



Territorial Sea, Contiguous Zone, and Exclusive Economic Zone (Australia) Order 2005

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 5th day of December 2005

Present:

The Hon Dr Michael Cullen presiding in Council

Pursuant to section 9(4) of the Territorial Sea, Contiguous Zone, and Exclusive Economic Zone Act 1977, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

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Order

1 Title

This order is the Territorial Sea, Contiguous Zone, and Exclusive Economic Zone (Australia) Order 2005.

2 Commencement

This order comes into force on 25 January 2006.

3 Interpretation

- (1) In this order, **Treaty** means the Treaty between the Government of New Zealand and the Government of Australia Establishing Certain Exclusive Economic Zone Boundaries and Continental Shelf Boundaries, done at Adelaide on 25 July 2004.
- (2) In this order, a geographic co-ordinate is expressed in terms of the International Terrestrial Reference Frame 2000 as defined by the International Earth Rotation Service at epoch 1 January 2000.

4 Exclusive economic zone not to extend beyond certain positions

- (1) For the purposes of implementing the Treaty, it is declared that the exclusive economic zone of New Zealand, in the area between the Three Kings Islands and Norfolk Island, does not extend beyond a boundary that is delineated by the line that commences at the point of latitude 30°53'11.23" south, longitude 171°13'28.85" east, and then runs in the following order:
 - (a) south-westerly along the geodesic to the point of latitude 31°16'01.68" south, longitude 170°37'06.34" east:
 - (b) south-westerly along the geodesic to the point of latitude 31°19'31.67" south, longitude 170°31'15.10" east:
 - (c) south-westerly along the geodesic to the point of latitude 31°40'26.30" south, longitude 169°56'12.27" east:
 - (d) south-westerly along the geodesic to the point of latitude 31°47'23.99" south, longitude 169°44'25.06" east:
 - (e) south-westerly along the geodesic to the point of latitude 32°04'50.57" south, longitude 169°14'37.00" east:
 - (f) south-westerly along the geodesic to the point of latitude 32°06'52.74" south, longitude 169°11'06.79" east:
 - (g) south-westerly along the geodesic to the point of latitude 32°25'18.55" south, longitude 168°39'03.72" east.
- (2) For the purposes of implementing the Treaty, it is declared that the exclusive economic zone of New Zealand, in the area between Macquarie Island and Auckland and Campbell Islands, does not extend beyond a boundary that is delineated by the line that commences at the point of latitude 51°10'36.30" south, longitude 160°37'30.11" east, and then runs in the following order:

- (a) south-easterly along the geodesic to the point of latitude $51^{\circ}26'17.80''$ south, longitude $160^{\circ}57'46.87''$ east:
- (b) south-easterly along the geodesic to the point of latitude $52^{\circ}11'26.54''$ south, longitude $161^{\circ}57'11.15''$ east:
- (c) south-easterly along the geodesic to the point of latitude $52^{\circ}15'53.24''$ south, longitude $162^{\circ}03'07.43''$ east:
- (d) south-easterly along the geodesic to the point of latitude $52^{\circ}27'43.12''$ south, longitude $162^{\circ}18'59.49''$ east:
- (e) south-easterly along the geodesic to the point of latitude $52^{\circ}40'46.86''$ south, longitude $162^{\circ}36'30.28''$ east:
- (f) south-easterly along the geodesic to the point of latitude $52^{\circ}46'50.62''$ south, longitude $162^{\circ}44'42.77''$ east:
- (g) south-easterly along the geodesic to the point of latitude $52^{\circ}47'42.61''$ south, longitude $162^{\circ}45'53.41''$ east:
- (h) south-easterly along the geodesic to the point of latitude $53^{\circ}42'58.16''$ south, longitude $164^{\circ}03'13.39''$ east:
- (i) south-easterly along the geodesic to the point of latitude $53^{\circ}50'59.84''$ south, longitude $164^{\circ}14'42.04''$ east:
- (j) south-easterly along the geodesic to the point of latitude $54^{\circ}13'58.99''$ south, longitude $164^{\circ}26'41.46''$ east:
- (k) south-easterly along the geodesic to the point of latitude $54^{\circ}40'13.65''$ south, longitude $164^{\circ}40'40.22''$ east:
- (l) south-easterly along the geodesic to the point of latitude $54^{\circ}41'43.03''$ south, longitude $164^{\circ}41'28.44''$ east.

Diane Morcom,
Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 25 January 2006, sets the boundaries of the exclusive economic zone between New Zealand and Australia in those areas where the exclusive economic zones of the 2 countries would otherwise overlap. The order gives effect to provisions of a treaty with Australia concluded on 25 July 2004.

**Territorial Sea, Contiguous Zone, and
Exclusive Economic Zone (Australia)
Order 2005**

Explanatory note

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The exclusive economic zone is the marine area beyond the territorial sea over which a coastal State has the exclusive right to control fishing and other activities. Generally, the limit of the exclusive economic zone is 200 nautical miles from the coastline. The exclusive economic zones of New Zealand and Australia overlap in 2 areas: between the Three Kings Islands (New Zealand) and Norfolk Island (Australia), and also between Auckland and Campbell Islands (New Zealand) and Macquarie Island (Australia). The order defines the actual boundary line in those 2 areas.

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This order is administered in the Ministry of Foreign Affairs and Trade.
