

South Australia

Aquaculture (Zones—Lower Eyre Peninsula) Policy 2023

under the *Aquaculture Act 2001*

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Legislative history

Part 1—Preliminary

1—Short title

This policy may be cited as the *Aquaculture (Zones—Lower Eyre Peninsula) Policy 2023*.

2—Interpretation

(1) In this policy—

Act means the *Aquaculture Act 2001*;

algae means eukaryotic macroalgae;

Bicker Isles sector means the area within the Boston Bay aquaculture zone described in Schedule 1 clause 1(a);

bivalve molluscs includes clams, cockles, mussels, oysters, pipis, scallops and razorfish;

Boston Bay (outer) sector means the area within the Boston Bay aquaculture zone described in Schedule 1 clause 1(c);

Boston Bay sector means the area within the Boston Bay aquaculture zone described in Schedule 1 clause 1(b);

conservation park has the same meaning as in the *National Parks and Wildlife Act 1972*;

finfish means all members of the classes *Actinopterygii*, *Elasmobranchii* and *Myxini*;

leased area, in an aquaculture zone or a sector in an aquaculture zone, means the total area in the zone or sector subject to lease;

Lincoln (inner) sector means the area within the Lincoln aquaculture zone described in Schedule 1 clause 5(a);

Lincoln (outer) sector means the area within the Lincoln aquaculture zone described in Schedule 1 clause 5(b);

national park has the same meaning as in the *National Parks and Wildlife Act 1972*;

Point Boston (north) sector means the area within the Point Boston aquaculture zone described in Schedule 1 clause 8(b);

Point Boston (south) sector means the area within the Point Boston aquaculture zone described in Schedule 1 clause 8(a);

prescribed wild caught tuna means members of the genera *Allothunnus*, *Auxis*, *Euthunnus*, *Katsuwonus*, and *Thunnus* that have been taken from the wild;

Proper Bay (east) sector means the area within the Proper Bay aquaculture zone described in Schedule 1 clause 9(b);

Proper Bay (west) sector means the area within the Proper Bay aquaculture zone described in Schedule 1 clause 9(a).

- (2) For the purposes of the descriptions of aquaculture zones or aquaculture exclusion zones in this policy, unless the contrary intention appears, all lines in spatial descriptions are geodesics based on the Geocentric Datum of Australia 2020 (**GDA2020**) as defined in the determination under section 8A of the *National Measurement Act 1960* of the Commonwealth for the recognised-value standard of measurement position, and all coordinates are expressed in terms of GDA2020.
- (3) The point references given in a description identifying an aquaculture zone or aquaculture exclusion zone in Schedule 1 are references to the corresponding points in the map of that zone in Schedule 2.

3—Object of policy

Pursuant to section 11 of the Act, this policy—

- (a) identifies aquaculture zones in which aquaculture or specified classes of aquaculture are permitted; and
- (b) identifies aquaculture exclusion zones in which aquaculture is not permitted; and
- (c) designates aquaculture zones or parts of aquaculture zones as public call areas; and
- (d) specifies for an aquaculture zone 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.

4—Aquaculture permitted in aquaculture zone

- (1) Subject to subclause (2), aquaculture is permitted in an aquaculture zone identified in this policy.
- (2) If this policy specifies a class of aquaculture that is permitted in a zone, then only the specified class of aquaculture is permitted in that zone.

5—Prescription of criteria does not limit matters that may be taken into account

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.

6—Certain amendments may be made by Gazette notice only

Pursuant to section 14 of the Act, the Minister may, by notice in the Gazette, amend this policy as prescribed in Schedule 3.

Part 2—Boston Bay aquaculture zone

7—Identification of aquaculture zone

The Boston Bay aquaculture zone (consisting of the Bicker Isles sector, the Boston Bay sector and the Boston Bay (outer) sector) comprises the State waters described in Schedule 1 clause 1.

8—Designation of aquaculture zone as public call area

The Boston Bay aquaculture zone is designated as a public call area.

9—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Boston Bay aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) in the area comprised of the Boston Bay sector and Bicker Isles sector, the biomass of the aquatic animals (other than prescribed wild caught tuna) being farmed in the zone in a manner that involves supplementary feeding must not exceed—
 - (i) an amount that would, in the opinion of the Minister, have an environmental impact on the zone equivalent to the environmental impact that 1 696 tonnes of finfish would have on the zone; or
 - (ii) if some other amount is specified by the Minister by notice in the Gazette, that other amount;
 - (b) in the Boston Bay sector—
 - (i) the leased area must not exceed 273 hectares; and
 - (ii) prescribed wild caught tuna must not be farmed other than for the purposes of—
 - (A) research; or
 - (B) a business constituted of education; or
 - (C) a business constituted of tourism; and
 - (iii) the biomass of prescribed wild caught tuna being farmed must not exceed 38 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount; and
 - (iv) the area for the farming of bivalve molluscs must not exceed 149 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area; and
 - (v) the biomass of bivalve molluscs being farmed must not exceed 2 980 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount;
 - (c) in the Boston Bay (outer) sector—
 - (i) the leased area must not exceed 2 000 hectares; and
 - (ii) prescribed wild caught tuna must not be farmed; and
 - (iii) the biomass of the aquatic animals being farmed in the zone in a manner that involves supplementary feeding must not exceed—
 - (A) an amount that would, in the opinion of the Minister, have an environmental impact on the zone equivalent to the environmental impact that 23 080 tonnes of finfish would have on the zone; or

- (B) if some other amount is specified by the Minister by notice in the Gazette, that other amount; and
- (iv) the biomass of bivalve molluscs being farmed must not exceed 40 000 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount;
- (d) in the Bicker Isles sector—
 - (i) the leased area must not exceed 80 hectares; and
 - (ii) the area for the farming of bivalve molluscs must not exceed 20 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area; and
 - (iii) the biomass of bivalve molluscs being farmed must not exceed 400 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount; and
 - (iv) prescribed wild caught tuna must not be farmed.
- (2) However, a notice under subclause (1)(b)(v), (c)(iv) or (d)(iii) must not increase the biomass of bivalve molluscs that may be farmed in a sector unless the Minister is satisfied that the increase would not compromise the overall productivity of the bivalve mollusc industry being carried on in the sector.

Part 3—Buffalo Reef aquaculture exclusion zone

10—Identification of aquaculture exclusion zone

The Buffalo Reef aquaculture exclusion zone comprises the State waters described in Schedule 1 clause 2.

Part 4—Dangerous Reef aquaculture exclusion zone

11—Identification of aquaculture exclusion zone

The Dangerous Reef aquaculture exclusion zone comprises the State waters described in Schedule 1 clause 3.

Part 5—Lincoln aquaculture exclusion zone

12—Identification of aquaculture exclusion zone

The Lincoln aquaculture exclusion zone comprises the State waters described in Schedule 1 clause 4.

Part 6—Lincoln aquaculture zone

13—Lincoln aquaculture zone

The Lincoln aquaculture zone (consisting of the Lincoln (inner) sector and the Lincoln (outer) sector) comprises the State waters described in Schedule 1 clause 5.

14—Designation of aquaculture zone as public call area

The Lincoln aquaculture zone is designated as a public call area in relation to the farming of algae.

15—Classes of permitted aquaculture

The classes of aquaculture permitted in the Lincoln aquaculture zone are—

- (a) the farming of prescribed wild caught tuna; and
- (b) the farming of algae.

16—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Lincoln aquaculture zone, the following prescribed criteria must be taken into account:

- (a) in the Lincoln (inner) sector—
 - (i) the leased area must not exceed 2 100 hectares; and
 - (ii) the area for the farming of prescribed wild caught tuna must not exceed 2 000 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area; and
 - (iii) the area for the farming of algae must not exceed 100 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area; and
 - (iv) the biomass of prescribed wild caught tuna being farmed must not exceed 16 955 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount;
- (b) in the Lincoln (outer) sector—
 - (i) the leased area must not exceed 3 500 hectares; and
 - (ii) the biomass of prescribed wild caught tuna being farmed must not exceed 34 384 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount.

Part 7—Louth Bay aquaculture zone

17—Identification of aquaculture zone

The Louth Bay aquaculture zone comprises the State waters described in Schedule 1 clause 6.

18—Designation of aquaculture zone as public call area

The Louth Bay aquaculture zone is designated as a public call area.

19—Class of permitted aquaculture

The class of aquaculture permitted in the Louth Bay aquaculture zone is the farming of aquatic organisms other than prescribed wild caught tuna.

20—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Louth Bay aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) the leased area in the zone must not exceed 530 hectares;
 - (b) the biomass of the aquatic animals being farmed in the zone in a manner that involves supplementary feeding must not exceed—
 - (i) an amount that would, in the opinion of the Minister, have an environmental impact on the zone equivalent to the environmental impact that 7 953 tonnes of finfish would have on the zone; or
 - (ii) if some other amount is specified by the Minister by notice in the Gazette, that other amount;
 - (c) the area in the zone for the farming of bivalve molluscs must not exceed 155 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area;
 - (d) the biomass of bivalve molluscs being farmed in the zone must not exceed 3 100 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount.
- (2) However, a notice under subclause (1)(d) must not increase the biomass of bivalve molluscs that may be farmed in the zone unless the Minister is satisfied that the increase would not compromise the overall productivity of the bivalve mollusc industry being carried on in the zone.

Part 8—Murray Point aquaculture zone

21—Identification of aquaculture zone

The Murray Point aquaculture zone comprises the State waters described in Schedule 1 clause 7.

22—Designation of aquaculture zone as public call area

The Murray Point aquaculture zone is designated as a public call area.

23—Classes of permitted aquaculture

The classes of aquaculture permitted in the Murray Point aquaculture zone are—

- (a) the farming of bivalve molluscs other than mussels; and
- (b) the farming of algae.

24—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Murray Point aquaculture zone, it must be taken into account that the leased area in the zone must not exceed 4 hectares.

Part 9—Point Boston aquaculture zone

25—Identification of aquaculture zone

The Point Boston aquaculture zone (consisting of the Point Boston (north) sector and the Point Boston (south) sector) comprises the State waters described in Schedule 1 clause 8.

26—Designation of aquaculture zone as public call area

The Point Boston aquaculture zone is designated as a public call area.

27—Class of permitted aquaculture

The class of aquaculture permitted in the Point Boston aquaculture zone is the farming of aquatic organisms other than finfish and prescribed wild caught tuna.

28—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Point Boston aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) the biomass of the aquatic animals being farmed in the zone in a manner that involves supplementary feeding must not exceed—
 - (i) an amount that would, in the opinion of the Minister, have an environmental impact on the zone equivalent to the environmental impact that 1 191 tonnes of finfish would have on the zone; or
 - (ii) if some other amount is specified by the Minister by notice in the Gazette, that other amount;
 - (b) in the Point Boston (north) sector—
 - (i) the leased area must not exceed 161 hectares; and
 - (ii) the area for the farming of bivalve molluscs must not exceed 141 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area; and
 - (iii) the biomass of bivalve molluscs being farmed must not exceed 2 820 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount;
 - (c) in the Point Boston (south) sector—
 - (i) the leased area must not exceed 100 hectares; and
 - (ii) the area for the farming of bivalve molluscs must not exceed 60 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area; and
 - (iii) the biomass of bivalve molluscs being farmed must not exceed 1 200 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount.

- (2) However, a notice under subclause (1)(b)(iii) or (c)(iii) must not increase the biomass of bivalve molluscs that may be farmed in the zone unless the Minister is satisfied that the increase would not compromise the overall productivity of the bivalve mollusc industry being carried on in the zone.

Part 10—Proper Bay aquaculture zone

29—Identification of aquaculture zone

The Proper Bay aquaculture zone (consisting of the Proper Bay (east) sector and the Proper Bay (west) sector) comprises the State waters described in Schedule 1 clause 9.

30—Designation of aquaculture zone as public call area

The Proper Bay aquaculture zone is designated as a public call area.

31—Classes of permitted aquaculture

The classes of aquaculture permitted in the Proper Bay aquaculture zone are—

- (a) the farming of bivalve molluscs; and
- (b) the farming of algae.

32—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Proper Bay aquaculture zone, the following prescribed criteria must be taken into account:
- (a) the area in the zone for the farming of bivalve molluscs must not exceed 60 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area;
 - (b) the biomass of bivalve molluscs being farmed in the zone must not exceed 1 200 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount;
 - (c) in the Proper Bay (east) sector—the leased area must not exceed 60 hectares;
 - (d) in the Proper Bay (west) sector—the leased area must not exceed 40 hectares.
- (2) However, a notice under subclause (1)(b) must not increase the biomass of bivalve molluscs that may be farmed in the zone unless the Minister is satisfied that the increase would not compromise the overall productivity of the bivalve mollusc industry being carried on in the zone.

Part 11—Sir Joseph Banks aquaculture exclusion zone

33—Sir Joseph Banks aquaculture exclusion zone

The Sir Joseph Banks aquaculture exclusion zone comprises the State waters described in Schedule 1 clause 10.

Part 12—Tod River aquaculture zone

34—Identification of aquaculture zone

The Tod River aquaculture zone comprises the State waters described in Schedule 1 clause 11.

35—Designation of aquaculture zone as public call area

The Tod River aquaculture zone is designated as a public call area.

36—Class of permitted aquaculture

The class of aquaculture permitted in the Tod River aquaculture zone is the farming of bivalve molluscs other than mussels.

37—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Tod River aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) the leased area in the zone must not exceed 38 hectares;
 - (b) bivalve molluscs may only be introduced into an area within the zone from an area outside the zone if—
 - (i) the 2 areas are located within the same disease management area; or
 - (ii) the area outside the zone from which the molluscs originate is a certified biosecure area;
 - (c) the period for which a bivalve mollusc is farmed in the zone must not exceed 6 months.
- (2) In this clause—

certified biosecure area means an area where measures are applied to mitigate the risks of introduction and spread of disease that has been annually inspected and certified as being biosecure by a competent authority of the State or Territory where the area is located;

competent authority, of a State or Territory of the Commonwealth, means a veterinary authority or government authority having the responsibility in that State or Territory for ensuring the implementation of animal health measures or veterinary health certification;

disease management area means—

- (a) if the Minister, by notice in the Gazette, has defined disease management areas for the purposes of this clause—an area so defined; or
- (b) in any other case—a disease management area as defined in *Improving early detection surveillance and emergency disease response to Ostreid herpesvirus using a hydrodynamic dispersion model: Updating disease management areas for the South Australian oyster industry. FRDC Project No 2018-090* published by the Fisheries Research and Development Corporation.

Part 13—Miscellaneous

38—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, the following prescribed criteria must be taken into account:

- (a) of the aggregated area leased or available for lease in those zones, at least 40 hectares must be used or available for use for the farming of aquatic organisms for the purposes of research or for the purposes of a business constituted of education or tourism (or both);
- (b) the aggregated area in those zones used for the placement of unstocked farming structures must not exceed 105 hectares or, if some other area is specified by the Minister by notice in the Gazette, that other area.

Schedule 1—Descriptions of zones

1—Description of Boston Bay aquaculture zone

The Boston Bay aquaculture zone is, for the purposes of this policy, comprised of sectors identified as follows:

- (a) the Bicker Isles sector, comprising the State waters contained within and bounded by a line commencing at 34°44'40.70" South, 135°56'13.18" East (Point 1), then north-easterly to 34°43'58.69" South, 135°57'53.91" East (Point 2), then south-easterly to 34°44'21.98" South, 135°58'08.61" East (Point 3), then south-westerly to 34°44'53.98" South, 135°57'32.54" East (Point 4), then north-westerly to a location on a line 250 metres seaward of Lincoln National Park boundary closest to 34°44'43.97" South, 135°57'26.67" East (Point 5), then beginning north-easterly following the line 250 metres seaward of Lincoln National Park boundary to the location closest to 34°44'42.32" South, 135°57'14.32" East (Point 6), then south-westerly to 34°45'18.80" South, 135°56'37.82" East (Point 7), then north-westerly to the point of commencement;
- (b) the Boston Bay sector, comprising the State waters contained within and bounded by—
 - (i) a line commencing at mean high water springs closest to 34°44'00.18" South, 135°55'47.22" East (Point 8), then beginning north-easterly following the line of mean high water springs to the location closest to 34°43'36.38" South, 135°56'54.73" East (Point 9), then south-westerly to the point of commencement; and

- (ii) a line commencing at 34°40'52.55" South, 135°54'02.33" East (Point 10), then north-easterly to 34°40'41.56" South, 135°54'18.84" East (Point 11), then south-easterly to 34°40'45.33" South, 135°54'36.89" East (Point 12), then south-westerly to 34°42'05.38" South, 135°54'26.41" East (Point 13), then south-easterly to 34°43'37.79" South, 135°55'09.14" East (Point 14), then north-easterly to 34°43'31.34" South, 135°55'29.23" East (Point 15), then south-easterly to 34°43'43.30" South, 135°55'34.98" East (Point 16), then southerly to 34°43'56.18" South, 135°55'36.15" East (Point 17), then north-westerly to 34°43'31.80" South, 135°54'22.38" East (Point 18), then north-westerly to 34°42'55.10" South, 135°54'03.65" East (Point 19), then northerly to the point of commencement; and
- (iii) a line commencing at a location on a line 1 000 metres seaward of mean high water springs closest to 34°39'16.56" South, 135°55'18.33" East (Point 20), then south-westerly to 34°39'51.10" South, 135°53'53.73" East (Point 21), then south-westerly to 34°40'51.24" South, 135°52'59.13" East (Point 22), then south-westerly to 34°41'56.78" South, 135°52'25.83" East (Point 23), then south-westerly to a location on a line 1 000 metres seaward of mean high water springs closest to 34°42'00.93" South, 135°51'56.96" East (Point 24), then beginning northerly following the line 1 000 metres seaward of mean high water springs to the point of commencement;
- (c) the Boston Bay (outer) sector, comprising the State waters contained within and bounded by a line commencing at a location on a line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°47'29.76" South, 136°22'26.54" East (Point 88), then easterly to 34°47'34.52" South, 136°32'32.02" East, (Point 87), then southerly to 34°50'25.95" South, 136°32'32.03" East (Point 89), then south-westerly to 34°53'16.95" South, 136°29'00.83" East (Point 90), then westerly to 34°53'16.95" South, 136°21'05.87" East (Point 91), then beginning northerly following a line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to the point of commencement.

2—Description of Buffalo Reef aquaculture exclusion zone

The Buffalo Reef aquaculture exclusion zone comprises the State waters contained within and bounded by circle of radius 2 000 metres centred on a point near Buffalo Reef closest to 34°43'07.81" South, 136°27'45.52" East (Point 31).

3—Description of Dangerous Reef aquaculture exclusion zone

The Dangerous Reef aquaculture exclusion zone comprises the State waters contained within and bounded by a line commencing at a location on the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°47'08.02" South, 136°10'16.99" East (Point 115), then northerly to 34°46'53.41" South, 136°10'17.00" East (Point 116), then easterly to a location on the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°46'53.41" South, 136°10'34.53" East (Point 117), then beginning north-easterly following the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°46'16.44" South, 136°13'29.16" East (Point 118), then south-easterly following the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to a location closest to 34°47'20.23" South, 136°15'25.34" East (Point 111), then generally south-easterly following the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to a location closest to 34°48'07.37" South, 136°15'53.55" East (Point 112), then generally south-westerly to a location on the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to a location closest to 34°49'42.73" South, 136°15'53.29" East (Point 114), then beginning south-westerly following the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to point of commencement.

4—Description of Lincoln aquaculture exclusion zone

The Lincoln aquaculture exclusion zone comprises the State waters contained within and bounded by—

- (a) a line commencing at mean high water springs closest to 34°34'32.25" South, 135°54'34.16" East (Point 32), then beginning north-easterly following the line of mean high water springs to a point closest to 34°32'37.70" South, 136°05'19.96" East (Point 53), then north-westerly to 34°32'19.95" South, 136°01'33.27" East (Point 52), then north-easterly to 34°32'11.91" South, 136°01'55.72" East (Point 51), then easterly to 34°32'10.74" South, 136°02'26.31" East (Point 50), then north-easterly to 34°31'50.29" South, 136°03'06.24" East (Point 49), then easterly to a point 1 000 metres seaward of mean high water springs closest to 34°31'47.85" South, 136°04'22.60" East (Point 48), then beginning north-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°31'05.21" South, 136°04'27.74" East (Point 47), then easterly to 34°31'05.20" South, 136°04'27.82" East (Point 46), then north-westerly to a point 1 000 metres seaward of mean high water springs closest to 34°31'04.89" South, 136°04'27.61" East (Point 45), then generally north-westerly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°30'59.09" South, 136°04'24.48" East (Point 44),

then north-westerly to 34°30'58.99" South, 136°04'23.70" East (Point 43), then north-westerly to 34°30'58.14" South, 136°04'23.14" East (Point 42), then westerly to a point 1 000 metres seaward of mean high water springs closest to 34°30'58.13" South, 136°04'18.95" East (Point 41), then generally north-westerly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°30'49.06" South, 136°03'55.53" East (Point 40), then westerly to a point 1 000 metres seaward of mean high water springs closest to 34°30'50.36" South, 136°02'04.71" East (Point 39), then beginning south-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°31'22.75" South, 136°00'40.13" East (Point 38), then south-westerly to a point 1 000 metres seaward of mean high water springs closest to 34°31'33.92" South, 136°00'02.04" East (Point 37), then generally south-westerly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°31'41.91" South, 135°59'34.74" East (Point 36), then south-westerly to 34°32'30.92" South, 135°56'47.33" East (Point 35), then southerly to a point 1 000 metres seaward of mean high water springs closest to 34°33'33.39" South, 135°56'46.09" East (Point 34), then beginning south-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°35'08.40" South, 135°58'17.57" East (Point 92), then south-westerly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°35'59.91" South, 135°57'43.84" East (Point 63), then south-westerly to 34°37'30.79" South, 135°56'51.69" East (Point 62), then south-easterly to 34°38'44.15" South, 135°59'44.47" East (Point 61), then north-easterly to a point 1 000 metres seaward of Sir Joseph Banks Group Conservation Park boundary closest to 34°37'55.98" South, 136°07'49.65" East (Point 120), then beginning south-westerly following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park boundary to a point closest to 34°39'50.00" South, 136°07'59.42" East (Point 64), then south-westerly to 34°42'43.32" South, 136°01'09.31" East (Point 65), then south-easterly to 34°43'32.10" South, 136°01'29.13" East (Point 66), then westerly to a point on the line of mean high water springs closest to 34°43'31.61" South, 135°59'43.64" East (Point 67), then beginning westerly following the line of mean high water springs to the eastern boundary of Lincoln National Park, then beginning north-westerly following the said National Park boundary to the line of mean high water springs, then generally north-easterly following the said line of mean high water springs to a point closest to 34°45'14.35" South, 135°50'38.37" East (Point 100), then south-easterly to a location on a line 1 000 metres seaward of mean high water springs closest to 34°45'44.27" South, 135°50'58.30" East (Point 99), then south-westerly following the line 1 000 metres seaward of mean high water springs to the intersection of 1 000 metres seaward of Lincoln National Park boundary closest to 34°48'12.18" South, 135°48'22.06" East (Point 103), then beginning south-easterly following the line 1 000 metres seaward of Lincoln National Park boundary to a location closest to 34°47'38.40" South, 135°51'34.99" East (Point 102), then beginning south-easterly following the line 1 000 metres seaward of Lincoln National Park boundary to a location closest to 34°46'41.27" South, 135°54'16.93" East (Point 108), then north-westerly to 34°45'49.64" South, 135°53'27.88" East (Point 107), then south-westerly to 34°46'03.26" South, 135°52'50.94" East (Point 106), then

south-westerly to a location on the mean high water springs line closest to 34°46'08.83" South, 135°52'41.52" East (Point 105, Grantham Island), then beginning south-westerly following the line of mean high water springs (Grantham Island) to a location closest to 34°46'23.26" South, 135°52'21.78" East (Point 104, Grantham Island), then south-westerly following a line 700 metres seaward of mean high water springs to a location closest to 34°46'31.92" South, 135°51'39.45" East (Point 101), then beginning north-westerly following the line 700 metres seaward of mean high water springs to a location closest to 34°45'42.39" South, 135°51'19.31" East (Point 98), then easterly to a location on the mean high water springs line closest to 34°45'41.90" South, 135°51'49.82" East (Point 97), then beginning southerly following the mean high water springs line to a location closest to 34°36'29.99" South, 135°55'30.81" East (Point 58), then north-easterly to 34°36'16.08" South, 135°55'41.86" East (Point 57), then north-easterly to a location on a line 1 000 metres seaward of mean high water springs closest to 34°35'36.09" South, 135°56'26.87" East (Point 33), then north-westerly to the point of commencement; and

- (b) a line commencing at mean high water springs closest to 34°35'07.66" South, 135°54'14.30" East (Point 54), then south-easterly to 34°35'30.16" South, 135°54'55.71" East (Point 55), then south-westerly to the location on mean high water springs closest to 34°35'49.80" South, 135°54'10.64" East (Point 56), then generally northerly following the line of mean high water springs to the point of commencement; and
- (c) a line commencing 1 000 metres seaward of Lincoln National Park boundary closest to 34°35'55.51" South, 135°59'41.69" East (Point 59), then beginning south-easterly following the line 1 000 metres seaward of the National Park boundary to the location closest to 34°36'46.70" South, 135°59'42.09" East (Point 60), then beginning south-westerly following the line 1 000 metres seaward of the national park boundary to the point of commencement; and
- (d) a line commencing at mean high water springs closest to 34°45'06.23" South, 135°50'55.43" East (Point 94), then beginning north-easterly following the line of mean high water springs to 34°45'36.84" South, 135°51'49.80" East (Point 96), then westerly to 34°45'37.42" South, 135°51'16.29" East (Point 95), then north-westerly to the point of commencement; and
- (e) a line commencing at a location on the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park boundary closest to 34°41'27.84" South, 136°10'33.24" East (Point 109), then easterly following the said line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park boundary to the location closest to 34°41'24.03" South, 136°11'52.53" East (Point 110), then south-easterly to the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to a location closest to 34°47'20.23" South, 136°15'25.34" East (Point 111), then north-westerly following the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to a location closest to 34°46'16.44" South, 136°13'29.16" East (Point 118), then north-westerly to 34°43'30.55" South, 136°11'47.99" East (Point 119), then north-westerly to the point of commencement; and

- (f) a line commencing at a location on the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°48'07.37" South, 136°15'53.55" East (Point 112), then south-easterly to 34°49'36.80" South, 136°16'47.10" East (Point 113), then westerly to the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to a location closest to 34°49'42.73" South, 136°15'53.29" East (Point 114), then beginning north-easterly following the line 5 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to point of commencement,

but does not include the aquaculture zones identified in this policy.

5—Description of Lincoln aquaculture zone

The Lincoln aquaculture zone is, for the purposes of this policy, comprised of sectors identified as follows:

- (a) the Lincoln (inner) sector, comprising the State waters contained within and bounded by—
- (i) a line commencing at 34°34'40.98" South, 135°59'40.95" East (Point 68), then easterly to 34°34'36.77" South, 136°07'44.98" East (Point 69), then easterly to 34°34'35.81" South, 136°10'03.20" (Point 70), then south-easterly to a location on the line 1 000 metres seaward of the Sir Joseph Banks Group Conservation Park boundary closest to 34°34'36.45" South, 136°10'04.62" East (Point 122), then beginning south-easterly following the line 1 000 metres seaward of the Sir Joseph Banks Conservation Park boundary to the location 34°37'55.98" South, 136°07'49.65" East (Point 120), then south-westerly to 34°38'44.15" South, 135°59'44.47" East (Point 61), then northerly to a location on the line 1 000 metres seaward of Lincoln National Park boundary closest to 34°36'46.70" South, 135°59'42.09" East (Point 60), then beginning north-easterly following the line 1 000 metres seaward of the Lincoln National Park boundary to 34°35'55.51" South, 135°59'41.69" East (Point 59), then northerly to 34°35'08.60" South, 135°59'41.22" East (Point 93), then northerly to the point of commencement; and
- (ii) a line commencing at 34°40'00.12" South, 135°58'23.11" East (Point 27), then north-easterly to 34°39'55.88" South, 135°59'01.02" East (Point 71), then easterly to 34°39'54.79" South, 136°01'17.06" East (Point 72), then north-easterly to 34°39'38.09" South, 136°01'59.69" East (Point 73), then north-easterly to 34°39'06.60" South, 136°07'27.24" East (Point 74), then south-easterly to 34°39'13.99" South, 136°07'37.65" East (Point 75), then south-westerly to 34°41'16.40" South, 136°02'55.81" East (Point 76), then westerly to 34°41'19.02" South, 136°02'21.16" East (Point 77), then south-westerly to 34°42'52.43" South, 135°58'37.52" East (Point 28), then northerly to the point of commencement; and

- (iii) a line commencing at 34°42'43.32" South, 136°01'09.31" East (Point 65), then north-easterly to a location on the line 1 000 metres seaward of the Sir Joseph Banks Group Conservation Park boundary closest to 34°39'50.00" South, 136°07'59.42" East (Point 64), then generally south-easterly following the line 1 000 metres seaward of the Sir Joseph Banks Group Conservation Park boundary to the location closest to 34°41'13.52" South, 136°09'36.01" East (Point 78), then generally south-westerly following a line 15 000 metres seaward from a point closest to 34°48'54.67" South, 136°12'44.23" East (Dangerous Reef) to the location closest to 34°43'30.54" South, 136°05'25.01" East (Point 79), then westerly to 34°43'32.10" South, 136°01'29.13" East (Point 66), then north-westerly to the point of commencement;
 - (b) the Lincoln (outer) sector, comprising the State waters contained within and bounded by—
 - (i) a line commencing at 34°37'05.95" South, 136°28'12.03" East (Point 80), then easterly to 34°37'05.95" South, 136°30'08.03" East (Point 81), then south-easterly to 34°40'08.95" South, 136°31'49.03" East (Point 82), then westerly to 34°40'07.95" South, 136°28'12.03" East (Point 83), then northerly to the point of commencement; and
 - (ii) a line commencing at a location on the line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°42'49.58" South, 136°19'15.69" East (Point 84), then north-easterly to 34°41'42.03" South, 136°22'32.75" East (Point 85), then easterly to 34°41'38.95" South, 136°32'32.03" East (Point 86), then southerly to 34°47'34.52" South, 136°32'32.02" East (Point 87), then westerly to a line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to the location closest to 34°47'29.76" South, 136°22'26.54" East (Point 88), then generally north-westerly following the line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to the point of commencement,
- (but excluding the Buffalo Reef aquaculture exclusion zone).

6—Description of Louth Bay aquaculture zone

The Louth Bay aquaculture zone comprises the State waters contained within and bounded by a line commencing at a location on a line 1 000 metres seaward of mean high water springs closest to 34°35'08.40" South, 135°58'17.57" East (Point 92), then beginning north-easterly following the line 1 000 metres seaward of mean high water springs (Louth Island) to the location closest to 34°33'33.39" South, 135°56'46.09" East (Point 34), then northerly to 34°32'30.92" South, 135°56'47.33" East (Point 35), then north-easterly to a line 1 000 metres seaward of mean high water springs closest to 34°31'41.91" South, 135°59'34.74" East (Point 36), then generally north-easterly following the line 1 000 metres seaward of mean high water springs to a location closest to 34°31'33.92" South, 136°00'02.04" East (Point 37), then north-easterly to a line 1 000 metres seaward of mean high water springs closest to 34°31'22.75" South, 136°00'40.13" East (Point 38), then beginning south-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°30'50.36" South, 136°02'04.71" East (Point 39), then easterly to a line 1 000 metres seaward of mean high water springs closest to 34°30'49.06" South, 136°03'55.53" East (Point 40), then generally south-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°30'58.13" South, 136°04'18.95" East (Point 41), then easterly to 34°30'58.14" South, 136°04'23.14" East (Point 42), then south-easterly to 34°30'58.99" South, 136°04'23.70" East (Point 43), then south-easterly to a line 1 000 metres seaward of mean high water springs closest to 34°30'59.09" South, 136°04'24.48" East (Point 44), then generally south-easterly following the line 1 000 metres seaward of mean high water springs to a location closest to 34°31'04.89" South, 136°04'27.61" East (Point 45), then south-easterly to 34°31'05.20" South, 136°04'27.82" East (Point 46), then westerly to a line 1 000 metres seaward of mean high water springs closest to 34°31'05.21" South, 136°04'27.74" East (Point 47), then beginning south-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°31'47.85" South, 136°04'22.60" East (Point 48), then westerly to 34°31'50.29" South, 136°03'06.24" East (Point 49), then south-westerly to 34°32'10.74" South, 136°02'26.31" East (Point 50), then westerly to 34°32'11.91" South, 136°01'55.72" East (Point 51), then south-westerly to 34°32'19.95" South, 136°01'33.27" East (Point 52), then south-easterly to the location on mean high water springs closest to 34°32'37.70" South, 136°05'19.96" East (Point 53), then beginning south-westerly following the line of mean high water springs to the location closest to 34°32'37.96" South, 136°05'20.48" East (Point 121), then south-easterly to 34°34'36.77" South, 136°07'44.98" East (Point 69), then westerly to 34°34'40.98" South, 135°59'40.95" East (Point 68), then southerly to 34°35'08.60" South, 135°59'41.22" East (Point 93), then westerly to the point of commencement.

7—Description of Murray Point aquaculture zone

The Murray Point aquaculture zone comprises the State waters contained within and bounded by a line commencing at mean high water springs closest to 34°45'06.23" South, 135°50'55.43" East (Point 94), then south-easterly to 34°45'37.42" South, 135°51'16.29" East (Point 95), then easterly to the location on mean high water springs closest to 34°45'36.84" South, 135°51'49.80" East (Point 96), then southerly following the line of mean high water springs to the location closest to 34°45'41.90" South, 135°51'49.82" East (Point 97), then westerly to a line 700 metres seaward of mean high water springs closest to 34°45'42.39" South, 135°51'19.31" East (Point 98), then westerly to 34°45'44.27" South, 135°50'58.30" East (Point 99), then north-westerly to the location on mean high water springs closest to 34°45'14.35" South, 135°50'38.37" East (Point 100), then generally north-easterly following the line of mean high water springs to the point of commencement.

8—Description of Point Boston aquaculture zone

The Point Boston aquaculture zone is, for the purposes of this policy, comprised of sectors identified as follows:

- (a) the Point Boston (south) sector, comprising the State waters contained within and bounded by a line commencing at 34°40'26.65" South, 135°55'40.00" East (Point 25), then north-easterly to 34°40'03.68" South, 135°57'51.31" East (Point 26), then north-easterly to 34°40'00.12" South, 135°58'23.11" East (Point 27), then southerly to 34°42'52.43" South, 135°58'37.52" East (Point 28), then south-westerly to 34°43'21.74" South, 135°57'27.25" East (Point 29), then north-westerly to 34°41'28.16" South, 135°56'49.87" East (Point 30), then north-westerly to the point of commencement;
- (b) the Point Boston (north) sector, comprising the State waters contained within and bounded by a line commencing 1 000 metres seaward of mean high water springs closest to 34°35'08.40" South, 135°58'17.57" East (Point 92), then easterly to 34°35'08.60" South, 135°59'41.22" East (Point 93), then southerly to a location on a line 1 000 metres seaward of Lincoln National Park boundary closest to 34°35'55.51" South, 135°59'41.69" East (Point 59), then beginning north-westerly following the line 1 000 metres seaward of Lincoln National Park boundary to the location closest to 34°36'46.70" South, 135°59'42.09" East (Point 60), then southerly to 34°38'44.15" South, 135°59'44.47" East (Point 61), then north-westerly to 34°37'30.79" South, 135°56'51.69" East (Point 62), then north-easterly to 34°35'59.91" South, 135°57'43.84" East (Point 63), then beginning north-easterly following a line 1 000 metres seaward of mean high water springs to the point of commencement.

9—Description of Proper Bay aquaculture zone

The Proper Bay aquaculture zone is, for the purposes of this policy, comprised of sectors identified as follows:

- (a) the Proper Bay (west) sector, comprising the State waters contained within and bounded by a line commencing at a location on a line 700 metres seaward of mean high water springs closest to 34°45'42.39" South, 135°51'19.31" East (Point 98), then beginning southerly following the line 700 metres seaward of mean high water springs to the location closest to 34°46'31.92" South, 135°51'39.45" East (Point 101), then southerly to a location 1 000 metres seaward of Lincoln National Park boundary closest to 34°47'38.40" South, 135°51'34.99" East (Point 102), then beginning westerly following the line 1 000 metres seaward of Lincoln National Park boundary to the location closest to 34°48'12.18" South, 135°48'22.06" East (Point 103), then generally north-easterly following the line 1 000 metres seaward of mean high water springs to the location closest to 34°45'44.27" South, 135°50'58.30" East (Point 99), then north-easterly to the point of commencement; and
- (b) the Proper Bay (east) sector, comprising the State waters contained within and bounded by a line commencing at a location on a line 700 metres seaward of mean high water springs closest to 34°46'31.92" South, 135°51'39.45" East (Point 101), then beginning south-easterly following the line 700 metres seaward of mean high water springs to the intersection with mean high water springs closest to 34°46'23.26" South, 135°52'21.78" East (Point 104, Grantham Island), then beginning northerly following the line of mean high water springs to the location closest to 34°46'08.83" South, 135°52'41.52" East (Point 105, Grantham Island), then north-easterly to 34°46'03.26" South, 135°52'50.94" East (Point 106), then north-easterly to 34°45'49.64" South, 135°53'27.88" East (Point 107), then south-easterly to a location on the line 1 000 metres seaward of Lincoln National Park boundary closest to 34°46'41.27" South, 135°54'16.93" East (Point 108), then beginning south-westerly following the line 1 000 metres seaward of Lincoln National Park boundary to the location closest to 34°47'38.40" South, 135°51'34.99" East (Point 102), then northerly to the point of commencement.

10—Description of Sir Joseph Banks aquaculture exclusion zone

The Sir Joseph Banks aquaculture exclusion zone comprises the State waters contained within and bounded by a line commencing at a location on the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park closest to 34°41'24.03" South, 136°11'52.53" East (Point 110), then following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park to a location closest to 34°41'27.84" South, 136°10'33.24" East (Point 109), then following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park to a location closest to 34°41'13.52" South, 136°09'36.01" East (Point 78), then following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park to a location closest to 34°39'50.00" South, 136°07'59.42" East (Point 64), then following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park to a location closest to 34°37'55.98" South, 136°07'49.65" East (Point 120), then following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park to a location closest to 34°34'36.45" South, 136°10'04.62" East (Point 122), then commencing north-easterly following the line 1 000 metres seaward of Sir Joseph Banks Group Conservation Park to point of commencement.

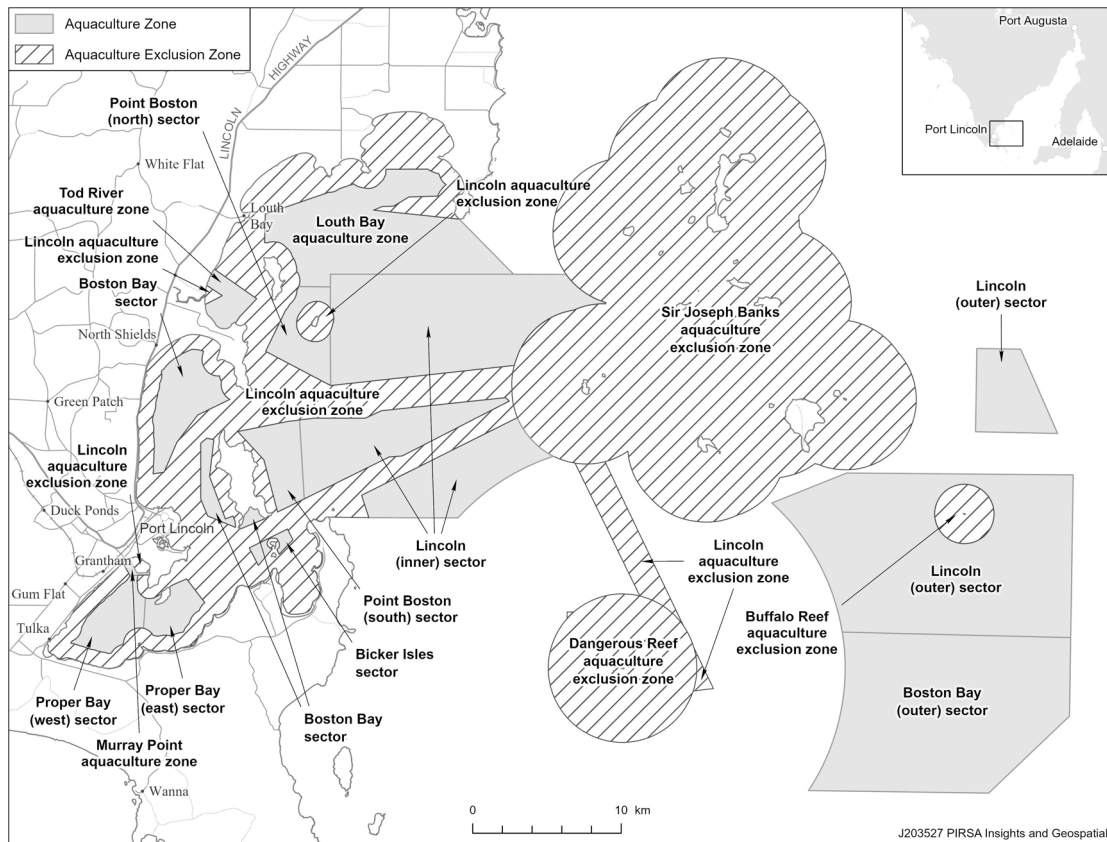
11—Description of Tod River aquaculture zone

The Tod River aquaculture zone comprises the State waters contained within and bounded by a line commencing at mean high water springs closest to 34°34'32.25" South, 135°54'34.16" East (Point 32), then south-easterly to a line 1 000 metres seaward of mean high water springs closest to 34°35'36.09" South, 135°56'26.87" East (Point 33), then south-westerly to 34°36'16.08" South, 135°55'41.86" East (Point 57), then south-westerly to the location on mean high water springs closest to 34°36'29.99" South, 135°55'30.81" East (Point 58), then beginning north-westerly following the line of mean high water springs to the location closest to 34°35'49.80" South, 135°54'10.64" East (Point 56), then north-easterly to 34°35'30.16" South, 135°54'55.71" East (Point 55), then north-westerly to the location on mean high water springs closest to 34°35'07.66" South, 135°54'14.30" East (Point 54), then generally north-easterly following the line of mean high water springs to the point of commencement.

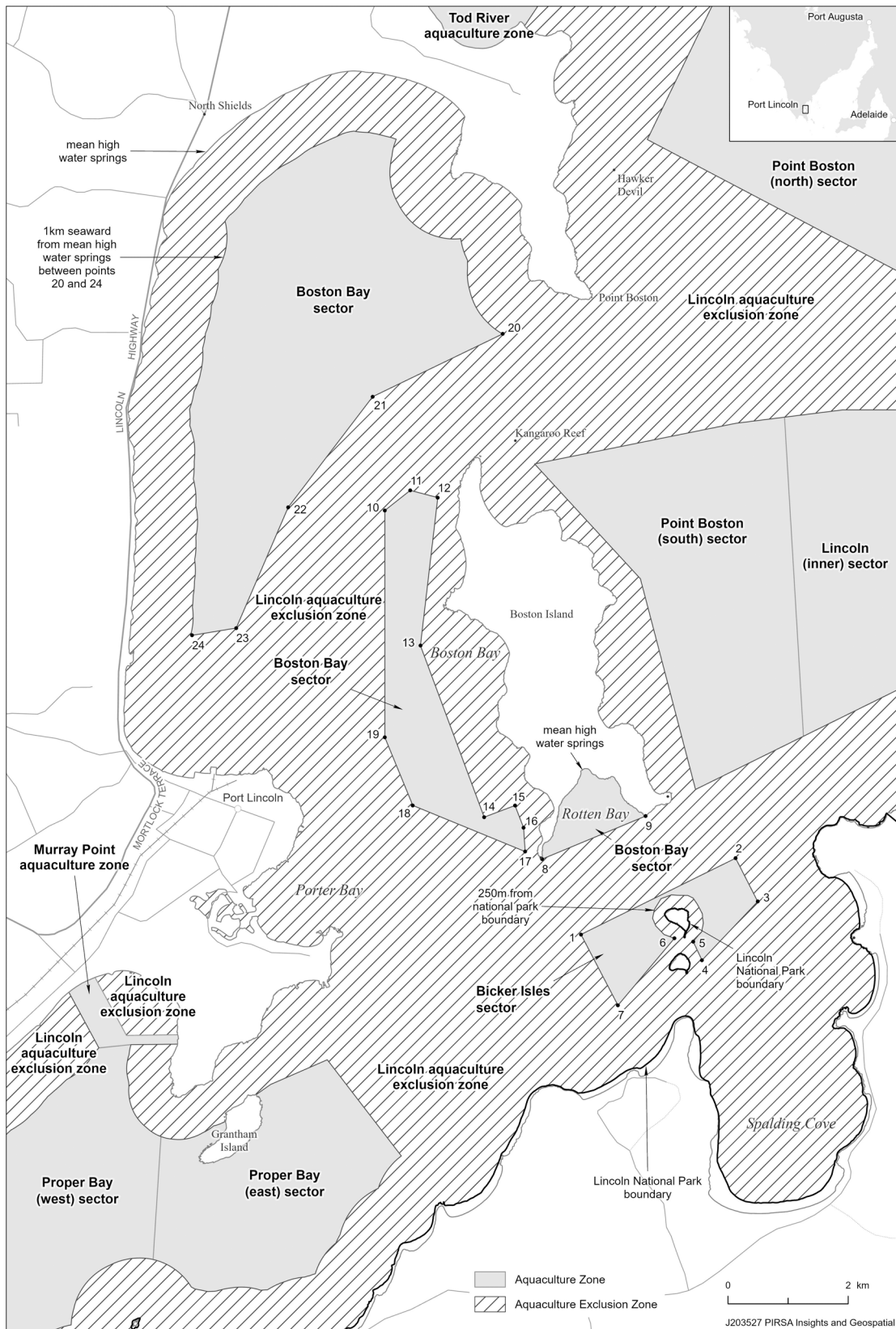
Schedule 2—Maps of zones

The maps in this Schedule are provided for convenience of reference only.

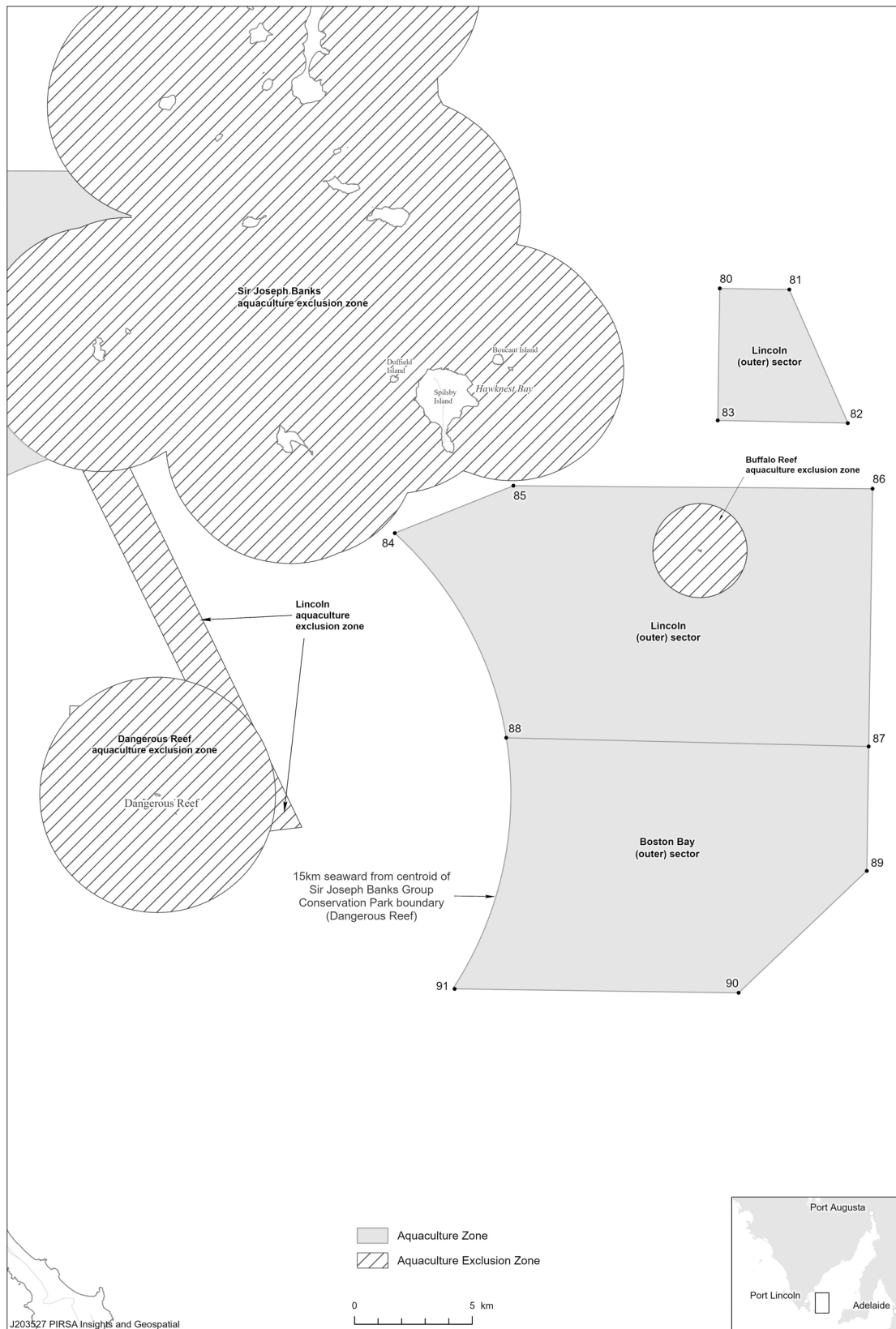
Overview



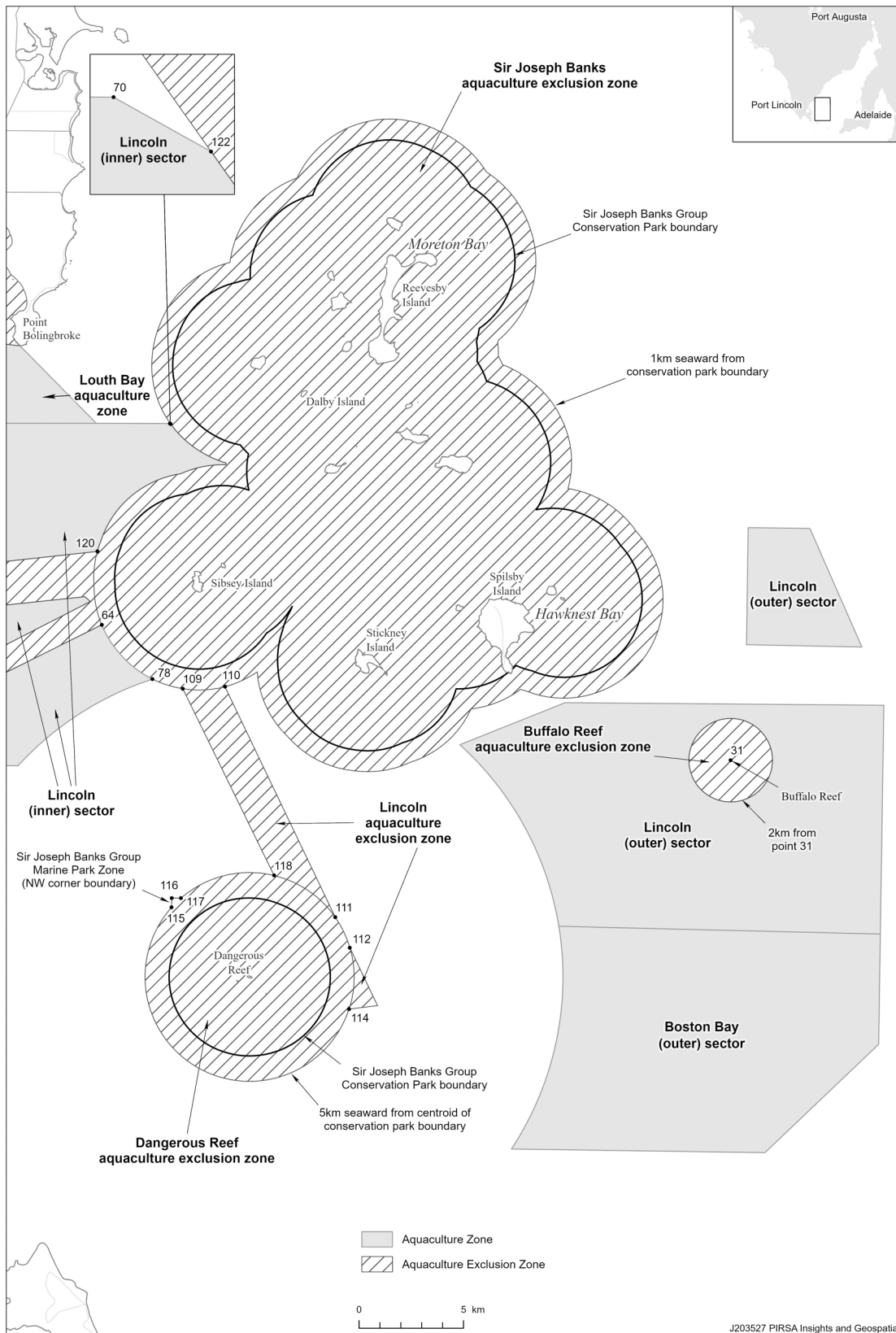
Boston Bay aquaculture zone (Bicker Isles sector and Boston Bay sector)



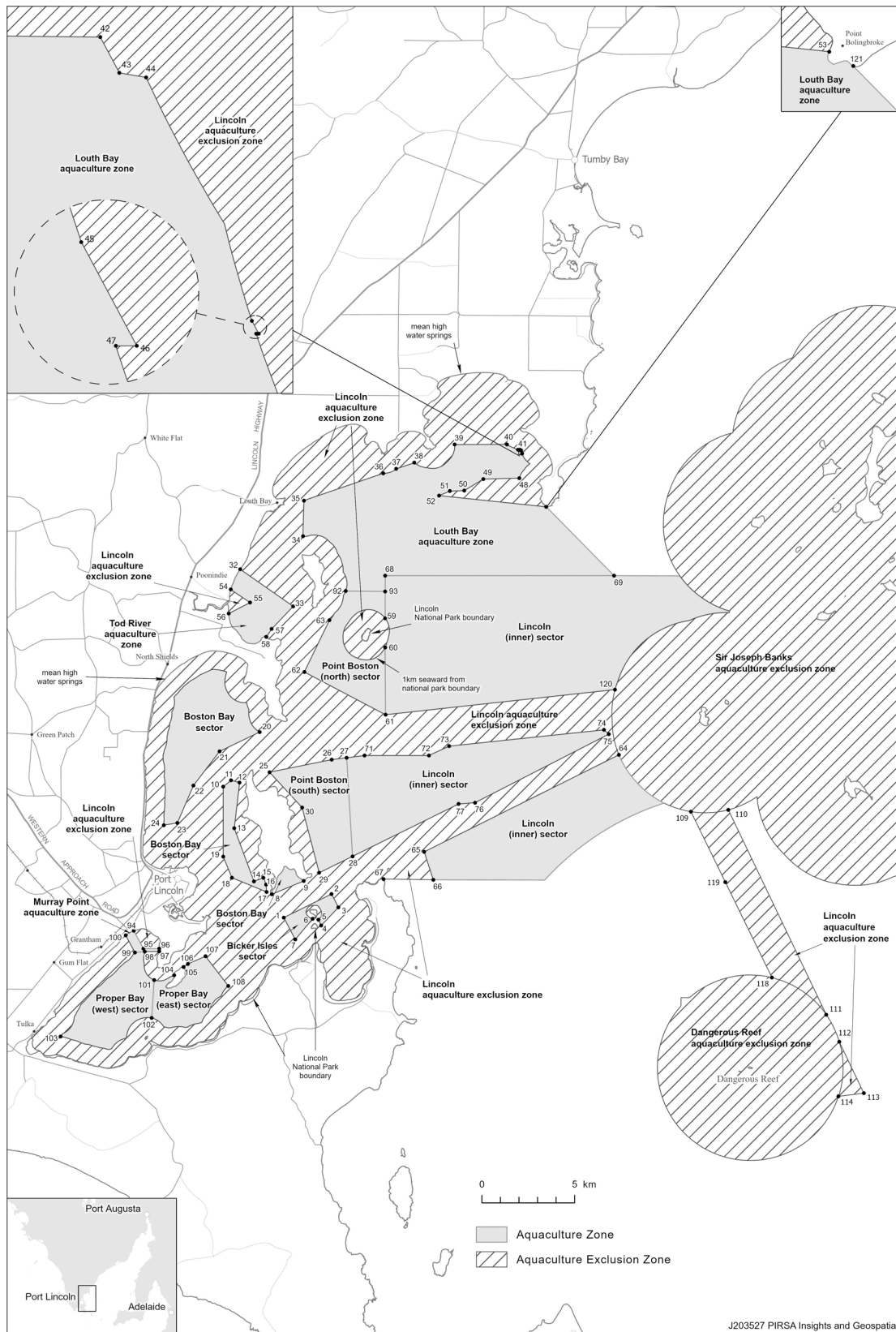
Boston Bay aquaculture zone (Boston Bay (outer) sector) and Lincoln aquaculture zone (Lincoln (outer) sector)



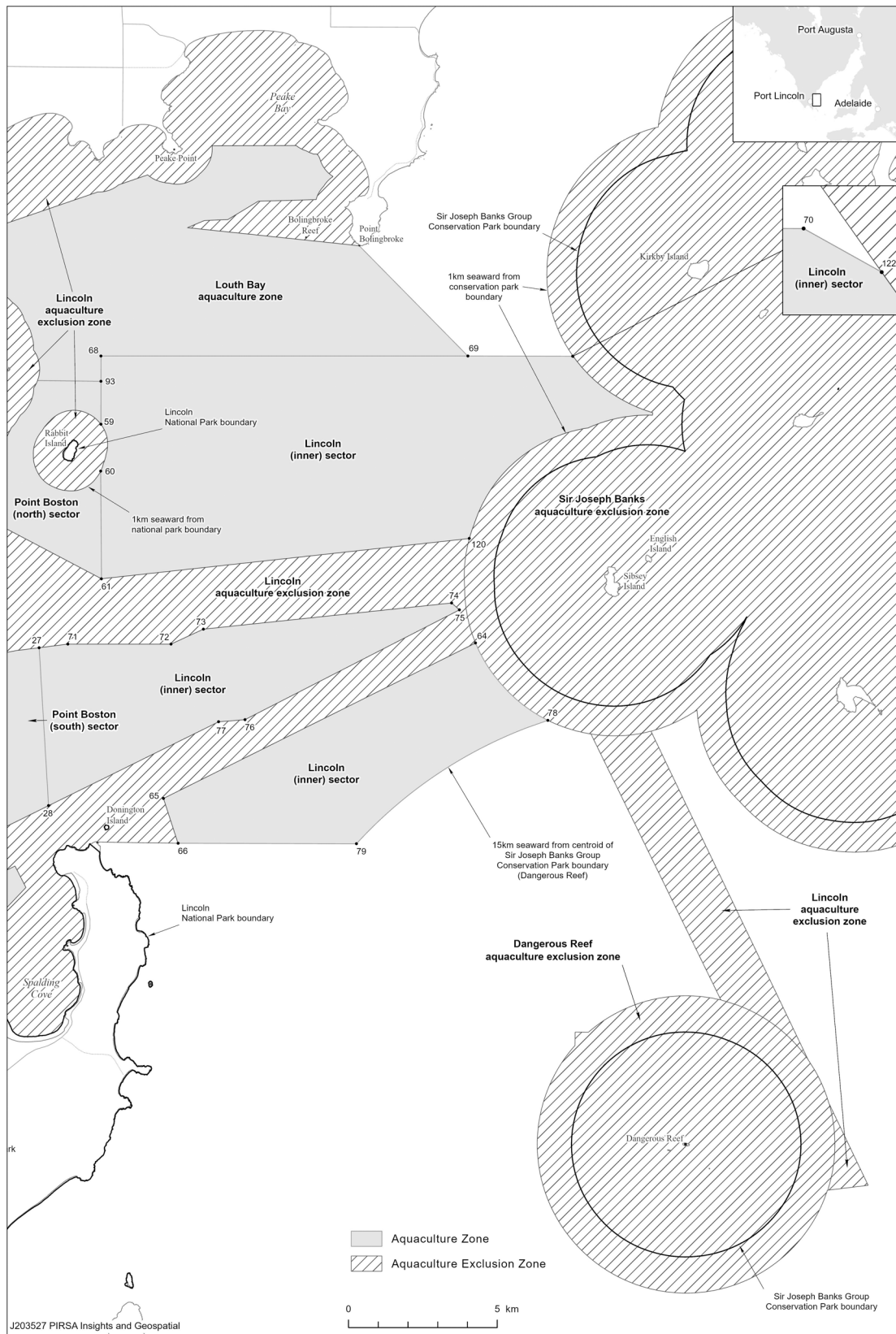
Buffalo Reef aquaculture exclusion zone, Dangerous Reef aquaculture exclusion zone and Sir Joseph Banks aquaculture exclusion zone



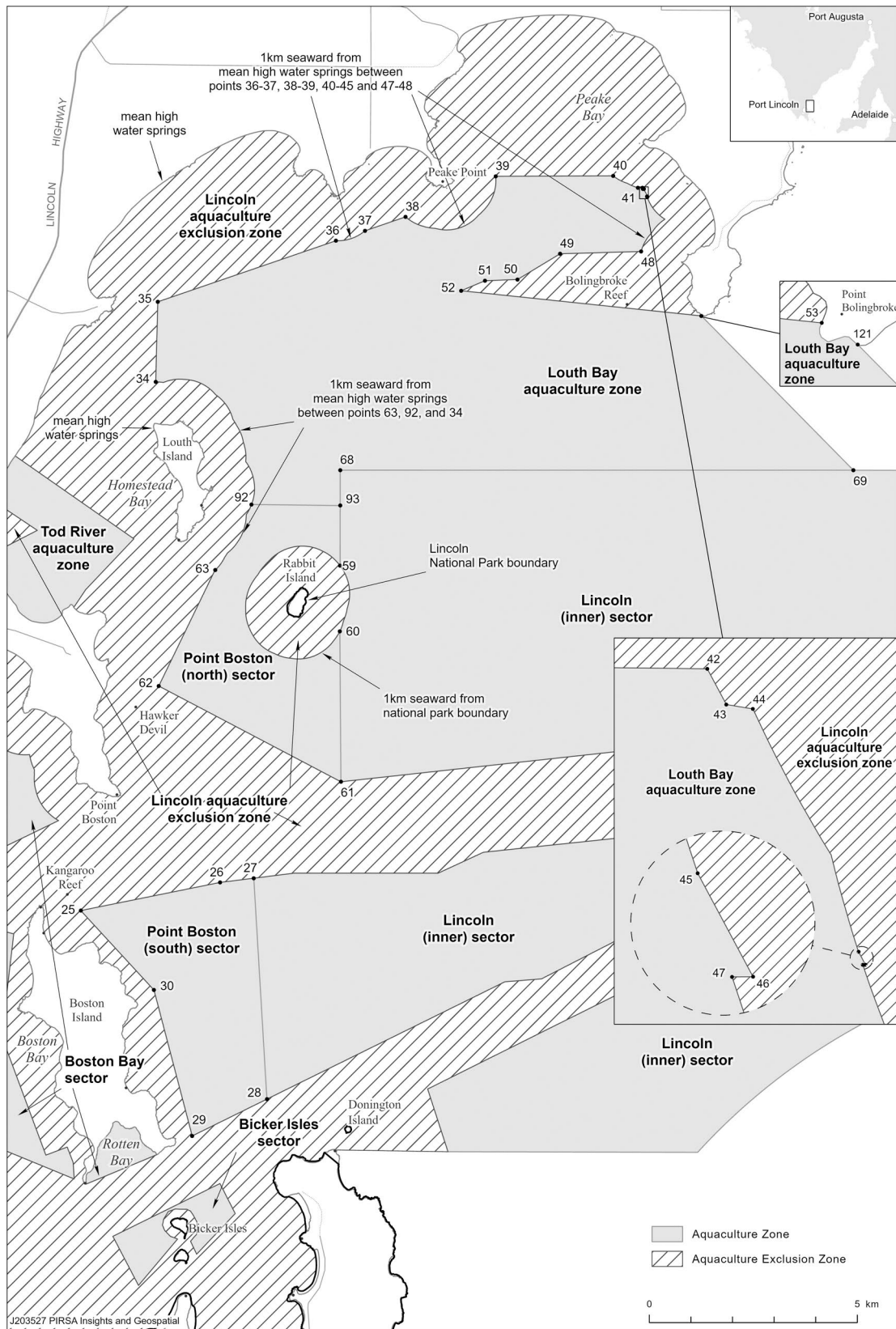
Lincoln aquaculture exclusion zone



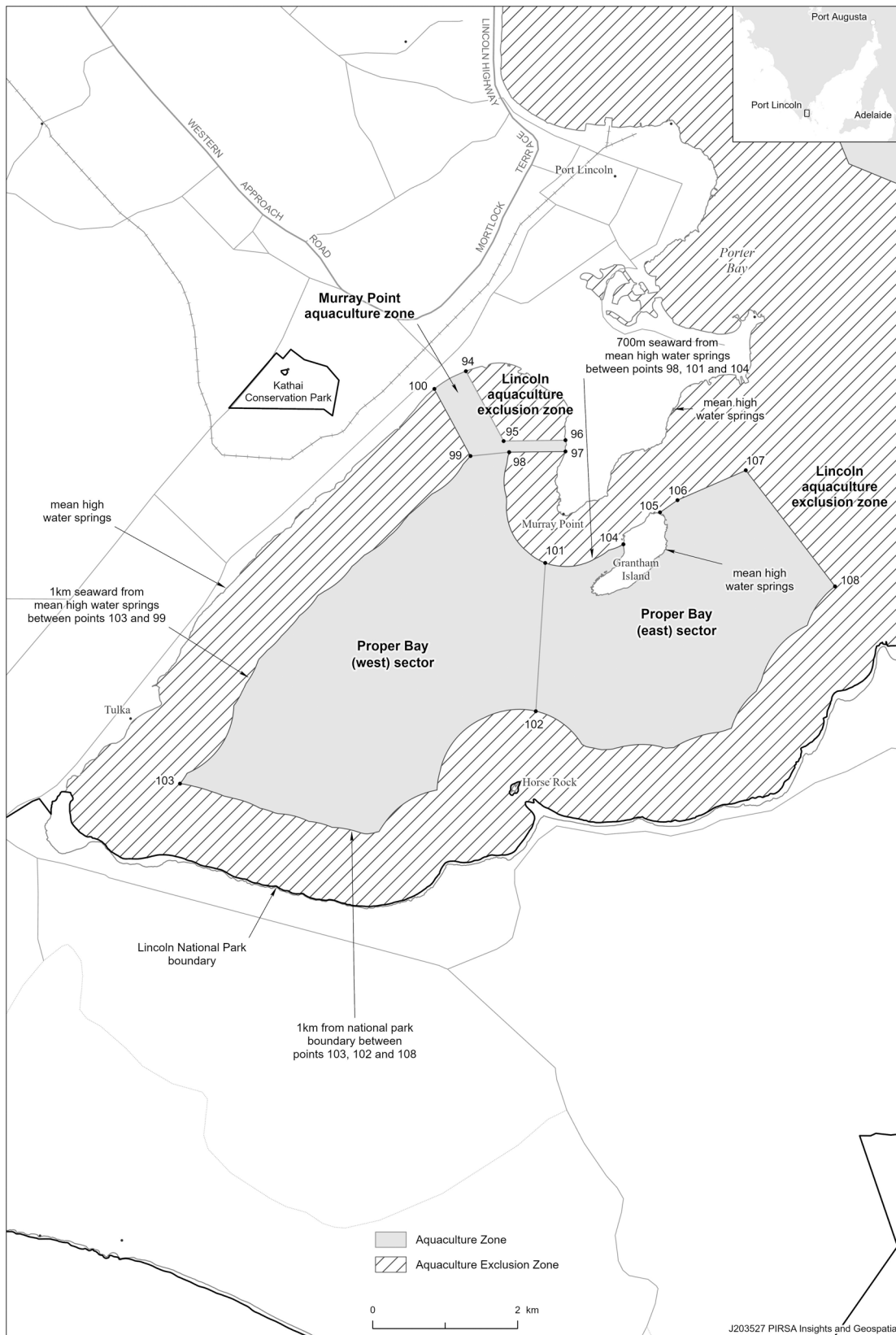
Lincoln aquaculture zone (Lincoln (inner) sector)



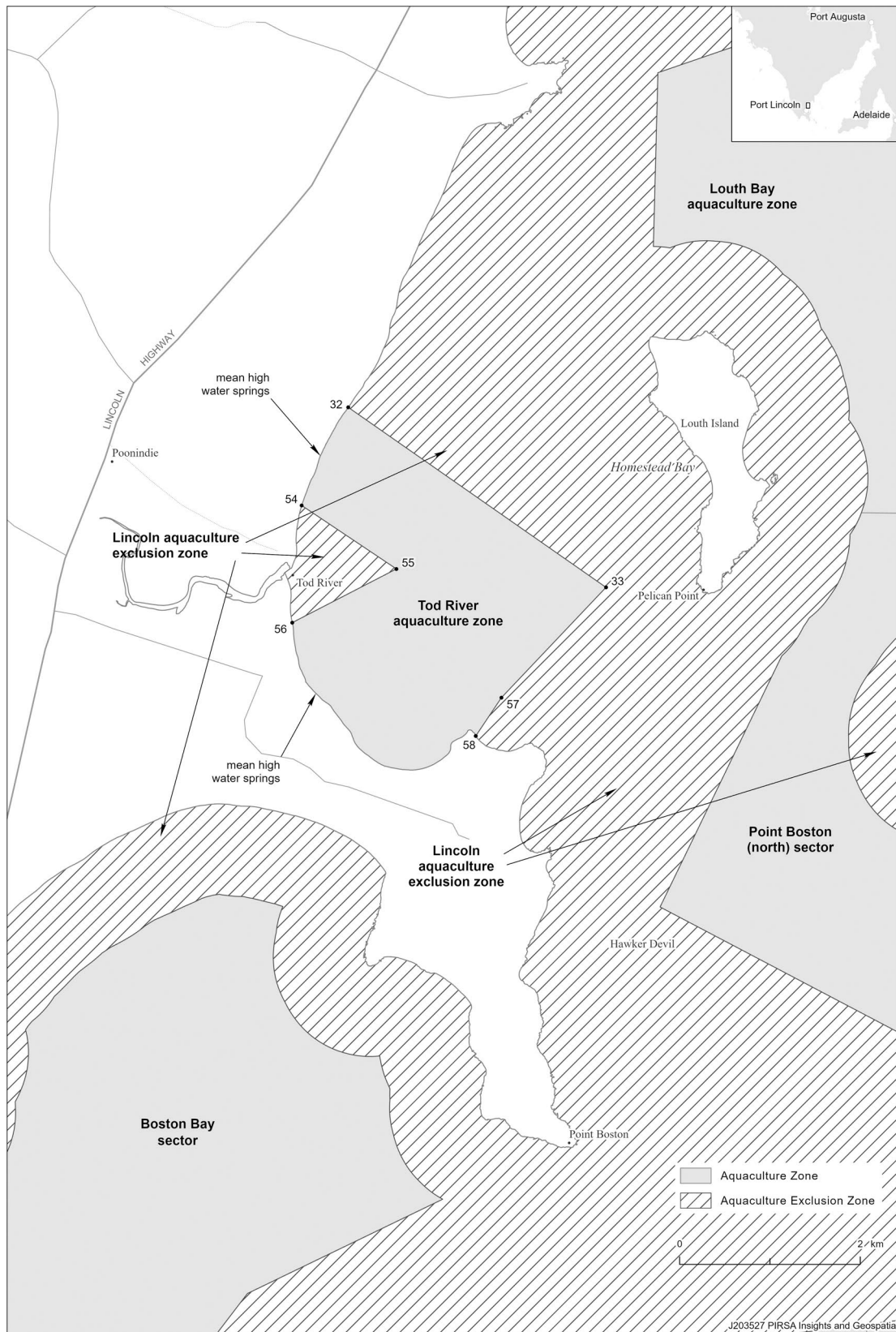
Louth Bay aquaculture zone and Point Boston aquaculture zone



Murray Point aquaculture zone and Proper Bay aquaculture zone



Tod River aquaculture zone



Schedule 3—Amendment of policy by Gazette notice (Lincoln aquaculture zone)

1—Amendment of clause 2—Interpretation

Clause 2(1)—after the definition of *Lincoln (inner) sector* insert:

Lincoln (inner south) sector means the area within the Lincoln aquaculture zone described in Schedule 1 clause 5(ab);

2—Amendment of clause 13—Lincoln aquaculture zone

Clause 13—after "Lincoln (inner) sector" insert:

, the Lincoln (inner south) sector

3—Amendment of clause 16—Prescribed criteria

Clause 16—after paragraph (a) insert:

- (ab) in the Lincoln (inner south) sector—
 - (i) the leased area must not exceed 375 hectares; and
 - (ii) the biomass of prescribed wild caught tuna being farmed must not exceed 3 859 tonnes or, if some other amount is specified by the Minister by notice in the Gazette, that other amount;

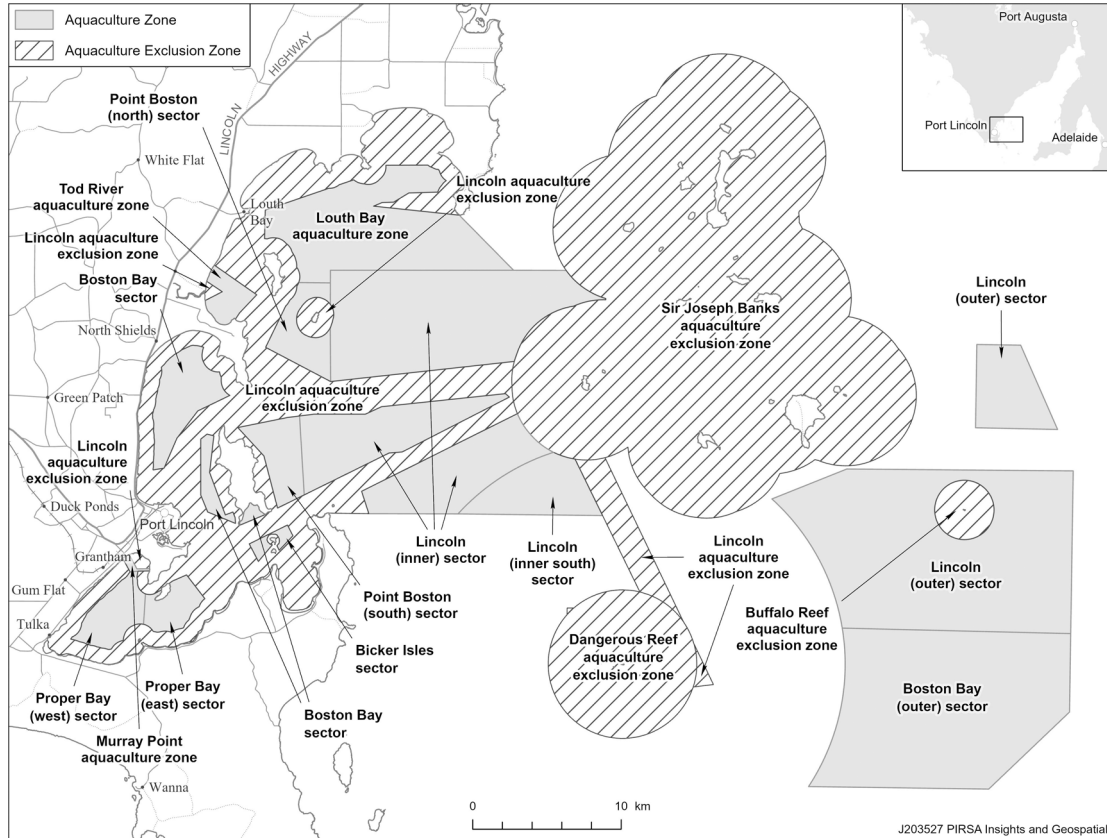
4—Amendment of Schedule 1—Descriptions of zones

Schedule 1 clause 5—after paragraph (a) insert:

- (ab) the Lincoln (inner south) sector, comprising the State waters contained within and bounded by a line commencing at a location on the line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) closest to 34°43'30.54" South, 136°05'25.01" East (Point 79), then generally north-easterly following the said line 15 000 metres seaward from a point closest to 34°48'54.71" South, 136°12'45.48" East (Dangerous Reef) to the intersection of the line 1 000 metres seaward of the Sir Joseph Banks Group Conservation Park boundary closest to 34°41'13.52" South, 136°09'36.01" East (Point 78), then generally south-easterly following the line 1 000 metres seaward of the Sir Joseph Banks Group Conservation Park boundary to the location closest to 34°41'27.84" South, 136°10'33.24" East (Point 109), then south-easterly to the location closest to 34°43'30.55" South, 136°11'47.99" East (Point 119), then westerly to the point of commencement;

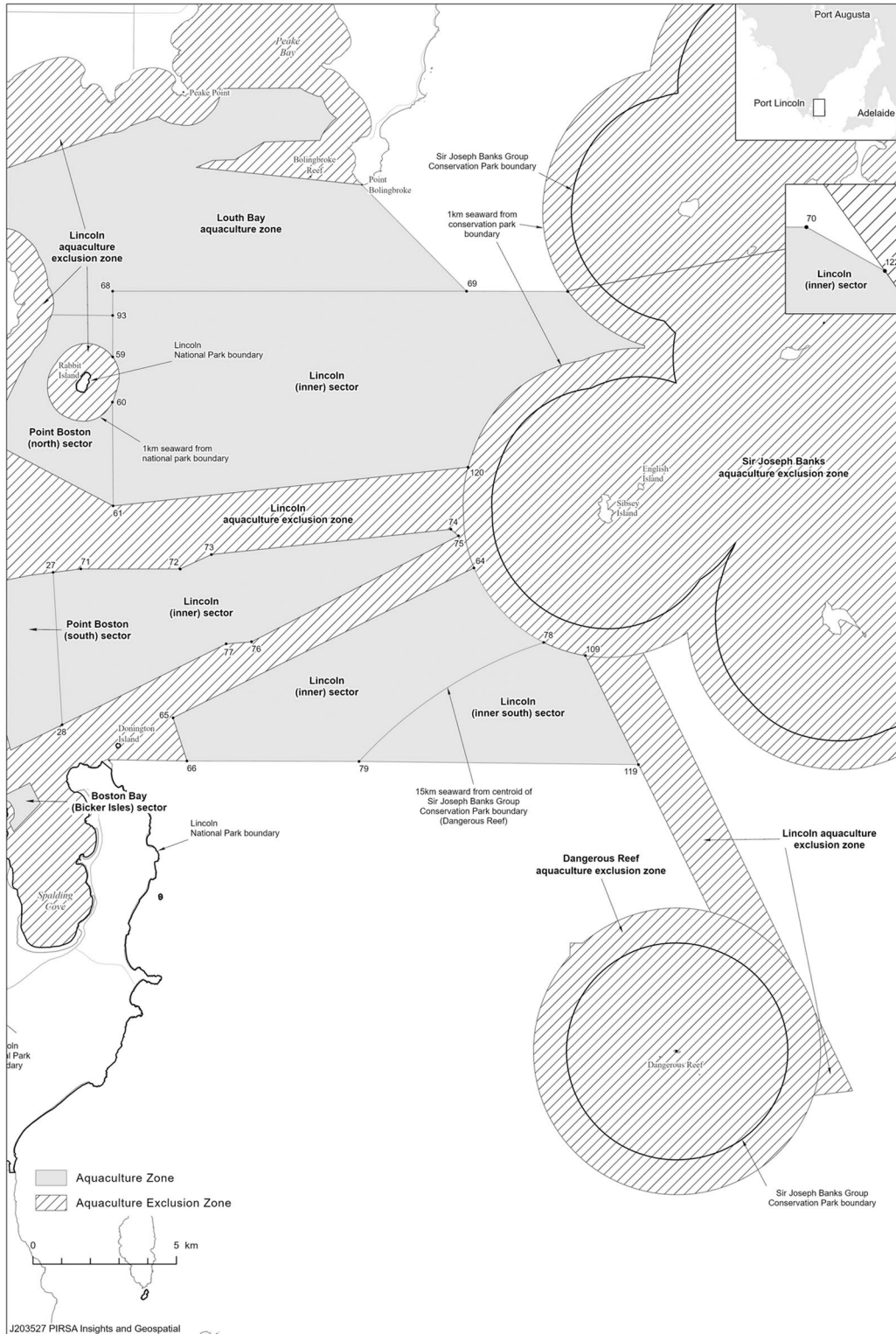
5—Amendment of Schedule 2—Maps of zones

(1) Schedule 2, overview map—delete the map and substitute:



- (2) Schedule 2—after the map relating to the Lincoln aquaculture zone (Lincoln (inner) sector) insert:

Lincoln aquaculture zone (Lincoln (inner south) sector)



Schedule 4—Repeal of *Aquaculture (Zones—Lower Eyre Peninsula) Policy 2013*

The *Aquaculture (Zones—Lower Eyre Peninsula) Policy 2013* is repealed.

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.

Principal policy

| Notice | Provision under which notice is made | Publication of policy in Gazette | Commencement |
|-------------------------|--------------------------------------|----------------------------------|--------------|
| Gazette 2.11.2023 p3660 | 12 | <i>Gazette 2.11.2023 p3661</i> | 2.11.2023 |