

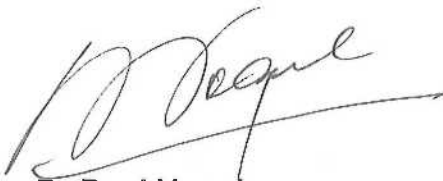
Section 39B Notice
Statement 966 – No 1

**NOTICE OF SECTION 39B DECLARATION
THAT PROPOSAL IS A DERIVED PROPOSAL**
(Section 39B of the *Environmental Protection Act 1986*)

Strategic Proposal: Kimberley Aquaculture Development Zone

Strategic Proposal Statement: Ministerial Statement 966 published on 12 May
2014

The Environmental Protection Authority (EPA) at its meeting 1066 dated 19 June 2014, declared the Phase II Cone Bay Marine Finfish Farming to be a derived proposal in accordance with section 39B of the *Environmental Protection Act 1986*. I have today as Chairman of the EPA, given written notice of the EPA's declaration to the Minister for Environment pursuant to section 39B(5) of the Act.



Dr Paul Vogel
CHAIRMAN

20 June 2014

Schedule 1 – Description of Derived Proposal

Derived Proposal: Phase II Cone Bay Marine Finfish Farming (a revised proposal to be implemented in place of the proposal the subject of Ministerial Statement 885)

Proponent: Marine Produce Australia Limited

Proponent Address: 34 Bagot Road
Subiaco 6008
Western Australia

Description of the Derived Proposal: As detailed in the Table below and in Figure 1 attached to this Notice

Item	Element	Description and authorised extent
1	Aquaculture lease area	Existing aquaculture lease within the Kimberley Aquaculture Development Zone ¹ .
2	Aquaculture licence	An aquaculture licence with a production capacity not exceeding 6990 tonnes per annum.
3	Aquaculture operations	Including: <ul style="list-style-type: none"> • installation and maintenance of floating sea cages; • stocking of marine finfish of a species that occurs naturally within the Pilbara and Kimberley Region; and • finfish feeding, husbandry and harvesting.
4	Floating sea cage specifications	Including: <ul style="list-style-type: none"> • predator nets or equivalent to prevent fish escapes; • at least a two metre difference between the bottom of the sea cage and the seafloor at lowest astronomical tide; and • anchorage and mooring infrastructure associated with the sea cages must be used in such a way so as not to physically damage any reef or coral habitat.

¹ **Note:** Aquaculture Licence 1465 is to operate within existing Lease No. AL0020, dated 16 August 2011. As this was an existing lease at the time of the referral of the revised proposal, the specification provided for in Schedule 2 of Ministerial Statement 966 dated 12 May 2014 was not applicable as identified in the Strategic Proposal. Compliance with Condition 6 of Ministerial Statement 966 ensures the maximum ecological protection area and the high ecological protection area ecosystem health criteria are maintained.

5	Feed inputs	Only commercial pellet feeds manufactured within Australia to the standard specified in the Kimberley Aquaculture Development Zone Management Policy or if imported fish feed or ingredients then only with the approval of the Australian Quarantine Inspection Service.
6	Seed stock	From a facility certified by the Supervising Scientist Biodiversity and Biosecurity, Department of Fisheries or with a health certificate issued or approved by the Department of Fisheries.

Figure 1: Location of the Phase II Cone Bay Marine Finfish Farming proposal

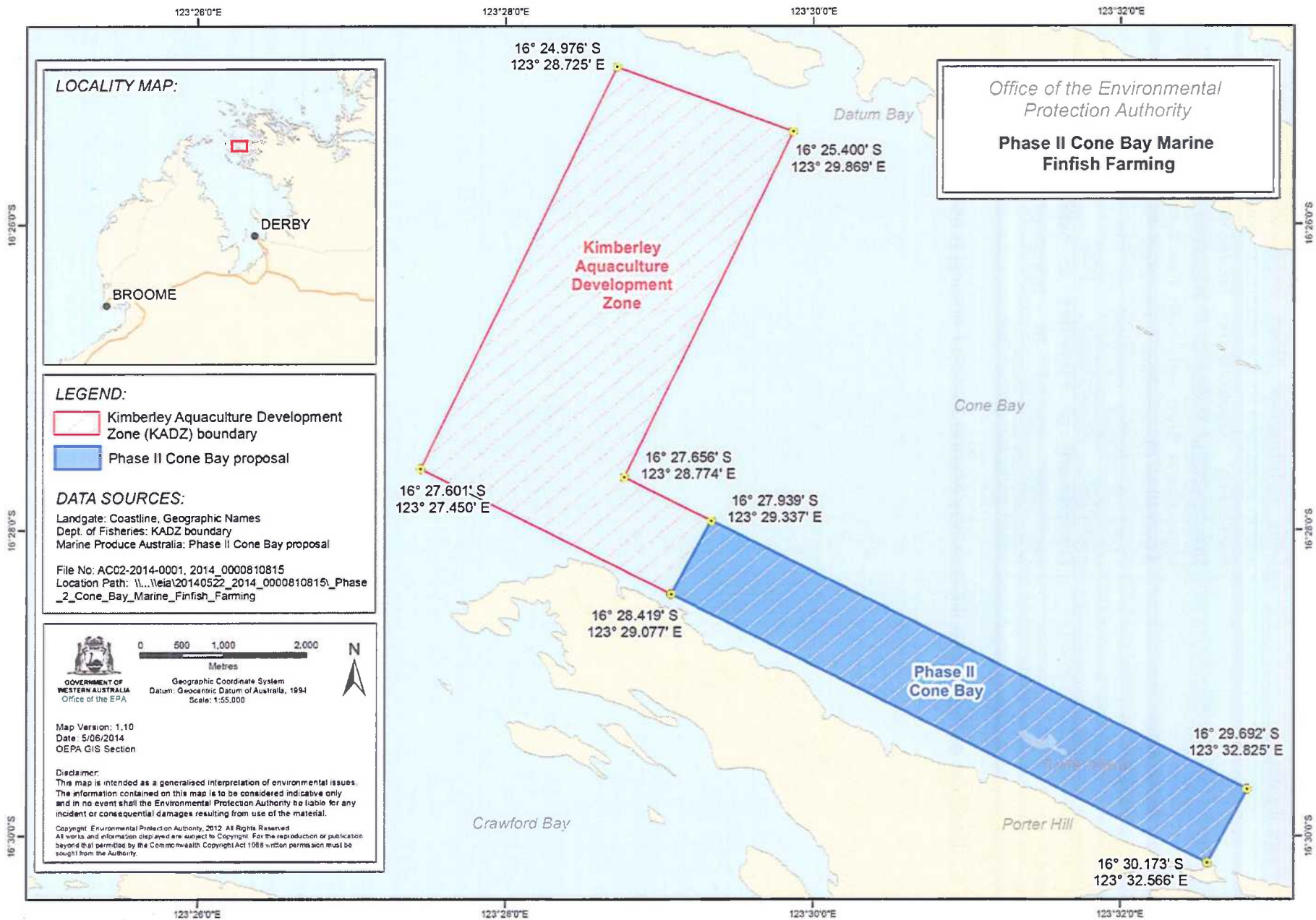


Figure 1: Location of the Phase II Cone Bay Marine Finfish Farming proposal