
FISHERIES

FI301*

Fish Resources Management Act 1994

**Fish Resources Management Amendment
Regulations (No. 13) 2009**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Fish Resources Management Amendment Regulations (No. 13) 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 the day after that day.

3. Regulations amended

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

4. Regulation 38G amended

In regulation 38G delete the definition of *closed season* and insert:

closed season, in any year, means all of that year other than the period commencing midday on 8 January and ending midday on 5 February;

5. Regulation 38I amended

In regulation 38I(2):

- (a) delete paragraphs (c) and (d) and “and” after each of them and insert:
 - (c) of Harvey Dam and the Harvey River upstream of the South Western Highway, including the tributaries flowing into those waters; and
- (b) delete paragraph (h) and insert:
 - (h) of Big Brook Dam, Drakes Brook Dam, Glen Mervyn Dam, Logue Brook Dam and Lake Navarino (Waroona Dam).

6. Regulation 38J amended

In regulation 38J(a) delete “begins 50 m” and insert:

begins 300 m

7. Regulation 38O amended

In regulation 38O(3) in the definition of *non-possession period* delete “23 days” and insert:

period

8. Regulation 64S amended**(1) In regulation 64S(2):**

(a) delete paragraph (b) and insert:

(a) Capel River, including its tributaries; or

(b) Preston River, including its tributaries; or

(ca) the Collie River —

(i) upstream of the Australind Bypass Road and downstream of the Wellington Dam wall; and

(ii) upstream of the Mungalup Road Bridge;

or

(b) in paragraph (c) delete “or, subject to subregulation (4)(b),” and insert:

or

(c) delete paragraphs (e) and (f) and “or” after paragraph (e) and insert:

(e) Deep River, including its tributaries; or

(f) Gardner River, including its tributaries.

(d) after each of paragraphs (c) and (d) insert:

or

(2) In regulation 64S(4):

(a) delete paragraphs (c) and (d) and “or” after each of them and insert:

(d) of Harvey Dam and the Harvey River upstream of the South Western Highway, including the tributaries flowing into those waters; or

(b) delete paragraph (g) and “or” after it and insert:

(g) of the Margaret River, including its tributaries but not including —

(i) the waters of the Margaret River within the area that begins 300 m upstream of the Bussell Highway Bridge and ends 50 m downstream of that bridge; or

- (ii) the waters of the Margaret River upstream of the Ten Mile Brook junction; or
 - (iii) the tributaries flowing into the part of the river described in subparagraph (ii);
- or

(3) Delete regulation 64S(5).

9. Regulation 64T amended

In regulation 64T delete “64S(2), (4) or (5)” and insert:

64S(2) or (4)

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.