

Application form

Marine Park Management

Permit for (State only) marine park areas Marine Parks Regulation 2017

OFFICIAL USE ONLY

DATE RECEIVED

FILE REF

PROJECT REF

COMPLETE FORM

ENTERED BY [SIGNATURE]

DATE

GUIDE

1. The applicant is the person or legal entity intending to carry out the activity and in whose name the relevant permits or licences are to be issued.

The registered address is legally required for the serving of notices.

It is the address of a person or entity and cannot be a post office box.

If there are more than two individuals (partners), please provide details on a separate sheet.

Important information for applicants

Information requested in this form is required to enable your application to conduct an activity on State only marine park areas or to apply to transfer an existing permit for processing. If you have any difficulties completing the form, contact QPWS Park Access at: parkaccess@npsr.qld.gov.au

Your application must be assessed and a permit granted by the chief executive before you can proceed with the nominated activity.

Please read any information sheets and policies relevant to your application. Before submitting this application you should understand the requirements of legislation relevant to the proposed activity/ies i.e. the *Marine Parks Act 2004*, *Nature Conservation Act 1992*, *Recreation Areas Management Act 2004*, *Marine Parks Regulation 2017* and the marine park zoning plans.

NOTE: PLEASE ALLOW AT LEAST 60 BUSINESS DAYS FOR THIS APPLICATION TO BE PROCESSED. ALSO, SHOULD FURTHER INFORMATION OR DOCUMENTATION BE REQUIRED, A FURTHER 20 BUSINESS DAYS MAY APPLY.

Select the marine park/s that this application applies to:

- Moreton Bay Marine Park
 Great Sandy Marine Park
 Great Barrier Reef Coast Marine Park

1. Applicant(s) details

If acting on behalf of a legal entity please provide principal contact or person in charge details.

APPLICANT'S FULL NAME (1)		TITLE	DATE OF BIRTH
APPLICANT'S FULL NAME (2)		TITLE	DATE OF BIRTH
REGISTERED ADDRESS			POST CODE 0
TELEPHONE	FACSIMILE	MOBILE	
POSTAL ADDRESS (WRITE "AS ABOVE" IF THE SAME AS REGISTERED ADDRESS)			POST CODE 0
IS YOUR PREFERRED CONTACT METHOD BY MAIL OR E-MAIL? <input type="checkbox"/> Mail <input type="checkbox"/> E-Mail (list address)			

Tick which of the following describes the applicant:

- an individual or sole trader
- a company
- a local government
- the state of Queensland acting through a government department
- a body corporate
- an incorporated association
- other

2. The applicant is the registered legal entity (not a business trading name) intending to carry out the activity and in whose name the relevant permits or licences are to be issued.

The registered address is legally required for the serving of notices. It is the registered business address of the company making the application and cannot be a post office box.

Enter the Australian Company Number (ACN) or Australian Business Number (ABN) of the incorporated company or the Association Number (AN) of the incorporated association; or the title and section of the legislation that gives the statutory corporation its legal status.

2. Registered legal entity details

If acting on behalf of a legal entity please provide details of the legal entity.

REGISTERED LEGAL ENTITY NAME	
TRADING NAME (IF APPLICABLE)	
REGISTERED ADDRESS	POST CODE 0
TELEPHONE	
FASCIMILE	
MOBILE	
E-MAIL ADDRESS	
POSTAL ADDRESS (WRITE "AS ABOVE" IF THE SAME AS REGISTERED ADDRESS)	POST CODE 0
ACN/ABN/AN OR TITLE AND SECTION OF LEGISLATION	

3. Authorised signatory

Do not sign here. The signature block is on page 8.

3. Authorised signatory

The authorised signatory is the person authorised to sign an application on behalf of a corporation or other entity and in doing so declares that the corporation or other entity will be bound by the conditions associated with the granting of the licence or permit.

AUTHORISED SIGNATORY – PRINT FULL NAME	TITLE

POSITION IN CORPORATION

4. If you are making an application in relation to an existing permit please provide the details here.

4. Applications relating to existing permits

a) Permit details

PERMIT NUMBER	PERMIT EXPIRY DATE
	/ /

b) Are you applying to transfer this permit? Yes No

NOTE: If 'Yes' both the Principal Holder and Transferee must sign and date this application at Question 14.

A signed and dated declaration made by the current principal holder requesting the transfer must also be attached.

c) Are you applying to amend this permit? Yes No

A signed and dated declaration made by the current principal holder requesting the transfer must be attached. The declaration must indicate a willingness to transfer the permit to the applicant (as indicated in Questions 1 and 2) include the permit number and the date when the transfer is to take place (at least 20 business days after lodging this form). Any amendments to the permit must be undertaken after the transfer has been completed.

Give a detailed description of the change required e.g. increase number of boats from 7 to 9 or new zones and locations.

IF YES, please give details in the space provided

5. Applicant suitability

A permit may be issued only if the applicant is considered a suitable person as prescribed under either section 11(1) and Schedule 5 of the *Marine Parks Regulation 2017*

In the last 3 years have you or an associated person^a: please provide any relevant details in the box below

<p>a) held or been a party to any of the following permits or authorities which has been suspended or cancelled:</p> <ul style="list-style-type: none"> - a commercial activity agreement; or similar agreement in Queensland - a protected area authority^b (including a commercial activity permit) - a similar or relevant authority 	<input type="checkbox"/> YES <input type="checkbox"/> NO
<p>b) owed any amount payable under the <i>Marine Parks Act 2004</i> that is still outstanding</p>	<input type="checkbox"/> YES <input type="checkbox"/> NO
<p>c) been convicted of an offence against:</p> <ul style="list-style-type: none"> - <i>the Marine Parks Act 2004</i> - the expired Marine Parks Regulation 2006 - <i>the Nature Conservation Act 1992</i> relating to a protected area or wildlife - <i>the Recreation Areas Management Act 2006</i> relating to a recreation area - <i>Forestry Act 1959</i> relating to a state forest or timber reserve - an equivalent offence in another state or country 	<input type="checkbox"/> YES <input type="checkbox"/> NO
DETAILS	

^a **associated person**, means,—

- (a) if the applicant is a corporation—each executive officer of the corporation; or
- (b) if the applicant is an individual, another person who—
 - (i) is, or will be, regularly or usually in charge of the applicant's activity or business, or proposed activity or business, that relates, or will relate, to the permission or agreement; or
 - (ii) regularly directs staff of the activity or business in their duties; or
 - (iii) is, or will be, in a position to control or substantially influence the activity or business, or proposed activity or business.

^b **a protected area authority** includes a permit to take, use, keep or interfere with cultural or natural resources, an apiary permit, an aboriginal tradition authority, an Island custom authority, camping permit, restricted access area permit, stock grazing permit, stock mustering permit, travelling stock permit, permit to enter a special management area (scientific), commercial activity permit, permit to solicit donations or information, organised event permit, permit to use recreational craft or special activity permit.

6. Applications should be submitted at least 3 MONTHS prior to the start of the activity to allow processing and assessment time.

The dates you intend to be in the marine park/s.

Select an activity that best describes your proposal. If "other" please type what your proposed activity is likely to be.

Provide a detailed description of the proposed activity addressing the relevant assessment criteria in text box provided. Attach any additional information to this application form. See Questions 9 to 11 for additional information to assist you to answer this question.

The total number of people you intend to bring into the nominated area.

6. New project details

a) Pre-lodgement meeting

Have you attended a pre-lodgement meeting or previously discussed your proposals with the Department? If yes, please provide details:

QPWS OFFICER NAME AND DATE OF MEETING

b) Specify the term of the new permit

DATE FROM	DATE TO (INCLUSIVE)

c) Select an activity that best describes your proposal:

- Aquaculture
- Aquatic events (e.g. regatta, boats race, ocean swimming event)
- Education
- Filming & photography (involving use of structures, pyrotechnics or exclusive use of the marine park)
- Harvest fisheries (i.e. aquarium fish, worms, yabbies)
- Media activity
- Mooring
- Operate a facility
- Operate an aircraft
- Research (incl sampling, surveying)
- Tourist program
- Vessel charter
- Works (incl dredging and/or spoil disposal, pontoons, rock walls)
- Other:

d) General description

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e) Numbers

STAFF	ASSISTANTS	PASSENGERS

List each location within the marine park that will be visited, including an indication of the number, frequency and duration of the proposed visits to each site.

Attach a detailed map showing the point of entry, locations to be visited and routes of travel within the marine park.

Details of the zones and designated areas in each marine park are available on the NPSR web site.

List the equipment and to be used as part of the activity in the marine park. For example, for research include nets, grabs, BRUVs etc, for events include marquees, stages etc.

(g) Locations

LOCATIONS	MARINE PARK ZONE / DESIGNATED AREA	NUMBER/FREQUENCY/DURATION
<i>Example: Cobby Cobby Island</i>	<i>Marine National Park Zones X, X and X Go slow area at X</i>	<i>5 times per week for 1 hour'.</i>

(h) Equipment to be used

7. Moorings

For Great Barrier Reef Coast Marine Park applications, if you intend to install and/or operate a mooring provide the details here. Coordinates and mooring identification numbers (where applicable) must be provided for each mooring. Identification numbers must be marked on the map of locations (see Question 6 above).

Location of mooring(s)	Mooring identification number	GPS coordinates & datum	Number of moorings	Type of mooring(s) – fore and aft, or single point

8. Transport

Provide details of all vessels, aircraft or other proposed means of transport to be used here. A current copy of the vessel registration certificate/s must be attached to this application.

VESSEL / AIRCRAFT NAME	DESCRIPTION (TYPE, COLOUR)	LENGTH	SURVEY / REGISTRATION NUMBER*	SURVEYED PASSENGER CAPACITY	MAXIMUM NUMBER OF PEOPLE YOU INTEND TO CARRY		USUAL HOME PORT OR AIRCRAFT DEPARTURE POINT
					CREW	PASSENGERS	

9. Taking natural or cultural resources, including for research

Provide details on the number, quantity and description of any animals, plants or other marine resource to be taken, and the proposed methods. Research applications must also include the sequence, location, frequency and duration of fieldwork; description of the experimental design and methods of analysis. Attach a separate sheet if required.

10. Works and/or Operate a facility

Provide details of the works or facility, including purpose and construction methodology. Attach certified engineering drawings, Environmental Management Plan and operation plan for facility if available.

11. Activity statement and additional information

It is important that you provide sufficient information for your application to be properly assessed. An authority cannot be granted if insufficient information is provided.

Attach a statement which addresses each of the following in relation to your proposal:

- Potential conflicts with other marine park users and how they will be addressed
- Safety issues identified and how these will be addressed
- Research proposals including an explanation of the experimental design and methods of analysis to be used in the research
- Any take or disturbance of natural or cultural resources (including its purpose and details of the number, quantity and description of any specimens or samples to be taken)
- Potential environmental impacts including processes undertaken to identify the impacts and steps taken to prevent, mitigate and monitor impacts
- Equipment to be used in the marine park
- Consultation undertaken (including State government agencies, public consultation or targeted consultation with community groups, traditional owners, conservation groups and other interested parties)
- Other permits required for the activity, for example scientific purposes permits, ethics committee approvals, commercial activity permits

12. Application assessment

Your application will be assessed against a range of matters required by the relevant legislation including:

- the potential impact on the environment and on the cultural resources of the marine park
- options for monitoring, managing and mitigating the potential impact of the proposed conduct on the environment and on the cultural resources of the marine park
- the objectives of the area as set out in the zoning plan
- any written submissions received about the application in response to the public consultation
- any other matters relevant to the orderly and proper management of the marine park
- the effect on public appreciation, understanding, and enjoyment of the marine park
- the potential impact on other users of the marine park
- any relevant policy or guideline
- if the application relates to an undeveloped project the cost of which will be large—the capacity of the applicant to satisfactorily develop and manage the project
- if the application is for an activity that requires another authority, including an approval under a law of the Commonwealth or another State—whether the approval has been (or is likely to be) granted and the terms and conditions of that authority
- any relevant agreement, code, instrument, protocol or standard
- any relevant law of the State or of the Commonwealth
- any relevant management plan under the *Marine Parks Act 2004* or another act, applying to the marine park or an area within or adjacent to the marine park
- a coastal plan under the *Coastal Protection and Management Act 1995* applying to the coastal zone under that Act that is within or adjacent to the marine park
- any relevant recovery plan, wildlife conservation plan, threat abatement plan or approved conservation advice under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth), or any conservation plan under the *Nature Conservation Act 1992*
- whether the applicant is a suitable person to hold the permission;
- the likely cumulative effect of use on a marine park
- any other instrument or matters relevant to achieving the purpose of the *Marine Parks Act 2004*

For further information please refer to the *Marine Parks Act 2004* and *Marine Parks Regulations 2017*.

Please provide additional information not already provided that will assist in assessing your application as part of your activity statement.

13. Privacy statement

The Department of National Parks, Sport and Racing is collecting the information on this form to assess your application for a permit. This information is required under the *Nature Conservation Act 1992*, the *Recreation Areas Management Act 2006*, the *Forestry Act 1959* and the *Marine Parks Act 2004*.

The Department may have entered into an indigenous management agreement or indigenous land use agreement relating to adjacent National Parks under the *Nature Conservation Act 1992* or State Marine Parks under the *Marine Parks Act 2004* which may be subject to joint management arrangements. If so, the completed application form and relevant supporting documentation may be disclosed to the relevant indigenous organisation/s (including to any relevant Native Title Body Corporates) for the purpose of the Department consulting with or seeking the consent of that organisation (on the basis that your information may only be used for that purpose and is not to be disclosed to any other person).

Your personal information will not be otherwise disclosed to any other parties without your consent unless authorised or required by law, such as under the *Right to Information Act 2009* or the *Evidence Act 1977*. Further information about privacy is available on the Department's website: <http://www.npsr.qld.gov.au/legal/privacy.html>

14. Applicant's certification

Note: *If you have not told the truth or attempted to be misleading in this application, you may be liable for prosecution under the relevant Acts or Regulations.*

I have read and understand the public liability, indemnity, release and discharge requirements of the Department and I agree to comply with and be bound by these conditions.

I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1867*.

I understand that information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

Electronic dispatch – By signing this application you are consenting to the chief executive of the Department of National Parks, Sport & Racing or his/her delegate providing the decision (including any permit issued) electronically for the purposes of the *Electronic Transactions (Queensland) Act 2001*.

APPLICANT'S / TRANSFEREE'S SIGNATURE (WHERE APPLICABLE)
APPLICANT'S / TRANSFEREE'S NAME

TRANSFEROR'S SIGNATURE (WHERE APPLICABLE)
TRANSFEROR'S NAME

DATE

DATE

PLEASE NOTE THE FOLLOWING:

- **Insurance Requirements** – If this application is approved you will be required to hold the standard public liability insurance and indemnify and release the Department of National Parks, Sport and Racing. Please refer to relevant departmental information available at www.npsr.qld.gov.au concerning public liability insurance and indemnity requirements for QPWS authorities.
- **Processing Time** - You must allow at least 60 business days' processing time for this application. Should additional information be required a further 20 business days may apply.
- The marine park extends up to the highest astronomical tide/mark, which overlaps with the Council Foreshore Reserve boundary/s. It is your responsibility to ensure you check with the relevant councils, land owners or lessee's regarding the marine park boundary.

Please complete the following checklist. (attach where relevant)

- MSQ – Vessel surveyor and/or registration Certificate/s
- Relevant vehicle/s or personal water craft (PWC – Jet Ski) approvals/rego
- Application form(s) signed and completed
- Supporting information attached (e.g. maps of tour routes, research sampling sites, launch points etc.)
- Copy of public liability insurance
- Provided Activity Statement and additional information (see Q11)
- Declaration of request to transfer permit, signed and dated by current principal holder (see Q4b)

Please return your completed application to:

**Queensland Parks and Wildlife Service
Assessments and Approvals**

Department of National Parks, Sport and Racing
PO Box 15187
City East QLD 4002

Enquiries:

Email: parkaccess@npsr.qld.gov.au

Website: www.npsr.qld.gov.au

Marine Park Works ONLY

Email: marineparksworks@npsr.qld.gov.au