



NSW MARINE PARKS AUTHORITY PERMIT APPLICATION FORM

QUESTION 1:

Permit Applicant:

If the applicant is a Registered Company/Business/Corporation/Organisation or Association Name:

.....

If the applicant is an individual or individuals (e.g. sole trader / partnership) - full name or name/s

.....

.....

Australian Business Number (ABN):

.....

Name of Director/s / Managers:

.....

Person authorised to speak on behalf of applicant:

.....

QUESTION 2:

Applicant Contact Details:

Street address (if a company provide registered office street address):

.....

Postal address (if a company provide registered postal address):

.....

Phone No.:

Mobile No.:

Fax No.:

.....

Email Address:

.....

QUESTION 3:

Has the applicant previously held a NSW Marine Parks permit?

Yes - Permit Number/s..... Go to question 4

No. Go to question 7

QUESTION 4:

Are you applying for a permit to replace an existing permit that is about to expire?

Yes - Permit/s to be replaced Go to question 5

No. Go to question 6

QUESTION 5:

Have you met the reporting conditions of your existing permit?

Yes - Go to question 6

No. Please submit reporting requirements with this application Go to question 6

PLEASE NOTE: Failure to submit outstanding reports will delay processing of the application and may result in the application being refused and the permit not being renewed.

QUESTION 6:

Are you applying for a permit which is exactly the same as the permit/s to be replaced?

- Yes Go to question 11
- No. Go to question 7

QUESTION 7:

In which Marine Parks do you want to operate?

- Batemans Marine Park
- Cape Byron Marine Park
- Jervis Bay Marine Park
- Lord Howe Island Marine Park
- Port Stephens-Great Lakes Marine Park
- Solitary Islands Marine Park

Note: maps specific location names and relevant marine park zoning information are available on the MPA web site at www.mpa.nsw.gov.au

In which zones and locations do you want to operate?

- All zones and locations
- Specific locations - complete table below.

Specific Location	Zone	Frequency and duration of visits

QUESTION 8:

a) **Proposed Activities:**

- Swimming/snorkelling Wildlife observation - specify species
- Scuba Diving Motorised water sports - specify:
- General Sightseeing Non-motorised water sports - specify:
- Charter fishing¹ Non-tourist commercial charters
- Hire/ drive Passenger transfers/camper drop-offs
- Cruise ship visit Other - please specify.....

¹ **Before a permit allowing charter fishing activities is granted, evidence is required that the applicant holds a charter fishing boat licence/s from NSW Department of Primary Industries (NSW DPI). As evidence of this please attach to this application a copy of the relevant CFB licence/s**

b) Have you attached a copy of the charter fishing boat licence/s issued by NSW DPI?

- Yes - Continue

² **Before a permit allowing works is granted, a review of environmental factors (REF) determination report (or equivalent) and plans of proposed structures are required.**

ALL applications - please provide details regarding the following:

c) Timetables OR frequency of trips or visits (e.g. 2 x daily / on demand - average 5/mth)

d) Duration of trips (e.g.. 3hrs / 2-8 hrs / 2 days incl. overnight)

e) Do you wish to use moorings at any locations? (If "yes", give details)

f) Is any expansion to your operation planned in the next 12 months and beyond? (If "yes", give details)

g) Which areas of the marine park will you visit the most? List in order of importance.
(e.g. Docks, Bowen Is, Bindijine, Long Nose, Middle Ground, Beecroft Head, Drum & Drumsticks etc.)

h) What advertising or other promotion is current or proposed? Please enclose examples.

i) Any other comments

QUESTION 9:

Will you be using vessels, vehicles, aircraft or non-motorised craft (inc. hire craft) in the course of your activity?

No -  Go to question 10

If yes, please provide details:

Transport type (Incl. details of hire craft & ancillaries)	Registered Name and Number	Survey/ Registration Number	Length in metres only	Surveyed Maximum Passenger Capacity	Maximum number of Intended Passengers		Usual Home Port/ Departure Point
					Crew	Passengers	

Before a permit allowing commercial activities using a vessel, or vessels, is granted, evidence is required that the applicant holds the appropriate Survey or other certification from NSW Maritime. As evidence of this please attach a copy of the Certificates/s of Survey or other appropriate certification to this application.

Have you attached a copy of the Certificate/s of Survey or other appropriate certification?

Yes -  Go to question 10

QUESTION 10:

Are any structures or facilities proposed to be used or installed within the marine park?

Examples of structures and facilities include but are not limited to moorings, temporary shelters, stages, props, advertisements and stalls as well as research identification and semi-permanent tagging devices.

No -  Go to question 11

If yes, please specify and describe nature and scale:

If yes, please describe how the impacts of the use of structures will be minimised:

QUESTION 11:

Under the Marine Parks Regulations, applications for permits must be considered against the principal' assessment criteria', which includes the objectives of the Marine Parks Act and marine park zones, and the zoning and operational plans for the marine park. Please complete the following questions to assist the Authority in assessing your application.

a) What will be the likely effect of the proposed activity on the marine environment (plants, animals, habitats and their processes), and on ecological sustainability?

b) Will the activity affect other users of the marine park? e.g. create noise, restrict access by other users? If yes, please provide details of how impacts are to be minimised:


c) If the applicant is an individual, give details of their experience/ qualifications for undertaking the activity: OR:

d) If the applicant is a company or association give details of relevant experience/ qualifications of the entity in undertaking the activity as well as the qualifications/ experience of the persons who will be undertaking the activity within the marine park:

QUESTION 12:

Are you applying for a permit that is commercial in nature?

No -  Go to question 13

Yes -  Complete below

Insurance requirements for activities commercial in nature:

Conditions on permits allowing the conduct of commercial activities require that the Permittee must, prior to the commencement of the permitted activities and during the life of the permit, obtain a public liability policy of insurance which covers the following:

Public Liability cover of not less than ten million dollars (\$10M) for permits in respect of the death of or injury to any person, or the loss of or damage to any property (including a protected area), arising out of or in connection with the Permittee's commercial activity in a marine park, where such death, injury, loss or damage is caused in whole or in part by the conduct, or presence in the marine park, of the Permittee, or employee, agent or client of the Permittee.

Before a permit allowing commercial activities is granted evidence that the applicant holds sufficient Public Liability Insurance is required. As evidence of this please attach to this application a copy of the Certificate of Currency for the insurance policy as proof that you hold the required public liability insurance (see above).

Have you attached a copy of the Certificate of currency for your Public Liability Insurance policy?

Yes -  Go to question 13

QUESTION 13:

Duration in which a permit is sought:

From/...../..... for the maximum period available
(12 months for new applicants, 3 years for existing)
OR

Other/...../..... to/...../.....

APPLICATION CHECK LIST:

Prior to submitting this application please ensure you have done the following:

- Completed all the relevant questions.
- Attached outstanding Activity reports as required in existing permit.
- Obtained and attached copies of permits from other authorities.
e.g. Charter Fishing Boat license/s, NSW Maritime vessel survey certificate/s.
- Attached a copy of the Certificate of Currency for Public Liability Insurance
- Signed the declaration (over page).

DECLARATION:

I declare that the information I have given on this form is correct.

* Where the applicant is a company I declare that I am duly authorised by the company to sign this application in its behalf.

* When application is made on behalf of a company and you are not the Director, you must attach to the application an authority from the company stating that you may act on the companies behalf in regards to the application.

* When an application is submitted for more than one person, all persons must sign the form.

SIGNATURE

NAME - BLOCK LETTERS

POSITION

DATE

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MAILING DETAILS AND FOR FURTHER INFORMATION PLEASE CONTACT:

Please forward application to:

Batemans Marine Park

Att: Marine Park Manager
PO Box 341
NAROOMA NSW 2546
Phone: 02 4476 0800
Fax: 02 4476 0833
Email: batemans@mpa.nsw.gov.au

Cape Byron Marine Park

Att: Marine Park Manager
PO Box 127
BYRON BAY NSW 2481
Phone: 02 6620 9300
Fax: 02 6620 9333
Email: cape.byron@mpa.nsw.gov.au

Jervis Bay Marine Park

Att: Marine Park Manager
PO Box 89
HUSKISSON NSW 2540
Phone: 02 4428 3000
Fax: 02 4441 7756
Email: jervis.bay@mpa.nsw.gov.au

Lord Howe Island Marine Park

Att: Marine Park Manager
PO Box 161
Lord Howe Island NSW 2898
Phone: 02 6563 2359
Fax: 02 6563 2367
Email: lord.howe@mpa.nsw.gov.au

Port Stephens-Great Lakes Marine Park

Att: Marine Park Manager
Locked Bag 800
NELSON BAY NSW 2315
Phone: 02 4984 8270
Fax: 02 4984 8271
Email: psglmp@mpa.nsw.gov.au

Solitary Islands Marine Park

Att: Marine Park Manager
PO Box 4294
COFFS HARBOUR NSW 2450
Phone: 02 6652 0900
Fax: 02 6651 9525
Email: solitary.islands@mpa.nsw.gov.au

www.mpa.nsw.gov.au

ACKNOWLEDGEMENT, ACCEPTANCE AND INDEMNITY FORM:

Do not submit this form with your application.

On receipt of a permit, please read the conditions therein. When you have understood and accepted the permit conditions, complete the indemnity form and return it to the relevant marine park.

Acknowledgement, Acceptance and Indemnity form. Permit Number:

ACKNOWLEDGEMENT, RELEASE AND INDEMNITY

THIS DEED made the _____ day of _____

WITNESS as follows:

1. The Permittee fully understands and agrees to abide by all the Permit Conditions.
2. The Permittee agrees to:
 - (a) conduct the activities authorised by the Permit at the risk of the Permittee;
 - (b) to release the NSW Marine Parks Authority from all and any claims which the Permittee might at any time hereafter have or have had against the NSW Marine Parks Authority and in respect of any injury, loss or damage which may be suffered by the Permittee in the course of conducting the activities authorised by this permit; and
 - (c) to indemnify and keep indemnified the NSW Marine Parks Authority against all actions, proceedings, claims or demands brought against the NSW Marine Parks Authority in respect of any injury, loss or damage arising out of any wilful act or negligence of the Permittee or his, her or its servants or agents in the course of conducting the activities authorised by the Permit.
3. The Permittee's obligation to release and liability to indemnify the NSW Marine Parks Authority in clause 2 above shall be reduced proportionately to the extent that any injury, loss or damage referred to in clause 2 (a) or clause 2 (b), as the case may be, is caused by any wilful or negligent act or omission of the NSW Marine Parks Authority.
4. The obligations of the Permittee under clause 2 continue after the expiry or other determination of the Permit in respect to any act, deed, matter or thing happening before the expiry or determination of the Permit.
5. For the purposes of this Deed:
'NSW Marine Parks Authority' includes the servants and agents of the NSW Marine Parks Authority, the relevant Ministers as defined under the *Marine Parks Act 1997* and the Crown in right of New South Wales.

SIGNED SEALED AND DELIVERED

By or on behalf of the Permittee:

(signature of the Permittee or, if the Permittee is a company or other body, of the duly authorised officer) (date)

Full name:

Authority to sign:

In the presence of: (signature of the witness) (date)

Full name: