

South Australia

Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005

under the *Aquaculture Act 2001*

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Part 1—Preliminary

1—Short title

This policy may be cited as the *Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005*.

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, prospective aquaculture zones and aquaculture exclusion zones; and
 - (b) specifies—
 - (i) for an aquaculture zone—the classes of aquaculture permitted in the zone; and
 - (ii) for a prospective aquaculture zone—the period for which the zone has effect; and
 - (c) specifies 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 particular zones.
- (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.

5—Map of all zones

The map in Schedule 1 indicates all the aquaculture, prospective aquaculture and aquaculture exclusion zones in Eastern Spencer Gulf and is provided for information purposes only.

Part 2—Hardwicke Bay aquaculture zones

Division 1—Hardwicke Bay (inner) subtidal aquaculture zone

6—Identification of aquaculture zone

The Hardwicke Bay (inner) subtidal aquaculture zone is comprised of the waters delineated in the map in Schedule 2 as the Hardwicke Bay (inner) subtidal aquaculture zone.

7—Class of permitted aquaculture

The class of aquaculture permitted in the Hardwicke Bay (inner) subtidal aquaculture zone is the farming of molluscs.

8—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Hardwicke Bay (inner) subtidal aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) the zone must not contain more than 60 hectares of leased area;
 - (b) aquaculture should be successfully and substantially developed in the Hardwicke Bay (inner) subtidal aquaculture zone before aquaculture is developed in the Hardwicke Bay (middle) subtidal aquaculture zone;
 - (c) aquaculture should be successfully and substantially developed in the Hardwicke Bay (middle) subtidal aquaculture zone before aquaculture is developed in the Hardwicke Bay (outer) subtidal aquaculture zone.
- (2) However—
 - (a) subclause (1)(b) may be disregarded if the type of aquaculture proposed is more suited to the conditions in the Hardwicke Bay (middle) subtidal aquaculture zone; and
 - (b) subclause (1)(b) and (c) may be disregarded if the type of aquaculture proposed is more suited to the conditions in the Hardwicke Bay (outer) subtidal aquaculture zone.

Division 2—Hardwicke Bay (middle) subtidal aquaculture zone

9—Identification of aquaculture zone

The Hardwicke Bay (middle) subtidal aquaculture zone is comprised of the waters delineated in Schedule 2 as the Hardwicke Bay (middle) subtidal aquaculture zone.

10—Class of permitted aquaculture

The class of aquaculture permitted in the Hardwicke Bay (middle) subtidal aquaculture zone is the farming of molluscs.

11—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Hardwicke Bay (middle) subtidal aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) the zone must not contain more than 60 hectares of leased area;
 - (b) aquaculture should be successfully and substantially developed in the Hardwicke Bay (inner) subtidal aquaculture zone before aquaculture is developed in the Hardwicke Bay (middle) subtidal aquaculture zone;
 - (c) aquaculture should be successfully and substantially developed in the Hardwicke Bay (middle) subtidal aquaculture zone before aquaculture is developed in the Hardwicke Bay (outer) subtidal aquaculture zone.
- (2) However—
 - (a) subclause (1)(b) may be disregarded if the type of aquaculture proposed is more suited to the conditions in the Hardwicke Bay (middle) subtidal aquaculture zone; and
 - (b) subclause (1)(b) and (c) may be disregarded if the type of aquaculture proposed is more suited to the conditions in the Hardwicke Bay (outer) subtidal aquaculture zone.

Division 3—Hardwicke Bay (outer) subtidal aquaculture zone

12—Identification of aquaculture zone

The Hardwicke Bay (outer) subtidal aquaculture zone is comprised of the waters delineated in Schedule 2 as the Hardwicke Bay (outer) subtidal aquaculture zone.

13—Class of permitted aquaculture

The class of aquaculture permitted in the Hardwicke Bay (outer) subtidal aquaculture zone is the farming of molluscs.

14—Prescribed criteria

- (1) In the determination of applications for licences and in the making of other decisions under the Act in relation to the Hardwicke Bay (outer) subtidal aquaculture zone, the following prescribed criteria must be taken into account:
 - (a) the zone must not contain more than 60 hectares of leased area;
 - (b) aquaculture should be successfully and substantially developed in the Hardwicke Bay (inner) subtidal aquaculture zone before aquaculture is developed in the Hardwicke Bay (middle) subtidal aquaculture zone;
 - (c) aquaculture should be successfully and substantially developed in the Hardwicke Bay (middle) subtidal aquaculture zone before aquaculture is developed in the Hardwicke Bay (outer) subtidal aquaculture zone.

(2) However—

- (a) subclause (1)(b) may be disregarded if the type of aquaculture proposed is more suited to the conditions in the Hardwicke Bay (middle) subtidal aquaculture zone; and
- (b) subclause (1)(b) and (c) may be disregarded if the type of aquaculture proposed is more suited to the conditions in the Hardwicke Bay (outer) subtidal aquaculture zone.

Part 3—Point Pearce prospective aquaculture zone

15—Identification of prospective aquaculture zone

The Point Pearce prospective aquaculture zone is comprised of the waters delineated in Schedule 3 as the Point Pearce prospective aquaculture zone.

16—Period for which zone has effect

The Point Pearce prospective aquaculture zone has effect for a period of 3 years from the commencement of this policy.

17—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Point Pearce prospective aquaculture zone, it must be taken into account that the zone must not contain more than 22 hectares of leased area.

Part 4—Point Riley aquaculture exclusion zone

18—Identification of aquaculture exclusion zone

The Point Riley aquaculture exclusion zone is comprised of the waters delineated in Schedule 4 as the Point Riley aquaculture exclusion zone.

Part 5—Port Broughton intertidal aquaculture zone and aquaculture exclusion zone

Division 1—Port Broughton intertidal aquaculture zone

19—Identification of aquaculture zone

The Port Broughton intertidal aquaculture zone is comprised of the waters delineated in Schedule 5 as the Port Broughton intertidal aquaculture zone.

20—Class of permitted aquaculture

The class of aquaculture permitted in the Port Broughton intertidal aquaculture zone is the farming of filter-feeding molluscs.

21—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Port Broughton intertidal aquaculture zone, it must be taken into account that the zone must not contain more than 65 hectares of leased area.

Division 2—Port Broughton aquaculture exclusion zone

22—Identification of aquaculture exclusion zone

The Port Broughton aquaculture exclusion zone is comprised of the waters delineated in Schedule 5 as the Port Broughton aquaculture exclusion zone.

Part 6—Port Hughes aquaculture exclusion zone

23—Identification of aquaculture exclusion zone

The Port Hughes aquaculture exclusion zone is comprised of the waters delineated in the map in Schedule 4 as the Port Hughes aquaculture exclusion zone.

Part 7—Tickera aquaculture zones

Division 1—Tickera intertidal aquaculture zone

24—Identification of aquaculture zone

The Tickera intertidal aquaculture zone is comprised of the waters delineated in Schedule 5 as the Tickera intertidal aquaculture zone.

25—Class of permitted aquaculture

The class of aquaculture permitted in the Tickera intertidal aquaculture zone is the farming of filter-feeding molluscs.

26—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Tickera intertidal aquaculture zone, it must be taken into account that the zone must not contain more than 40 hectares of leased area.

Division 2—Tickera subtidal aquaculture zone

27—Identification of aquaculture zone

The Tickera subtidal aquaculture zone is comprised of the waters delineated in the map in Schedule 5 as the Tickera subtidal aquaculture zone.

28—Class of permitted aquaculture

The class of aquaculture permitted in the Tickera subtidal aquaculture zone is the farming of filter-feeding molluscs.

29—Prescribed criteria

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

- (a) the zone must not contain more than 60 hectares of leased area;

- (b) the holder of a licence authorising aquaculture in the zone must also hold a licence authorising aquaculture in the Tickera intertidal aquaculture zone or the Port Broughton intertidal aquaculture zone.

Part 8—Wallaroo subtidal aquaculture zone and Wallaroo aquaculture exclusion zone

Division 1—Wallaroo subtidal aquaculture zone

30—Identification of aquaculture zone

The Wallaroo subtidal aquaculture zone is comprised of the waters delineated in the map in Schedule 4 as the Wallaroo subtidal aquaculture zone.

31—Class of permitted aquaculture

The class of aquaculture permitted in the Wallaroo subtidal aquaculture zone is the farming of molluscs.

32—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Wallaroo subtidal aquaculture zone, it must be taken into account that the zone must not contain more than 320 hectares of leased area.

Division 2—Wallaroo aquaculture exclusion zone

33—Identification of aquaculture exclusion zone

The Wallaroo aquaculture exclusion zone is comprised of the waters delineated in the map in Schedule 4 as the Wallaroo aquaculture exclusion zone.

Part 9—Woods Point prospective aquaculture zone

34—Identification of prospective aquaculture zone

The Woods Point prospective aquaculture zone is comprised of the waters delineated in the map in Schedule 6 as the Woods Point prospective aquaculture zone.

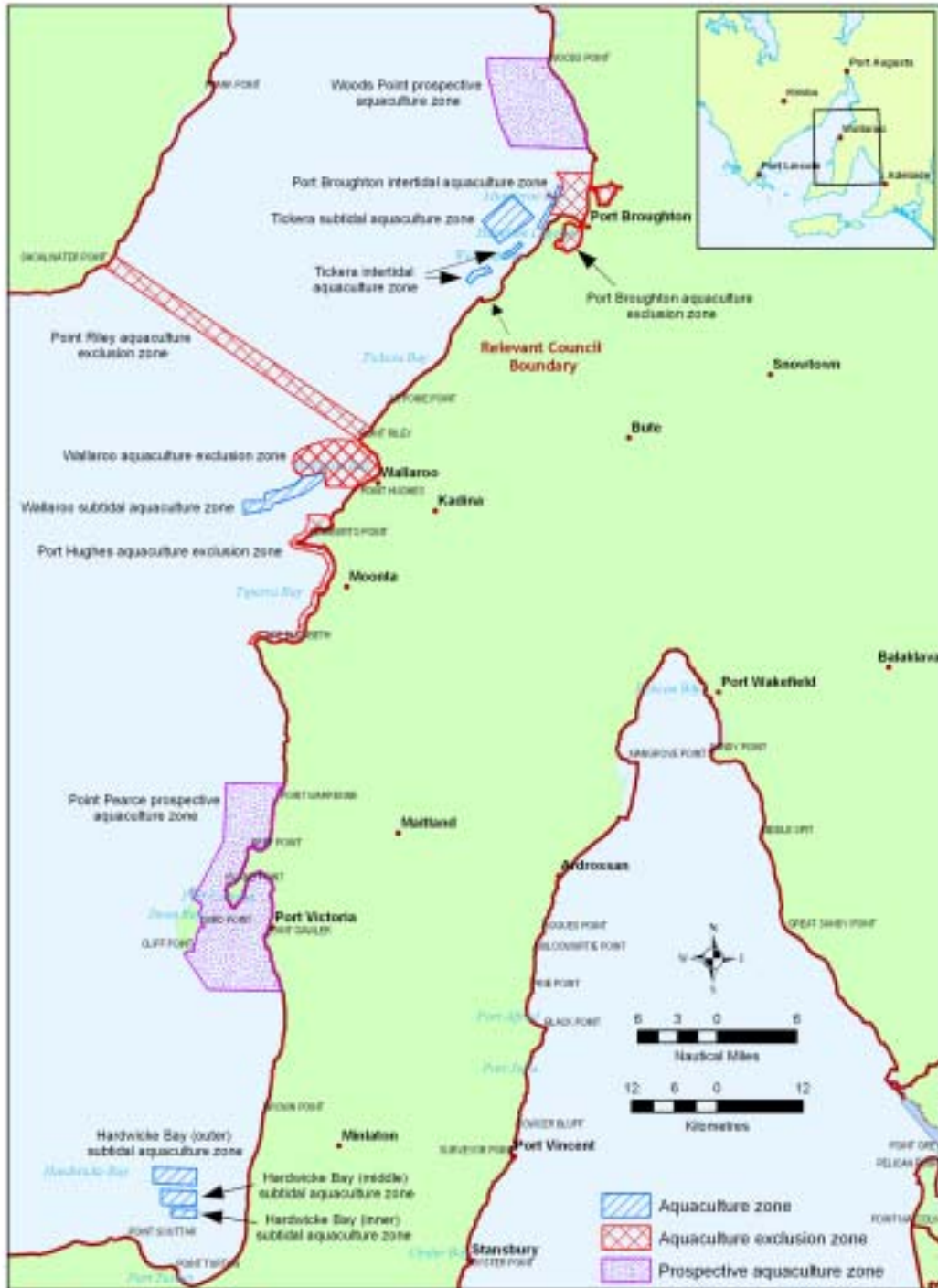
35—Period for which zone has effect

The Woods Point prospective aquaculture zone has effect for a period of 3 years from the commencement of this policy.

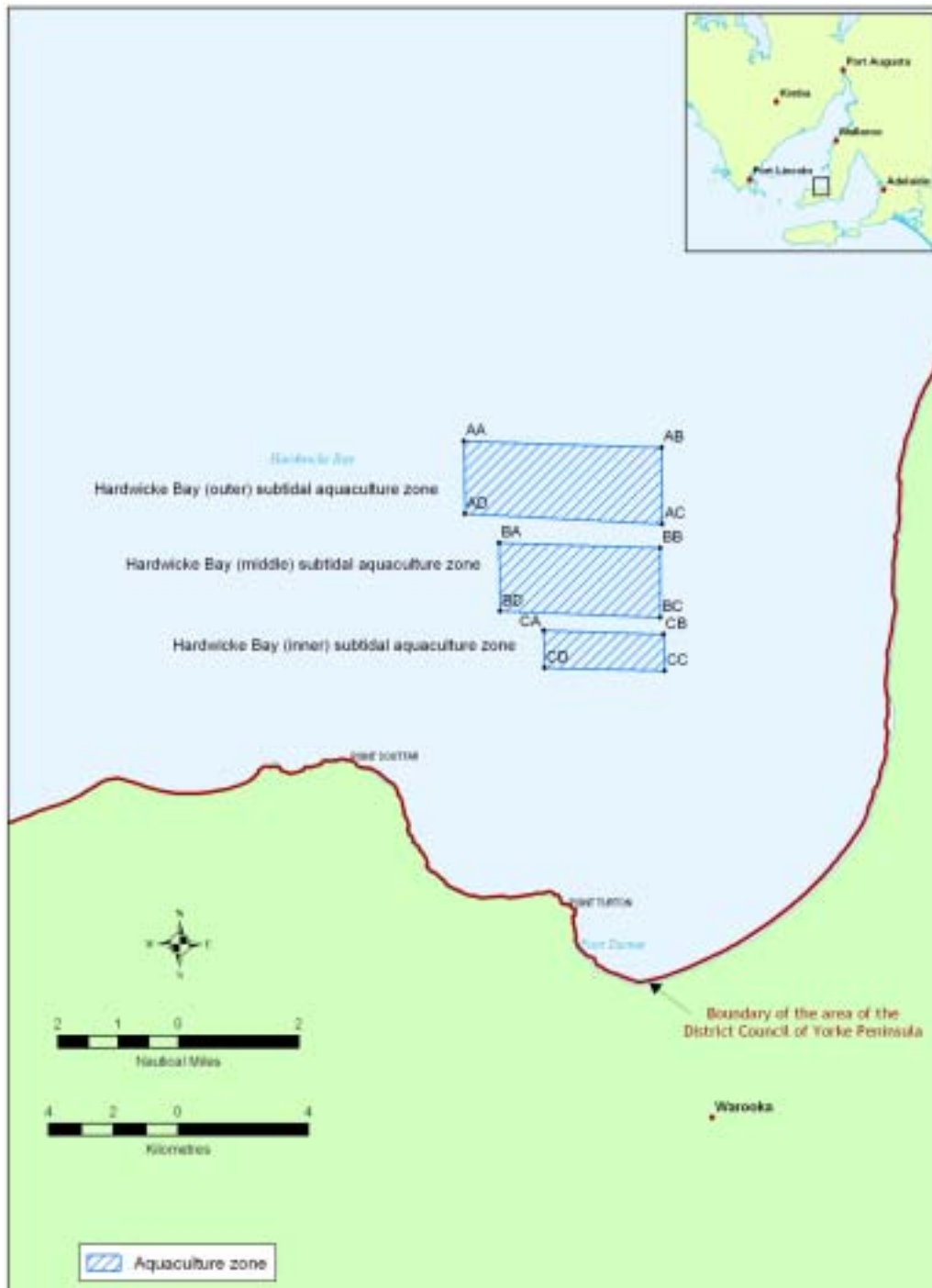
36—Prescribed criteria

In the determination of applications for licences and in the making of other decisions under the Act in relation to the Woods Point prospective aquaculture zone, it must be taken into account that the zone must not contain more than 10 hectares of leased area.

Schedule 1—Map of all zones (overview)



Schedule 2—Map of Hardwicke Bay (inner), (middle) and (outer) subtidal aquaculture zones



Coordinates—Hardwicke Bay (outer) subtidal aquaculture zone (GDA94)

Point	Longitude	Latitude
AA	137°18'43.52" east	34°48'14.16" south
AB	137°22'43.13" east	34°48'16.02" south
AC	137°22'46.42" east	34°49'32.54" south
AD	137°18'46.7" east	34°49'27.05" south

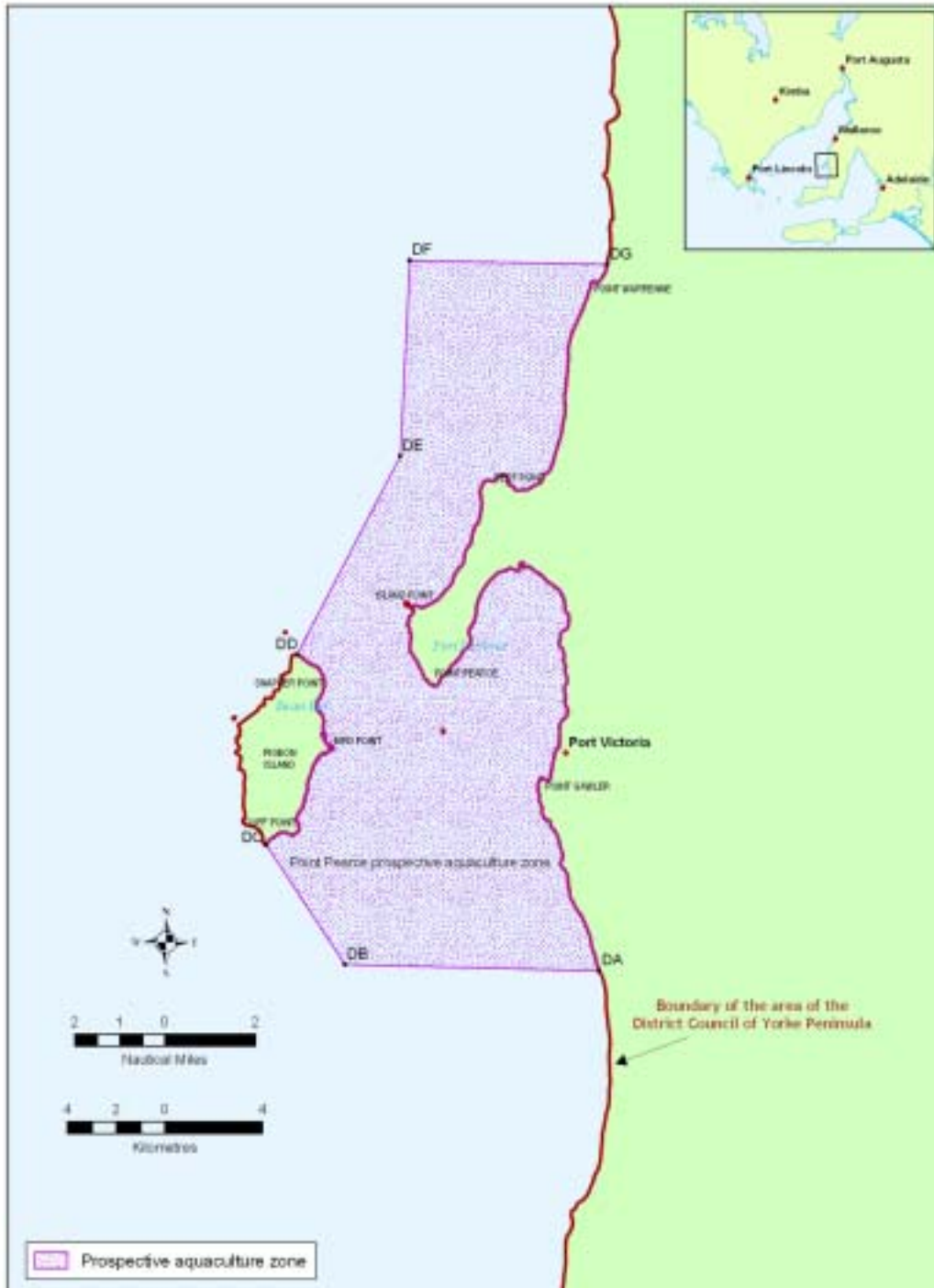
Coordinates—Hardwicke Bay (middle) subtidal aquaculture zone (GDA94)

Point	Longitude	Latitude
BA	137°19'28.86" east	34°49'55.31" south
BB	137°22'44.25" east	34°49'56.24" south
BC	137°22'46.14" east	34°51'06.09" south
BD	137°19'32.16" east	34°51'03.61" south

Coordinates—Hardwicke Bay (inner) subtidal aquaculture zone (GDA94)

Point	Longitude	Latitude
CA	137°20'25.54" east	34°51'21.87" south
CB	137°22'50.94" east	34°51'22.77" south
CC	137°22'53.12" east	34°51'59.23" south
CD	137°20'27.86" east	34°51'59.24" south

Schedule 3—Map of Point Pearce prospective aquaculture zone



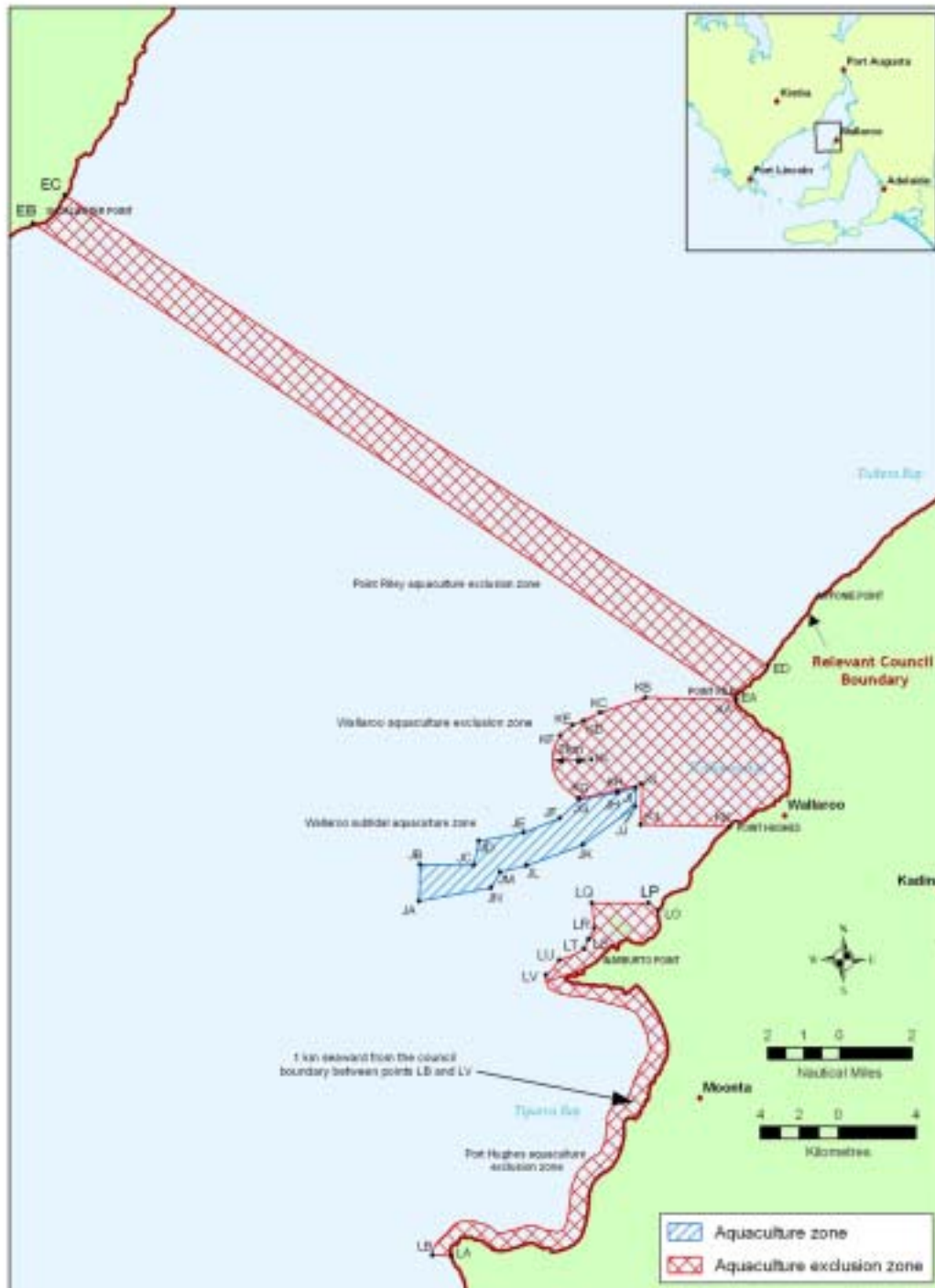
Coordinates—Point Pearce prospective aquaculture zone (GDA94)

Point	Longitude	Latitude
DA	137°30'09.47" east	34°34'39.11" south
DB	137°23'19.12" east	34°34'39.16" south
DC	137°21'08.05" east	34°32'02.2" south
DD	137°21'51.2" east	34°27'47.53" south
DE	137°24'29.33" east	34°23'19.38" south
DF	137°24'36.43" east	34°18'57.87" south
DG	137°29'53.98" east	34°18'57.24" south

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Schedule 4—Map of Point Riley aquaculture exclusion zone, Port Hughes aquaculture exclusion zone, Wallaroo subtidal aquaculture zone and Wallaroo aquaculture exclusion zone

Schedule 4—Map of Point Riley aquaculture exclusion zone, Port Hughes aquaculture exclusion zone, Wallaroo subtidal aquaculture zone and Wallaroo aquaculture exclusion zone



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Map of Point Riley aquaculture exclusion zone, Port Hughes aquaculture exclusion zone, Wallaroo subtidal aquaculture zone and Wallaroo aquaculture exclusion zone—Schedule 4

Coordinates—Point Riley aquaculture exclusion zone (GDA94)

Point	Longitude	Latitude
EA	137°36'00.15" east	33°52'41.3" south
EB	137°12'12.99" east	33°39'52.43" south
EC	137°13'15.24" east	33°39'05.07" south
ED	137°37'01.38" east	33°51'43.62" south

Coordinates—Wallaroo subtidal aquaculture zone (GDA94)

Point	Longitude	Latitude
JA	137°25'35.26" east	33°58'31.44" south
JB	137°25'35.85" east	33°57'30.67" south
JC	137°27'23.38" east	33°57'29.21" south
JD	137°27'32.24" east	33°56'49.03" south
JE	137°29'01.92" east	33°56'33.11" south
JF	137°30'12.84" east	33°56'07.95" south
JG	137°30'51.87" east	33°55'35.85" south
JH	137°32'07.69" east	33°55'22.15" south
JI	137°32'43.36" east	33°55'13.32" south
JJ	137°32'44.14" east	33°55'45.02" south
JK	137°31'01.03" east	33°56'51.47" south
JL	137°29'09.72" east	33°57'27.73" south
JM	137°28'15.96" east	33°57'39.5" south
JN	137°27'59.41" east	33°58'06.45" south

Coordinates—Wallaroo aquaculture exclusion zone (GDA94)

Point	Longitude	Latitude
KA	137°35'59.98" east	33°52'42.35" south
KB	137°32'59.3" east	33°52'42.3" south
KC	137°31'29" east	33°53'09.16" south
KD	137°30'56.12" east	33°53'23.3" south
KE	137°30'34.28" east	33°53'31.67" south
KF	137°30'09.99" east	33°53'49.28" south
KG	137°30'49.98" east	33°55'33.06" south
KH	137°32'07.26" east	33°55'18.79" south
KI	137°32'55.79" east	33°55'06.3" south
KJ	137°32'55.61" east	33°56'14.82" south
KK	137°35'53.14" east	33°56'14.73" south
KL	137°31'13.44" east	33° 54'28.37" south

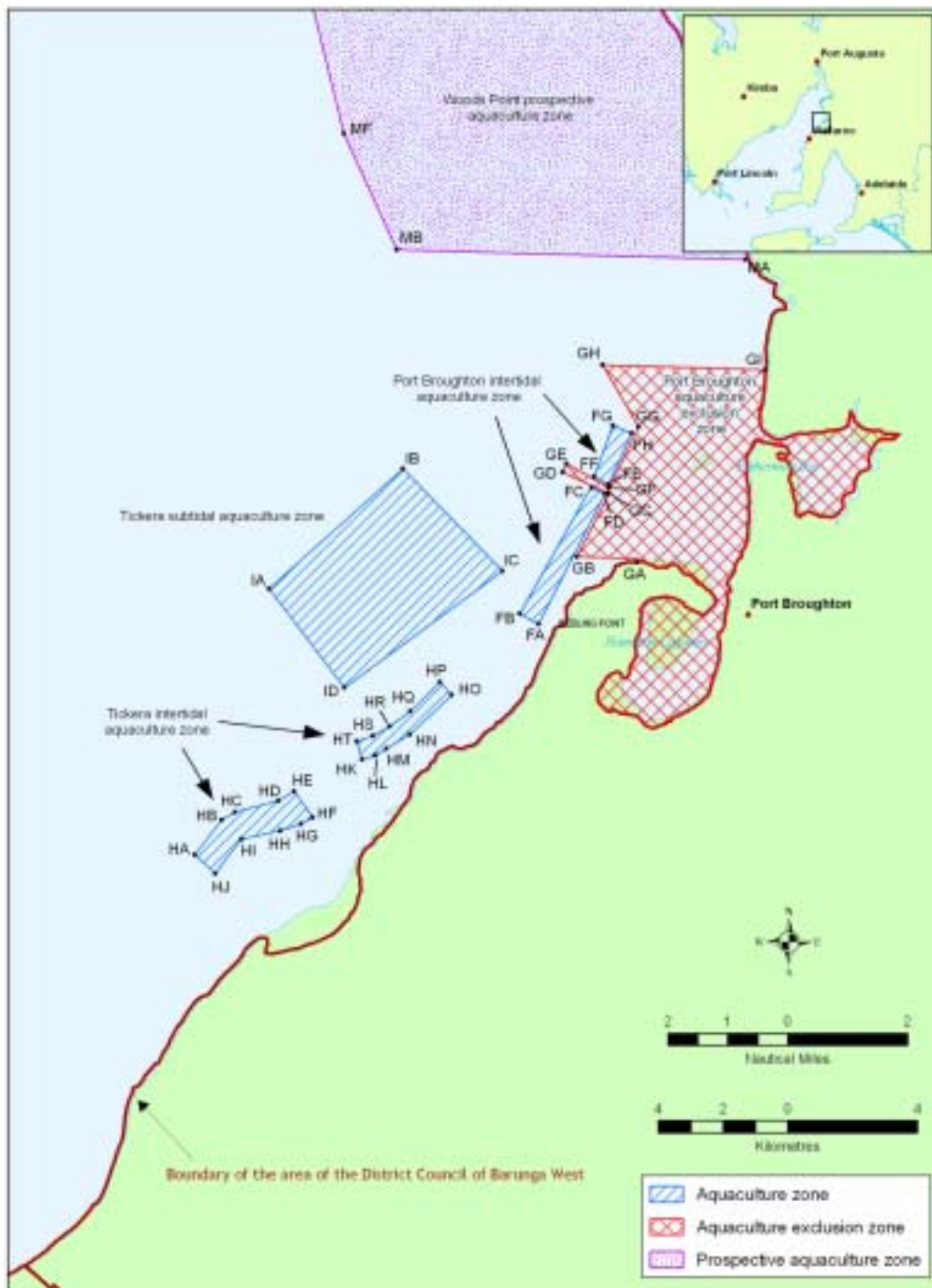
Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005

Schedule 4—Map of Point Riley aquaculture exclusion zone, Port Hughes aquaculture exclusion zone, Wallaroo subtidal aquaculture zone and Wallaroo aquaculture exclusion zone

Coordinates—Port Hughes aquaculture exclusion zone (GDA94)

Point	Longitude	Latitude
LA	137°26'58.03" east	34°08'22.96" south
LB	137°26'18.94" east	34°08'22.96" south
LO	137°33'34.84" east	33°58'37.94" south
LP	137°33'15.65" east	33°58'25.62" south
LQ	137°31'21.78" east	33°58'28.15" south
LR	137°31'28.16" east	33°59'09.65" south
LS	137°31'16.6" east	33°59'28.98" south
LT	137°31'08.22" east	33°59'44.69" south
LU	137°30'18.94" east	34°00'04.82" south
LV	137°29'53.03" east	34°00'29.96" south

Schedule 5—Map of Port Broughton intertidal aquaculture zone, Port Broughton aquaculture exclusion zone and Tickera intertidal and subtidal aquaculture zones



Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005

Schedule 5—Map of Port Broughton intertidal aquaculture zone, Port Broughton aquaculture exclusion zone and Tickera intertidal and subtidal aquaculture zones

Coordinates—Port Broughton intertidal aquaculture zone (GDA94)

Point	Longitude	Latitude
FA	137°51'58.33" east	33°36'17.94" south
FB	137°51'35.45" east	33°36'07.95" south
FC	137°52'57.72" east	33°33'59.5" south
FD	137°53'13.87" east	33°34'05.07" south
FE	137°53'17.58" east	33°33'55.62" south
FF	137°52'59.96" east	33°33'48.47" south
FG	137°53'20.83" east	33°32'56.11" south
FH	137°53'43.7" east	33°33'03.49" south

Coordinates—Port Broughton aquaculture exclusion zone (GDA94)

Point	Longitude	Latitude
GA	137°53'54.39" east	33°35'13.13" south
GB	137°52'42.17" east	33°35'09.12" south
GC	137°53'18.58" east	33°34'05.06" south
GD	137°52'22.43" east	33°33'44.78" south
GE	137°52'26.65" east	33°33'36.01" south
GF	137°53'19.09" east	33°33'59.09" south
GG	137°53'51.38" east	33°32'56.98" south
GH	137°53'06.55" east	33°31'55.67" south
GI	137°56'21.69" east	33°31'55.99" south

Coordinates—Tickera intertidal aquaculture zone (GDA94)

Point	Longitude	Latitude
HA	137°45'13.51" east	33°40'19.16" south
HB	137°45'45.07" east	33°39'43.29" south
HC	137°46'00.62" east	33°39'35.07" south
HD	137°46'52.62" east	33°39'22.38" south
HE	137°47'11.29" east	33°39'12.67" south
HF	137°47'34.39" east	33°39'38.09" south
HG	137°47'20.17" east	33°39'45.19" south
HH	137°46'55.73" east	33°39'52.65" south
HI	137°46'09.51" east	33°40'01.98" south
HJ	137°45'39.28" east	33°40'37.48" south
HK	137°48'31.75" east	33°38'38.86" south
HL	137°48'47.28" east	33°38'34.2" south
HM	137°49'00.17" east	33°38'27.29" south

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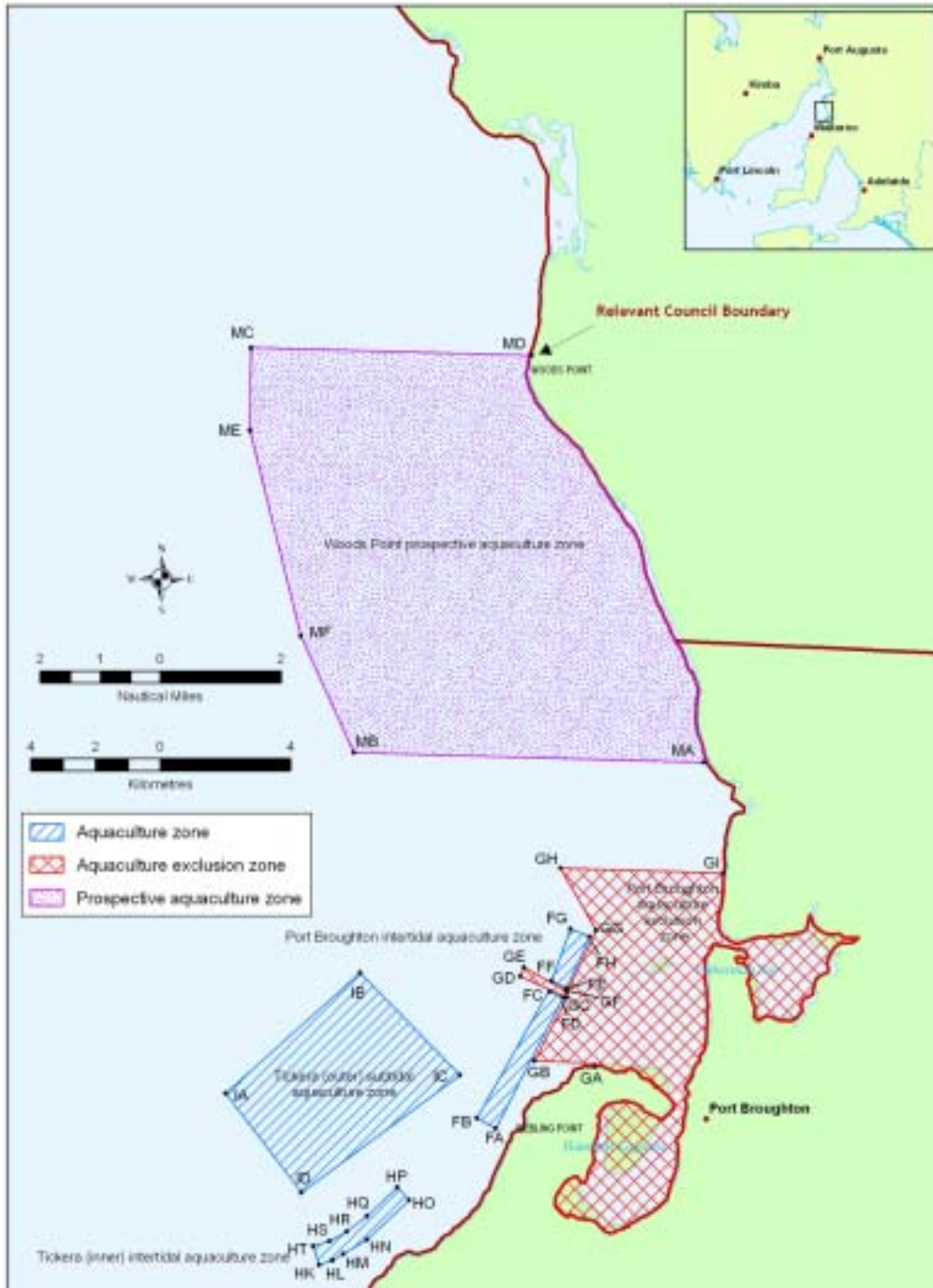
Map of Port Broughton intertidal aquaculture zone, Port Broughton aquaculture exclusion zone and Tickera intertidal and subtidal aquaculture zones—Schedule 5

Point	Longitude	Latitude
HN	137°49'28.17" east	33°38'12.35" south
HO	137°50'17.06" east	33°37'31.63" south
HP	137°50'02.41" east	33°37'19.11" south
HQ	137°49'27.74" east	33°37'48.81" south
HR	137°49'03.73" east	33°38'05.06" south
HS	137°48'43.46" east	33°38'14.81" south
HT	137°48'24.35" east	33°38'20.43" south

Coordinates—Tickera subtidal aquaculture zone (GDA94)

Point	Longitude	Latitude
IA	137°46'34.52" east	33°35'49.87" south
IB	137°49'10.99" east	33°33'45.84" south
IC	137°51'13.81" east	33°35'25.47" south
ID	137°48'08.03" east	33°37'27.25" south

Schedule 6—Map of Woods Point prospective aquaculture zone



Coordinates—Woods Point prospective aquaculture zone (GDA94)

Point	Longitude	Latitude
MA	137°55'54.24" east	33°30'06.09" south
MB	137°48'56.28" east	33°30'05.8" south
MC	137°46'41.12" east	33°23'23.61" south
MD	137°52'15.89" east	33°23'23.6" south
ME	137°46'42.29" east	33°24'46.19" south
MF	137°47'49.61" east	33°28'10.58" south