

South Australia

## **Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005**

under the *Aquaculture Act 2001*

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### **Contents**

#### **Part 1—Preliminary**

- 1 Short title
- 2 Interpretation
- 3 Zones
- 4 Prescribed criteria for all aquaculture zones
- 5 Map of all zones

#### **Part 2—Hardwicke Bay aquaculture zones**

##### **Division 1—Hardwicke Bay (inner) subtidal aquaculture zone**

- 6 Identification of aquaculture zone
- 7 Class of permitted aquaculture
- 8 Prescribed criteria

##### **Division 2—Hardwicke Bay (middle) subtidal aquaculture zone**

- 9 Identification of aquaculture zone
- 10 Class of permitted aquaculture
- 11 Prescribed criteria

##### **Division 3—Hardwicke Bay (outer) subtidal aquaculture zone**

- 12 Identification of aquaculture zone
- 13 Class of permitted aquaculture
- 14 Prescribed criteria

#### **Part 3—Point Pearce prospective aquaculture zone**

- 15 Identification of prospective aquaculture zone
- 16 Period for which zone has effect
- 17 Prescribed criteria

#### **Part 4—Point Riley aquaculture exclusion zone**

- 18 Identification of 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
- 20 Class of permitted aquaculture
- 21 Prescribed criteria

Division 2—Port Broughton aquaculture exclusion zone

22 Identification of aquaculture exclusion zone

Part 6—Port Hughes aquaculture exclusion zone

23 Identification of aquaculture exclusion zone

Part 7—Tickera aquaculture zones

Division 1—Tickera intertidal aquaculture zone

24 Identification of aquaculture zone

25 Class of permitted aquaculture

26 Prescribed criteria

Division 2—Tickera subtidal aquaculture zone

27 Identification of aquaculture zone

28 Class of permitted aquaculture

29 Prescribed criteria

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

Division 1—Wallaroo subtidal aquaculture zone

30 Identification of aquaculture zone

31 Class of permitted aquaculture

32 Prescribed criteria

Division 2—Wallaroo aquaculture exclusion zone

33 Identification of aquaculture exclusion zone

Part 9—Woods Point prospective aquaculture zone

34 Identification of prospective aquaculture zone

35 Period for which zone has effect

36 Prescribed criteria

Schedule 1—Map of all zones (overview)

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

Schedule 3—Map of Point Pearce prospective aquaculture zone

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

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

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## Schedule 6—Map of Woods Point prospective aquaculture zone

### Legislative history

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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;

*GDA94* means the Geocentric Datum of Australia 1994;

*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 300 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.

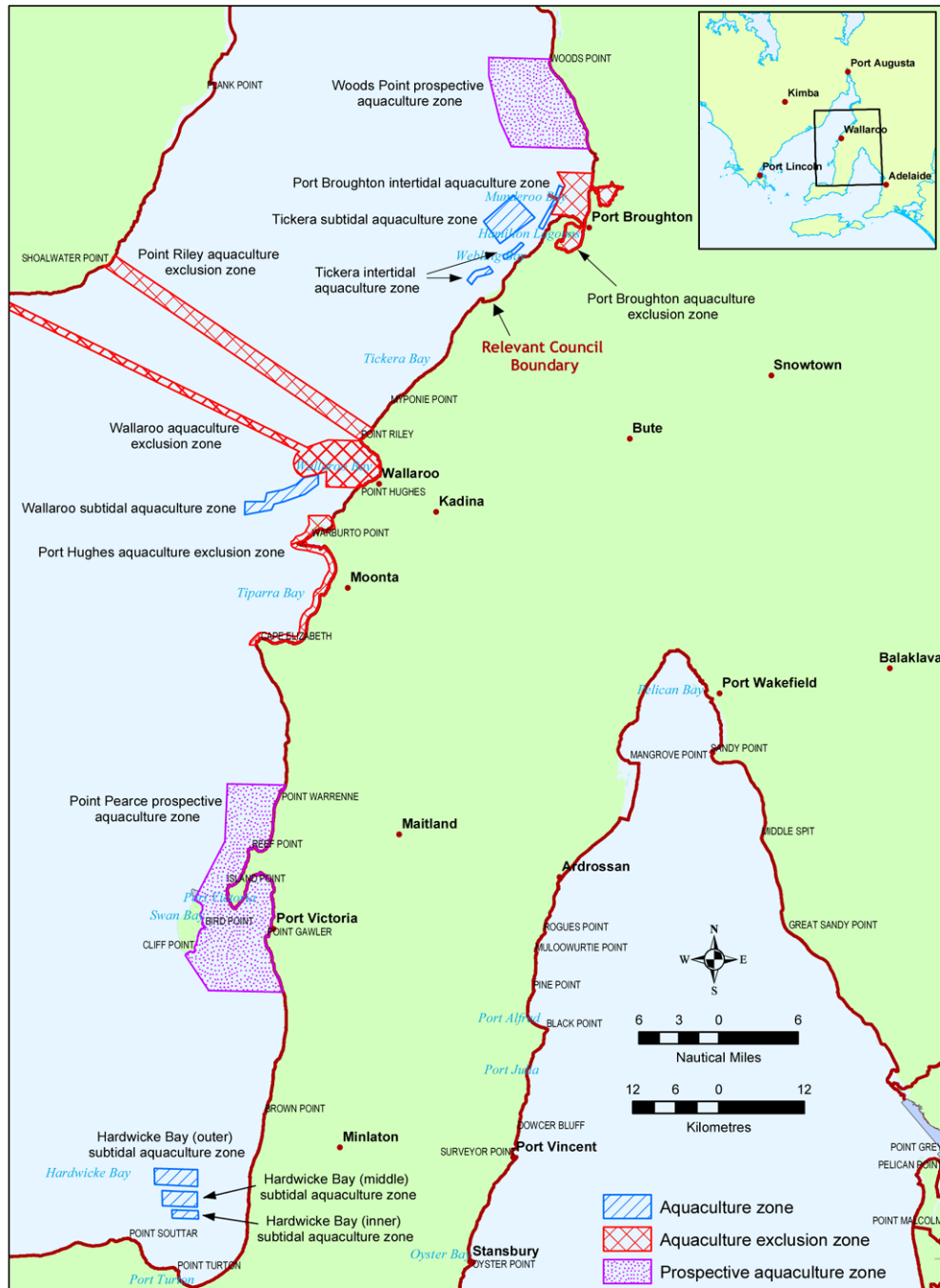
### **35—Period for which zone has effect**

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

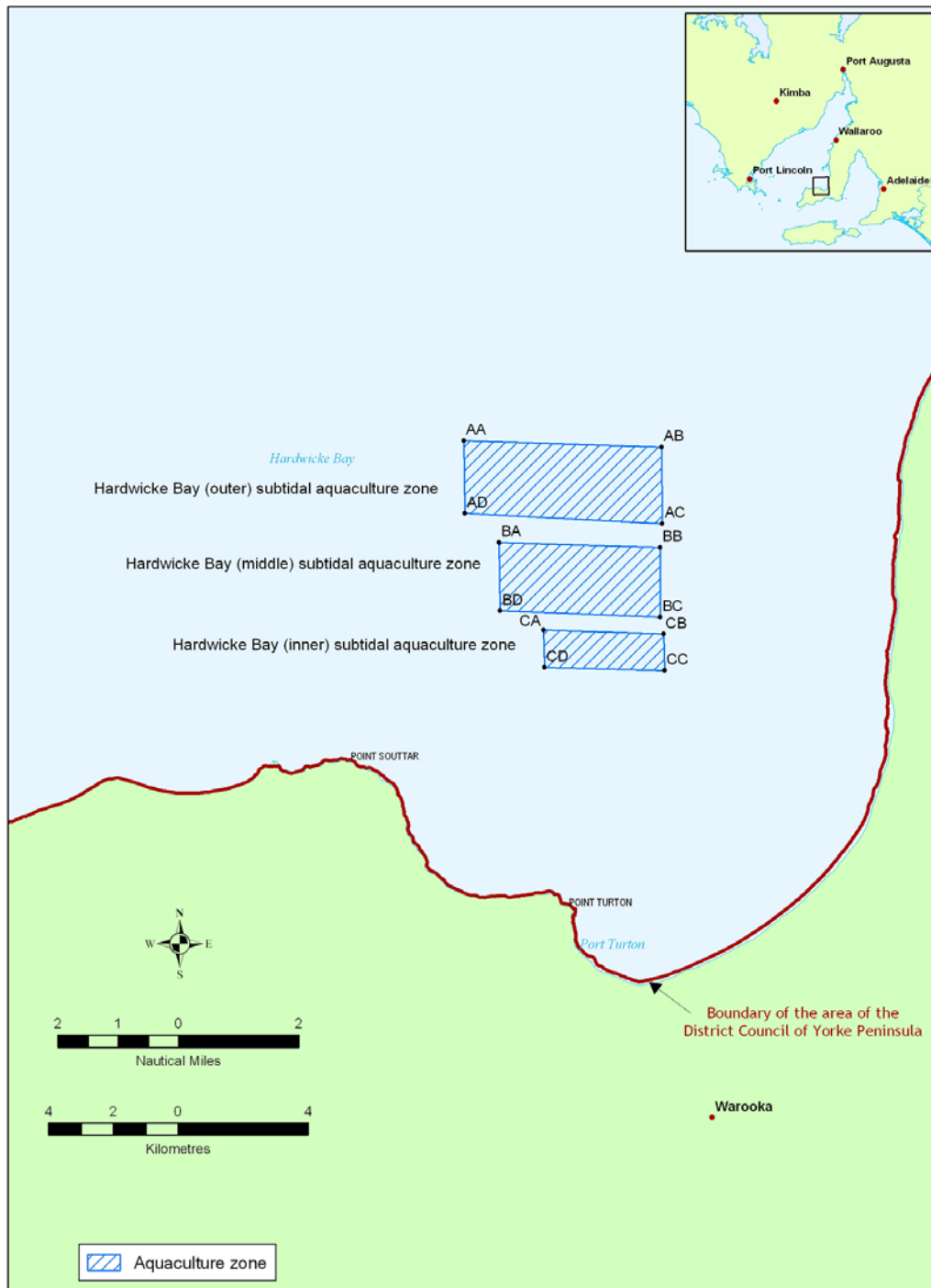
### 36—Prescribed criteria

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 (inner) subtidal aquaculture zone (GDA94)**

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

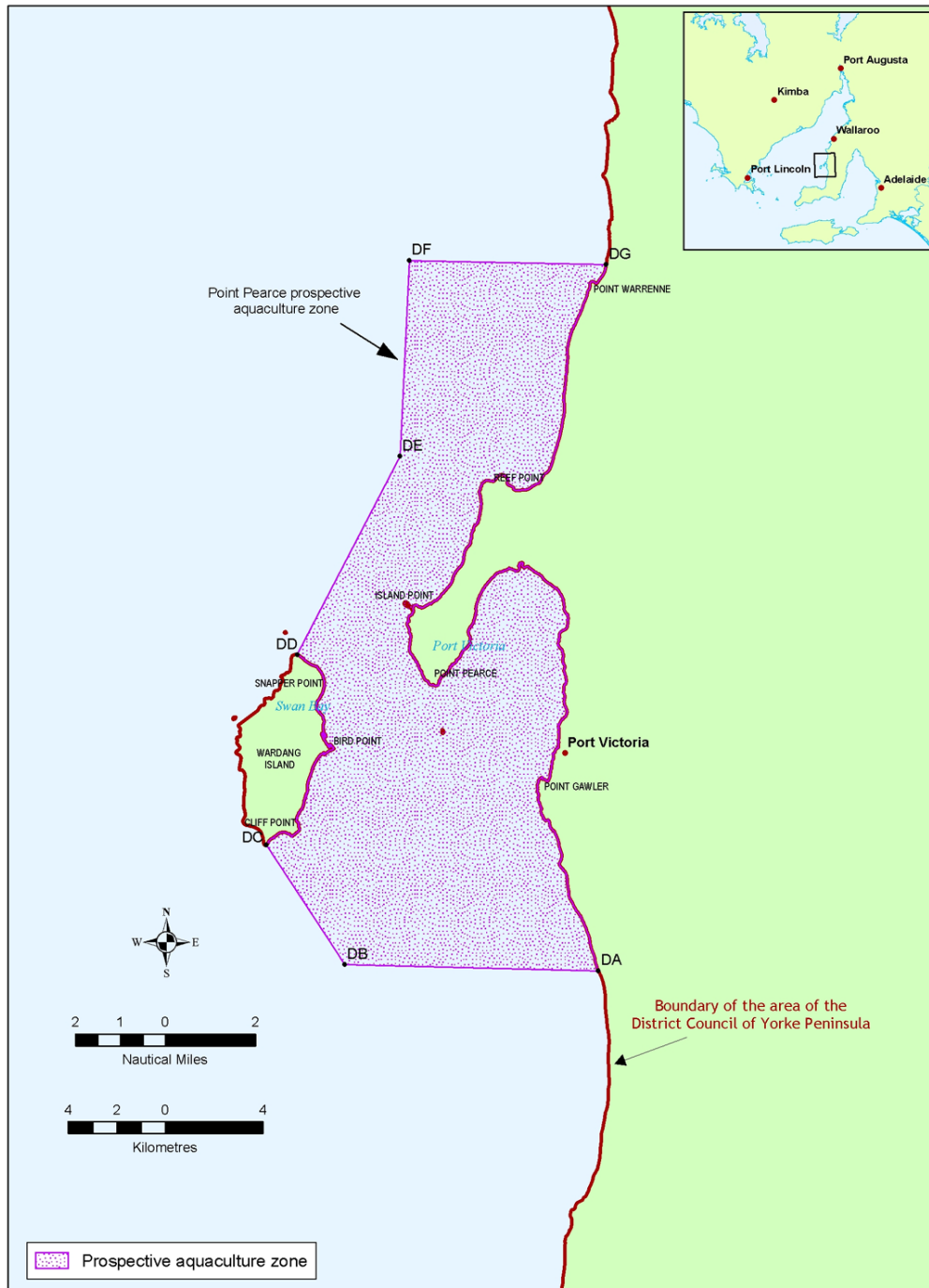
**Coordinates—Hardwicke Bay (middle) subtidal aquaculture zone (GDA94)**

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

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

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

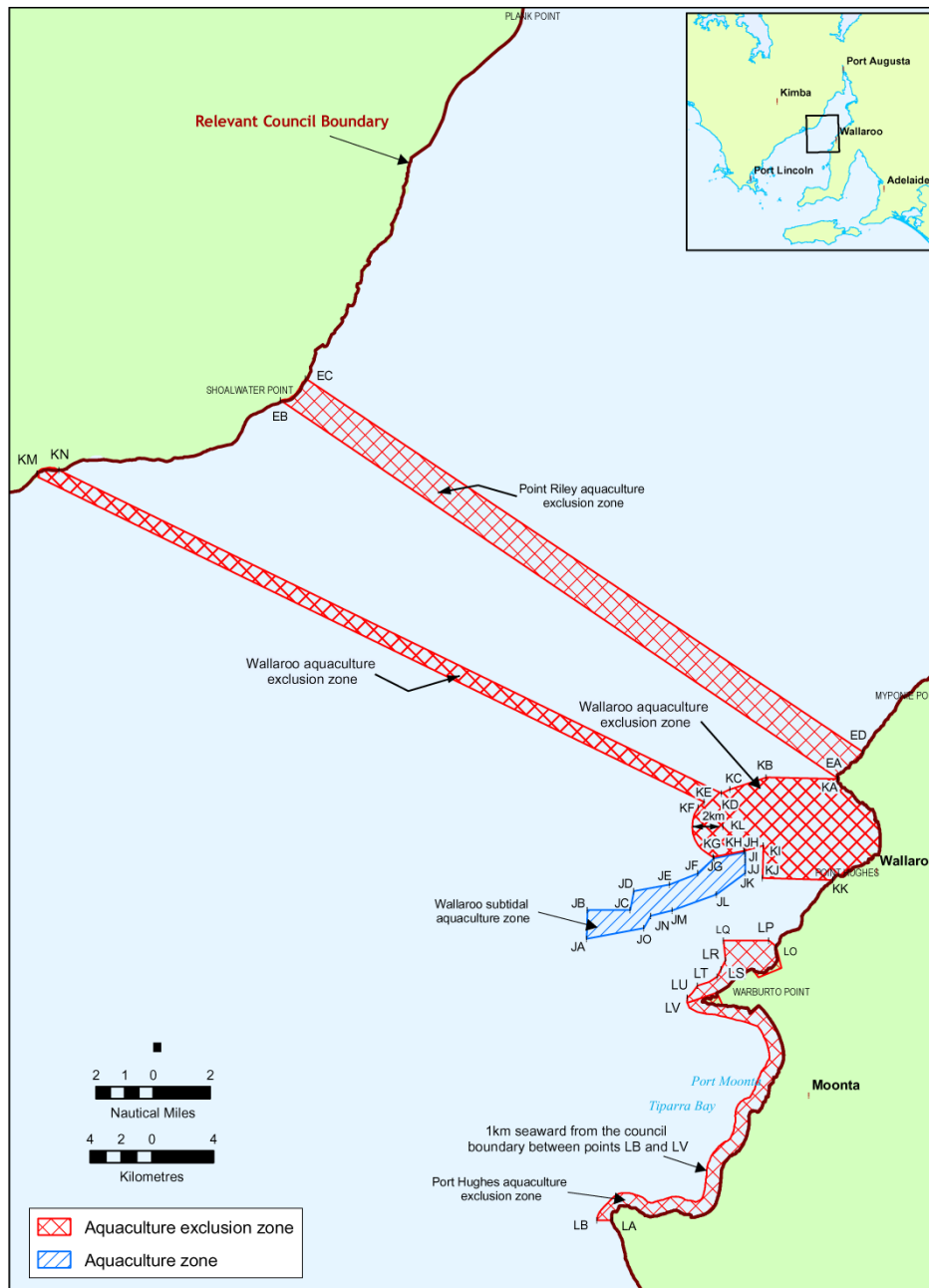
### Schedule 3—Map of Point Pearce prospective aquaculture zone



**Coordinates—Point Pearce prospective aquaculture zone (GDA94)**

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

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



**15.2.2007 to 25.3.2015—Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005**  
 Map of Point Riley aquaculture exclusion zone, Port Hughes aquaculture exclusion zone, Wallaroo subtidal  
 aquaculture zone and Wallaroo aquaculture exclusion zone—Schedule 4

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**Coordinates—Point Riley aquaculture exclusion zone (GDA94)**

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

**Coordinates—Wallaroo subtidal aquaculture zone (GDA94)**

<b>Point</b>	<b>Latitude</b>	<b>Longitude</b>
JA	33°58'31.44" south	137°25'35.26" east
JB	33°57'30.67" south	137°25'35.85" east
JC	33°57'29.21" south	137°27'23.38" east
JD	33°56'49.03" south	137°27'32.24" east
JE	33°56'33.11" south	137°29'01.92" east
JF	33°56'07.95" south	137°30'12.84" east
JG	33°55'35.85" south	137°30'51.87" east
JH	33°55'21.29" south	137°32'11.22" east
JI	33°55'28.52" south	137°32'11.42" east
JJ	33°55'41.5" south	137°32'11.81" east
JK	33°56'05.15" south	137°32'12.55" east
JL	33°56'51.47" south	137°31'01.03" east
JM	33°57'27.73" south	137°29'09.72" east
JN	33°57'39.5" south	137°28'15.96" east
JO	33°58'06.45" south	137°27'59.41" east

**Coordinates—Wallaroo aquaculture exclusion zone (GDA94)**

<b>Point</b>	<b>Latitude</b>	<b>Longitude</b>
KA	33°52'42.35" south	137°35'59.98" east
KB	33°52'42.3" south	137°32'59.3" east
KC	33°53'09.16" south	137°31'29" east
KD	33°53'18.54" south	137°31'07.19" east
KE	33°53'37.73" south	137°30'24.24" east
KF	33°53'49.28" south	137°30'09.99" east
KG	33°55'33.06" south	137°30'49.98" east
KH	33°55'18.79" south	137°32'07.26" east
KI	33°55'06.3" south	137°32'55.79" east
KJ	33°56'14.82" south	137°32'55.61" east
KK	33°56'14.73" south	137°35'53.14" east

**Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005—15.2.2007 to 25.3.2015**

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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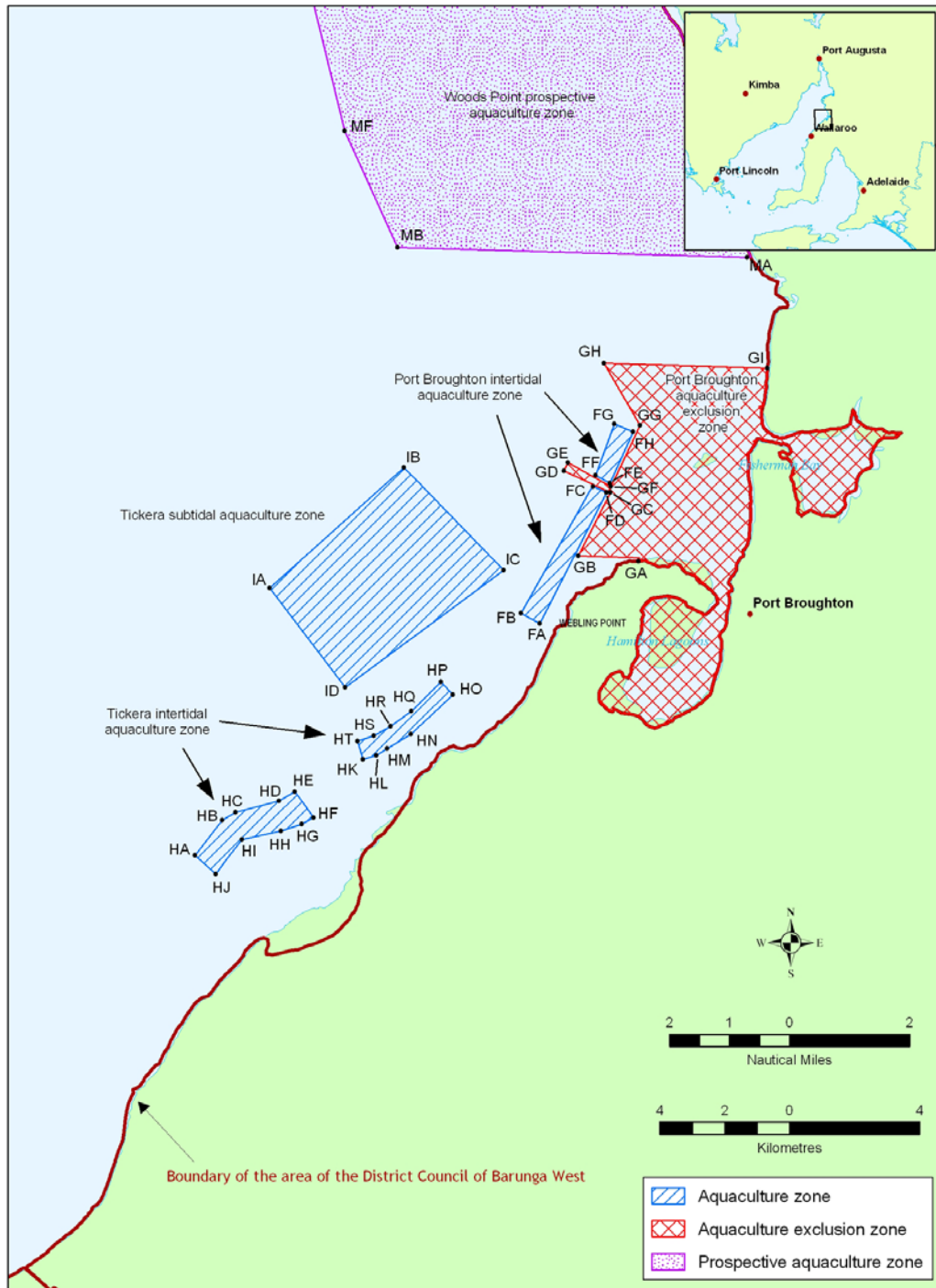
<b>Point</b>	<b>Latitude</b>	<b>Longitude</b>
KL	33°54'28.37" south	137°31'13.44" east
KM	33°42'36.66" south	137°02'04.58" east
KN	33°42'28.83" south	137°02'59.39" east

**Coordinates—Port Hughes aquaculture exclusion zone (GDA94)**

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

**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—15.2.2007 to 25.3.2015**

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

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**Coordinates—Port Broughton intertidal aquaculture zone (GDA94)**

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

**Coordinates—Port Broughton aquaculture exclusion zone (GDA94)**

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

**Coordinates—Tickera intertidal aquaculture zone (GDA94)**

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

**15.2.2007 to 25.3.2015—Aquaculture (Zones—Eastern Spencer Gulf) Policy 2005**

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

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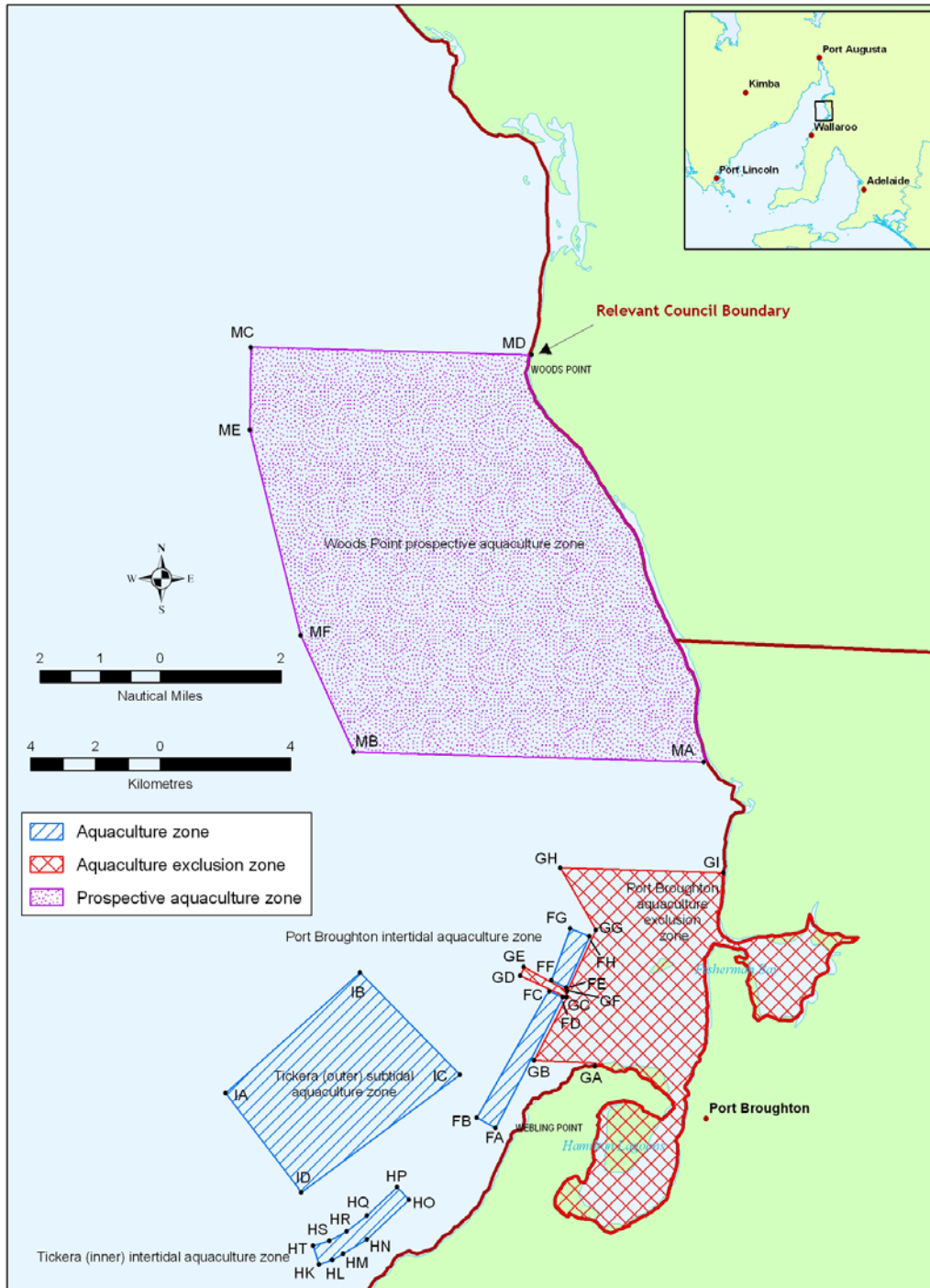
<b>Point</b>	<b>Latitude</b>	<b>Longitude</b>
HN	33°38'12.35" south	137°49'28.17" east
HO	33°37'31.63" south	137°50'17.06" east
HP	33°37'19.11" south	137°50'02.41" east
HQ	33°37'48.81" south	137°49'27.74" east
HR	33°38'05.06" south	137°49'03.73" east
HS	33°38'14.81" south	137°48'43.46" east
HT	33°38'20.43"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

**Coordinates—Tickera subtidal aquaculture zone (GDA94)**

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

## Schedule 6—Map of Woods Point prospective aquaculture zone



**Coordinates—Woods Point prospective aquaculture zone (GDA94)**

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

## 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 15.12.2005 p4303	s 12	<i>Gazette 15.12.2005 p4304</i>	15.12.2005
<b>Gazette 15.2.2007 p503</b>	<b>s 12</b>	<b><i>Gazette 15.2.2007 p504</i></b>	<b>15.2.2007</b>

### Provisions amended

New entries appear in bold.

Provision	How varied	Commencement
Pt 1		
cl 2		
GDA94	inserted by 15.2.2007 p504 cl 3	15.2.2007
Pt 8		
cl 32	amended by 15.2.2007 p504 cl 4	15.2.2007
Sch 1	substituted by 15.2.2007 p504 cl 5	15.2.2007
Sch 2	amended by 15.2.2007 p504 cl 6	15.2.2007
Sch 3	substituted by 15.2.2007 p504 cl 7	15.2.2007
Sch 4	substituted by 15.2.2007 p504 cl 8	15.2.2007
Sch 5	amended by 15.2.2007 p504 cl 9	15.2.2007
Sch 6	amended by 15.2.2007 p504 cl 10	15.2.2007