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CONSERVATION AND LAND MANAGEMENT ACT 1984

**MONTEBELLO ISLANDS
MARINE PARK ORDER 2004**

**ROWLEY SHOALS MARINE
PARK (ALTERATION OF
BOUNDARIES) ORDER 2004**

**BARROW ISLAND MARINE
RESERVES ORDER 2004**

Conservation and Land Management Act 1984

Montebello Islands Marine Park Order 2004

Made by the Governor in Executive Council under section 13(1) and (4) of the Act.

1. Citation

This is the *Montebello Islands Marine Park Order 2004*.

2. Interpretation

- (1) In this order —
“**coastal waters of the State**” has the meaning given to that term in the *Off-shore (Application of Laws) Act 1982* section 2;
“**low water mark**” means the ordinary low water mark at spring tides.
- (2) A reference in this order to a geographic coordinate is a reference to the coordinate in accordance with the Geocentric Datum of Australia 1994 (GDA 94).
- (3) A reference in this order to an area shown on a Deposited Plan is a reference to the area as shown on the plan on the day on which this order comes into operation.

3. Deposited Plans

Deposited Plans referred to in this order are held by the Land Records Management section of the Department of Land Information.

4. Montebello Islands Marine Park

The part of Western Australian waters described in Schedule 1 is —

- (a) reserved as a marine park with the name Montebello Islands Marine Park; and
- (b) classified as of Class A.

5. Deposited Plan 43050

- (1) The part of Western Australian waters described in Schedule 1 is shown coloured green and bordered black on Deposited Plan 43050 and is identified on that plan as Class “A” Marine Reserve No. 9, Montebello Islands Marine Park.

- (2) A representation of part of Deposited Plan 43050 is set out in Schedule 2.
- (3) A copy of Deposited Plan 43050 is available for inspection by members of the public during normal business hours at the following offices of the Department —
 - (a) Marine Conservation Branch, 1st Floor, 47 Henry Street, Fremantle;
 - (b) Pilbara Regional Office, Mardie Road, Karratha Industrial Estate, Karratha.

Schedule 1 — Description of Montebello Islands Marine Park

[cl. 4]

The waters of the Indian Ocean that are —

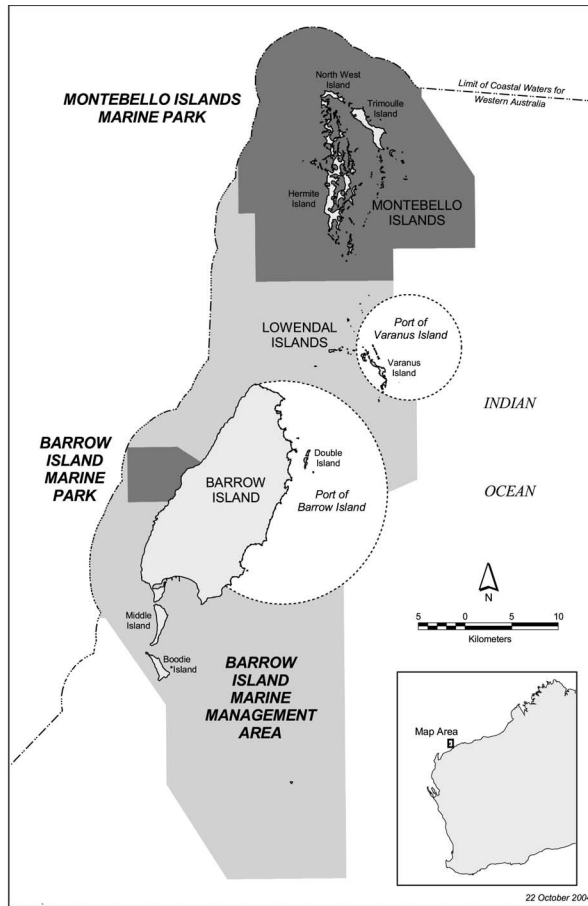
- (a) contained within and bounded by a line —
 - (i) commencing west of the Montebello Islands at the intersection of longitude 115°25'12"E and the seaward limit of the coastal waters of the State;
 - (ii) from there extending south along longitude 115°25'12"E to latitude 20°29'12"S;
 - (iii) from there extending east along latitude 20°29'12"S to longitude 115°26'18"E;
 - (iv) from there extending south along longitude 115°26'18"E to latitude 20°33'30"S;
 - (v) from there extending east along latitude 20°33'30"S to longitude 115°35'30"E;
 - (vi) from there extending north along longitude 115°35'30"E to latitude 20°31'30"S;
 - (vii) from there extending east along latitude 20°31'30"S to longitude 115°41'00"E;
 - (viii) from there extending north along longitude 115°41'00"E to latitude 20°27'00"S;
 - (ix) from there extending north-westerly along the geodesic to the intersection of latitude 20°22'00"S and longitude 115°37'30"E;
 - (x) from there extending north along longitude 115°37'30"E to the seaward limit of the coastal waters of the State; and
 - (xi) from there extending generally north-westerly, south-westerly and southerly along the seaward limit of the coastal waters of the State to the point described in subparagraph (i);

and

- (b) seaward of the low water mark that is the boundary of reserve 42197 (Montebello Islands Conservation Park), as shown on Deposited Plan 240365.

**Schedule 2 — Representation of part of Deposited
Plan 43050**

[cl. 5(2)]



By Command of the Governor,

M. TRAVERS, Clerk of the Executive Council.

Conservation and Land Management Act 1984

Rowley Shoals Marine Park (Alteration of Boundaries) Order 2004

Made by the Governor in Executive Council under section 13 of the Act.

1. Citation

This is the *Rowley Shoals Marine Park (Alteration of Boundaries) Order 2004*.

2. Interpretation

(1) In this order —

“**coastal waters of the State**” has the meaning given to that term in the *Off-shore (Application of Laws) Act 1982* section 2;

“**low water mark**” means the ordinary low water mark at spring tides;

“**Rowley Shoals Marine Park**” means the part of Western Australian waters reserved under section 13(1) of the Act by order published in the *Gazette* of 25 May 1990 at page 2393, and named by that order as the Rowley Shoals Marine Park.

(2) A reference in this order to a geographic coordinate is a reference to the coordinate in accordance with the Geocentric Datum of Australia 1994 (GDA 94).

(3) A reference in this order to an area shown on a Deposited Plan is a reference to the area as shown on that plan on the day this order comes into operation.

3. Deposited Plans

Deposited Plans referred to in this order are held by the Land Records Management section of the Department of Land Information.

4. Inclusion of additional waters in Rowley Shoals Marine Park

The boundaries of the Rowley Shoals Marine Park are altered to include additional waters so that the Rowley Shoals Marine Park comprises the part of Western Australian waters described in Schedule 1.

5. Deposited Plan 43028

- (1) The part of Western Australian waters described in Schedule 1 is shown as 2 areas coloured pink and bordered black on Deposited Plan 43028 and is identified on that plan as Class “A” Marine Reserve No. 3, Rowley Shoals Marine Park.
- (2) A representation of part of Deposited Plan 43028 is set out in Schedule 2.
- (3) A copy of Deposited Plan 43028 is available for inspection by members of the public during normal business hours at the following offices of the Department —
 - (a) Marine Conservation Branch, 1st Floor, 47 Henry Street, Fremantle;
 - (b) East Kimberley District Office, Kununurra Work Centre, Lot 248 Ivanhoe Road, Kununurra;
 - (c) West Kimberly District Office, Broome Work Centre, 111 Herbert Street, Broome.

Schedule 1 — Description of Rowley Shoals Marine Park

[cl. 4]

The Rowley Shoals Marine Park comprises the Clerke Reef area and the Imperieuse Reef area.

The Clerke Reef area is situated at latitude 17°19'12"S, longitude 119°21'03"E, and comprises the waters of the Indian Ocean that are —

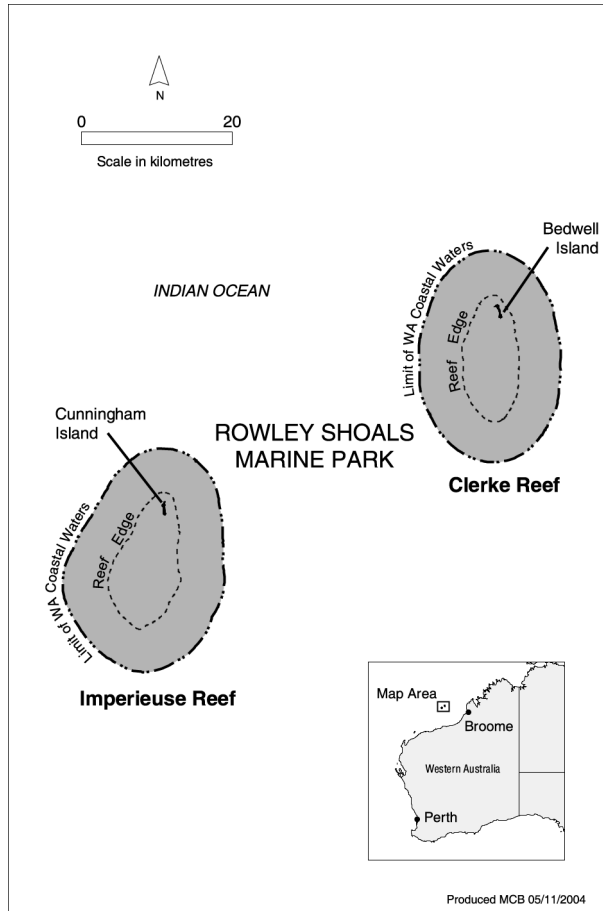
- (a) contained within and bounded by a line delineating the coastal waters of the State; and
- (b) seaward of the low water mark of Bedwell Island, being Lot 276 (class A reserve No. 42017) as shown on Deposited Plan 91838.

The Imperieuse Reef area is situated at latitude 17°34'49"S, longitude 118°56'08"E, and comprises the waters of the Indian Ocean that are —

- (a) contained within and bounded by a line delineating the coastal waters of the State; and
- (b) seaward of the low water mark of Cunningham Island, being Lot 277 (class A reserve No. 42017) as shown on Deposited Plan 91837.

Schedule 2 — Representation of part of Deposited Plan 43028

[cl. 5(2)]



By Command of the Governor,

M. TRAVERS, Clerk of the Executive Council.

Conservation and Land Management Act 1984

Barrow Island Marine Reserves Order 2004

Made by the Governor in Executive Council under section 13(1) and (4) of the Act.

1. Citation

This is the *Barrow Island Marine Reserves Order 2004*.

2. Interpretation

(1) In this order —

“**Barrow Island Port Area**” means the area described as the Barrow Island Port Area in the Schedule to the proclamation under the *Marine and Harbours Act 1981* section 9 published in the *Gazette* of 5 February 1982 at page 410, as varied by the proclamation under that section published in the *Gazette* of 19 February 1982 at page 584;

“**coastal waters of the State**” has the meaning given to that term in the *Off-shore (Application of Laws) Act 1982* section 2;

“**low water mark**” means the ordinary low water mark at spring tides;

“**Port of Varanus Island**” means the area described as the Port of Varanus Island in the Schedule to the proclamation under the *Shipping and Pilotage Act 1967* section 10(2) published in the *Gazette* of 18 April 1986 at page 1431.

(2) A reference in this order to a geographic coordinate is a reference to the coordinate in accordance with the Geocentric Datum of Australia 1994 (GDA 94).

(3) A reference in this order to an area shown on a Deposited Plan is a reference to the area as shown on that plan on the day on which this order comes into operation.

(4) The notes after Schedules 1 and 2 are provided to assist understanding and do not form part of this order.

3. Deposited Plans

Deposited Plans referred to in this order are held by the Land Records Management section of the Department of Land Information.

4. Barrow Island Marine Park

The part of Western Australian waters described in Schedule 1 is —

- (a) reserved as a marine park with the name Barrow Island Marine Park; and
- (b) classified as of Class A.

5. Barrow Island Marine Management Area

The part of Western Australian waters described in Schedule 2 is —

- (a) reserved as a marine management area with the name Barrow Island Marine Management Area; and
- (b) classified as of Class A.

6. Deposited Plan 43050

- (1) The part of Western Australian waters described in Schedule 1 is shown coloured pink and bordered black on Deposited Plan 43050 and is identified on that plan as Class “A” Marine Reserve No. 10, Barrow Island Marine Park.
- (2) The part of Western Australian waters described in Schedule 2 is shown coloured yellow and bordered black on Deposited Plan 43050 and is identified on that plan as Class “A” Marine Reserve No. 11, Barrow Island Marine Management Area.
- (3) A representation of part of Deposited Plan 43050 is set out in Schedule 3.
- (4) A copy of Deposited Plan 43050 is available for inspection by members of the public during normal business hours at the following offices of the Department —
 - (a) Marine Conservation Branch, 1st Floor, 47 Henry Street, Fremantle;
 - (b) Pilbara Regional Office, Mardie Road, Karratha Industrial Estate, Karratha.

Schedule 1 — Description of Barrow Island Marine Park

[cl. 4]

The waters of the Indian Ocean that are contained within and bounded by a line —

- (a) commencing west of Barrow Island at the intersection of latitude 20°43'48"S and longitude 115°17'36"E;
- (b) from there extending south along longitude 115°17'36"E to latitude 20°47'15"S;
- (c) from there extending east along latitude 20°47'15"S to the low water mark on the western shore of Barrow Island;

- (d) from there extending generally north-easterly along the low water mark to the intersection of the low water mark and the geodesic joining the coordinates latitude $20^{\circ}44'49.8''\text{S}$, longitude $115^{\circ}22'37.8''\text{E}$, and latitude $20^{\circ}43'48''\text{S}$, longitude $115^{\circ}20'57''\text{E}$;
- (e) from there extending north-westerly along that geodesic to latitude $20^{\circ}43'48''\text{S}$, longitude $115^{\circ}20'57''\text{E}$; and
- (f) from there extending west along latitude $20^{\circ}43'48''\text{S}$ to the point referred to in paragraph (a).

Note: The low water mark referred to in paragraphs (c) and (d) is the boundary of class A reserve No. 11648 (Barrow Island Nature Reserve).

Schedule 2 — Description of Barrow Island Marine Management Area

[cl. 5]

The waters of the Indian Ocean that are —

- (a) contained within and bounded by a line —
 - (i) commencing west of the Montebello Islands at the intersection of longitude $115^{\circ}25'12''\text{E}$ and the seaward limit of the coastal waters of the State;
 - (ii) from there extending generally southerly along the seaward limit of the coastal waters of the State to latitude $20^{\circ}54'30''\text{S}$;
 - (iii) from there extending east along latitude $20^{\circ}54'30''\text{S}$ to longitude $115^{\circ}16'00''\text{E}$;
 - (iv) from there extending south-easterly along the geodesic to the intersection of latitude $21^{\circ}00'00''\text{S}$ and longitude $115^{\circ}20'00''\text{E}$;
 - (v) from there extending south along longitude $115^{\circ}20'00''\text{E}$ to latitude $21^{\circ}05'00''\text{S}$;
 - (vi) from there extending south-easterly along the geodesic to the intersection of latitude $21^{\circ}11'00''\text{S}$ and longitude $115^{\circ}24'00''\text{E}$;
 - (vii) from there extending east along latitude $21^{\circ}11'00''\text{S}$ to longitude $115^{\circ}32'00''\text{E}$;
 - (viii) from there extending north along longitude $115^{\circ}32'00''\text{E}$ to the limit of the Barrow Island Port Area;
 - (ix) from there extending generally south-westerly and north-westerly along the limit of the Barrow Island Port Area to the low water mark on the eastern shore of Barrow Island;
 - (x) from there extending generally south-westerly, north-westerly and north-easterly along the low water mark to latitude $20^{\circ}47'15''\text{S}$;
 - (xi) from there extending west along latitude $20^{\circ}47'15''\text{S}$ to longitude $115^{\circ}17'36''\text{E}$;

- (xii) from there extending north along longitude 115°17'36"E to latitude 20°43'48"S;
- (xiii) from there extending east along latitude 20°43'48"S to longitude 115°20'57"E;
- (xiv) from there extending south-easterly along the geodesic joining the coordinates latitude 20°43'48"S, longitude 115°20'57"E, and latitude 20°44'49.8"S, longitude 115°22'37.8"E, to the intersection of that geodesic with the low water mark on the western shore of Barrow Island;
- (xv) from there extending generally north-easterly along the low water mark to the limit of the Barrow Island Port Area at the northern end of Barrow Island;
- (xvi) from there extending generally easterly and south-easterly along the limit of the Barrow Island Port Area to latitude 20°46'48"S;
- (xvii) from there extending north-easterly along the geodesic to the intersection of latitude 20°46'00"S and longitude 115°37'00"E;
- (xviii) from there extending north along longitude 115°37'00"E to the limit of the Port of Varanus Island;
- (xix) from there extending generally westerly, north-westerly and north-easterly along the limit of the Port of Varanus Island to longitude 115°35'30"E;
- (xx) from there extending north along longitude 115°35'30"E to latitude 20°33'30"S;
- (xxi) from there extending west along latitude 20°33'30"S to longitude 115°26'18"E;
- (xxii) from there extending north along longitude 115°26'18"E to latitude 20°29'12"S;
- (xxiii) from there extending west along latitude 20°29'12"S to longitude 115°25'12"E; and
- (xxiv) from there extending north along longitude 115°25'12"E to the point described in subparagraph (i);

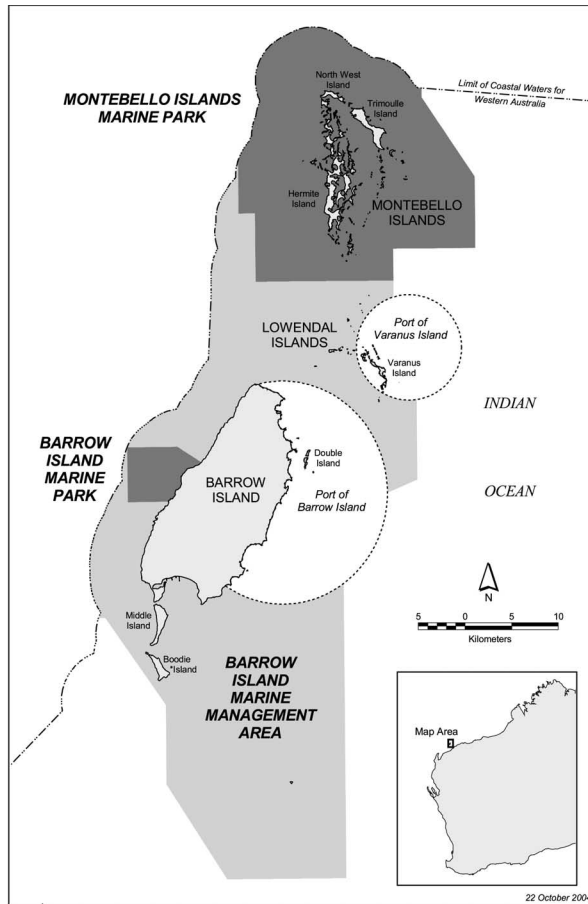
and

- (b) seaward of —
 - (i) the low water mark that is the boundary of reserve 38728 (Middle Island and Boodie Island), as shown on Deposited Plan 91515; and
 - (ii) the low water mark that is the boundary of reserve 33831 (Great Sandy Islands Nature Reserve), as shown on Deposited Plan 240184.

Note: The low water mark referred to in paragraph (a)(ix), (x), (xiv) and (xv) is the boundary of class A reserve No. 11648 (Barrow Island Nature Reserve).

Schedule 3 — Representation of part of Deposited Plan 43050

[cl. 6(3)]



By Command of the Governor,

M. TRAVERS, Clerk of the Executive Council.

