

# Notice

## Marine Park Management

### Removal Notice (abandoned, stranded, sunk or wrecked property in a marine park) – non-urgent circumstances

---

*This notice is given under section 101 of the Marine Parks Act 2004 for the seizure and/or removal of abandoned, stranded, sunk or wrecked property in a marine park.*

#### Removal notice

This notice is given under section 101 of the *Marine Parks Act 2004* on 7 February 2018.

Take notice that I, Gavin Ruffell of Queensland Parks and Wildlife Service, an inspector under the *Marine Parks Act 2004*, reasonably believes that the various vessels positioned within the mangroves of the northern shoreline of Bells Creek at Golden Beach, Sunshine Coast, property (description specified in Schedule 1 below) found on July 2017 in Moreton Bay Marine Park (location specified in Schedule 2 below) needs to be removed (reason specified in Schedule 3 below).

#### Schedule 1

##### Property description

1. 3.5m open boat dory LK 184Q, yellow hull with grey deck
2. Fibreglass 7.0m Trimaran, Blue Hull with white deck
3. Timber 7.0m cabin cruiser white, identified as Toot toot 30 s Huon
4. Timber 3.7 m open boat dory, yellow hull with grey deck
5. Fibreglass 4.5m open speedboat, yellow hull with blue deck
6. Aluminium 3.5m dinghy VG352Q (ANGEL)
7. Fibreglass 4.5m white runabout WD418Q
8. Aluminium 3.0m white dinghy "Yubs Tubs"
9. Aluminium 3.1m white dinghy PD789Q
10. Aluminium 3.5m dinghy OY728Q
11. Fibreglass 3.3m open boat dinghy white OC184Q

##### Registered owner

The registered owner for the property is of origins being registered owners and also unidentified owners referred to as unknown.

## Removal Notice (abandoned, stranded, sunk or wrecked property in a marine park) – non-urgent circumstances

---

### Schedule 2

#### Location of property

GPS location 26° 50.484'S 153° 06.779'E upstream to 26° 66.945'S 153° 05.565'E Datum WGS84.

All vessels listed (unless stated otherwise) are located within the northern intertidal shoreline of Bells Creek, Golden Beach Sunshine Coast, Queensland. Vessels are located within or in close proximity to the mangroves.

The vessels listed below in numerical order refers directly to items listed above in (Property Schedule 1).

GPS locations noted references Chart Datum WGS84.

1. LK 184Q 26° 66.945'S 153° 05.565'E Nthn shoreline/ Bells Creek, upstream of Jensen Park boat ramp  
Vessel located in mangroves opposite property 77 Sovereign Circuit Pelican Waters Qld.
2. Trimaran 7.0m 26° 50.478'S 153° 06.768'E  
Vessel located opposite property 188 Esplanade Golden Beach Qld.
3. "Toot toot" 30 s Huon Timber cruiser 7.0m 26° 50.479'S 153° 06.741'E  
Vessel located opposite property 192 Esplanade Golden Beach Qld.
4. Timber 3.7 m dory green 26° 50.472'S 153° 06.707'E.  
Vessel located opposite property 196 Esplanade Golden Beach Qld.
5. Fibreglass 4.5m speedboat yellow/blue 26° 50.484'S 153° 06.779'E  
Vessel located opposite property 186 Esplanade Golden Beach Qld.
6. VG352Q (ANGEL) aluminium 3.5m dinghy white 26° 50.474'S 153° 06.756'E  
Vessel located opposite property 191 Esplanade Golden Beach Qld.
7. WD418Q 4.5 m Fibreglass runabout white 26° 50.470'S 153° 06.702'E  
Vessel located opposite property 196 Esplanade Golden Beach Qld.
8. Yubs Tubs 3.0m aluminium dinghy white Yubs Tubs 26° 50.478'S 153° 06.757'E  
Vessel located opposite property 191 Esplanade Golden Beach Qld.
9. PD789Q 3.1m aluminium dinghy white 26° 50.467'S 153° 06.689'E  
Vessel located opposite property 197 Esplanade Golden Beach Qld.
10. OY728Q 3.5m aluminium dinghy 26° 50.479'S 153° 06.741'E  
Vessel located opposite property 192 Esplanade Golden Beach Qld.
11. OC184Q 3.3m fibreglass dinghy white 26° 50.467'S 153° 06.689'E  
Vessel located opposite property 197 Esplanade Golden Beach Qld.

### Schedule 3

#### Reason for removal

The property requires removal under section 100 of the *Marine Parks Act 2004*:

## Removal Notice (abandoned, stranded, sunk or wrecked property in a marine park) – non-urgent circumstances

---

- to prevent or remedy any harm to, or loss or destruction of, the park's environment or use and non-use values; or
- to secure the safety of a person or person's property in the park; or
- to minimise disturbance to persons in the park.

If the property is not claimed by 7 March 2018:

- under section 101(3)(e) of the *Marine Parks Act 2004* the property may be seized and removed to a location determined by Sunshine Coast Regional Council; and
- under section 105 of the *Marine Parks Act 2004*, I may:
  - having regard to the property's value and condition, sell the property by public auction, destroy or otherwise dispose of it; and
  - take any action reasonably necessary to restore the environment from which it was removed.

Compensation is not payable for any sale or disposal of the property.

I advise that in accordance with section 108 of the *Marine Parks Act 2004*, the costs reasonably incurred by an inspector in taking all or any of the following actions, because of a person's contravention of a provision of the *Marine Parks Act 2004*, are a debt payable by the person to the State of Queensland:

- (a) seizing, removing and storing the person's property,
- (b) preparing and giving a removal notice concerning the property,
- (c) action reasonably necessary:-
  - i. to restore the environment from which the person's property was removed; or
  - ii. to prevent or minimise impacts arising, directly or indirectly, from the abandonment, stranding, sinking or wrecking of the person's property.

The person responsible for the property may apply under Part 8 of the *Marine Parks Act 2004* for a review of the decision to give the notice. The person responsible for the property may also apply to the Queensland Civil and Administrative Tribunal for a stay of the decision, as provided under the *Queensland Civil and Administrative Tribunal Act 2009*.

06/02/2018

---

Signature

Gavin Ruffell  
 An Inspector appointed under section 52 of the *Marine Parks Act 2004*  
 Department of Environment and Science

---

Date

**Enquiries:**  
 Mike Carr  
 A/Ranger in Charge  
 Telephone: 31012065