



New South Wales

Proclamation

under the

Marine Parks Act 1997

MARIE BASHIR, Governor

I, Professor Marie Bashir AC, Governor of the State of New South Wales, with the advice of the Executive Council, and in pursuance of sections 6 and 7 of the *Marine Parks Act 1997*, do, by this my Proclamation, declare the area described in Part 2 of Schedule 1 below to be, on and from 1 November 2002, a marine park for the purposes of that Act. The marine park is to be known as “**Cape Byron Marine Park**”.

Signed and sealed at Sydney, this 23rd day of October 2002.

By Her Excellency's Command,

The Hon EDWARD OBEID, M.L.C.,

Minister for Fisheries

BOB DEBUS, M.P.,

Minister for the Environment

GOD SAVE THE QUEEN!

Schedule 1

Part 1 Definitions

In this Schedule:

territorial sea baseline means the territorial sea baseline declared under section 7 of the *Seas and Submerged Lands Act 1973* of the Commonwealth in the Commonwealth of Australia Gazette No S29 of 9 February 1983.

tidal lands means any area of land that is covered from time to time by tidal waters, and that is above the lowest astronomical tide level.

tidal waters means any area of waters of the sea or subject to tidal influence.

Part 2 Description of the area to be known as Cape Byron Marine Park

The boundary encompasses all Crown lands beneath tidal and coastal waters to mean high water mark within the area set out below, together with the waters within that area:

- (a) commencing at a point at mean high water mark at the most easterly point of the northern training wall of the Brunswick River (28°32'22"S, 153°33'25"E),
- (b) then by a line along latitude 28°32'22"S, to a point 3 nautical miles east of the territorial sea baseline,
- (c) then generally in a southerly direction (including all coastal waters within 3 nautical miles of the territorial sea baseline of the coast, and those within 3 nautical miles of the territorial sea baseline of Julian Rocks) to a point 3 nautical miles east of the territorial sea baseline at the easternmost point of Lennox Head,
- (d) then by a line along latitude 28°48'40"S, west to a point at mean high water mark of the eastern most point of Lennox Head (28°48'40"S, 153°36'18"E),
- (e) then generally in a northerly direction along the coast at mean high water mark (and including all rivers, estuaries, bays, lagoons and inlets upstream to their tidal limit, and tidal lands, but excluding Lake Ainsworth and Taylors Lake) to the commencement point described in paragraph (a) above.

BY AUTHORITY