and attempt or permit any such act;

"The Co-ordinator-General" means the corporation sole preserved, continued in existence and constituted by the State Development and Public Works Organization Act 1971-1981;

"tidal lands" means lands that are submerged at any time by tidal waters;

"tidal waters" means Queensland waters that are subject to tidal influence;

"trolling" means fishing with a rod and reel, or line attached to, or supported by a moving vessel, and which incorporates a bait or lure which is drawn through the water behind that vessel;

"vessel" includes a ship, boat, hovercraft or hulk and any vehicle that is capable of use on or in water whether floating or submersible and whether or not self-propelled;

"zone" means a zone created by a zoning plan.

- (3) A reference in a provision of this Zoning Plan to the responsible agency is a reference to the person or body having, under the Act or regulations made under the Act, a function or functions for the purposes of that provision.
- (4) Provisions of this Zoning Plan, to the extent that they apply to any area within the Great Barrier Reef Marine Park - Capricornia Section, apply in addition to the provisions of the Great Barrier Reef Marine Park - Capricornia Section Zoning Plan and to any relevant regulations made under the Great Barrier Reef Marine Park Act 1975.

PART II - DIVISION OF TIDAL LANDS AND TIDAL
WATERS INTO ZONES

DIVISION 1: ZONES

- (5) In accordance with the provisions of the Act, tidal lands and tidal waters of Queensland lying within the outer boundaries of the Capricornia Section of the Great Barrier Reef Marine Park are divided into zones in accordance with clauses (6) and (7).
- (6) The zones which apply to tidal lands and tidal waters of Queensland lying within the outer boundaries of the Capricornia Section of the Great Barrier Reef Marine Park are listed in Appendix 1 to this Zoning Plan.
- (7) The boundaries of the zones listed in Appendix 1 to this Zoning Plan are the same as those defined for the corresponding zones in the Great Barrier Reef Marine Park Authority's Zoning Plan for the Capricornia Section.

PART III - ZONING PROVISIONS

DIVISION 1: GENERAL USE 'A' ZONE

(8) Objectives of the Zone

The objectives of the General Use 'A' Zone are:

- (a) to provide opportunities for reasonable use consistent with the conservation of the Great Barrier Reef; and
- (b) to provide areas for trawling.

(9) Use and Entry

Except as otherwise specified in a Designated Area, the following are the purposes for which the General Use 'A' Zone may be used or entered:

- (a) recreational activities other than fishing or collecting;
- (b) the construction, conduct and servicing of navigational aids and their ancillary buildings and works;
- (c) fishing by means of:
 - (i) line fishing (including trolling);
 - (ii) spearfishing, where any fish taken are not taken for a commercial purpose;
 - (iii) in a lagoon, netting, using an amateur bait net, when used as a beach seine net, or using a cast net, or a dip net;
 - (iv) except in a lagoon, netting, using a net other than a gill net or a purse seine net; or
 - (v) trawl fishing;
- (d) non-manipulative research;
- (e) the navigation and operation of vessels other than hovercraft, but including the operation of aircraft on the surface of the water provided that any equipment which is normally used for fishing or collecting is stowed or secured at all times at which the vessel is in a part of the Zone in which the use of that equipment is not permitted under this Zoning Plan;

- (f) the operation of aircraft at an altitude of not less than 500 feet above ground or water;
- (g) the operation of an aircraft at an altitude of less than 500 feet above ground or water if it is in the process of landing at or departing from a landing area listed in Appendix 2 to this Zoning Plan;
- (h) with the permission of the responsible agency:
 - (i) collecting;
 - (ii) manipulative research;
 - (iii) the provision of tourist or educational facilities;
 - (iv) the establishment of tourist or educational programs;
 - (v) the operation of aircraft, except as provided in paragraphs (f) and (g):
 - . on the surface of the ground or water; or
 - . at an altitude of less than 500 feet above ground or water;
 - (vi) the use of hovercraft;
 - (vii) the removal of a vessel that is wrecked, stranded, sunk or abandoned within this Zone; or
 - (viii) any other purpose consistent with the objectives of the Zone.

DIVISION 2: GENERAL USE 'B' ZONE

(10) Objectives of the Zone

The objectives of the General Use 'B' Zone are:

- (a) to provide opportunities for reasonable use consistent with the conservation of the Great Barrier Reef; and
- (b) to protect reefs from the potential effects of trawling and commercial shipping.

(11) Use and Entry

Except as otherwise specified in a Designated Area, the following are the purposes for which the General Use 'B' zone may be used or entered:

- (a) recreational activities other than fishing or collecting;

- (b) the construction, conduct and servicing of navigational aids and their ancillary buildings and works;
- (c) fishing by means of:
 - (i) line fishing (including trolling);
 - (ii) spearfishing, where any fish so taken are not taken for a commercial purpose;
 - (iii) in a lagoon, netting, using an amateur bait net when used as a beach seine net, or using a cast net, or a dip net; or
 - (iv) except in a lagoon, netting, using a net other than a gill net or a purse seine net.
- (d) the navigation and operation of vessels, other than ships, hovercraft and trawl fishing vessels, provided that any equipment which is normally used for fishing or collecting is stowed or secured at all times at which the vessel is in a part of the Zone in which the use of that equipment is not permitted under this Zoning Plan;
- (e) the navigation of a trawl fishing vessel, provided that any equipment which is normally used for fishing or collecting is stowed or secured at all times at which the vessel is in a part of the Zone in which the use of that equipment is not permitted under this Zoning Plan;
- (f) the operation of aircraft at an altitude of not less than 500 feet above ground or water;
- (g) the operation of an aircraft at an altitude of less than 500 feet above ground or water if it is in the process of landing at or departing from a landing area listed in Appendix 2 to this Zoning Plan;
- (h) with the permission of the responsible agency:
 - (i) collecting;
 - (ii) research;
 - (iii) the provision of tourist or educational facilities;
 - (iv) the establishment of tourist or educational programmes;
 - (v) the navigation and operation of tourist cruise ships;

- (vi) the operation of aircraft other than as specified in paragraphs (f) and (g):
 - . on the surface of the ground or water; or
 - . at an altitude of less than 500 feet above ground or water;
- (vii) the use of hovercraft;
- (viii) the removal of a vessel that is wrecked, stranded, sunk or abandoned within this Zone;
- (ix) any other purpose consistent with the objectives of the Zone.

DIVISION 3: MARINE NATIONAL PARK 'A' ZONE

(12) Objective of the Zone

The objective of the Marine National Park 'A' Zone is to provide for the protection of the natural resources of the area while allowing the following uses:

- (i) recreational activities;
- (ii) limited recreational fishing; and
- (iii) approved research.

(13) Use and Entry

Except as otherwise specified in a Designated Area, the following are the only purposes for which the Marine National Park 'A' Zone may be used or entered:

- (a) recreational activities, other than:
 - (i) fishing, except as provided in paragraph (c) below; and
 - (ii) collecting;
- (b) construction, conduct and servicing of navigational aids and their ancillary buildings and works;

- (c) fishing for recreational purposes using equipment comprised of either a hand-held rod and reel, or a handline, and used with:
 - (i) an artificial fly;
 - (ii) a lure; or
 - (iii) no more than 2 hooks;
- (d) the navigation and operation of vessels other than ships and hovercraft, but including the operation of aircraft on the surface of the water provided that any equipment which is normally used for fishing or collecting is stowed or secured at all times at which the vessel is in a part of the Zone in which the use of that equipment is not permitted under this Zoning Plan;
- (e) the operation of aircraft at an altitude of not less than 500 feet above ground or water;
- (f) the operation of an aircraft at an altitude of less than 500 feet above ground or water if it is in the process of landing at or departing from a landing area listed in Appendix 2 to this Zoning Plan;
- (g) with the permission of the responsible agency:
 - (i) research,
 - (ii) fishing by means of an amateur bait net when used as a beach seine net, or by means of a cast net or a dip net;
 - (iii) the construction and conduct of an underwater observatory;
 - (iv) the provision of tourist or educational facilities;
 - (v) the establishment of tourist or educational programmes;
 - (vi) the construction and conduct of mooring facilities for vessels;
 - (vii) the construction and conduct of landing areas for aircraft;
 - (viii) the navigation and operation of tourist cruise ships;
 - (ix) the operation of aircraft other than as specified in paragraphs (e) and (f):
 - . on the surface of the ground or water; or
 - . at an altitude of less than 500 feet above ground or water;

- (x) the use of hovercraft;
- (xi) the removal of a vessel that is wrecked, stranded, sunk or abandoned within this Zone; or
- (xii) any other purpose consistent with the objective of the Zone.

DIVISION 4: SCIENTIFIC RESEARCH ZONE

(14) Objective of the Zone

The objective of the Scientific Research Zone is to provide an area where approved research can be carried out protected from the influences of recreational activities, fishing and collecting.

(15) Use and Entry

Except as otherwise specified in a Designated Area, the following are the only purposes for which the Scientific Research Zone may be used or entered with the permission of the responsible agency;

- (a) activities associated with the conduct of a research station;
- (b) research;
- (c) the removal of a vessel that is wrecked, stranded, sunk or abandoned within this Zone;
- (d) any other purpose consistent with the objective of the Zone.

DIVISION 5: PRESERVATION ZONE

(16) Objectives of the Zone

The objectives of the Preservation Zone are:

- (a) to preserve areas of the Great Barrier Reef in their natural state undisturbed by man except for the purposes of scientific research; and
- (b) to protect important turtle inter-nesting areas on some reefs.

(17) Use and Entry

Except as otherwise specified in a Designated Area, the following are the only purposes for which the Preservation Zone may be used or entered:

- (a) scientific research conducted with the permission of the responsible agency, being research that cannot be carried out in any other Zone;
- (b) the operation of aircraft at an altitude of not less than 1000 feet above ground or water;
- (c) with the permission of the responsible agency:
 - (i) the removal of a vessel that is wrecked, stranded, sunk or abandoned within this Zone; or
 - (ii) any other purpose consistent with the objectives of the Zone.

PART IV - DESIGNATION OF AREAS FOR SPECIAL MANAGEMENT

DIVISION 1: DESIGNATED AREAS

(18) In accordance with provisions contained in the Marine Parks Regulations 1983, areas of tidal lands and tidal waters requiring special management are, or may be, designated and set aside in accordance with clauses (19) - (24).

(19) Replenishment Areas

The area or areas described in column 2 of the Table to this clause constitutes, or together constitute, as the case may be, Replenishment Areas in the general vicinity of the reefs identified in column 1 opposite that description.

TABLE

Column 1 Name of Reef	Column 2 Area or Areas
North Reef	Tidal lands and tidal waters within an imaginary line drawn one kilometre seawards from the reef edge.

(20) Seasonal Closure Areas

The area or areas described in column 2 of the Table to this clause constitutes, or together constitute, as the case may be, Seasonal Closure Areas in the general vicinity of the reefs identified in column 1 opposite that description.

TABLE

Column 1 Name of Reef	Column 2 Area or Areas
Hoskyn Islands Reef	Tidal lands and tidal waters within an imaginary line drawn 100 metres seawards from the reef edge.

(21) Reef Appreciation Areas

The area or areas described in column 2 of the Table to this clause constitutes, or together constitute, as the case may be, Reef Appreciation Areas in the general vicinity of the reefs identified in column 1 opposite that description.

TABLE

Column 1 Name of Reef	Column 2 Area or Areas
Tryon Island Reef	<p>Tidal lands and tidal waters to the north-west of Tryon Island that extend from high water mark to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the south-west by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 374850E, 7428450N and running at a bearing of 330 degrees true to a point 250 metres seaward from the reef edge; and</p>

TABLE (cont)

Column 1 Name of Reef	Column 2 Area or Areas
North West Island Reef	<p>(b) to the north-east by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 375100E, 7428600N and running at a bearing of 330 degrees true to a point 250 metres seaward from the reef edge.</p>
North West Island Reef	<p>Tidal lands and tidal waters to the north of North-West Island that extend from 500 metres inside the reef edge to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the west by an imaginary line the projection of which commences at high water mark on the island at a point defined by Australian Map Grid co-ordinates 367300E, 7423130N and running at a bearing of true north to a point 250 metres seaward from the reef edge; and</p> <p>(b) to the east by an imaginary line the projection of which commences at high water mark on the eastern extremity of the island at a point defined by Australian Map Grid co-ordinates 368710E, 7423175N and running at a bearing of true north to a point 250 metres seaward from the reef edge.</p>
North West Island Reef	<p>Tidal lands and tidal waters to the west of North West Island that extend from high water mark to the reef edge and are bounded:</p>

TABLE (cont)

Column 1 Name of Reef	Column 2 Area or Areas
	<p>(a) to the north by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 366930E, 7422700N and running at a bearing of true west to the reef edge; and</p> <p>(b) to the south by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 367000E, 7422560N and running at a bearing of 240 degrees true to the reef edge.</p>
Wistari Reef	<p>Tidal lands and tidal waters at the eastern end of Wistari Reef that extend from 600 metres inside the reef edge to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the north-west by an imaginary line joining the points defined by Australian Map Grid co-ordinates 387640E, 7405600N and 388155E, 7406280N; and</p> <p>(b) to the south-west by an imaginary line joining the points defined by Australian Map Grid co-ordinates 388860E, 7403100N and 389365E, 7402415N.</p>

TABLE (cont)

Column 1 Name of Reef	Column 2 Area or Areas
Heron Island Reef	<p>Tidal lands and tidal waters at the western end of Heron Island Reef that extend from high water mark to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the north of Heron Island by an imaginary line commencing at high water mark on the eastern extremity of the island and running at a bearing of 035 degrees true to a point 250 metres seaward from the reef edge; and</p> <p>(b) to the south of Heron Island by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 388900E, 7406840N and running at a bearing of 210 degrees true to a point 250 metres seaward from the reef edge,</p> <p>but excluding tidal lands and tidal waters lying within the boundaries of the designated Special Purposes Area (Boat Harbour).</p>
Masthead Island Reef	<p>Tidal lands and tidal waters to the north of Masthead Island that extend from high water mark to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the west by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 369800E, 7396260N and running at</p>

TABLE (cont)

Column 1 Name of Reef	Column 2 Area or Areas
Lady Musgrave Island Reef	<p>a bearing of true north to a point 250 metres seaward from the reef edge; and</p> <p>(b) to the east by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 370300E, 7396210N and running at a bearing of true north to a point 250 metres seaward from the reef edge.</p> <p>Tidal lands and tidal waters to the north-east of Lady Musgrave Island that extend from 600 metres inside the reef edge to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the south-west by imaginary lines commencing at high water mark on the north-eastern extremity of the island and running at bearings of true north and true east to points 250 metres seaward from and 600 metres inside the reef edge respectively; and</p> <p>(b) to the north-east by the south-westerly edge of the main entrance channel to the lagoon.</p>
Lady Elliot Island Reef	<p>Tidal lands and tidal waters to the west of Lady Elliot Island that extend from high water mark to 250 metres seaward from the reef edge and are bounded:</p>

TABLE (cont)

Column 1 Name of Reef	Column 2 Area or Areas
Lady Elliot Island Reef	<p>(a) to the north by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 470800E, 7333350N and running at a bearing of 300 degrees true to a point 250 metres seaward from the reef edge; and</p> <p>(b) to the south by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 470600E, 7333070N and running at a bearing of 300 degrees true to a point 250 metres seaward from the reef edge.</p> <p>Tidal lands and tidal waters to the south-east of Lady Elliot Island that extend from high water mark to 250 metres seaward from the reef edge and are bounded:</p> <p>(a) to the north by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 471150E, 7332950N and running at a bearing of 105 degrees true to a point 250 metres seaward from the reef edge; and</p> <p>(b) to the south by an imaginary line commencing at a point defined by Australian Map Grid co-ordinates 471095E, 7332850N and running at a bearing of 150 degrees true to a point 250 metres seaward from the reef edge.</p>

(22) Special Purposes Areas

The area or areas described in column 3 of the Table to this clause constitutes, or together constitute, as the case may be, Special Purposes Areas in the general vicinity of the reefs identified in column 1 opposite that description, and for the purpose or purposes specified in column 2 opposite that description.

TABLE

Column 1 Name of Reef	Column 2 Purpose	Column 3 Area or Areas
Heron Island Reef	Boat Harbour	Tidal lands and tidal waters within the area shown on Plan No H27 deposited in the office of the Department of Harbours and Marine, Brisbane.

(23) Reef Research Areas

- (a) The Co-ordinator-General may, from time to time within any zone, designate an area or areas of special management for reef research. Designation of any such area shall be accompanied by a public notice specifying:
- (i) the boundaries of the designated area;
 - (ii) the reasons for designation;
 - (iii) specific provisions that are to apply with respect to the designated area;
 - (iv) the day on which such specific provisions shall come into operation; and
 - (v) the day on which such specific provisions shall cease to operate.
- (b) Designated Reef Research Areas shall not incorporate more than 5 percent of the area of any one reef at any one time.

(24) Temporary Restricted Areas

- (a) A Temporary Restricted Area may be designated in any zone if, in the opinion of the Minister, there is an emergency involving:

- (i) a serious threat to the environment; or
 - (ii) risk of death or injury to human beings.
- (b) Designation of a Temporary Restricted Area shall take effect immediately upon signing by the Minister of a notice specifying:
- (i) the boundaries of the designated Temporary Restricted Area,
 - (ii) the nature of the emergency and the threats involved, and
 - (iii) particular provisions that are to apply with respect to the designated area.

Such notice shall be published:

- (i) in the Government Gazette; and
 - (ii) in a newspaper that circulates throughout Queensland,
- within 7 days of signing by the Minister.

- (c) The provisions applying to a Temporary Restricted Area shall cease to operate either 30 days after the date of signing of the notice by the Minister or upon written revocation of the designated area by the Minister, whichever occurs sooner.

DIVISION 2: NOTATION OF DESIGNATED AREAS ON MAPS

- (25) The approximate locations of:

- . Replenishment Areas,
- . Seasonal Closure Areas,
- . Reef Appreciation Areas, and
- . Special Purposes Areas

are shown on maps contained in Appendix 3 to this Zoning Plan.

- (26) The boundaries of Reef Research Areas and Temporary Restricted Areas are not shown on maps that form part of the Zoning Plan.

PART V - DESIGNATED AREA PROVISIONS

DIVISION 1: REPLENISHMENT AREAS

(27) Objective of the Designated Area

The objective of a Replenishment Area is to enable the recovery of fish and other resource stocks by providing, for a specified period of time, an area which is closed to any activity which will remove living resources of the Marine Park.

(28) Special Management Requirements

During periods specified from time to time by public notice, the following special management provisions shall apply in Replenishment Areas:

(a) fishing by means of;

- . line fishing,
- . spear fishing,
- . netting,
- . trawl fishing, or
- . any other means

is not permitted with the exception of trolling for mackeral species from 1 May to 31 August in each year; and

(b) collecting other than for scientific research purposes is not permitted.

DIVISION 2: SEASONAL CLOSURE AREAS

(29) Objective of the Designated Area

The objective of a Seasonal Closure Area is to protect turtle species from human intrusion during turtle breeding seasons.

(30) Special Management Requirements

During such part of the period commencing on the first day of October in a year and finishing on the first day of March in the following year as is specified by public notice, the following are the only purposes for which Seasonal Closure Areas may be used or entered:

- (a) park management activities by responsible agencies;
- (b) conduct and servicing of navigational aids and their ancillary buildings and works; and
- (c) with the permission of The Co-ordinator-General:
 - (i) scientific research that cannot be undertaken elsewhere in tidal lands and tidal waters of Queensland lying within the outer boundaries of the Capricornia Section of the Great Barrier Reef Marine Park;
 - (ii) any other purpose consistent with the objective of the Designated Area.

DIVISION 3: REEF APPRECIATION AREAS

(31) Objective of the Designated Area

The objective of a Reef Appreciation Area is to provide areas on heavily used reefs in which the public may observe and appreciate marine life in a relatively undisturbed state.

(32) Special Management Requirements

The following special management provisions shall apply in Reef Appreciation Areas:

- (a) fishing by means of:
 - . line fishing,
 - . spearfishing,
 - . netting,
 - . trawl fishing, or
 - . any other meansis not permitted;
- (b) collecting other than for scientific research purposes is not permitted; and
- (c) scientific research that involves collecting or manipulative research may be permitted if, in the opinion of The Co-ordinator-General, such research will not conflict with the objective of the Reef Appreciation Area.

DIVISION 4: SPECIAL PURPOSES AREA

(33) Objective of the Designated Area

The objective of a Special Purposes Area is to facilitate the construction, operation and maintenance of specified services and facilities required to support reasonable use and public enjoyment of the marine park.

(34) Special Management Requirements

Special Management provisions described in column 2 of the Table to this clause apply with respect to the special purpose set out in column 1 opposite that description.

TABLE

Column 1 Special Purpose	Column 2 Special Management Provisions
Boat Harbour	(a) no recreational activities permitted; and (b) the Heron Island Boat Harbour Regulations of 1970 as amended 18 December 1971 are to apply.

DIVISION 5: REEF RESEARCH AREAS

(35) Objective of Designated Area

The objective of a Reef Research Area is to provide a relatively small area of restricted use and access for research purposes, in circumstances where this is necessary due to either the specific nature of the research or the equipment being used in the conduct of such research.

(36) Special Management Requirements

The following are the only purposes for which Reef Research Areas may be used or entered:

- (a) research activities directly connected with the reef research being undertaken in the designated area;
- (b) park management activities by responsible agencies;
- (c) construction, conduct and servicing of navigational aids and their ancillary buildings and works; and

- (d) with the permission of The Co-ordinator-General any other purpose consistent with the objective of the Designated Area.

DIVISION 6: TEMPORARY RESTRICTED AREAS

(37) Objective of Designated Area

The objective of a Temporary Restricted Area is to restrict public access and facilitate whatever other management actions are necessary in defined areas, for short periods of time, in response to unpredictable events involving a risk to human life or a serious threat to the environment.

(38) Special Management Requirements

Special management requirements as are consistent with the nature of the emergency shall be set out in the notice signed by the Minister.

PART VI - APPLICATIONS FOR PERMISSION

(39) Where, in this Zoning Plan, provision is made for entry into, or use of, a Zone or designated area with the permission of The Co-ordinator-General or a responsible agency, The Co-ordinator-General or the responsible agency, as the case may be:

(a) shall, in considering an application for such permission, have regard to:

- (i) the objectives of the zone or designated area;
- (ii) the orderly and proper management of the zone or designated area;
- (iii) the conservation of the natural resources of the marine park;
- (iv) the existing use and amenity, and the future or desirable use and amenity, of the area and of adjacent areas;
- (v) the size, extent and location of any proposed use in relation to any nearby use;
- (vi) the likely effects of any proposed use on adjoining and adjacent areas and any possible effects of the proposed use on the environment;
- (vii) the proposed means of access to and egress from the zone or designated area;
- (viii) the use and the adequacy of provisions for vehicle, vessel or aircraft mooring, landing, parking, loading and unloading;
- (ix) the nature of the equipment to be used; and
- (x) where the purpose in respect of which a relevant permission is required is research;
 - . the likely environmental impact of the research;
 - . the need for long-term conservation of the marine park; and
 - . the needs of other researchers; and

- (b) may grant such permission subject to such conditions as it thinks appropriate or may refuse to grant such permission.

PART VII - EXEMPTIONS

(40) Access in Special Circumstances

Notwithstanding the provisions of the Zoning Plan a person may, with or without a vessel, vehicle or aircraft enter a zone for the purpose of:

- (a) saving life or avoiding the risk of injury to a human being;
- (b) locating, or securing the safety of, a vehicle, hovercraft, vessel or aircraft which is, or may be, endangered by stress of weather or by navigational or operational hazards;
- (c) law enforcement;
- (d) dealing with an emergency involving a serious threat to the environment.

(41) Savings

Nothing in the Zoning Plan shall be construed as permitting any activity otherwise prohibited under the laws of Queensland or the Commonwealth.

(42) Statutory Notices

Nothing in the Zoning Plan shall be construed as regulating, restricting, restraining or prohibiting the construction or display of signs or notices required by law.

PART VIII - APPENDICES

APPENDIX 1: SCHEDULE OF ZONES

This Zoning Plan applies to:

- (a) tidal lands and tidal waters of Queensland surrounding the islands listed in Table 1 to this Appendix, and
- (b) tidal lands and tidal waters of Queensland within the outer boundaries of the existing Marine Park set apart and declared under the Fisheries Act 1976 and listed in Table 2 to this Appendix.

The general location of islands and reefs listed in Tables 1 and 2 is shown on Figure 1 to this Appendix.

The zone or zones described in column 4 of Tables 1 and 2 to this Appendix together constitute the zones which apply to the limit of tidal lands and tidal waters of Queensland within the outer boundaries of the Capricornia Section of the Great Barrier Reef Marine Park. The boundaries of the zones described in column 4 of Tables 1 and 2 to this Appendix are the same as those defined for the corresponding zones in the Great Barrier Reef Marine Park Authority's Zoning Plan for the Capricornia Section.

TABLE 1

Column 1 Name of Island	Column 2 Latitude South	Column 3 Longitude East	Column 4 Zones which apply to surrounding tidal lands & tidal waters of Queensland
Erskine Island	23° 30'	151° 46'	General Use 'B' Zone
Fairfax Islands	23° 52'	152° 22'	General Use 'A' Zone General Use 'B' Zone
Heron Island	23° 27'	151° 55'	General Use 'A' Zone General Use 'B' Zone Marine National Park 'A' Zone
Hoskyn Islands	23° 49'	152° 18'	General Use 'A' Zone General Use 'B' Zone
Lady Elliot Island	24° 07'	152° 43'	General Use 'A' Zone
Lady Musgrave Island	23° 55'	152° 24'	General Use 'A' Zone General Use 'B' Zone
Masthead Island	23° 32'	151° 44'	General Use 'A' Zone General Use 'B' Zone
North Reef Island	23° 11'	151° 54'	General Use 'A' Zone General Use 'B' Zone
North West Island	23° 18'	151° 42'	General Use 'A' Zone General Use 'B' Zone
One Tree Island	23° 30'	152° 05'	General Use 'B' Zone Scientific Research Zone
Tryon Island	23° 15'	151° 47'	General Use 'A' Zone General Use 'B' Zone
Wilson	23° 18'	151° 55'	General Use 'B' Zone Preservation Zone
Wreck Island	23° 20'	151° 57'	General Use 'B' Zone Preservation Zone

TABLE 2

Column 1 Name of Existing Qld. Marine Park	Column 2 Latitude South	Column 3 Longitude East	Column 4 Zones which apply to tidal lands & tidal waters of Queensland
Heron - Wistari Reefs Marine Park	23° 27'	151° 55'	Marine National Park 'A' Zone

CAPRICORN - BUNKER MARINE PARK

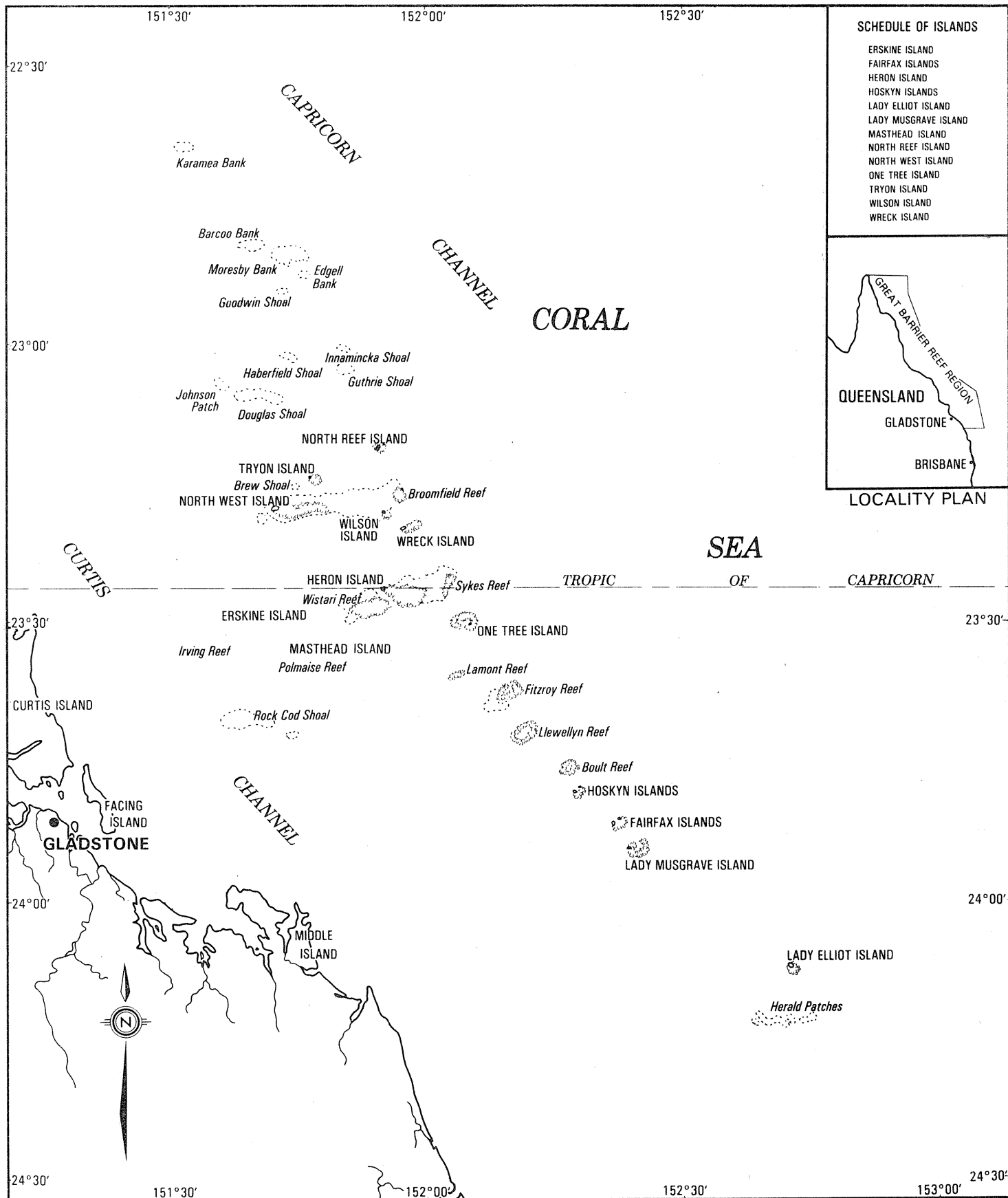
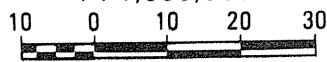


FIGURE 1.

1 : 1,000,000



Kilometres

APPENDIX 2: AIRCRAFT LANDING AREAS

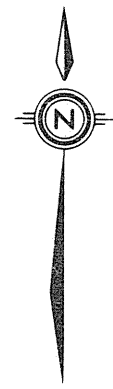
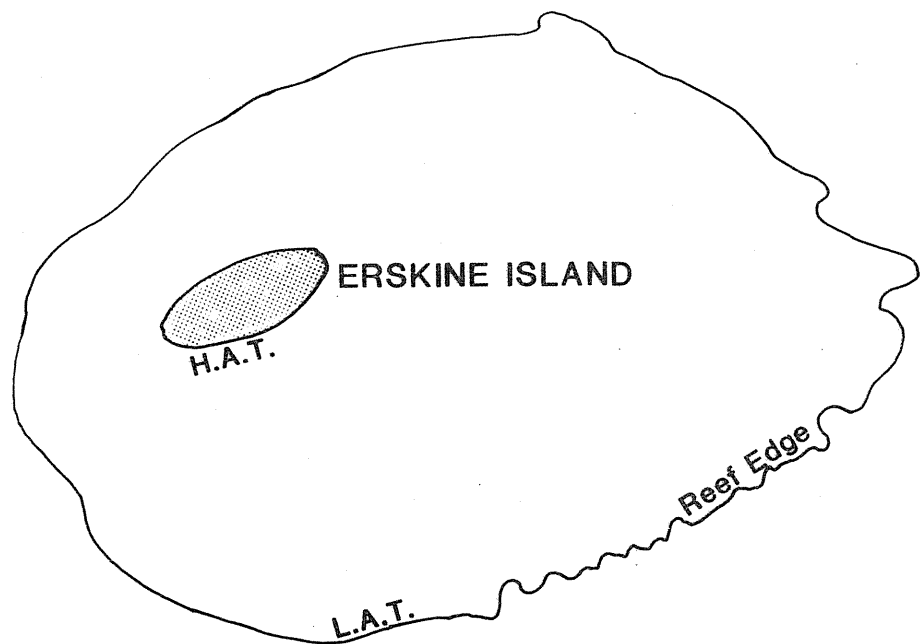
Lady Elliot Island
Heron Island

APPENDIX 3: APPROXIMATE LOCATIONS OF DESIGNATED AREAS

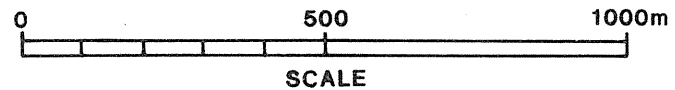
The maps in this Appendix show the approximate locations of:

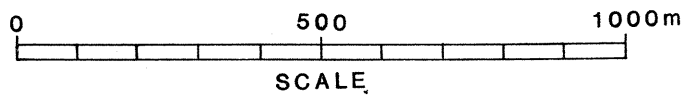
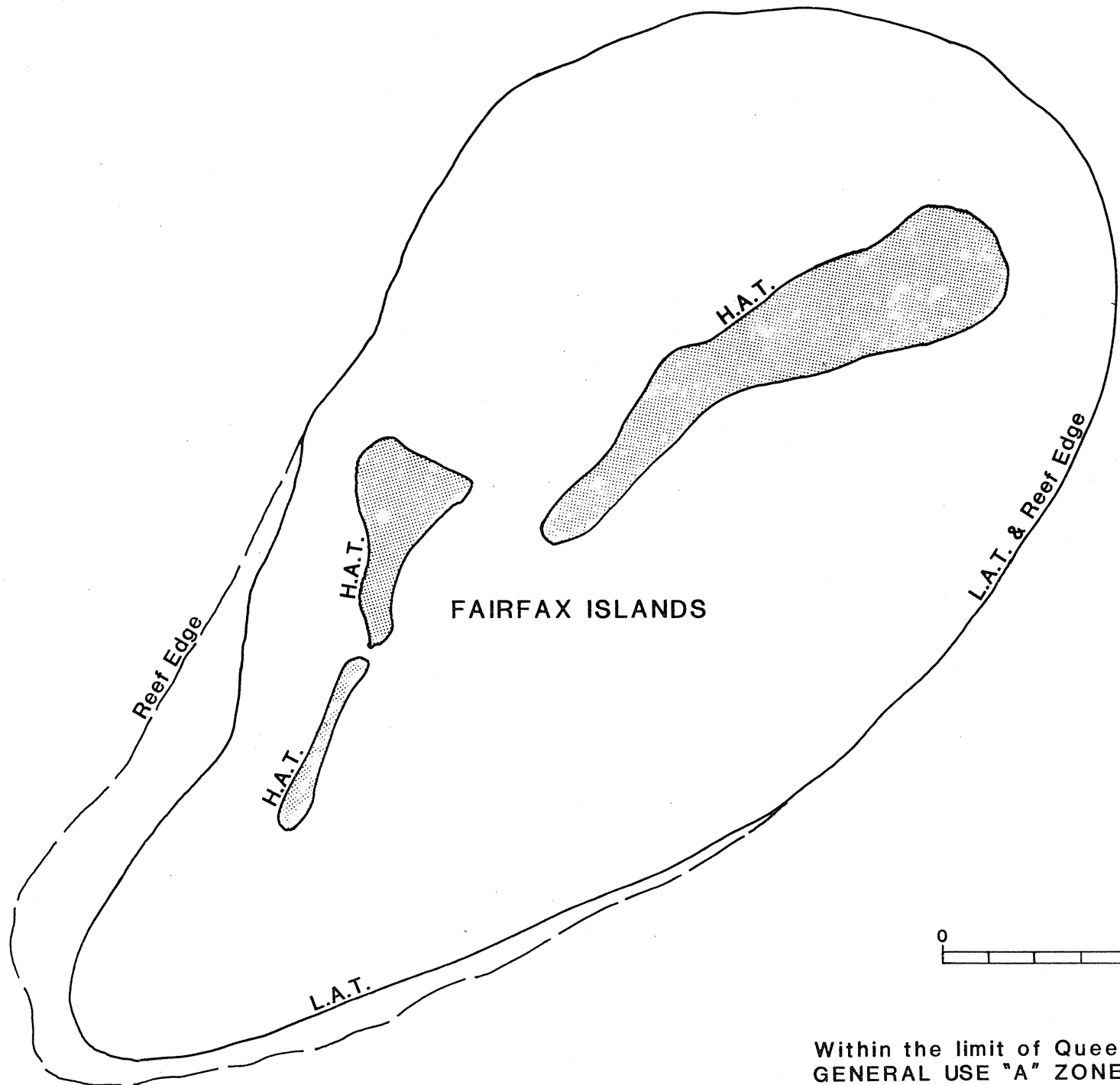
- . Replenishment Areas,
- . Seasonal Closure Areas,
- . Reef Appreciation Areas, and
- . Special Purposes Areas.

The boundaries of Reef Research Areas and Temporary Restricted Areas are not shown on maps that form part of this Zoning Plan.



Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply





Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply



GENERAL USE "A" ZONE
(Extends to the limit of
Queensland Tidal Waters)

385911.17E/7409903.318N

SPECIAL PURPOSES
AREA
(see H&M Plan H27)

Boundary of Heron-Wistari Reefs Marine Park
(as gazetted G.G. 1974.1661)

HERON ISLAND

Reef Appreciation Area

H.A.T.

388900E/7408840N

HERON ISLAND REEF

388155E/7408280N

387640E/7405800N

MARINE

NATIONAL

PARK

"A" ZONE

Reef Appreciation Area

WISTARI REEF

600m

250m

L.A.T.

Reef Edge

388860E/7403100N

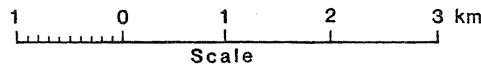
L.A.T.

389365E/7402415N

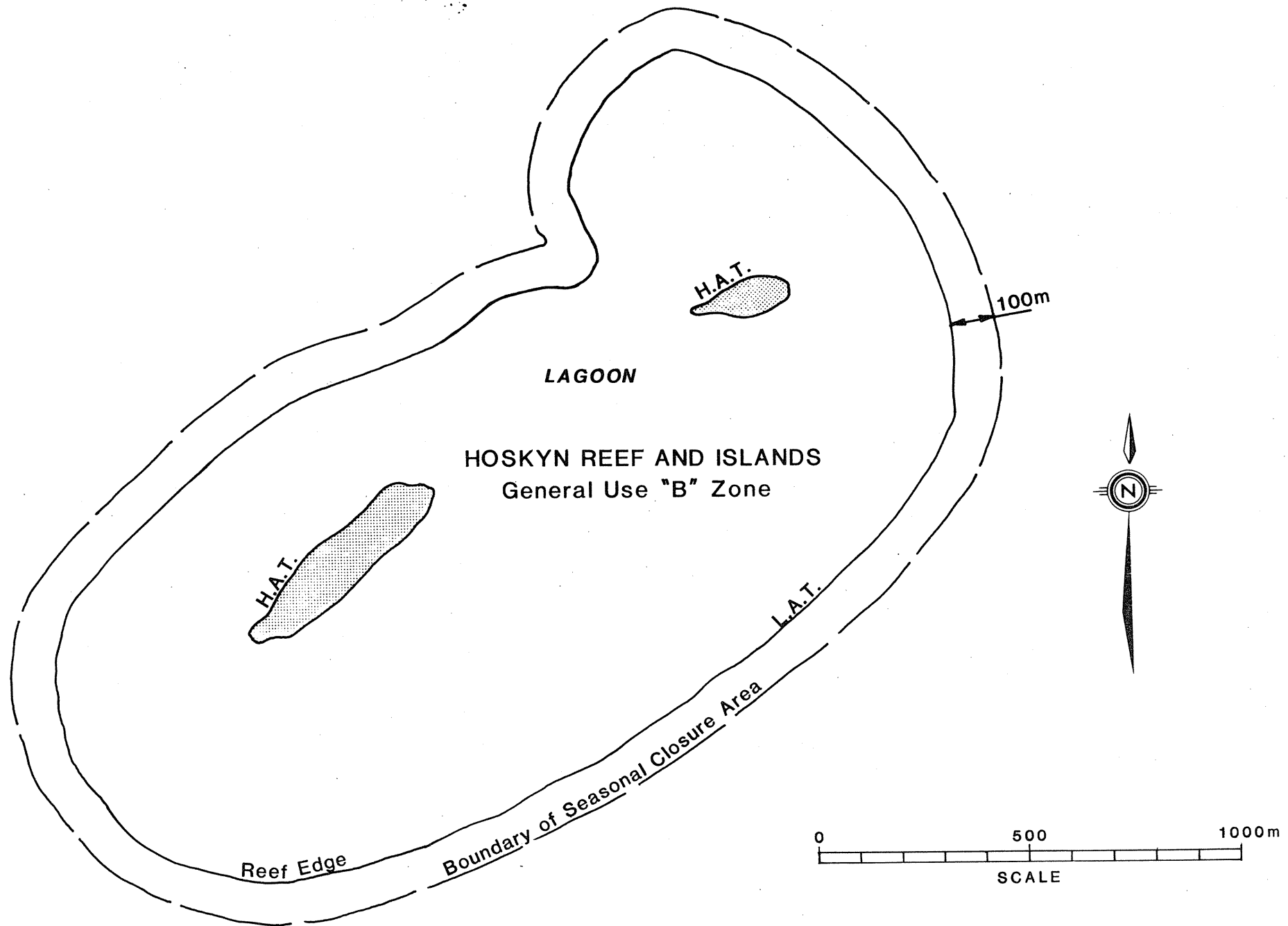
1km from Reef Edge

GENERAL USE "B" ZONE
(Extends to the limit of
Queensland Tidal Waters)

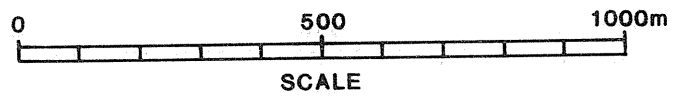
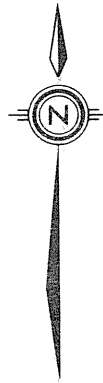
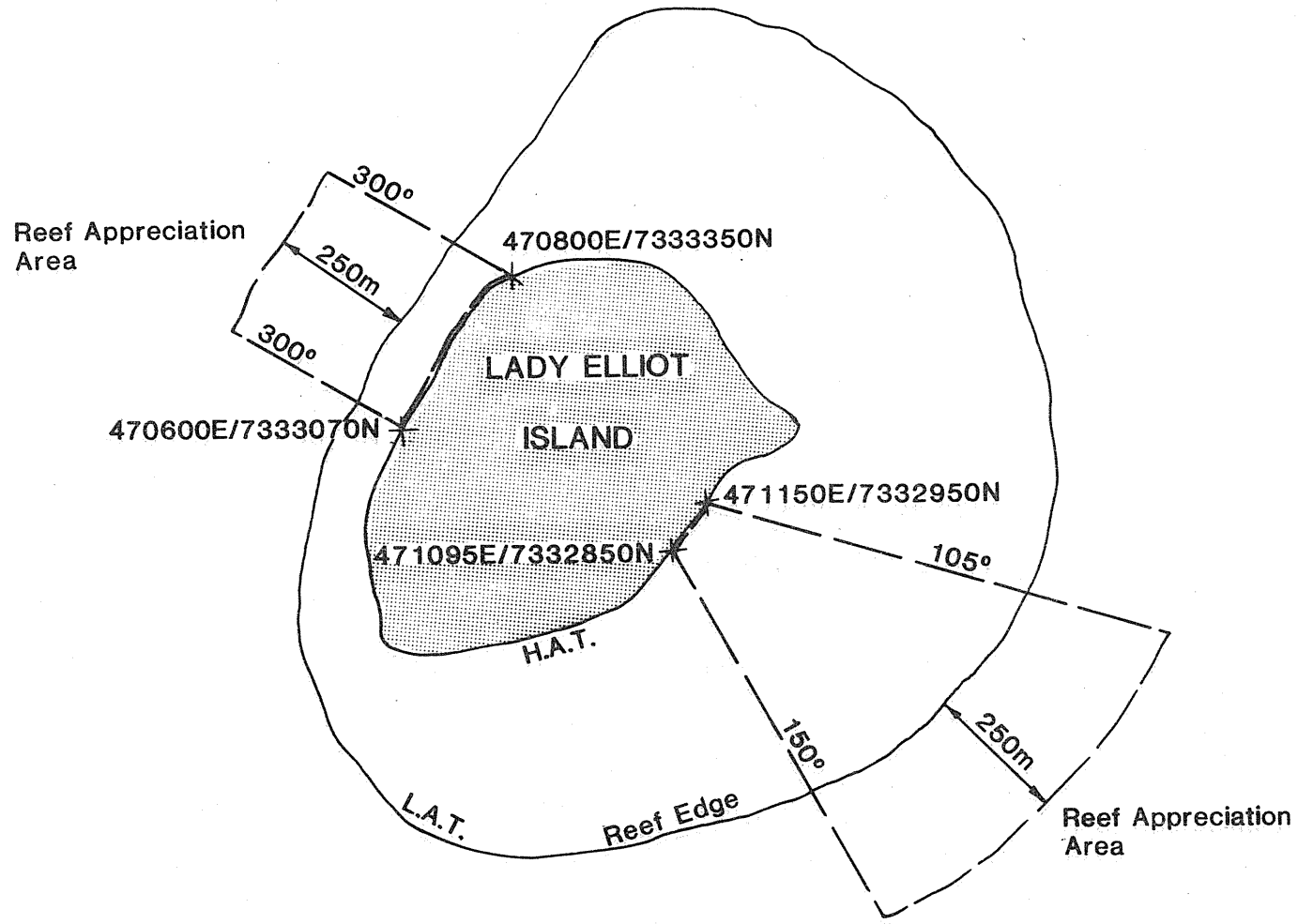
NOTE: The Marine Park is exclusive of any
land below Highest Astronomic Tide
alienated or licenced from the Crown
under any Act prior to the date of
declaration of the Marine Park.



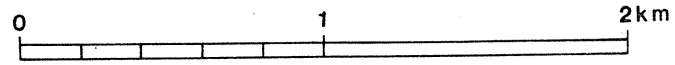
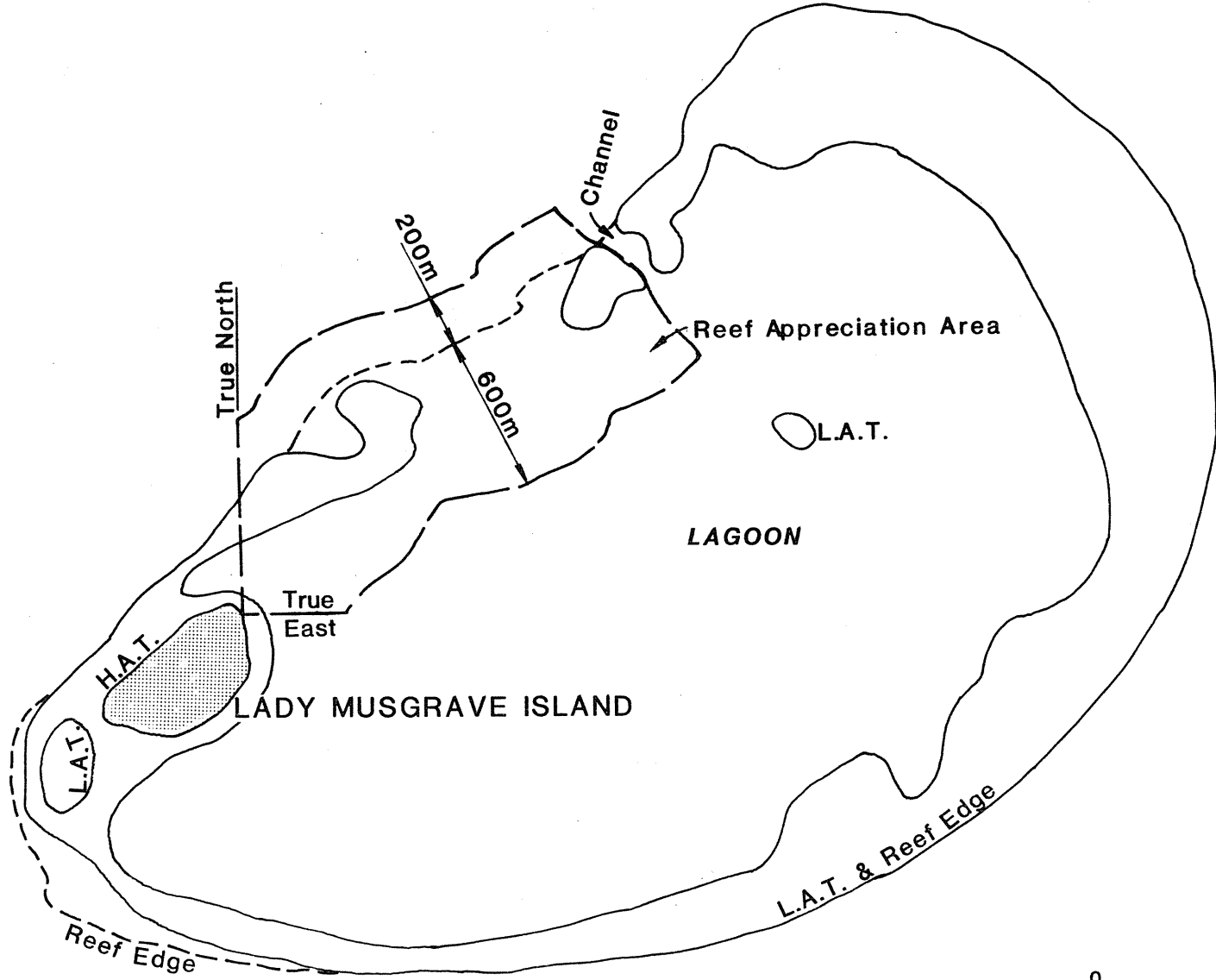
THE HERON-WISTARI REEF MARINE PARK
TO BE INCORPORATED IN THE
CAPRICORN-BUNKER MARINE PARK



Within the limit of Queensland Tidal Waters
 GENERAL USE "A" ZONE AND GENERAL USE "B" ZONE apply

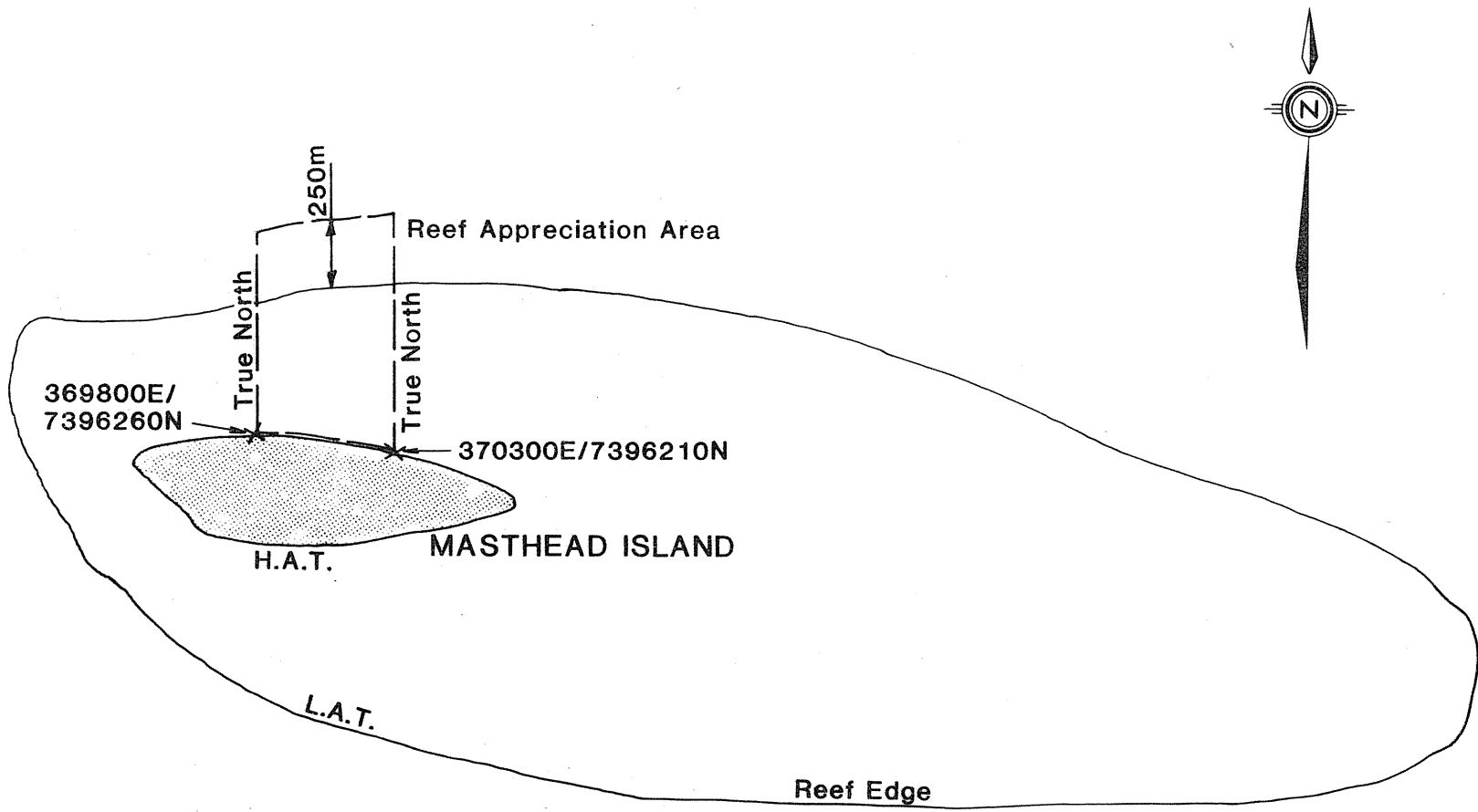


Within the limit of Queensland Tidal Waters
 GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply

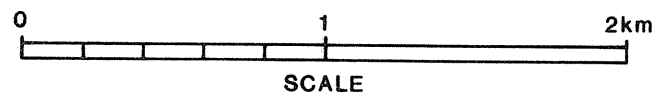


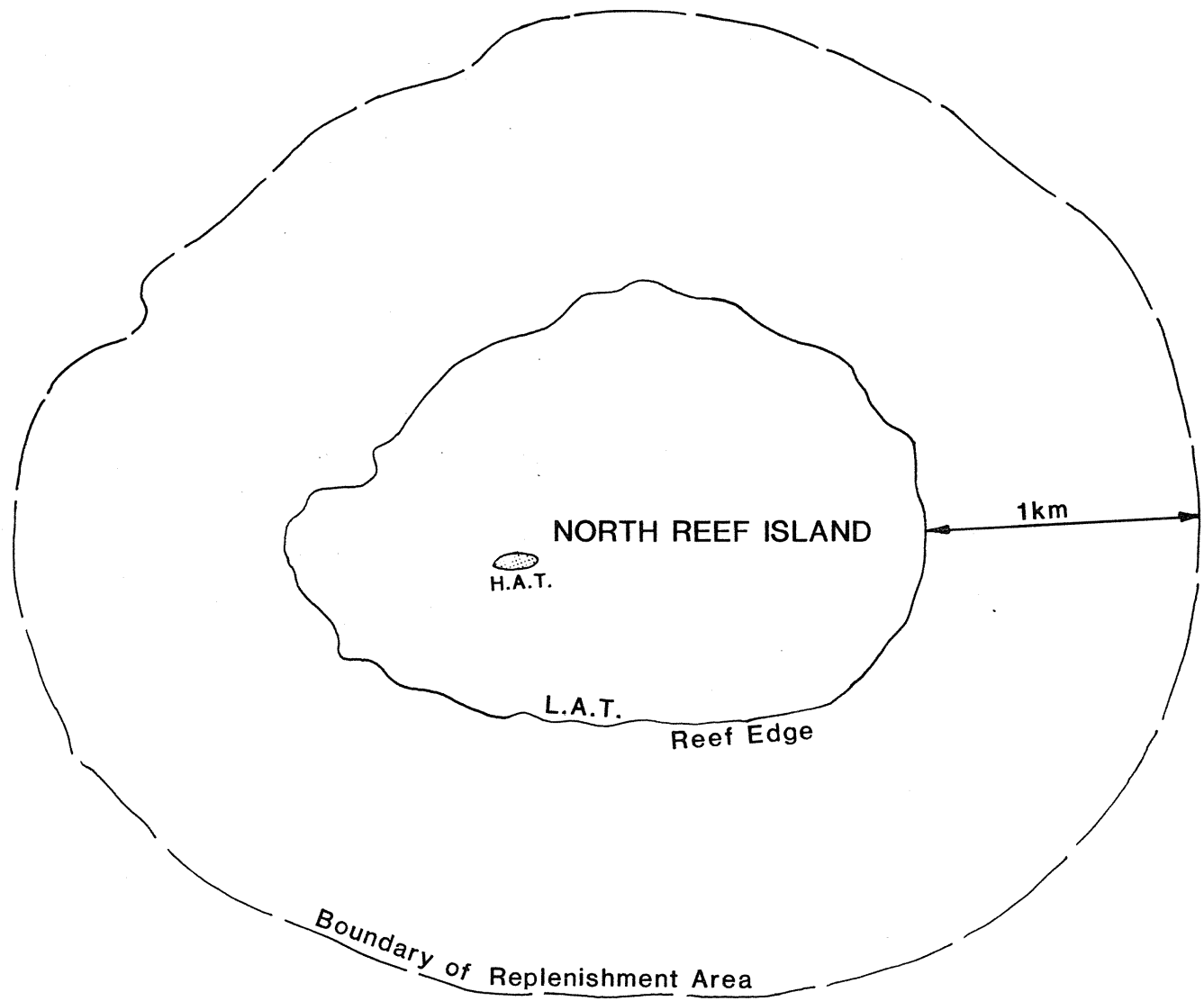
SCALE

Within the limit of Queensland Tidal Waters
 GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply

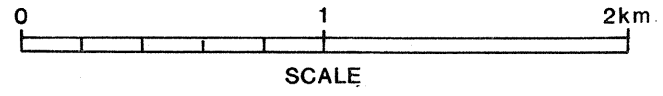


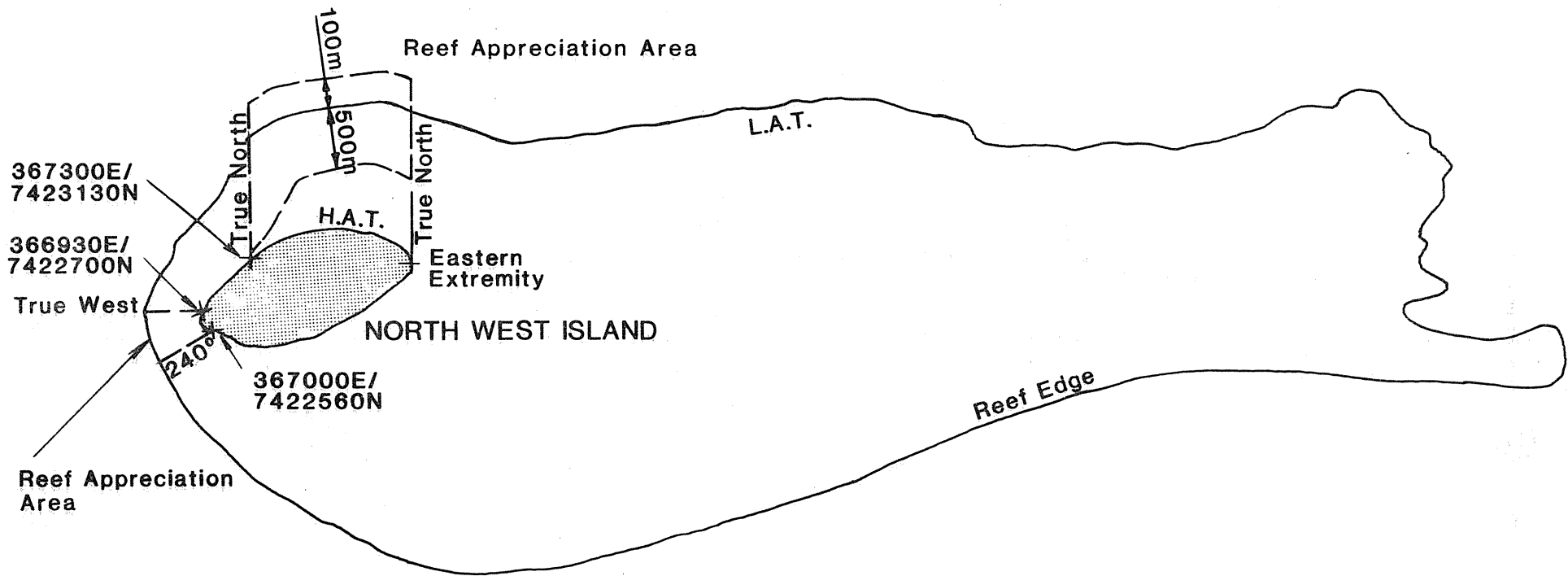
Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply





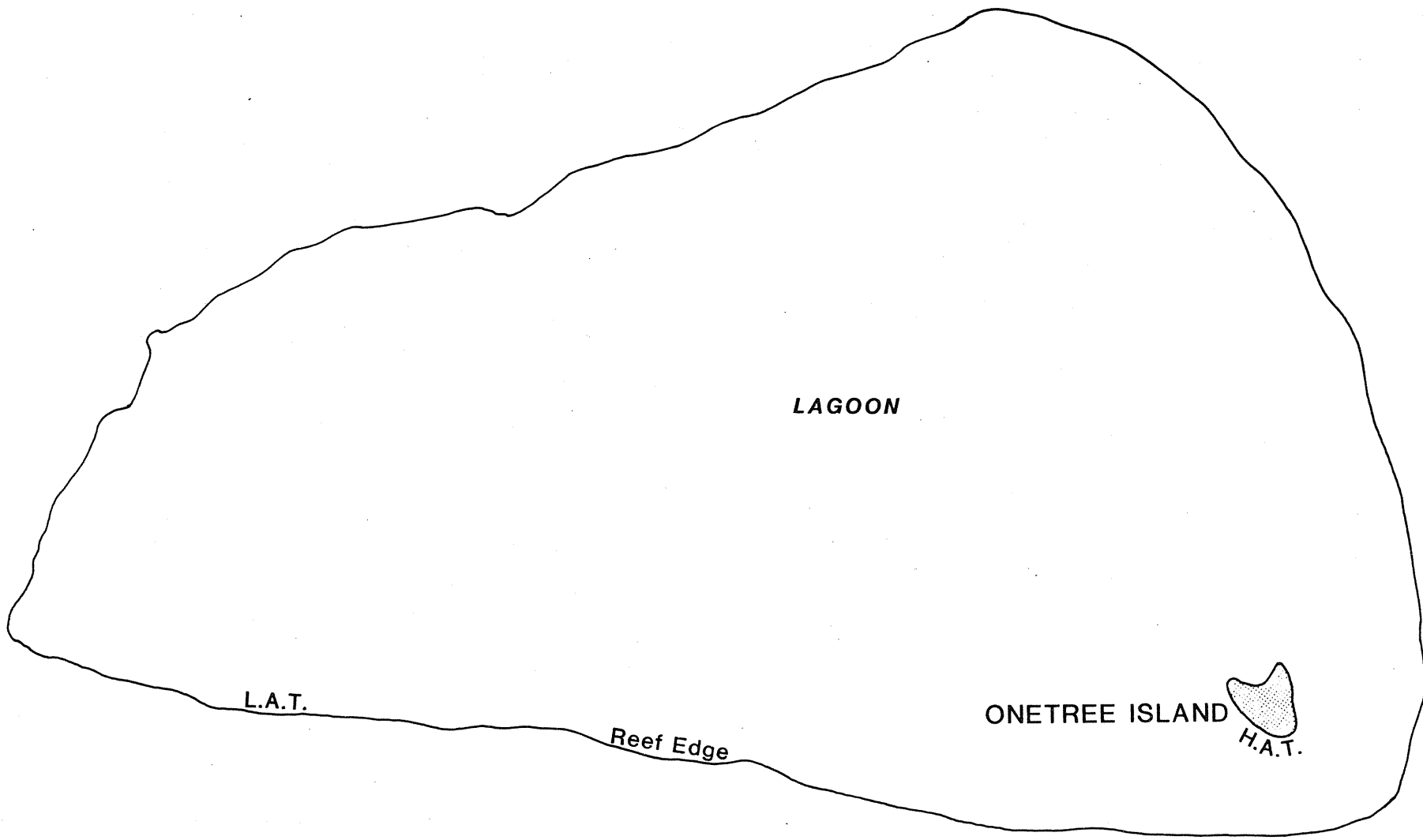
Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply



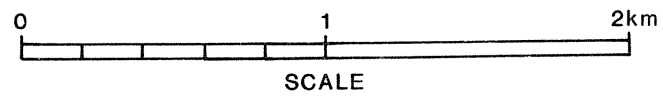


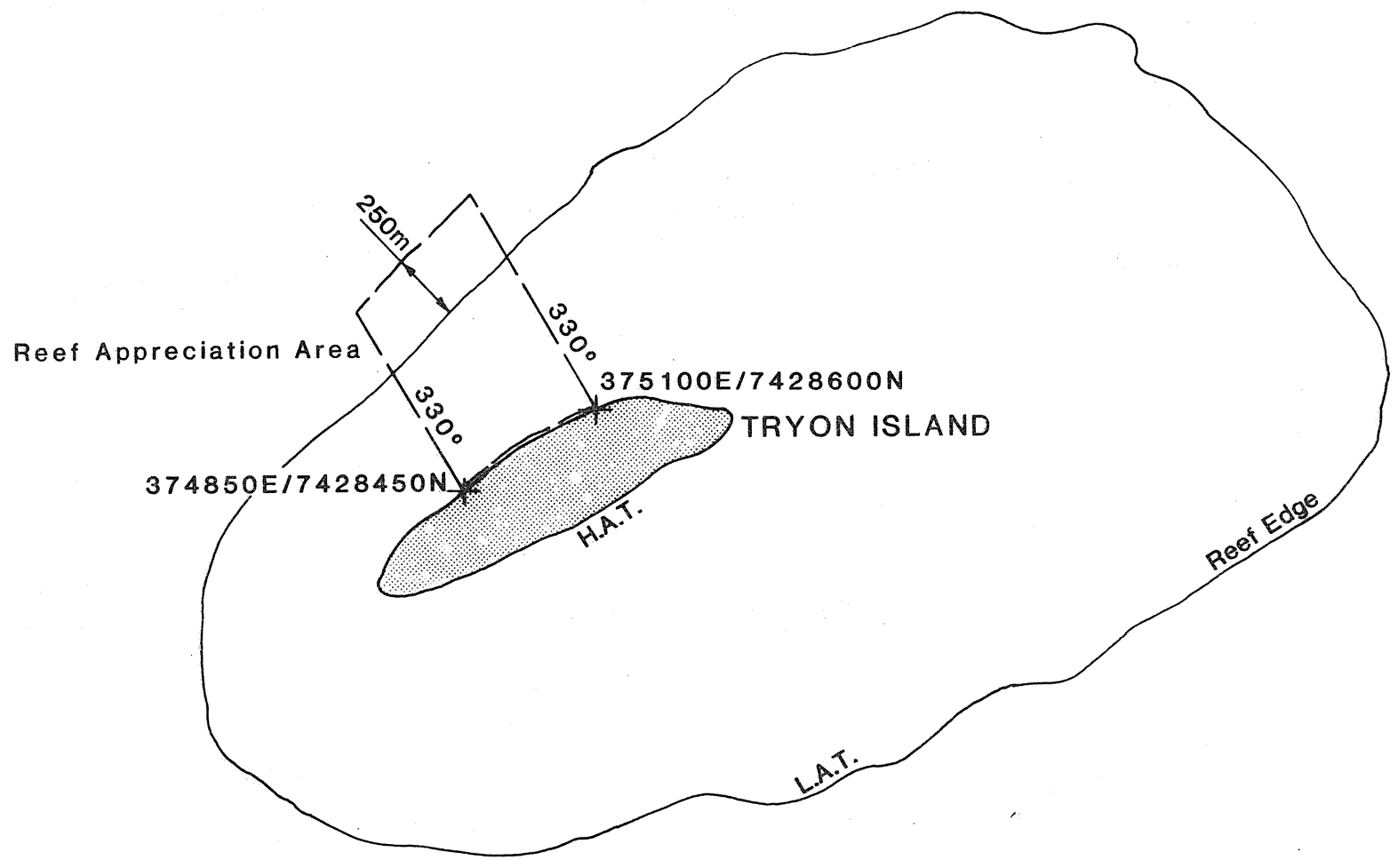
Within the limit of Queensland Tidal Waters
 GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply





Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply





Reef Appreciation Area

374850E/7428450N

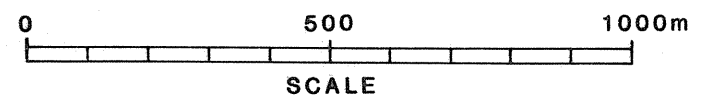
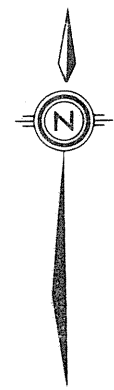
375100E/7428600N

TRYON ISLAND

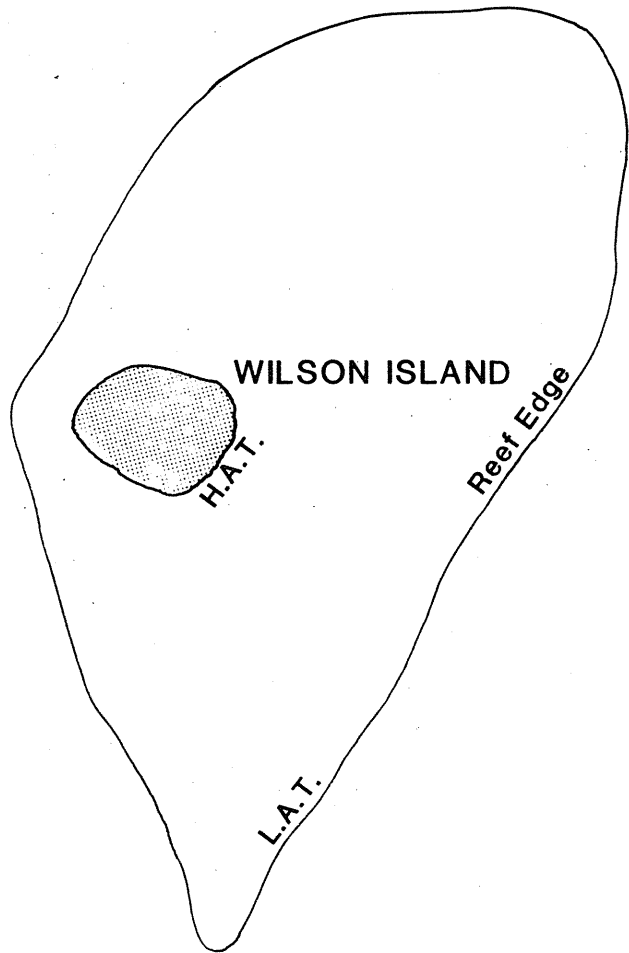
H.A.T.

Reef Edge

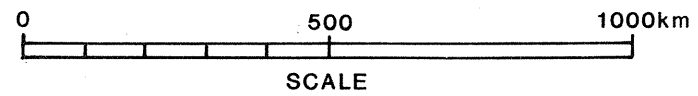
L.A.T.

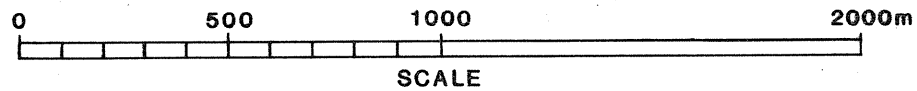
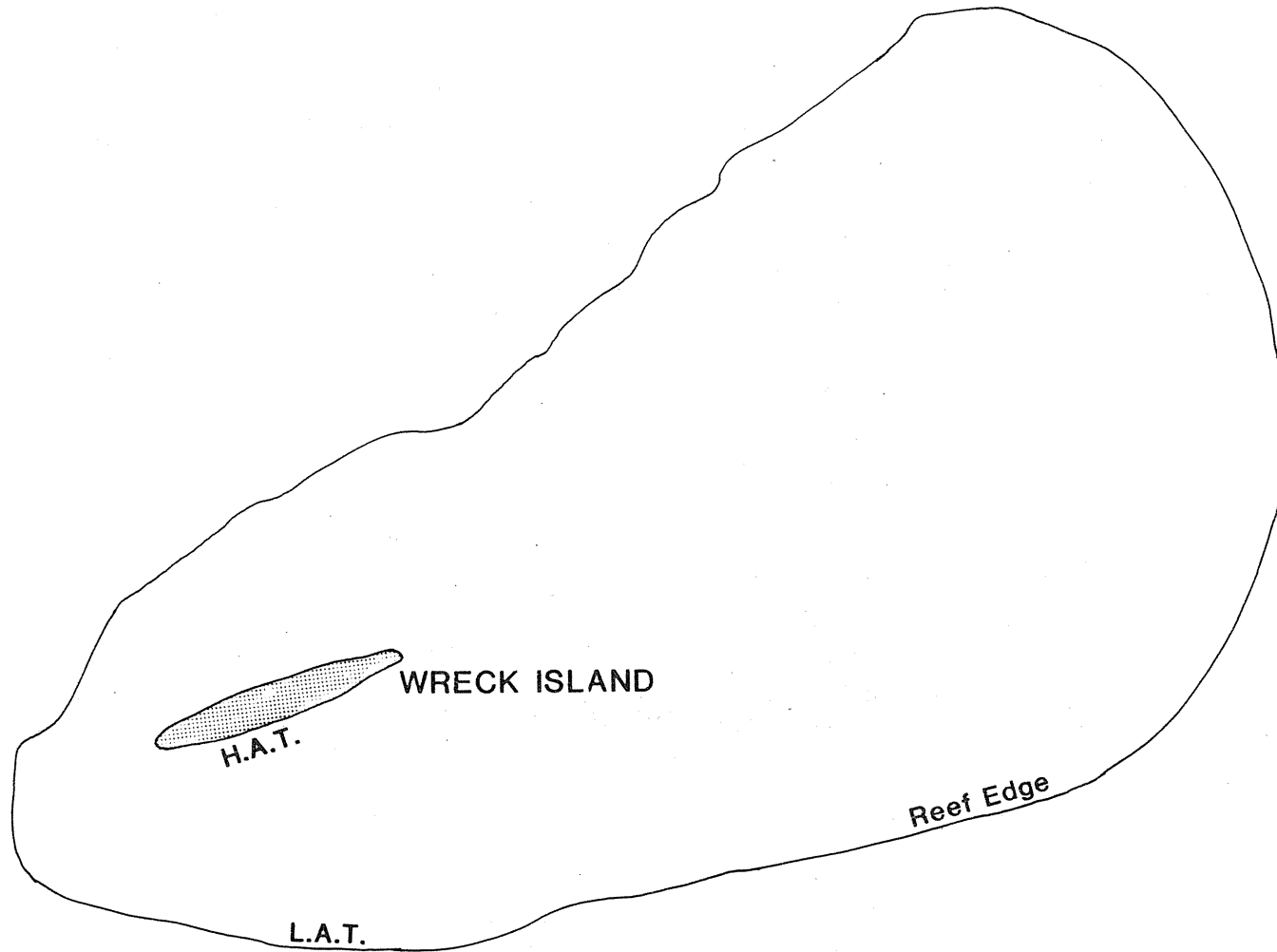
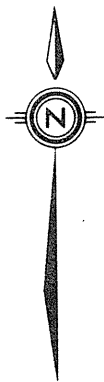


Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply



Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply





Within the limit of Queensland Tidal Waters
GENERAL USE "A" ZONE & GENERAL USE "B" ZONE apply



GBRMPA
333.9164
09943
QUE

CAPRICORN -
BUNKER MARINE PARK
ZONING PLAN
(JAN 1986)

11678c

<i>Ian Dutton</i>	<i>27/3/86</i>	
<i>Olave Eager</i>	<i>4/8/86</i>	

GBRMPA
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09943
QUE