



Victoria Government Gazette

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Wildlife Act 1975

NOTICE OF THE PROPOSED REVOCATION OF THE PORT PHILLIP BAY WHALE (DOLPHIN) SWIM TOUR LIMITED PERMIT AREA 2010

I, James Todd, as delegate of the Secretary to the Department of Environment, Land, Water and Planning, give notice that it is my intention to revoke the Port Phillip Bay Whale (Dolphin) Swim Tour Limited Permit Area made on Friday 30 July 2010 in accordance with section 83GB of the **Wildlife Act 1975**.

My reason for revoking the determination is that I am proposing a new determination of the Port Phillip Bay Whale (Dolphin) Swim Tour Limited Permit Area.

Submissions are invited on the proposed revocation. Submissions must be submitted via electronic form (by email) or in written form and include evidence that supports or contradicts the above proposed revocation. Submissions will be accepted until 5 pm on Friday 20 March 2020. Submissions can be sent to Attn: Elizabeth Coluccio, Senior Policy Officer, Biodiversity Division of the Department of Environment, Land, Water and Planning, PO Box 500, Melbourne East, Victoria 8002. Email: biodiversity.regulation@delwp.vic.gov.au

For enquiries please use the email address provided above.

Dated 19 February 2020

JAMES TODD
Executive Director, Biodiversity

SPECIAL

Wildlife Act 1975**NOTICE OF THE PROPOSED DETERMINATION OF THE PORT PHILLIP BAY
WHALE (DOLPHIN) SWIM TOUR LIMITED PERMIT AREA**

I, James Todd, as delegate of the Secretary to the Department of Environment, Land, Water and Planning, in accordance with section 83G of the **Wildlife Act 1975**, propose to make the following determination under section 83F of the **Wildlife Act 1975**:

1. the area described in Schedule 1 is the Port Phillip Bay Whale (Dolphin) Swim Tour Limited Permit Area; and
2. the maximum number of whale swim tour permits to be granted in this area is three (3); and
3. ‘dolphin’ for the purposes of the determination means any wildlife that is a member of the family *Delphinidae* of the sub-order *Odontoceti* of the Order *Cetacea*, excluding *Orcinus orca* and members of the sub-family *Globicephalinae* (small toothed whales).

My reasons for proposing the above Limited Permit Area and the maximum number of whale swim tour permits can be viewed at <https://www.wildlife.vic.gov.au/wildlife-research-tourism-and-cinema/marine-mammal-tour-permits>

Submissions are invited on the above proposed determination. Submissions must be submitted via electronic form (by email) or in written form and include evidence that supports or contradicts the above proposed determination. Submissions will be accepted until 5 pm on Friday 20 March 2020. Submissions can be sent to Attn: Elizabeth Coluccio, Senior Policy Officer, Biodiversity Division of the Department of Environment, Land, Water and Planning, PO Box 500, Melbourne East, Victoria 8002. Email: biodiversity.regulation@delwp.vic.gov.au

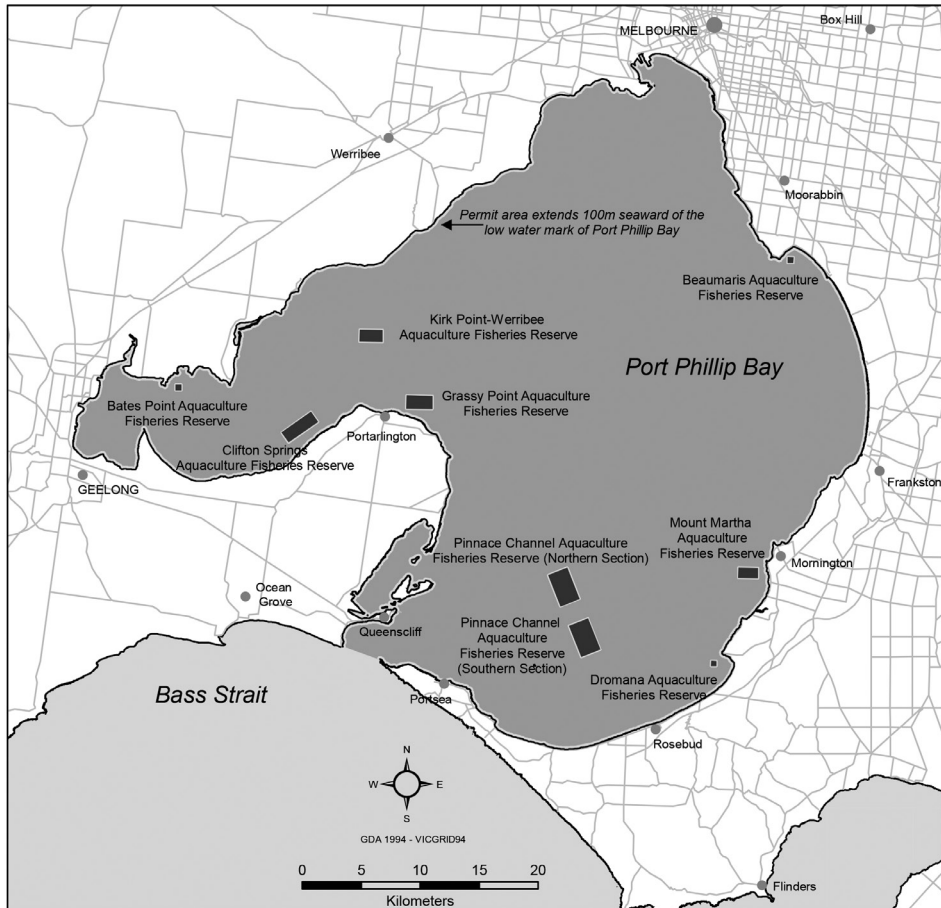
For enquiries please use the email address provided above.

Dated 19 February 2020

JAMES TODD
Executive Director, Biodiversity

SCHEDULE 1

Port Phillip Bay Whale (Dolphin) Swim Tour Limited Permit Area



Legend

- Whale (Dolphin) Swim Tour Limited Permit Area
- Restricted Area - 100m from Low Water Mark (not to scale)
- Restricted Area - 100m from Aquaculture Fisheries Reserves
- Aquaculture Fisheries Reserve

All of the waters of Port Phillip Bay that are more than 100 m seaward of the low water mark of Port Phillip Bay, except the waters of the following areas that are declared as fisheries reserves for aquaculture purposes under section 88 of the **Fisheries Act 1975**, and the waters surrounding the following declared fisheries reserves to a distance of 100 m:

- Grassy Point Aquaculture Fisheries Reserve
- Clifton Springs Aquaculture Fisheries Reserve
- Kirk Point-Werribee Aquaculture Fisheries Reserve
- Bates Point Aquaculture Fisheries Reserve
- Beaumaris Aquaculture Fisheries Reserve
- Mount Martha Aquaculture Fisheries Reserve
- Dromana Aquaculture Fisheries Reserve
- Pinnacle Channel Aquaculture Fisheries Reserve

Wildlife Act 1975**NOTICE OF THE PROPOSED DETERMINATION OF THE PORT PHILLIP BAY WHALE (DOLPHIN) WATCHING (VESSEL) TOUR LIMITED PERMIT AREA**

I, James Todd, as delegate of the Secretary to the Department of Environment, Land, Water and Planning, in accordance with section 83G of the **Wildlife Act 1975**, propose to make the following determination under section 83F of the **Wildlife Act 1975**:

1. the area described in Schedule 1 is the Port Phillip Bay Whale (Dolphin) Watching (Vessel) Tour Limited Permit Area; and
2. the maximum number of whale (dolphin) watching (vessel) tour permits to be granted in this area is one (1); and
3. ‘dolphin’ for the purposes of the determination means any wildlife that is a member of the family *Delphinidae* of the sub-order *Odontoceti* of the Order *Cetacea*, excluding *Orcinus orca* and members of the sub-family *Globicephalinae* (small toothed whales).

My reasons for proposing the above Limited Permit Area and the maximum number of whale (dolphin) watching (vessel) tour permits can be viewed at <https://www.wildlife.vic.gov.au/wildlife-research-tourism-and-cinema/marine-mammal-tour-permits>

Submissions are invited on the above proposed determination. Submissions must be submitted via electronic form (by email) or in written form and include evidence that supports or contradicts the above proposed determination. Submissions will be accepted until 5 pm on Friday 20 March 2020. Submissions can be sent to Attn: Elizabeth Coluccio, Senior Policy Officer, Biodiversity Division of the Department of Environment, Land, Water and Planning, PO Box 500, Melbourne East, Victoria 8002. Email: biodiversity.regulation@delwp.vic.gov.au

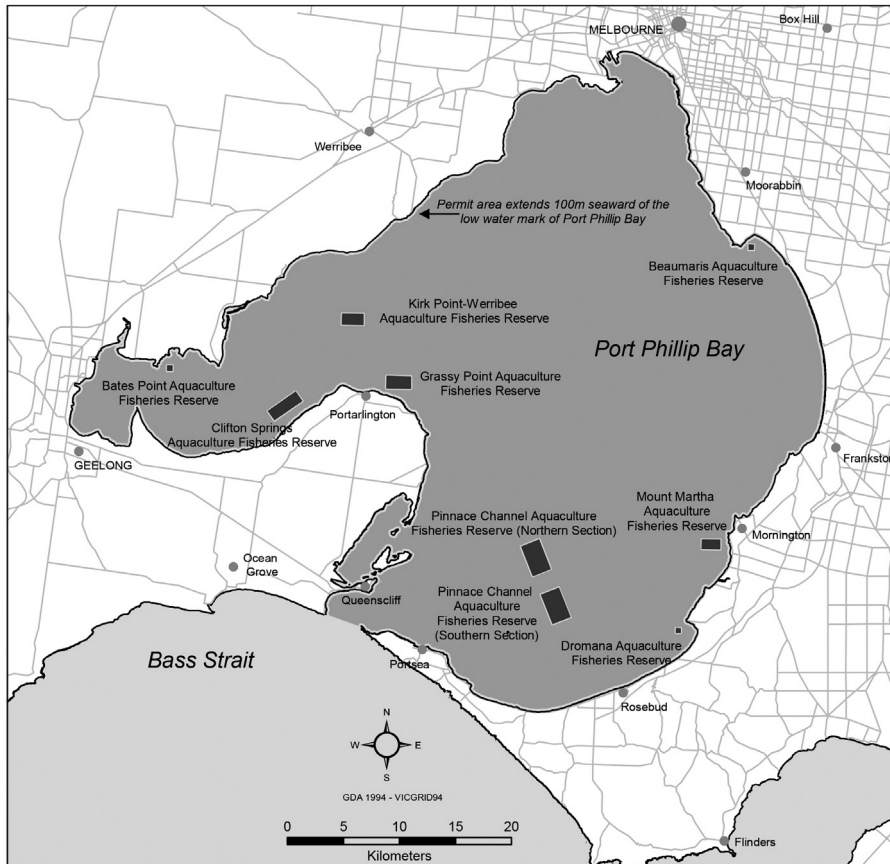
For enquiries please use the email address provided above.

Dated 19 February 2020

JAMES TODD
Executive Director, Biodiversity

SCHEDULE 1

**Port Phillip Bay Whale (Dolphin) Watching
(Vessel) Tour Limited Permit Area**

**Legend**

- Whale (Dolphin) Watching (Vessel) Limited Permit Area
- Restricted Area - 100m from Low Water Mark (not to scale)
- Restricted Area - 100m from Aquaculture Fisheries Reserves
- Aquaculture Fisheries Reserve

All of the waters of Port Phillip Bay that are more than 100 m seaward of the low water mark of Port Phillip Bay, except the waters of the following areas that are declared as fisheries reserves for aquaculture purposes under section 88 of the **Fisheries Act 1975**, and the waters surrounding the following declared fisheries reserves to a distance of 100 m:

- Grassy Point Aquaculture Fisheries Reserve
- Clifton Springs Aquaculture Fisheries Reserve
- Kirk Point–Werribee Aquaculture Fisheries Reserve
- Bates Point Aquaculture Fisheries Reserve
- Beaumaris Aquaculture Fisheries Reserve
- Mount Martha Aquaculture Fisheries Reserve
- Dromana Aquaculture Fisheries Reserve
- Pinnacle Channel Aquaculture Fisheries Reserve

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