



FISH RESOURCES MANAGEMENT ACT 1994

WEST COAST ROCK LOBSTER MANAGEMENT PLAN AMENDMENT (NO.5) 2011

FD 1064/01 [1052]

Made by the Minister under section 54.

1. Citation

This instrument is the *West Coast Rock Lobster Management Plan Amendment (No.5) 2011*.

2. Management plan amended

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

3. Clause 2 amended

Insert in the correct alphabetical position—

IVR means 'Interactive Voice Response' and refers to the communications system used to make certain nominations;

PIN means 'personal identification number' in respect of an IVR nomination;

post landing nomination means a nomination made by the master of an authorised boat immediately after weighing the last consignment for that fishing trip;

pre fishing nomination means a nomination made by the master of an authorised boat before moving an authorised boat to commence fishing;

pre landing nomination means a nomination made by the master of an authorised boat before entering an approved landing area;

protected species means a listed threatened species or listed migratory species under the *Environmental Protection and Biodiversity Conservation Act 1999* of the Commonwealth.

4. Clause 5C amended

Delete subclause (1) and insert—

(1) A person must not be in possession of any rock lobster consigned for personal consumption unless the tail is clipped or punched in accordance with clause 5B.

5. Clause 9L amended

After subclause (7) insert—

(8) Subclause (5) does not apply to rock lobster held in an approved landing area under clause 9LB.

6. Clause 9LB inserted

After clause 9LA insert—

Rock lobster held in an approved landing area

9LB. (1) The master of an authorised boat must not hold rock lobster on, or attached to, an authorised boat in an approved landing area unless—

(a) all rock lobster held have been weighed immediately upon being brought into the approved landing area in accordance with clause 9N(1); and

(b) the master of the authorised boat has completed Parts 1B, 1C and 1D of the form in a CDR book in respect of the rock lobster held on board.

(2) After completing the requirements of subclause (1), the master of the authorised boat must immediately forward to the Department the original copy of the form in a CDR book in respect of all rock lobster held in the approved landing area.

(3) Where rock lobster held under subclause (1) are to be consigned, the master of the authorised boat must immediately—

(a) provide to the registered receiver the triplicate of the form in a CDR book in respect of the rock lobster to be consigned, prior to allowing the registered receiver to take possession of the rock lobster; and

(b) ensure that all rock lobster are landed at the same time.