PROCLAMATION

Environment Protection and Biodiversity Conservation Act 1999

I, PROFESSOR MARIE BASHIR, AC, CVO, Deputy for the Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council and under subsection 344(1) of the Environment Protection and Biodiversity Conservation Act 1999:

(a) declare the area specified in Part 1 of the Schedule to this Proclamation to be a Commonwealth reserve for the purposes of protecting and maintaining biological diversity and contributing to the National Representative System of Marine Protected Areas; and
(b) specify that the seabed to a depth of 100 metres, is included in the reserve; and
(c) give the reserve the name “Flinders Commonwealth Marine Reserve”; and
(d) assign the reserve to the IUCN category of strict nature reserve; and
(e) divide the reserve into zones and assign an IUCN category to each zone, as follows:
   (i) Sanctuary Area Zone being the area specified in Part 2 of the Schedule and assigned to the IUCN category Strict Nature Reserve; and
   (ii) Multiple Use Area Zone being the area specified in Part 3 of the Schedule and assigned to the IUCN category Managed Resource Protected Area.

This Proclamation commences 60 days after the date of registration on the Federal Register of Legislative Instruments.

Signed and sealed with the Great Seal of Australia on 28 June 2007

MARIE BASHIR
Deputy for the Governor-General

By Her Excellency’s Command

Malcolm Turnbull
Minister for the Environment and Water Resources
SCHEDULE

Flinders Commonwealth Marine Reserve

Part 1 – Flinders Commonwealth Marine Reserve

All of that area within the Tasman Sea contained within and bounded as follows*:

(i) commencing at the point of latitude 40 degrees 27 minutes 55 seconds south, longitude 148 degrees 35 minutes 12 seconds east;
(ii) then north-easterly along the geodesic to the point of latitude 40 degrees 21 minutes 15 seconds south, longitude 148 degrees 58 minutes 48 seconds east;
(iii) then north-easterly along the geodesic to the intersection of the parallel of latitude 38 degrees 57 minutes south, with the outer limit of the exclusive economic zone**;
(iv) then generally south-westerly along the outer limit of the exclusive economic zone to its intersection with the parallel of latitude 40 degrees 1 minute 15 seconds south;
(v) then south-westerly along the geodesic to the point of latitude 40 degrees 47 minutes 15 seconds south, longitude 148 degrees 51 minutes 33 seconds east;
(vi) then south-westerly along the geodesic to the point of latitude 40 degrees 51 minutes 1 second south, longitude 148 degrees 35 minutes 12 seconds east; and
(vii) then north along the meridian of longitude 148 degrees 35 minutes 12 seconds east, to the point of commencement.

Part 2 – Sanctuary Area Zone (IUCN Category Ia - Strict Nature Reserve)

All of that area within the Tasman Sea contained within and bounded as follows*:

(i) commencing at the point of latitude 40 degrees 21 minutes 15 seconds south, longitude 148 degrees 58 minutes 48 seconds east;
(ii) then north-easterly along the geodesic to the intersection of the parallel of latitude 38 degrees 57 minutes south, with the outer limit of the exclusive economic zone**;
(iii) then generally south-westerly along the outer limit of the exclusive economic zone to its intersection with the parallel of latitude 40 degrees 1 minute 15 seconds south;
(iv) then south-westerly along the geodesic to the point of latitude 40 degrees 47 minutes 15 seconds south, longitude 148 degrees 51 minutes 33 seconds east; and
(v) then northerly along the geodesic to the point of commencement.

Part 3 - Multiple Use Area Zone (IUCN Category VI - Managed Resource Protected Area)

All of that area within the Tasman Sea contained within and bounded as follows*:

(i) commencing at the point of latitude 40 degrees 27 minutes 55 seconds south, longitude 148 degrees 35 minutes 12 seconds east;
(ii) then north-easterly along the geodesic to the point of latitude 40 degrees 21 minutes 15 seconds south, longitude 148 degrees 58 minutes 48 seconds east;
(iii) then southerly along the geodesic to the point of latitude 40 degrees 47 minutes 15 seconds south, longitude 148 degrees 51 minutes 33 seconds east;
then south-westerly along the geodesic to the point of latitude 40 degrees 51 minutes 1 second south, longitude 148 degrees 35 minutes 12 seconds east; and

then north along the meridian of longitude 148 degrees 35 minutes 12 seconds east, to the point of commencement.

* All geographic coordinates are expressed in terms of the Geocentric Datum of Australia 1994 (GDA94) as described in the Commonwealth of Australia Gazette GN35 of 6 September 1995.