

South Australia

## **Aquaculture (Zones—Cape D'Estrees) Policy 2006**

under the *Aquaculture Act 2001*

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### **Part 1—Preliminary**

#### **1—Short title**

This policy may be cited as the *Aquaculture (Zones—Cape D'Estrees) Policy 2006*.

## 2—Interpretation

In this policy—

*Act* means the *Aquaculture Act 2001*;

*filter-feeding molluscs* includes cockles, mussels, oysters and scallops;

*leased area* means an area subject to an aquaculture lease;

*licence* means an aquaculture licence.

### Note—

Unless the contrary intention appears, terms used in this policy that are defined in the Act have the respective meanings assigned to those terms by the Act.

## 3—Zones

- (1) Pursuant to section 11 of the Act, this policy—
  - (a) identifies aquaculture zones and an aquaculture exclusion zone; and
  - (ab) designates aquaculture zones as public call areas; and
  - (b) specifies for an aquaculture zone—
    - (i) the classes of aquaculture permitted in the zone; and
    - (ii) prescribed criteria to be taken into account in the determination of applications for licences or in the making of other decisions under the Act in relation to the zone.
- (2) This policy does not limit the matters that may be taken into account in the determination of applications for licences or in the making of other decisions under the Act.

## 4—Prescribed criteria for all aquaculture zones

In the determination of applications for licences and in the making of other decisions under the Act in relation to the aquaculture zones in this policy, it must be taken into account that, of the aggregated area leased or available for lease in those zones, 5 hectares must be reserved for the farming of aquatic organisms for the purposes of research.

## Part 2—Cape D'Estrees aquaculture zones

### Division 1—Cape D'Estrees (inner) subtidal aquaculture zone

#### 5—Identification of aquaculture zone

The Cape D'Estrees (inner) subtidal aquaculture zone is comprised of the waters delineated in the map in Schedule 1 as the Cape D'Estrees (inner) subtidal aquaculture zone.

#### 5A—Designation of aquaculture zone as public call area

The Cape D'Estrees (inner) subtidal aquaculture zone is designated as a public call area.

## **6—Class of permitted aquaculture**

The classes of aquaculture permitted in the Cape D'Estrees (inner) subtidal aquaculture zone are—

- (a) the farming of molluscs other than filter-feeding molluscs; and
- (b) the farming of algae.

## **7—Prescribed criteria**

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Cape D'Estrees (inner) subtidal aquaculture zone, it must be taken into account that the zone must not contain more than 60 hectares of leased area.

## **Division 2—Cape D'Estrees (middle) subtidal aquaculture zone**

### **8—Identification of aquaculture zone**

The Cape D'Estrees (middle) subtidal aquaculture zone is comprised of the waters delineated in the map in Schedule 1 as the Cape D'Estrees (middle) subtidal aquaculture zone.

### **8A—Designation of aquaculture zone as public call area**

The Cape D'Estrees (middle) subtidal aquaculture zone is designated as a public call area.

### **9—Class of permitted aquaculture**

The classes of aquaculture permitted in the Cape D'Estrees (middle) subtidal aquaculture zone are—

- (a) the farming of molluscs other than filter-feeding molluscs; and
- (b) the farming of algae.

### **10—Prescribed criteria**

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Cape D'Estrees (middle) subtidal aquaculture zone, it must be taken into account that the zone must not contain more than 60 hectares of leased area.

## **Division 3—Cape D'Estrees (outer) subtidal aquaculture zone**

### **11—Identification of aquaculture zone**

The Cape D'Estrees (outer) subtidal aquaculture zone is comprised of the waters delineated in the map in Schedule 1 as the Cape D'Estrees (outer) subtidal aquaculture zone.

### **11A—Designation of aquaculture zone as public call area**

The Cape D'Estrees (outer) subtidal aquaculture zone is designated as a public call area.

## **12—Class of permitted aquaculture**

The classes of aquaculture permitted in the Cape D'Estrees (outer) subtidal aquaculture zone are—

- (a) the farming of molluscs other than filter-feeding molluscs; and
- (b) the farming of algae.

## **13—Prescribed criteria**

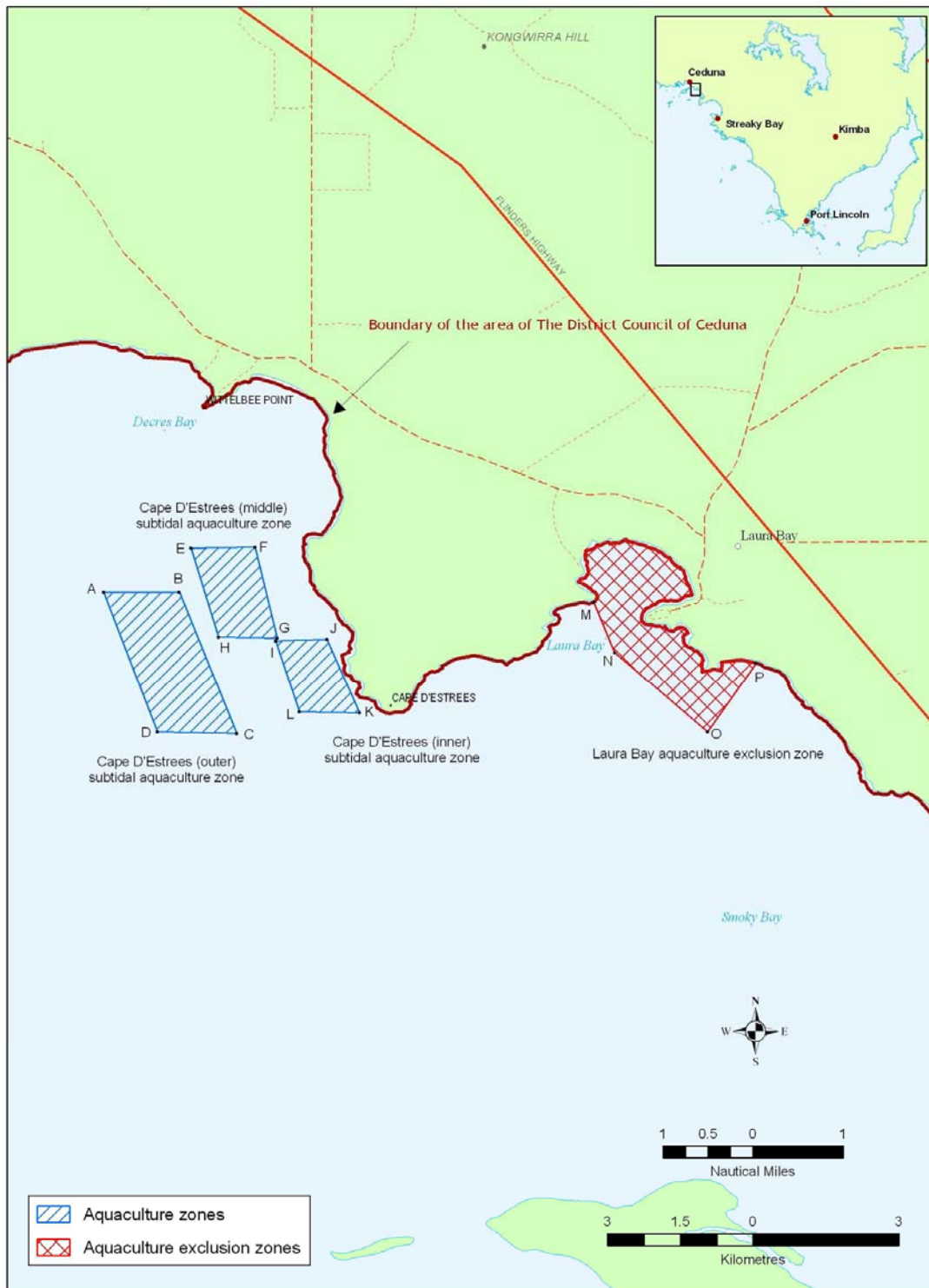
In the determination of applications for licences and in the making of other decisions under the Act in relation to the Cape D'Estrees (outer) subtidal aquaculture zone, it must be taken into account that the zone must not contain more than 60 hectares of leased area.

## **Part 3—Laura Bay aquaculture exclusion zone**

### **14—Identification of aquaculture exclusion zone**

The Laura Bay aquaculture exclusion zone is comprised of the waters delineated in the map in Schedule 1 as the Laura Bay aquaculture exclusion zone.

## Schedule 1—Map



**Coordinates—Cape D'Estrees (outer) subtidal aquaculture zone (GDA94)**

| <b>Point</b> | <b>Longitude</b>   | <b>Latitude</b>    |
|--------------|--------------------|--------------------|
| A            | 133°43'03.14" east | 32°14'30.52" south |
| B            | 133°43'53.56" east | 32°14'30.54" south |
| C            | 133°44'32.02" east | 32°16'05.35" south |
| D            | 133°43'39.1" east  | 32°16'04.37" south |

**Coordinates—Cape D'Estrees (middle) subtidal aquaculture zone (GDA94)**

| <b>Point</b> | <b>Longitude</b>   | <b>Latitude</b>    |
|--------------|--------------------|--------------------|
| E            | 133°44'01.28" east | 32°14'01.22" south |
| F            | 133°44'44.07" east | 32°14'00.52" south |
| G            | 133°44'58.94" east | 32°15'01.33" south |
| H            | 133°44'19.82" east | 32°15'00.59" south |

**Coordinates—Cape D'Estrees (inner) subtidal aquaculture zone (GDA94)**

| <b>Point</b> | <b>Longitude</b>   | <b>Latitude</b>    |
|--------------|--------------------|--------------------|
| I            | 133°44'57.79" east | 32°15'03.25" south |
| J            | 133°45'31.98" east | 32°15'02.13" south |
| K            | 133°45'53.74" east | 32°15'51.65" south |
| L            | 133°45'13.75" east | 32°15'50.88" south |

**Coordinates—Laura Bay aquaculture exclusion zone (GDA94)**

| <b>Point</b> | <b>Longitude</b>   | <b>Latitude</b>    |
|--------------|--------------------|--------------------|
| M            | 133°48'30.02" east | 32°14'37.3" south  |
| N            | 133°48'44.09" east | 32°15'11.15" south |
| O            | 133°49'45.86" east | 32°16'04.48" south |
| P            | 133°50'18.33" east | 32°15'18.04" south |

## Legislative history

### Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal policy and amendments

New entries appear in bold.

| Notice                        | Provision under which notice is made | Publication of policy in Gazette | Commencement           |
|-------------------------------|--------------------------------------|----------------------------------|------------------------|
| Gazette 23.11.2006 p4077      | s 12                                 | <i>Gazette 30.11.2006 p4157</i>  | 23.11.2006             |
| <b>Gazette 30.1.2014 p412</b> | <b>s 14</b>                          | —                                | <b>30.1.2014: cl 2</b> |

### Provisions amended

New entries appear in bold.

| Provision | How varied                       | Commencement |
|-----------|----------------------------------|--------------|
| Pt 1      |                                  |              |
| cl 3      |                                  |              |
| cl 3(1)   | varied by 30.1.2014 p412 cl 8    | 30.1.2014    |
| Pt 2      |                                  |              |
| cl 5A     | inserted by 30.1.2014 p412 cl 9  | 30.1.2014    |
| cl 8A     | inserted by 30.1.2014 p412 cl 10 | 30.1.2014    |
| cl 11A    | inserted by 30.1.2014 p412 cl 11 | 30.1.2014    |