



Government Gazette

of the State of

New South Wales

Number 100

Tuesday, 19 May 2020

The New South Wales Government Gazette is the permanent public record of official NSW Government notices. It also contains local council, non-government and other notices.

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of the notice and can be used as a reference for that notice (for example, (n2019-14)).

The Gazette is compiled by the Parliamentary Counsel's Office and published on the NSW legislation website (www.legislation.nsw.gov.au) under the authority of the NSW Government. The website contains a permanent archive of past Gazettes.

To submit a notice for gazettal, see Gazette Information.

Fisheries Management (Ocean Trap and Line Fishery Export Approval - North & South Solitary Islands, Fish Rock, Green Island and Magic Point) Notification 2020

under the

Fisheries Management Act 1994

I, SEAN SLOAN, Deputy Director General Department of Primary Industries Fisheries, with the delegated authority of the Minister and the Secretary in pursuance of sections 227 and 228 of the *Fisheries Management Act 1994* (“the Act”), and in pursuance of section 8 of the Act, give notice of the following fishing closure for commercial fishers.

Dated this 19th day of May 2020

SEAN SLOAN
Deputy Director General
Department of Primary Industries Fisheries
(an office within the Department of Regional NSW)

Explanatory note:

The purpose of this notification is to make a new fishing closure for endorsement holders in the Ocean Trap and Line Fishery implementing additional protection measures for Greynurse Shark.

Fisheries Management (Ocean Trap and Line Fishery Export Approval - North & South Solitary Islands, Fish Rock, Green Island and Magic Point) Notification 2020

under the

Fisheries Management Act 1994

1. Name of Notification

This notification is the *Fisheries Management (Ocean Trap and Line Fishery Export Approval - North & South Solitary Islands, Fish Rock, Green Island and Magic Point) Notification 2020*.

2. Commencement and duration

This notification commences on 19 May 2020 and will remain in force for five (5) years.

3. Definitions

In this notification:

burleying means any activity that would be reasonably likely to result in the aggregation of fish associated with line fishing.

gang of hooks means a group of hooks, each of which is attached to, and in direct contact with, at least one other of those hooks.

hand held line means a rod (or pole) and line or handline.

lead lining means a form of trolling where weights are placed on the trolled lines to target fish lower in the water column.

line fishing means the use of a hand held line, set line or drift line.

Ocean Trap and Line Fishery has the same meaning as in Schedule 1 to the Act.

spinning means the use of an artificial fly or lure in connection with a hand held line deployed from a boat that is not making way (that is, a boat that is anchored, moored or otherwise held stationary), in a manner whereby the artificial fly or lure is retrieved at or near the surface of the water (that is, the fly or lure must not be allowed to sink prior to retrieval).

the Act means the *Fisheries Management Act 1994*.

trolling means the use of an artificial fly or lure in connection with a hand held line deployed from a boat that is making way (that is, a boat that is under active propulsion).

4. Fishing closure

Pursuant to section 8 of the Act:

- a) all endorsement holders in the Ocean Trap and Line Fishery are prohibited from taking of all species of fish by the methods of fishing specified in Column 1 of Schedules 1, 2,

3 and 4 to this notification, from the waters described opposite in Column 2 of Schedules 1, 2, 3 and 4 for the period specified opposite in Column 3 of Schedules 1, 2, 3 and 4.

SCHEDULE 1

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	The Steps / Anemone Bay – North Solitary Island All waters from mean high water mark and extending 500 metres in all directions around a point centred on the following coordinates: E 153°23.355’ S 29°55.351’	From 1 June to 31 December (inclusive) each year
Burleying	The Steps / Anemone Bay – North Solitary Island All waters as described above plus an additional 500 metres extending beyond the waters described above.	From 1 June to 31 December (inclusive) each year

SCHEDULE 2

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	Manta Arch – South Solitary Island All waters from mean high water mark and extending 500 metres in all directions around a point centred on the following coordinates: E 153°16.086’ S 30°12.141’	All year
Burleying	Manta Arch – South Solitary Island All waters as described above plus an additional 500 metres extending beyond the waters described above.	All year

SCHEDULE 3

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	Fish Rock – Green Island and connecting corridor All waters from mean high water mark and extending 1,000 metres from mean high water mark in all directions around Green Island and Fish Rock, and including all waters within 1,000 metres of a connecting line extending between the closest extremities of Green Island and Fish Rock.	All year

Burleying	Fish Rock – Green Island and connecting corridor All waters as described above plus an additional 500 metres extending beyond the waters described above.	All year
-----------	---	----------

SCHEDULE 4

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	Magic Point - Maroubra All waters from mean high water mark and extending 500 metres in all directions around a point centred on the following coordinates: E 151°15.864' S 33°57.359'	All year
Burleying	Magic Point – Maroubra All waters as described above plus an additional 500 metres extending beyond the waters described above.	All year

SCHEDULE 5

<i>Column 1 Species (Common name (Scientific name))</i>	<i>Column 2 Restrictions on the use of a lead line</i>
Yellowtail Kingfish (<i>Seriola lalandi</i>) Amberjack / Samsonfish (<i>Seriola dumerili</i> & <i>S. hippos</i>) Rainbow Runner (<i>Elagatis bipinnulata</i>) Cobia (<i>Rachycentron canadum</i>) Spotted Mackerel (<i>Scomberomorus munroi</i>) Spanish Mackerel (<i>Scomberomorus commerson</i>) Australian Bonito (<i>Sarda australis</i>) Tailor (<i>Pomatomus saltatrix</i>)	<ol style="list-style-type: none"> 1. The licensed fishing boat from which a lead line is deployed must be making way (that is, under active propulsion) at all times; 2. No more than two lead lines are to be deployed from a licensed fishing boat; 3. No more than one hook or gang of hooks is to be used on each lead line; 4. The hooks used on a lead line must be constructed of plain steel (that is, not stainless steel); 5. A lead line must not be used between half-an-hour past official sunset and half-an-hour before official sunrise; and 6. A lead line must not have weights of more than 500g attached to it when used in areas declared by a notification under section 220T of the Act to be critical habitat of the Greynurse Shark.

Note: Latitude and longitude coordinates are in WGS 1984 datum.