

**Senate Standing Committee on Environment, Communications and the Arts Legislation
Committee**

Answers to questions on notice

Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome: 1. **Question No:** 67
Program: 1.2
Division/Agency: Marine Division
Topic: Marine Protected Areas zoning – steering committee
Hansard Page ECA: 90 (27/5/09)

Senator BOSWELL asked:

Ms Petrachenko—... As part of the approach, we are also having a steering committee with a reference group of stakeholders who will be involved in that process.

Senator BOSWELL—Who is on the reference committee?

Ms Petrachenko—I have just sent letters to about 10 different organisations, which include commercial fishers, recreational fishers, the oil and gas industry, tourism and a number of others.

Senator BOSWELL—Who are the others?

Ms Petrachenko—I can take that on notice and get you the list.

Senator BOSWELL—What environmental groups are on it?

Ms Petrachenko—I will take that on notice as well.

Answers:

Membership of the Stakeholder Advisory Group is:

ORGANISATION	NAME/ TITLE
Recfish	Len Oylott, Chief Executive Officer
Game Fishing Assoc Aust	Grahame Williams, President
APPEA	Mark McCallum, Deputy Chief Executive
WWF Australia	Ghislaine Llewellyn, Manager Conservation Programs
Cwlth Fisheries Assoc	Chris Melham, Chief Executive Officer
Australian Shipowners Assoc	Angela Gillham, Manager, Industry Operations
Ports Australia	Susan Fryda-Blackwell, Executive Officer
Indigenous interests	To be confirmed
Offshore tourism interests	To be confirmed

**Senate Standing Committee on Environment, Communications and The Arts
Legislation Committee**

Answers to questions on notice

Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	68
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Marine Protected Areas zoning – tenders		
Hansard Page ECA:	90 (27/5/09)		

Senator SCULLION asked:

Ms Petrachenko—Yes. In fact, we have just gone out to a select tender for expert assistance to develop policy options for going forward as we create marine protected areas in advance of that, which is to look at what the policy options are for any activities displaced by marine protected areas and the zoning they are in.

...

Senator SCULLION—I will just go back to the tenders. This is my last question on this particular aspect. I wonder if you could table the tender documents? Is that possible?

Ms Petrachenko—Yes.

Answers:

The relevant tender documents Ref: 0809-2221 are attached:



REQUEST FOR QUOTE (Ref: 0809-2221)

To: *Access Economics*

The Department of the Environment, Water, Heritage and the Arts (Department) has a requirement for the goods or services identified below.

Description of Required Goods or Services	<ol style="list-style-type: none"> 1. Provide an analysis of the of the policy, economic and legal implications of biodiversity conservation decisions, notably the declaration of marine protected areas, on pre-existing uses <ol style="list-style-type: none"> a. Focusing on the nature of private and common property rights in the marine environment. b. These uses include petroleum production and exploration; commercial, charter and recreational fishing; sea dumping; shipping and tourism (eg whale watching). 2. Provide an overview of the effectiveness or otherwise of measures to address recent biodiversity conservation or similar decisions which have sought to manage displaced activities. Proposed case studies are: <ol style="list-style-type: none"> a. Western Australia Regional Forest Agreement b. US or other overseas MPA process c. Victoria MPAs 3. Provide the findings of the analysis with policy options to the Commonwealth Government Steering Group both in a written report and as a presentation.
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Timing for Delivery of Goods or Services	<i>Commence work mid May with the final report required by 17 July 2009</i>
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Quote Lodgement Details	Contact Officer:	Steve Jackson	Phone:	03 62082951	Email:	steve.jackson@environment.gov.au
	Email Address (for lodgement):	amanda.pepper@environment.gov.au	Due Date:	13 th May 2009		

Information for Suppliers - How to respond to this Request for Quote (RFQ)

Please respond in writing addressing the items listed in the **Description of Required Goods or Services**.

Please read the Request for Quote Terms and Conditions attached to this document before providing a quote to the Department.

Please ensure your quotation provides clear pricing (incl. GST) for each of the items or services identified in the **Description of Required Goods or Services** section (above) and includes details of:

- *The report*
- *A presentation to a Steering Committee group in Canberra ACT*

Where pricing for services is based on an hourly or daily rate please provide the rate cost and the overall estimated cost of the services.



Service cost (all fees, including hourly and daily rates for Specified personnel, other personnel, disbursements and administration costs must be specified in your quote. GST inclusive fees, disbursements and costs must be provided in your quote).

Please ensure your quote is received by the Lodgement officer Amanda Pepper by the Due Date.

Terms and Conditions overleaf

Department of the Environment, Water, Heritage and the Arts - Request for Quote (RFQ) Terms and Conditions

1. Definitions

- 1.1. The following words have these meanings in this RFQ unless the contrary intention appears:
 - a. *Contact Officer* means the Departmental representative identified in this RFQ;
 - b. *Contract* means the document the successful Respondent and the Department will execute for the provision of the Services;
 - c. *Department* means the Department of the Environment, Water, Heritage and the Arts, representing the Commonwealth of Australia;
 - d. *Due Date* means the date by which quotes must be received from Respondents;
 - e. *Quote* means any quote submitted in response to this RFQ.
 - f. *Request for Quote* means this document including any attachments, schedules and sections;
 - g. *Respondent* means any person or organisation considering or responding to this RFQ;
 - h. *RFQ* has the same meaning as Request for Quote; and
 - i. *Services* means the goods or services the Department seeks under this RFQ process.

2. Due Date for Quotes and Submission

- 2.1. Quotes must be received by the Department by the Due Date. The judgement of the Department as to the actual time that a Quote is submitted is final.
- 2.2. Quotes submitted after the Due Date will not be admitted to the evaluation process.
- 2.3. The Due Date may be extended by written notice to Respondents.
- 2.4. Quotes must be submitted to the Contact Officer via the email address for lodgement identified in this RFQ.

3. Enquiries

- 3.1. All enquiries by Respondents regarding this RFQ should be directed in writing to the Contact Officer.

4. Disclosure of Quote Information

- 4.1. The Department will keep all Quotes submitted confidential except where:
 - a. the Department elects to disclose the Quote information provided for the purposes of conducting this procurement process; or
 - b. the Department is required by law to disclose the Quote information; or
 - c. the information is in the public domain otherwise than by the Department's disclosure; or
 - d. in any other circumstance where the Department is obliged to disclose the Quote information.

5. Intellectual Property Rights

- 5.1. Such intellectual property rights as may exist in the information contained in this RFQ or any attachments remains the property of the Department.
- 5.2. Such intellectual property rights as may exist in a Respondent's Quote will remain the property of the Respondent.

6. No Contract or Undertaking

- 6.1. Nothing in this RFQ will be construed to create any binding contract (express or implied) between the Department and any Respondent until a written Contract is entered into with the successful Respondent (if any). Any conduct or statement whether prior to or subsequent to the issuance of this RFQ is not, and this RFQ is not, and must not be deemed to be:
 - a. an offer to contract; or
 - b. a binding undertaking of any kind by the Department (including without limitation, quasi-contractual rights, promissory estoppel, or rights with a similar legal basis).

7. No Departmental Liability

- 7.1. Participation in any stage of this RFQ process, or in relation to any matter concerning this RFQ will be at each Respondent's sole risk, cost and expense.
- 7.2. The Department will not be responsible in any circumstance for any costs or expenses incurred by any Respondent in preparing or lodging a Quote or in taking part in the RFQ process or taking any action related to the RFQ process.

8. Department's Rights

- 8.1. The Department may at any stage of the RFQ process, prior to the Due Date vary the RFQ, provide additional information to Respondents, alter the Services to be provided, or forward any clarification of the RFQ to Respondents.
- 8.2. The Department may seek clarification or further information from Respondents and may obtain this information through security or financial checks on Respondents, discussions with personnel, site inspections or any other resource, process or procedure available to the Department.
- 8.3. Without limiting its rights at law or otherwise, the Department may terminate this RFQ process if:
 - a. the Department does not receive any Quotes; or
 - b. the Department does not receive any Quotes which meet the Services requirements; or
 - c. the Department determines that none of the Quotes received (if any) represent an effective, efficient and ethical use of Commonwealth resources; or
 - d. the Department determines that it is in the public interest to do so.

9. Evaluation Process

- 9.1. Responses received will be assessed in accordance with the *Commonwealth Procurement Guidelines*. The Department will select the successful Respondent in accordance with the core principle underpinning Australian Government procurement – value for money.

10. Conflict of Interest

- 10.1. The Respondent warrants that:
 - a. no conflict of interest exists; or,
 - b. you have stated any existing or potential conflict of interest in your Quote.
- 10.2. If at any time prior to entering into a Contract with the Department, an actual or potential conflict of interest arises or may arise for any Respondent, that Respondent will immediately notify the Department in writing.

- 10.3. If a conflict of interest is identified the Department may:
 - a. exclude the quote from further consideration
 - b. enter into discussions to seek to resolve such conflict of interest or
 - c. take any other action it considers appropriate.
11. **Applicable Law**
 - 11.1. The law applying in the Australian Capital Territory applies to this RFQ and to the RFQ process.
 - 11.2. Respondents should prepare their Quote in accordance with all relevant legislation.

**Senate Standing Committee on Environment, Communications and The Arts
Legislation Committee**

Answers to questions on notice

Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	69
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Coral Sea – consultation with Great Barrier Reef Marine Park Authority		
Hansard Page ECA:	91 (27/5/09)		

Senator IAN MACDONALD asked:

Senator IAN MACDONALD—My questions are to GBRMPA on that same issue. Was GBRMPA consulted prior to Minister Garrett’s proclamation of the Coral Sea conservation zone?

Dr Reichelt—The authority participates and collaborates with the department. I am sure there would have been informal discussions. The Coral Sea conservation zone is the decision of the minister and outside our jurisdiction. While I can imagine my officers might have been able to contribute some expertise and knowledge of the marine systems, it is not our direct responsibility and we do not have a formal role there.

Senator IAN MACDONALD—Perhaps I should be asking the minister: why did Mr Garrett not consult the pre-eminent agency dealing with Coral Sea matters and the Barrier Reef?

Senator Arbib—I do not think that it is going to surprise you that I do not have that answer on me, but I am happy to go away and seek advice.

Senator IAN MACDONALD—Would the secretary be able to help you?

Ms Kruk—No. I would need to take it on advice. A lot of those consultations predate my starting point in the department.

Answer:

The Department consulted widely with Australian Government Departments and Agencies, including GBRMPA prior to the proclamation of the Coral Sea Conservation Zone.

Discussions between the Department and GBRMPA in relation to the Coral Sea Conservation Zone commenced in 2008 and occurred through both informal contact between relevant staff and more formal briefings at regular senior management meetings.

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Answers to questions on notice

Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	70
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Coral Sea – Consultation with Environmental groups		
Hansard Page ECA:	21 (28/5/09)		

Senator BOSWELL asked:

Senator BOSWELL—What environmental groups have you consulted with?

Ms Petrachenko—For the detail on that I will have to take that on notice. It has been a few years in the making, so we have consulted a number of groups, conservation and otherwise.

Senator BOSWELL—Did you consult with Pew Charitable Trusts?

Ms Petrachenko—We have had meetings with Pew, yes.

Senator BOSWELL—You have had meetings with Pew? Who in Pew did you have meetings with?

Ms Petrachenko—I will have to take that on notice.

Senator BOSWELL—Would it be Ms Zethoven?

Ms Petrachenko—Yes, I believe she was involved.

Answers:

The Department is in consultation with a number of conservation and other groups about the marine bioregional planning process in the East marine region.

In terms of environmental groups, during 2008-09, Pew and WWF met with the Department to present various conservation proposals for the Coral Sea region amongst other issues. Pew was represented at two meetings by Imogen Zethoven, Vice Admiral (Rtd) David Shackleton. Vice Admiral (Rtd) Christopher Ritchie and Dr Sean Connolly each attended one of the two meetings.

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Answers to questions on notice

Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	71
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Coral Sea Conservation Zone		
Hansard Page ECA:	26 (28/5/09)		

Senator MACDONALD asked:

Senator IAN MACDONALD—I am sure you did not follow the fishing industry's proposal. My question, which you might have to take on notice, is: is what Minister Garrett has come up with identical to the Pew submission except that you have allowed the continuation of extractive industries?

Ms Petrachenko—I will take that on notice, Senator.

Answers:

The Coral Sea Conservation Zone proclamation under the *Environmental Protection and Biodiversity Conservation Act 1999* is an interim measure to protect this near-pristine area from increasing pressures while a detailed assessment of the region is undertaken.

Assessment of the Coral Sea Conservation Zone will be undertaken consistent with the process of marine bioregional planning for the East Marine Region.

The marine bioregional planning approach towards conservation of the Coral Sea is different to the Pew proposal. The Pew proposal seeks a final solution through a strict conservation ('no-take') Heritage Park covering the entire Coral Sea area.

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	72
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Coral Sea Conservation Zone - maps		
Hansard Page ECA:	26 (28/5/09)		

Senator BIRMINGHAM/BOSWELL asked:

Senator BOSWELL—I will ask whether the officer could identify the Pew maps as being the same as her maps. I have tabled the Pew maps. I have asked you to identify whether those maps are identical to yours.

...

Senator BIRMINGHAM—It would be easy to clarify, Senator Arbib. Taken on notice, the department will compare the maps provided by Senator Boswell and identify any differences.

Answer:

The Department of the Environment, Water, Heritage and the Arts has compared the two ‘Pew’ maps of a proposed Australian Coral Sea Heritage Park tabled by Senator Boswell with the map of the Coral Sea Conservation Zone prepared by the Department.

The Department’s map has a clear key identifying the boundary of the Coral Sea Conservation Zone, which lies along the eastern limit of the Great Barrier Reef Marine Park and Australia’s Exclusive Economic Zone. The southern boundary of the conservation zone is clearly marked as the same line of latitude as the southern boundary of the Great Barrier Reef Marine Park. The conservation zone does not include the Torres Strait Protected Zone or either of the existing Commonwealth marine reserves – the Lihou Reef and Coringa-Herald National Nature Reserves.

In contrast, while the Pew ‘Proposed Australian Coral Sea Heritage Park’ identifies the boundary of the Great Barrier Reef Marine Park to the west and the boundary of the Australian Exclusive Economic Zone to the east, the northern and southern boundaries are not clearly identified on either of the maps tabled by Senator Boswell and no key is provided on either map to aid interpretation. The maps tabled by Senator Boswell are different and do not clearly mark northern and southern boundaries.

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	73
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Coral Sea – fish taken from Coral Sea		
Hansard Page ECA:	28 (28/5/09)		

Senator MACDONALD asked:

Senator IAN MACDONALD—What other fish are taken from the whole of the Coral Sea, bearing in mind that most of the marlin boats catch marlin and tag and release them and provide the basis for any research that Australia does into marlin?

Ms Rishniw—The Coral Sea Fishery is the only Commonwealth fishery that is completely within the Coral Sea. The Eastern Tuna and Billfish Fishery extends through the Coral Sea and beyond. That fishery takes approximately 6,000 tonnes of fish, and that includes a range including big eye, yellowfin, striped marlin and broadbill.

Senator IAN MACDONALD—They are the figures we were given, except they went one step further and said that in the Eastern Tuna and Billfish Fishery, out of the Coral Sea part of it, it was about a thousand tonnes.

Ms Rishniw—I would need to take that on notice, Senator. I could not give you the exact figures.

Answer:

There are four Commonwealth-managed commercial fisheries which overlap with the Coral Sea Conservation Zone. These are the Coral Sea Fishery, the Eastern Tuna and Billfish Fishery, the Eastern Skipjack Fishery and the Southern Bluefin Tuna Fishery. While the geographic area of each of these four fisheries lies wholly or partially within the conservation zone, only the Coral Sea Fishery and the Eastern Tuna and Billfish Fishery were active in the area during 2007 and 2008.

According to data from AFMA the total catch for the Eastern Tuna and Billfish Fishery (ETBF) in 2007 was 6873 tonnes, of which 1448 tonnes were taken from the Coral Sea area. In 2008, the total ETBF catch was 6693 tonnes, of which 982 tonnes was taken from the Coral Sea area.

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	74
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Coral Sea – consultation with Australian Fisheries Management Authority		
Hansard Page ECA:	32 (28/5/09)		

Senator MACDONALD asked:

Senator IAN MACDONALD—Did you speak to AFMA as well as the department on the declaration of the zone?

Ms Rishniw—Yes, we did.

Senator IAN MACDONALD—Long before the announcement?

Ms Rishniw—We consulted with a range of portfolio agencies and AFMA as well. Senator, I would have to take on notice the times and the instances on which we consulted, but there was certainly an extensive consultation in December of last year.

Answers:

The Department consulted widely with Australian Government Departments and agencies, including the Department of Agriculture, Fisheries and Forestry (DAFF) and the AFMA, prior to the proclamation of the Coral Sea Conservation Zone.

The Department commenced consultations with the DAFF during 2008 and representatives from DAFF attended an Australian Government inter-departmental consultation meeting on the Coral Sea Conservation Zone on 15 December 2008. The Department maintained regular formal and informal contact with DAFF representatives during 2009 prior to the announcement of the conservation zone.

The Department commenced consultations with AFMA during 2008 and met formally with an AFMA representative on 13 February 2009 to discuss the Coral Sea Conservation Zone. Departmental staff were also in contact with AFMA representatives a number of times during 2009 prior to the announcement of the Coral Sea Conservation Zone.

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Answers to questions on notice

Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	75
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Bioregional Planning		
Hansard Page ECA:	33 (28/5/09)		

Senator COLBECK asked:

Senator COLBECK - I know you do not have this in front of you, but you have nine months between now and February, which is the period for the draft bioregional plan before the final is released, due in March next year. Prior to that you were looking at something in the order of 15 months. How is that comparing with what is going on with the others? What dates were the south-west, north and north-west ones released? I know they were all released.

Ms Petrachenko – As senators are probably aware, this new approach to bioregional planning started in July three years ago. What we found when we did the south-west that it was more time consuming because it was the first one, basically. If you look at all the profiles, they follow a very similar format. The south-west took much more time than the profiles for the others. We learned from that experience. I can take that on notice and give you the actual dates.

...

Senator COLBECK - Please take on notice for me the times that those plans were brought out and the timetables that you have for the next stages in the process for each of those particular plans. If you could also give me any proposed meeting dates that you have set up at this stage so that we can be aware of those, that would be useful.

Answer:

The timetable for the first stage (Marine Bioregional Profile) was as follows:
October 2007 – Release of the South-west Marine Bioregional Profile
November 2008 – Release of the North-west and North Bioregional Profiles
May 2009 – Release of the East Marine Bioregional Profile

The timetable for the second stage (Draft Marine Bioregional Plan) is scheduled as:
Late 2009 – South-west Draft Marine Bioregional Plan
Early 2010 – North-west and North Draft Marine Bioregional Plans
Mid 2010 – East Draft Marine Bioregional Plan

Meeting dates for further consultation are yet to be confirmed.

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	76
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Bioregional planning – stakeholder groups		
Hansard Page ECA:	33 (28/5/09)		

Senator COLBECK asked:

Senator COLBECK—Do you have the stakeholder groups established in each of those regions?

Ms Petrachenko—We have. I will let Ms Rishniw answer for those areas.

Senator COLBECK—If you have those established, just give us the details of the groups involved on those particular steering groups, reference groups or whatever you want to call them.

Ms Petrachenko—Okay, thank you.

Ms Rishniw—I can give you some detail on the south-west. There was a meeting in Perth the week of 18 May. Thirty two representatives from different stakeholder groups attended that meeting. There is another information session scheduled in Adelaide on 5 June, and we have a range of stakeholder groups represented there as well. That is for the south-west.

Senator COLBECK—If you could give me detailed information on that, I would appreciate that.

Ms Petrachenko—We will do that.

Senator COLBECK—And details of the steering groups in those other regions. You might not have them set up yet for the east zone, but I would appreciate that information.

Answers:

Stakeholder consultation has been undertaken in all marine planning regions as well as on a national basis for some sectors. No permanent steering committees or reference groups have been established in any of the regions.

National non-government stakeholder organisations consulted on the marine bioregional planning process:

- Commercial fisheries – Commonwealth Fisheries Association
- Recreational fisheries – Recfish Australia
- Conservation groups – World Wide Fund for Nature, Pew Charitable Trusts
- Minerals, oil and gas – Australian Petroleum Production and Exploration Association
- Ports and shipping – Shipping Australia
- Indigenous – Indigenous Advisory Council

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Non-government stakeholders represented at the meetings in the South-west marine bioregional planning process include:

- Conservation groups – eg. The Wilderness Society, World Wide Fund for Nature, Australian Conservation Foundation, Pew Charitable Trusts, Whale & Dolphin Conservation Society, The Conservation Council of Western Australia, South Australia Conservation Council
- Commercial fisheries and aquaculture – eg. Commonwealth Fisheries Association; Western Australian Fishing Industry Council (WAFIC) and its member organisations; the Western Australia's Aquaculture Development Council; Aquaculture Council of Western Australia; Pearl Producers Association; Wildcatch Fisheries South Australia and its member organisations
- Recreational fisheries – eg. Recfish Australia; RecFishwest; SA Recreational Fishing Council
- Indigenous organisations – Aboriginal Legal Rights Movement (SA), Goldfields Land and Sea Council, South West Aboriginal Land and Sea Council, Yamatji Bana Baaba Marlpa Land and Sea Council (WA)
- Minerals, oil and gas – Australian Petroleum Production and Exploration Association; Chamber of Minerals and Energy (SA and WA).
- Tourism – Tourism Council of WA; SA Tourism Commission
- Ports and shipping –Ports WA; Flinders Ports; Shipping Australia

Consultation with the Western Australian and South Australian Governments is ongoing.

Stakeholder groups represented at the meetings in the North-west marine bioregional planning process include:

- Conservation groups – eg. The Wilderness Society, Pew Charitable Trusts, World Wide Fund for Nature, The Conservation Council of Western Australia, Environs Kimberley
- Commercial fisheries and aquaculture – eg. Commonwealth Fisheries Association; Western Australian Fishing Industry Council (WAFIC); Western Australia's Aquaculture Development Council; Pearl Producers Association, Aquaculture Council of Western Australia.
- Recreational fisheries – eg. Recfish Australia; Recfishwest
- Indigenous organisations – Indigenous Advisory Council, Kimberley Land Council
- Minerals, oil and gas – Australian Petroleum Production and Exploration Association; Chamber of Minerals and Energy (WA)
- Tourism – Tourism Council of WA
- Ports and shipping –Ports WA

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Budget Estimates, May 2009

Non-government stakeholder groups represented at the meetings in the North marine bioregional planning process include:

- Conservation groups – eg. Pew Charitable Trusts, The Wilderness Society, World Wide Fund for Nature, Cairns and Far North Environment Centre (CAFNEC), Australian Marine Conservation Society (AMCS), North Queensland Conservation Council (NQCC), Environment Centre of the NT (ECNT).
- Commercial fisheries and aquaculture – eg. NT Seafood Council, Paspaley Pearling Company P/L, Qld Seafood Industry Council, Northern Prawn Fleet, Pearl Producers Association.
- Recreational fisheries – eg. Recfish Australia, Amateur Fishing Association Northern Territory (AFANT), Sunfish Qld.
- Indigenous organisations – Northern Land Council, Tiwi Land Council, North Australian Indigenous Land and Sea Management Alliance (NAILSMA), Anindilyakwa Land Council, Cape York Land Council (Balkanu), Carpentaria Land Council Aboriginal Corporation.
- Minerals, oil and gas – Australian Petroleum Production and Exploration Association, NT Resources Council.
- Tourism – Tourism NT, Savannah Guides.
- Ports and shipping – Qld Transport, Darwin Port Corporation, Port Corporation of Queensland.
- Other non-government organisations – Northern Gulf Resource Management Group (NGRMG).

Stakeholder groups represented at recent meetings in the East marine bioregional planning process include:

- Conservation groups – Pew Charitable Trust, World Wildlife Fund for Nature, Australian Marine Conservation Society, Australian Conservation Foundation, Nature Conservation Council of NSW, Humane Society International, Cairns and Far Northern Environment Centre
- Commercial fisheries – Commonwealth Fisheries Association, Queensland Seafood Industry Association, Seafood Industry Advisory Council, Clarence River Fisherman's Coop, individual commercial fishing operators
- Recreational fisheries – Recfish Australia, Sunfish Queensland, CapReef, Advisory Council on Recreational Fishing (NSW)
- Charter fisheries – Queensland Charter Vessels Association, individual charter vessel operators
- Game fisheries – Game Fishing Association of Australia, Queensland Game Fishing Association, Cairns Professional Game Fishing Association,

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- Indigenous organisations - Indigenous Advisory Committee, Queensland South Native Title Services
- Tourism – Association of Marine Park Tourism Operators, Whale and Dolphin Watch Australia
- Ports and shipping – Queensland Ports Association
- Science – CSIRO, Australian Institute for Marine Science, Southern Cross University, University of Newcastle, James Cook University, Pepperell Research
- Other – Norfolk Island Administration, Australian Fishing Trade Association, Australian Marine Science Association

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	77
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Marine Expenditure		
Hansard Page ECA:	35 (28/5/09)		

Senator SIEWERT asked:

Senator SIEWERT—What I would really like—and you can take it on notice—is to take out that extra funding for the whaling programs, which we have been through before and look at what the other expenditure is on marine and compare 2008-09 with 2009-10.

Mr Thompson—Okay. We will not be able to give you that answer until we have made a decision about the 2009-10 allocation. I can say that for a 2007-08, 2008-09 comparison, if you take out the whale money, it is pretty much stable for marine.

Senator SIEWERT—I appreciate the constraint. If you could tell me, that would be appreciated.

...

Senator SIEWERT—Do you deal with the Great White Shark recovery program?

Ms Petrachenko—Yes, Senator. I cannot give you detailed information for marine species in recovery planning for the upcoming financial year. As Mr Thompson indicated, those decisions have not been made yet.

Senator SIEWERT—Is it likely that you are going to have enough funding for these recovery programs?

Ms Petrachenko—It would be my sincere hope, yes.

Senator SIEWERT—Could you take that as part of the question on notice around marine expenditure. I would like the detail around specific recovery plans? That would be appreciated.

Answers:

Marine Division budget allocation for 2008-09 was \$23,726,286 (\$28,755,284 less \$5,029,000 additional cetaceans allocation).

To date budget allocation for 2009-10 is currently being finalised.

Expenditure on recovery plans for marine species, other than cetaceans, during the 2008-09 financial year was \$237,768. A breakdown of this expenditure is as follows:

- Recovery plan for marine turtles \$85,600
- Recovery plan for Grey nurse shark \$70,280
- Multi-species recovery plan for sawfish and glyphis \$51,288
- Recovery plan for the White shark \$11,000

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- Recovery plan for Sea lion \$9,300
- Recovery plan for Whale shark \$7,000
- Recovery plan for Sub-Antarctic fur seal \$3,300

Budgets for the 2009-10 financial year are yet to be confirmed, including allocations for marine species recovery planning (e.g. development, implementation and review).

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Environment, Water, Heritage and the Arts portfolio

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Outcome:	1	Question No:	78
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Marine Expenditure Whaling envoy – ref Qon above		
Hansard Page ECA:	38 (28/5/09)		

Senator SIEWERT asked:

Senator SIEWERT—When you give me the answer on notice to the marine budget, will there be a notional allocation for that or will that exclude any further potential funding for the envoy?

Mr Thompson—I cannot answer that definitively but I can undertake to try and identify whether there is money coming from that budget for the envoy.

Answer/s:

On 26 May 2009 the Government announced that it would extend the role of the Special Envoy for Whale Conservation (the Envoy) to 30 September 2009. The Department of the Environment, Water, Heritage and the Arts and the Department of Foreign Affairs and Trade will fund the Envoy's activities during the period to 30 September 2009. The Government will review the outcomes of the 2009 annual meeting of the International Whaling Commission and decide on the next steps in its anti-whaling strategy and whether the Envoy will continue beyond this period.

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Budget Estimates, May 2009

Outcome:	1	Question No:	79
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Marine - Expenditure		
Hansard Page ECA:	38 (28/5/09)		

Senator SIEWERT asked:

Mr McNee—Regarding the other elements, the government put forward a proposal in relation to conservation management plans within the IWC, trying to promote a greater focus on cetaceans which had an adverse conservation status. Some of the money will be used to drive the policy work on that in the IWC and also to support activities in particular regional areas. A particular area of our interest is what is happening with humpback whales in the Central Pacific area. We would like to see some work done to promote recovery of them. There appears to be a population of humpback whales that do not appear to have recovered in the same way as the Western Australian and eastern Australian coastlines have. The \$3 million also supports our ongoing activities in terms of the reform process of the IWC and has supported our participation in a number of the working groups.

Senator SIEWERT—It seems that you are doing a lot of things with \$3 million, particularly if it is being spent over six years. Is it being divided evenly, half a million a year for the six years?

Mr McNee—I do not actually have that breakdown with me. I could get back to you.

Answer:

For Element 3 of the International Whaling and Marine Mammal Conservation Initiatives Program, the funding breakdown over the six years of the program is as follows:

Year	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14
Funding (\$million)	\$0.186	\$0.491	\$0.491	\$0.499	\$0.381	\$0.271

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Outcome:	1	Question No:	80
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Whaling Envoy		
Hansard Page ECA:	40 (28/5/09)		

Senator BIRMINGHAM asked:

Senator BIRMINGHAM—On the whaling envoy—the on-again, off-again, on-again, off-again process of the whaling envoy that took so long to establish whether or not it was Mr Hollway, after leaks that said it was and denials that it was not and so on—when we last met on 24 February I think there were nine days or thereabouts to go on Mr Hollway’s contract and at that stage the government had not made a decision as to whether to re-appoint Mr Hollway. When was the decision to re-appoint made?

Ms Petrachenko—I will have to take that on notice, Senator. I do not seem to have the exact date that the contract was amended.

Answer/s:

The Department extended Mr Hollway’s contract on 5 March 2009.

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Outcome:	1	Question No:	81
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Whaling Envoy – overseas travel		
Hansard Page ECA:	42 (28/5/09)		

Senator BIRMINGHAM asked:

Senator BIRMINGHAM—Approximately how many days has Mr Hollway spent overseas?
Mr McNee—I would have to take that on notice to be accurate.

Answer:

Mr Hollway spent 35 days overseas while carrying out his official duties as Special Envoy for Whale Conservation.

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Outcome:	1	Question No:	82
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Whaling issues – Ministers meetings		
Hansard Page ECA:	43 (28/5/09)		

Senator BIRMINGHAM asked:

Senator BIRMINGHAM—What meetings has the minister held with other countries on whaling issues since last year's IWC?

Ms Petrachenko—I will have to take that on notice, as the minister has met numerous times with various countries concerning whaling issues. I will have to take that on notice.

Senator BIRMINGHAM—Has the minister travelled to any other IWC member countries since the last IWC?

Ms Petrachenko—I will have to take that notice as well.

Answers:

The Minister for Environment, Heritage and the Arts met with representatives of the following countries on whaling issues in the period following the 60th annual IWC meeting in 2008 (IWC60) and 28 May 2009:

Argentina	Mexico
Brazil	New Zealand
Chile	Peru
Colombia	Portugal
Costa Rica	South Africa
Cuba	Uruguay
European Commission	United States of America
France	United Kingdom
Germany	Venezuela.
Italy	

The Minister for Environment, Heritage and the Arts travelled to the United States on two occasions and to New Zealand for IWC-related meetings in the period following IWC60 and 28 May 2009.

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Outcome:	1	Question No:	83
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	East Coast Marine Area Committee		
Hansard Page ECA:	Written Question on Notice		

Senator BOSWELL asked:

1. Was Imogen Zethoven present at an East Coast Marine Area Committee run by the Australian Fisheries Management Authority on the 22/23 April 2009 in Canberra?
2. In what capacity was she present at this Committee?

Answer:

The Australian Fisheries Management Authority organised and ran a joint Western Tuna and Billfish fishery and Eastern Tuna and Billfish Fishery Management Advisory Committee from 22 to 23 April 2009. If this is the meeting referred to by Senator Boswell the Australian Fisheries Management Authority may be able to provide a list of attendees for the meeting and the capacity in which they attended.

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Outcome:	1	Question No:	84
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Great white shark recovery plan		
Hansard Page ECA:	Written Question on Notice		

Senator SIEWERT asked:

Is the Government funding the great white shark recovery plan?

Answers:

Yes. Recently the Department undertook a detailed review of the current Recovery Plan. As a result of that review the Department, in conjunction with stakeholders, have undertaken work to develop a recovery plan that will address new conservation priorities. This plan will soon be released for public comment.

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome:	1	Question No:	85
Program:	1.2		
Division/Agency:	Marine Division		
Topic:	Whaling Envoy - costs		
Hansard Page ECA:	Written Question on Notice		

Senator BIRMINGHAM asked:

Please provide finalisation of all costs relating to the appointment, engagement, travel and support services for Australia's Special Envoy on Whale Conservation this financial year.

Answer/s:

As at 20 June 2009 (the date of the last invoice received) the total cost, including travel and fees incurred by the Special Envoy for Whale Conservation and travel costs incurred by officers accompanying the Special Envoy on travel from the Department of the Environment, Water, Heritage and the Arts and the Department of Foreign Affairs and Trade for the 2008-09 financial year was \$323 543.76.

This includes:

- administrative costs \$1,045.43;
- fees (Special Envoy) \$85,322.25;
- travel (Special Envoy) \$80,052.22; and
- travel costs for accompanying officers \$157,123.86.

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Environment, Water, Heritage and the Arts portfolio

Budget Estimates, May 2009

Outcome: 1 **Question No:** 86
Program: 1.2
Division/Agency: Marine Division
Topic: Whaling – whales killed by country
Hansard Page ECA: Written Question on Notice

Senator BIRMINGHAM asked:

How many whales does the Department understand to have been killed by Japan, Norway, Iceland and any other countries in each of the last five financial years?

Answer:

The total number of whale kills reported by IWC member countries in the last five financial years is 7831 and distributed as follows:

Year	Japan	Iceland		Norway	Korea
	Scientific	Commercial	Scientific	Commercial	Infractions
2008/09	1001	0	0	533	0
2007/08	912	6	39	597	0
2006/07	866	8	60	545	14
2005/06	1243	0	39	639	2
2004/05	755	0	25	544	3