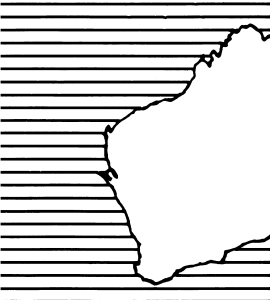




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FISH RESOURCES MANAGEMENT ACT 1994



**FISH RESOURCES
MANAGEMENT AMENDMENT
REGULATIONS (No. 14) 2009**

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 14) 2009

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 14) 2009*.

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 15 October 2009.

3. Regulations amended

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

Fish Resources Management Amendment Regulations (No. 14) 2009**r. 4****4. Regulation 45 inserted**

At the end of Part 4 Division 6 insert:

45. Closed season for recreational fishing for demersal scalefish in West Coast Region

(1) In this regulation —

closed season means the period from 15 October to 15 December, both dates inclusive, in any year;

demersal scalefish means any fish listed in the Table.

Table

Cod	Hapuku
Cod, Grey Banded Rock	Nannygai
Coral Trout	Parrot Fish
Coronation Trout	Seaperch, Tropical
Dhufish, West Australian	Snapper, Pink
Emperor and Seabream	Snapper, Queen (Blue Morwong)
Emperor, Red (Government Bream)	Snapper, Red (Redfish)
Foxfish, Western and Pigfish	Swallowtail
Groper, Baldchin	Trevalla
Groper, Bass	Tuskfish
Groper, Western Blue	

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- (2) During the closed season a person must not —
- (a) fish for demersal scalefish in the West Coast Region; or
 - (b) be in possession of demersal scalefish on a boat in the waters of the West Coast Region; or
 - (c) bring onto land in the West Coast Region any demersal scalefish.

Penalty: For a first offence a fine of \$5 000 or, for a second or subsequent offence, a fine of \$10 000 and, for any offence, the penalty provided in section 222 of the Act.

- (3) Subregulation (2) does not apply to or in respect of demersal scalefish taken for a commercial purpose in accordance with an authorisation.

5. Regulation 156 amended

In regulation 156 in the Table after “41,” insert:

45(2),

6. Regulation 157 amended

In regulation 157(1)(a) delete “\$15” and insert:

\$30

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7. Schedule 3 amended

- (1) In Schedule 3 Part 3 Division 1 after the item relating to Emperor, Red insert:

Foxfish, Western and Pigfish combined) 4

- (2) In the heading to Schedule 3 Part 3 Division 2 delete “**16 fish**” and insert:

12 fish

- (3) In Schedule 3 Part 3 Division 2:

- (a) in the item relating to Tailor delete “60 cm” and insert:

50 cm

- (b) in the item relating to Tarwhine delete “16” and insert:

12

- (c) in the item relating to Whiting, Yellowfinned delete “16” and insert:

12

- (d) under the heading “**Grouped bag limit of all species in the Division for one day**” delete “16” and insert:

12

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- (4) In the heading to Schedule 3 Part 3 Division 3 delete “**40 fish**” and insert:

30 fish

- (5) In Schedule 3 Part 3 Division 3 under the heading “**Grouped bag limit of all species in the Division for one day**” delete “40” and insert:

30

8. Schedule 4 replaced

Delete Schedule 4 and insert:

Schedule 4 — Categories of fish

[s. 259 and r. 180]

Category 1 fish

Abalone, Brownlip

Abalone, Greenlip

Abalone, Roe’s

Amberjack

Barramundi

Billfish (Marlins, Sailfish and Spearfish) and Swordfish

Boarfish

Cobia

Cobbler (Estuary Catfish)

Cod

Cod, Potato

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Coral Trout
Coral
Crab, Blue Manna (Blue Swimmer)
Crab, Brown Mud
Crab, Champagne
Crab, Crystal
Crab, Giant
Crab, Green Mud
Dhufish, West Australian
Dolphinfish (Mahi Mahi)
Emperor and Seabream
Foxfish, Western
Groper, Baldchin
Groper, Bass
Groper, Blue
Groper, Queensland
Hapuku
Kingfish, Yellowtail
Leafy Seadragon
Live Rock
Mackerel, Broad-barred
Mackerel, Narrow-barred Spanish
Mackerel, Shark
Mackerel, Wahoo
Marron
Mulloway
Mulloway, Northern

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Parrot Fish
Pearl Perch
Pigfish
Rays
Rock Lobster (all species)
Sawfish
Sea Perch, Tropical
Shark, Great White
Shark, Speartooth
Shark, Whale
Sharks
Snapper, Pink
Snapper, Queen (Blue Morwong)
Snapper, Red
Threadfin, Giant
Trevalla
Trevally, Giant
Trevally, Golden
Tripletail
Tuna, Bigeye
Tuna, Dogtooth
Tuna, Northern
Tuna, Southern Bluefin
Tuna, Yellowfin
Tuskfish
Wrasse, Humphead Maori

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Category 2 fish

Barracuda
Bonito
Bream, Black
Bream, Northwest-Black
Bream, Yellowfin
Catfish
Cherabin
Cuttlefish
Dart
Flathead
Flounder
Freshwater Crayfish (all species)
Goatfish
Grunter, Sooty
Javelinfish and Sweetlips
John Dory
Leatherjacket
Octopus
Pike
Prawn, Tiger
Prawn, Western King
Prawn, Western School
Queenfish
Razor shell
Salmon, Australian
Samson Fish

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Scallops
Sea Cucumber (Beche-de-mer, Trepang)
Sea Urchins
Snook
Sole
Squid
Sweep, Banded
Sweep, Sea
Tailor
Tarwhine (Silver Bream)
Threadfin, Blue
Trevally, Silver (Skipjack)
Trochus
Trout, Brown
Trout, Rainbow
Tuna, Albacore
Tuna, Skipjack
Whiting, King George (Spotted)
Whiting, Yellow-finned

Category 3 fish

Bait Fish
Cockle, Ark Shell and other edible bivalves
Clam, Venus
Freshwater fish (other than freshwater fish listed as category 2 fish)
Garfish
Herring, Australian (Tommy Ruff)
Longtom

Fish Resources Management Amendment Regulations (No. 14) 2009**r. 9**

Mackerel, Blue (Common)

Mullet

Prawns (other than prawns listed as category 2 fish)

Whiting (other than whiting listed as category 2 fish)

Wrasse (other than wrasse listed as category 1 fish)

Category 4 fish

Any species of fish not specified in this Schedule to be category 1 fish, category 2 fish or category 3 fish.

9. Schedule 7 amended

(1) In Schedule 7 Division 1:

(a) in the item relating to Dhufish, West Australian delete “*hebraicum*” and insert:

hebraicum

(b) after the item relating to Flounder insert:

Foxfish, Western and Pigfish *Bodianus* spp.

(c) after the item relating to Sharks insert:

Snapper, Deep water *Pristipomoides* spp. and
Etelis spp.

Snapper, Goldband *Pristipomoides multidens*

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- (2) In Schedule 7 Division 4 under the heading “Common Name” delete “Razorfish” and insert:

Razor shell

- (3) In Schedule 7 Division 5 before the item relating to Sea Cucumber insert:

Coral	<u>Class</u> Anthozoa and <u>Class</u> Hydrozoa
Live Rock	<u>Family</u> Corallinaceae, <u>Class</u> Polychaeta, <u>Class</u> Crinoidea, <u>Class</u> Ascidiacea, <u>Class</u> Ophiuroidea, <u>Phylum</u> Bryozoa and <u>Phylum</u> Porifera and dead fish of <u>Class</u> Anthozoa and <u>Class</u> Hydrozoa

10. Schedule 9 replaced

Delete Schedule 9 and insert:

Schedule 9 — Determining the value of fish

[s. 222(2) and r. 157]

Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Abalone, Brownlip (shucked)	90.00	24.00
Abalone, Brownlip (whole weight)	36.00	24.00
Abalone, Greenlip (shucked)	110.00	25.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Abalone, Greenlip (whole weight)	40.00	25.00
Abalone, Roe's (shucked)	60.00	3.00
Abalone, Roe's (whole weight)	25.00	3.00
Amberjack	2.00	10.00
Ark Shell	10.00	0.25
Barracuda	2.00	10.00
Barramundi	14.50	58.00
Boarfish	8.00	24.00
Bonito	1.50	5.00
Bream, Black	9.00	5.00
Bream, Fingermark	5.00	10.00
Bream, Northwest-Black	6.00	12.00
Bream, Yellowfin	6.50	3.00
Catfish	5.00	3.00
Cherabin	7.00	0.30
Clam, Venus	8.00	0.20
Cobbler (Estuary Catfish)	6.50	4.00
Cobia	3.50	35.00
Cockle Shell	3.00	0.10
Cod, Breaksea	7.00	14.00
Cod, Estuary	7.00	42.00
Cod, Grey Banded Rock	9.00	54.00
Cod, Potato	10.00	100.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Cod, Rankin	9.50	38.00
Coral	80.00	-
Coral Trout	20.00	45.00
Crab, Blue Manna (Blue Swimmer)	10.00	4.00
Crab, Brown Mud	25.00	14.00
Crab, Champagne	15.00	30.00
Crab, Crystal	20.00	50.00
Crab, Giant	35.00	115.00
Crab, Green Mud	25.00	14.00
Cuttlefish	5.00	3.00
Dart	1.00	1.00
Dhufish, West Australian	18.00	72.00
Dolphinfish (Mahi Mahi)	2.00	4.00
Dory, John	9.00	18.00
Emperor, Bluespotted	5.00	12.00
Emperor, Blue-lined	4.00	10.00
Emperor, Red	13.00	39.00
Emperor, Spangled	7.00	17.50
Flathead	6.00	5.00
Flounder	11.00	5.00
Foxfish, Western	5.50	3.00
Garfish	7.00	2.50
Goatfish	4.00	2.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Groper, Baldchin	12.00	36.00
Groper, Bass	8.50	51.00
Groper, Queensland	10.00	100.00
Groper, Western Blue	6.00	48.00
Grunty, Sooty	5.00	2.50
Hapuku	6.00	48.00
Hardyhead	3.00	0.50
Harlequin Fish	7.00	7.00
Herring, Australian (Tommy Ruff)	4.50	2.00
Javelinfish	5.00	5.00
Kingfish, Yellowtail	1.50	7.50
Leafy Seadragon	-	100.00
Leatherjacket	2.00	2.00
Live Rock	8.00	-
Longtom	1.00	0.50
Mackerel, Blue (Common)	3.00	2.00
Mackerel, Broad-barred Spanish	11.00	44.00
Mackerel, Narrow-barred Spanish	11.00	44.00
Mackerel, Shark	1.00	4.00
Mackerel, Wahoo	7.00	28.00
Mangrove Jack	5.50	14.00
Marlin	2.00	100.00
Marron	36.00	5.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Mullet	4.50	3.00
Mulloway	6.00	15.00
Mulloway, Northern	6.00	15.00
Mussel	3.00	0.10
Nannygai	9.50	20.00
Octopus	12.00	6.00
Oyster	10.00	0.60
Parrot Fish	6.00	12.00
Pearl Perch	9.00	18.00
Pigfish	3.00	1.50
Pike	6.00	2.00
Pilchard	3.00	0.50
Pipi	3.00	0.10
Prawn, Brown Tiger	15.00	1.00
Prawn, Western King	13.00	1.00
Prawn, Western School	4.00	0.50
Prawn (other)	8.00	0.50
Queenfish	3.00	10.00
Rays	4.00	60.00
Razor shell	5.00	1.00
Rock Lobster	30.00	15.00
Rock Lobster (tail weight)	60.00	15.00
Sailfish	1.00	40.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Salmon, Australian	1.50	3.75
Samson Fish (Sea Kingfish)	2.00	10.00
Sawfish	10.00	500.00
Scallop (shucked)	18.00	0.50
Scallop (whole weight)	3.60	0.50
Sea Cucumber (Beche-de-mer, Trepang)	9.50	4.00
Sea Urchin	20.00	2.00
Shark, Great White	10.00	500.00
Shark, Spertooth	10.00	500.00
Shark, Whale	10.00	500.00
Sharks (other)	6.00	90.00
Snapper, Deep water	8.00	24.00
Snapper, Goldband	8.00	24.00
Snapper, Northwest	7.00	14.00
Snapper, Pink	9.50	28.50
Snapper, Queen (Blue Morwong)	3.50	8.75
Snapper, Red	6.00	6.00
Snook	3.00	1.50
Sole	6.00	2.50
Spearfish	1.00	25.00
Sprat, Sandy (Whitebait)	3.00	0.50
Squid	9.00	2.50
Swallowtail	3.50	3.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Sweep, Banded	1.00	0.50
Sweep, Sea	3.00	2.00
Sweetlips	4.50	4.50
Swordfish	10.00	50.00
Tailor	7.00	5.00
Tarwhine (Silver Bream)	6.00	3.00
Threadfin, Blue	4.00	12.00
Threadfin, Giant	11.00	33.00
Trevalla	6.00	24.00
Trevally, Giant	3.50	8.00
Trevally, Golden	3.50	8.00
Trevally, Silver (Skipjack)	3.50	1.00
Trochus	9.50	2.00
Trout, Brown	7.00	3.00
Trout, Rainbow	7.00	3.00
Tripletail	8.00	20.00
Tuna, Albacore	3.50	14.00
Tuna, Bigeye	10.00	30.00
Tuna, Dogtooth	2.00	20.00
Tuna, Northern Bluefin	5.00	25.00
Tuna, Skipjack	1.00	3.00
Tuna, Southern Bluefin	9.00	18.00
Tuna, Yellowfin	9.50	19.00

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Species of fish	Value per unit of weight (\$/kgm)	Value per fish (\$)
Tuskfish	6.00	18.00
Whiting, King George (Spotted)	20.00	8.00
Whiting, Yellow-finned	6.00	1.50
Whiting (other)	6.50	1.70
Wrasse, Brown spot	5.00	2.00
Wrasse, Humphead Maori	25.00	100.00
Wrasse, King	3.00	2.00
Yabbie	12.00	2.00
Zoila Cowry	-	50.00
All fish not otherwise listed in this Schedule	1.00	1.00

11. Schedule 12 amended

In Schedule 12 Part 2 item 5 after “38O(1),” insert:

45(2),

By Command of the Lieutenant-Governor
and deputy of the Governor,

R. KENNEDY, Clerk of the Executive Council.