



**Cairns Regional Council  
Subordinate Local Law No. 13  
(Bathing Reserves and Foreshores) 2016**

**Current as at 1 March 2016**

# Cairns Regional Council Subordinate Local Law No. 13 (Bathing Reserves and Foreshores) 2016

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## Part 1 Preliminary

### 1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 13 (Bathing Reserves and Foreshores) 2016*.

### 2 Purpose

The purpose of this subordinate local law is to support *Local Law No. 13 (Bathing Reserves and Foreshores) 2016* by providing schedules that must be read in conjunction with the local law, which provides for the management and regulation of activities within bathing reserves and foreshores placed under the local government's control.

### 3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No. 13 (Bathing Reserves and Foreshores) 2016* (the **authorising local law**).

## Schedule 1 - Foreshore reserves and bathing reserves

### Section 4 Local Law No. 13 (Bathing Reserves and Foreshores) 2016

- 1) The areas declared in Bathing Reserve, Ellis Beach in the *Queensland Government Gazette*, No. 12 on 27 January 1973;
- 2) Foreshore reserve for the foreshores of Trinity Bay from Buchan Point to the mouth of the Barron River proclaimed in the *Queensland Government Gazette*, No. 4 on 1 July 1950;
- 3) Foreshore reserve for the foreshores of the South Pacific Ocean from Simpson Point generally southerly and south-easterly to Buchan Point proclaimed in the *Queensland Government Gazette* 1968.3.928;
- 4) Foreshore reserve for the foreshores of the Shire of Mulgrave with the exception of those of the Yarrabah Reserve (now Deed of Grant in Trust) area as proclaimed and described in the *Queensland Government Gazette* 1984.1.950;
- 5) The Esplanade Lagoon bathing reserve contained within the Park and Recreation reserve for Lot 1134 on SP132560 and Lot 17 SP155099, which is under the trusteeship of the local government;
- 6) The areas declared to be bathing reserves for the then Shire of Mulgrave in the *Queensland Government Gazette* 1988.3.1064.

## Schedule 2 – Prohibited aquatic equipment for bathing and foreshore reserves

Section 15 Local Law No. 13 (Bathing Reserves and Foreshores) 2016

<p style="text-align: center;"><b>Column 1</b></p> <p style="text-align: center;"><b>Foreshore reserves and bathing reserves</b></p>	<p style="text-align: center;"><b>Column 2</b></p> <p style="text-align: center;"><b>Prohibited aquatic equipment</b></p>
<p>Parts of foreshore reserves and bathing reserves identified in Schedule 1 that the local government has identified that it wants to regulate by marking from time to time by reserve signs under Section 15 of the authorising local law.</p>	<p>Any of the following equipment used by the general public-</p> <ol style="list-style-type: none"> <li>1) A boat or a vessel;</li> <li>2) Another device over 6 metres long, whether motorised or not for use on or in the water to carry a person or thing across or through the water or for recreational use in the water .</li> </ol>

## Schedule 3 –Restricted aquatic equipment for bathing and foreshore reserves

Section 15 Local Law No. 13 (Bathing Reserves and Foreshores) 2016

<p><b>Column 1</b> <b>Foreshore reserves and bathing reserves</b></p>	<p><b>Column 2</b> <b>Restricted aquatic equipment</b></p>	<p><b>Column 3</b> <b>Extent of restriction</b></p>
<p>Parts of foreshore reserves and bathing reserves identified in Schedule 1 that the local government has identified that it wants to regulate by marking from time to time by reserve signs under section 15 of the authorising local law.</p>	<ol style="list-style-type: none"> <li>1) Boat or vessel less than 6 metres long;</li> <li>2) Jet ski;</li> <li>3) Surf ski;</li> <li>4) Another device less than 6 metres long, whether motorised or not for use on or in the water to carry a person or thing across or through the water or for recreational use in the water.</li> </ol>	<p>Where lifesavers are on duty where aquatic equipment is used by the general public, it is permitted only if:</p> <ol style="list-style-type: none"> <li>1) The owner or operator does not live on the boat or vessel or other device, whether temporarily intermittently or permanently, in the water; and</li> <li>2) The following safety measures are in place:                             <ol style="list-style-type: none"> <li>(a) it is operated safely; and</li> <li>(b) not taken within 50 metres of people in the water, or anchored boat.</li> </ol> </li> </ol>

## CERTIFICATION

This and the preceding 4 pages bearing my initials is a certified copy of Cairns Regional Council *Subordinate Local Law No. 13 (Bathing Reserves and Foreshores) 2016* made in accordance with the provisions of the *Local Government Act 2009*, by Cairns Regional Council by resolution dated 27 January 2016.

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Peter Tabulo  
Chief Executive Officer  
Cairns Regional Council