



Australian Government
Director of National Parks

**NOTICE OF A PROPOSED PROCLAMATION TO ALTER THE BOUNDARIES OF THE MACQUARIE
ISLAND MARINE PARK**

Environment Protection and Biodiversity Conservation Act 1999
Subsection 351(2)

The Director of National Parks (the **Director**) proposes to alter the existing Macquarie Island Marine Park Proclamation under section 350(1) of the *Environment Protection and Biodiversity Conservation Act 1999* (Cth) (**EPBC Act**) to:

- a. extend its boundaries to include the area of sea described in this notice; and
- b. to change the existing IUCN zoning.

Members of the public are invited to provide comments on the proposal outlined above. Comments will be included and considered in a report to be prepared by the Director for the Minister for the Environment and Water in accordance with subsections 344(1) and 351(1) of the EPBC Act.

A statement providing particulars of the proposed proclamation are detailed below, in accordance with subsection 351(3) of the EPBC Act.

Further information about the proposed expansion of Macquarie Island Marine Park is available at: <http://www.parksaustralia.gov.au/marine/parks/south-east/macquarie-island/> including detailed maps.

Comments must be received no later than 22 May 2023, and should be submitted through the Department of Climate Change, Energy, the Environment and Water's *Have Your Say* Portal at: <https://consult.dcccew.gov.au/>

Comments sent after 22 May 2023 will not be considered in the final report sent to the Minister for the Environment and Water from the Director of National Parks. All comments will be treated as public documents and may be published on the Director of National Parks' website and/or the Department of Climate Change, Energy, the Environment and Water's website.

All comments will be managed in accordance with the Director of National Parks' privacy policy which is available at <https://www.dcccew.gov.au/parks-heritage/national-parks/parks-australia/privacy-policy>.

Further information on the South-east Marine Parks Network (including Macquarie Island Marine Park) and the management planning process is available via the website www.parksaustralia.gov.au/marine, or via email to MIMPexpansion@dcceew.gov.au.

Jody Swirepik
Director of National Parks

PARTICULARS OF PROPOSED PROCLAMATION

1. Amendment of the Macquarie Island Marine Park Proclamation

a) Extending the boundaries of the Macquarie Island Marine Park

b) Changes to the zoning of the Macquarie Island Marine Park

- a. The Commonwealth reserve will continue to be known as the “Macquarie Island Marine Park”.
- b. The proposed boundary of this Commonwealth reserve is described in Schedule 1 to this notice.
- c. The purpose for which the Commonwealth reserve is to be declared is to provide for:
 - i. The protection and conservation of biodiversity and other natural, cultural and heritage values.
 - ii. Ecologically sustainable use that supports positive social and economic outcomes.
- d. The Commonwealth reserve is to be assigned to the International Union for Conservation of Nature IUCN category II.
- e. The Commonwealth reserve is to be divided into three zones. The boundaries of these zones and the IUCN category to be assigned to each zone are described at Schedule 1 to this notice.
- f. The purposes for which it is intended to manage and use the Commonwealth reserve are to provide for:
 - i. The protection and conservation of biodiversity and other natural, cultural and heritage values.
 - ii. Ecologically sustainable use that supports positive social and economic outcomes.
- g. The Commonwealth reserve is proposed to include the seabed to a depth of 100 metres.

Three zone types are proposed for Macquarie Island Marine Park. Consistent with both the International Union for Conservation of Nature (IUCN) categories proposed for these zones and the relevant Australian IUCN reserve management principles prescribed by the Schedule 8 of the *Environment Protection and Biodiversity Conservation Regulations 2000* (Cth), these zone types are:

Sanctuary zone (IUCN category Ia): To be managed to conserve ecosystems, habitats and native species in as natural and undisturbed a state as possible. The zone allows only authorised scientific research and monitoring.

National park zone (IUCN category II): To be managed to protect and conserve ecosystems, habitats and native species in as natural a state as possible. The zone only allows non-extractive activities unless authorised for research and monitoring.

Habitat protection zone (Macquarie) (IUCN category IV): To be managed to support the pelagic habitats in the waters surrounding Macquarie Island. The zone aims to ensure the maintenance of ecosystems, habitats and native species through sustainable resource management.

In this Schedule:

Exclusive Economic Zone means the exclusive economic zone, as it is defined by the Seas and Submerged Lands Act 1973 ('the SSL Act'), including any amendments to this act.

Macquarie Island Marine Park means the area by this name, proclaimed under [Proclamation - Macquarie Island Marine Park](#), and continuing under the EPBC Act.

Territorial sea baseline means the baseline as defined by the Seas and Submerged Lands (Territorial Sea Baseline) Proclamation 2016, made pursuant to section 7 of the SSL Act, and as applying to Macquarie Island.

PART 1 – PROPOSED MACQUARIE ISLAND MARINE PARK

1 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (a) Commonwealth reserve;
- (b) exclusive economic zone;
- (c) coastal waters
- (d) IUCN category.

In this instrument:

Act means the *Environment Protection and Biodiversity Conservation Act 1999*.

2 Geographic coordinates

(1) Geographic coordinates in this instrument are expressed in terms of the Geocentric Datum of Australia 1994.

Note: The Geocentric Datum of Australia 1994 (also known as GDA94) was published in Gazette No. GN 35 of 6 September 1995.

Schedule — Macquarie Island Marine Park

1.1 Area of reserve

- (1) The Macquarie Island Marine Park consists of an area in the Southern Ocean that is enclosed by:
 - (a) the boundary of the outer limit of Australia's exclusive economic zone adjacent to Macquarie Island; and
 - (b) the three nautical mile coastal waters limit adjacent to Macquarie Island.

1.2 Zones for reserve

- (1) The Macquarie Island Marine Park is divided into the following zones:
 - (a) the sanctuary zone described in clause 1.3 of this Part;
 - (b) the national park zone described in clause 1.4 of this Part;
 - (c) the habitat protection zone (Macquarie) described in clause 1.5 of this Part.
- (2) The sanctuary zone described in clause 1.3 of this Part is assigned to IUCN category Ia (sanctuary zone).
- (3) The national park zone described in clause 1.4 of this Part is assigned to IUCN category II (national park).
- (4) The habitat protection zone (Macquarie) described in clause 1.5 of this Part is assigned to IUCN category IV (habitat/species management area).

1.3 Zone 1 of reserve—sanctuary zone

Zone 1 of the reserve (also identified as semacsan01) consists of an area east of Macquarie Island that is bounded by the line commencing at the point described in item 1 of the following table and running progressively as described in the table.

Zone 1 of reserve—boundary line

| Item | Description |
|------|--|
| 1 | The point of latitude 54°00'00"S, longitude 159°05'00" E |
| 2 | South-easterly along the geodesic to its intersection with the outer edge of the exclusive economic zone closest to the point of latitude 54°58'01.01"S, longitude 164°38'42.07"E |
| 3 | Generally southerly along the outer edge of the exclusive economic zone to the point closest to Latitude 56°30'37.74"S and Longitude 164°03'25.04" E |
| 4 | North-westerly along the geodesic to the point on the seaward limit of Coastal Waters around Bishop and Clerk Islands closest to Latitude 55°10' 23.16"S and Longitude 158° 40' 35.01"E; |
| 5 | Anti-clockwise around the seaward limit of Coastal Waters around Bishop and Clerk Islands to the point closest to Latitude 55°06'40.56"S and Longitude 158°35'23.65"E |
| 6 | North-westerly along the geodesic to the point on the seaward limit of Coastal Waters around Macquarie Island closest to Latitude 54°45'04.42"S and Longitude 158°41'24.15"E |
| 7 | Anti-clockwise around the seaward limit of Coastal Waters around Macquarie Island to the point closest to Latitude 54°29'23.00"S and Longitude 158°46'29.01"E |
| 8 | North-easterly along the geodesic to the point on the seaward limit of Coastal Waters around Judge and Clerk Island closest to Latitude 54°21'25.00"S and Longitude 158°54'24.61"E |
| 9 | Anti-clockwise around the seaward limit of Coastal Waters around Judge and Clerk Islands to the point closest to Latitude 54°20'58.75"S and Longitude 159°05'00"E; and |
| 10 | North along that meridian of longitude 159°05'00"E to the point of commencement. |

1.4 Zone 2 of reserve—national park zone

Zone 2 of the reserve (also identified as semacnpz02) consists of an area enclosed by the Macquarie Island exclusive economic zone that is bounded by the line commencing at the point described in item 1 of the following table and running progressively as described in the table.

Zone 2 of reserve—boundary line

| Item | Description |
|------|---|
| 1 | The point of latitude 52°42'26"S, longitude 161°09'04"E |
| 2 | South-westerly along the geodesic to the point of latitude 54°03'59.68"S and longitude 159°25'00"E |
| 3 | South-easterly along the geodesic to its intersection with the outer edge of the exclusive economic zone closest to the point of latitude 54°58'01.01"S, longitude 164°38'42.07"E |
| 4 | Anti-clockwise along the outer edge of the exclusive economic zone to the point closest to latitude 56°30'37.74"S and longitude 164°03'25.04" E |
| 5 | North-westerly along the geodesic to the point on the seaward limit of Coastal Waters around Bishop and Clerk Islands closest to latitude 55°10' 23.16"S and longitude 158° 40' 35.01"E |
| 6 | Anti-clockwise around the seaward limit of Coastal Waters around Bishop and Clerk Islands to the point closest to latitude 55°07'22.90"S and longitude 158°35'16"E |
| 7 | South along the meridian of longitude 158°35'16"E to its intersection by the parallel of latitude 56°50'30"S |
| 8 | West along the parallel of latitude 56°50'30"S to its intersection by the meridian of longitude 158° 2'15"E |
| 9 | North along the meridian of longitude 158°2'15"E to its intersection by the parallel of latitude 53°53'57"S |
| 10 | North-westerly along the geodesic to the point latitude 52°42'26"S, longitude 159°16'50"E |
| 11 | East along the parallel of latitude 52°42'26"S to the point of commencement. |

1.5 Zone 3 of reserve—habitat protection zone (Macquarie)

Zone 3 of the reserve (also identified as semachpz03) consists of an area west of Macquarie Island that is bounded by the line commencing at the point described in item 1 of the following table and running progressively as described in the table.

Zone 3 of reserve—boundary line

| Item | Description |
|------|---|
| 1 | The point of latitude 52°42'26"S, longitude 159°16'50"E |
| 2 | East along the parallel of latitude 52°42'26"S to its intersection by the meridian of longitude 161°09'04"E |
| 3 | South-westerly along the geodesic to the point of Latitude 54°03'59.68"S and Longitude 159°25'00"E |
| 4 | North-westerly along the geodesic to the point of latitude 54°00'00"S, |

Zone 3 of reserve—boundary line

| Item | Description |
|------|---|
| | longitude 159°05'00" E |
| 5 | South along that meridian of longitude 159°05'00"E to the point on the seaward limit of Coastal Waters around Judge and Clerk Islands closest to latitude 54°20'58.75"S and longitude 159°05'00"E |
| 6 | Anti-clockwise around the seaward limit of Coastal Waters around Judge and Clerk Island to the point closest to Latitude 54°21'25.00"S and Longitude 158°54'24.61"E |
| 7 | South-easterly along the geodesic to the point on the seaward limit of Coastal Waters around Macquarie Island closest to latitude 54°29'23.00"S and longitude 158°46'29.01"E |
| 8 | Anti-clockwise around the seaward limit of Coastal Waters around Macquarie Island to the point closest to latitude 54°45'04.42"S and longitude 158°41'24.15"E |
| 9 | South-easterly along the geodesic to the point on the seaward limit of Coastal Waters around Judge and Clerk Island closest to Latitude 55°06'40.56"S and Longitude 158°35'23.65"E |
| 10 | Anti-clockwise around the seaward limit of Coastal Waters around Bishop and Clerk Islands to the point closest to latitude 55°07'22.90"S and longitude 158°35'16"E |
| 11 | South along the meridian of longitude 158°35'16"E to its intersection by the parallel of latitude 56°50'30"S |
| 12 | West along the parallel of latitude 56°50'30"S to its intersection by the meridian of longitude 158° 2' 15"E |
| 13 | North along the meridian of longitude 158°2'15"E to its intersection by the parallel of latitude 53°53'57"S |
| 14 | North-westerly along the geodesic to the point of commencement |