

FI301*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 8) 2008

Made by the Governor in Executive Council.

1. Citation

These are the *Fish Resources Management Amendment Regulations (No. 8) 2008*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 January 2009.

3. Regulations amended

These regulations amend the *Fish Resources Management Regulations 1995*.

4. Regulation 16E amended

- (1) In regulation 16E(1) insert in alphabetical order:

West Coast Region Division 1 fish means a fish referred to in Schedule 3 Part 3 Division 1.

- (2) In regulation 16E(1) in the definition of *single-sided fillet* delete “fish.” and insert:

fish;

- (3) After regulation 16E(3d) insert:

- (3E) The master of a boat, other than a fishing boat, being used by 2, 3 or 4 persons for taking fish in the West Coast Region must ensure that the number of West Coast Region Division 1 fish on, or attached to, the boat, and any tender or other vessel operating with or attached to the boat, at any one time is not more than twice the grouped bag limit for that Region.

Penalty: a fine of \$10 000 and the penalty provided in section 222 of the Act.

- (3F) The master of a boat, other than a fishing boat, being used by more than 4 persons for taking fish in the West Coast Region must ensure that the number of West Coast Region Division 1 fish on, or attached to, the boat, and any tender or other vessel operating with or attached to the boat, at any one time is not more than twice the grouped bag limit for that Region plus 2 West Coast Region Division 1 fish for each person in excess of 4 persons so using the boat.

Penalty: a fine of \$10 000 and the penalty provided in section 222 of the Act.

5. Regulation 16K inserted

At the beginning of Part 4 Division 3 Subdivision 4 insert:

16K. Possession limits — finfish at the Abrolhos Islands reserve or the Abrolhos Islands Fish Habitat Protection Area

For the purposes of section 51(1) of the Act, the maximum quantity of finfish that a person may be in possession of —

- (a) in the Abrolhos Islands reserve; or
- (b) in the Abrolhos Islands Fish Habitat Protection Area within the meaning given in Schedule 2 Part 2 Division 3 Subdivision 1 clause 2(2),

is —

- (c) 10 kg of fillets of finfish; or
- (d) one day’s bag limit of whole fish or fish trunks.

6. Schedule 2 amended

- (1) In Schedule 2 Part 2 Division 3 Subdivision 1 clause 2(1) delete “Area.” and insert:

Area during the period beginning on 1 November in a year and ending on 31 January in the following year.

- (2) In Schedule 2 Part 2 Division 3 Subdivision 2 in the item relating to “Snapper, Pink” before paragraph (c) insert:

- (a) when taken or brought onto land from the waters of the West Coast Region that are south of 31°00' south latitude —
- (i) during the period beginning on 1 January 2009 and ending on 31 December 2009 450
- (ii) on or after 1 January 2010 500

7. Schedule 3 amended

- (1) In the heading to Schedule 3 Part 3 Division 1 delete “**7 fish**” and insert:

4 fish

- (2) In Schedule 3 Part 3 Division 1 delete “7” and insert:

4

- (3) In Schedule 3 Part 3 Division 1 column 2 of the item relating to “Snapper, Pink,” delete “4” and insert:

2

8. Schedule 12 amended

In Schedule 12 Part 2 item 4 after “16E(3c),” insert:

16E(3E), 16E(3F),

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.