New South Wales

Marine Estate Management (Management Rules) Amendment Regulation 2015

under the

Marine Estate Management Act 2014

[The following enacting formula will be included if this Regulation is made:]

His Excellency the Governor, on the recommendation of the Minister for the Environment and the Minister for Primary Industries, and with the advice of the Executive Council, has made the following Regulation under the *Marine Estate Management Act 2014*.

Minister for the Environment

Minister for Primary Industries

Explanatory note

The object of this Regulation is to amend the *Marine Estate Management (Management Rules) Regulation 1999* as follows:

(a) to rezone certain areas within the Solitary Islands Marine Park, the Cape Byron Marine Park, the Port Stephens–Great Lakes Marine Park and the Batemans Marine Park from sanctuary zone to habitat protection zone and to allow recreational line fishing from the shore in those areas,

(b) to update the maps for those and other Marine Parks as a consequence and to ensure that the maps are consistent with each other,

(c) to correct various descriptions and spellings of locations.

This Regulation is made under the *Marine Estate Management Act 2014*, including sections 42 and 83 (the general regulation-making power).

Marine Estate Management (Management Rules) Amendment Regulation 2015

under the

Marine Estate Management Act 2014

1 Name of Regulation

This Regulation is the *Marine Estate Management (Management Rules) Amendment Regulation 2015*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Marine Estate Management (Management Rules) Regulation 1999

[1] Clause 2.2 Description of sanctuary zone

Omit the second paragraph of the matter relating to "**Northern Section**".

Insert instead:

From point 3AA at 29° 47′ 09.17″S, 153° 17′ 41.22″E, due east to point 3F at the intersection of the marine park boundary and latitude 29° 47′ 09.17″S, then generally south following the marine park boundary to point 3G at the intersection of latitude 29° 48′ 22.95″S and the marine park boundary, then due west to point 3AB at 29° 48′ 22.95″S, 153° 17′ 17.49″E, then generally north along a line parallel to, but 100 metres seaward of, the mean high water mark on Minnie Water Back Beach, returning to point 3AA, as shown on map 3.

[2] Clause 2.2

Omit the matter (including the heading) relating to "**Southern Section**".

Insert instead:

Southern Section

From point 9AA at 30° 09′ 23.98″S, 153° 12′ 29.34″E, then generally east to point 9B at approximately 500 metres from the mean high water mark of South West Solitary Island at 30° 09′ 29.78″S, 153° 13′ 12.62″E, then generally north east, east, south and south west along a line approximately 500 metres seaward of the mean high water mark on South West Solitary Island to point 9C at 30° 09′ 58.66″S, 153° 13′ 43.56″E, then due south to point 9D at 30° 12′ 51.62″S, 153° 13′ 43.56″E, then generally west to point 9E at 30° 12′ 51.61″S, 153° 10′ 12.47″E at approximately 500 metres from the mean high water mark on Green Bluff, then generally north west along a line 500 metres seaward of the mean high water mark on Green Bluff to point 9F at 30° 12′ 24.32″S, 153° 09′ 52.84″E, then generally north along a line 200 metres seaward of the mean high water mark on Moonee Beach to point 9G at 30° 11′ 53.57″S, 153° 10′ 08.68″E, then due west to point 9AH at 30° 11′ 53.57″S, 153° 10′ 04.55″E, then generally north along a line 100 metres seaward of the mean high water mark to point 9AI at 30° 10′ 50.61″S, 153° 10′57.51″E, then generally east, north then west along a line approximately 500 metres seaward of the mean high water mark on Look at Me Now Headland to point 9J at 30° 10′ 19.77″S, 153° 11′ 38.96″E, then generally north west and north east along a line approximately 200 metres from the mean high water mark on Dammerels Headland and Fiddamans Beach to point 9K at 30° 09′ 53.02″S, 153° 11′ 48.13″E, then due west to point 9AL at 30° 09′ 53.02″S, 153° 11′ 45.98″E, then generally north east along a line parallel to, but 100 metres seaward of, the mean high water mark along Diggers Point, Back Sandy Beach and the southern side of Bare Bluff, returning to point 9AA, as shown on map 9.

[3] Clause 2.6 Permitted fishing activities

Omit the note before clause 2.6 (1). Insert instead:

Note. Clause 1.17 of this Regulation makes it an offence to take or attempt to take fish in a habitat protection zone unless the person is engaging in a permitted fishing activity referred to in that clause. A permitted fishing activity includes the taking of fish by a method that is permitted by the management rules for a marine park. This clause sets out such permitted fishing activities (in addition to those described in clause 1.17).

[4] Clause 2.10A

Insert after clause 2.10:

2.10A Prohibited fishing activities at Minnie Water Back Beach, Bare Bluff to Diggers Point and Moonee Beach

A person must not, while in any of the following areas of the habitat protection zone of the marine park, take or attempt to take fish other than for recreational purposes, by use of a hook and hand held line used while the person is on the shore:

(a) Minnie Water Back Beach between latitudes 29° 47′ 09.17″S and 29° 48′ 22.95″S,

(b) Bare Bluff to Diggers Point between latitudes 30° 09′ 23.33″S and 30° 09′ 53.02″S,

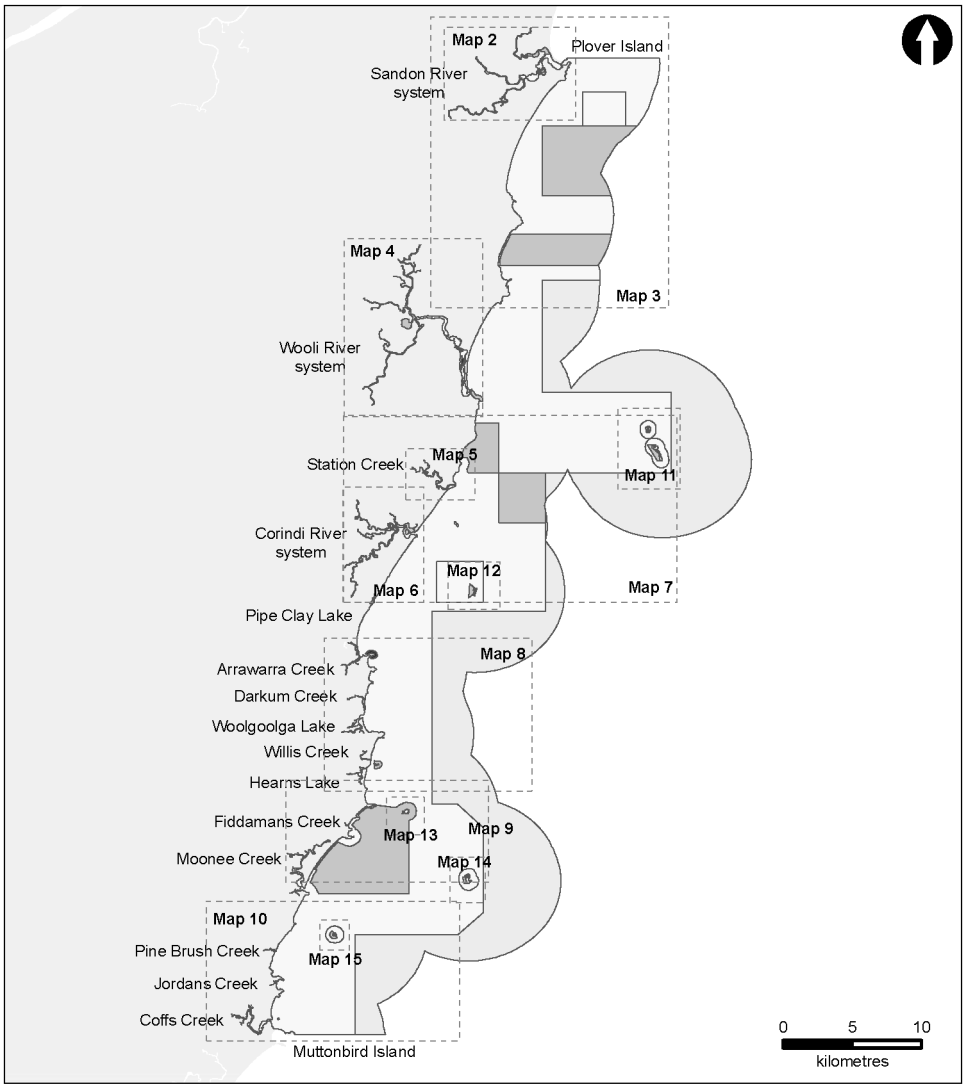
(c) Moonee Beach between latitudes 30° 10′ 49.05″S and 30° 11′ 53.57″S.

[5] Part 2, Division 10

Omit the Division. Insert instead:

Division 10 Maps

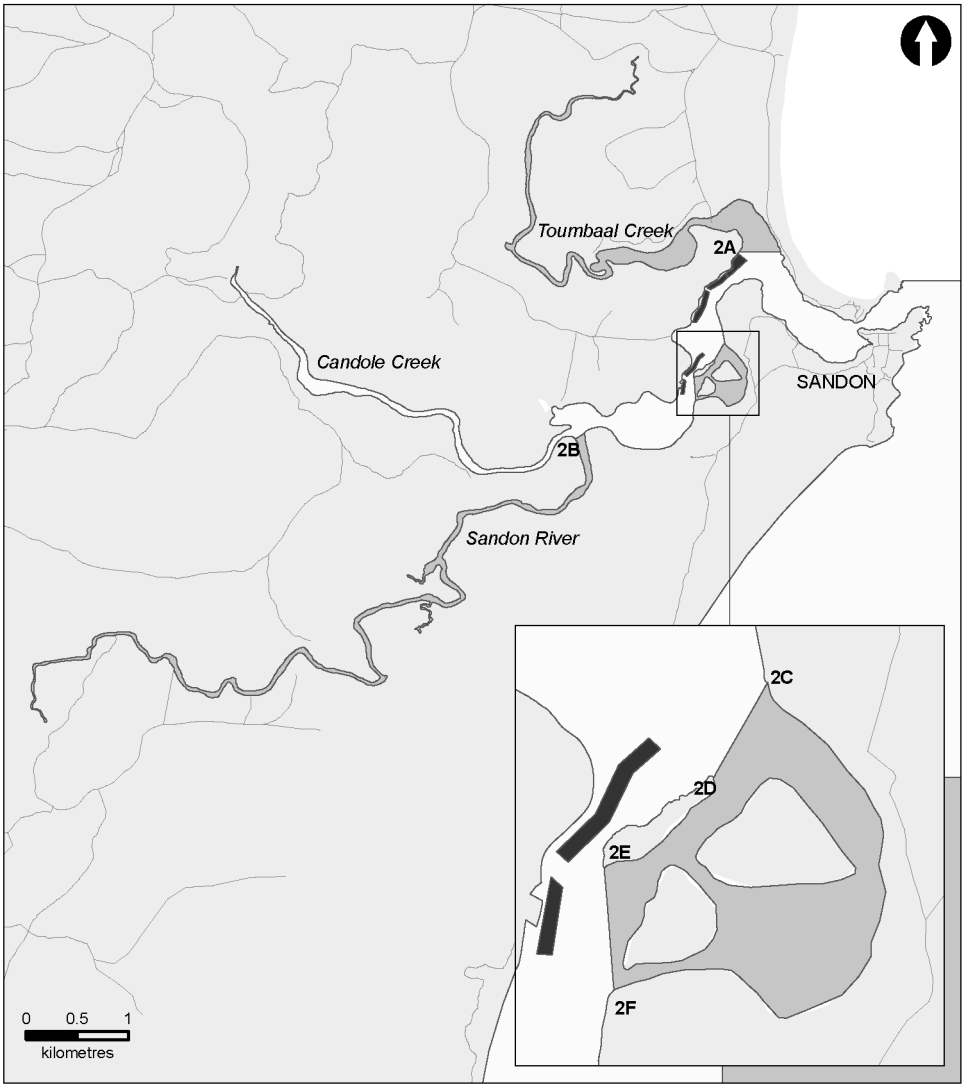
Map 1: Solitary Islands Marine Park (Overview)



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

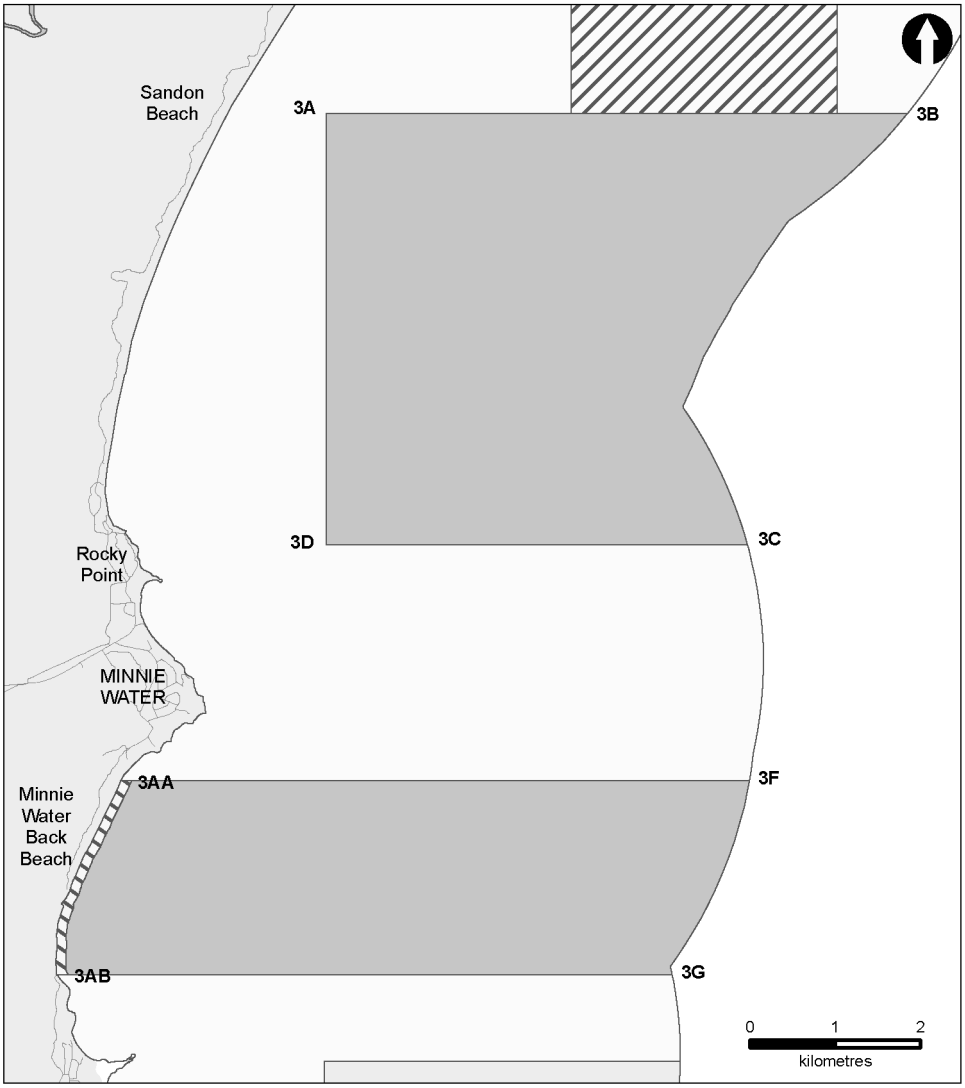
Map 2: Sandon River System (Northern Section)



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

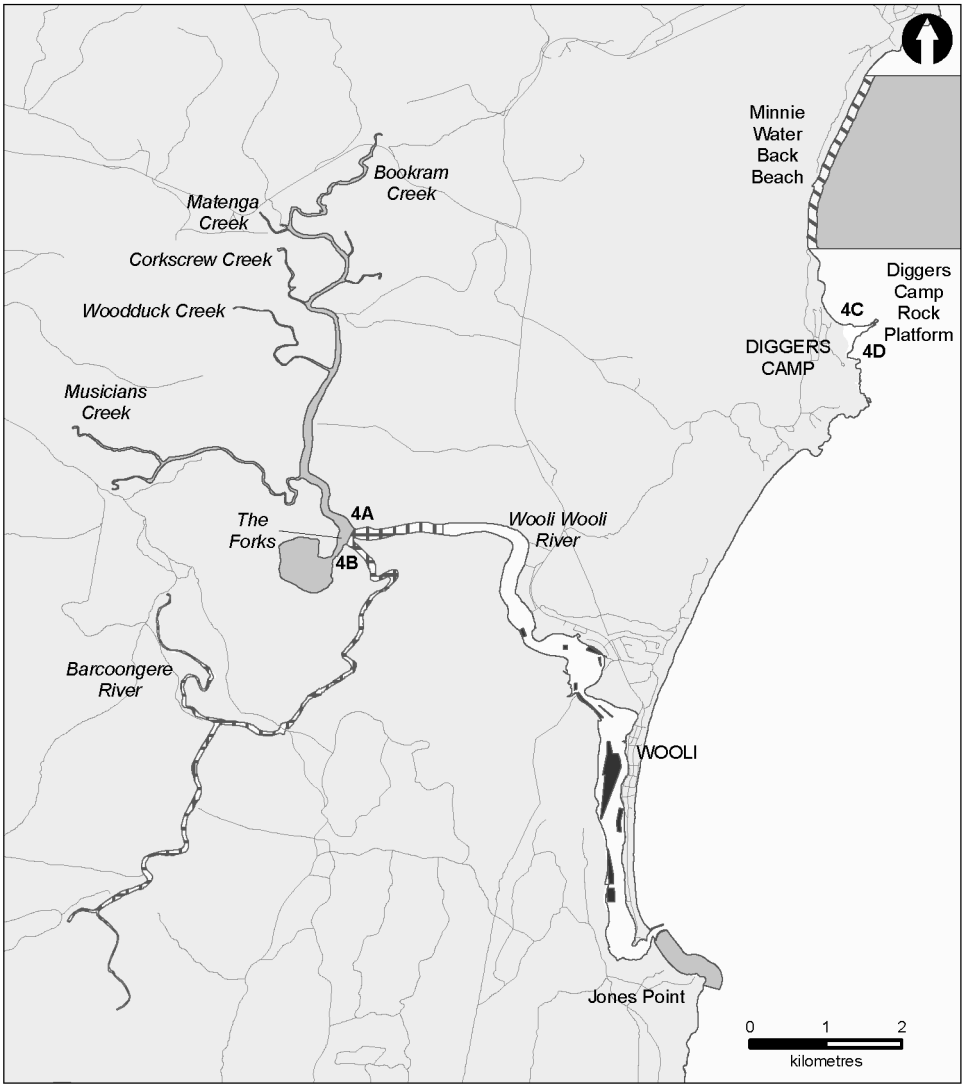
Map 3: Northern Section



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)
- Habitat Protection Zone (Prohibition on commercial fish trapping)

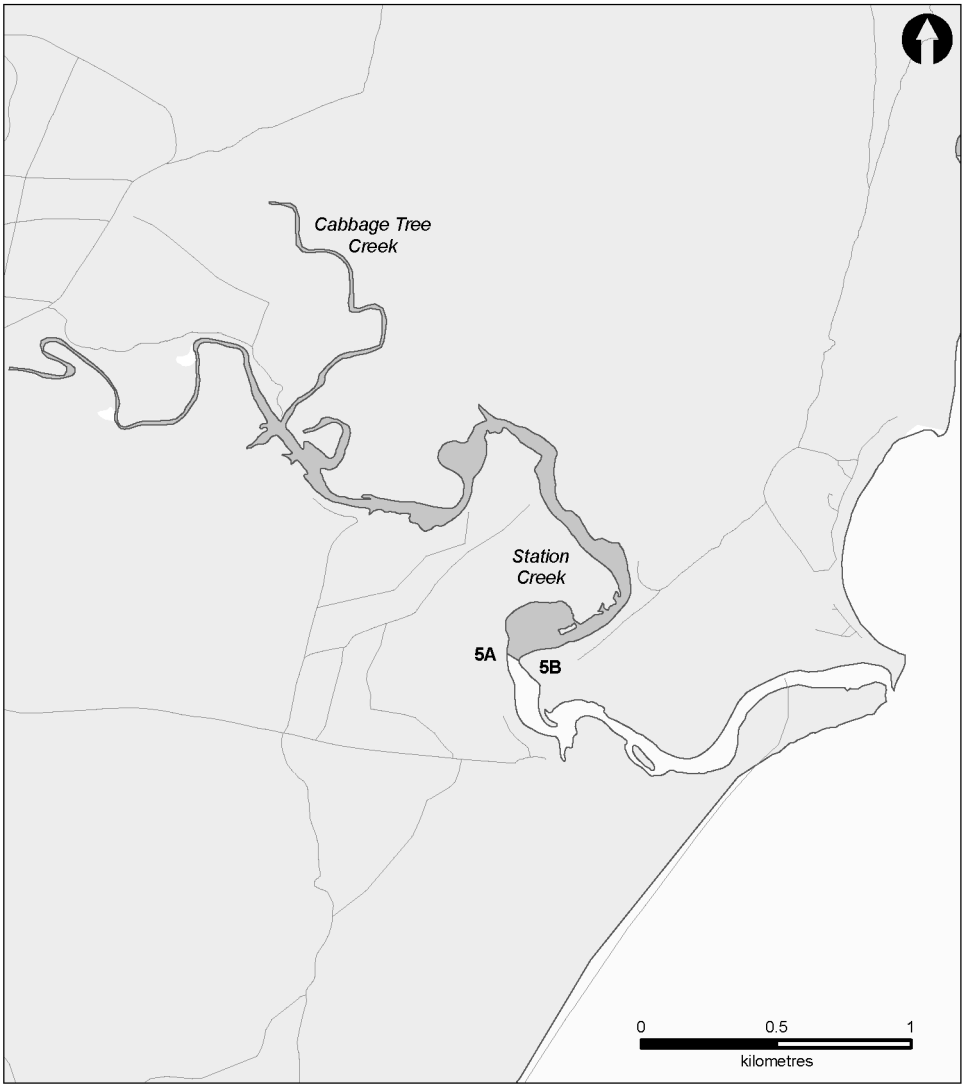
Map 4: Wooli Wooli River and Diggers Camp (Northern Section)



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)
- Habitat Protection Zone (Crab trapping prohibited)

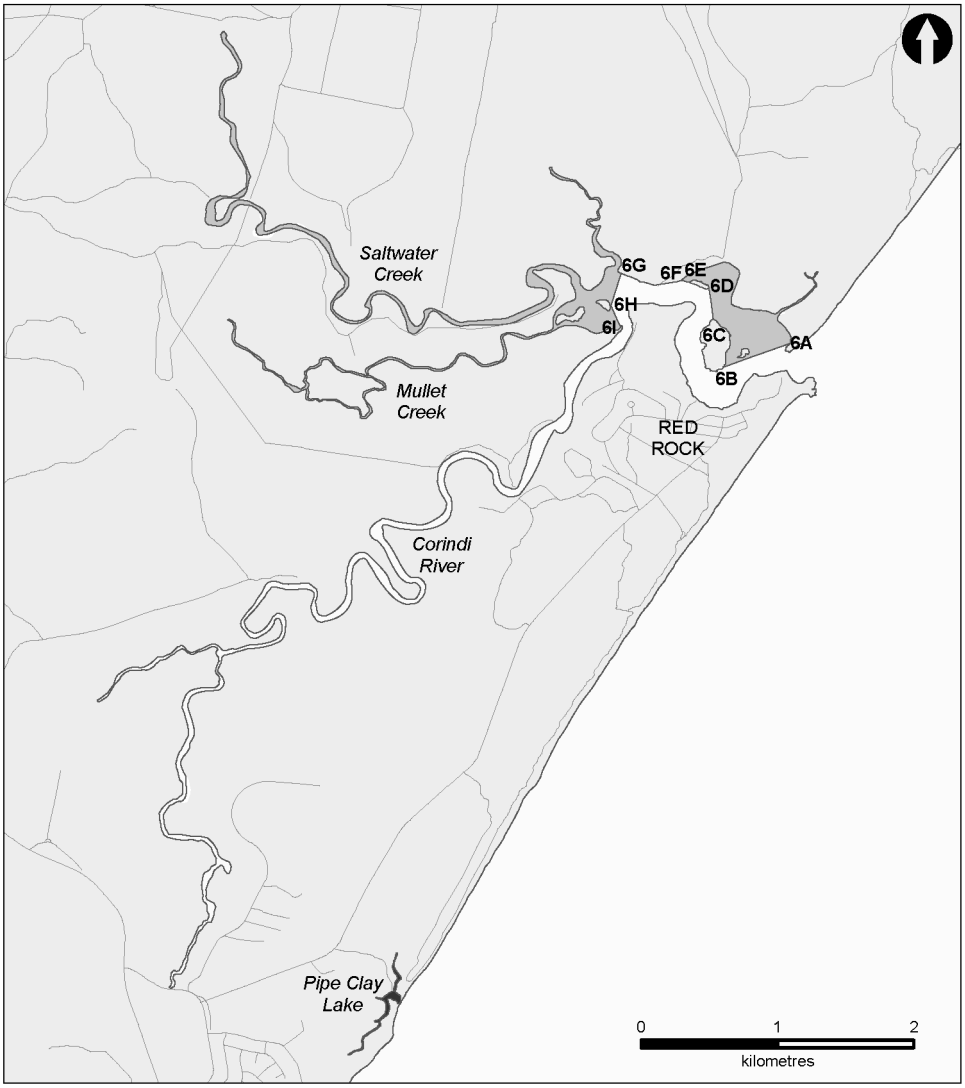
Map 5: Station Creek



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

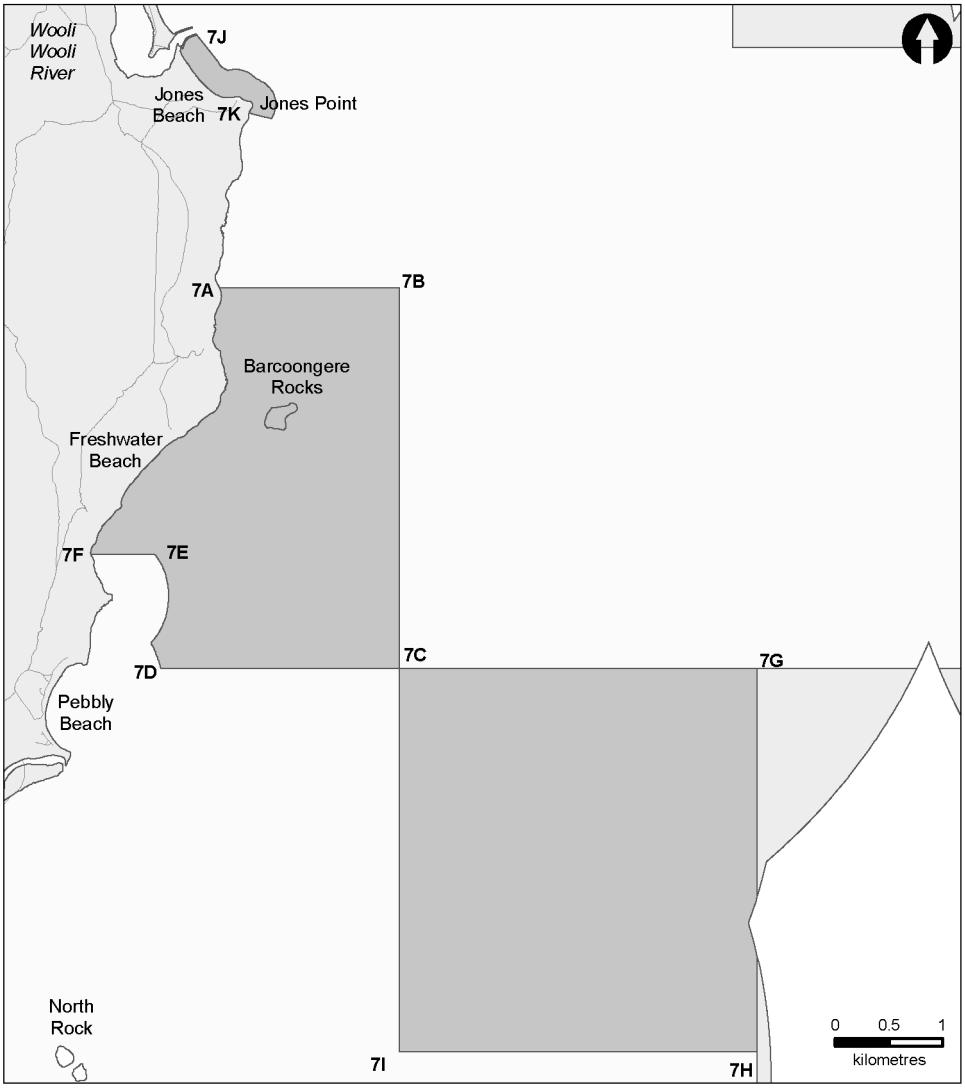
Map 6: Corindi River System and Pipe Clay Lake



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

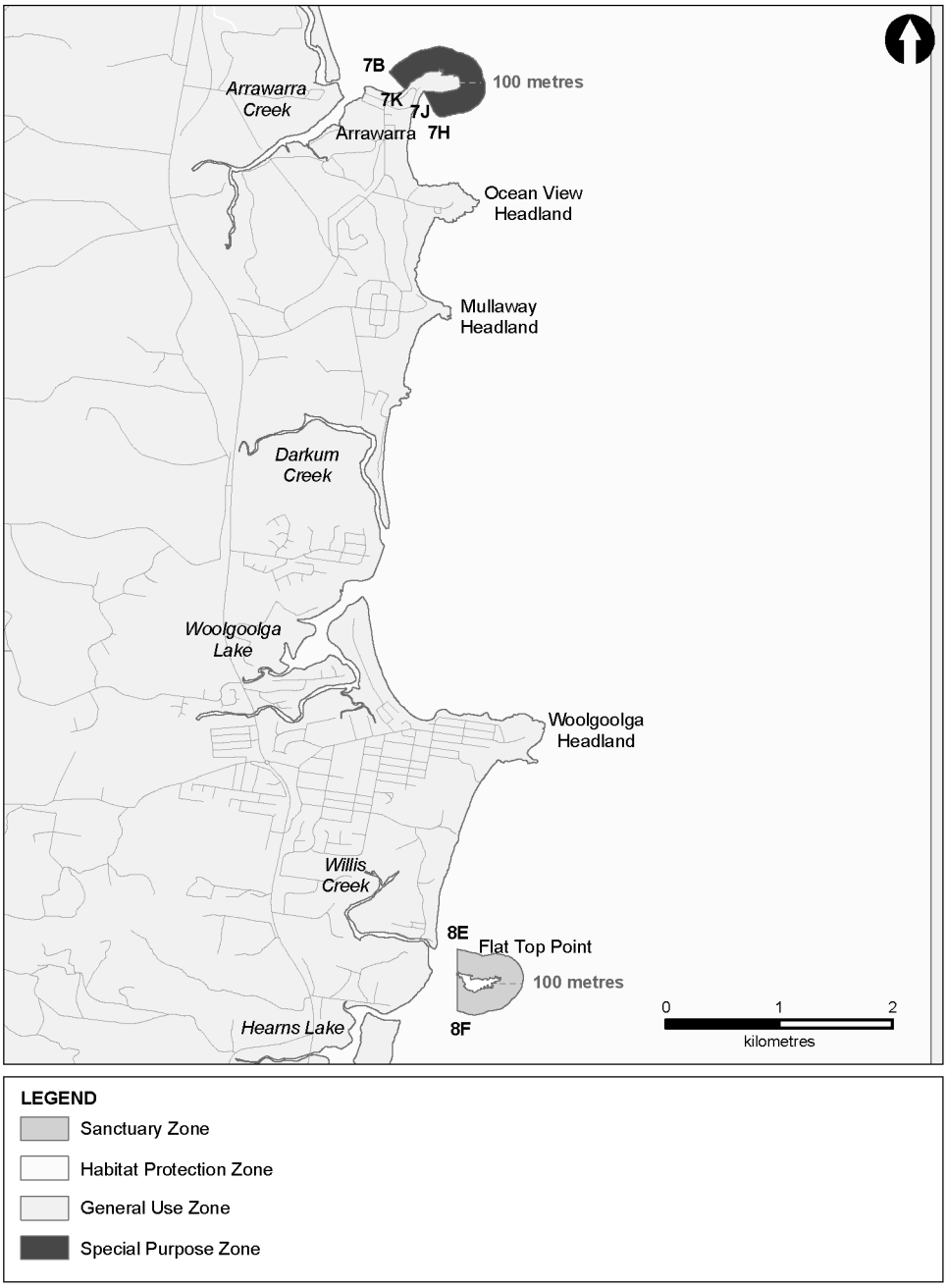
Map 7: Central Section (including Jones Beach and Jones Point)



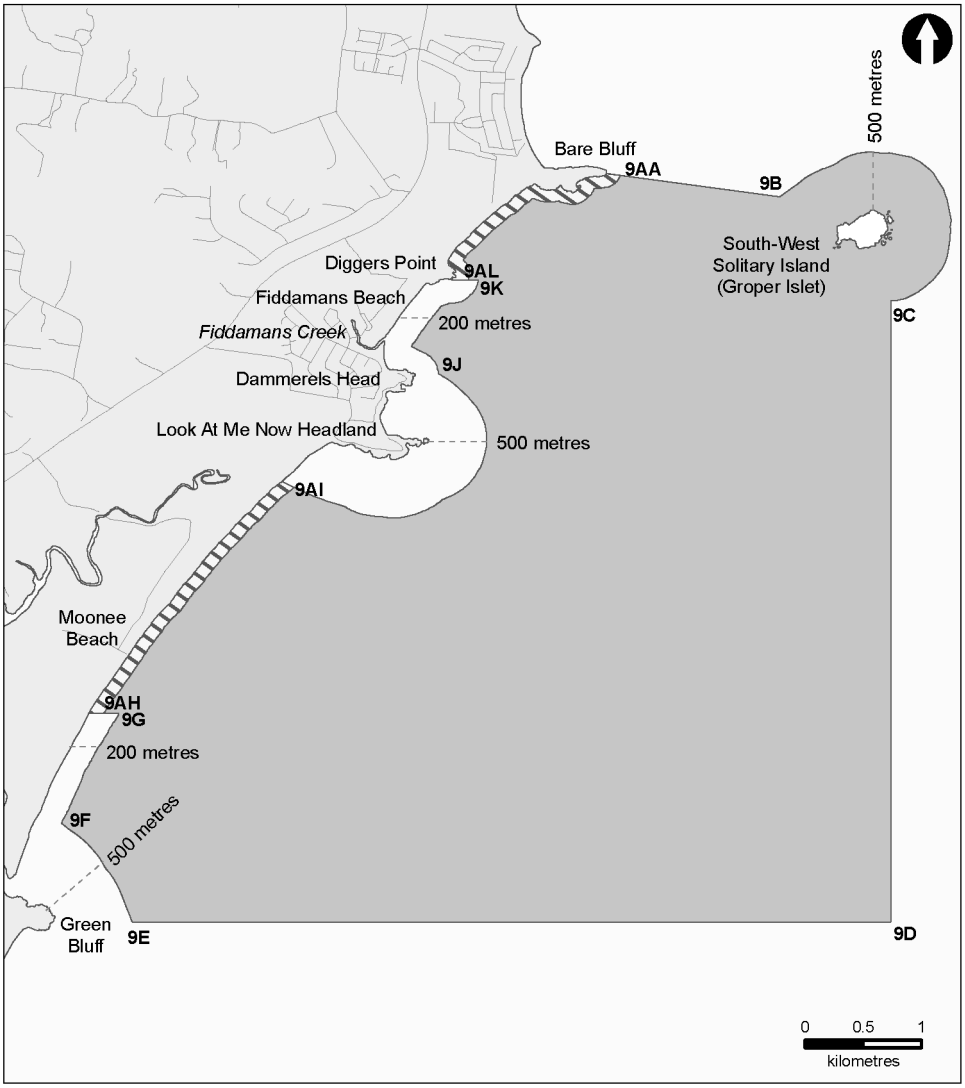
LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 8: Arrawarra Headland, Flat Top Point, other headlands and coastal lagoons (Central Section)



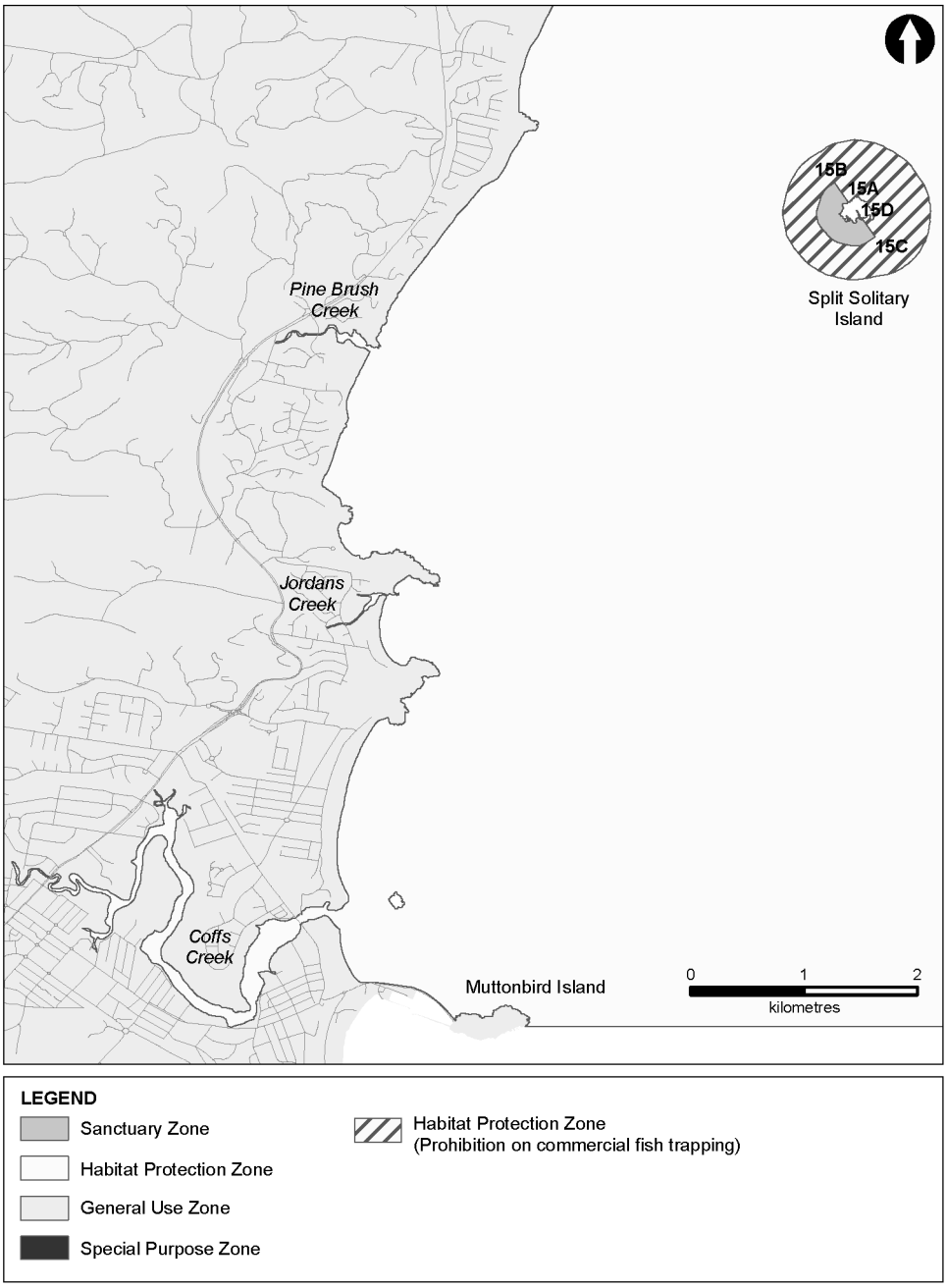
Map 9: Southern Section



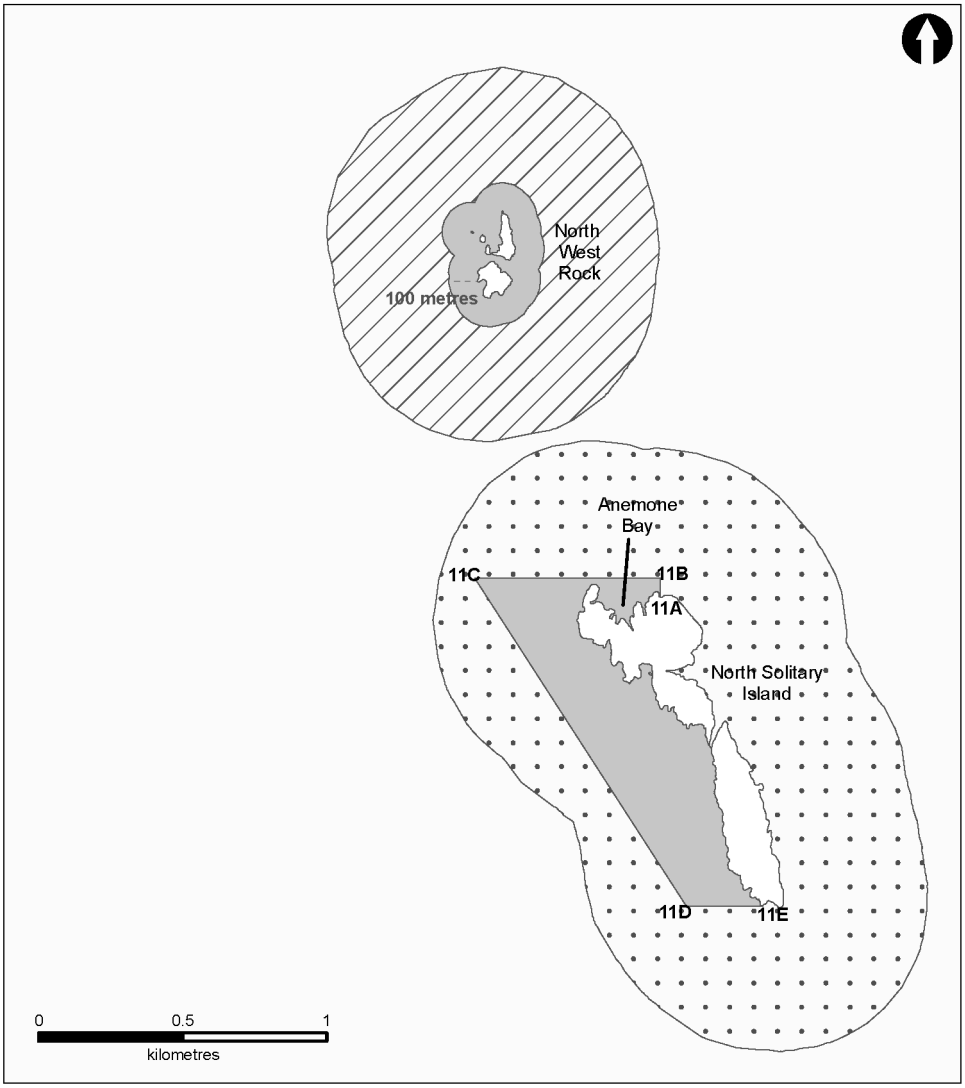
LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)

Map 10: Southern Section including Coffs Creek, Pine Brush Creek and Jordans Creek



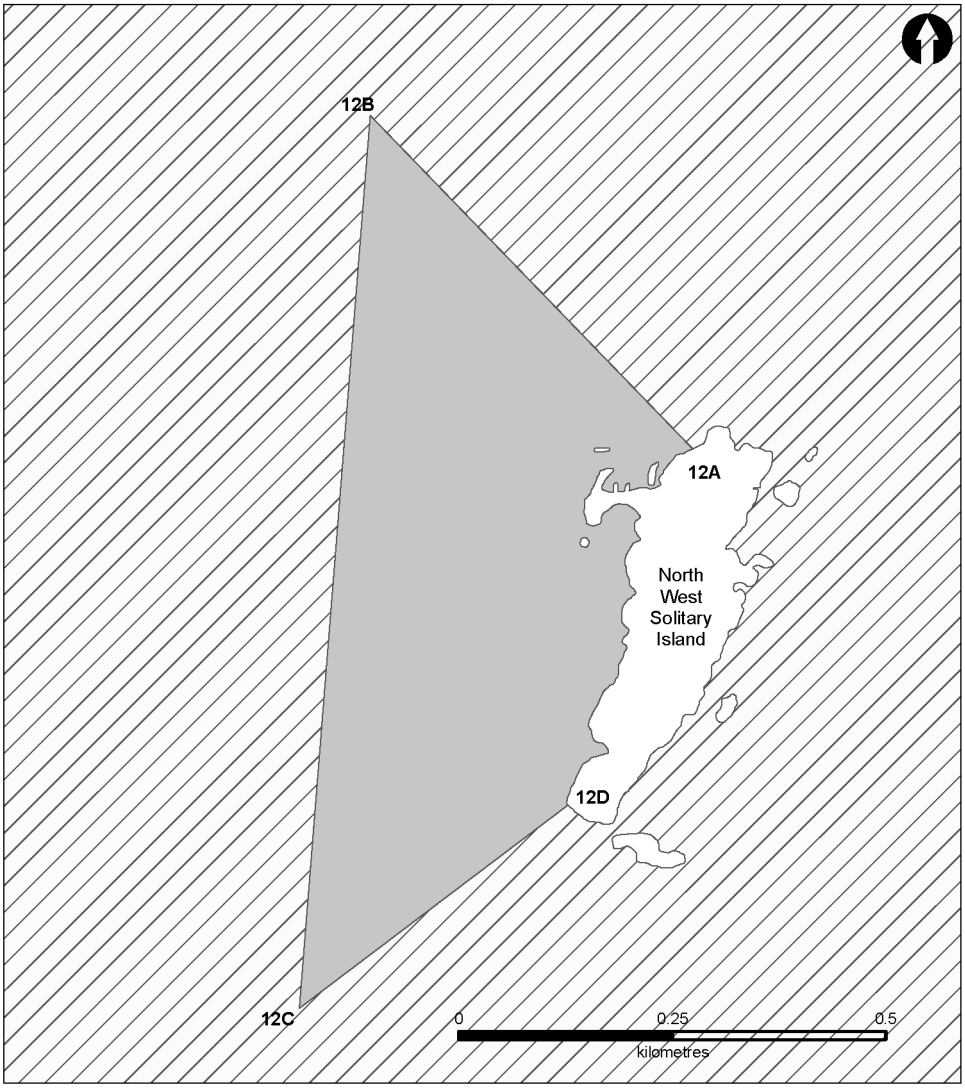
Map 11: North Solitary Island and North West Rock



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Prohibition on commercial fish trapping)
- Habitat Protection Zone (Grey Nurse Shark Key Habitat Restriction Prohibition on Commercial Fish Trapping)

Map 12: North West Solitary Island



LEGEND

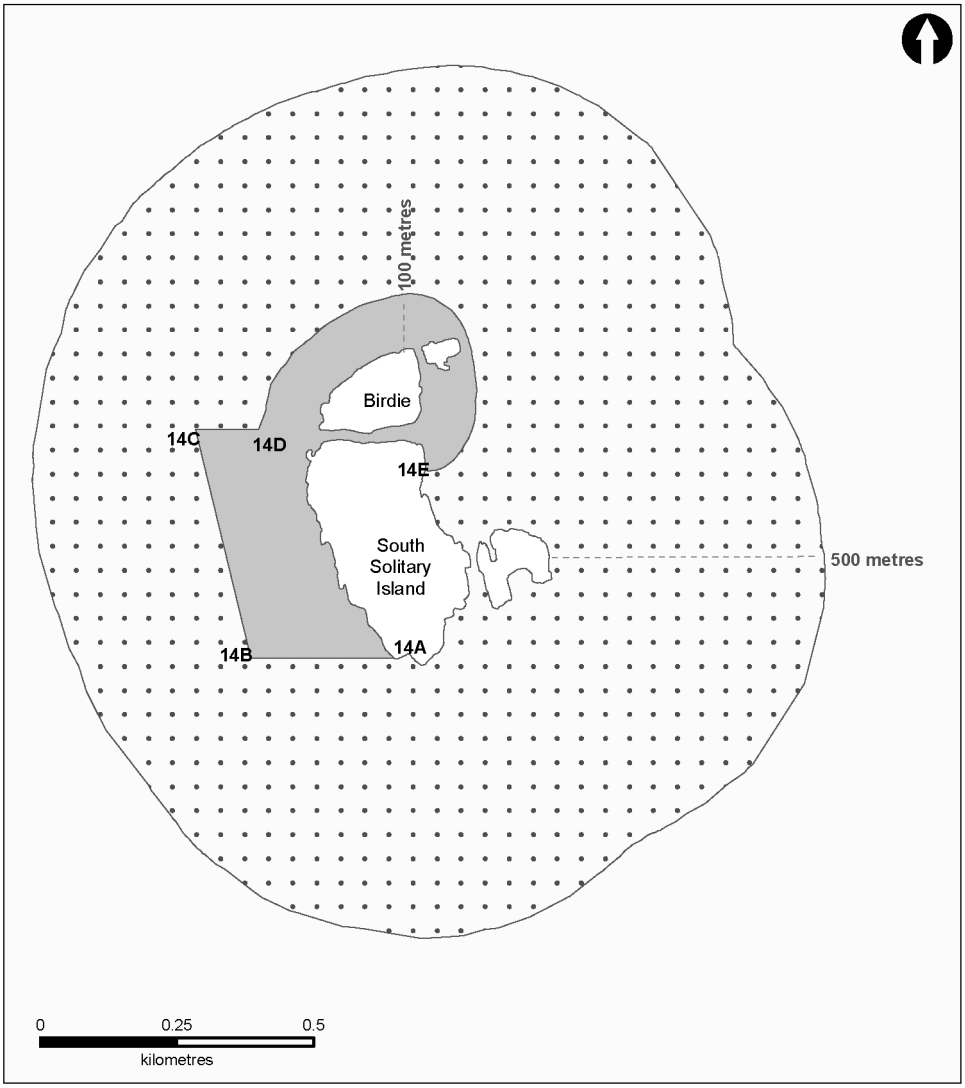
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Prohibition on commercial fish trapping)

Map 13: South West Solitary Island (Groper Islet)

LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

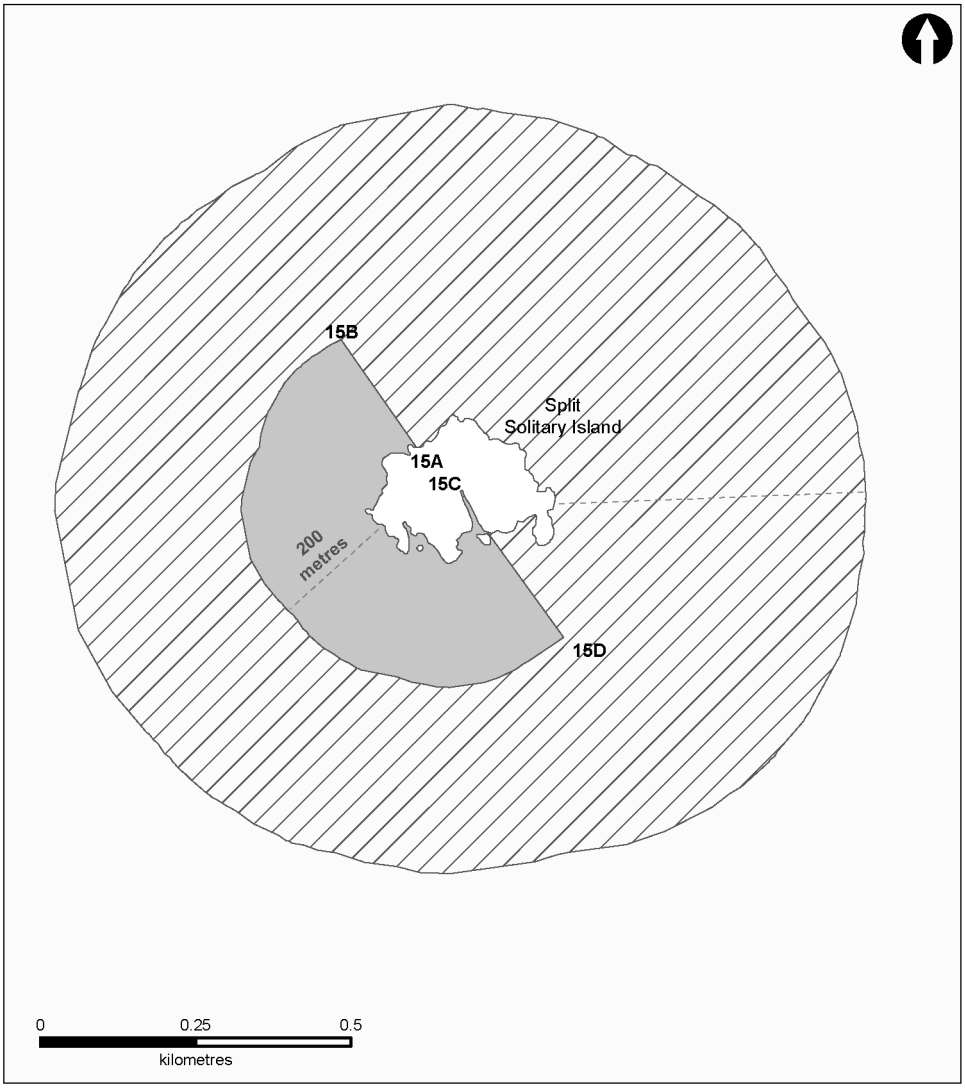
Map 14: South Solitary Island



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Grey Nurse Shark Key Habitat Restriction Prohibition on Commercial Fish Trapping)

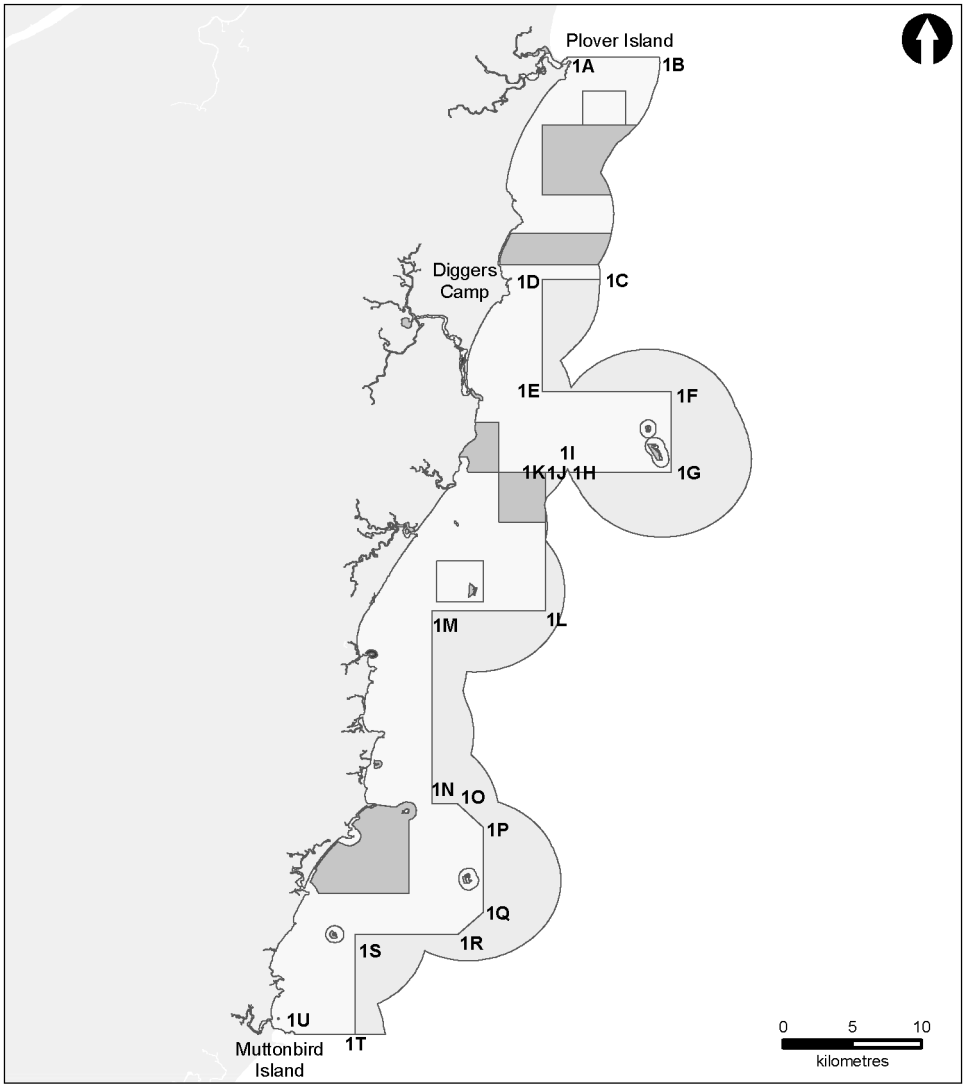
Map 15: Split Solitary Island



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Prohibition on commercial fish trapping)

Map 16: Habitat Protection Zone



LEGEND

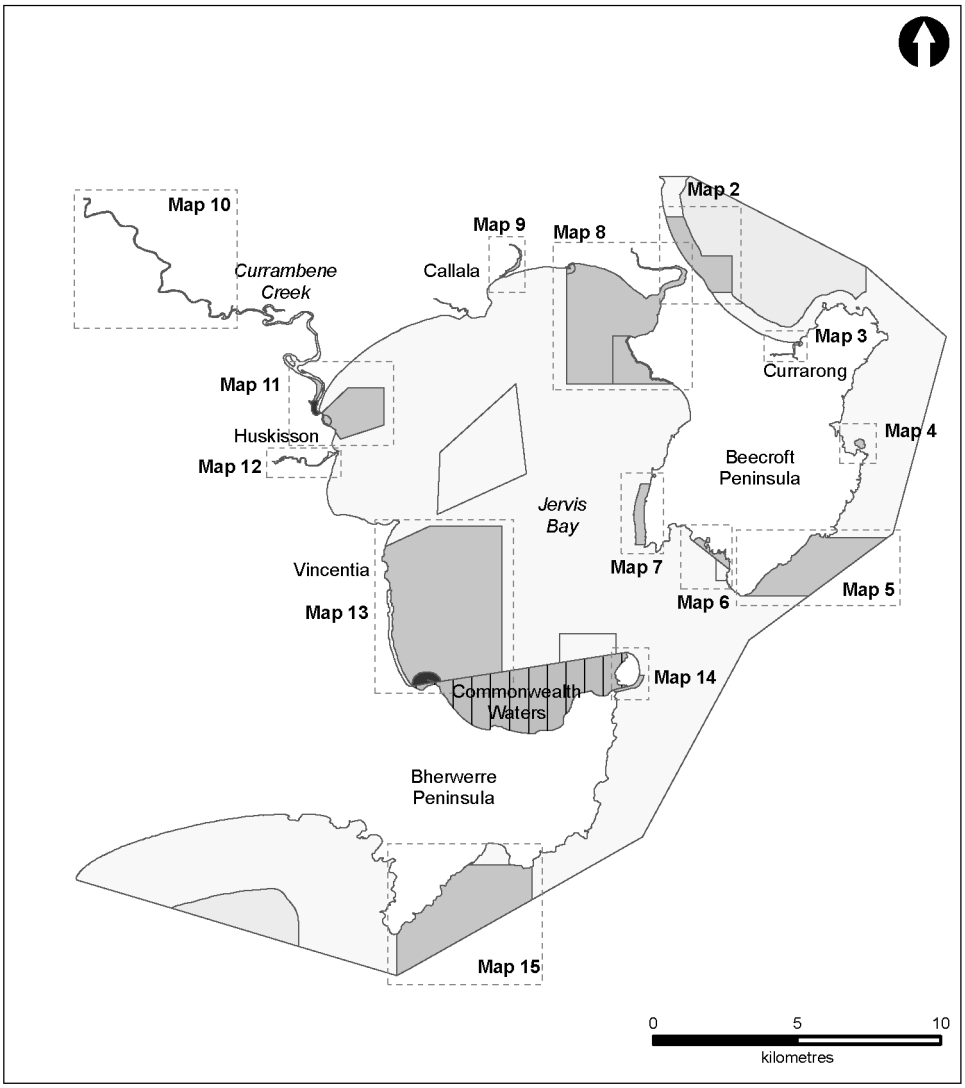
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

[6] Part 3 Jervis Bay Marine Park Management Rules

Omit Division 11. Insert instead:

Division 11 Maps

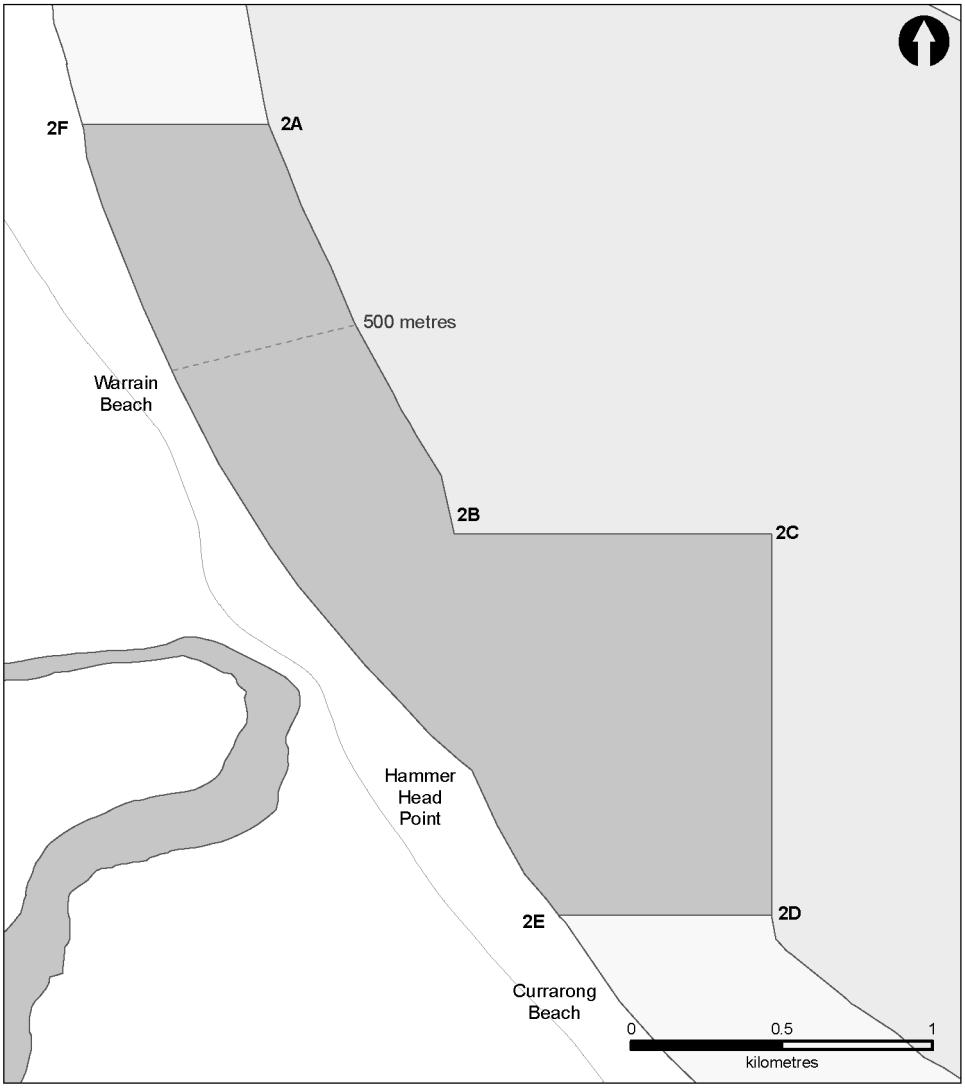
Map 1: Jervis Bay Marine Park (Overview)



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Commonwealth Waters

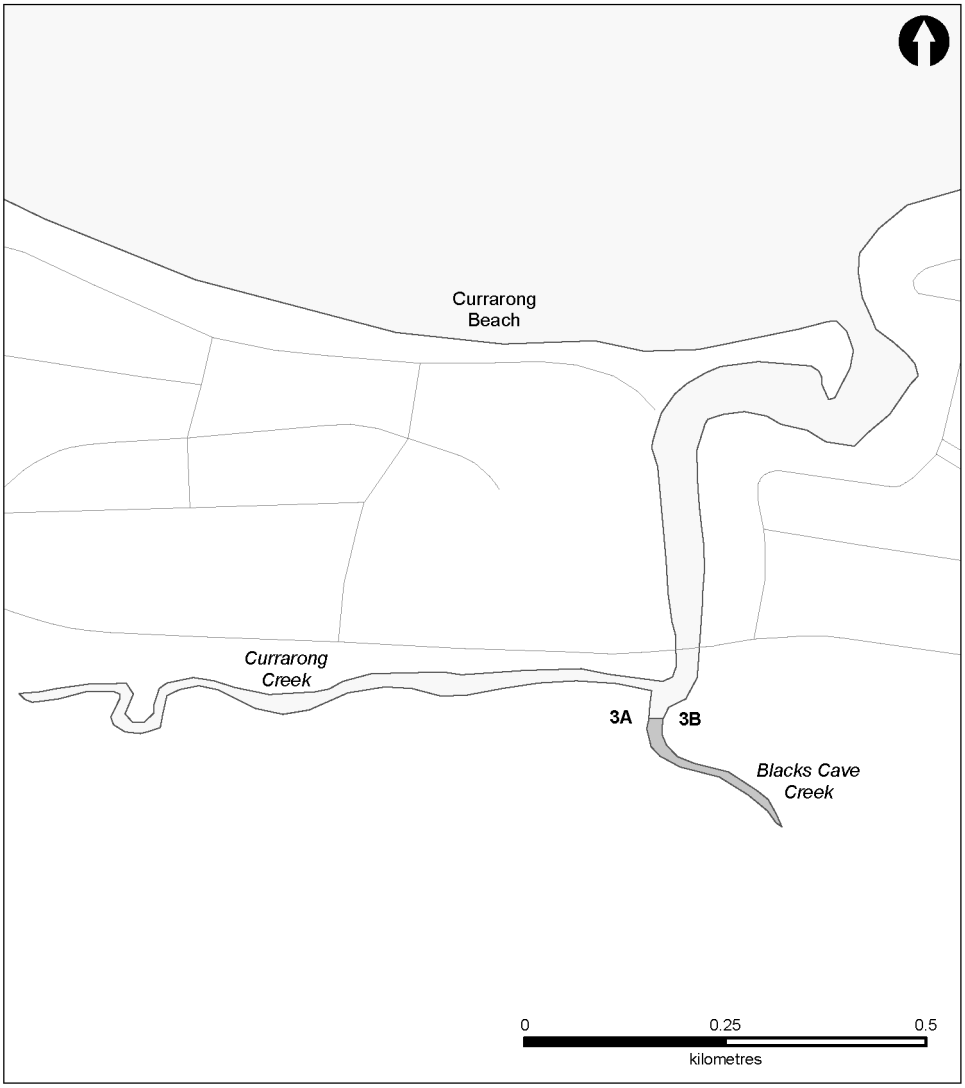
Map 2: Hammer Head



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone

Map 3: Currarong and Blacks Cave Creek

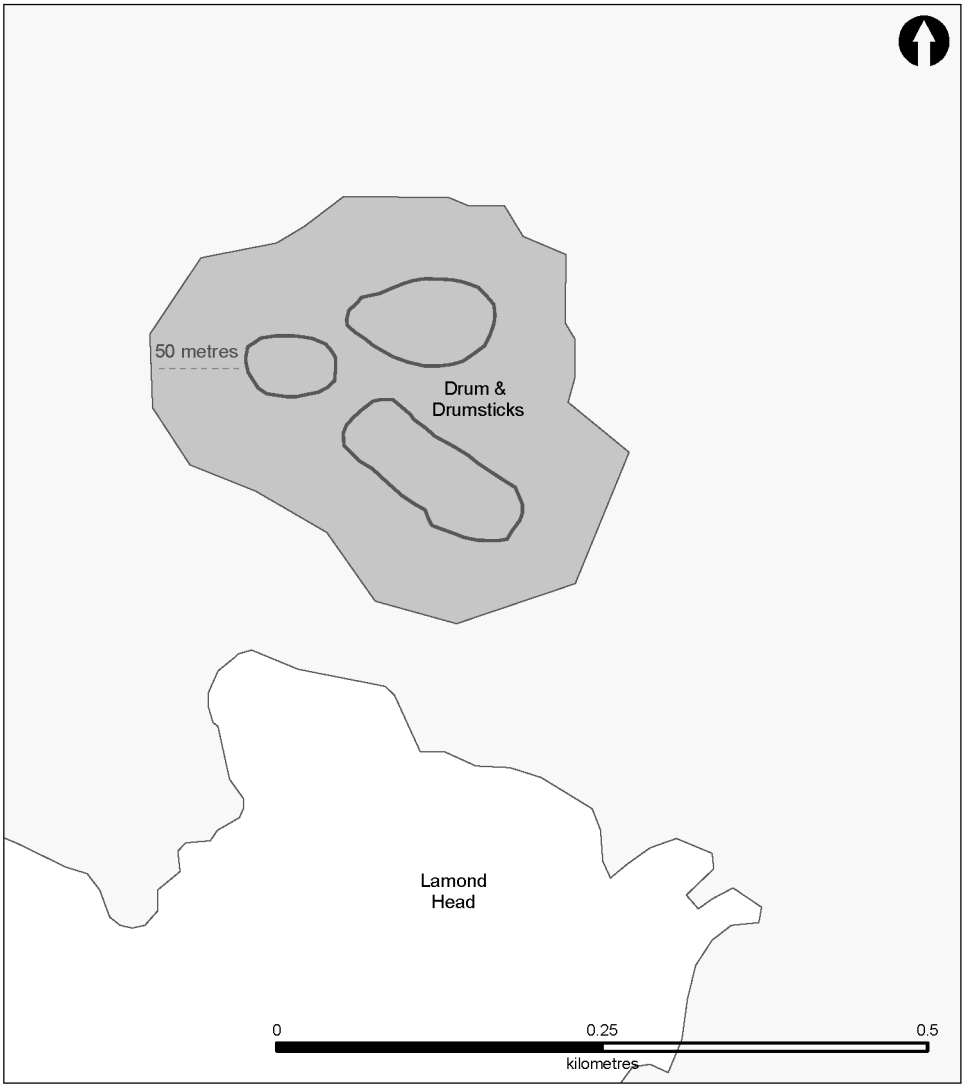


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 4: Drum and Drum Sticks

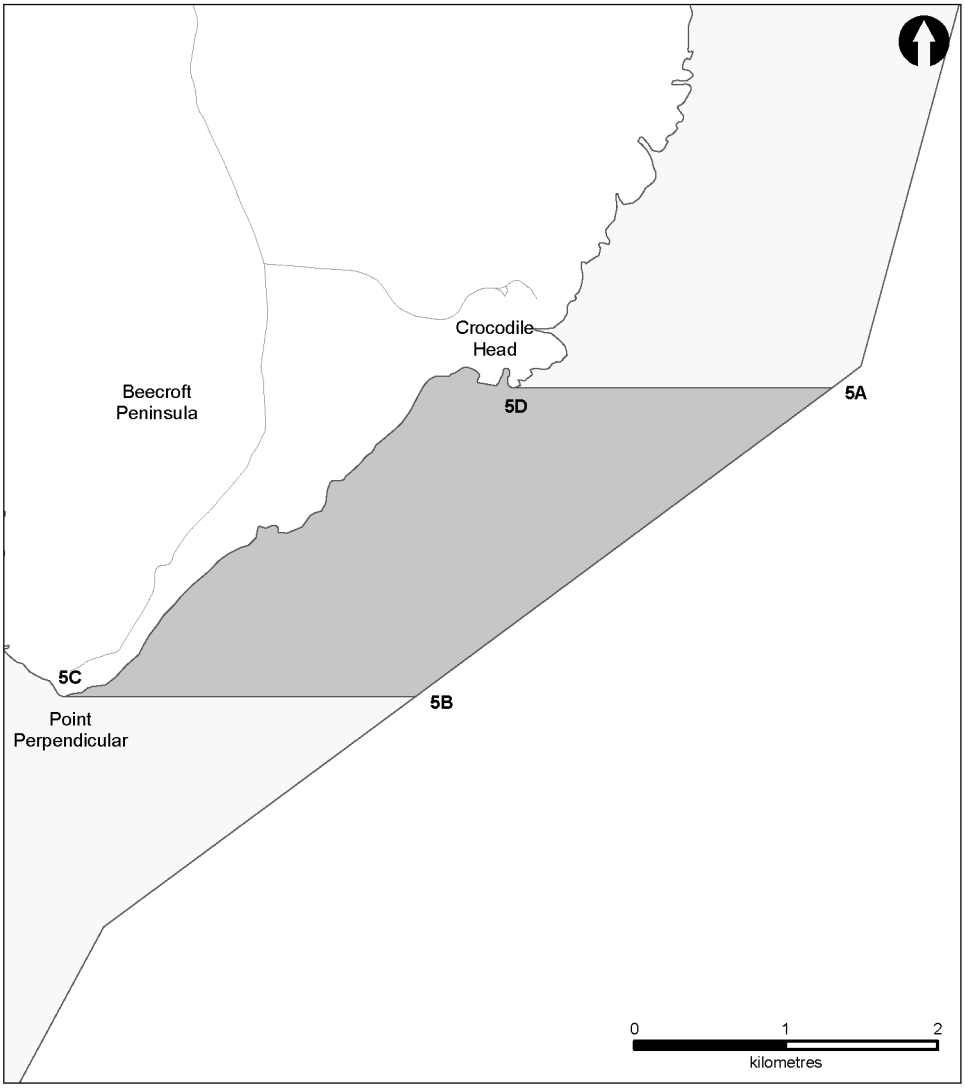


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 5: Point Perpendicular—Crocodile Head

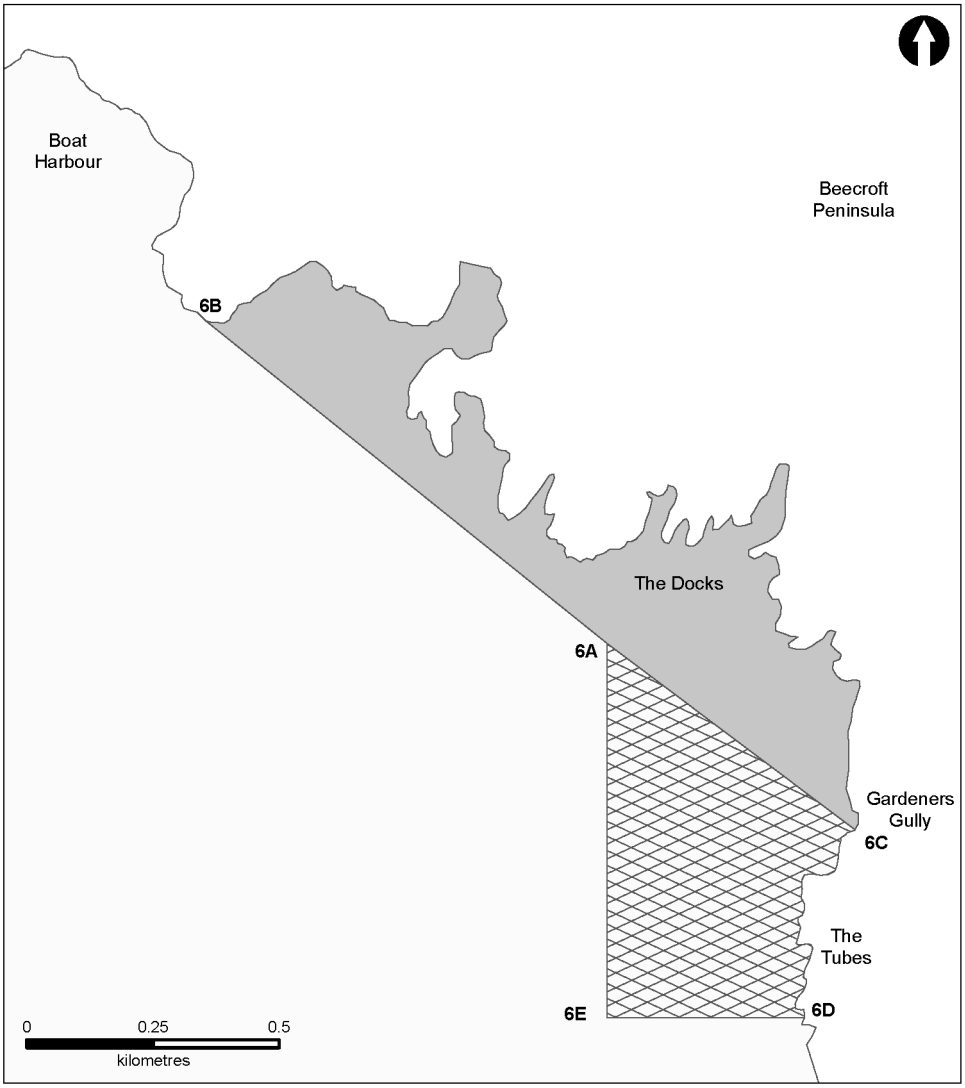


LEGEND

Sanctuary Zone

Habitat Protection Zone

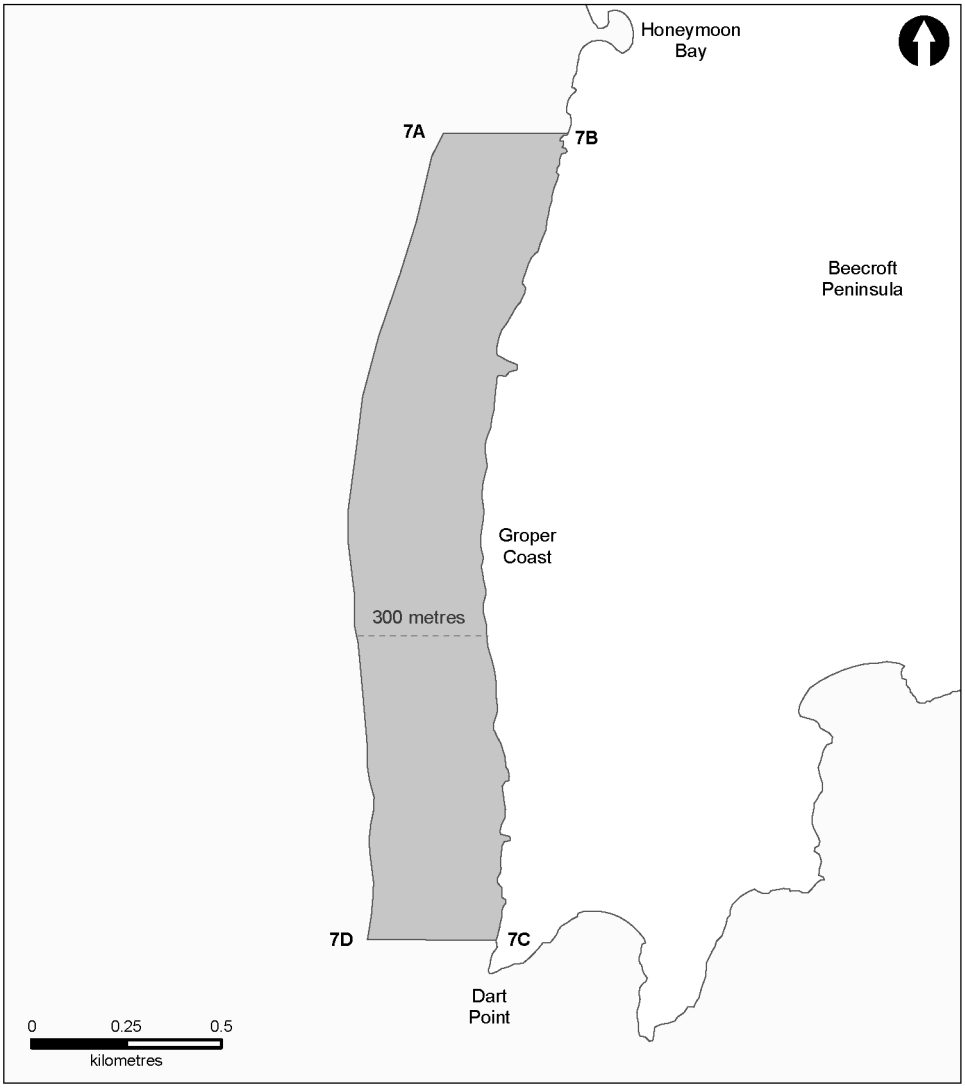
Map 6: The Docks



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Habitat Protection Zone (Anchoring Prohibited November to April)

Map 7: Groper Coast

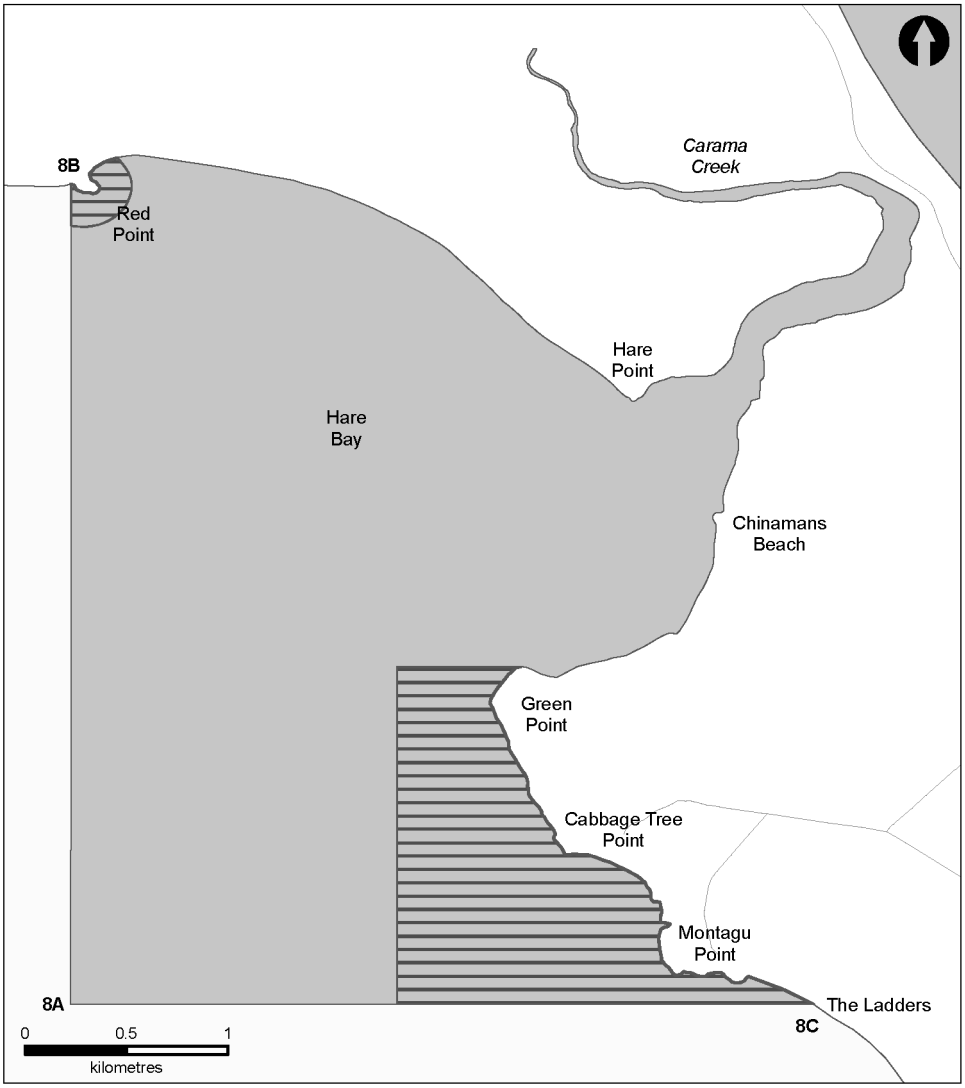


LEGEND

Sanctuary Zone

Habitat Protection Zone

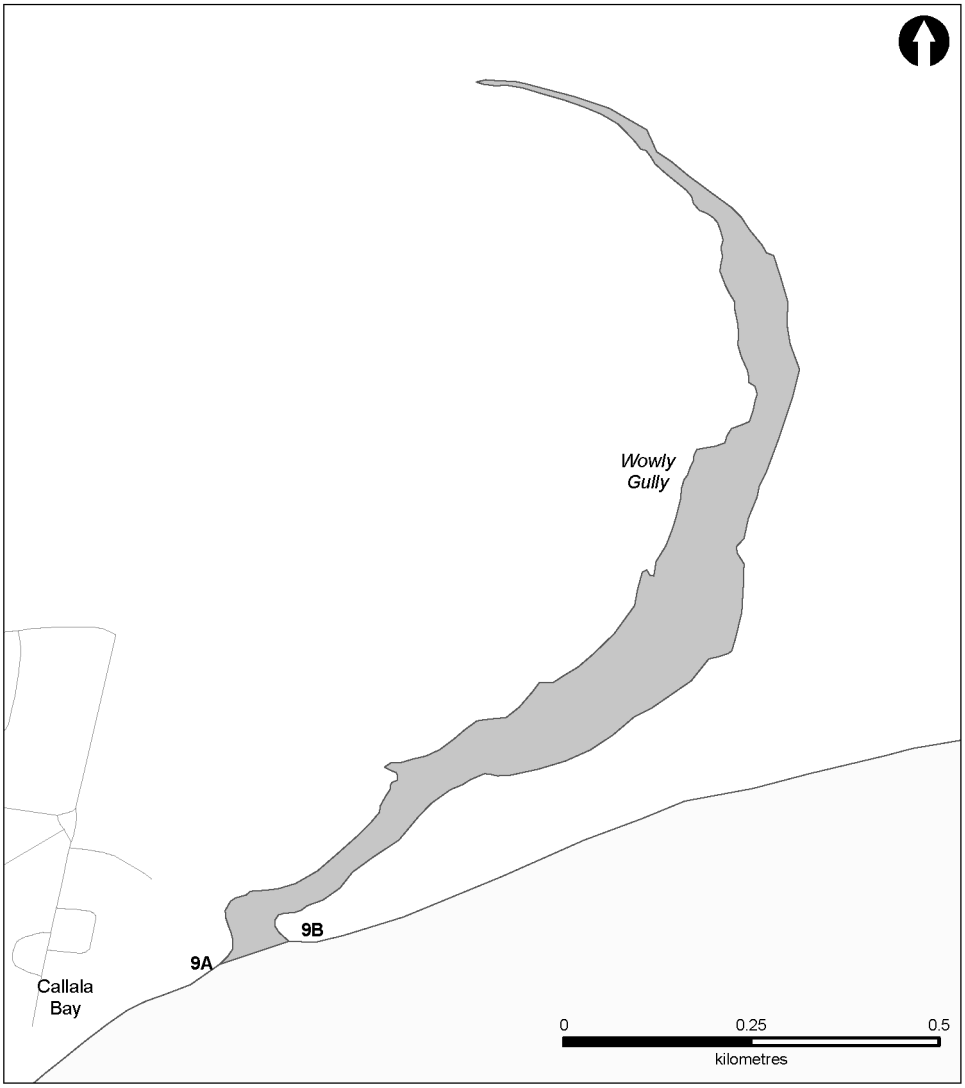
Map 8: Hare Bay



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Sanctuary Zone (Designated Anchoring Area)

Map 9: Wowly Gully

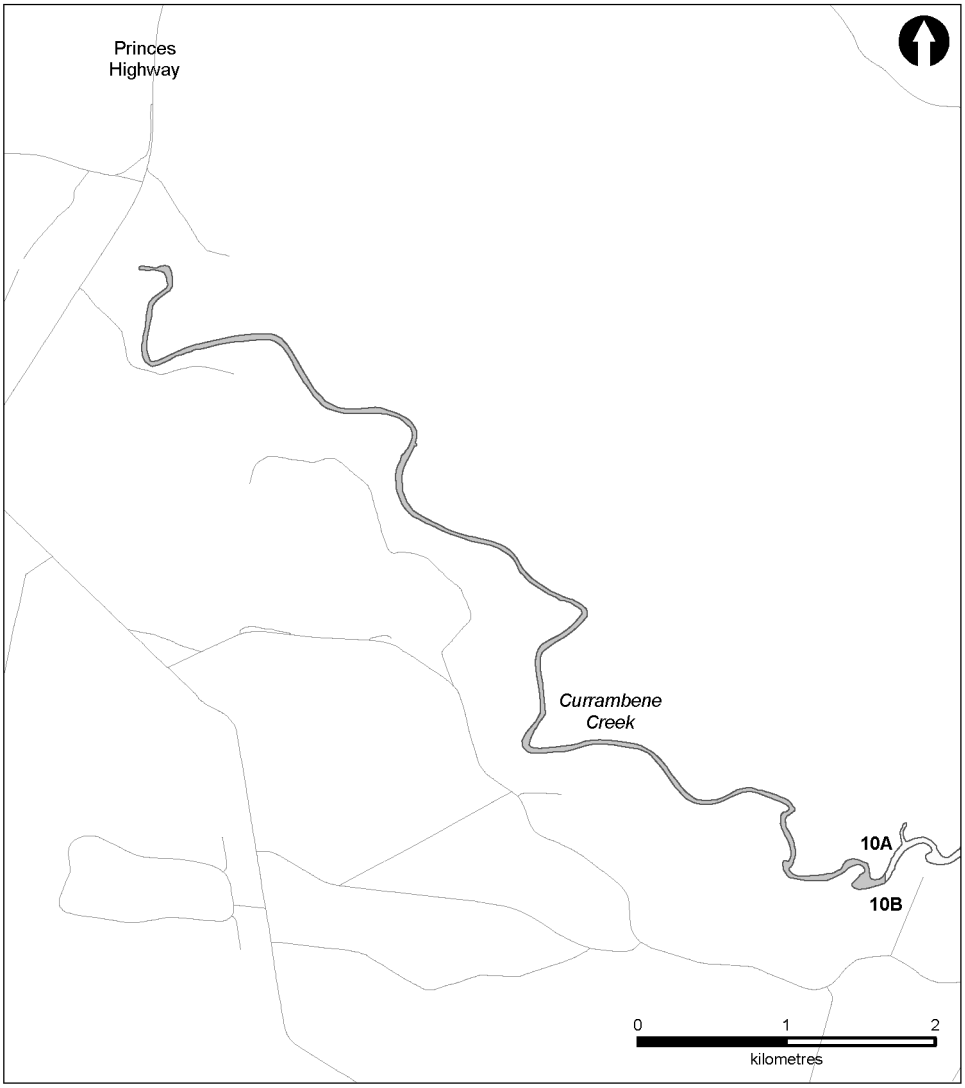


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 10: Currambene Creek

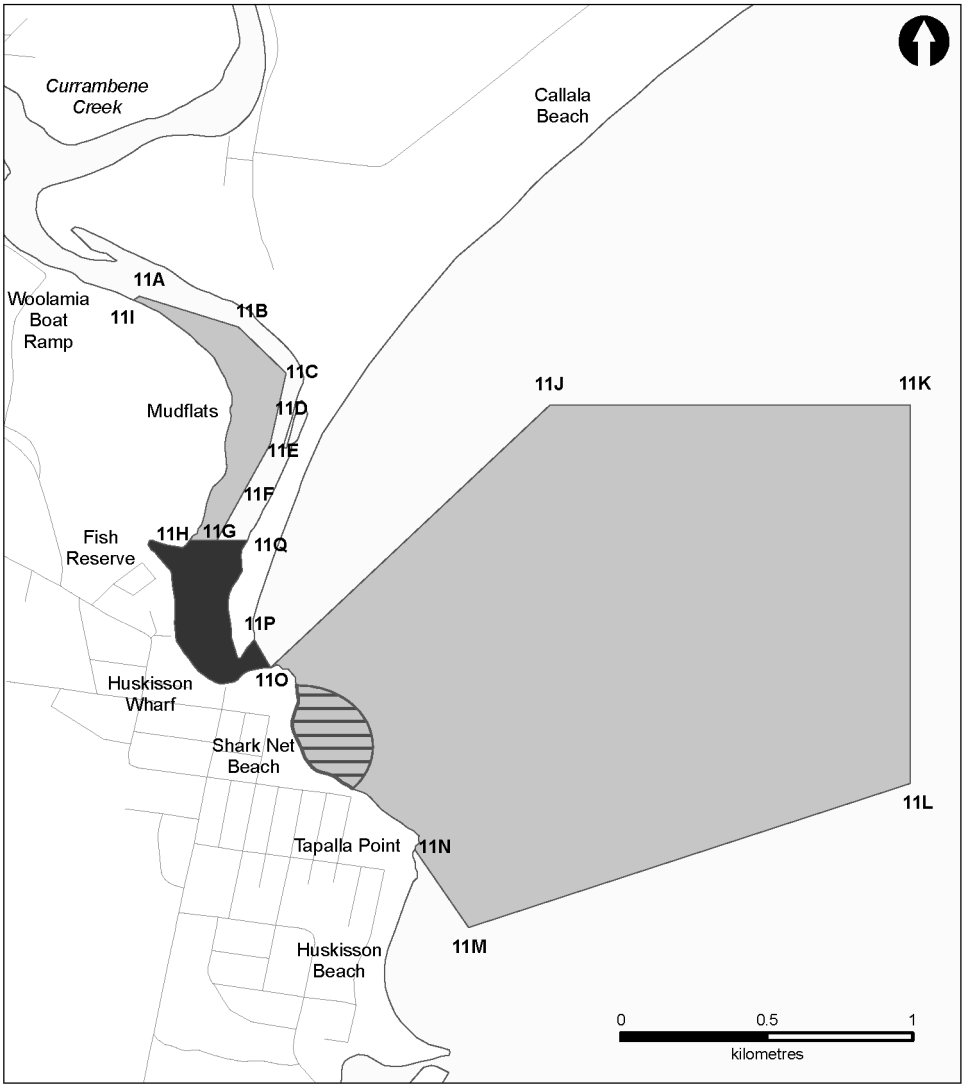


LEGEND

Sanctuary Zone

Habitat Protection Zone

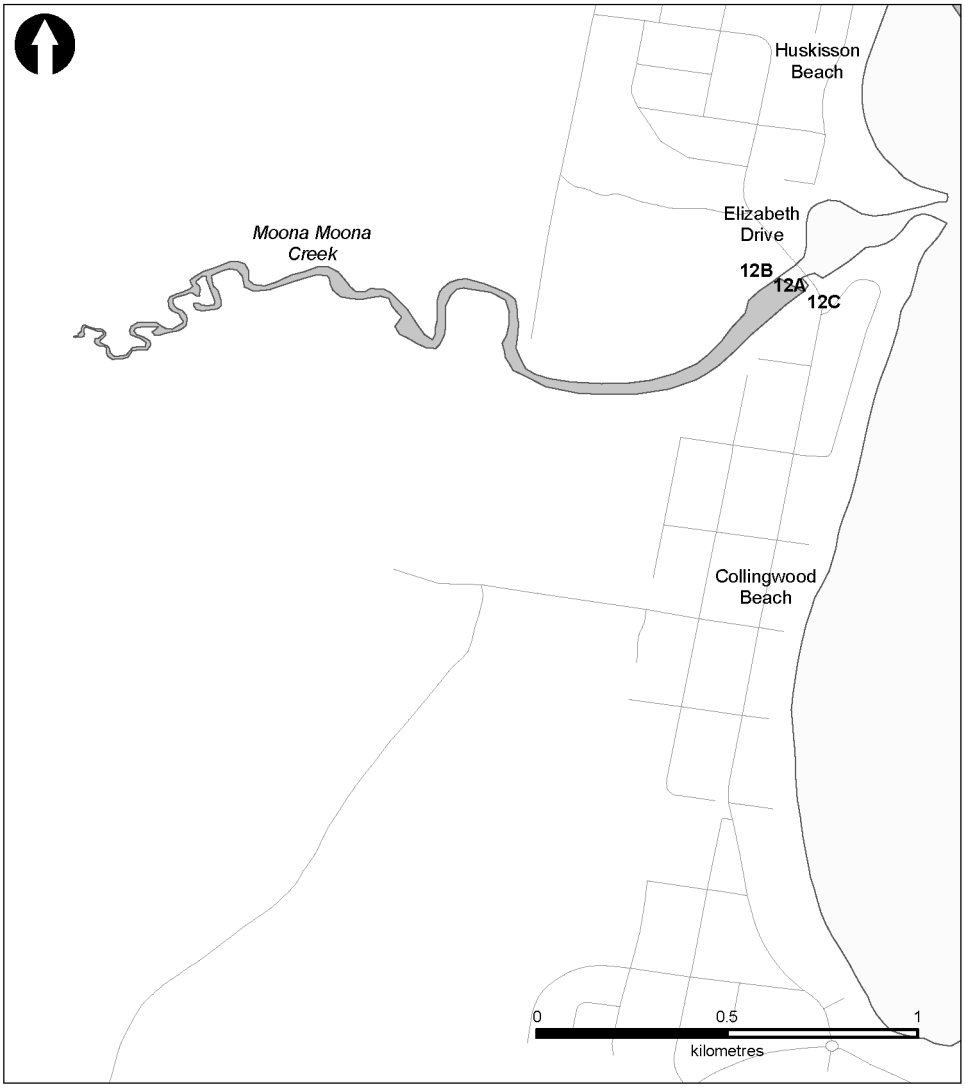
Map 11: Huskisson and Currambene Creek Mudflats



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Special Purpose Zone
- Sanctuary Zone (Designated Anchoring Area)

Map 12: Moona Moona Creek

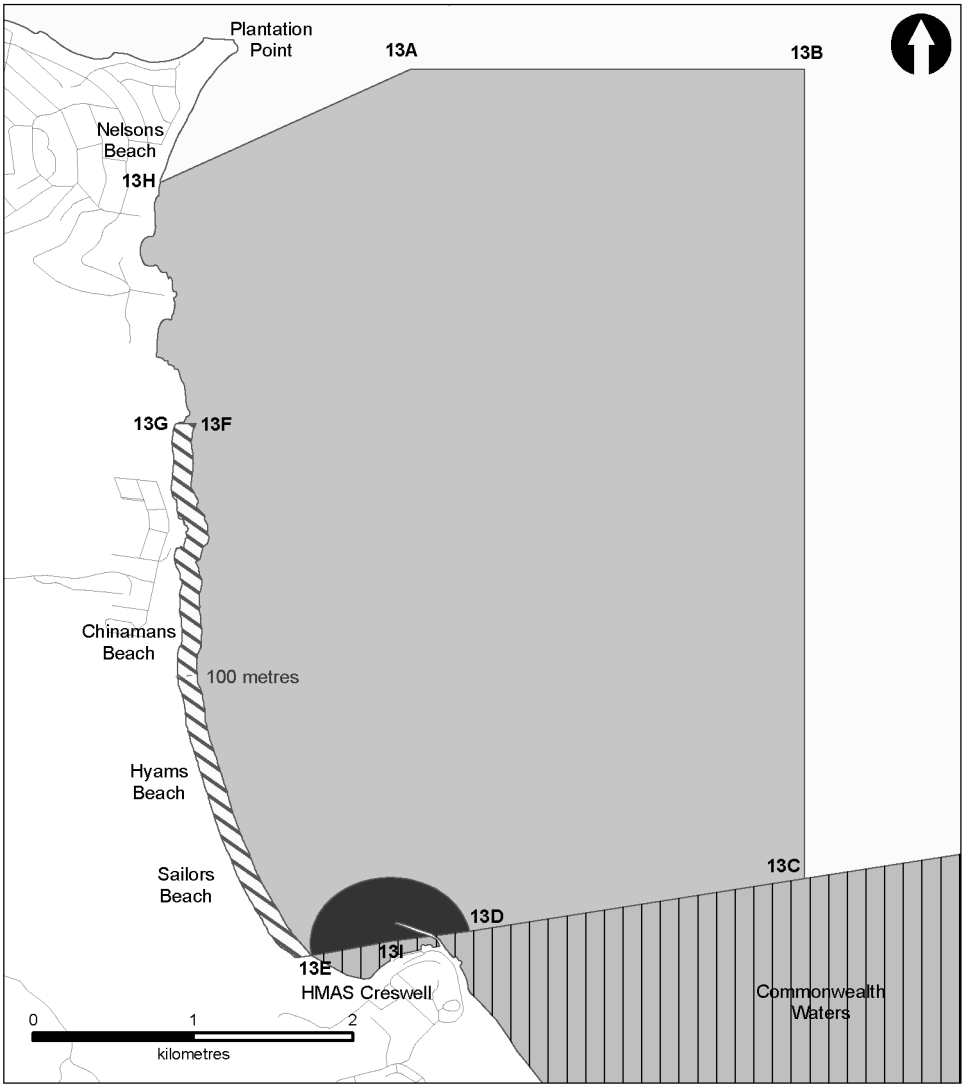


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 13: Hyams Beach



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Special Purpose Zone
- Commonwealth Waters
- Habitat Protection Zone (Restricted)

Map 14: Bowen Island

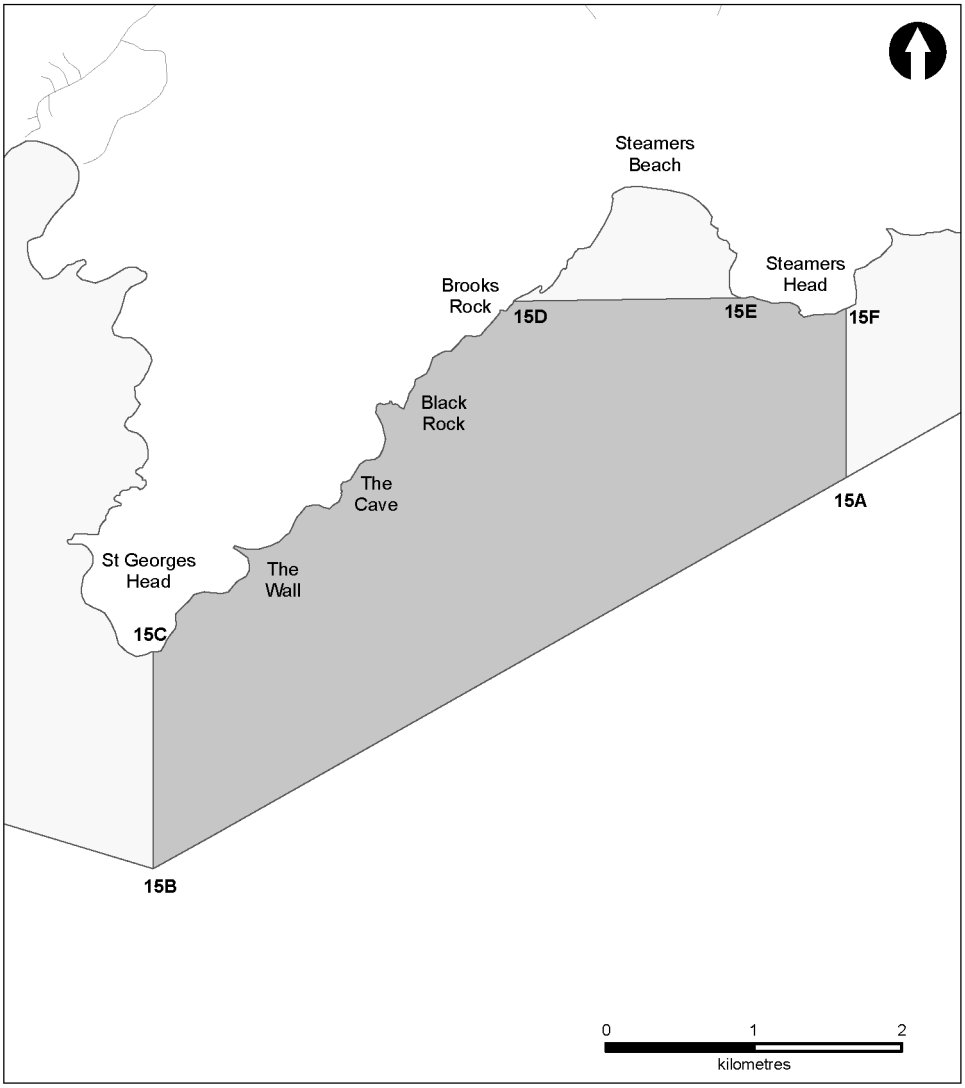
LEGEND

Sanctuary Zone

Habitat Protection Zone

Commonwealth Waters

Map 15: St Georges Head—Steamers Head

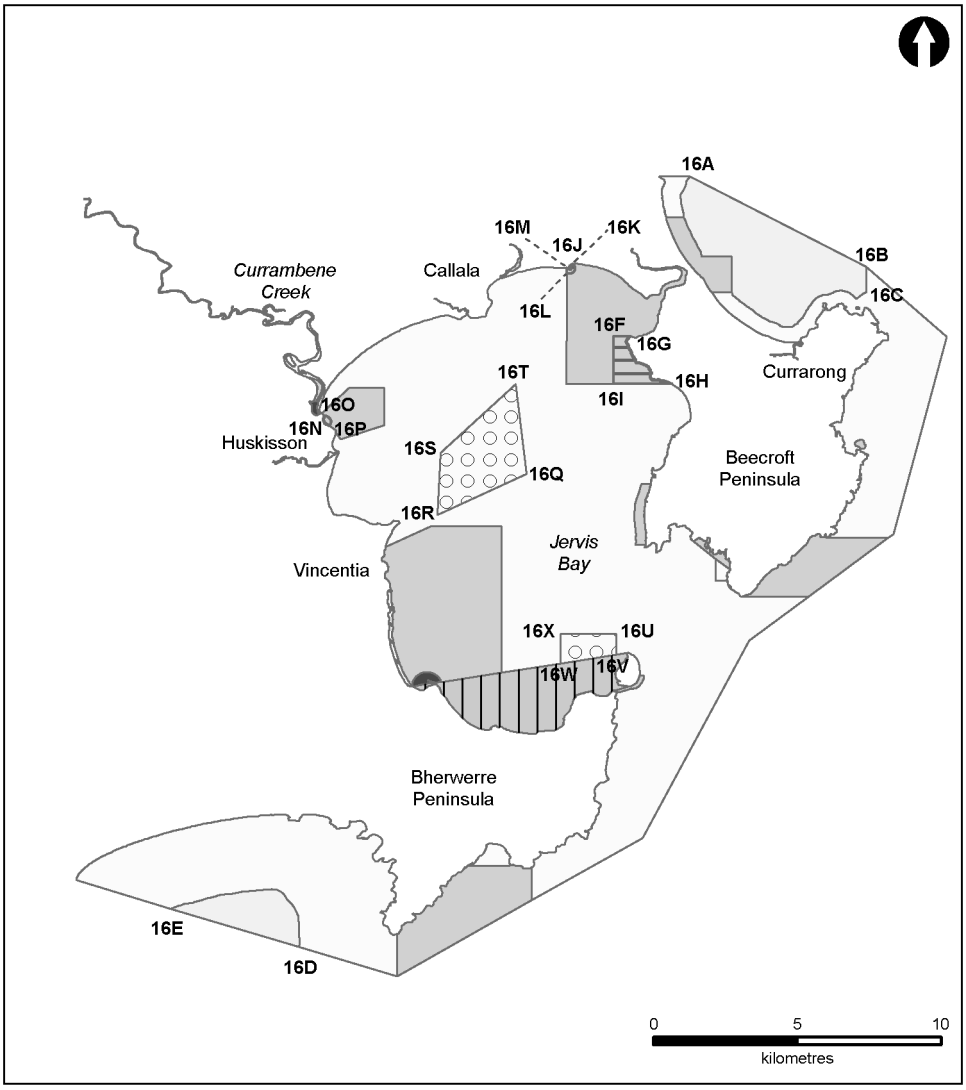


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 16: General Use Zones, Designated Anchoring Areas, and Restricted Purse Seine Bait Netting/Lift Netting Areas



LEGEND

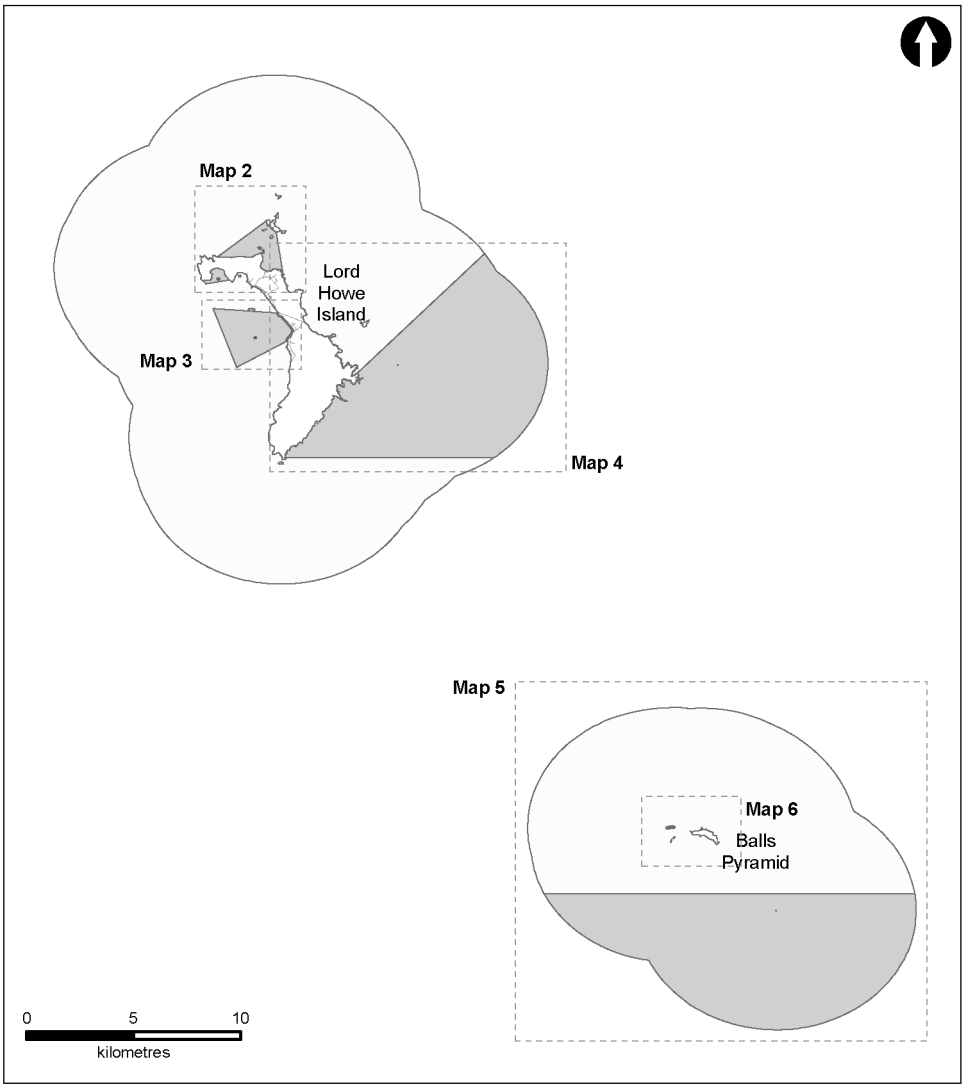
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Commonwealth Waters
- Sanctuary Zone (Designated Anchoring Area)
- Habitat Protection Zone (Purse Seining & Lift Netting Area)

[7] Part 4 Lord Howe Island Marine Park Management Rules

Omit Division 10. Insert instead:

Division 10 Maps

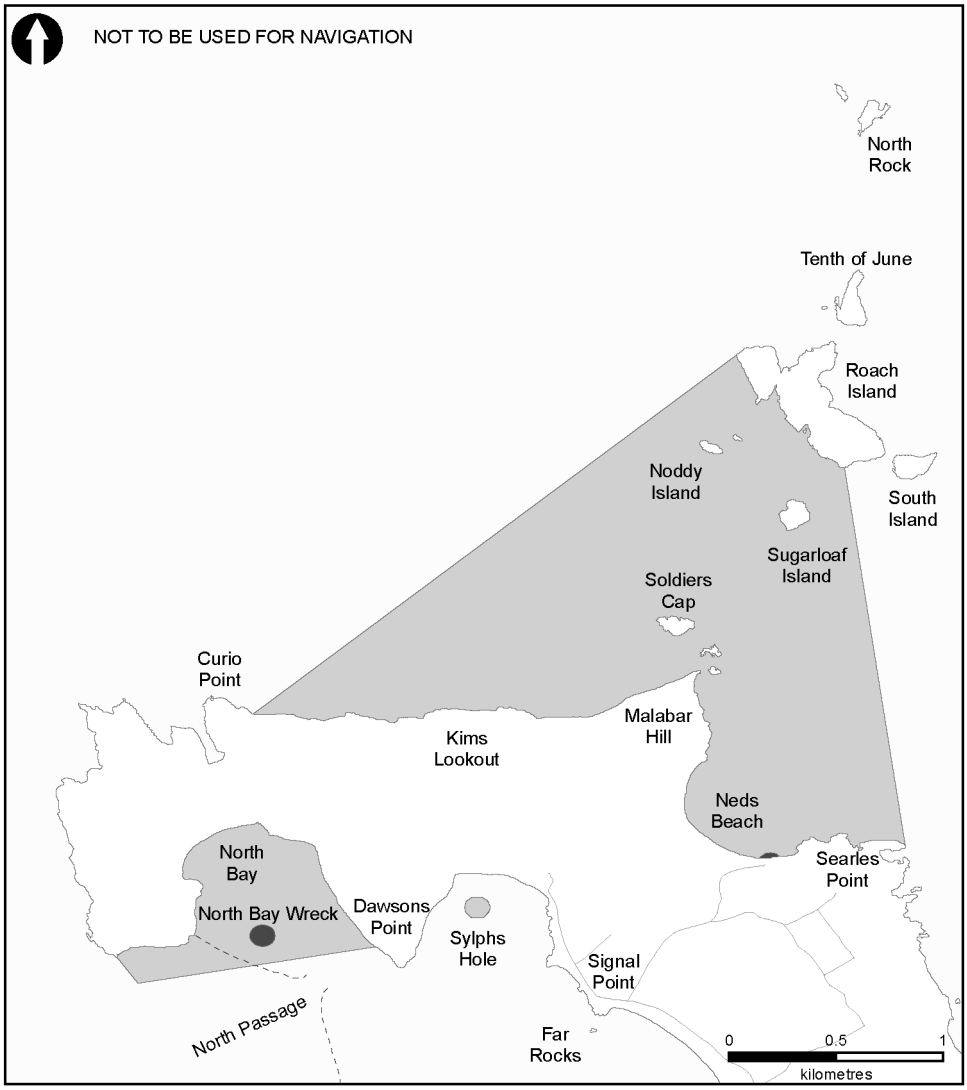
Map 1 Lord Howe Island Marine Park (Overview)



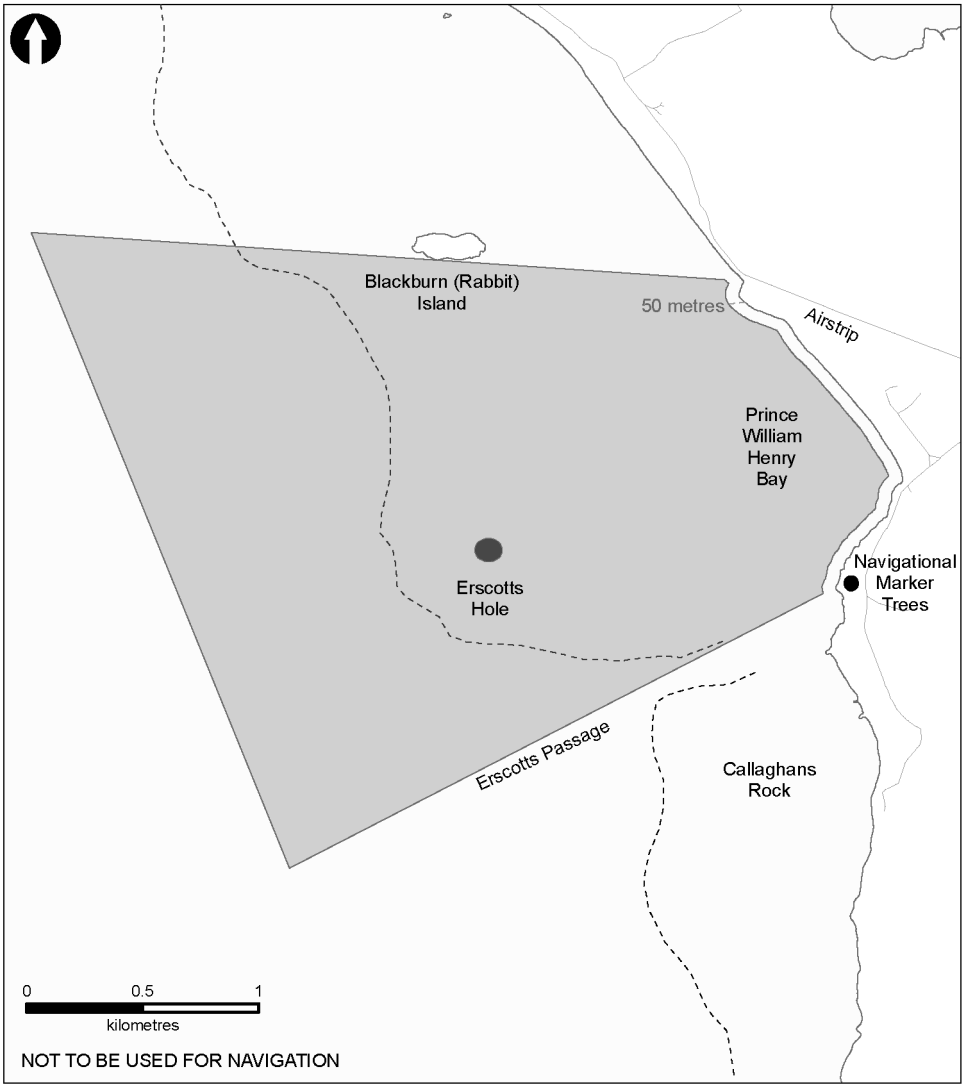
LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Special Purpose Zone

Map 2 North Bay, Admiralty Islands and Neds Beach



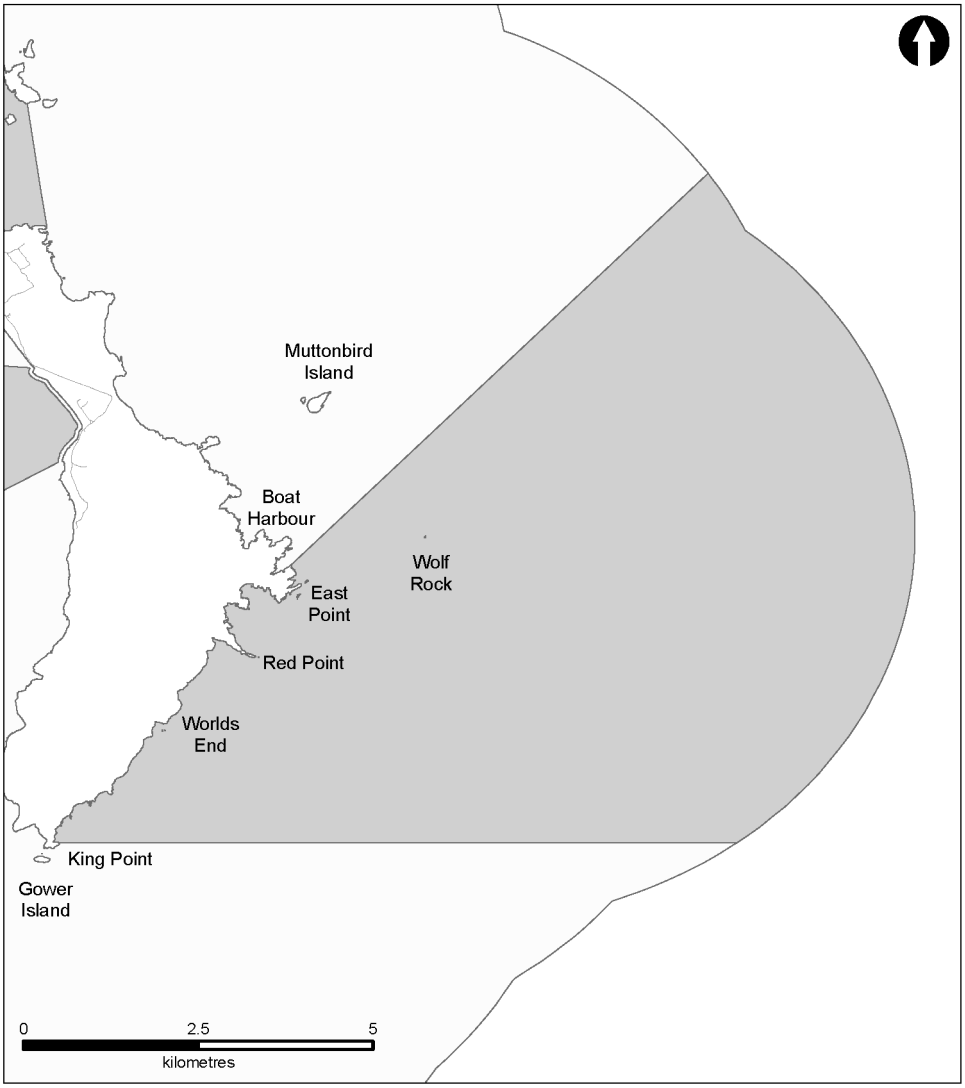
Map 3 Lord Howe Island Lagoon



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Special Purpose Zone
- ----- Outer Edge of Barrier Reef (Approximate)

Map 4 East coast and shelf

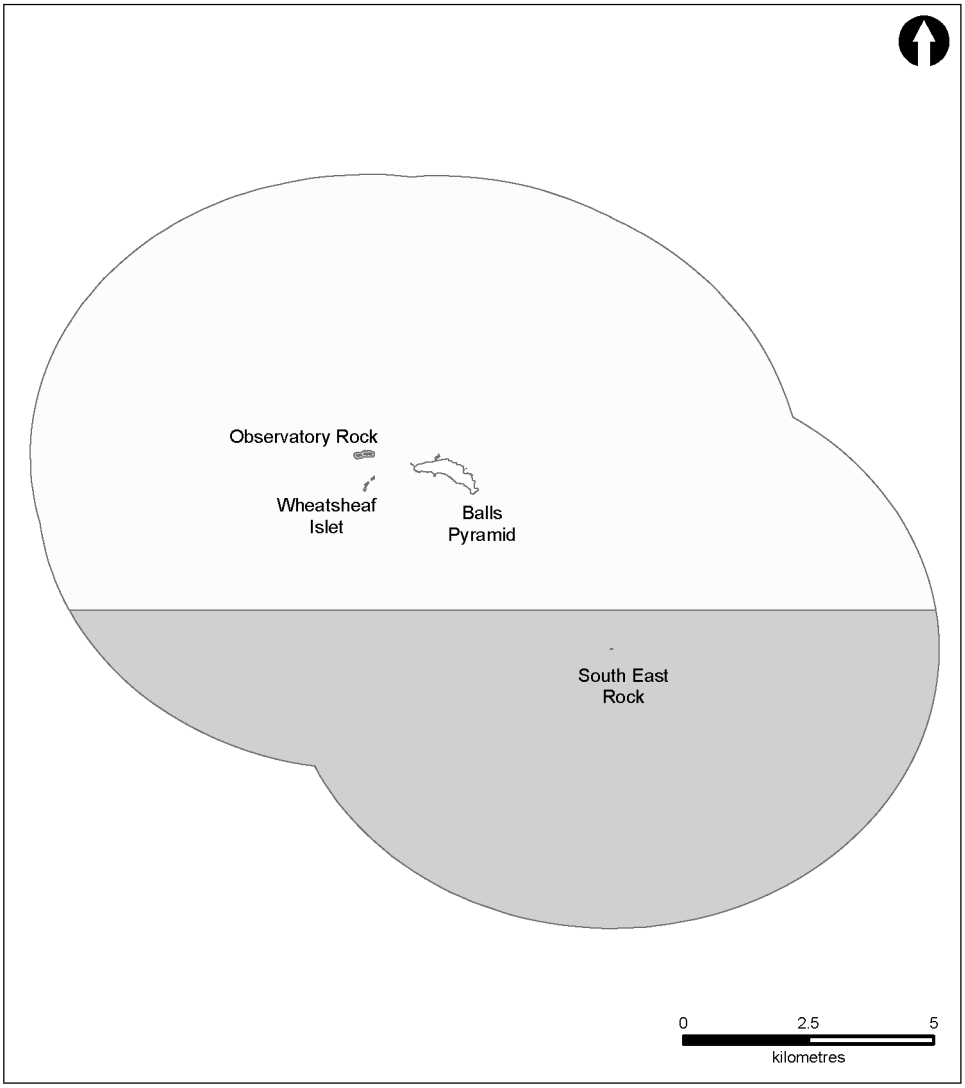


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 5 Balls Pyramid section

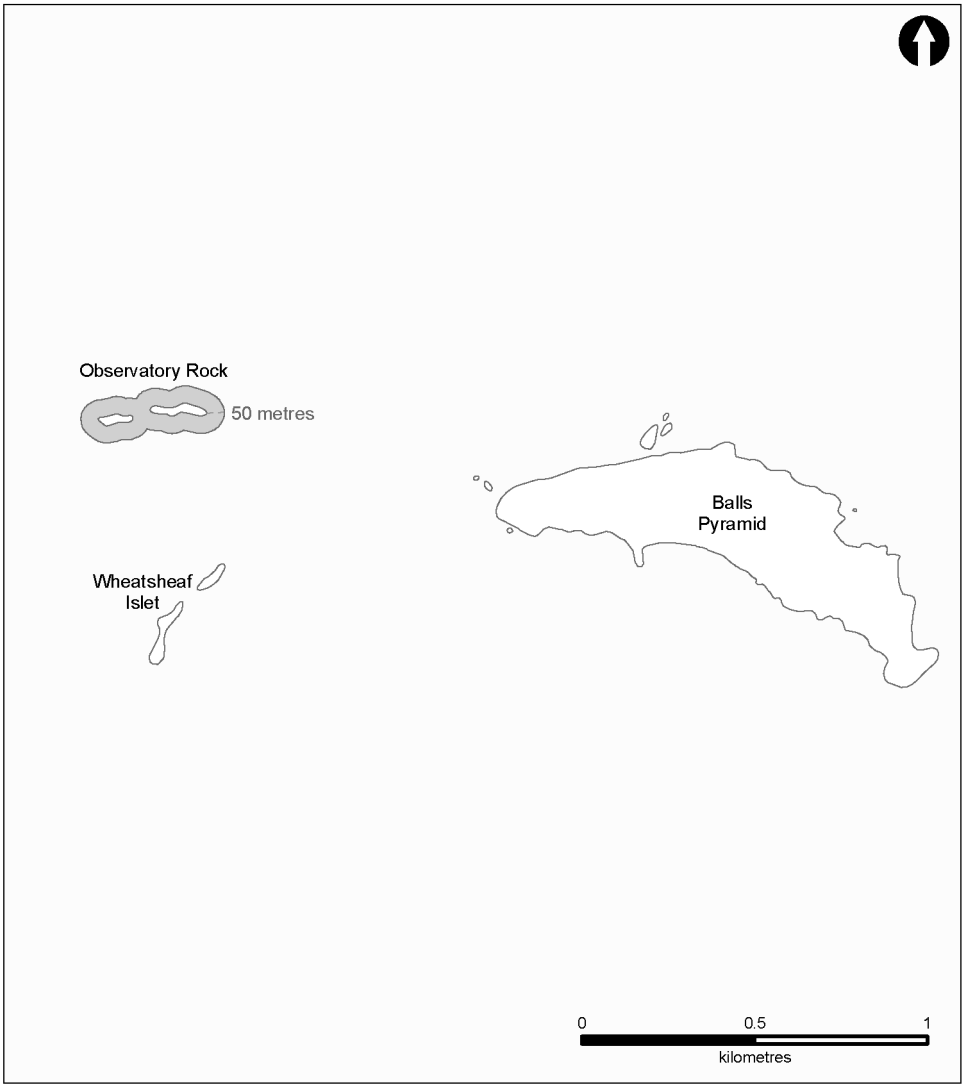


LEGEND

Sanctuary Zone

Habitat Protection Zone

Map 6 Observatory Rock



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- Special Purpose Zone

[8] Clause 5.2 Description of sanctuary zones

Omit "but not including the Cape Byron, Little Wategos Beach, Main Beach, Belongil Beach, Tyagarah Beach" from the matter relating to "**Byron Bay (Map 1)**".

Insert instead "but not including the Cape Byron, Cape Byron (East), Belongil Beach, Main Beach and Clarkes Beach, Grays Lane, Tyagarah Beach (north), Tyagarah Beach (south)".

[9] Clause 5.6 Description of habitat protection zones

Insert after the matter relating to "**Tyagarah Beach (north) (Map 2)**":

Tyagarah Beach (south) (Map 2)

From point 2J at the intersection of the mean high water mark on Tyagarah Beach and 28°33.376′S latitude, then due east approximately 100 metres to point 2K at 28°33.376′S, 153°33.601′E, then generally south along a line parallel to, but 100 metres seaward of, the mean high water mark to point 2O at 28°35.277′S, 153°34.126′E, then due west to point 2N at the intersection of the mean high water mark on Tyagarah Beach and 28°35.277′S latitude, then generally north along the mean high water mark on Tyagarah Beach to point 2J, as shown on map 2.

[10] Clause 5.6

Omit the matter (including the heading) relating to "**Cape Byron (Map 3)**". Insert instead:

Cape Byron (Map 3)

From point 3E on the western rocky shore of Little Wategos Beach, at the intersection of the mean high water mark and 153°38.180′E longitude, then due north approximately 100 metres to point 3F at 28°37.999′S, 153°38.180′E, then generally east and then generally south around Cape Byron along a line parallel to, but 100 metres seaward of, the mean high water mark to point 3AG at 28°38.172′S, 153°38.391′E, then due west approximately 100 metres to the eastern most point of Cape Byron to point 3AH at the intersection of the mean high water mark and 28°38.172′S latitude, then generally north and then generally west along the mean high water mark to point 3E, as shown on map 3.

Cape Byron (east) (Map 3)

From point 3AG at 28°38.172′S, 153°38.391′E, then due west approximately 100 metres to the eastern most point of Cape Byron to point 3AH at the intersection of the mean high water mark and 28°38.172′S latitude, then generally south along the mean high water mark on Cape Byron to point 3AI at the intersection of the mean high water mark on Cape Byron and 28°38.313′S latitude, then due east approximately 100 metres to point 3AJ at 28°38.313′S, 153°38.332′E, then generally north along a line parallel to, but 100 metres seaward of, the mean high water mark to point 3AG, as shown on map 3.

[11] Clause 5.9 Prohibited fishing activities

Insert after clause 5.9 (8):

(9) A person must not, while in any of the following areas of the habitat protection zone of the marine park, take or attempt to take fish other than for recreational purposes, by use of a hook and hand held line used while the person is on the shore:

(a) Tyagarah Beach (south),

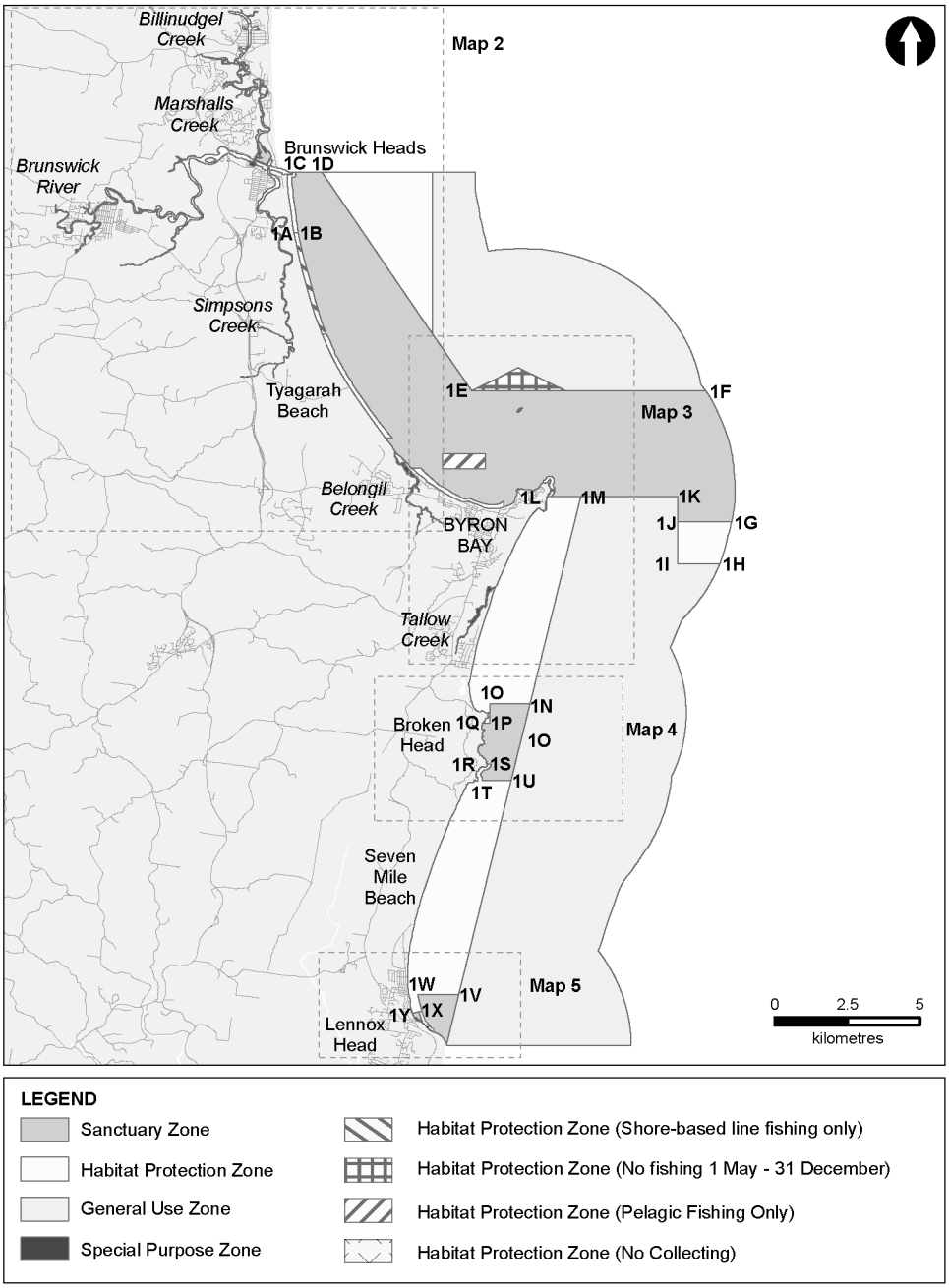
(b) Cape Byron (east).

[12] Part 5, Division 10

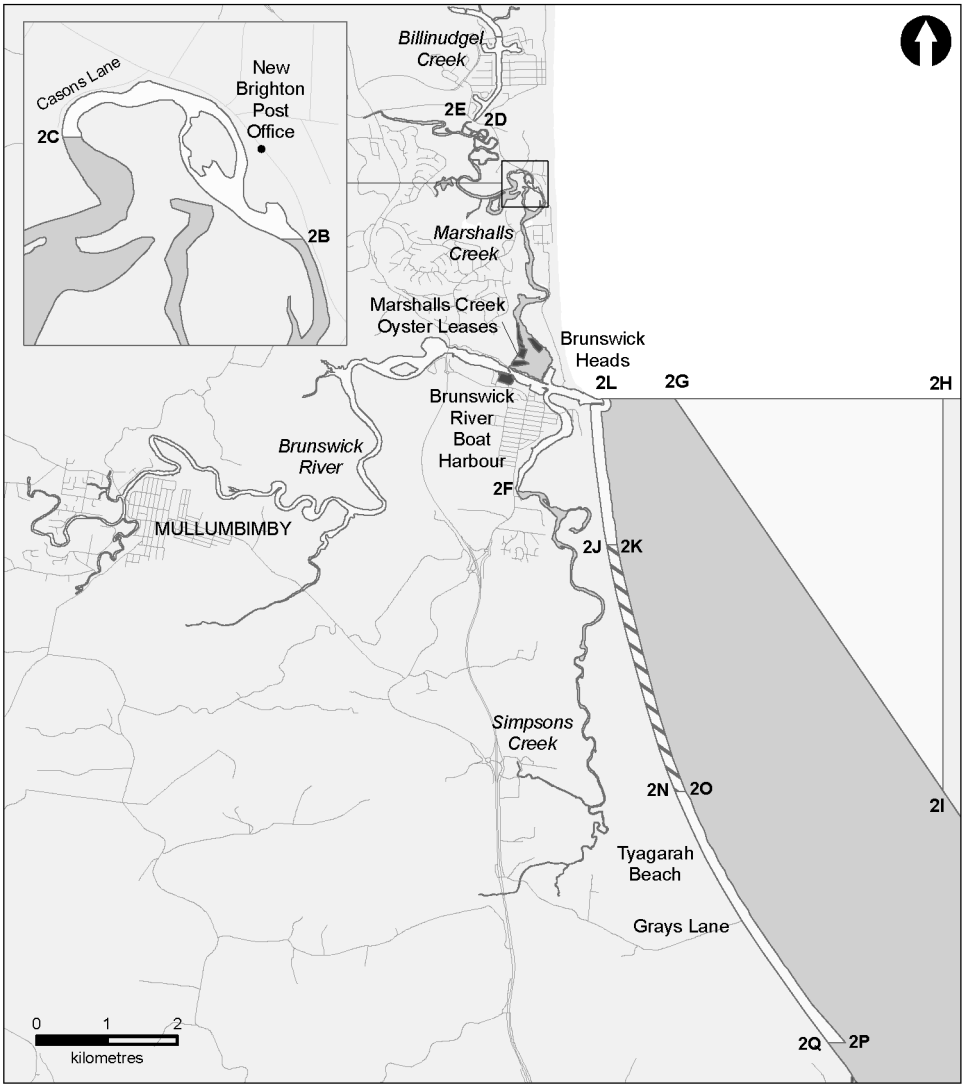
Omit the Division. Insert instead:

Division 10 Maps

Map 1 Cape Byron Marine Park



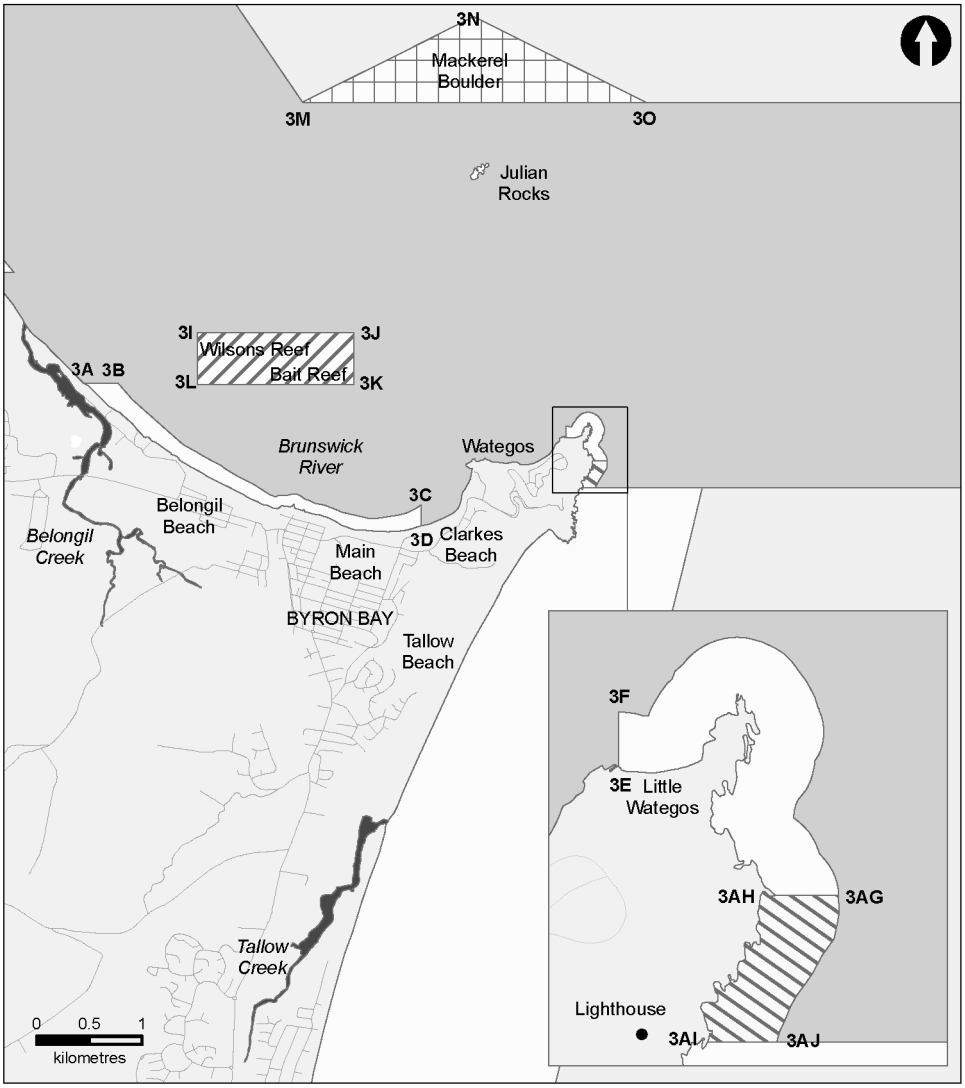
Map 2 Brunswick River and Tyagarah Beach



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)

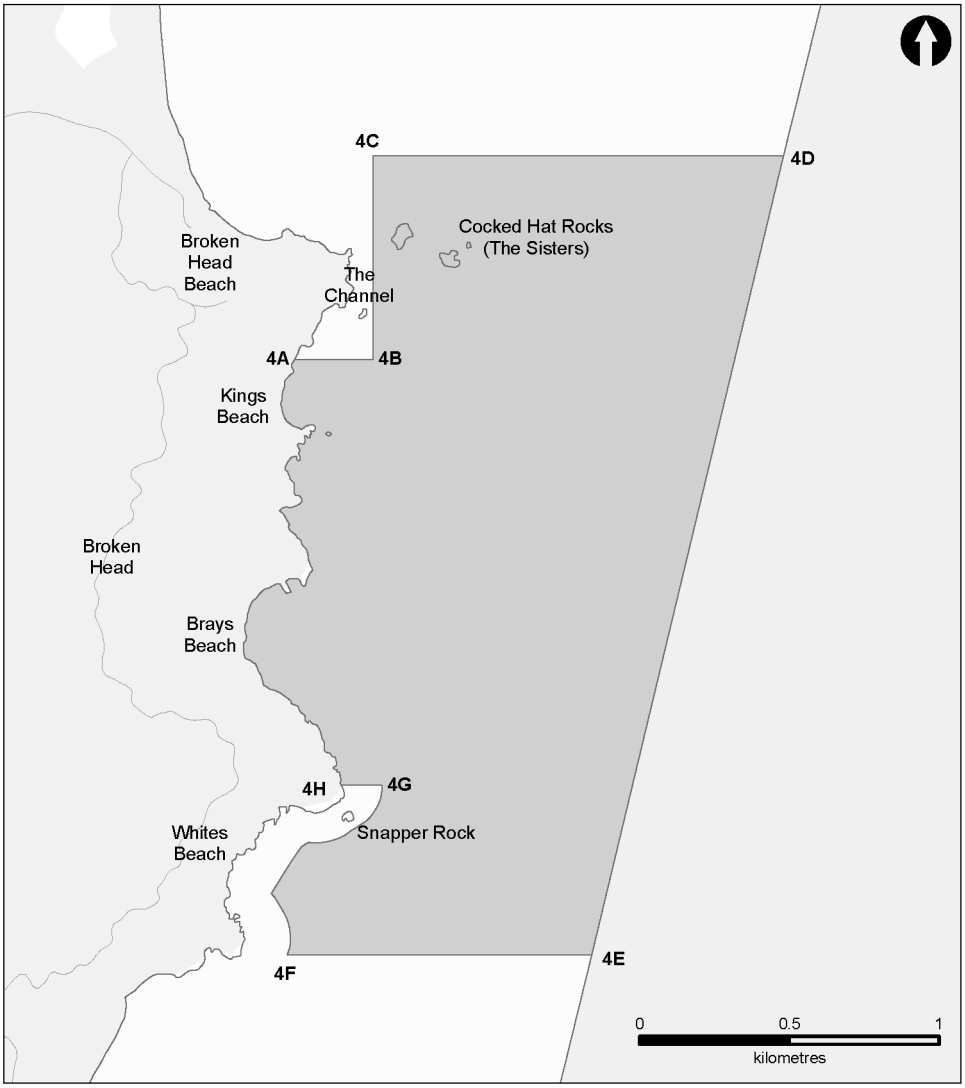
Map 3 Cape Byron



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)
- Habitat Protection Zone (No fishing 1 May to 31 December)
- Habitat Protection Zone (Pelagic Fishing Only)

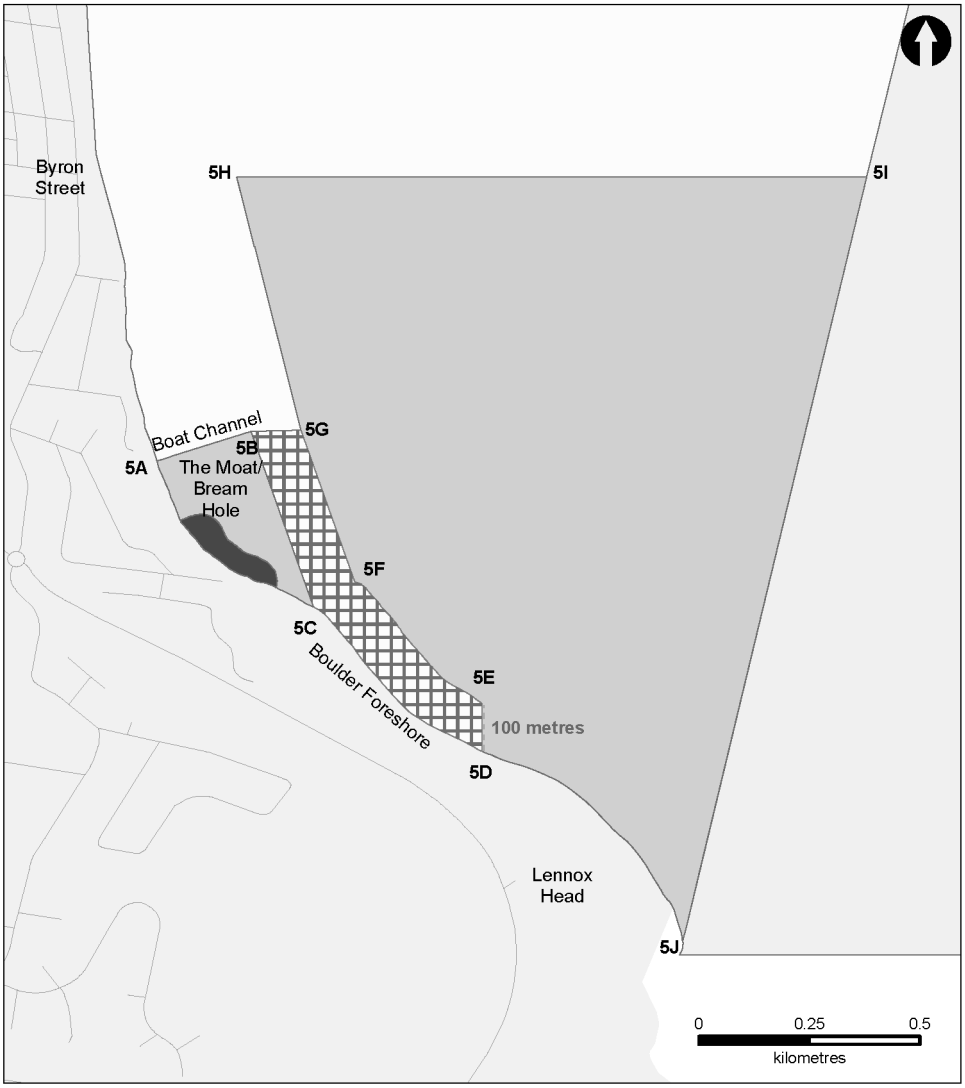
Map 4 Broken Head



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 5 Lennox Head



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (No collecting)

[13] Clause 6.3 Description of sanctuary zones

Omit the matter (including the heading) relating to "**Celito South sanctuary zone (map 4)**".

Insert instead:

Cellito South sanctuary zone (map 4)

An area bounded as follows:

(a) commencing at the point (point 4Aa) 32°24.124′S, 152°31.227′E,

(b) then due east to 32°24.124′S, 152°31.422′E (point 4b),

(c) then due south to 32°25.343′S, 152°31.422′E (point 4c),

(d) then due west to 32°25.343′S, 152°31.172′E (point 4Ad),

(e) then generally north along a line parallel to, but 100 metres seaward of, the mean high water mark, to the point of commencement.

[14] Clause 6.3

Omit paragraphs (a)–(g) of the matter relating to "**Fiona Beach sanctuary zone (map 6)**".

Insert instead:

(a) commencing at the point (point 6Aa) 32°27.548′S, 152°29.415′E,

(b) then due south to 32°27.773′S, 152°29.415′E (point 6b),

(c) then generally south-west to 32°29.488′S, 152°24.721′E (point 6c),

(d) then generally north-west to 32°29.323′S, 152°24.588′E (point 6Ad),

(e) then generally north-east along a line parallel to, but 100 metres seaward of, the mean high water mark, to the point of commencement.

[15] Clause 6.8 Description of habitat protection zones

Omit the matter relating to "**Fiona Beach habitat protection zone**" (including the heading).

Insert instead:

Cellito South habitat protection zone

An area bounded as follows:

(a) commencing on the coast south of Sandbar at the intersection of the mean high water mark and latitude 32°24.124′S,

(b) then due east approximately 100 metres to 32°24.124′S, 152°31.227′E (point 4Aa),

(c) then generally south along a line parallel to, but 100 metres seaward of, the mean high water mark to 32°25.343′S, 152°31.172′E (point 4Ad),

(d) then due west to the intersection of the mean high water mark and latitude 32°25.343′S,

(e) then generally north along the mean high water mark, to the point of commencement,

as shown on map 4.

Fiona Beach habitat protection zone

An area bounded as follows:

(a) commencing on Fiona Beach at the intersection of the mean high water mark and longitude 152°29.415′E,

(b) then due south approximately 100 metres to 32°27.548′S, 152°29.415′E (point 6Aa),

(c) then generally south-west along a line parallel to, but 100 metres seaward of, the mean high water mark to 32°29.323′S, 152°24.588′E (point 6Ad),

(d) then generally north-west to the intersection of the mean high water mark on Fiona Beach and longitude 152°24.552′E,

(e) then generally north-east along the mean high water mark on Fiona Beach, to the point of commencement.

as shown on map 6.

[16] Clause 6.11 Prohibited activities relating to fishing

Omit clause 6.11 (6). Insert instead:

(5A) A person must not, while in Cellito South habitat protection zone, take or attempt to take fish other than for recreational purposes, by use of a hook and hand held line used while the person is on the shore.

(6) A person must not, while in Fiona Beach habitat protection zone, take or attempt to take fish other than:

(a) for recreational purposes, by use of a hook and hand held line used while the person is on the shore, or

(b) by way of hand picking, for commercial purposes, in the area that lies between the mean high and mean low water mark on Fiona Beach between longitudes 152°28.501′E and 152°24.552′E.

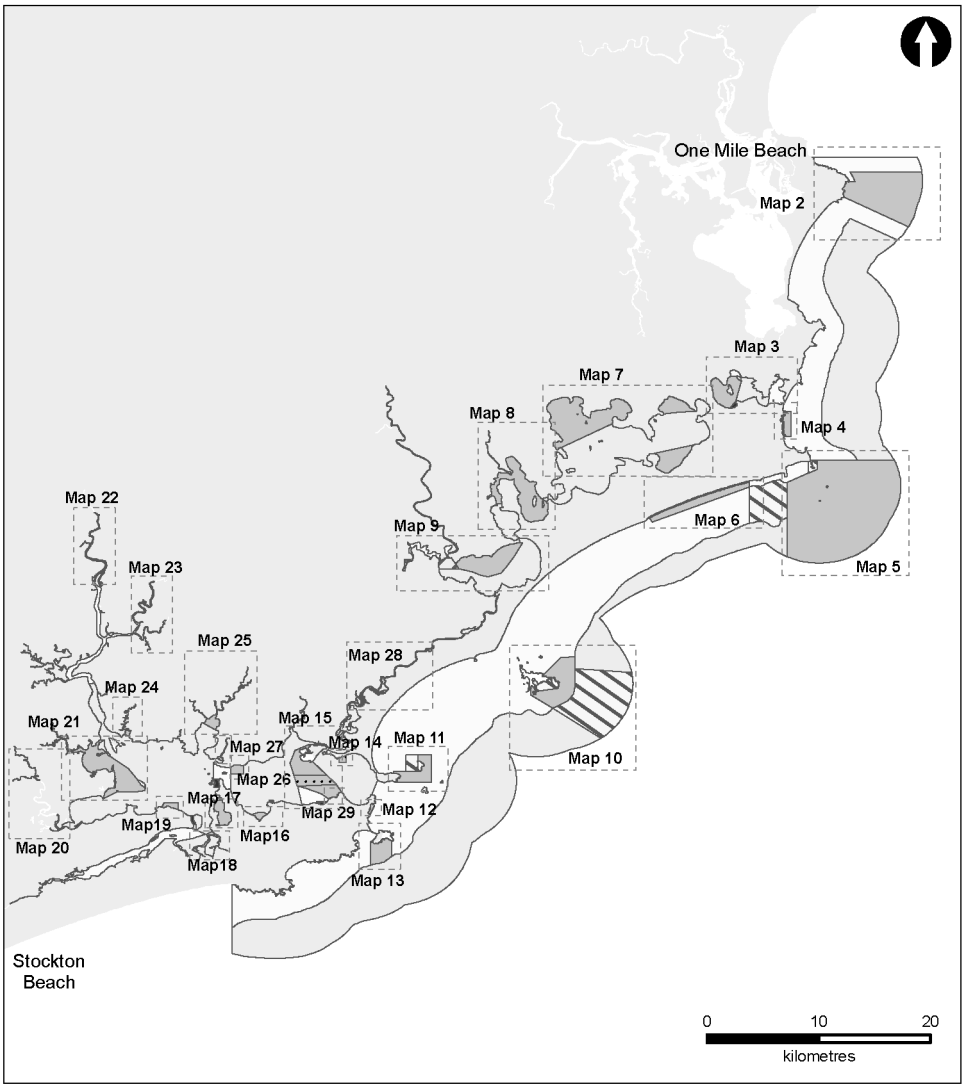
[17] Part 6, Division 8

Omit the Division. Insert instead:

Division 8 Maps

Note. Map 1 provides an overview of the zones in the Port Stephens–Great Lakes Marine Park. Maps 2–29 provide additional detail.

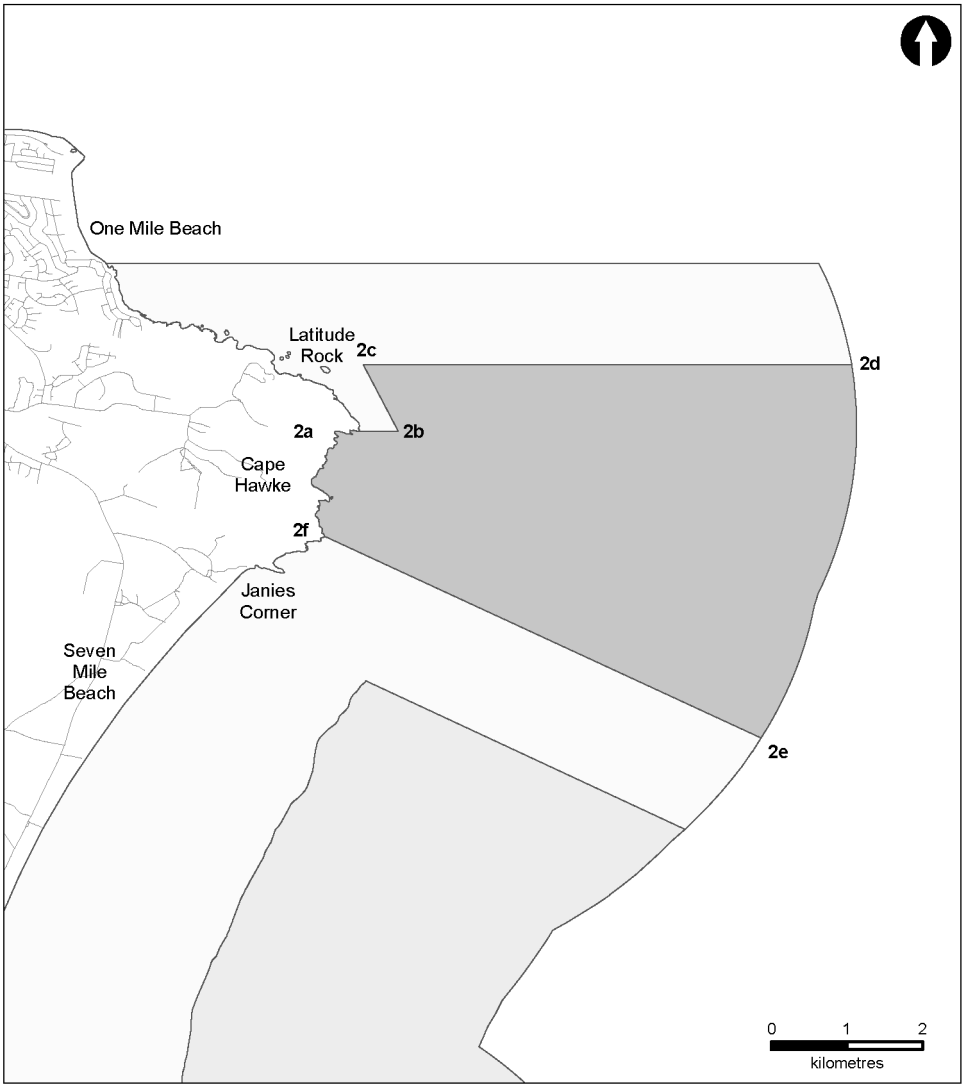
Map 1 Port Stephens–Great Lakes Marine Park (Overview)



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Restrictions apply)

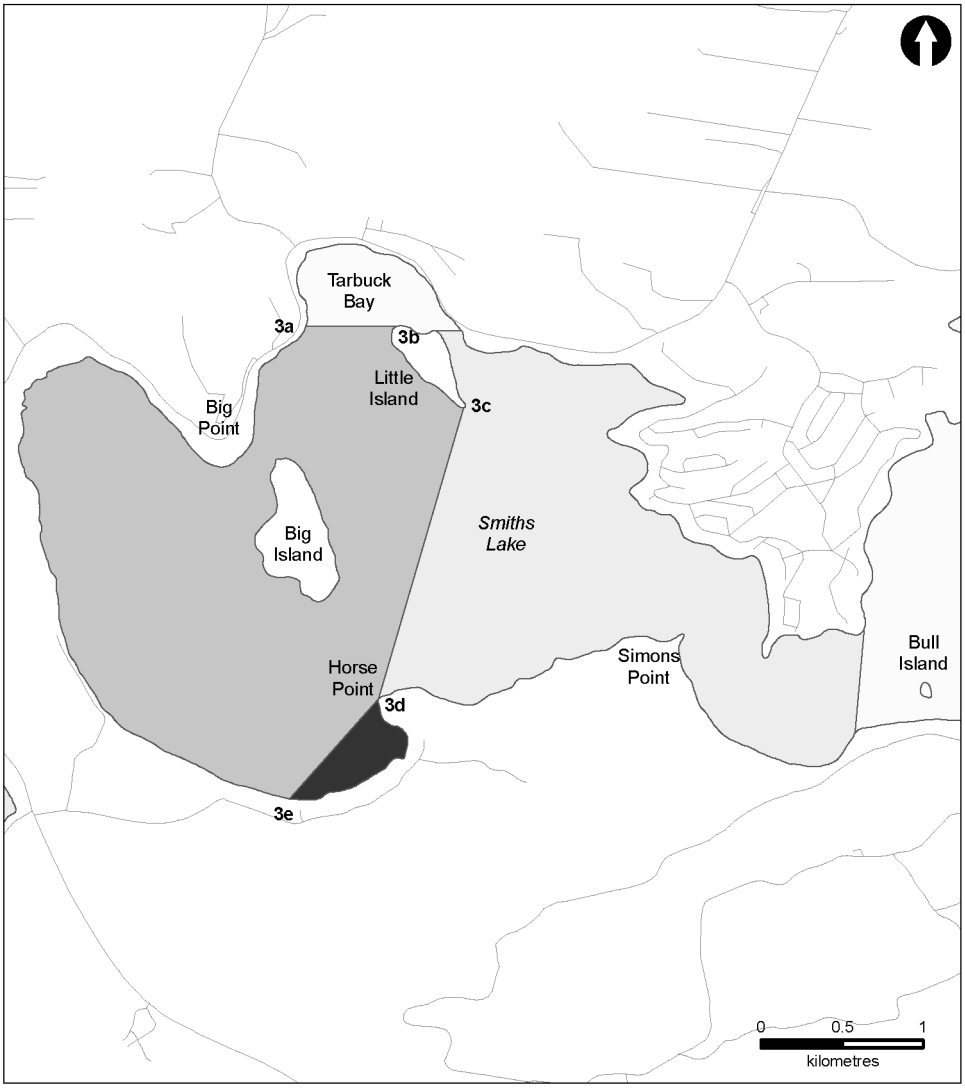
Map 2 The Pinnacle



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 3 Smiths Lake



LEGEND

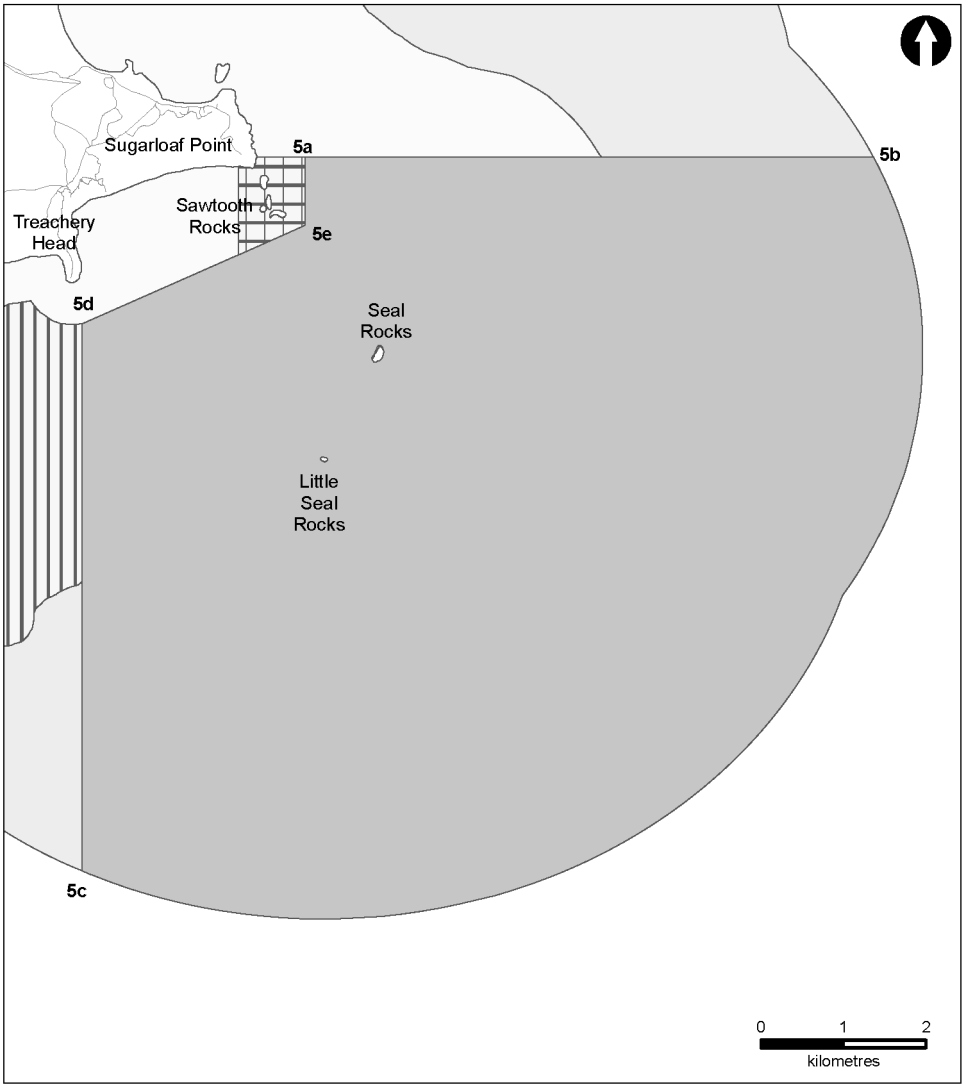
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 4 Cellito South

LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)

Map 5 Seal Rocks



LEGEND

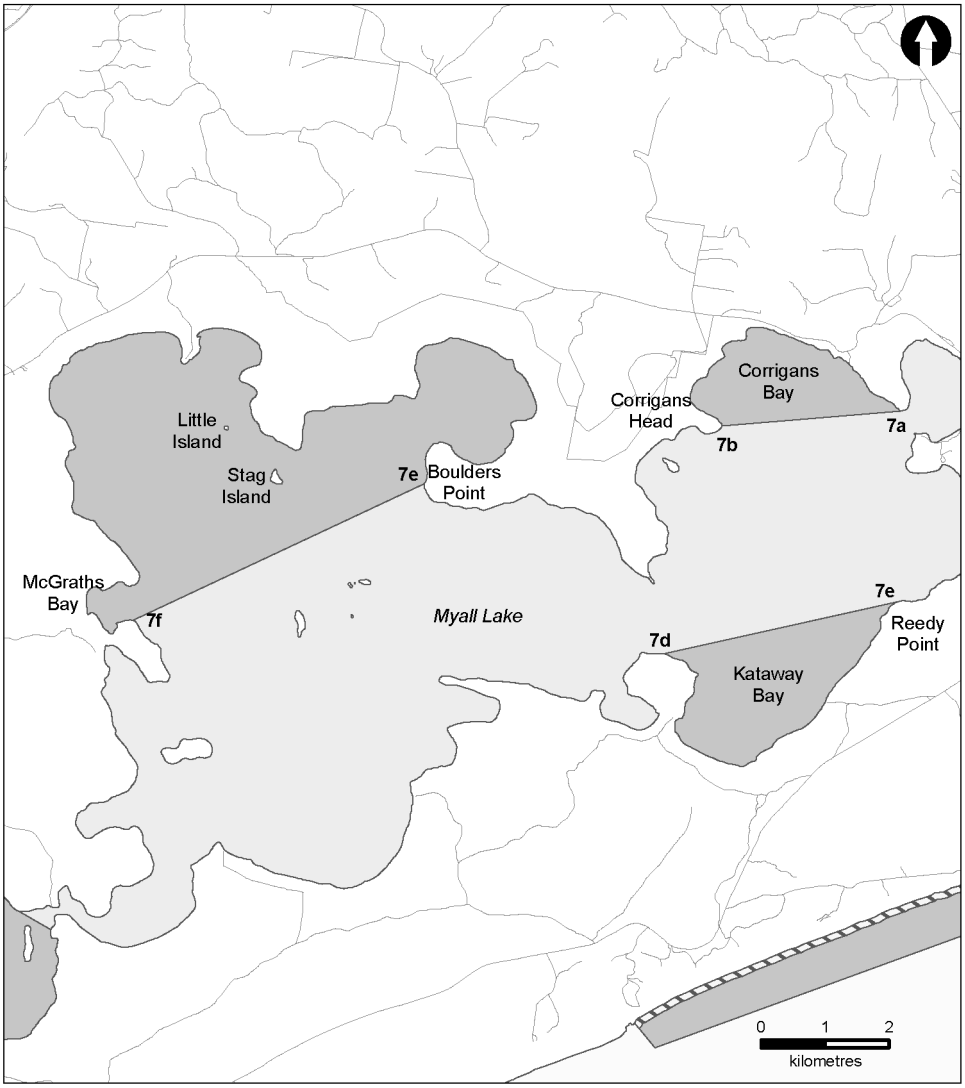
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (No Anchoring & Restrictions Apply)*
- Habitat Protection Zone (Restrictions Apply)*

Map 6 Fiona Beach

LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Shore-based line fishing only)

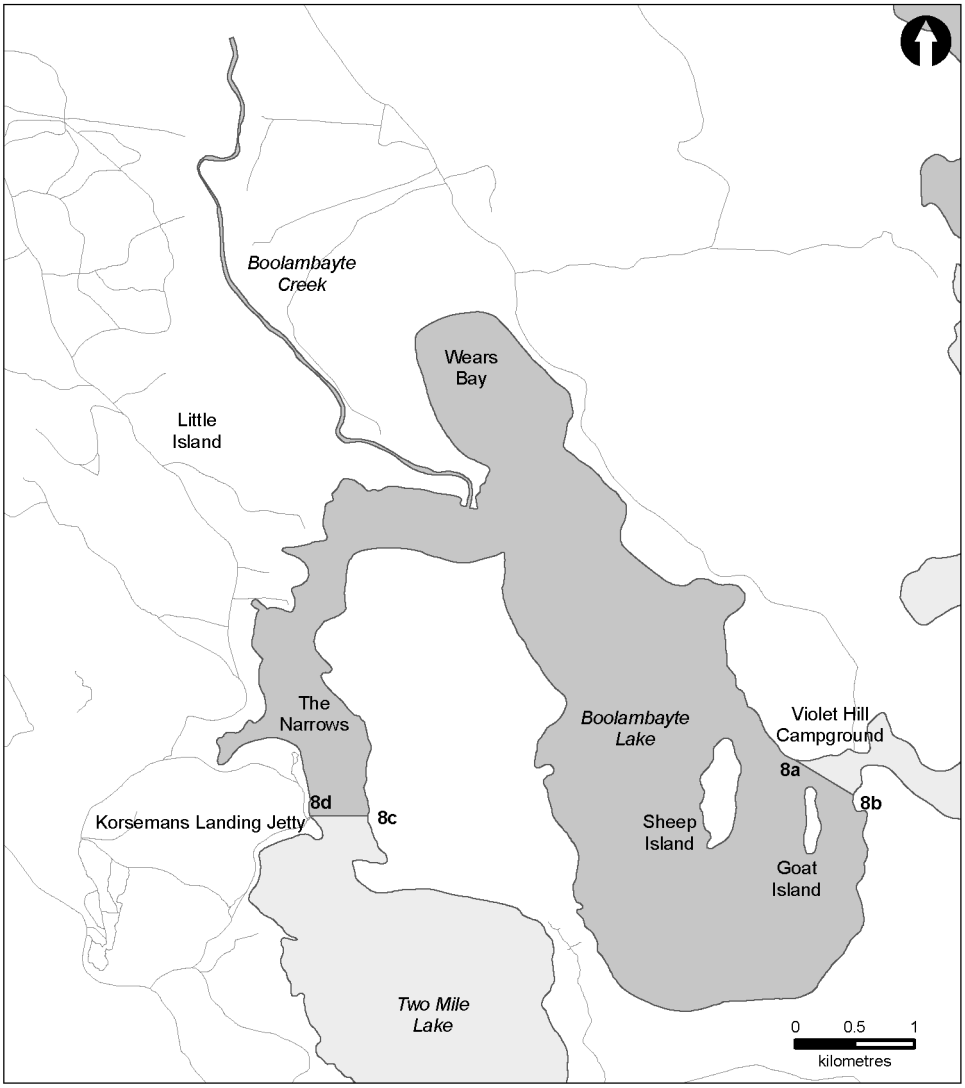
Map 7 Myall Lake



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

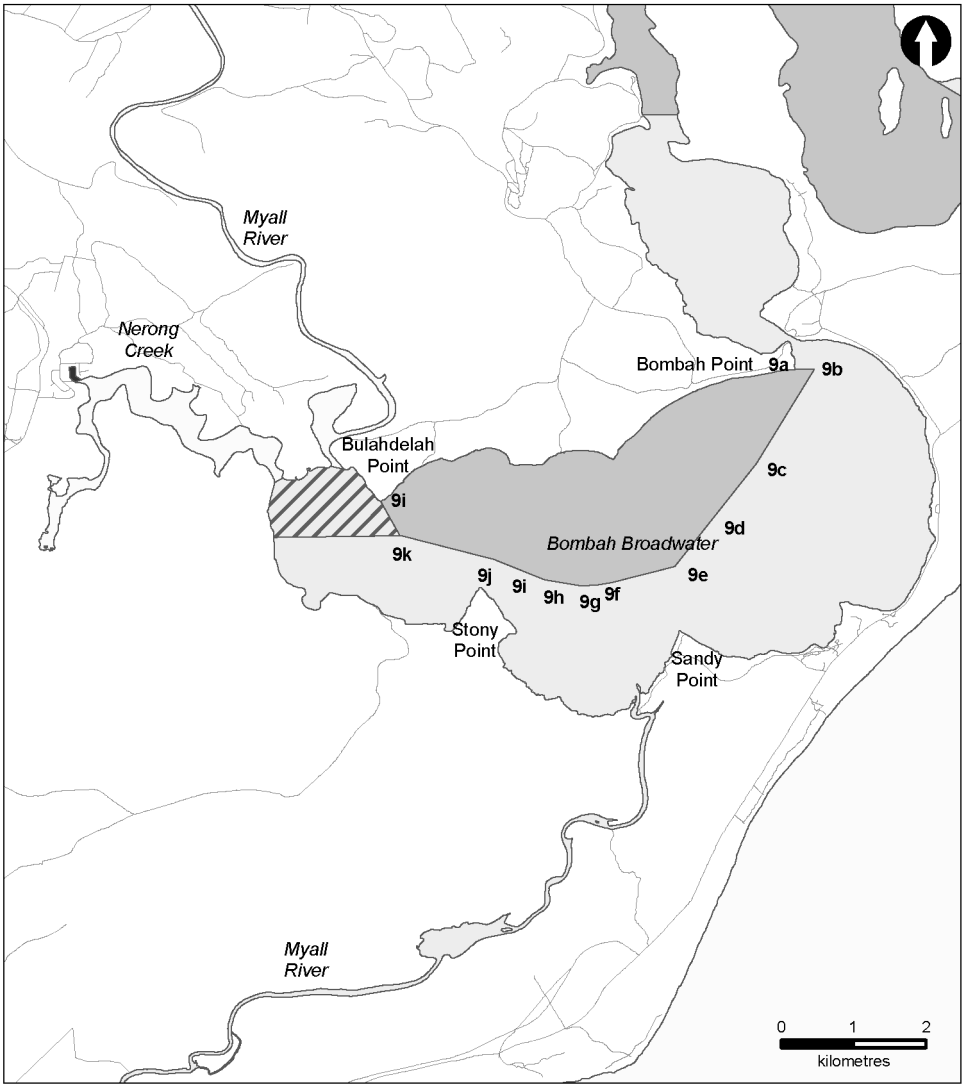
Map 8 Boolambayte Lake



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

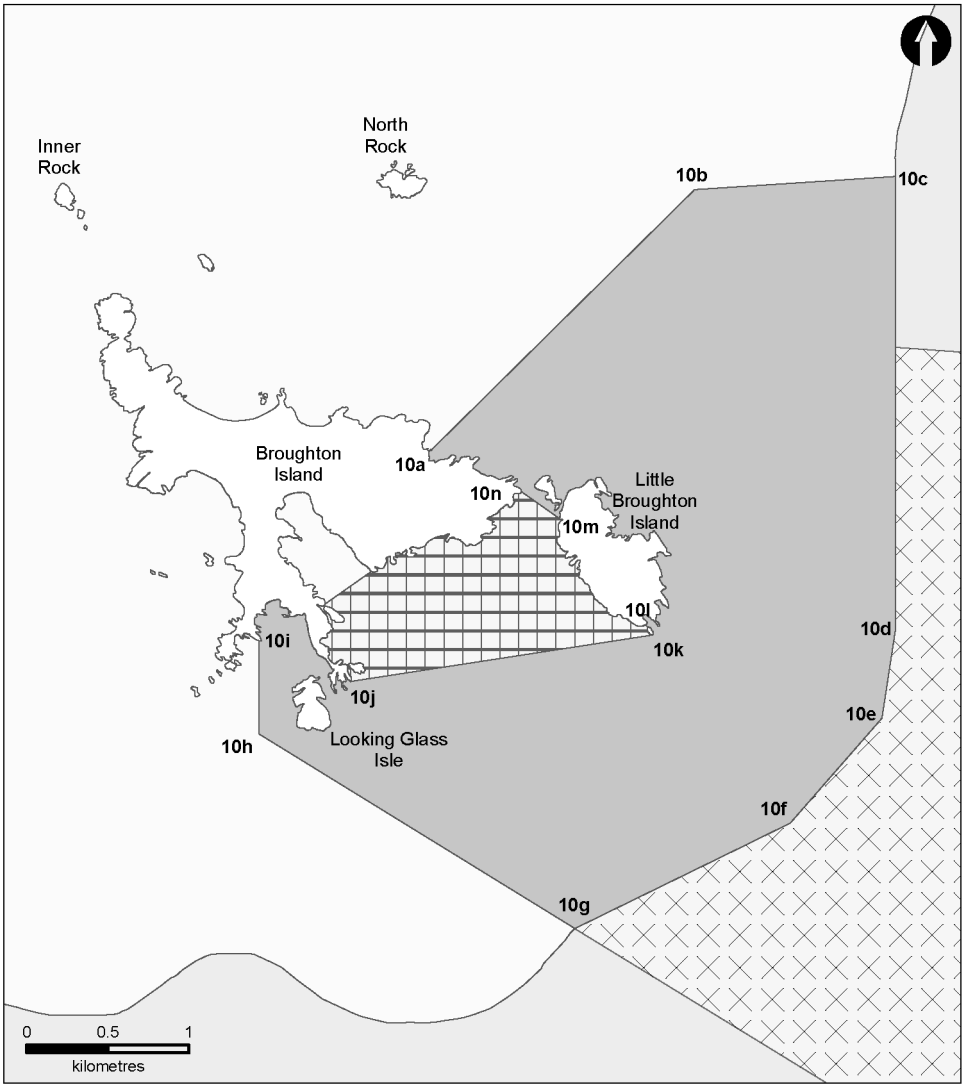
Map 9 Bombah Broadwater



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- General Use Zone (Seasonal Commercial Closure)

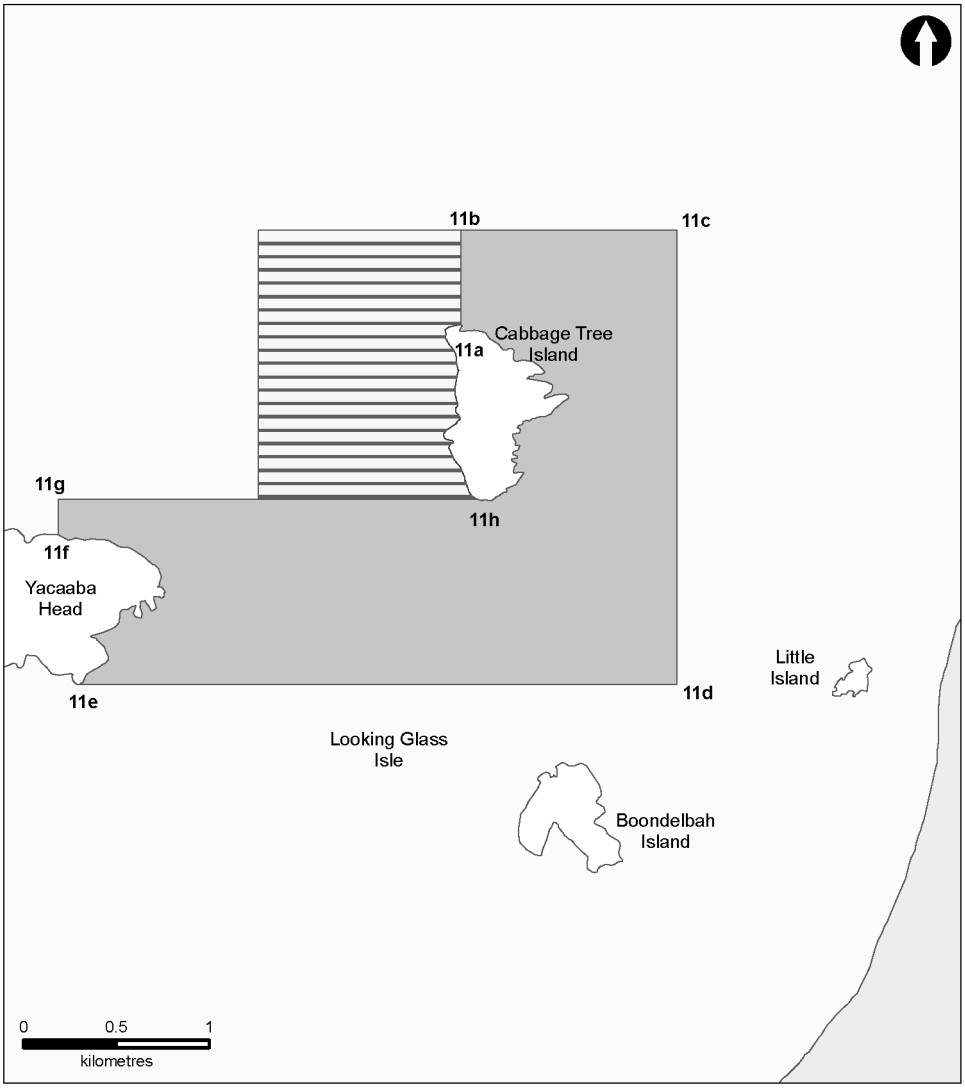
Map 10 Broughton Island



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Seasonal Recreational Trolling Only)
- Habitat Protection Zone (No Anchoring & Restrictions Apply)

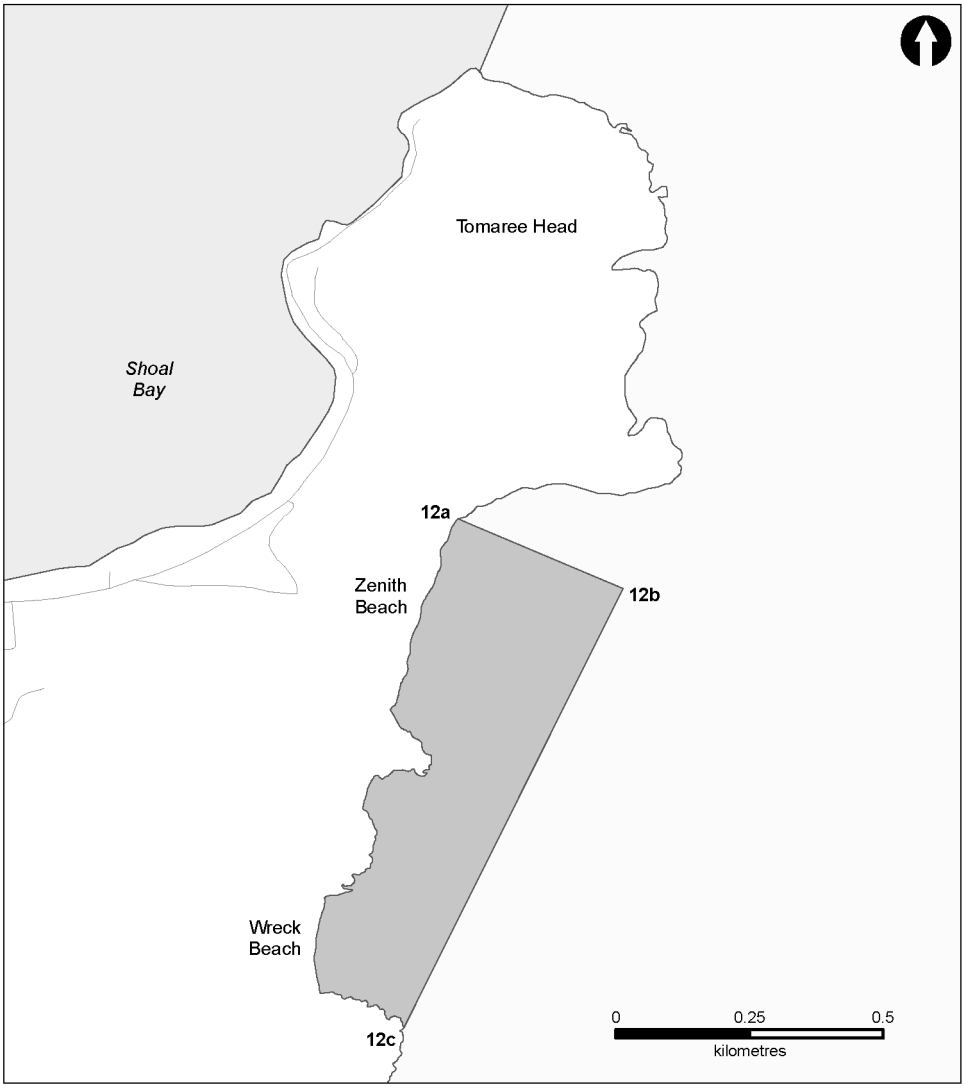
Map 11 Cabbage Tree Island



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Habitat Protection Zone (Fishing for Bait Only)*

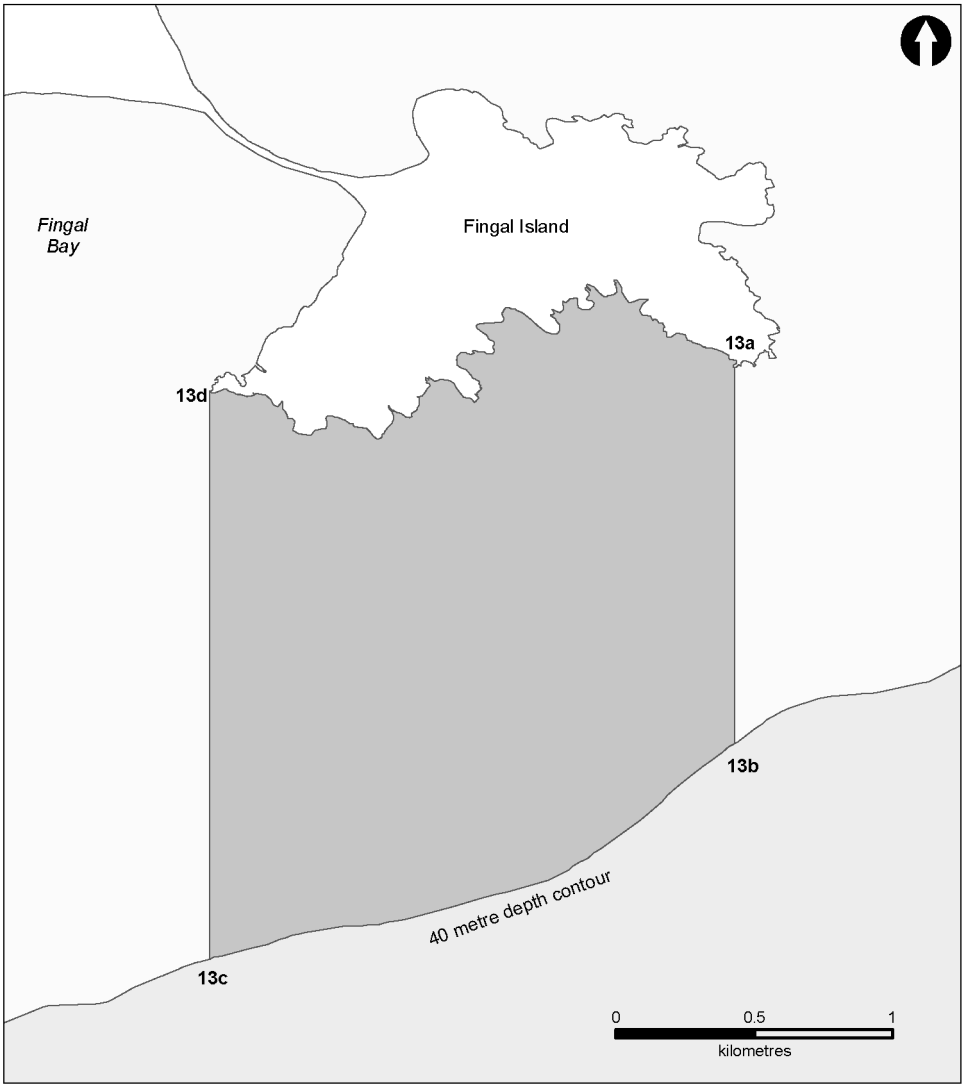
Map 12 Zenith Beach



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 13 Fingal Island



LEGEND

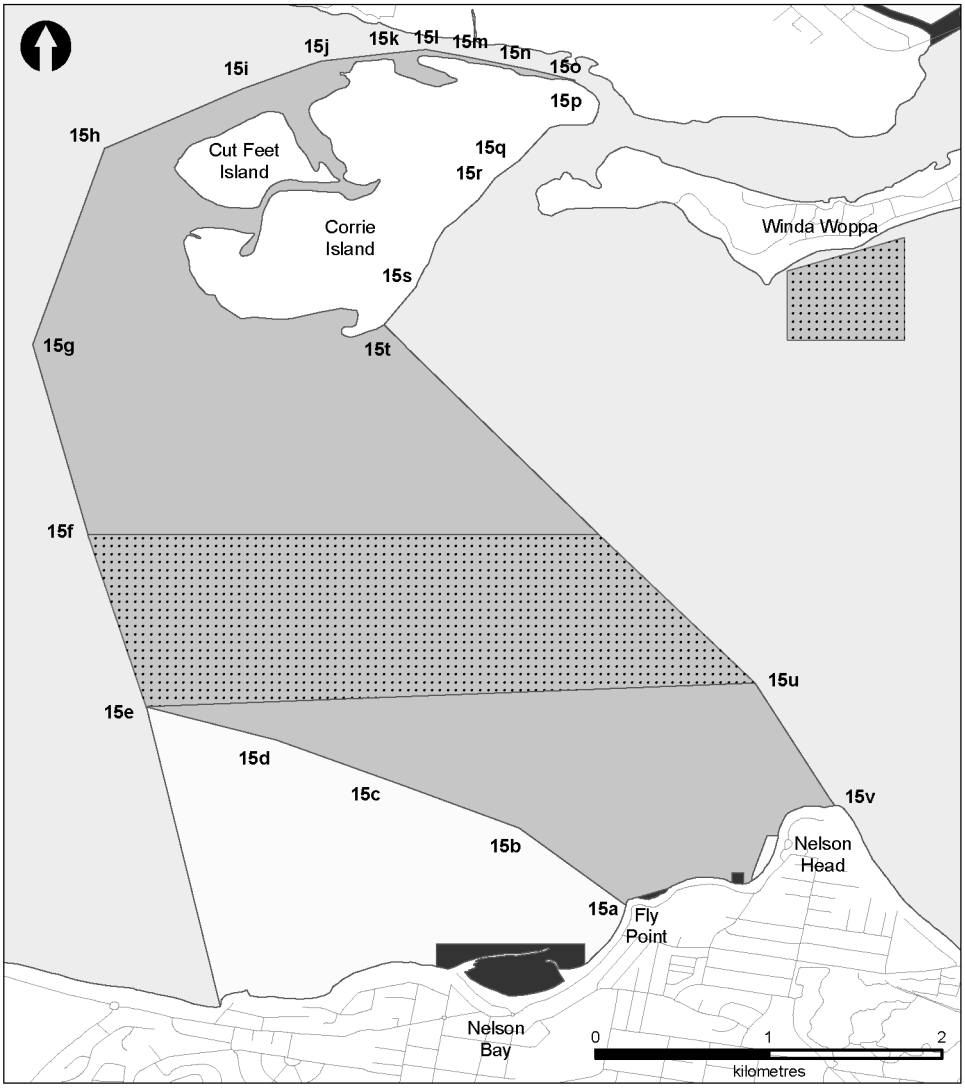
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 14 Jimmys Beach

LEGEND

- Sanctuary Zone
- Sanctuary Zone (Speed Restriction 4 knots)
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

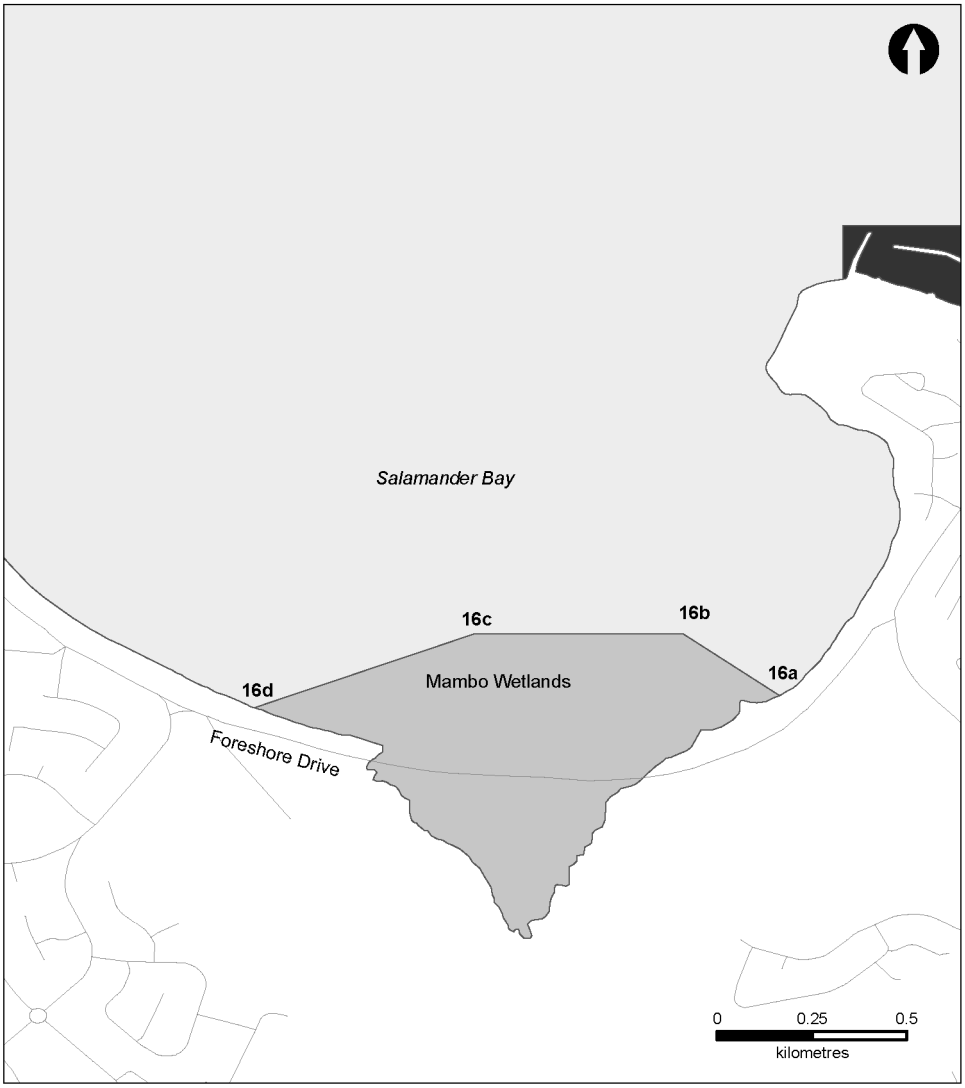
Map 15 Corrie Island



LEGEND

- Sanctuary Zone
- Sanctuary Zone (Speed Restriction 4 knots)
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 16 Salamander Bay



LEGEND

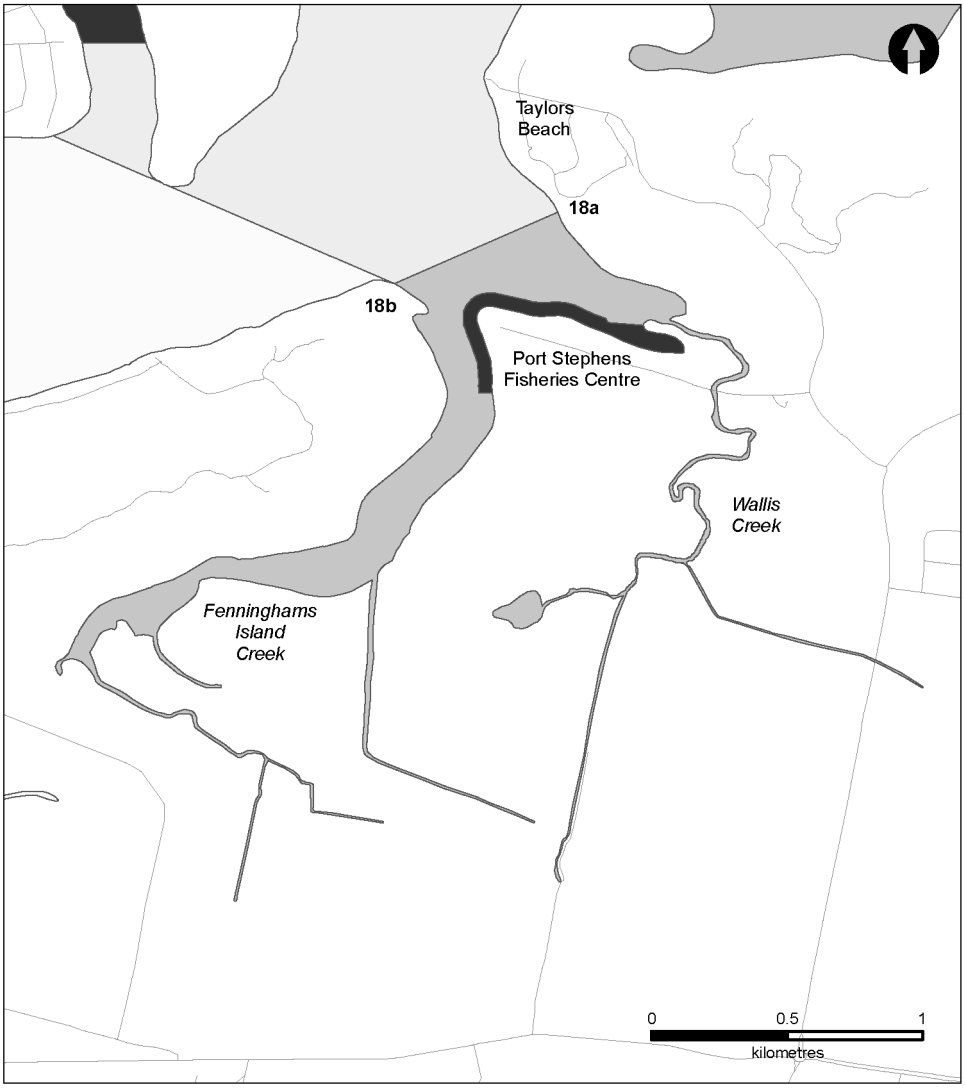
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 17 Cromartys Bay

LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

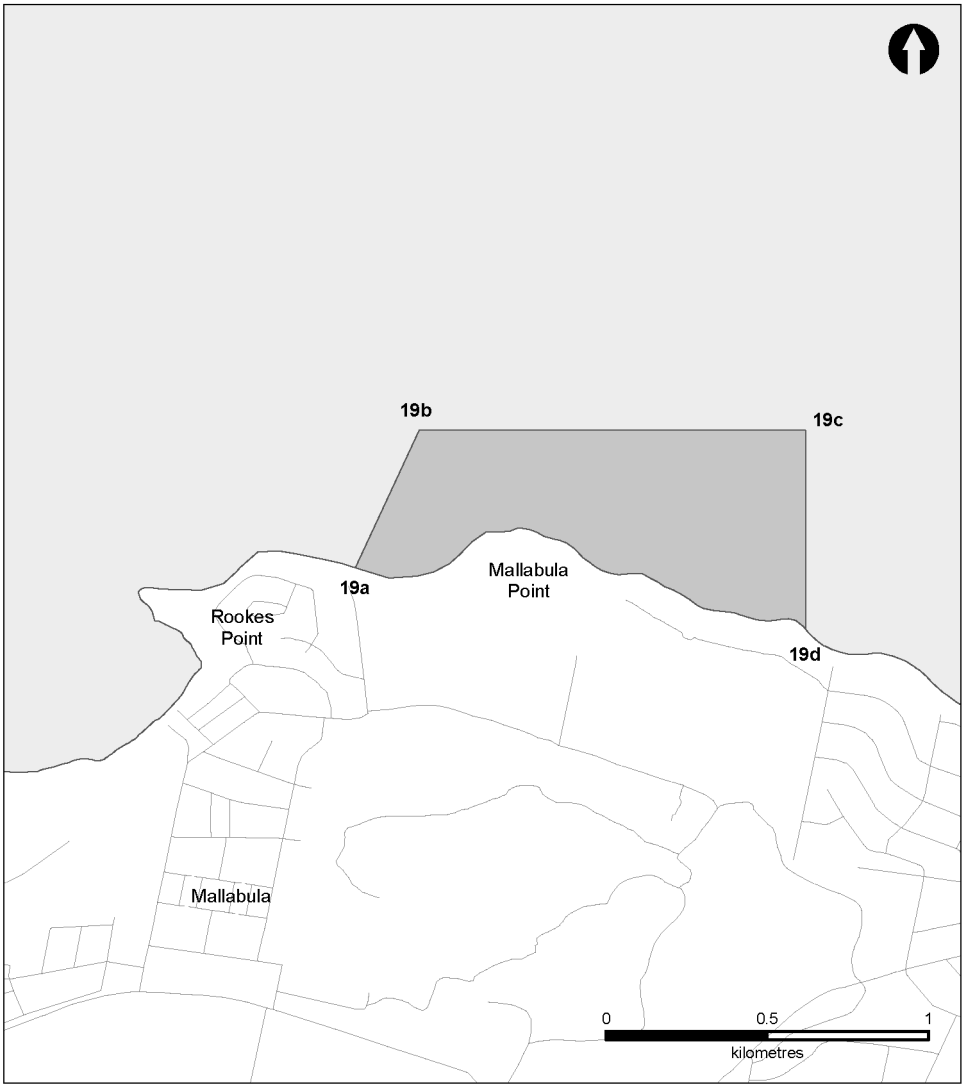
Map 18 Wallis Creek and Fenninghams Island Creek



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

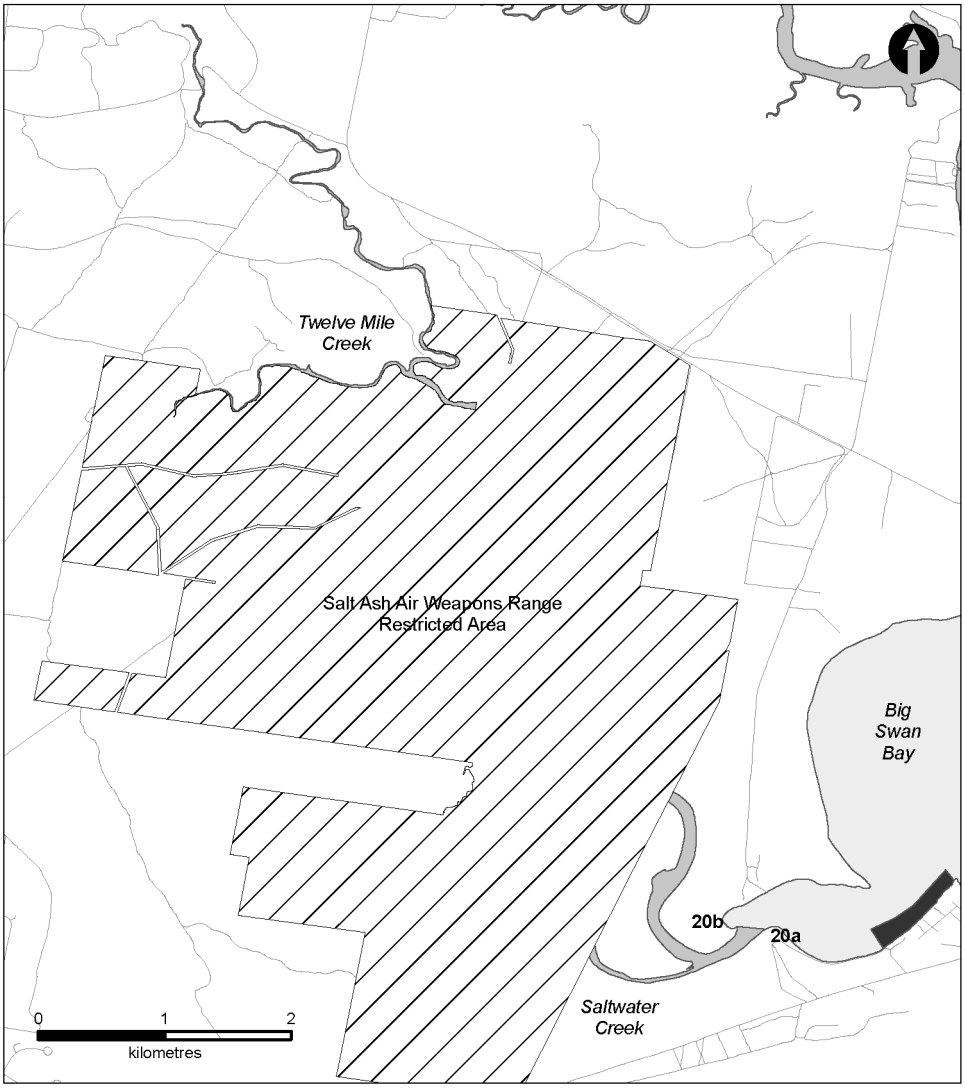
Map 19 Mallabula



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

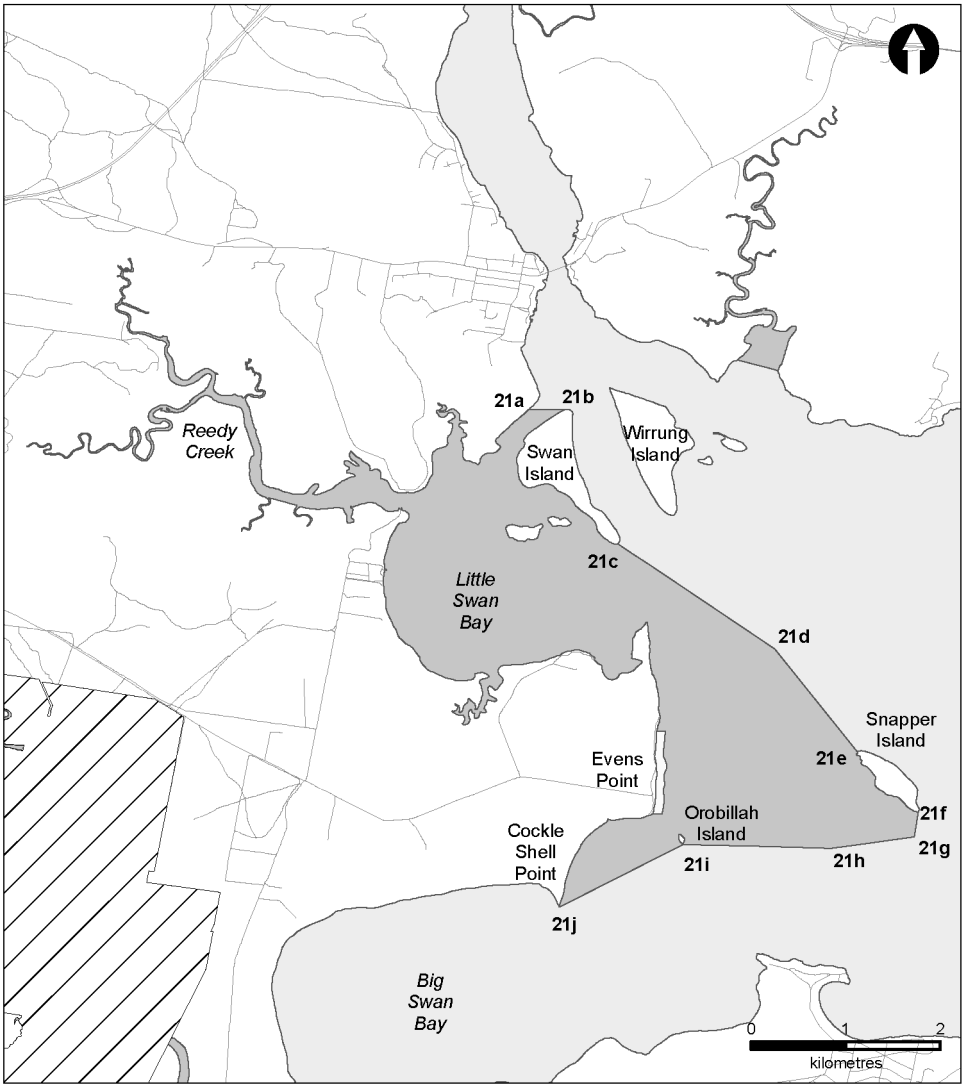
Map 20 Twelve Mile Creek



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Salt Ash Air Weapons Range Restricted Area

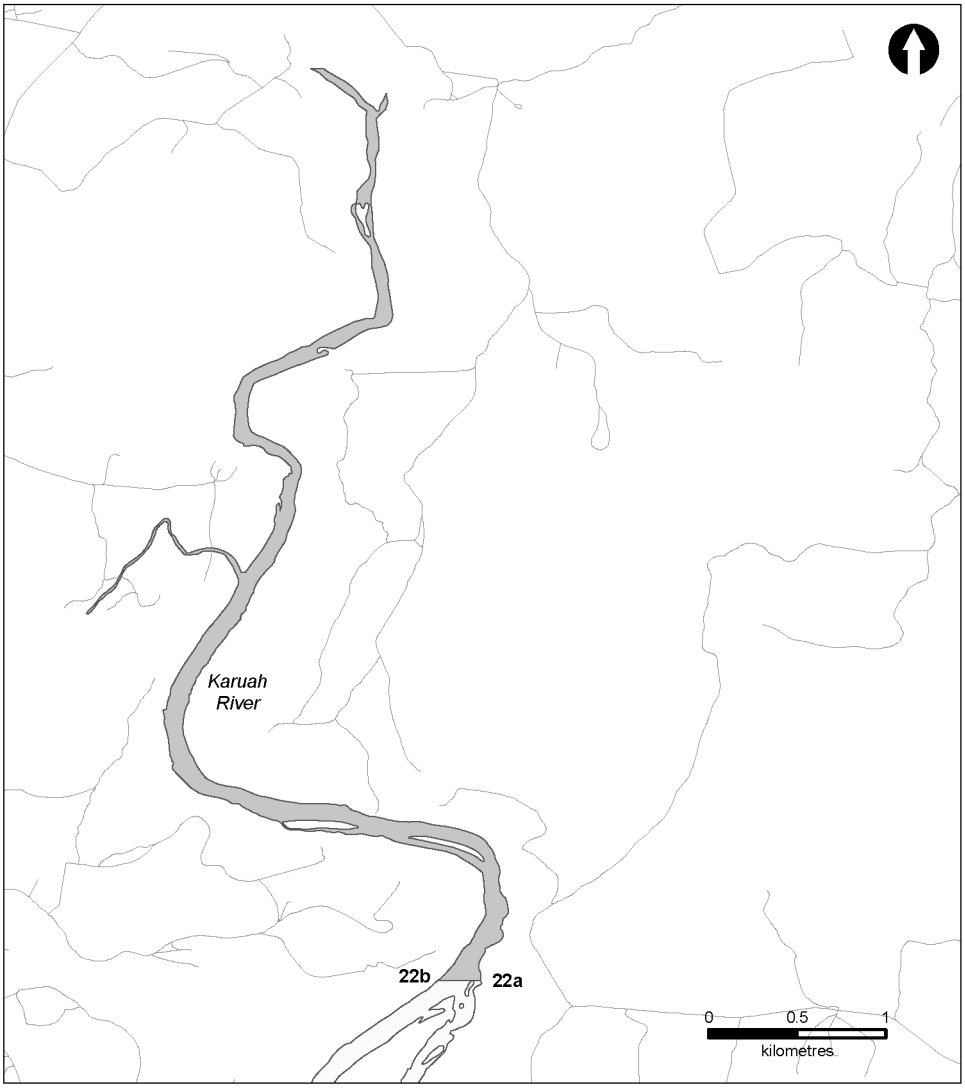
Map 21 Little Swan Bay



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone
- Salt Ash Air Weapons Range Restricted Area

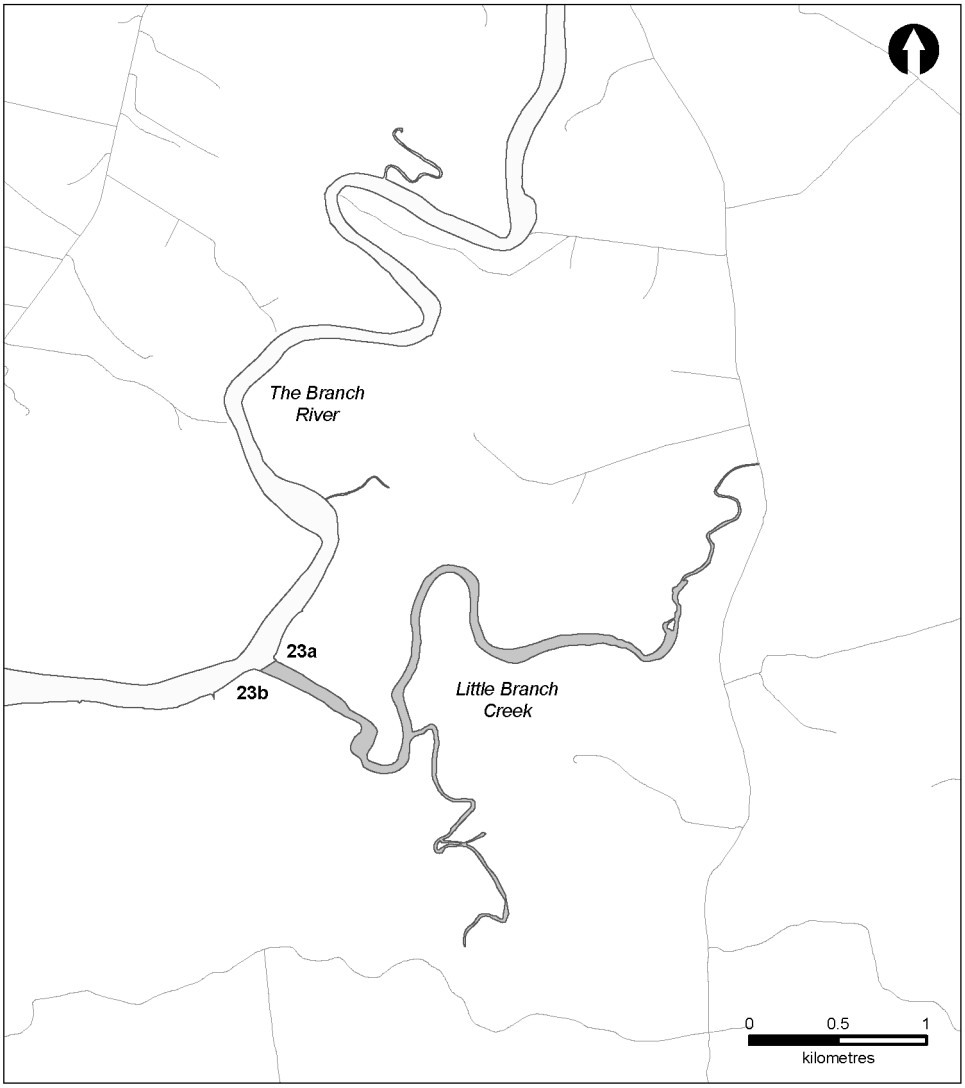
Map 22 Karuah River



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

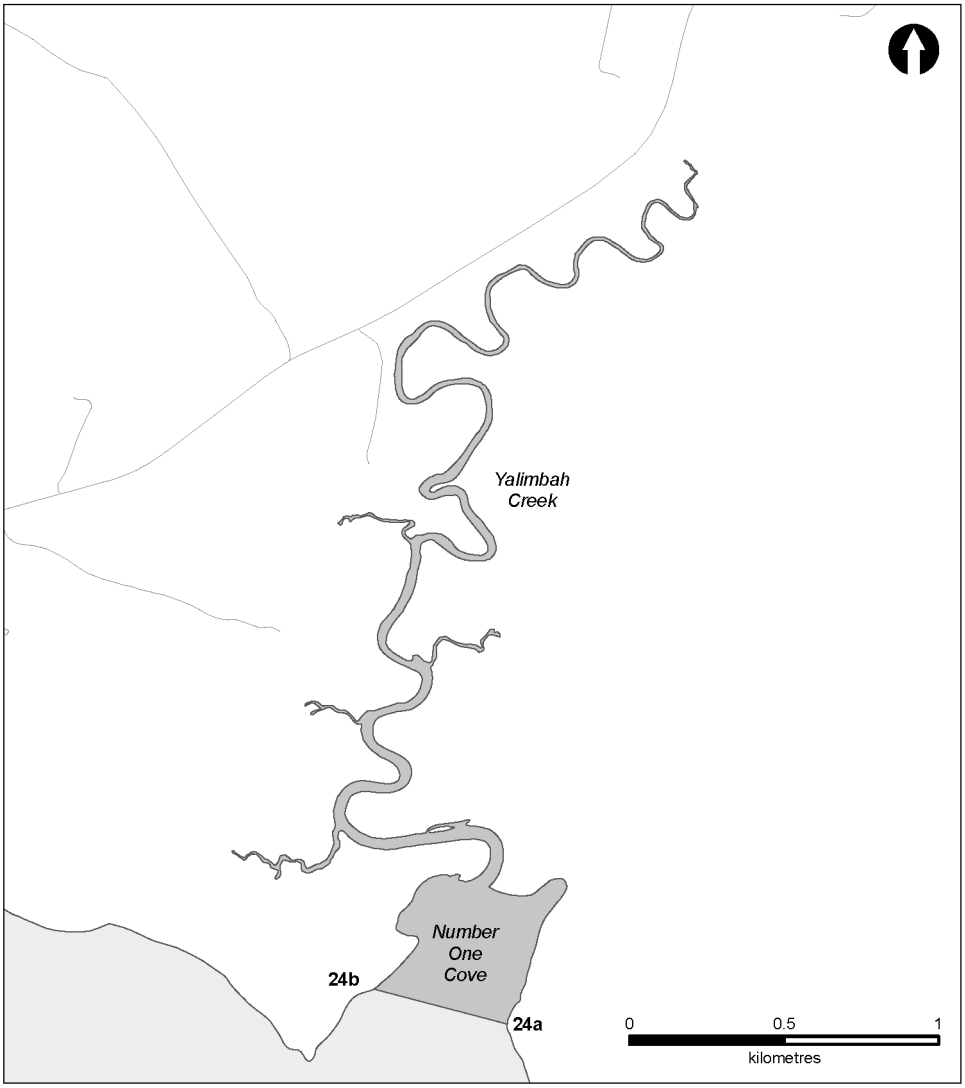
Map 23 Little Branch Creek



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 24 Number One Cove



LEGEND

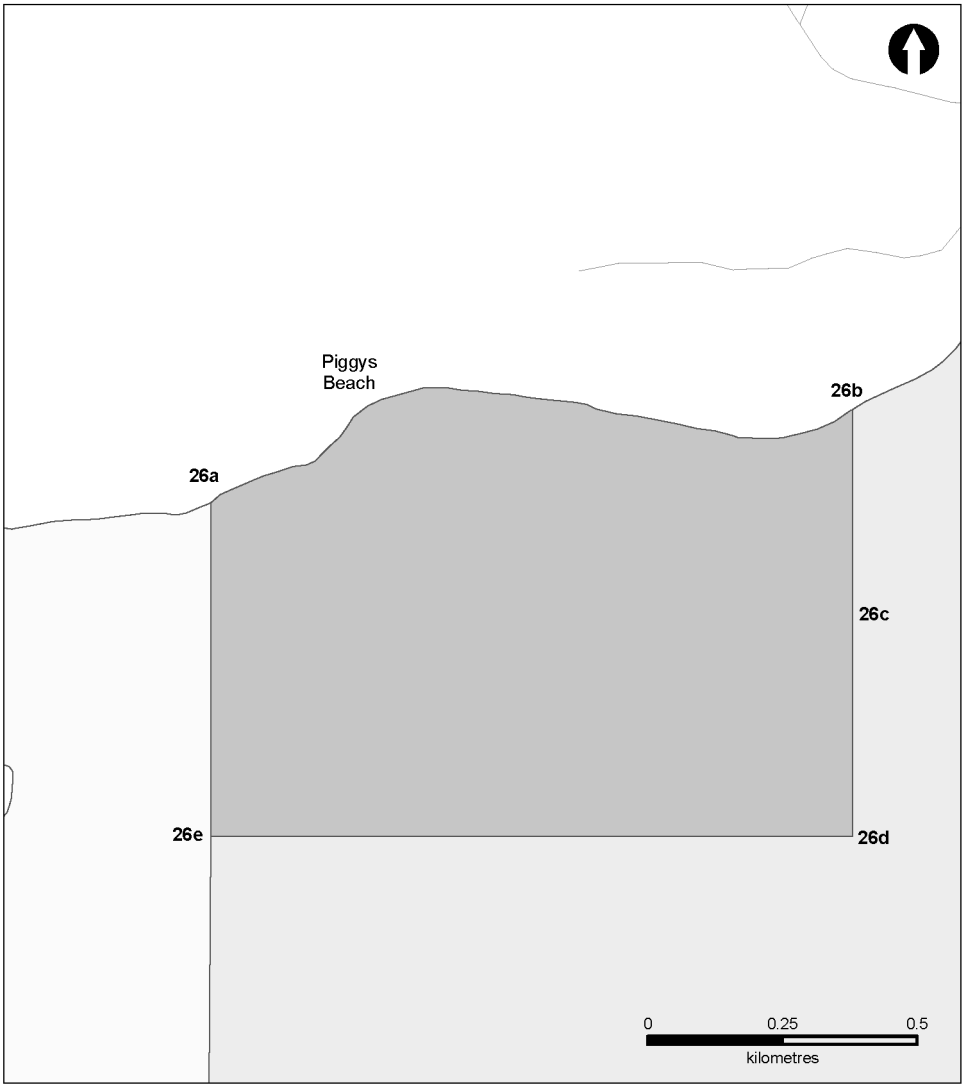
- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 25 North Arm Cove

LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

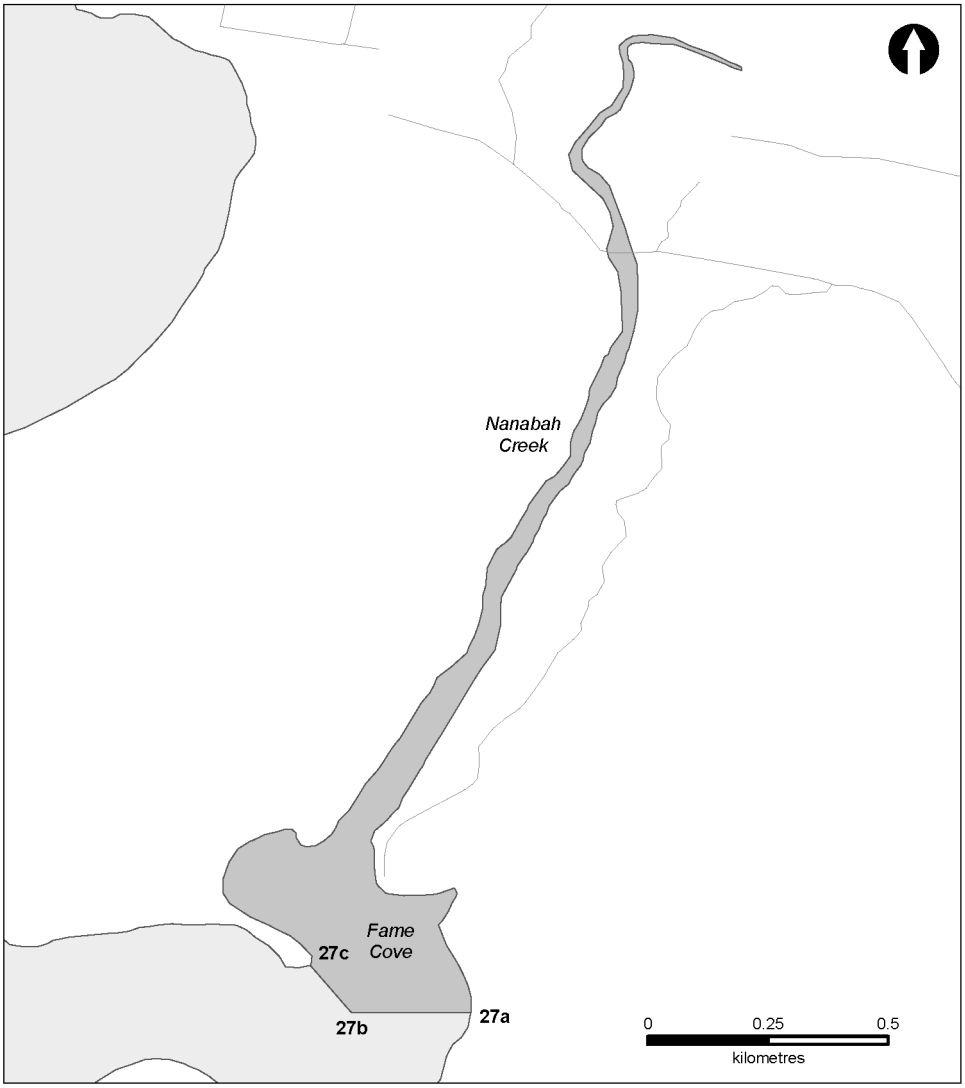
Map 26 Pindimar



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

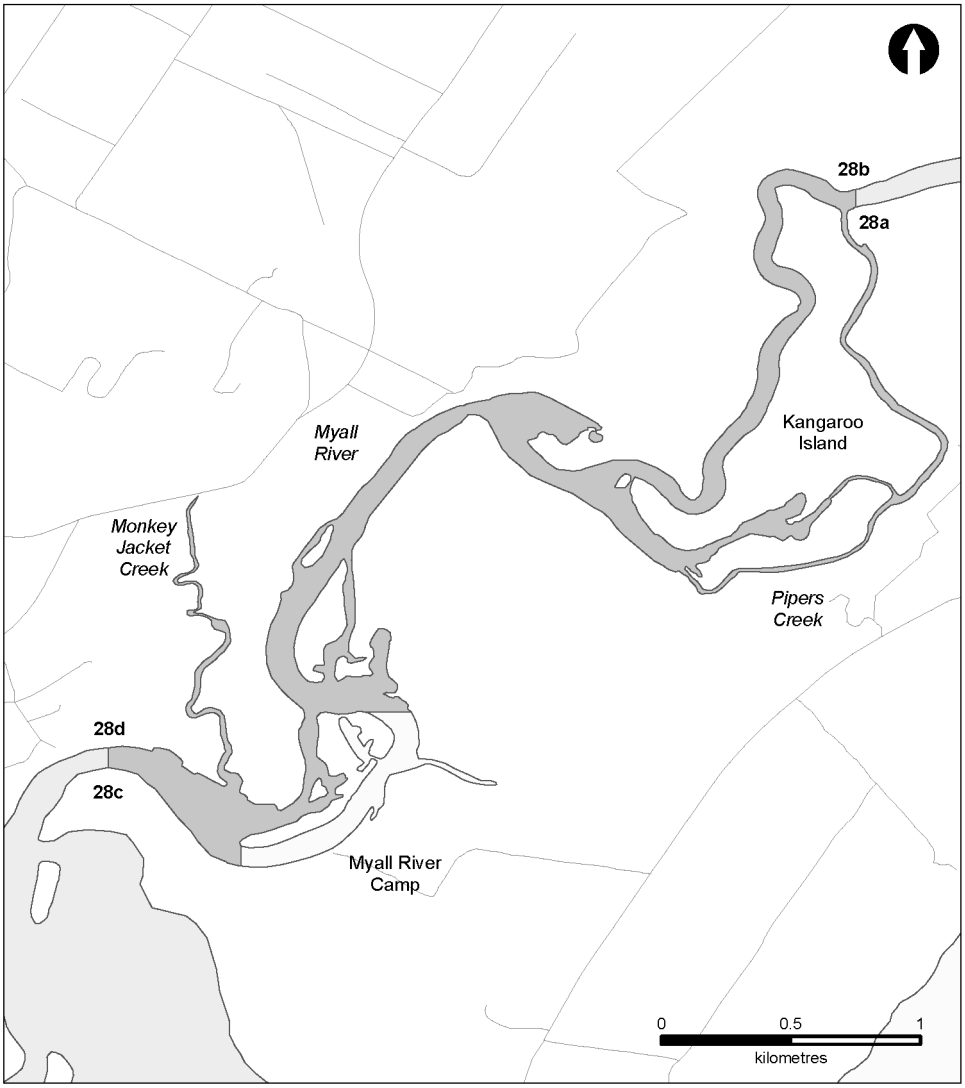
Map 27 Fame Cove



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 28 Myall River



LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

Map 29 Little Beach

LEGEND

- Sanctuary Zone
- Habitat Protection Zone
- General Use Zone
- Special Purpose Zone

[18] Clause 7.2 Description of sanctuary zone

Omit the matter (including the heading) relating to "**North Head sanctuary zone**".

Insert instead:

North Head sanctuary zone

An area bounded as follows:

(a) commencing at 35°43.413′S, 150°15.970′E,

(b) then due east to 35°43.413′S, 150°17.127′E,

(c) then due north to 35°42.193′S, 150°17.127′E,

(d) then generally south-west along a line parallel, to but 100 metres seaward of, the mean high water mark, to the point of commencement.

[19] Clause 7.2

Omit the matter (including the heading) relating to "**Mullimburra sanctuary zone**".

Insert instead:

Mullimburra sanctuary zone

An area bounded as follows:

(a) commencing at 35°57.725′S, 150°09.362″E,

(b) then due east to the intersection of the eastern boundary of the marine park and latitude 35°57.725′S,

(c) then generally south-west and then generally south-east, along the eastern boundary of the marine park to the point the boundary intersects latitude 36°01.689′S,

(d) then due west to 36°01.689′S, 150°09.068′E,

(e) then generally north-east along a line parallel to, but 100 metres seaward of, the mean high water mark, to the point of commencement,

but not including the Meringo-Mullimburra Point habitat protection zone as described in Division 3.

[20] Clause 7.2

Omit the matter (including the heading) relating to "**Brou Beach sanctuary zone**".

Insert instead:

Brou sanctuary zone

An area bounded as follows:

(a) commencing at 36°06.172′S, 150°08.326′E,

(b) then due east to 36°06.172′S, 150°08.480′E,

(c) then due south to 36°07.540′S, 150°08.480′E,

(d) then due west to 36°07.540′S, 150°07.673′E,

(e) then generally north-east along a line parallel to, but 100 metres seaward of, the mean high water mark, to the point of commencement.

Lake Tarourga sanctuary zone

The whole of the tidal waters and tidal lands to the mean high water mark of Lake Tarourga and its creeks, bays and tributaries.

[21] Clause 7.2

Omit the matter (including the heading) relating to "**Bullengella Lake—Corunna Lake sanctuary zone**".

Insert instead:

Bogola sanctuary zone

An area bounded as follows:

(a) commencing at 36°14.300′S, 150°08.871′E,

(b) then due east to 36°14.300′S, 150°10.620′E,

(c) then due south to 36°17.222′S, 150°10.620′E,

(d) then due west to 36°17.222′S, 150°07.934′E,

(e) then generally north along a line parallel to, but 100 metres seaward of, the mean high water mark, to the point of commencement.

Nangudga Lake sanctuary zone

The whole of the tidal waters and tidal lands to the mean high water mark of Nangudga Lake and its creeks, bays and tributaries upstream of a line between:

(a) the point on the mean high water mark on the south-eastern shore of the entrance to Nangudga Lake nearest to 36°15.139′S, 150°08.673′E, and

(b) the point on the mean high water mark on the north-western shore of the entrance to Nangudga Lake nearest to 36°15.139′S, 150°08.601′E.

Bullengella Lake sanctuary zone

The whole of the tidal waters and tidal lands to the mean high water mark of Bullengella Lake and its creeks, bays and tributaries.

[22] Clause 7.6 Habitat protection zones

Insert after the matter relating to "**Batemans Bay habitat protection zone**":

North Head habitat protection zone

An area bounded as follows:

(a) commencing at the tip of Yellow Rock at the point on the mean high water mark nearest to 35°43.413′S, 150°15.894′E,

(b) then due east approximately 100 metres from the mean high water mark to 35°43.413′S, 150°15.970′E,

(c) then generally north-east along a line parallel to, but 100 metres seaward of, the mean high water mark to 35°42.193′S, 150°17.127′E,

(d) then due north approximately 100 metres to a point on the mean high water mark nearest to 35°42.117′S, 150°17.127′E,

(e) then generally south-west along the mean high water mark, to the point of commencement.

[23] Clause 7.6

Omit the matter (including the heading) relating to "**Meringo-Mullimburra Point habitat protection zone**".

Insert instead:

Congo South Beach habitat protection zone

An area bounded as follows:

(a) commencing on the southern shore of Congo Beach at the point the mean high water mark intersects latitude 35°57.725′S,

(b) then due east approximately 100 metres to 35°57.725′S, 150°09.362′E,

(c) then generally south along a line parallel to, but 100 metres seaward of, the mean high water mark to 35°58.715′S, 150°09.160′E,

(d) then due west approximately 100 metres to the point the mean high water mark intersects latitude 35°58.715′S,

(e) then generally north along the mean high water mark, to the point of commencement,

but not including the Meringo Lake sanctuary zone as described in Division 2.

Bingie habitat protection zone

An area bounded as follows:

(a) commencing at the intersection of the mean high water mark on Mullimburra Point and latitude 35°59.628′S,

(b) then due east approximately 100 metres to 35°59.628′S, 150°09.917′E,

(c) then generally south along a line parallel to, but 100 metres seaward of, the mean high water mark to 36°01.689′S, 150°09.068′E,

(d) then due west to the point the mean high water mark intersects latitude 36°01.689′S,

(e) then generally north along the mean high water mark, to the point of commencement.

Meringo-Mullimburra Point habitat protection zone

An area bounded as follows:

(a) commencing at the eastern-most extremity of Mullimburra Point at the point the mean high water mark intersects latitude 35°59.628′S,

(b) then due east approximately 200 metres to 35°59.628′S, 150°09.980′E,

(c) then generally north along a line parallel to, but 200 metres seaward of, the mean high water mark to 35°58.715′S, 150°09.237′E,

(d) then due west to the southern side of the entrance to Meringo Lake at the point the mean high water mark intersects latitude 35°58.715′S,

(e) then generally south following the mean high water mark, to the point of commencement.

[24] Clause 7.6

Insert after the matter relating to "**Jemisons Beach creek habitat protection zone**":

Brou Beach habitat protection zone

An area bounded as follows:

(a) commencing at the intersection of the mean high water mark on Brou Beach and latitude 36°06.172′S,

(b) then due east approximately 100 metres to 36°06.172′S, 150°08.326′E,

(c) then generally south along a line parallel to, but 100 metres seaward of, the mean high water mark to 36°07.540′S, 150°07.673′E,

(d) then due west to the point the mean high water mark intersects latitude 36°07.540′S,

(e) then generally north along the mean high water mark, to the point of commencement.

[25] Clause 7.6

Omit the matter (including the heading) relating to "**Handkerchief Beach habitat protection zone**".

Insert instead:

Bullengella Beach–Loader Beach habitat protection zone

An area bounded as follows:

(a) commencing at the intersection of the mean high water mark at the northern end of Bullengella Beach and latitude 36°14.300′S,

(b) then due east approximately 100 metres to 36°14.300′S, 150°08.871′E,

(c) then generally south, along a line parallel to, but 100 metres seaward of, the mean high water mark to 36°17.222′S, 150°07.934′E,

(d) then due west to the intersection of the mean high water mark on Loader Beach and latitude 36°17.222′S,

(e) then generally north along the mean high water mark, to the point of commencement.

[26] Clause 7.6

Omit all words in the paragraph beginning "but not including" in the matter relating to "**Montague Island habitat protection zone**".

Insert instead:

but not including:

(f) the whole of the tidal waters and tidal lands to the mean high water mark of Corunna Lake upstream of longitude 150°07.830′E, or

(g) the Bogola sanctuary zone, the Montague Island East sanctuary zone, the Montague Island South sanctuary zone, the Nangudga Lake sanctuary zone or the Bullengella Lake sanctuary zone as described in Division 2, or

(h) the Montague Island (Inner) habitat protection zone, the Bullengella Beach–Loader Beach habitat protection zone, the Wagonga Head habitat protection zone or the Little Lake (north) habitat protection zone as described in this Division, or

(i) the whole of the tidal waters and tidal lands to the mean high water mark of the Wagonga Inlet and its creeks, bays and tributaries that are upstream of the line between the point the mean high water mark on the western shore of Wagonga Inlet intersects latitude 36°12.684′S (at or about longitude 150°07.968′E), and the point the mean high water mark on the eastern shore of Wagonga Inlet intersects latitude 36°12.684′S (at or about longitude 150°08.037′E).

[27] Clause 7.9 Prohibited fishing activities

Omit clause 7.9 (3). Insert instead:

(3) A person must not, while in any of the following habitat protection zones, take or attempt to take fish other than for recreational purposes, by use of a hook and hand held line used while the person is on the shore:

(a) the North Head habitat protection zone,

(b) the Congo South Beach habitat protection zone,

(c) the Bingie habitat protection zone,

(d) the Brou Beach habitat protection zone,

(e) the Bullengella Beach–Loader Beach habitat protection zone.

[28] Part 7, Division 10

Omit "Handkerchief Beach habitat protection zone" from Table D.