



# **Great Barrier Reef Marine Park Amendment (No-Anchoring Areas) Regulations 2021**

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I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 24 June 2021

David Hurley  
Governor-General

By His Excellency's Command

Sussan Ley  
Minister for the Environment

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## 1 Name

This instrument is the *Great Barrier Reef Marine Park Amendment (No-Anchoring Areas) Regulations 2021*.

## 2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	26 June 2021

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

## 3 Authority

This instrument is made under the *Great Barrier Reef Marine Park Act 1975*.

## 4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## Schedule 1—Amendments

### *Great Barrier Reef Marine Park Regulations 2019*

#### **1 Subsection 5(1) (definition of *no-anchoring area*)**

Repeal the definition, substitute:

*no-anchoring area* means an area described in a declaration under paragraph (2)(b) of this section, as in force from time to time.

#### **2 Section 166**

Omit:

- |  |
|--|
| (a) the Marine Park (such as taking animals into the Marine Park or littering); or |
|--|

substitute:

- |  |
|--|
| (a) the Marine Park (such as taking animals into the Marine Park, littering or dropping an anchor); or |
|--|

#### **3 At the end of Part 6**

Add:

##### **171A Contravention of anchoring restrictions**

- (1) A person commits an offence of strict liability if the person drops an anchor for a vessel, an aircraft or any other facility in a no-anchoring area (other than a no-anchoring area that is in the Whitsunday Planning Area).

Note: Subclause 2.12(3) of the *Whitsundays Plan of Management 1998* prohibits a person from dropping an anchor in a no-anchoring area (as defined in this instrument) in the Whitsunday Planning Area. Section 234 of this instrument makes it an offence to contravene a provision of the Plan of Management.

Penalty: 50 penalty units.

- (2) The master of a vessel commits an offence of strict liability if any person on board the vessel drops an anchor for the vessel in a no-anchoring area.

Penalty: 50 penalty units.

#### **4 Subsection 243(1) (table item 9)**

Omit “subsections 171(1), (2), (3) and (4)”, substitute “subsection 171(1), (2), (3) or (4)”.

#### **5 Subsection 243(1) (after table item 9)**

Insert:

9A subsection 171A(1) or (2) (contravention of anchoring restrictions) 3

**6 Schedule 3**

Repeal the Schedule.