

# HAMILTON ISLAND and DENT ISLAND

## RULES and REGULATIONS

Version: October 2024



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# 1. Introduction

Hamilton and Dent Islands are private property controlled by Hamilton Island Enterprises Limited ACN 009 946 909 and each of its related entities, subsidiaries, related bodies corporate and business operations conducted under its associated brands (**HIE**). HIE has established rules and regulations that help ensure compliance with appropriate standards in relation to safety, cleanliness, environmental management and general behaviour by Guests, Employees, Workers, Relevant Stakeholders and Property Owners. These rules and regulations are referred to as the Hamilton Island and Dent Island Rules and Regulations (**Rules and Regulations**).

HIE is required to provide a high-quality tourism experience as well as a safe environment for its Guests, Employees, Workers, Relevant Stakeholders and Property Owners. As well as HIE's obligations under various local, State and Federal laws to provide a safe environment, HIE has a duty of care for the land.

Given these obligations, and because of the uniqueness of Hamilton Island and Dent Island (**Islands**), HIE adopts and enforces these Rules and Regulations, as modified from time to time, which are applicable to all Persons located on and coming to and from these Islands.

## Effect of the Rules and Regulations

Without limiting HIE's rights and subject to any specific contractual arrangements between HIE and a Person:

- the Rules and Regulations outline the basis upon which HIE permits a Person to visit and remain on the Islands;
- HIE reserves the right to refuse admission and restrict access to any Person or to require any Person on the Islands, at any time and for any reason, to leave the Islands; and
- Persons enter the Islands and make use of the facilities, venues and activities available at their own risk.

If a Person breaches the Rules and Regulations that Person may be subject to:

- restriction and/or removal of consent to access and/or use the Islands Resort or Resort Facilities and/or HIE venues;
- restriction and/or removal of consent to use HIE roads (for driving/traffic breaches); and
- removal from the Islands, the Marina, and the Great Barrier Reef Airport (**GBRA**) and prohibition from returning.

The Rules and Regulations are monitored and enforced by the Island Security Department (**ISD**) and HIE Authorised Representatives in accordance with, and in consideration of, relevant State and Federal laws.

# Definitions

Term	Meaning
<b>Authorised by HIE</b>	means an entity or Person that has received express approval by HIE in writing and has completed the relevant processes and procedures required by HIE.
<b>Building Code of Australia</b>	means the guidelines for building and construction in Australia.
<b>Body Corporate</b>	means for the purposes of these Rules and Regulations the company who is the holder of the common property title for an accommodation complex not owned by HIE and located on Hamilton the Island. The use of the term Body Corporate is only for Sub-lease and Sub-Sub-lease interpretation as the <i>Body Corporate and Community Management Act 1997 (Qld)</i> does not apply to leasehold.
<b>Carry on Business on the Island or from Shute Harbour</b>	means any work or purposeful activities and carried out on a continual and regular basis by a business/company, and its employees, agents, and authorised representatives on Hamilton the Island, on a commercial basis or with the intention of making a profit that contributes to the income generated by the business/company whether that business/company has its registered office or principal place of business based on Hamilton Island or not.
<b>Code of Conduct</b>	means the guidelines issued to Employees, Workers, and Relevant Stakeholders. and as amended from time to time, which sets principles of good conduct and standards of behaviour whilst working on the Islands.
<b>Conditions of Entry</b>	means the terms and conditions a Person accepts to comply with by entering Hamilton Island and its venues, which are found at locations such as GBRA, the airport pontoon, HIE owned retail outlets and the Marina.
<b>CEO</b>	means Chief Executive Officer of HIE or their authorised representative.
<b>Commercial Vehicle</b>	means any Vehicle that is not a Golf Buggy and includes utility tray back buggies, ATVs and e-vehicles.
<b>Community Page</b>	means the resources available to Persons and referred to in the Rules and Regulations, located online at: <a href="https://www.hamiltonisland.com.au/community-and-development">https://www.hamiltonisland.com.au/community-and-development</a> .
<b>Employee</b>	means any Person employed by HIE.
<b>Golf Buggy</b>	means a 2/4 seat buggy, which is a standard chassis length with seats and without a tray -back, that is motorised vehicle used to transport Persons and their belongings around Hamilton and Dent Islands. Often referred to as “buggies,” “golf buggies,” and “golf carts.”
<b>Guest</b>	means a Person who is a visitor to the Islands.
<b>Hamilton Island Building and Siting Guidelines</b>	means the guidelines for building and construction on the Islands available on the Community Page.
<b>HIE Authorised Representative</b>	means a person authorised by HIE to perform actions in accordance with these Rules and Regulations including but not limited to a member of the ISD Office, Department Managers and Supervisors.
<b>ISD Office</b>	means the Island Security Department office located on Hamilton Island. See the Community Page for details.
<b>Marina</b>	means the Hamilton Island Marina and marina waters including the floating structure, fingers, and jetties, all the marina foreshore areas and buildings under the control and administration of HIE.
<b>Marina Office</b>	means the Marina office located on Hamilton Island. See the Community Page for details.



# Definitions

Term	Meaning
<b>Marina Rules</b>	means the rules applicable to use of the Marina available from the Marina Office or RAM Office and located online at: <a href="https://www.hamiltonisland.com.au/HamiltonIsland/media/PDF-Files/Marina/Marina-Rules.pdf">https://www.hamiltonisland.com.au/HamiltonIsland/media/PDF-Files/Marina/Marina-Rules.pdf</a> .
<b>Person/s</b>	means any person who visits and/or works on the Islands, for any period of time, and can include Guests, Employees, Workers, Relevant Stakeholders and Property Owners.
<b>Property Owner/s</b>	means a Person or entity that is the legal registered owner of a Sub-lease or Sub-Sub-lease on Hamilton Island.
<b>Registered Business</b>	means those persons or businesses/companies that may Carry on Business on the Islands or from Shute Harbour and have been Authorised by HIE.
<b>Registered Business, Retail, Activities and Marina (RAM) Head Office</b>	means the office located on Hamilton Island. See the Community Page for details.
<b>Relevant Stakeholder</b>	means the employees, workers, volunteers, agents, contractors, or any Person otherwise engaged by a Registered Business or engaged to Carry on Business on the Island or from Shute Harbour.
<b>Resident</b>	means a person who resides on the Islands on a permanent basis who is either an Employee, Relevant Stakeholder, Worker who has been allocated accommodation or a Property Owner.
<b>Resort or Resort Facilities</b>	means the resorts and facilities means area described in Appendix A, B and C.
<b>Resort Zone</b>	means the area as defined in Appendix A, B and C.
<b>Restricted Area</b>	means that area as defined in Appendix D.
<b>Shute Harbour</b>	means HIE’s barge and logistics operational area.
<b>Sub-lessee and Sub-Sub-lessee</b>	means the registered owners of privately owned properties located on Hamilton Island.
<b>Vehicles</b>	means any motorised carriage used in the transport of persons or goods, any trailer, or Golf Buggies (including utility Golf Buggies).
<b>Vehicle Coordinator</b>	means the HIE Employee who administers Vehicles on Hamilton Island.
<b>Vehicle Ownership Guidelines</b>	means the guidelines for use, purchase, registration, or transfer of ownership of a Vehicle for use on Hamilton Island found on the Community Page.
<b>Vehicle Workshop</b>	means the mechanical workshop operated by HIE, see the Community Page for details.
<b>Whitsunday Regional Council</b>	means the local government body for the area in which the Islands are located within.
<b>Whitsunday Regional Council Planning Scheme</b>	means the guidelines for building and construction in the Whitsunday area.
<b>Worker</b>	means employees, contractors or subcontractors, employees of contractors or subcontractors, labour hire workers, interns, apprentices, trainees, work experience students and volunteers as defined in the various State and Federal legislation and engaged by HIE.

# Key Contacts

## Hamilton Island

Hamilton Island Switch	07 4946 9999
Hamilton Island Executive Office	07 4946 9999
Privacy matters: <a href="mailto:privacy@hamiltonisland.com.au">privacy@hamiltonisland.com.au</a>	
Pet applications: <a href="mailto:civilservices@hamiltonisland.com.au">civilservices@hamiltonisland.com.au</a>	
Hamilton Island Security Department	07 4946 9999

## Emergency Services

<b>In an Emergency call 000</b>	<b>000</b>
If you're not sure whether to go to an emergency department, call and speak to a registered nurse	13 HEALTH (13 43 25 84)
Whitsundays Police Station	07 4948 8888
Atticus Health Hamilton Island Medical Centre	07 4804 5688
Hamilton Island Switch	07 4946 9999

## 2. Safety, Security and Preserving Amenity of the Islands

### *2.1 Obey all Laws*

Persons must obey the laws in force in Australia and Queensland. A Person may be excluded from the Islands for a contravention of the law. A contravention of the law may be reported to the relevant enforcement authority which may lead to civil and criminal penalties.

### *2.2 Behaviour, Conduct and Noise*

All Persons visiting, residing or working on the Islands are expected to uphold high standards of behaviour, safety, security and to protect and respect the environment. Any unsafe and/or anti-social behaviour by a Person, either in person or through any virtual, electronic, or cyber means, will not be tolerated including but not limited to:

- unsafe or potentially dangerous behavior;
- violence and threats of violence;
- physical abuse and fighting;
- harassment and sexual harassment;
- discrimination; or
- verbal abuse and insults.

A Person must not make a false, malicious, threatening, or harassing statement about a Person, the Islands, or a HIE event, while on or off the Islands. A Person must not infringe HIE's intellectual property rights or take any actions which damage the goodwill or reputation of HIE, including media contact which is not Authorised by HIE. In addition to these Rules and Regulations, Employees must abide by the Code of Conduct and Workers and Relevant Stakeholders must also abide by their applicable Code of Conduct.

A Person must not create excessive noise, hold a noisy party, or create a disturbance or nuisance on the Islands, in particular after 11:00pm.

### *2.3 Reasonable Directions and Security Measures*

A Person must not refuse to obey or ignore a legitimate or reasonable order given by the ISD or a HIE Authorised Representative.

HIE and a HIE Authorised Representative may take appropriate measures for security, safety, loss prevention and the enforcement of these Rules and Regulations and Conditions of Entry for venues on the Islands.

### *2.4 Overnight Accommodation and Trespass*

The Islands (including the Marina) are private property and a Person who is not a Resident may not stay on the Islands past the last public transport off the Islands unless they are registered as a Guest, an Employee who has been allocated accommodation, a Guest of a Resident or have been Authorised by HIE. A Person must not live permanently on any vessel in the Marina. Entry into accommodation complexes without authorisation either by way of a booking or by invitation of a Sub-lessee or Sub-sub-lessee or their Guests will be considered trespassing. Entry by ISD for security purposes is permitted.



## 2. Safety, Security and Preserving Amenity of the Islands

### *2.5 Damage or Destruction and Littering*

A Person must not damage, destroy or vandalise any property on the Islands, the Marina or GBRA or cause damage to the any Person, the environment, waters or surrounding areas. A Person will be liable to pay for any loss or damage that they cause.

A Person must not litter or allow the unauthorised discharge of any waste or wastewater on the Islands or in the surrounding waters.

### *2.6 Conducting a Business*

A Person must not Carry on Business on Hamilton Island or from Shute Harbour without being Authorised by HIE. A Person or their business/company cannot become a Registered Business without being Authorised by HIE. All Persons that Carry on Business on Hamilton Island or from Shute Harbour are responsible for ensuring that they and their Employees, Workers, representatives, suppliers and subcontractors comply with the standards of conduct set out in these Rules and Regulations and in other Codes of Conduct or contracts with HIE.

### *2.7 Machinery and Equipment*

Private use of or interference with HIE owned equipment and machinery is not permitted, unless Authorised by HIE management.

### *2.8 Bicycles*

Bicycles may be used on Hamilton Island, subject to compliance with Queensland Road Rules. Bicycles are not permitted on Dent Island unless Authorised by HIE.

Electric bicycles must be Authorised by HIE through contacting ISD prior to transporting the electric bicycle to Hamilton Island. Electric bicycles also may only be used on Hamilton Island if the Person abides by the Queensland Road Rules and if the electric bicycle meets the rules and requirements of the Queensland government, available at:

<https://www.qld.gov.au/transport/safety/rules/wheeled-devices/electric-bicycle-rules>.

### *2.9 Rollerblades, Roller-skates, Skateboards, Scooters (including Electric Scooters and Skateboards)*

The use of rollerblades, roller-skates, skateboards, scooters and similar is prohibited on the Islands except for within private complexes provided there are no restrictions from the relevant Body Corporate.

### *2.10 Drones/Remotely Piloted Aircraft*

The recreational use of drones/remotely piloted aircraft is not permitted on the Islands and their surrounding waters. For further information, please refer to HIE's Drones/Remotely Piloted Aircraft Policy at <https://www.hamiltonisland.com.au/airport/drones-remotely-piloted-aircraft>.

## 2. Safety, Security and Preserving Amenity of the Islands

### *2.11 Advertising Material*

A Person may not distribute or display any advertising material or advertising notices on the Islands.

### *2.12 Signage*

All Persons must comply with HIE posted signage, including but not limited to walking trail and beach access, smoking signs and Conditions of Entry.

All signage erected by any Person must be Authorised by HIE and must comply with the Signage Guidelines for Hamilton Island and Dent Island (**Signage Guidelines**). Non-compliant signage will be removed by HIE at a cost to the Person who erected the signage or the owner of the signage. The Signage Guidelines are available from the RAM Office.

### *2.13 Marina Rules*

All Persons using the Marina must comply with the Marina Rules.

### *2.14 Lost Property*

Any items of lost property located should be handed in to the ISD Office.

### *2.15 Firearms / Weapons*

A Person must not bring or keep firearms or weapons on the Islands. HIE and ISD will provide express authority in certain circumstances. The QPS and the Australian Federal Police will do so in the course of their prescribed duties.



## 3. Vehicles - Use on the Islands

### *3.1 Vehicle Permits and Registration*

To preserve the Resort environment, the quantity and quality of Vehicles on Hamilton Island is controlled. Only Vehicles Authorised by HIE with a valid permit are allowed on Hamilton and Dent Island. Motorcycles, mopeds, and non-compliant electric bicycles are not permitted on Hamilton Island. Vehicle permits and registration on Hamilton Island are governed by the Vehicle Ownership Guidelines.

### *3.2 Permanent Vehicle Permits (PVP)*

The rights allowing a Person to permanently base a Vehicle on Hamilton Island are generally the subject of terms and conditions included in a Sub-lease or Sub-Sub-lease.

Following the sale of a Sub-lease or Sub-Sub-lease, the HIE registration of any Vehicle will be cancelled with effect from completion of the sale of the Sub-lease or Sub-Sub-lease. Any Vehicle not transferred to the new Sub-lease or Sub-Sub-lease holder, must be removed from Hamilton Island within seven days of the settlement date by the owner. Vehicles must be registered in the new owner's name with the Department of Transport and Main Roads (**TMR**) and HIE prior to use on Hamilton Island.

Any Person wishing to permanently base a Vehicle on Hamilton Island must apply to the Vehicle Coordinator for a permit to do so before bringing the Vehicle to Hamilton Island and the Person must comply with the Vehicle Ownership Guidelines.

All permanent Vehicles must be registered with HIE and TMR for use on Hamilton Island.

### *3.3 Temporary Vehicle Permits (TVP)*

A Person who wishes to bring a Vehicle to Hamilton Island temporarily must apply to HIE before bringing the Vehicle to the Island. HIE may grant a TVP in its absolute discretion including restrictions as to the period the Vehicle may remain on Hamilton Island and where it can be used and stored. The Vehicle will be issued a TVP sticker.

### *3.4 Cancellation of Vehicle Permits*

HIE reserves the right at its discretion to cancel a Vehicle permit. If HIE cancels a permit granted to a Person for a Vehicle, the Person must remove the Vehicle from Hamilton Island immediately, at the Vehicle owner's expense.





## 3. Vehicles – Road and Driver Requirements

### *3.5 Queensland Road Rules, Licensing and Safety*

The Queensland Road Rules apply to all Vehicles operating on the Islands and are located at: <https://www.tmr.qld.gov.au/safety/queensland-road-rules>.

Vehicles must be registered with TMR and HIE. Unregistered Vehicles may be impounded and/or required to be removed from Hamilton Island at the Vehicle owner's expense. The Special Circumstances Permit issued by the TMR regarding the operation of Golf Buggies on Hamilton Island roads must always be complied with, a copy of which can be found in the Vehicle Ownership Guidelines.

### *3.6 Driver's Licence*

It is a condition of operating any Vehicle on Hamilton Island roads that a driver holds a current driver's license for the Vehicle intended to be driven. If the driver is required to display driving plates, such as "P Plates," then these must be displayed. Hamilton Island roads are considered 'roads' under the *Transport Operations (Road Use Management) Act 1995 (Qld)* as such the Queensland Road Rules apply, including but not limited to:

- a) seatbelts must be worn, including the use of child restraints where required;
- b) overloading of passengers is not permitted;
- c) using a mobile device is not permitted whilst driving;
- d) feet and arms must remain inside the Vehicle;
- e) driving under the influence of drugs or alcohol is not permitted;
- f) driving with open alcohol in the Vehicle is not permitted; and
- g) drivers must adhere to all road signs and markings.

For HIE hired Golf Buggies, in the interests of safety, HIE requires all drivers to be aged 21 years or older, irrespective of whether the Person holds a current driver's licence.

### *3.7 Vehicle Load Capacity*

No Vehicle may carry more Persons than its registered load allotment. The maximum load allotment for a standard four-seater Golf Buggy is four Persons, including the driver of the Vehicle and children.

### *3.8 Hours of Operation*

All Vehicles, except for emergency Vehicles and Vehicles used in the normal course of work-related duties, are restricted to certain hours of operation. Golf Buggies may not be driven between the hours of 1:00am and 5:30am. Vehicles other than Golf Buggies may not be driven between the hours of 8:30pm and 5:30am unless Authorised by HIE.

### *3.9 Speed Limits*

The speed limit for all Vehicles on Hamilton Island is 20km/h unless otherwise indicated by signs. The maximum speed for Golf Buggies is 20km/h and speed governors are used on Golf Buggies to enforce this limit.

The maximum speed limit for all other Vehicles is 20km/h, except for Whitsunday Boulevard from One Tree Hill to Qualia, and Palm Valley Way from the Vehicle Workshop to Palm Valley activities where the maximum speed limit is 30km/h.

Overtaking Vehicles is not permitted.

## 3. Vehicles – Parking and Violations

### *3.10 Towing*

Golf Buggies are not permitted to tow trailers.

### *3.11 Parking*

All drivers must abide by posted or otherwise indicated parking regulations. No Vehicle may be parked:

- a) on footpaths and Marina headstocks;
- b) at or in front of bus stops;
- c) within 10 meters of an intersection or pedestrian crossing;
- d) adjacent to yellow lines painted on the road or pathway;
- e) on grassed road verges and gardens;
- f) in front of villas and apartments (roadside), if parking is not available within the Sub-lease or Sub-Sub-lease; and
- g) as otherwise directed by ISD or another representative Authorised by HIE.

In addition, Commercial Vehicles must not park:

- a) anywhere on Front Street including in front of Trader Pete's, unless loading or unloading goods or conducting authorised works;
- b) in a designated parking area for Guest parking only;
- c) in front of the Reef View Hotel, Resort Centre Reception, or their respective guest driveways; and
- d) where a sign prohibits parking.

### *3.12 Traffic Violations*

Violation of Rules and Regulations relating to Vehicles and/or driving on Hamilton Island may result in a reduction in road use access including total loss of driving privileges and/or cancellation of a PVP or TVP and may be reported to the Queensland Police Service (**QPS**).

Breath alcohol or drug tests are routinely performed on the Islands by QPS and ISD. In the interests of safety, ISD and HIE Authorised Representatives reserve the right to ask any Person to complete a breath alcohol or drug test. Any Person driving a Vehicle who refuses to complete a breath alcohol test when reasonably requested to do so by the ISD, may be required to leave the Island and may have their Vehicle immobilised and/or confiscated.

## 3. Vehicles – Restricted Areas

### *3.13 Restricted Areas*

Certain areas of the Islands are Restricted Areas in respect to Vehicle use. Refer to the maps in Appendix D.

**Airstrip:** Under no circumstances may any Vehicle be driven across the airstrip unless Authorised by HIE. Authorised Vehicles must act in accordance with the airport traffic light signals and the driver must hold an Authority to Drive Airside issued by the GBRA or be suitably escorted by a person who does. All Vehicles must also be approved by GBRA and display an Authority to Use Airside vehicle sticker.

**Logistics Warehouse:** Unauthorised Vehicles are not permitted within the logistics warehouse area except within the designated parking area.

**Beach and Pool Areas:** Vehicles are not permitted within beach and pool areas unless Authorised by HIE.

**Resort Zone and Front Street area:** Commercial Vehicles (including but not limited to utility Buggies) are not permitted to drive in the Restricted Areas of the Resort Zone or on Front Street as shown in Appendixes A, B and C unless the Vehicle is required for a specific work purpose in the Restricted Area. Commercial Vehicles should utilise Acacia Drive.

**IGA, Logistics and Boat Yard Area:** Commercial Vehicles (including but not limited to utility Buggies) are not permitted to drive in the Restricted Areas as shown in Appendix D unless the Vehicle is required for a specific work purpose in the Restricted Area. Commercial Vehicles are permitted to use the logistics barge ramp road however heavy Vehicles must call through the two way on channel 37 before entering the barge ramp road. Commercial Vehicles entering the logistics area must obey the traffic signals and directions given by the logistics staff. Vehicles are not authorised to enter the barge ramp road or logistics yard during 6:00am to 3:00pm unless Authorised by HIE.

### *3.14 Accidents*

All Vehicle accidents, in which damage to Vehicles, property and/or injury to a Person is sustained, must be reported to the ISD at the time of the accident. ISD will notify Queensland Police Service (**QPS**) and Queensland Ambulance Service (**QAS**) as required. All Persons operate and use Vehicles on the Islands at their own risk.

### *3.15 Boat Trailer Registration*

Annual HIE registration of boat trailers are free of charge for patrons of HIE's boat storage facilities. A roadworthy certificate must be obtained before a Vehicle permit sticker will be issued by HIE for the trailer.



## 4. Environment

### *4.1 Environmental Initiatives*

Caring for and encouraging all Persons to care for the environment is of paramount importance to HIE. An overview of sustainability initiatives can be viewed online at <https://www.hamiltonisland.com.au/destination/sustainability>. HIE seeks that all Persons be as environmentally conscious as possible. For example: recycling, minimising plastic use and disposal, reef safe sunscreen and using environmentally friendly products, and minimising use of water, gas, and electricity.

### *4.2 Vegetation*

A Person must not damage or remove any vegetation from the Islands. The Hamilton Island Building and Siting Guidelines are specific and detail the requirements for re-vegetation and landscaping for new construction and the maintenance of vegetation. The Hamilton Island Building and Siting Guidelines must be strictly observed.

### *4.3 Tree Preservation Policy*

The Tree Preservation Policy is essential for the long-term protection of the amenity, environment and quality of the Islands and assists to:

- a) establish HIE's commitment and future strategic direction for tree planting, protection, management, and maintenance;
- b) address "tree management" and "tree maintenance" issues faced by the Islands;
- c) provide a rationale for decision making to ensure consistency in the management of trees on these Islands;
- d) protect the environment and the "amenity" of the Islands; and
- e) protect the Islands against unlawful destruction of their tree canopy and various tree species.

Copies of the Tree Preservation Policy may be obtained on the Hamilton Island Community Page.



## 4. Environment

### 4.4 Animals

Persons wishing to bring an animal to Hamilton Island, including animals transiting through Hamilton Island, or to keep an animal on Hamilton Island, must make application to: [civilservices@hamiltonisland.com.au](mailto:civilservices@hamiltonisland.com.au).

A Person must not:

- a) bring or keep any animal, other than a legislated assistance animal, on Hamilton Island without being Authorised by HIE under such terms and conditions as HIE sees fit;
- b) approval for dogs (other than assistance dogs) will only be granted where (in addition to such other conditions as HIE sees fit to impose, in its absolute discretion) the dog will be kept in a dwelling on a villa site with fully secured fences, being a non-aggressive and quiet breed, being less than 10kg when fully grown, not being taken into the Resort Zones and always exercised on a leash.
- c) all requests for approval to keep any animal on Hamilton Island will also be determined in accordance with Whitsunday Regional Council Local Laws;
- d) bring or keep a cat on Hamilton Island or Dent Island under any circumstances;
- e) feed any animal, bird, or reptile on the Islands, directly or indirectly;
- f) injure, capture, take, or in any way harm any animal on the Islands;
- g) use poisonous baits on the Islands; and
- h) keep or take animals, birds, or reptiles to Dent Island.

If a Person observes an injured animal, they must contact HIE switch at (07) 4946 9999.

### 4.5 Fire

A Person must not light any fire, unless Authorised by HIE, and in accordance with Queensland Fire and Emergency Services (**QFES**) regulations and Whitsunday Regional Council Local Laws. For more information regarding fire lighting compliance please refer online at <https://www.qfes.qld.gov.au/> and <https://www.whitsundayrc.qld.gov.au/>.

The Islands are governed by the *Fire and Emergency Services Act 1990 (Qld)*. A Person commits an offence against this Act if the Person wilfully and unlawfully destroys, damages, removes, covers, or otherwise interferes with an alarm or other apparatus for the warning of a fire or any apparatus for use in the event of a fire.

A Person must not misuse, circumvent or tamper with firefighting or life safety equipment.

### 4.6 Spear Fishing Equipment

Spear guns transported across the Islands must be secured in a safe and proper manner and may not be taken into venues or the Resort Zone.



## 5. Use of Resort Pools and Resort Facilities

### *5.1 Use of Resort Pools*

The pools within the Resort Zone controlled by HIE are for Guests, Sub-lessees and Sub-Sub-lessees or their guests' use only, unless otherwise Authorised by HIE. Resort pools located at The Sundays, Beach Club, Reef View and qualia are for the exclusive use of Guests who are staying in that accommodation.

Use of Resort pools is subject to posted terms and conditions issued by Authorised HIE representatives. Breach of this requirement or the terms and conditions for use of the Resort pools may result in exclusion from using the Resort pools. All pools are unsupervised, and Persons use at their own risk. Children are to be supervised by their parents or legal guardians at all times. Parents or legal guardians are asked to take responsibility for the welfare and behaviour of their children at all times. All beaches are unpatrolled.

### *5.2 Use of Resort Facilities*

Guests, Sub-lessees and Sub-Sub-lessees and their guests may use the Resort Facilities in the areas as attached in Appendix C.

Resort Facilities located at The Sundays, Beach Club and qualia are only for Guests who are staying in that accommodation and other Persons Authorised by HIE.

Use of Resort Facilities is subject to posted terms and conditions issued by Authorised HIE representatives. Breach of this requirement or the terms and conditions for use of the Resort Facilities may result in exclusion from using such facilities.





## 6. Developments

No Person may undertake a development or renovations on Hamilton Island unless Authorised by HIE and the project has received appropriate development approval from Whitsunday Regional Council if required.

All building and construction work on Hamilton Island must comply with the Hamilton Island Building and Siting Guidelines, the Building Code of Australia, the Whitsunday Regional Council Planning Scheme, all ordinances, applicable legislation, and the Building and Construction Works Policy located on the Community Page. Information on building and construction can be found on the Community Page.

## 7. Identification Cards

### *7.1 Issue*

All Persons wishing to work, Carry on Business on the Islands on a regular basis or reside on Hamilton Island must apply for an identification card from the ISD (hard copy or digital).

Upon a Person no longer meeting the requirements to hold a HIE identification card, this identification must be returned to the ISD Office.

### *7.2 Lost Cards*

All lost cards or theft of an identification card must be reported immediately to the ISD.



## 8. Authorisation and Enforcement

### *8.1 Breach*

If a Person violates or is suspected to have violated the Rules and Regulations, HIE reserves the right to apply any or all the actions outlined in these Rules and Regulations at its sole discretion, as HIE deems suitable based on the severity and/or the number of occurrences of the breach. This ensures a secure and safe environment for Guests, Employees, Workers, Relevant Stakeholders and Property Owners.

### *8.2 Alcohol and Illegal Drugs*

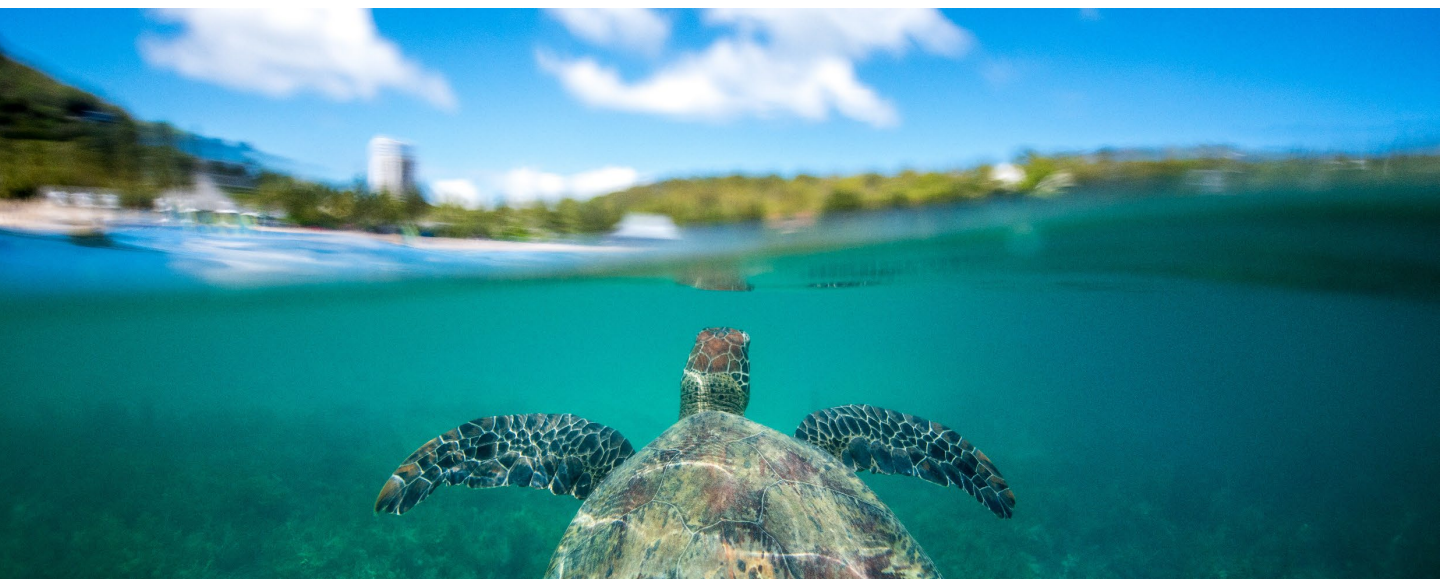
Consumption of alcohol by persons under 18 years is strictly prohibited. Proof of age identification must be provided upon request. Any person found to be unduly intoxicated may be evicted from venues. Use of illegal drugs is a breach of these Rules and Regulations and the matter may be referred to the QPS and/or QAS.

### *8.3 Direction to Leave*

If HIE directs that a Person leave the Islands, that Person is no longer permitted to move about the Islands except for the purposes of leaving the Islands and must, if directed by HIE, wait for transport off the Islands in an area designated by the ISD until the time they are directed to leave the Islands by.

### *8.4 Costs*

A Person must pay HIE for any damage caused by their breach of the Rules and Regulations. If a Person has been directed to leave the Islands, transportation from the Islands is at the expense of that Person.





# 9. Privacy

## 9.1 Collection and Use of Personal Information

HIE’s Privacy Policy is available at <https://www.hamiltonisland.com.au/general-business-privacy-policy>. The Policy is designed to help you understand how we collect, use and safeguard the information you provide to us and to assist you in making informed decisions.

To assist in ensuring compliance with the Rules and Regulations and in dealing with medical and other issues associated with safety, cleanliness, environmental management, and the general behaviour of Persons on the Islands, HIE may collect and hold personal information about a Person or information that may identify that Person, such as:

- a) name, address, email, and other contact details;
- b) emergency contact details and next of kin;
- c) photograph for ID card and profile;
- d) details relating to an investigation of suspected breaches of the Rules and Regulations;
- e) details of action taken in respect of a breach of the Rules and Regulations; and
- f) medical or other sensitive information recorded during or as a result of incidents on Hamilton and Dent Islands.

HIE will generally collect personal information directly from the Person. In some cases, however (e.g. in an investigation of potential breaches of the Rules and Regulations) HIE may collect personal information from someone other than the Person or a Person may not be aware that HIE has collected the personal information.

Where a Person refuses to supply personal information for the purposes outlined above, HIE may not be able to assist the Person in dealing with medical or other issues which arise on the Islands and affect the Person. HIE may also not be able to issue an ID Card.

HIE may consider the failure to supply the information as a breach of the Rules and Regulations and ask the Person to leave the Islands. Where the matter is considered serious (e.g. to lessen or prevent a serious threat to the life, the health or safety of any Person, or to public health or safety, or in taking appropriate action in relation to suspected unlawful activity or serious misconduct) HIE will take such other action as it considers appropriate in the circumstances including notifications to QPS.

## 9.2 Entity Responsible for Collections

Contact details are as follows:

Address	Hamilton Island Enterprises Limited
Postal Address	PO Box 149, Hamilton Island, Queensland 4803
Phone number	+61 7 4946 9999
Email address for privacy matters	<a href="mailto:privacy@hamiltonisland.com.au">privacy@hamiltonisland.com.au</a>



## 9. Privacy

### *9.3 Disclosure of Information*

HIE will not disclose personal information to an external entity unless a Person agrees, a permitted general situation exists or where disclosure of the information is required by law or is reasonably necessary for one or more enforcement related activities conducted by, or on behalf of, an enforcement body.

A permitted general situation is defined in the *Privacy Act 1988 (Cth)* and includes to lessen or prevent a serious threat to the life, health, or safety of any Person, or to public health or safety, or in taking appropriate action in relation to suspected unlawful activity or serious misconduct, or to locate a Person reported as missing.

HIE will disclose such information if required by law. Specifically, HIE reserves the right to share relevant information as lawfully requested by a member of the QPS, the Australian Federal Police, or any State or Territory law enforcement agency. Additionally, HIE may take action based on information received from the QPS, the Australian Federal Police or any State or Territory law enforcement agency, especially when it pertains to activities conducted on the Islands and identifies breaches of the Rules and Regulations.

### *9.4 Accessing Personal Information or Making A Complaint*

A Person can access and ask that HIE corrects personal information held about them, or make a complaint about how HIE has handled their personal information, in accordance with the processes contained in HIE's privacy policy found at <http://www.hamiltonisland.com.au/general-business-privacy-policy>

### *9.5 Closed Circuit Television (CCTV) and Use of Footage Policy*

HIE employs a CCTV System to monitor activities on the Islands and Shute Harbour. The CCTV and Use of Footage Policy sets out the basis upon which that CCTV System is operated, and how footage is collected, stored, used, and disposed of by HIE. In some situations, ISD may attend incidents with active body worn cameras and vehicle or dash cameras.

Subject to privacy and confidentiality, the CCTV and Use of Footage Policy may be available to be viewed on request from the ISD.

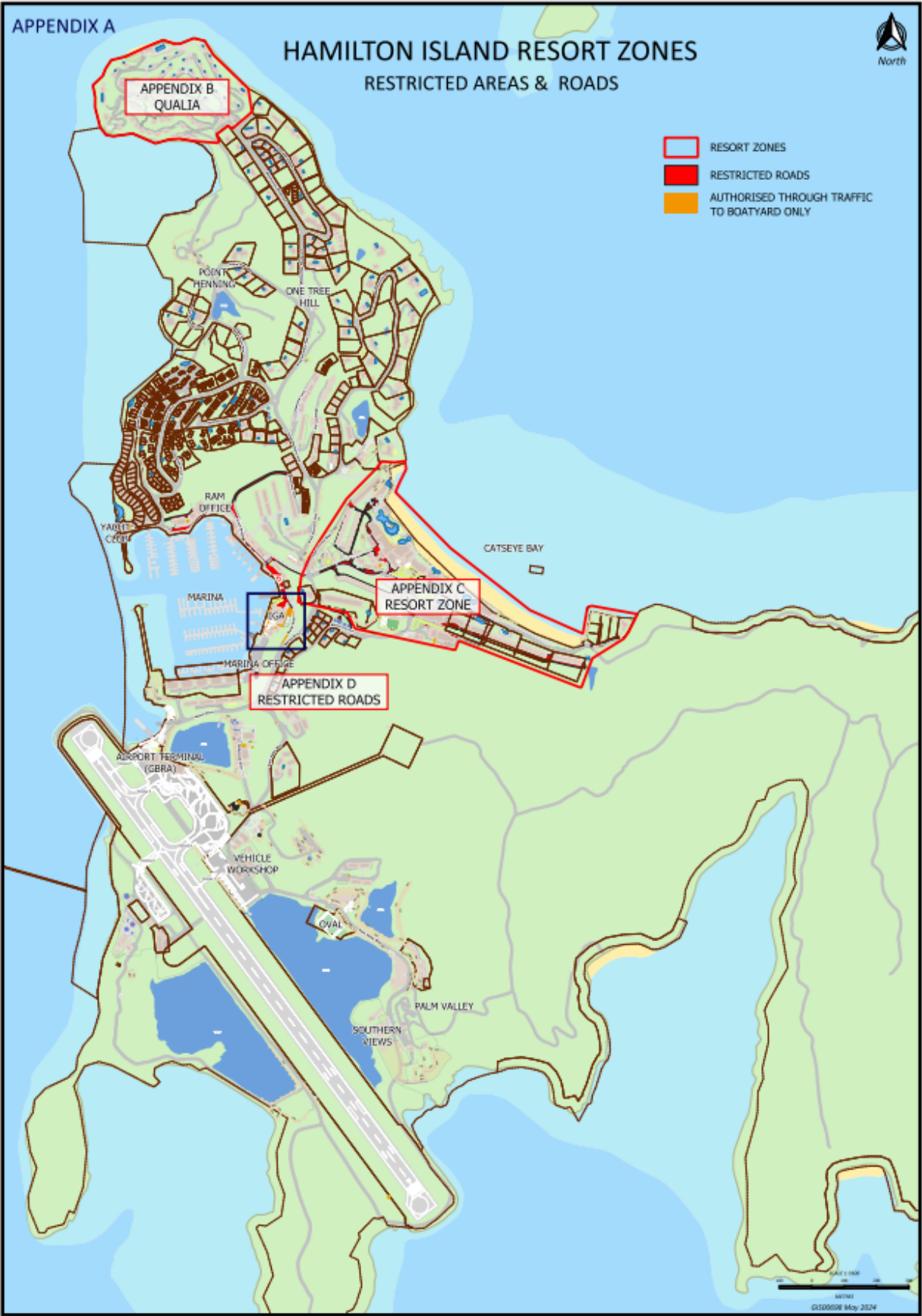
## 10. Emergencies

In an emergency call Triple Zero (000) for police, fire or ambulance services. Call Triple Zero in serious or life-threatening situations. Due to the remote location of the Islands, medical attention or evacuation by third party emergency services may be delayed or limited.

## 11. Amendments

HIE reserves the right to amend the Rules and Regulations from time to time.

# Appendix A



# Appendix B



# Appendix C



# Appendix D

