



Queensland

Marine Parks and Other Legislation Amendment Regulation (No. 1) 2008

Subordinate Legislation 2008 No. 344

made under the

Marine Parks Act 2004

State Penalties Enforcement Act 1999

Statutory Instruments Act 1992

Transport Operations (Marine Pollution) Act 1995

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Marine Parks and Other Legislation Amendment Regulation (No. 1) 2008*.

2 Commencement

This regulation commences on 1 March 2009.

Part 2 Amendment of Marine Parks Regulation 2006

3 Regulation amended in pt 2

This part amends the *Marine Parks Regulation 2006*.

4 Amendment of s 112 (Entry or use requiring notice)

Section 112, note, item 2(c), ‘section 62’—
omit, insert—
‘section 68’.

5 Amendment of s 140 (Restriction on bringing domestic animals into marine park)

(1) Section 140(2)—
omit, insert—

‘(2) A person must not bring a domestic animal onto tidal land that is—

[s 6]

- (a) within the GBR Coast Marine Park and adjacent to a national park, to the extent the national park is not located on the mainland; or
 - (b) within the Moreton Bay Marine Park and adjacent to a national park.’.
- (2) Section 140(4), definition *island national park*—
omit, insert—
‘***national park*** means a national park or national park (scientific) under the *Nature Conservation Act 1992*.’.

6 Amendment of sch 6 (Dictionary)

Schedule 6, definition *appealable decision*—
insert—

- ‘(d) a decision to refuse to grant an accreditation of a traditional use of marine resources agreement, or an educational or research institution, for the Moreton Bay Marine Park;
- (e) a decision to amend, suspend or cancel an accreditation of a traditional use of marine resources agreement, or an educational or research institution, for the Moreton Bay Marine Park.’.

Part 3 Amendment of State Penalties Enforcement Regulation 2000

7 Regulation amended in pt 3

This part amends the *State Penalties Enforcement Regulation 2000*.

8 Amendment of sch 2 (Environmental legislation)

Schedule 2, entry for the *Marine Parks (Moreton Bay) Zoning Plan 1997*—

omit, insert—

‘Marine Parks (Moreton Bay) Zoning Plan 2008

‘Column 1 Infringement notice offence	Column 2 Infringement notice fine (penalty units)
s 32(1)	2
s 32(2)	6
s 32(3)	6
s 32(4)	2
s 33.....	2
s 34(1)	2
s 35(1)	2
s 37.....	2
s 38(1)	2
s 42.....	6
s 45(1)	4
s 45(2)	4
s 47.....	4
s 57.....	4
s 100(1)	2
s 101(2)	2
s 101(3)	3
s 101(4)	3
s 102(2)	3
s 103(2)	2

Authorised person for service of infringement notices—an inspector under the *Marine Parks Act 2004*, part 5’.

[s 9]

Part 4 Amendment of Statutory Instruments Regulation 2002

9 Regulation amended in pt 4

This part amends the *Statutory Instruments Regulation 2002*.

10 Amendment of sch 3 (Exemptions from expiry under part 7 of the Act)

Schedule 3, entry for *Marine Parks (Moreton Bay) Zoning
Plan 1997*—

omit.

Part 5 Amendment of Transport Operations (Marine Pollution) Regulation 2008

11 Regulation amended in pt 5

This part amends the *Transport Operations (Marine
Pollution) Regulation 2008*.

12 Amendment of sch 9 (Dictionary)

Schedule 9, definition *designated area*, paragraph (a)—
omit, insert—

‘(a) the marine national park zone under the *Marine Parks
(Moreton Bay) Zoning Plan 2008*;’.

ENDNOTES

- 1 Made by the Governor in Council on 16 October 2008.
- 2 Notified in the gazette on 20 October 2008.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Environmental Protection Agency.

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