



# TASMANIAN GOVERNMENT GAZETTE

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## Living Marine

### **Fisheries (Correction to Scalefish Management Plan) Order 2017**

I make the following order under section 48A(1) of the *Living Marine Resources Management Act 1995*.

Dated this 5<sup>th</sup> day of April 2017

Jeremy Rockliff MP

Minister for Primary Industries and Water

#### **1. Short title**

This order may be cited as the *Fisheries (Correction of Scalefish Management Plan) Order 2017*.

#### **2. Commencement**

This order takes effect on the day on which it is published in the *Gazette*.

#### **3. Principal Rules**

In this order, the *Fisheries (Scalefish) Rules 2015* are referred to as the Principal Rules.

#### **4. Rule 3 corrected (Interpretation)**

Rule 3 of the Principal Rules is corrected by omitting paragraph (b) of the definition of *fishing trip* and substituting the following paragraph:

(b) ends when the vessel returns to land, a pier, jetty or artificial extension of land, with all apparatus that is on the vessel out of the water, other than a fish cauf being used in accordance with rule 118;

**5. Rule 34 clarified (Nature of buoys)**

Rule 34 of the Principal Rules is clarified by inserting the following subrule after subrule (3):

(4) If a person sets, or uses, apparatus that is marked with a buoy that is in addition to the buoys required under these rules for that apparatus, each additional buoy must not bear any deliberate marks other than the marks required under these rules for a marker buoy for that apparatus.

Penalty: Grade 1 penalty.

**6. Rule 43 corrected (Fishing license (scalefish C))**

Rule 43 of the Principal Rules is corrected by –

- (a) inserting into subrule (1) the words "at one time" after "use,"; and
- (b) omitting from subrule 1(a) "and" and substituting "or"; and
- (c) omitting from subrule 1(b) "and" and substituting "or"; and
- (d) omitting subrule 3(a) and substituting the following:
  - (a) possess on a fishing vessel –
    - (i) not more than 5 squid jigs; and
    - (ii) one hand held dip net; and
    - (iii) landing nets; and

**7. Rule 44 corrected (Fishing licence (rock lobster))**

Rule 44 of the Principal Rules is corrected by –

- (a) omitting subrule 1(c) and substituting the following:
  - (c) 2 fish traps; and
  - (d) 5 squid jigs.
- (b) omitting subrule (3)(a) and substituting the following:
  - (a) possess on a fishing vessel –
    - (i) not more than 2 hand held dip nets; and
    - (ii) landing nets;
- (c) omitting from subrule (3)(b) "the squid jigs and".

**8. Rule 57 corrected (Limits for holders of appropriate authority and scalefish licence)**

Rule 57 of the Principal Rules is corrected by omitting from subrule(1)(c) "50" and substituting "150".

**9. Rule 60 corrected (Taking Australian salmon in certain waters)**

Rule 60 of the Principal Rules is corrected by omitting from subrule(2)(b) "the person's" and substituting "a".

**10. Rule 101 clarified (Restrictions on fishing licence (limited Danish seine))**

Rule 101 of the Principal Rules is clarified by omitting subrule(2)(a) and substituting the following paragraph:

- (a) in the north by an imaginary straight line originating from Tasman Head on South Bruny Island at latitude 43°30'58"S/ longitude 147°17'40.3"E and finishing at Cape Raoul on the Tasman Peninsula at latitude 43°14'32.8"S/ longitude 147°47'58"E; and

**11. Schedule 6 corrected (Regions)**

Part 2 of Schedule 6 of the Principal Rules is corrected by omitting from item 2 after longitude second occurring "47" and substituting "147".

**12. Schedule 7 corrected (Persons permitted to use gillnet in shark refuge areas)**

Schedule 7 of the Principal Rules is corrected by inserting a space into item 1(a) after "exceeds".

**EXPLANATORY NOTE**

*(This note is not part of the order)*

This order corrects errors in, and clarifies, the management plan relating to scalefish.

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