Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 8) 1999

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the Fish Resources Management Amendment Regulations (No. 8) 1999.
2. The regulations amended

The amendments in these regulations are to the Fish Resources Management Regulations 1995*.

[* Published in Gazette 29 September 1995, pp. 4503-646. For amendments to 7 December 1999 see 1998 Index to Legislation of Western Australia, Table 4, pp. 98-9, and Gazette 23 April, 4 June, 13 August and 28 September 1999.]

3. Division 5A inserted

After regulation 38 the following Division is inserted —

"Division 5A — Requirements regarding deep sea crabs

38A. Interpretation

In this Division —

“deep sea crab” means a giant (king) crab, a snow crab or a spiny crab.

38B. Possession or sale of parts of deep sea crabs

A person must not possess or sell a part only of a deep sea crab unless —

(a) authorized to do so under a fish processor’s licence, and the part is a part of a whole deep sea crab which was processed at the place specified in the licence as the place at which fish are to be processed;

(b) the part was purchased from the place specified in a fish processor’s licence as the place at which deep sea crabs are to be processed, and the person has a receipt detailing that purchase; or

(c) the part is being prepared for immediate consumption.

Penalty: In the case of an individual, $5 000 or, in the case of a body corporate, $10 000 and, in either case, the penalty provided in section 222 of the Act.

38C. Bringing ashore parts of deep sea crabs

A person must not bring ashore, or attempt to bring ashore, a part only of a deep sea crab.

Penalty: In the case of an individual, $5 000 or, in the case of a body corporate, $10 000 and, in either case, the penalty provided in section 222 of the Act."
4. **Regulation 156 amended**

Regulation 156 is amended in the Table by inserting after "35," the following —

" 38B, 38C, ".

5. **Schedule 1 amended**

(1) Item 3 of Part 3 of Schedule 1 is amended as follows:

(a) in subitem (2), by deleting "136.00" and inserting instead —

" 691.00 ";

(b) in subitem (3), by deleting "2 082.00" and inserting instead —

" 2 135.00 ";

(c) in subitem (4), by deleting "449.00" and inserting instead —

" 496.00 ";

(d) in subitem (5), by deleting "38.00" and inserting instead —

" 33.00 ";

(e) in subitem (6), by deleting "2 975.00" and inserting instead —

" 163.00 ";

(f) in subitem (7), by deleting "46.00" and inserting instead —

" 52.00 ";

(g) in subitem (9), by deleting "2 065.00" and inserting instead —

" 1 221.00 ";

(h) in subitem (10)(a), by deleting "379.00" and inserting instead —

" 348.00 ";

(i) in subitem (10)(b), by deleting "379.00" and inserting instead —

" 348.00 ";

(j) in subitem (11)(a), by deleting "615.00" and inserting instead —

" 687.00 ";

(k) in subitem (11)(b), by deleting "1 229.00" and inserting instead —

" 1 373.00 ";

(l) in subitem (12), by deleting "3 750.00" and inserting instead —

" 1 735.00 ";
(m) in subitem (13)(a), by deleting “5 602.00” and inserting instead —
   “ 3 925.00 ”;
(n) in subitem (13)(b), by deleting “2 389.00” and inserting instead —
   “ 1 099.00 ”;
(o) in subitem (13)(d), by deleting “73.00” and inserting instead —
   “ 152.00 ”;
(p) in subitem (14), by deleting “4 252.00” and inserting instead —
   “ 317.00 ”;
(q) in subitem (15), by deleting “1 221.00” and inserting instead —
   “ 1 651 ”;
(r) in subitem (18)(a), by deleting “2 567.00” and inserting instead —
   “ 2 036.00 ”;
(s) in subitem (18)(b), by deleting “1 293.00” and inserting instead —
   “ 1 068.00 ”;
(t) in subitem (18)(c), by deleting “420.00” and inserting instead —
   “ 284.00 ”;
(u) in subitem (19), by deleting “615.00” and inserting instead —
   “ 687.00 ”;
(v) in subitem (20), by deleting “14.00” in the 4 places where it occurs and inserting in each place instead —
   “ 37.00 ”;
(w) in subitem (21), by deleting “1 112.00” and inserting instead —
   “ 1 125.00 ”;
(x) in subitem (22), by deleting “616.00” and inserting instead —
   “ 468.00 ”;
(y) in subitem (26), by deleting “167.00” and inserting instead —
   “ 111.00 ”;
(z) in subitem (27)(a), by deleting “5 451.00” and inserting instead —
   “ 3 002.00 ”;
(aa) in subitem (27)(b), by deleting “28.00” and inserting instead —
   “ 114.00 ”;

(bb) in subitem (29), by deleting “4.00” and inserting instead —
   “ 72.00 ”.

(2) Item 3(24) of Part 3 of Schedule 1 is deleted and the following subitem is inserted instead —

   (24) Southern Demersal Gillnet and Demersal Longline Managed Fishery (as defined in the Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan 1992), per gear unit —
      (a) for zone 1 ................. 16.00
      (b) for zone 2 ................. 34.00
      (c) for zone 3 ................. 16.00
      (d) for zone 4 ................. 34.00

6. Schedule 2 amended

Part 2 Division 3 of Schedule 2 is amended in the item “Mackerel, Narrow-barred Spanish”, by deleting “750” and inserting instead —

   “ 900 ”.

7. Schedule 7 amended

Schedule 7 is amended under the heading “CRUSTACEANS” as follows:

   (a) after the item that begins “Crab, Green Mud” by inserting the following item —

      “ Crab, Snow ................ Chaceon bicolor ”,

   (b) in the item that begins “Crab, Spiny” by deleting “Hyothalassia” and inserting instead —

      “ Hypothalassia ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.