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Living Marine Resources

LIVING MARINE RESOURCES MANAGEMENT ACT 1995

Fisheries (Biosecurity) Order 2023

Pursuant to the powers under section 270 of the *Living Marine Resources Management Act 1995* ("the Act") that were delegated to the General Manager (Marine Resources) (position number 702830) on 13 July 2022 by the Minister acting pursuant to section 20(1) of the Act I make the following order:

1. Short title

This order may be cited as the *Fisheries (Biosecurity) Order 2023*.

2. Specification

This order is made –

- (a) in respect of the harmful disease *abalone viral ganglioneuritis*; and
- (b) to implement treatment and testing requirements designed to prevent the introduction of that disease into State waters.

3. Directions issued

- (1) That an abalone processor must, unless otherwise authorised, ensure that no abalone live-holding water is discharged into State waters from any holding premises used under the relevant licence unless that water has-
 - a) been treated using a system capable of achieving, on comparing water immediately prior to entering treatment with water immediately on leaving treatment, a minimum 3 log₁₀ reduction in total marine heterotrophic bacteria; and
 - b) achieved a discharge concentration value of <math><3 \log_{10}</math> (≤ 999 bacterial colony forming units per mL).
- (2) That an abalone processor must, in each of the testing periods-
 - a) cause a water sample to be taken by an agent of an approved service from each holding premises used under the relevant licence; and
 - b) cause the water sample to be tested by an approved laboratory for the discharge concentration value referred to in subclause (1)(b); and
 - c) submit the results of that testing to the Secretary.
- (3) That an abalone processor must allow access to any holding premises used under the relevant licence to any officer of the Department of Natural Resources and Environment Tasmania for the purposes of-
 - a) inspecting the abalone live-holding water treatment system;
 - b) inspecting any abalone held on the premises;
 - c) seizing any suspected diseased abalone for testing; and
 - d) taking a water sample for testing for the discharge concentration value referred to in subclause (1)(b).

4. Interpretation

In this order –

"abalone" means live fish of the genus *Haliotis*;

"abalone processor" means the holder of a fish processing licence that authorises the processing of abalone;

"approved laboratory" means a laboratory approved to conduct tests relevant to ascertaining performance related to the standards in subclauses 3(1)(a) and 3(1)(b);

"approved service" means a service approved to take samples to be provided for testing by an approved laboratory;

"Tasmania's biosecurity regions" means the regions specified in Part 1 and described in Part 2 of the Schedule to this order;

"holding premises" means premises used to hold abalone taken from outside the relevant biosecurity region for those premises;

"introduction" includes re-introduction;

"relevant biosecurity region", for premises, means, with reference to Tasmania's biosecurity regions, the biosecurity region adjacent to that part of the State's coastline where, or closest to where, those premises are situated;

"relevant licence", for an abalone processor, means the fish processing licence that authorises the abalone processor to process abalone;

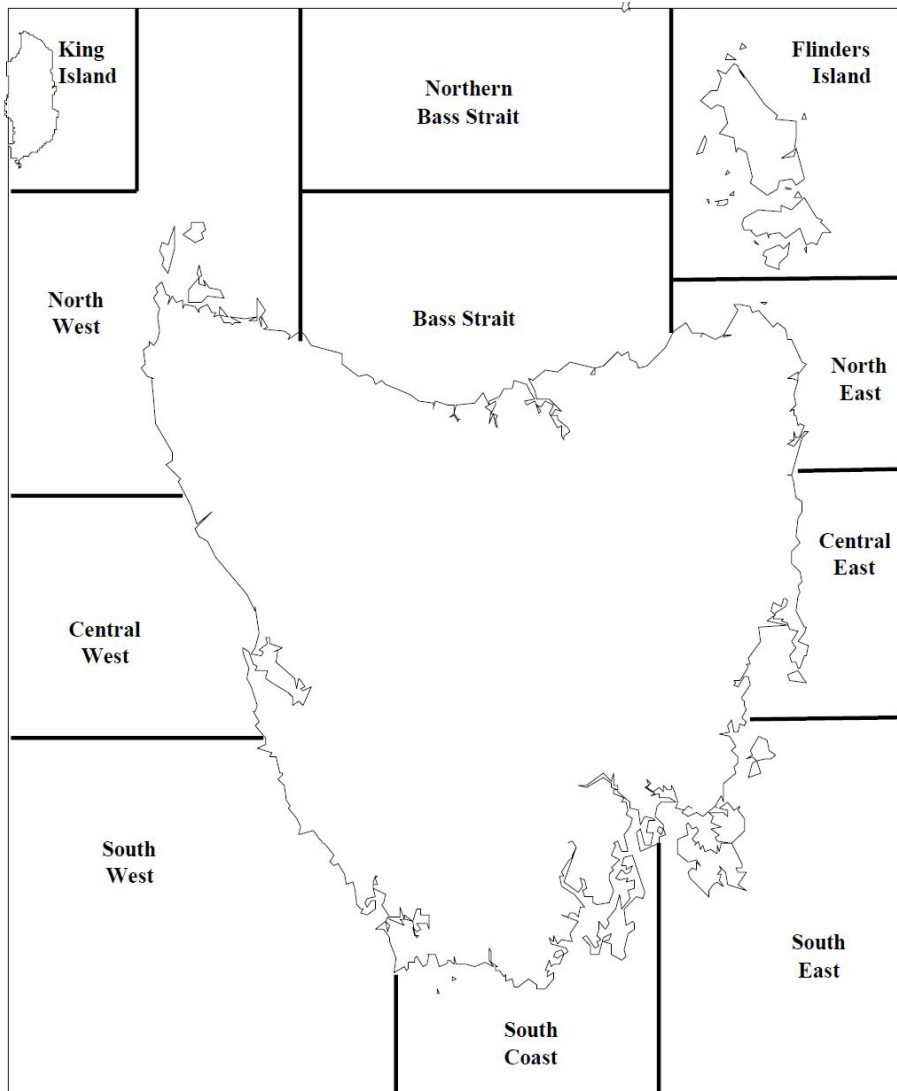
"testing periods" means the following periods:

- a) October of each calendar year;
- b) the four week period commencing six weeks before each Chinese New Year.

Dated this 27th day of March 2023

Dr Ian Dutton
General Manager (Marine Resources)

Schedule
Part 1- Abalone biosecurity regions



Part 2 - Description of abalone biosecurity regions

Region name	Reg. Code	Fishing Blocks	Boundary 1 (GPS Coords)	Boundary 2 (GPS Coords)	Description
Northern Bass Strait	NBS	50, 51, 52, 53, 54, 55, 56, 57	146°00'00"E to 147°35'00"E	39°12'00"S to 40°20'00"S	Includes Hogan, Kent, Curtis, Rodondo /Moncoeur Groups and Bass Pyramid
Flinders Island	FI	32A-C, 33A-C, 34A-D, 35A-E, 36A-B, 37A-D, 38A-C	147°35'00"E to 148°45'00"E	39°12'00"S to 40°40'00"S	Flinders Island Vicinity
Bass Strait	BS	41, 42, 43, 44, 45, 46	145°22'42"E to 147°27'00"E	North Coast to 40°40'00"S	Port Latta to Anderson Bay
King Island	KI	1A-C, 2A-C, 3A-C, 4A-C			King Island vicinity
North-East	NE	29D, 30A-C, 31A-B, 39A-B, 40A-C	East of 147°27'00"E	40°40'00"S to 41°27'00"S	North of Scamander River
Central-East	CE	25, 26A-D, 27A-E, 28A-C, 29 A-C	East of coastline	41°27'00"S to 42°30'00"S	South of Scamander River to Cape Bougainville
South-East	SE	Part 17A, 17B, 19A-B, 20A-C, 21A-C, 22A-C, 23A-B, 24A-E	East of 147°30'00"E	South of 42°30'00"S	South of Cape Bougainville. East of Cape Contrariety.
South Coast	SC	12B-D, 13A-E, 14A-E, 15, 16A-D, Part 17A, 18	146°02'00"E to 147°30'00"E		East of South West Cape to west of Cape Contrariety.
South-West	SW	10A-D, 11A-D, 12 A	West of 146°02'00"E.	South of 42°36'13"S	West of South West Cape. South of Meerim Beach.
Central-West	CW	7A-C, 8A-C, 9A-C	West of coastline	41°30'00"S to 42°36'13"S	South of Italian River to Meerim Beach
North-West	NW	5A-D, 6A-D, 47A-B, 48A-C, 49A-C	West of 145°22'42"E	North of 41°30'00"S	West of Port Latta. North of Italian River

INFORMATION

This order issues directions aimed at preventing the introduction into State waters of the harmful disease *abalone viral ganglioneuritis*. The order takes effect on the day on which it is published in the *Gazette* and remains in effect for 12 months.

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