

**Question on Notice  
No. 201  
Asked on 1 March 2006**

**QUESTION:**

MR FOLEY asked the Minister for Environment, Local Government, Planning and Women (Ms Boyle)—

Once the bottom end of Fraser Island is closed to beach traffic to the 18km marker, under which legislation will an infringement notice be issued if a driver either accidentally or not ventures on to this section of beach?

**ANSWER:**

The vehicle restrictions on this small section of beach will provide an ideal opportunity for family and fishermen to have a beach experience without the need to be at risk from vehicular traffic. This will be implemented under the *Recreation Areas Management Act 1988* (RAM Act).

Currently, the specific Section of the *Recreation Areas Management By-law 1991* under which a beach closure is implemented is Section 13 (1) and (2) which states:

**“Section 13 Limited access areas**

- (1) The Board may, by notices displayed in a recreation area, limit or prohibit access to any part of a recreation area if, in the opinion of the Board, access to that part of a recreation area must be limited or prohibited -
  - (a) in the interests of public safety; or
  - (b) to preserve or protect that part of a recreation area.
- (2) A person must comply with a notice erected under subsection (1). Maximum penalty - 20 penalty units.”

This By-law is scheduled to expire in August 2006 and will be replaced by a new Recreation Areas Management Regulation. The new regulation will include a provision similar in effect to the current by-law.