

These amendments to the *Ngari Capes Marine Park Management Plan 2013-2023, Management Plan No 74* were approved by the Minister for Environment on 23 August 2016. The amendments to the management plan came into operation on 23 September 2016, following publication in the *Government Gazette*.

The permitted uses tables and associated key below replace those on pages 21-24 of the *Ngari Capes Marine Park Management Plan 2013-2023, Management Plan No 74*.

*Table 7 Permitted commercial uses in the Ngari Capes Marine Park*

Activity	Sanctuary zone	Special purpose zone (surfing)	Hamelin Bay Recreation zone	Cowaramup Bay Recreation zone	Special purpose zone (shore-based activities)	General use zone
Nature-based tourism [a]	Yes	Yes [b]	Yes	Yes	Yes [b]	Yes
Surfing competition [a]	Yes [b]	Yes	Yes	Yes	Yes	Yes
Charter vessels – (non fishing) [a,e]	Yes	Yes [b]	Yes[b]	Yes[b]	Yes	Yes
Commercial abalone fishing [a,e]	No	Yes [b]	No	No	Yes [l]	Yes
Commercial salmon fishing [a,e]	No	Yes [b]	No	No	No	Yes
Commercial demersal gillnet/ longline fishing [a,e]	No	Yes [b]	No	No	No	Yes
Commercial wetline fishing [a,e]	No	Yes [b]	No	No	No	Yes
Commercial rock lobster fishing [a,e]	No	No	No	No	No	Yes
Commercial beach seine fishing [a,e]	No	Yes [b]	No	No	No	Yes
Commercial purse seine fishing [a,e]	No	Yes [b]	No	No	No	Yes
Commercial trawl fishing [a,e]	No	No	No	No	No	Yes
Commercial aquarium fishing [a,e]	No	Yes [b]	No	No	Yes [l]	Yes
Commercial specimen shell collecting [a,e]	No	Yes [b]	No	No	Yes [b,l]	Yes
Commercial coral, ‘live rock’ and ‘live sand’ collecting [a,e]	No	No	No	No	No	Yes
Commercial octopus fishing [a,e]	No	No	No	No	No	Yes
Aquaculture [a]	No	No	No	No	No	Yes
Mineral & petroleum exploration [a,e,m]	Assess	Assess [b]	No	No	No	Assess
Mineral & petroleum development [a,e]	No	Assess [b]	No	No	No	Assess

Table 8 Permitted recreational uses in the Ngari Capes Marine Park

Activity	Sanctuary zone	Special purpose zone (surfing)	Hamelin Bay Recreation zone	Cowaramup Bay Recreation zone	Special purpose zone (shore-based activities)	General use zone
Nature appreciation [a,e]	Yes	Yes	Yes	Yes	Yes	Yes
Recreational boating (motorised & non- motorised) [a,e,g]	Yes [b]	Yes [b]	Yes	Yes	Yes [b]	Yes
Water skiing [a,j]	No	No	Yes	Yes	No	Yes
Parasailing [a,e]	No	No	Yes	Yes	No	Yes
Free styling [j] on motorised vessel [a,e]	No	No	Yes [b]	Yes [b]	No	Yes
Swimming	Yes	Yes [b]	Yes	Yes	Yes	Yes
Surfing [i]	Yes [b]	Yes	Yes	Yes	Yes [b]	Yes
Recreational snorkelling and diving [h]	Yes	Yes [b]	Yes	Yes	Yes	Yes
Animal exercising	No	No [d]	No [d]	No [d]	No [d]	No [d]
Recreational abalone fishing [a,e]	No	Yes [b]	Yes	Yes	Yes [l]	Yes
Recreational line fishing [a,e]	No	Yes [b]	Yes	Yes	Yes [l]	Yes
Recreational netting [a,e]	No	Yes [b]	Yes	Yes	Yes [l]	Yes
Recreational crabbing [a,e]	No	Yes [b]	Yes	No [k]	Yes [l]	Yes
Recreational specimen shell collecting – <i>alive</i> [a,e] *	No	No	No	No	No	Yes
Recreational specimen shell collecting – <i>dead</i> [a,e] *	No	Yes [b]	Yes	No [k]	Yes [b,l]	Yes
Recreational coral and live rock collecting [a,e, n]	No	No	No	No	No	No
Recreational rock lobster fishing <i>by pot</i> [a,e]	No	No [f]	Yes	Yes	Yes [l]	Yes
Recreational rock lobster fishing <i>by hand</i> [a,e]	No	Yes [b]	Yes	Yes	Yes [l]	Yes
Recreational octopus fishing using pots/traps [a,e]	No	No	Yes	No [k]	No	Yes
Recreational octopus fishing <i>other than by pot/trap</i> [a,e]	No	Yes	Yes	No [k]	Yes [l]	Yes
Customary Aboriginal hunting [a]	Yes	Yes	Yes	Yes	Yes	Yes
Spearfishing [a,e]	No	Yes [b,c]	Yes [b,c]	Yes [b,c,k]	No	Yes [c]
Charter vessels – fishing [a,e]	No	Yes [b]	No	No	No	Yes

Table 9 Permitted uses: other

Activity	Sanctuary zone	Special purpose zone (surfing)	Hamelin Bay Recreation zone	Cowaramup Bay Recreation zone	Special purpose zone (shore-based activities)	General use zone
Marine infrastructure [a]	No	Assess	Assess	Assess	No	Assess
Dredging and dredge spoil dumping [a]	No	No	Assess	Assess	No	Assess

Table 10 Key for permitted use provisions in Table 7, Table 8 and Table 9

Symbol	Meaning
<b>a</b>	Subject to the requirements of the <i>Western Australian Marine Act 1982</i> and/or <i>FRM Act</i> and/or <i>Pearling Act 1990</i> and/or <i>CALM Act</i> and/or <i>Wildlife Conservation Act 1950</i> and/or <i>Environmental Protection Act 1986</i> and/or <i>Mining Act 1978</i> and associated regulations.
<b>b</b>	Use may be restricted if shown to be incompatible with primary purpose of the zone.
<b>c</b>	Spearfishing may be restricted if there are legitimate safety concerns at family and high use areas.
<b>d</b>	Unless undertaken in areas designated for animal exercising under the CALM Regulations.
<b>e</b>	Boating and associated activities (e.g. anchoring, mooring, speed, access) may be restricted in specific areas where there is a clear need for such restrictions.
<b>f</b>	Recreational rock lobster pot fishing is permitted in the Margaret River Special Purpose Zone (surfing).
<b>g</b>	Includes jet skis and other motorised personal water craft.
<b>h</b>	Using scuba or hookah dive equipment and undertaking non-extractive activity
<b>i</b>	Surfing includes board riding, body boarding, surf and wave skiing, kite surfing and windsurfing.
<b>j</b>	Free styling is defined as using a personal water craft in a manner that is characterised by high speed and erratic or irregular driving such as wave jumping, driving in a circle or other pattern and/or weaving or diverting.
<b>k</b>	Prior to gazettal of the marine park, Cowaramup Bay was gazetted a Reef Protection Area under the FRM Act effectively protecting a range of species from extraction. The prohibition order states 'A person must not engage in fishing in Cowaramup Bay other than for fish described as: abalone; blue manna crabs; cuttlefish; finfish; rock lobster and squid.' The Order prohibits the collection of specimen shells, including dead specimen shells. This Order and existing prohibitions remain in force and have been extended to coincide with the boundary of Cowaramup Bay Recreation Zone.
<b>l</b>	Shore based recreational fishing only. Fishers must be standing on the shore, not fishing from a boat.
<b>m</b>	Exploratory drilling for petroleum is not permitted.
<b>n</b>	Recreational coral and live rock collecting is prohibited state wide under the FRM Act.
<b>*</b>	From a conservation perspective there is a policy preference for visitors not to disturb or remove any live or dead specimen shells within marine parks. Limits for collection are set under the FRM Act by DoF. See DoF Recreational Fishing Guide for bag limits for specimen shells.
<b>Assess</b>	Proposal will be assessed by relevant agencies in accordance with standard procedures.

The paragraph below replaces the paragraph about recreation zones on page 18 of the *Ngari Capes Marine Park Management Plan 2013-2023, Management Plan No 74*.

### **Recreation zones**

Recreation zones provide for the protection of ecological values while permitting compatible recreational activities including fishing. Cowaramup and Hamelin Bay are areas of high recreational value and use for visitors. The recreation purpose of the Cowaramup Recreation Zone is to provide a family oriented recreation beach which allows specific recreational fishing activity only. The recreation purpose of the Hamelin Bay Recreation Zone is to provide for an ongoing high quality recreation experience at a known tourism node. This zoning recognises these high values and priority for recreational use. Commercial activity such as fishing and aquaculture are not permitted within these zones.