



WESTERN
AUSTRALIAN
GOVERNMENT
Gazette
ISSN 1448-949X PRINT POST APPROVED PP665002/00041

295



PERTH, WEDNESDAY, 10 FEBRUARY 2010 No. 18 SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 3.30 PM

© STATE OF WESTERN AUSTRALIA

FISH RESOURCES MANAGEMENT ACT 1994

WEST COAST ROCK LOBSTER MANAGEMENT PLAN AMENDMENT (NO. 3) 2010

FD 1064/01 [954]

Made by the Minister under section 54.

1. Citation

This instrument is the *West Coast Rock Lobster Management Plan Amendment (No. 3) 2010*.

2. Management plan amended

The amendments in this instrument are to the *West Coast Rock Lobster Management Plan 1993*.

3. Clause 6 amended

Clause 6 is amended by inserting after subclause (2) the following subclauses—

“ (3) Despite subclause (1a), a person must not operate—

- (a) in the waters of Zone B of the Fishery from a Zone A boat at any time during the period commencing on 15 February 2010 and ending on 11 March 2010;
- (b) in the waters of Zone B of the Fishery from a Zone B boat at any time during the period commencing on 15 March 2010 and ending on 8 April 2010; or
- (c) in the waters of Zone C of the Fishery from a Zone C boat at any time during the period commencing on 15 March 2010 and ending on 18 March 2010.

(4) Subject to subclauses (5) and (6), subclause (3)(a) does not apply—

- (a) during the period commencing on 15 February 2010 and ending on 24 February 2010 in respect of carrying an unbaited and unrigged pot to the waters of Zone A solely in preparation for soaking the pot in the waters of Zone A in accordance with clause 9 of this plan; or
- (b) during the period commencing on 25 February 2010 and ending on 11 March 2010 in respect of carrying an unbaited pot to the waters of Zone A solely in connection with soaking the pot in the waters of Zone A in accordance with clause 9 of this plan.

(5) Subclause (4) does not apply at any time when there are any rock lobster on board, or attached in any way to, the boat.

(6) Subclause (4) does not apply unless the master of the boat has, not less than 60 minutes before the commencement of the relevant voyage, provided verbal notice to the CEO by means of a telephone call to 1800 446 801 specifying—

- (a) the master's full name;
- (b) the name and licensed fishing boat number of the boat;
- (c) the location and intended time of commencement of the voyage;
- (d) the number of persons that will be on board the boat;
- (e) the intended course and duration of the voyage; and
- (f) the location and intended time of termination of the voyage. ”.

4. Clause 9H inserted

After clause 9G the following clause is inserted—

“ **Exception to restrictions on the use of boats—transporting pots at certain times**

9H. (1) Subject to subclause (4), subclauses 9A(1), 9E(1) and 9E(4) do not apply on 12 and 13 February 2010 to the pulling, bringing onto a Zone A boat and transporting of an unbaited pot in the waters of Zone B for the sole purpose of removing the pot from the waters of the Fishery and transporting it to within half a nautical mile of the mainland or to the waters of Zone A.

(2) Subject to subclause (4), subclauses 9A(1), 9E(1) and 9E(4) do not apply on 12 and 13 March 2010 to the pulling, bringing onto a Zone B or Zone C boat and transporting of an unbaited pot for the sole purpose of removing the pot from the waters of the Fishery and transporting it to within half a nautical mile of the mainland.

(3) Subject to subclauses (4) and (5), clauses 9E(1) and 9E(4) do not apply during the period commencing on 14 February 2010 and ending on 14 March 2010 in respect of a Zone A boat and an unbaited pot where that boat is being used for the sole purpose of transporting that pot to the waters of Zone A in preparation for, or in connection with, soaking the pot in accordance with clause 9 of this plan.

(4) Subclauses (1), (2), and (3) do not apply unless the master of the boat has, not less than 60 minutes before the commencement of the relevant voyage, provided verbal notice to the CEO by means of a telephone call to 1800 446 801 specifying—

- (a) the master's full name;
- (b) the name and licensed fishing boat number of the boat;
- (c) the location and intended time of commencement of the voyage;
- (d) the number of persons that will be on board the boat;
- (e) the intended course and duration of the voyage; and
- (f) the location and intended time of termination of the voyage.

(5) Subclause (3) does not apply during the period commencing on 14 February 2010 and ending on 24 February 2010 in respect of any pot that is rigged. ”.

5. Clause 14 amended

Clause 14 is amended by deleting subclause (4) and inserting the following subclause instead—

“ (4) Subject to clause 14A, the capacity of zone C of the Fishery is—

- (a) 10,690 pots during the period commencing on 21 March 2010 and ending on 30 June 2010; and
- (b) 15,679 pots at any time when paragraph (a) does not apply. ”.

Dated this 8th day of February 2010.

NORMAN MOORE, Minister for Fisheries.
