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FISH RESOURCES MANAGEMENT ACT 1994
ESPERANCE ROCK LOBSTER MANAGED FISHERY MANAGEMENT PLAN
REVOCATION NOTICE 2015

FD 1767/14 [1198]

Made by the Minister under section 54.

1. Citation

This instrument is the *Esperance Rock Lobster Managed Fishery Management Plan Revocation Notice 2015*.

2. Management plan revoked

The *Esperance Rock Lobster Managed Fishery Management Plan 1987* is revoked.

3. Commencement

This instrument takes effect on 1 July 2015.

Dated: 20 May 2015.

K. BASTON, Minister for Fisheries.

FI402*

FISH RESOURCES MANAGEMENT ACT 1994
WINDY HARBOUR-AUGUSTA ROCK LOBSTER MANAGED FISHERY MANAGEMENT PLAN
REVOCATION NOTICE 2015

FD 1767/14 [1198]

Made by the Minister under section 54.

1. Citation

This instrument is the *Windy Harbour-Augusta Rock Lobster Managed Fishery Management Plan Revocation Notice 2015*.

2. Management plan revoked

The *Windy Harbour-Augusta Rock Lobster Managed Fishery Management Plan 1987* is revoked.

3. Commencement

This instrument takes effect on 1 July 2015.

Dated: 20 May 2015.

K. BASTON, Minister for Fisheries.

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FISH RESOURCES MANAGEMENT ACT 1994

**SOUTH COAST
CRUSTACEAN MANAGED
FISHERY MANAGEMENT
PLAN 2015**

FISH RESOURCES MANAGEMENT ACT 1994**SOUTH COAST CRUSTACEAN MANAGED FISHERY
MANAGEMENT PLAN 2015**

FD 1767/14 [1198]

Made by the Minister under section 54.

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FISH RESOURCES MANAGEMENT ACT 1994

SOUTH COAST CRUSTACEAN MANAGED FISHERY
MANAGEMENT PLAN 2015

FD 1767/14 [1198]

Made by the Minister under section 54.

PART 1—PRELIMINARY

1. Citation

This plan is the South Coast Crustacean Managed Fishery Management Plan 2015.

2. Commencement

This plan comes into operation on 1 June 2015.

3. Exception

This plan does not apply to the persons described in clause 8(1)(a) prior to 1 July 2015.

4. Interpretation

In this plan, unless the contrary intention appears—

approved ALC means an “approved automatic location communicator” as defined in regulation 55C;

approved directions has the same meaning as in regulation 55A;

crustacean means deep sea crabs and rock lobsters;

current entitlement means the usual units of entitlement conferred by a licence as—

(a) increased by any entitlement transferred to the licence under section 141 of the Act; or

(b) decreased by any entitlement transferred from the licence under section 141 of the Act;

deep sea crab has the same meaning as in regulation 38A;

Department means the Department of Fisheries;

Fishery means the South Coast Crustacean Managed Fishery;

fishing boat licence has the same meaning as in the regulations;

fishing session means a period of time during a fishing trip when gear is being used in the waters of the Fishery, including any times when gear is being pulled from the water and any part of that gear remains in the water;

fishing trip means a period between when a boat commences travelling through the waters of the Fishery with gear on board for the purposes of undertaking a fishing session and when that boat ceases travelling through the waters of the Fishery with that gear on board after undertaking, or attempting to undertake, a fishing session;

licence means a managed fishery licence authorising a person to fish for crustaceans in the Fishery;

licence period means the period provided for in clause 9;

licensed fishing boat has the same meaning as in the regulations;

licensed fishing boat number has the same meaning as in the regulations;

offshore bight zone means the waters described in Schedule 3;

plan means the *South Coast Crustacean Managed Fishery Management Plan 2015*;

pot means a rock lobster pot as defined in the regulations;

regulations means the *Fish Resources Management Regulations 1995*;

rock lobster means fish of that common name described by the scientific classification opposite that name in Division 3 of Schedule 7 to the regulations;

SLED zone means a sea lion exclusion device zone as described in Schedule 4;

south coast means the waters described in Schedule 1;

unit value means the value of a unit of entitlement, in terms of pots, determined in accordance with Schedule 6;

usual units of entitlement means the entitlement conferred by a licence without regard to any entitlement temporarily transferred to or from the licence under section 141 of the Act;

Zone means a Zone of the Fishery as described in Schedules 2 and 3.

5. Procedure before this Plan may be amended or revoked

For the purposes of section 65 of the Act, the licence holders of the Fishery are the persons to be consulted before this plan is amended or revoked.

PART 2—THE FISHERY

6. Identification and declaration of the Fishery

- (1) The Fishery to which this plan relates is the fishing for crustaceans by any means in the waters described in Schedule 1.
- (2) The Fishery is a managed fishery, and may be referred to as the South Coast Crustacean Managed Fishery.
- (3) The Fishery is divided into Zones as described in Schedules 2 and 3.

PART 3—LICENCES AND FEES

7. Licences

A licence may authorise fishing for crustaceans in a specified Zone or Zones.

8. Criteria for the grant of a licence

(1) The criteria to be satisfied before the CEO may grant a person a licence to fish in the Fishery are that—

- (a) on the date of commencement of this plan the applicant was—
 - (i) the holder of an authorisation issued in accordance with the *Windy Harbour-Augusta Rock Lobster Managed Fishery Management Plan 1987*; or
 - (ii) the holder of an authorisation issued in accordance with the *Esperance Rock Lobster Managed Fishery Management Plan 1987*; or
 - (iii) the holder of a Fishing Boat Licence that authorised fishing for deep sea crabs along the south coast outside of the 200 metre depth contour, with the exception of Zone 3; or
 - (iv) the holder of a Rock Lobster Pot Licence issued in accordance with regulations 125 and 126, and
- (b) an application for the grant of a licence is made on or prior to 31 August 2015.

(2) Notwithstanding subclause (1), the CEO may grant a person a licence to fish in the Fishery if the CEO is satisfied that—

- (a) immediately upon being granted a licence an application will be made under section 140 of the Act to transfer usual units of entitlement to the licence, if it is to be granted, from another licence; and
- (b) the application referred to in paragraph (a) will be in respect of a total of not less than one unit; and
- (c) the CEO will, pursuant to the application referred to in paragraph (a), transfer the usual units of entitlement to the licence; and
- (d) the person is a fit and proper person to hold a licence.

Note: Where a licence is granted in accordance with clause 8(2) the fee relating to the units being transferred may be taken to have been paid by the transferor in respect of those units.

9. Duration of a licence

A licence expires on 30 June next following the date on which it came into force.

10. Matters to be specified on a licence

A licence granted or renewed in respect of the Fishery must specify—

- (a) the name and business address of the holder of the licence;
- (b) the name and licensed fishing boat number of any licensed fishing boat which may be used for or in connection with fishing in the Fishery under the authority of that licence;
- (c) the licence number;
- (d) the date on which the licence was granted or renewed;
- (e) the date on which the licence expires;
- (f) the name of the Fishery;
- (g) the Zone or Zones in which fishing for crustaceans is authorised;
- (h) the usual units of entitlement conferred by the licence in each zone;
- (i) the current units of entitlement conferred by the licence in each zone; and
- (j) any conditions imposed on the licence by the CEO.

11. Grounds to refuse to transfer a licence

The CEO may refuse to transfer a licence on the grounds that—

- (a) the total fee has not been paid in respect of the licence to be transferred; or
- (b) the CEO is of the opinion that the holder of the licence (transferor) or the proposed transferee may be liable to prosecution for an offence which has been prescribed for the purposes of section 224 of the Act.

12. Fees

- (1) The fee set out in Schedule 5 is the fee to be paid in respect of the grant or renewal of a licence.
- (2) For the purposes of regulation 137(2) the total fee may be paid by instalments as specified in Schedule 5 if—
 - (a) an election to pay by instalments is made by the holder of a licence in accordance with subclause (2); and
 - (b) there is no other fee, charge or levy in respect of the licence which has not been paid at the time the election is received at an office of the Department.
- (3) An election for the purposes of subclause (1) must be—
 - (a) made in writing;
 - (b) received at an office of the Department on or before 1 July of the year for which the licence is to be renewed, and
 - (c) accompanied by the first instalment plus the surcharge.
- (4) For the purposes of regulation 137(3) the surcharge shall be 3.13% of the total fee.
- (5) The holder of a licence, or a person acting on that person's behalf, must not fish in the Fishery at any time when any—
 - (a) fee payable by instalment; or
 - (b) surcharge,in respect of the licence is outstanding.

PART 4—CAPACITY OF THE ZONES OF THE FISHERY**13. Capacity of the Zones of the Fishery**

- (1) The maximum number of pots that may be used in Zone 1 of the Fishery during any licence period is 350 pots.
- (2) The maximum number of pots that may be used in Zone 2 of the Fishery during any licence period is 653 pots.
- (3) The maximum number of pots that may be used in Zone 3 of the Fishery during any licence period is 544 pots.
- (4) The maximum number of pots that may be used in Zone 4 of the Fishery during any licence period is 430 pots.

PART 5—SCHEME OF ENTITLEMENT**14. Licence entitlements to be expressed in terms of units**

- (1) The entitlement to fish for crustaceans conferred by a licence is to be expressed in terms of units of entitlement in respect of a Zone or Zones in accordance with clause 16.
- (2) The sum of the entitlements to fish for crustaceans that may be conferred by all the licences is to be equal to the capacity for the Fishery as determined in accordance with clause 13.

15. Conferral of entitlement

- (1) Where a licence is granted in accordance with subclause 8(1) the licence shall, at the time it is granted, confer—
 - (a) in the case of a licence conferring entitlement for Zone 1 of the Fishery, usual units of entitlement conferred by the relevant authorisation at the date of gazettal of this plan;
 - (b) in the case of a licence conferring entitlement for Zone 2 of the Fishery, usual units of entitlement for Zone 2 as specified in Schedule 7;
 - (c) in the case of a licence conferring entitlement for Zone 3 of the Fishery, usual units of entitlement conferred by the relevant authorisation at the date of gazettal of this plan;
 - (d) in the case of a licence conferring entitlement for Zone 4 of the Fishery, usual units of entitlement for Zone 4 as specified in Schedule 7.
- (2) In subclause (1)(a), **relevant authorisation** means a relevant managed fishery licence issued in accordance with the *Windy Harbour-Augusta Rock Lobster Management Plan 1987* and which is held by the person to be granted a licence.
- (3) In subclause (1)(c), **relevant authorisation** means a relevant managed fishery licence issued in accordance with the *Esperance Rock Lobster Management Plan 1987* and which is held by the person to be granted a licence.

16. Unit value

The extent of the entitlement that arises from a unit, to be known as the unit value, shall be determined in accordance with Schedule 6 and limited by reference to a number of pots that may be used.

17. Prohibition on operating in excess of entitlement

The holder of a licence or a person acting on that person's behalf must not fish in a zone of the Fishery at any time unless the number of pots used under the authority of that licence is less than or equal to the current entitlement to take crustaceans conferred by that licence for that zone.

PART 6—TRANSFER OF ENTITLEMENT**18. Grounds for refusal to transfer part of an entitlement**

The CEO may refuse to transfer any part of an entitlement from one licence to another licence on the grounds that—

- (a) the proposed transfer is not for a whole number of units; or
- (b) if the transfer were given effect then the usual units of entitlement conferred by a licence would be less than one unit; or
- (c) the total fee has not been paid in respect of the licence from which the units are to be transferred; or
- (d) the CEO is of the opinion that the holder of the licence (from which the units are to be transferred from or to) may be liable to prosecution for an offence which has been prescribed for the purposes of section 224 of the Act.

19. Temporary transfer of entitlement

A unit of entitlement may be temporarily transferred from one licence to another for a period ending at the time the licence expires, provided that—

- (a) the unit of entitlement that is being transferred from one licence to another relates to the same zone of the Fishery ; and
- (b) the total fee has been paid in respect of the licence from which the units are to be temporarily transferred.

PART 7—USE OF BOATS**20. Use of boats**

(1) A person must not use a boat in the Fishery unless—

- (a) the person is the holder of a licence, and the boat is the authorised boat specified on the licence; or
- (b) the person is acting for or on behalf of the holder of the licence, and the boat is the authorised boat specified on the licence; or
- (c) the person is fishing for crustaceans under the authority of a recreational fishing licence and the boat is not an authorised boat.

(2) The master of an authorised boat must not permit any crustaceans to be transferred—

- (a) to another boat from; or
- (b) from another boat to,

the authorised boat while the authorised boat is in the waters of the Fishery.

(3) A person must not transfer crustaceans—

- (a) to another boat from; or
- (b) from another boat to,

an authorised boat while the authorised boat is in the waters of the Fishery.

(4) A person must not be in possession of crustaceans transferred under subclause (2) or (3).

PART 8—AUTOMATIC LOCATION COMMUNICATORS AND NOMINATIONS**21. Requirement for approved ALC to be installed in an authorised boat**

(1) A person must not use an authorised boat in the offshore bight zone of the Fishery unless an approved ALC has been installed in that boat in accordance with the approved directions.

(2) A person must not use an authorised boat in the offshore bight zone of the Fishery unless the approved ALC installed in that boat has been tested, and is being used, in accordance with the approved directions.

(3) It is a condition of a licence that regulation 55C and 55D are complied with at all times.

22. Nomination of intention to fish

(1) The master of an authorised boat in the Fishery must not—

- (a) allow that boat to enter the offshore bight zone ; or
- (b) allow any pots to be on that boat in the waters of the offshore bight zone,

unless a nomination of an intention to fish has been given in respect of that boat.

(2) A nomination made under subclause (1) must specify—

- (a) the Fishery in which the fishing will occur;
- (b) the number of the licence which authorises fishing to occur;
- (c) the zone of the Fishery in which the fishing will occur;
- (d) the location from which the authorised boat shall depart;
- (e) the location in which the authorised boat shall land any crustaceans at the conclusion of a fishing trip;

- (f) the number of pots which will be on board the boat; and
 - (g) the name of the master of the authorised boat.
- (3) A nomination made under subclause (1) must be made—
- (a) no more than 2 hours prior to the boat commencing a fishing trip to the offshore bight zone of the Fishery; and
 - (b) by the master of an authorised boat through the use of an approved ALC in accordance with the approved directions.

23. Notification prior to authorised boat leaving offshore bight zone of the Fishery

- (1) The master of an authorised boat in the offshore bight zone of the Fishery must not cause or permit that boat to depart from the waters of the offshore bight zone of the Fishery unless the master has given notification to the CEO, in a manner and form approved by the CEO, of that departure.
- (2) A notification made under subclause (1) must—
- (a) be given prior to the time of departing the offshore bight zone; and
 - (b) specify the estimated time of arrival to the landing destination; and
 - (c) specify the location at which the authorised boat is to land any crustaceans at the conclusion of a fishing trip; and
 - (d) be made by the master of an authorised boat through the use of an approved ALC in accordance with the approved directions.

PART 9—GENERAL REGULATION OF FISHING

24. Persons prohibited from fishing in the Fishery

- (1) Subject to subclause (2), a person must not fish in the Fishery other than—
- (a) in accordance with this plan; and
 - (b) under the authority of one licence at any one time.
- (2) This plan does not apply to a person fishing for a recreational purpose in accordance with the Act.
- (3) A person fishing in the Fishery under the authority of a licence must not fish in any Zone of the Fishery not specified on that licence.
- (4) A person must not fish in the Fishery during the licensing period ending on 30 June 2016 if full payment of the fee for that period has not been paid prior to 30 November 2015.

25. Closure of areas within the Fishery

- (1) The CEO may, by notice published in the Gazette, prohibit fishing in the Fishery, or any part of the Fishery, for the period specified in the notice if, in the opinion of the CEO, the prohibition is required in the better interests of the Fishery.
- (2) A notice made in accordance with subclause (1)—
- (a) may only be made after consultation with all licence holders who are entitled to fish in the Fishery, or in that part of the Fishery that is the subject of the proposed prohibition;
 - (b) must take into account any advice received from the Department's Director of Fisheries Research;
 - (c) may be made to apply at all times or at any specified time; and
 - (d) revokes any previous notice made under that subclause.
- (3) A person must not fish for crustaceans in the Fishery, or a specified part of the Fishery, at any time when fishing in the Fishery, or that specified part of the Fishery, has been prohibited by a notice made under subclause (1).
- (4) The master of an authorised boat must not operate, or store or transport any crustaceans on board that boat in the Fishery, or a specified part of the Fishery, at any time when fishing in the Fishery, or that specified part of the Fishery, has been prohibited by a notice made under subclause (1).

26. Requirement for a Sea Lion Exclusion Device to be installed in a pot used in a SLED zone of the Fishery

- (1) A person must not use a pot in a SLED zone of the Fishery unless a sea lion exclusion device has been installed in that pot in accordance with this clause.
- (2) A person must not use a pot in a SLED zone of the Fishery unless the pot is constructed with, or has fitted to it, a device (a sea lion exclusion device) that—
- (a) prevents a spherical object with a diameter of 132 mm being able to enter the pot through the neck; and
 - (b) complies with regulation 38(4).

27. Prohibition of fishing activities

- (1) A person fishing in the Fishery must not fish by any means other than by pots.
- (2) A person must not use a pot in the Fishery—
- (a) that does not have at least one escape gap which conforms to the specifications in Part 3 of Schedule 13 to the regulations;

- (b) that does not have one entrance located on the upper surface of the pot that is no less than 160 millimetres in diameter; and
 - (c) that has dimensions greater than 0.5 metres in height, 1 metre in length and 1 metre in width.
- (3) A person fishing in the offshore bight zone of the Fishery must not use more than 200 pots.
- (4) A person must not use a pot in the Fishery unless the pot is attached to a surface float that—
- (a) has a diameter of not less than 150 mm if the float is spherical and, in any other case, has a length of not less than 200 mm and a width of not less than 100 mm; and
 - (b) is branded or stamped with the initial letter and licensed fishing boat number of the boat that is being used to fish in the Fishery and each character of the brand or stamp is legible and measures not less than 60 millimetres in height and 10 millimetres in width.
- (5) Subject to subclause (7), the master of an authorised boat in a zone of the Fishery must not carry more pots on board that boat than the current entitlement confers unless approval has been given by the Department in respect of that boat.
- (6) An approval sought under subclause (5) must be made—
- (a) by request in writing or by telephone; and
 - (b) to a regional manager, compliance manager or fisheries and marine officer at the local fisheries office; or
 - (c) if carrying excess pots for the purpose of fishing in the offshore bight zone of the Fishery, by nomination as specified in clause 22.
- (7) Notwithstanding subclause (5), the master of an authorised boat may carry on board that boat a maximum of 2 additional unrigged spare pots to be used to replace any lost or damaged pots.

28. Prohibition on fishing in certain areas

- (1) A person fishing in the Fishery under the authority of a managed fishery licence must not—
- (a) fish for rock lobsters in Zones 1, 2 or 4 of the Fishery during the period commencing on 1 July and ending on 14 November in any year; or
 - (b) fish for crustaceans in Zone 3 of the Fishery during the period commencing on 1 July and ending on 14 November in any year; or
 - (c) fish for rock lobsters in the offshore bight zone of the Fishery at any time.
- (2) The master of an authorised boat must ensure that any rock lobster brought on board the boat during the period specified in subclauses (1)(a) and (1)(c) are released to the sea within 5 minutes of being taken or before any other pot is pulled, whichever is first.

29. Labelling requirements

- (1) A person must not remove any crustaceans from an authorised boat unless those crustaceans are held in a container with a label attached in respect of that container in accordance with this clause.
- (2) The label referred to in subclause (1) must be—
- (a) durable and made of plastic, wood or metal; and
 - (b) securely attached to the exterior side surface of any container containing crustaceans; and
 - (c) rectangular in shape and not less than 75 mm in length and not less than 55 mm in width.
- (3) The label referred to in subclause (2) must clearly identify—
- (a) the name and principal place of residence of the master of any licensed fishing boat which was used to fish for crustaceans; and
 - (b) the licensed fishing boat number of any licensed fishing boat which was used to fish for crustaceans; and
 - (c) the number of the licence which authorised fishing to occur; and
 - (d) the zone of the Fishery from which the crustaceans were taken.
- (4) A person must not remove crustaceans from a container labelled in accordance with this clause before it is received by the purchaser of the crustaceans or until the crustaceans consigned for processing is received at a place specified in a fish processor's licence.

30. Prohibition on selling, purchasing or dealing in crustaceans

A person must not—

- (a) sell, purchase, or deal in, or attempt to sell, purchase, or deal in, any crustaceans taken from the Fishery in contravention of this plan; or
- (b) sell, purchase, or deal in, or attempt to sell, purchase, or deal in, any crustaceans taken from the Fishery, unless the crustaceans were taken by a person who holds a commercial fishing licence, and the crustaceans were taken under the authority of a licence issued in accordance with this plan.

31. Requirement to report lost pots

- (1) The master of an authorised boat must report any lost pots to the Department immediately.
- (2) If any pots referred to in subclause (1) are subsequently found, the master of an authorised boat must report those pots to the Department immediately.

- (3) A report to the Department must be made—
- (a) to the Compliance Manager at the Southern Regional Office; and
 - (b) in writing or by telephone by the master of the authorised boat; and
 - (c) within 48 hours of concluding a fishing trip or prior to the commencement of the next fishing trip.

32. Offences

A person who contravenes clause 12, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30 or 31 commits an offence.

SCHEDULES

Schedule 1

DESCRIPTION OF THE FISHERY

[clause 6]

All Western Australian waters bounded by a line commencing at the intersection of 34° 22.52' south latitude and 115° 8.091' east longitude; thence extending due south along the meridian to the intersection of 34° 24' south latitude and 115° 8.091' east longitude; thence extending due west along the parallel to the outer limit of the Australian Fishing Zone; thence following the boundary of the Australian Fishing Zone generally east to its intersection with 129° east longitude; thence due north along the meridian to the intersection of 31° 41.2' south latitude and 129° east longitude; thence generally west along the high water mark to the commencement point; but excluding all waters of Princess Royal Harbour west of a line drawn due south from King Point to the opposite foreshore.

Schedule 2

ZONES OF THE FISHERY

[clause 6]

Zone 1—Augusta

All waters of the Fishery bounded by a line commencing at the intersection of 34° 22.52' south latitude and 115° 8.091' east longitude; thence extending due south along the meridian to the intersection of 34° 24' south latitude and 115° 8.091' east longitude; thence extending due west along the parallel to the outer limit of the Australian Fishing Zone; thence following the boundary of the Australian Fishing Zone generally east to its intersection with 116° east longitude; thence due north along the meridian to the high water mark (near Point D'Entrecasteaux); thence generally west along the high water mark to the commencement point.

Zone 2—Albany

All waters of the Fishery bounded by a line commencing at the intersection of 34° 49.9' south latitude and 116° east longitude; thence due south along the meridian to the outer limit of the Australian Fishing Zone; thence following the boundary of the Australian Fishing Zone generally east to its intersection with 120° east longitude; thence due north along the meridian to the intersection of 33° 56' south latitude and 120° east longitude.

Zone 3—Esperance

All waters of the Fishery between 120° east longitude and 125° east longitude.

Zone 4—Inshore Bight Zone

All waters of the Fishery bounded by a line commencing at the intersection of 32° 45.36' south latitude and 125° east longitude; thence due south along the meridian to the intersection of 34° 3.03' south latitude and 125° east longitude; thence in a north easterly direction to the intersection of 33° 49.17' south latitude and 125° 32.11' east longitude; thence in a north easterly direction to the intersection of 33° 15.52' south latitude and 126° 13.97' east longitude; thence in an easterly direction to the intersection of 33° 13.05' south latitude and 126° 42.93' east longitude; thence in an easterly direction to the intersection of 33° 17.33' south latitude and 127° 38.13' east longitude; thence in an easterly direction to the intersection of 33° 15.37' south latitude and 128° 27.9' east longitude; thence in an easterly direction to the intersection of 33° 21.94' south latitude and 129° east longitude; thence due north along the meridian to the intersection of 31° 41.2' south latitude and 129° east longitude.

Schedule 3

OFFSHORE BIGHT ZONE

All waters of the Fishery bounded by a line commencing at the intersection of 34° 3.03' south latitude and 125° east longitude; thence in a north easterly direction to the intersection of 33° 49.17' south latitude and 125° 32.11' east longitude; thence in a north easterly direction to the intersection of 33° 15.52' south latitude and 126° 13.97' east longitude; thence in an easterly direction to the intersection

of 33° 13.05' south latitude and 126° 42.93' east longitude; thence in an easterly direction to the intersection of 33° 17.33' south latitude and 127° 38.13' east longitude; thence in an easterly direction to the intersection of 33° 15.37' south latitude and 128° 27.9' east longitude; thence in an easterly direction to the intersection of 33° 21.94' south latitude and 129° east longitude; thence due south along the meridian to the outer limit of the Australian Fishing Zone; thence following the boundary of the Australian Fishing Zone generally west to its intersection with 125° east longitude; thence due north along the meridian to the commencement point.

Schedule 4

SEA LION EXCLUSION DEVICE ZONES

[clause 26]

(1) All waters of the Fishery bounded by a line commencing at the intersection of 34° 53.79' south latitude and 118° 25.49' east longitude; thence in a south easterly direction to the intersection of 35° 5.22' south latitude and 118° 40.23' east longitude; thence in a north easterly direction to the intersection of 34° 41.92' south latitude and 119° 7.64' east longitude; thence in a north westerly direction to the intersection of 34° 30' south latitude and 118° 52.73' east longitude.

(2) All waters of the Fishery bounded by a line commencing at the intersection of 34° 28.61' south latitude and 119° 16.67' east longitude; thence in a south easterly direction to the intersection of 34° 42.23' south latitude and 119° 31.44' east longitude; thence in a north easterly direction to the intersection of 34° 21.04' south latitude and 120° 2.04' east longitude; thence in an easterly direction to the intersection of 34° 16.9' south latitude and 121° 29.6' east longitude; thence in an easterly direction to the intersection of 34° 19.87' south latitude and 121° 52.98' east longitude; thence in a south easterly direction to the intersection of 34° 29.03' south latitude and 121° 59.65' east longitude; thence in a north easterly direction to the intersection of 34° 23.5' south latitude and 122° 8.9' east longitude; thence in an easterly direction to the intersection of 34° 21.98' south latitude and 123° 5.9' east longitude; thence in a north easterly direction to the intersection of 34° 12.37' south latitude and 123° 19.29' east longitude; thence in a south easterly direction to the intersection of 34° 24.45' south latitude and 123° 31.51' east longitude; thence in an easterly direction to the intersection of 34° 21.1' south latitude and 124° 3.86' east longitude; thence in a north easterly direction to the intersection of 33° 44.8' south latitude and 124° 32.77' east longitude; thence in a north westerly direction to the intersection of 33° 20.25' south latitude and 124° 2.05' east longitude.

(3) All waters of the Fishery bounded by a line commencing at the intersection of 32° 24.64' south latitude and 125° 43.96' east longitude; thence in a southerly direction to the intersection of 32° 37.22' south latitude and 125° 47.11' east longitude; thence in a north easterly direction to the intersection of 32° 28.21' south latitude and 126° 23' east longitude; thence in a northerly direction to the intersection of 32° 15.63' south latitude and 126° 19.83' east longitude.

Schedule 5

FEES

[clause 12]

(1) Fee payable for the grant or renewal of a licence authorising fishing in—

- (a) Zone 1—\$39.00 per unit
- (b) Zone 2—\$51.00 per unit
- (c) Zone 3—\$111.00 per unit
- (d) Zone 4—\$84.00 per unit

(2) Payment by Instalments

The fee payable in respect of the renewal of a licence may be paid in instalments, consisting of—

- (a) the first instalment (50% of the total fee), due for payment on or before 1 July of the year for which the licence is to be granted or renewed;
- (b) the second instalment (50% of the total fee), due for payment on or before 15 December immediately following the period specified in paragraph (a).

Schedule 6

UNITS OF ENTITLEMENT

[clause 14]

Calculation of unit value

- (a) The extent of the entitlement arising from a unit shall be determined in accordance with the formula—

$$\frac{C}{N} = U$$

Where—

‘C’ is the capacity of a zone of the Fishery;

‘N’ is the total number of units conferred by all the licences conferring an entitlement to fish in the relevant zone at the relevant time;

‘U’ is the value of a unit.

- (b) Where the value of a unit resulting from a determination made in accordance with paragraph (a) is not a whole number any fraction greater than 5/1000 is rounded upwards, and any other fraction is rounded downwards, to the second decimal place.

Schedule 7
CONFERRAL OF ENTITLEMENT

[clause 15]

Authorisation number	Zone 2 units	Zone 4 units
WHRL1951	0	0
WHRL1983	0	0
ESP1957	0	0
ESP1958	0	0
ESP1959	0	0
ESP1961	0	0
ESP1962	0	0
ESP1963	0	0
ESP1964	0	0
ESP1965	0	0
SRL-1001	1	16
SRL-1008	6	2
SRL-1015	18	8
SRL-1038	13	2
SRL-1043	22	2
SRL-1048	1	16
SRL-1050	5	3
SRL-1051	26	2
SRL-1055	1	31
SRL-1081	5	4
SRL-1088	16	7
SRL-1091	34	2
SRL-1101	28	2
SRL-1109	5	16
SRL-1112	8	2
SRL-1114	2	5
SRL-1118	17	2
SRL-1119	8	3
SRL-1131	4	2
SRL-1133	2	49
SRL-1139	19	10
SRL-1140	3	2
SRL-1144	2	78
SRL-1145	1	32

Authorisation number	Zone 2 units	Zone 4 units
SRL-1147	1	118
SRL-1170	2	8
SRL-1173	14	3
SRL-1174	83	3
FBL1933	3	0
FBL1038	21	0
FBL1294	6	0
FBL1300	12	0
FBL1340	3	0
FBL1427	2	0
FBL1932	110	0
FBL1451	10	0
FBL3084	1	0
FBL1960	23	0
FBL1442	5	0
FBL1102	25	0
FBL2330	23	0
FBL1301	4	0
FBL1832	2	0
FBL1043	6	0
FBL1962	24	0
FBL1303	17	0
FBL 1295	1	0
FBL3112	5	0
FBL1029	1	0
FBL2450	1	0
FBL2168	1	0
TOTALS	653	430

Dated the 20th of May 2015.

K. BASTON, Minister for Fisheries.

FI401*

FISH RESOURCES MANAGEMENT ACT 1994

WEST COAST ESTUARINE MANAGED FISHERY MANAGEMENT PLAN AMENDMENT 2015

FD [1238]

Made by the Minister under section 54.

1. Citation

This instrument is the *West Coast Estuarine Managed Fishery Management Plan Amendment 2015*.

2. Management Plan amended

The amendment in this instrument is to the *West Coast Estuarine Managed Fishery Management Plan 2014*.

3. Commencement

This instrument commences on gazettal.

4. Schedule 6 amended

In Schedule 6 delete item (a) and insert—

- (a) Fee payable for the grant or renewal of a licence authorising fishing in—
 - (i) Area 1—\$3,160.00
 - (ii) Area 2—\$4,776.00
 - (iii) Area 3—\$4,522.00

Dated the 21st day of May 2015.

K. BASTON, Minister for Fisheries.
