
FISHERIES

FI301**FISH RESOURCES MANAGEMENT ACT 1994****FISH RESOURCES MANAGEMENT AMENDMENT REGULATIONS
(No. 2) 1997**

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Fish Resources Management Amendment Regulations (No. 2) 1997*.

Commencement

2. These regulations come into operation on 4 July 1997.

Principal regulations

3. In these regulations the *Fish Resources Management Regulations 1995** are referred to as the principal regulations.

[* *Published in Gazette 29 September 1995, pp. 4503-635.*
For amendments to 22 June 1997 see 1996 Index to Legislation of
Western Australia, Table 4, p. 88, and Gazette 27 March 1997.]

Regulation 20 amended

4. Regulation 20 (2) of the principal regulations is amended by deleting item 10 of the Table to that subregulation and substituting the following item —

“

10. Snapper, Pink, other than —

- (a) pink snapper to which the bag limit specified under regulation 30B applies (Perth pink snapper breeding ground); and
- (b) pink snapper to which the bag limit specified under regulation 30E applies (Shark Bay eastern gulf and Shark Bay western gulf).

”.

Division 4B of Part 4 inserted

5. After Division 4A of Part 4 of the principal regulations the following Division is inserted —

“

Division 4B — Bag limits for Shark Bay

Application of Division

30C. This Division does not apply to bait fish of the family *Clupeidae* or *Engraulidae*.

Interpretation

30D. In this Division —

“**eastern gulf land area**” means the land adjacent to the waters of the Shark Bay eastern gulf;

“**waters of the Shark Bay eastern gulf**” means the waters of Shark Bay south and east of a line commencing at the high water mark of the northernmost point of Cape Peron, from there due north to the intersection with a line drawn due east from the high water mark of the southernmost point of Cape St Cricq, and from there due east to the mainland, but not including the waters of Denham Sound nor the Freycinet Estuary;

“**waters of the Shark Bay western gulf**” means the waters of Shark Bay (including the waters of Denham Sound and the Freycinet Estuary) south of a line commencing at the high water mark of the northernmost point of Cape Inscription, from there due east to a point directly north of the high water mark of the northernmost point of Cape Peron, and from there south to the high water mark of the northernmost point of Cape Peron (and being enclosed on the eastern side by Peron Peninsula and on the western side by Edel Land Peninsula), then from the high water

mark of the northernmost point of Steep Point to the high water mark on the south westernmost point of Surf Point and east of Dirk Hartog Island;

“western gulf land area” means the land adjacent to the waters of the Shark Bay western gulf.

Bag limits for the Shark Bay eastern and western gulfs

30E. (1) For the purposes of section 50 of the Act, the bag limit appearing directly opposite an item in Part 6 of Schedule 3 is the bag limit in respect of fish of the class referred to in that item.

(2) The bag limit prescribed under this regulation applies to a person —

- (a) taking fish in either the waters of the Shark Bay eastern gulf or the waters of the Shark Bay western gulf; or
- (b) bringing fish onto land in the eastern gulf land area or the western gulf land area,

as the case may be.

(3) If an item in Part 6 of Schedule 3 refers to 2 or more species of fish then, for the purposes of section 50 of the Act, the bag limit applies in respect of fish that consist of one of those species or any combination of those species.

(4) If fish consist of any species, or combination of species, other than the species referred to in Part 6, Division 2 of Schedule 3 then, for the purposes of section 50 of the Act, the bag limit in respect of that species, or combination of species, is 7 fish (provided a limit in Part 6, Division 1 of Schedule 3 is not exceeded).

(5) This regulation does not affect the overall bag limit for pink snapper prescribed under regulation 15.

”.

Schedule 2 amended

6. Schedule 2 to the principal regulations is amended —

- (a) in Division 3 in the item commencing “Snapper, Pink” by deleting paragraph (b) and substituting the following paragraphs —

“

- (b) when —

- (i) taken from; or
- (ii) brought ashore from a boat, other than a licensed fishing boat, from,

the waters of the Shark Bay eastern gulf (as defined in regulation 30D) 500

- (c) when —

- (i) taken from; or
- (ii) brought ashore from a boat, other than a licensed fishing boat, from,

the waters of the Shark Bay western gulf (as defined in regulation 30D) 450

- (d) in any other case 410

”.

and

- (b) by adding to the end of Division 3 the following —

“

Class of fish	If of a length greater than the length specified in respect of each class of fish
Snapper, Pink, when —	
(a) taken from; or	
(b) brought ashore from a boat other than a licensed fishing boat from,	
the waters of the Shark Bay eastern gulf (as defined in regulation 30D)	700

”

Schedule 3 amended

7. Schedule 3 to the principal regulations is amended by inserting after Part 5 the following Part —

“

PART 6 — BAG LIMIT FOR THE WATERS OF THE SHARK BAY EASTERN GULF AND THE SHARK BAY WESTERN GULF

[Reg. 30E]

Division 1

Fish	Bag limit for one day	Grouped bag limit for one day
Cobia	4)
Cod)
(a) Family Serranidae, except <i>Epinephelus</i> spp.;	4)
(b) <i>Epinephelus</i> spp. in excess of 30 kg in weight, or in excess of 1200 mm in length	0)
Coral Trout, and Coronation Trout	4)
Dolphinfish (mahi mahi)	4) 7
Mackerel	4)
Mackerel, Wahoo and Shark	4)
Mulloway and Northern Mulloway	4)
Queenfish	4)
Samson Fish	4)
Sharks, except Whale Shark	4)

Fish	Bag limit for one day	Grouped bag limit for one day
Snapper, Pink —)
(a) when taken from the)
waters of the Shark Bay	4, of)
Western gulf	which only)
	two may)
	be over)
	700 mm in)
	length)
) 7
(b) when taken from the)
waters of the Shark Bay)
eastern gulf	2)
Tuna, Southern Bluefin	4)
Yellowtail Kingfish	4)

Division 2

Fish	Bag limit for one day
Garfish	40
Hardyhead	40
Mullet, Sea and Yellow-eye	40
Whiting	40
Tailor	8
Octopus, Squid and Cuttlefish	15
Oyster	40
Threadfin (threadfin or bluenose salmon)	20

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By Command of the Governor,

J. PRITCHARD, Clerk of the Executive Council.