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WORK HEALTH AND SAFETY (MINES AND PETROLEUM SITES) REGULATION 2022

Notice of other criteria in respect of statutory functions (South Australian certificates of competence) 2022

I, **GARVIN BURNS**, Chief Inspector, with the delegated authority of the Secretary, Regional NSW, pursuant to section 138(2)(b) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022 do, by this notice, specify the criteria in column A of Schedule 1 below to be other criteria that an individual may meet for the purposes of satisfying the regulator that the individual is competent to exercise the relevant statutory function (prescribed in schedule 10 of the Regulation) in column B of Schedule 1.

Dated this 16th day of November 2022.

Garvin Burns
Chief Inspector of Mines
Resources Regulator
Department of Regional NSW

Explanatory Note: Under clause 138(2)(b) of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022, the regulator may be satisfied that an individual has the competence to exercise a statutory function if the individual meets other criteria specified by the regulator in respect of the function, by notice published in the NSW Government Gazette.

1. Name of notice

This notice is the *Notice of other criteria in respect of statutory functions (South Australian certificates of competence) 2022*.

2. Commencement of notice

This notice takes effect on the day it is published in the NSW Government Gazette and has effect until the notice is revoked.

3. Revocation

The *Notice of other criteria in respect of statutory functions (South Australian certificates of competence) 2021* published in the NSW Government Gazette No 273 of Friday 25 June 2021 is revoked.

Schedule 1

Column A - Criteria	Column B - Statutory function
South Australian 1 st Class Underground Mine Manager certificate of competence	Mining engineering manager of underground mines other than coal mines (section 25 of schedule 10)
South Australian 1 st Class Mine Manager certificate of competence	Quarry manager of mines other than underground mines or coal mines (section 31 of schedule 10)
South Australian Quarry Manager certificate of competence	Quarry manager of mines other than underground mines or coal mines (section 31 of schedule 10)

WORK HEALTH AND SAFETY (MINES AND PETROLEUM SITES) REGULATION 2022

Notice pursuant to Practising Certificate 2022

(Maintenance of Competency)

I, **GARVIN BURNS**, Chief Inspector, with the delegated authority of the Secretary, Regional NSW, pursuant to section 142 of the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022 (the Regulation) make the following Notice.

Dated this 16th day of November 2022.

Garvin Burns
Chief Inspector of Mines
NSW Resources Regulator
Department of Regional NSW

1. Name of Notice

This Notice is the *Notice pursuant to Practising Certificate 2022 (Maintenance of Competency) (No 2)*.

2. Commencement

This Notice commences on the date it is published in the NSW Government Gazette and has effect until it is revoked.

3. Revocation

The *Notice pursuant to Practising Certificate 2020 (Maintenance of Competency)* published in the NSW Government Gazette No 171 of 7 August 2020 at pages 3884 to 3891 is revoked on the date of commencement of this notice.

The *2021 other criteria specified by the Regulator in respect of the quarry manager statutory function for Tier-2 quarries* published in the NSW Government Gazette No 23 of 22 January 2021 is revoked on the date of commencement of this notice.

4. Interpretation

In this Notice:

conditions mean the conditions specified at item 6 below in accordance with section 142 of the Regulation.

formal learning means organised and structured learning with specific learning objectives as referred to Table 3 of Schedule 1 and meets the criteria in schedule 1.

holder means a person who holds a practising certificate to exercise a statutory function.

informal learning means learning as a by-product of experience in participating or carrying out an activity as referred to in Table 3 of Schedule 1 as informal learning.

learning hours means the number of hours spent undertaking formal or informal learning.

other criteria means the criteria specified at item 5 below in accordance with section 138 of the Regulation.

practising certificate means a certificate issued by the regulator under section 140 of the Regulation enabling a person to exercise a statutory function as specified in Schedule 10 of the Regulation.

Quarry manager practicing certificate means a certificate issued by the regulator enabling a person to exercise the statutory function of a quarry manager as specified in section 31 Schedule 10 of the Regulation.

recognised learning types mean the types of learning specified in Schedule 1.

the Regulation means the Work Health and Safety (Mines and Petroleum Sites) Regulation 2022.

risk profiling tool means the tool used by the regulator to assess the hazards and complexity of a specified mine.

Tier-2 quarry means a mine determined by the regulator using the risk profiling tool to be a Tier-2 quarry.

Terms used in this Notice have the same meaning as in the *Work Health and Safety Act 2011*, *Work Health and Safety Regulation 2017*, *Work Health and Safety (Mines and Petroleum Sites) Act 2013* and the *Work Health and Safety (Mines and Petroleum Sites) Regulation 2022*.

5. Exemption

Holders of practising certificates issued under the *Regulation* with a condition restricting them to practise at a specified mine or mines for Mines other than underground mines or coal mines, or Underground mines other than coal mines or any Teir-2 quarry are not required to comply with the requirements in this notice.

6. Conditions

The conditions specified in Schedule 1 below are the conditions which apply practicing certificates which contain a maintenance of competency condition that requires compliance with requirements published by the regulator in the NSW Government Gazette.

Schedule 1

Table 1

A. Maintenance of competency requirements	Holders of practising certificates are required to complete the specified amount of hours of recognised learning types in areas of competence over the period for which the practising certificate is granted, including completing the specified minimum or up to the maximum number of hours of learning in each competence area, according to the function(s) the practising certificate is granted for, as set out in Table 2 and Table 3.
B. Areas of competence	The holder of a practising certificate must complete the specified number of hours of learning in each of the following five areas of competence required for the statutory function(s) for which the practising certificate is held, as set out in Table 2: <ul style="list-style-type: none">• Mining and work health and safety (WHS) systems, including completion of hours in each of the following four compulsory subjects:

	<ul style="list-style-type: none"> ○ Safety management system ○ Principal hazards ○ Principal control plans ○ Specific control measures ● Legislation ● Emergency management ● Leadership and management ● General work health and safety topics (including learning from disasters). <p>The holder of a practising certificate must complete topics in each area of competence relevant to the statutory function(s) for which the practising certificate is held.</p>
<p>C. Learning hours</p>	<p>When completing learning hours, the holder of a practising certificate must:</p> <ul style="list-style-type: none"> ● complete no more than one third of total learning hours in any one year ● complete learning in three or more years out of the five year period, and ● not carry-over excess learning hours above the total number required between renewal periods. <p>Where a holder has a practising certificate for multiple statutory function(s), the holder must:</p> <ul style="list-style-type: none"> ● satisfy each function with the highest requirements for total hours in each engineering discipline at one class of mine for which they hold a certificate of competence or the gazetted qualifications required to hold a practising certificate for that function. ● The holder may claim learning completed against one or more functions, provided the learning completed is relevant to the topics to the areas of competence required for each function. <p>Requirements for the specified number of hours are set out in Table 2</p>
<p>D. Record keeping and auditing</p>	<p>The holder of a practising certificate:</p> <ul style="list-style-type: none"> ● must record all learning and hours in a logbook, either electronically or in hardcopy. ● must retain evidence of all maintenance of competency scheme activities undertaken during the current five year renewal period and the previous renewal period. ● must maintain evidence of all maintenance of competency scheme activities until such time as the practising certificate expires. ● is required to provide a logbook(s) and evidence to the regulator for auditing purposes when requested.

Table 2: Summary of requirements for hours by statutory function

Statutory function	Total hours of learning over five years	Areas of competence				Minimum formal learning requirements	Maximum informal learning requirements
		Mining & WHS systems	Legislation	Emergency management	Leadership & management		
		Minimum of 33% of total hours of learning	Minimum of 33% of total hours of learning		General WHS topics Maximum of 33% of total hours of learning (as a minimum, must complete Regulator's <i>Learning from disasters</i> one-day program OR minimum 7 hours of other formal learning on disasters)	Minimum percentage varies according to function and is expressed as hours	Maximum percentage varies according to function and is expressed as hours
Underground coal mines							
Mining Engineering Manager	120	40		40	40	80	40
Undermanager	90	30		30	30	45	45
Deputy	60	20		20	20	20	40
Ventilation officer	90	30		30	30	45	45
Ventilation auditor	90	30		30	30	45	45
Dust control measures auditor	90	30		30	30	45	45
Electrical engineering manager	120	40		40	40	80	40
Mechanical engineering manager	120	40		40	40	80	40
Coal mines other than underground mines							
Mining engineering manager	120	40		40	40	80	40
Electrical engineer	90*	30		30	30	45	45
Mechanical engineer	90*	30		30	30	45	45
Open cut examiner	60	20		20	20	20	40

Underground mines other than coal mines						
Mining engineering manager	120	40	40	40	80	40
Underground mine supervisor	60	20	20	20	20	40
Electrical engineer	90	30	30	30	45	45
Mines other than underground or coal						
Quarry manager	90	30	30	30	45	45
Electrical engineer	90	30	30	30	45	45

Recognised learning types

Formal and informal learning types that are recognised learning types and claimable as learning hours towards the maintenance of competency requirements are set out in Table 3.

Formal training courses must satisfy the criteria for types of learning in order to be claimable as learning hours towards maintenance of competency requirements.

Table 3 Recognised types of formal and informal learning

Recognised types of formal learning	Claimable hours for formal learning
1) Attending industry seminars/ webinars / workshops/ conferences with health and safety content, such as those run by industry or related organisations. These must be relevant to your practising certificate.	Actual hours per seminar/workshop (excluding any hours not relating to safety and health of your statutory function). Rule: this type of learning cannot account for more than half (50%) of the total formal hours required over the five years or of the total formal hours claimed to satisfy the total hours required.
2) Successfully completing formal training courses delivered externally by an organisation.	Actual hours.
3) Completing study or training towards tertiary qualifications including degrees and industry training qualifications that are prerequisites for NSW certificates of competence examinations.	Rule: this type of learning cannot account for more than half (50%) of the total formal hours required over the five years or of the total formal hours you claim to satisfy the total hours required.
4) Attending in-house formal training courses conducted within an organisation. Note: excludes meeting time for non-training content.	Actual hours. Rule: this type of learning cannot account for more than half (50%) of the total formal learning hours required over the five years or of the total formal hours claimed to satisfy the total hours required.
5) Attending equipment manufacturer's formal training courses.	Actual hours up to a maximum of four hours per year.
6) Attending Mines Rescue Brigades person formal training courses or similar.	Actual hours up to a maximum of four hours per year.
Recognised types of informal learning	Claimable hours for informal learning
1) Reading publications such as (but not limited to): <ul style="list-style-type: none"> • technical articles • technical publications • conference papers • presentations 	Actual hours up to a maximum of four hours per year.

2) Relevant field trips to maintain competency for your statutory function, e.g. visiting other mines to see alternative mining methods.	Actual hours up to a maximum of two hours per field trip. Up to a maximum of two field trips (four hours total) per year.
3) Delivering, or participating in, workplace mentoring related to health and safety topics that is recorded in training records for the worker(s) involved or reports.	Actual hours up to a maximum of four hours per year.
4) Participation in emergency response exercises or drills.	Actual hours up to a maximum of four hours per year.
5) Organised meetings / sessions between mines/mine operators to share learnings, e.g. incidents.	Actual hours up to a maximum of four hours per year for participating in or delivering.
6) Attending industry expos, relevant to health and safety for the maintenance of competence.	Actual hours up to a maximum of four hours per year.
7)) Mines Rescue Brigades person exercises.	Actual hours up to a maximum of four hours per year.
8) Participation in high level risk assessments (does not include day to day activities involving task focused risk assessment such as Take 5, JSA).	Actual hours up to a maximum of four hours per year.
9) Development or review of principal mining hazard management plans, or principal control plans.	Actual hours up to a maximum of four hours per year.
10) Participation in conducting investigation/s into incidents reportable under WHS legislation.	Actual hours up to a maximum of four hours per year.
11) Attending industry representative meetings, such as (but not limited to): <ul style="list-style-type: none"> • advisory groups • industry or specialist boards • panels of examiners membership • technical committees 	Actual hours (excluding administration and travel time).
12) Delivering industry seminars / workshops.	Actual hours per seminar / workshop (excluding travelling time and any other non-related activity).
13) Delivering in-house formal training courses	Actual hours up to a maximum of four hours per year.
14) Interactions between regulator staff and individuals for information and education programs. For example: attendance at meetings, mine site assessments or information sessions.	Actual hours up to a maximum of four hours per year.

Criteria for types of learning

(I) Formal training courses

In order to be eligible to claim formal learning hours from undertaking a formal training course, the holder must obtain from the training provider evidence that the course meets the following criteria:

- The course content, with or without learning objectives are documented, current and relevant to the holder's statutory function,
- The length of the course, including start and finish times are documented.
- The person(s) delivering or designing the course (including face to face, online or correspondence courses) has appropriate technical and/or educational ability, experience and qualifications relevant to the course.

The above evidence obtained by the holder should be retained in either in the holder's logbook or in separate documentation.

(ii) Tertiary qualifications

Tertiary qualifications refer to any post school qualification recognised under the Australian Qualifications Framework (AQF).

If the holder is completing a tertiary qualification, they can claim study from a course that is relevant to WHS and the statutory function(s) on their practising certificate, such as:

- face to face, electronic or other form of direct interaction between the holder and the training institution
- completing required assessments either individually or as a group that involve studying and application of learning
- required reading of information or attending field excursions for the qualification.

(iii) Mutual recognition practising certificates

If a holder has a NSW practising certificate in recognition of their interstate or New Zealand certificate of competence, the holder must comply with the requirements for the maintenance of competency scheme as part of the condition on their NSW Practising certificate.

Persuant to section 136 of the *Mining Act 1992* and section 16 of the *Petroleum (Onshore) Act 1991*

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(APP-2022-235)

No. 6555, AUSTRALIAN CONSOLIDATED GOLD HOLDINGS PTY LTD (ACN 619 975 405), area of 40 units, for Group 1, dated 9 November 2022. (Cobar Mining Division).

(APP-2022-236)

No. 6556, AUSTRALIAN CONSOLIDATED GOLD HOLDINGS PTY LTD (ACN 619 975 405), area of 83 units, for Group 1, dated 9 November 2022. (Wagga Wagga Mining Division).

(APP-2022-231)

No. 6557, ASPEN MINERALS PTY LTD (ACN 663622053), area of 66 units, for Group 1, dated 10 November 2022. (Coffs Harbour Mining Division).

(APP-2022-230)

No. 6558, RICHARD HINE, area of 16 units, for Group 1, dated 10 November 2022. (Sydney Mining Division).

(APP-2022-238)

No. 6559, GILMORE METALS PTY LTD (ACN 617943227), area of 161 units, for Group 1, dated 10 November 2022. (Wagga Wagga Mining Division).

(APP-2022-237)

No. 6560, GREENPOWER GOLD PTY LTD (ACN 003762294), area of 91 units, for Group 1, dated 11 November 2022. (Orange Mining Division).

(APP-2022-244)

No. 6561, ALKANE RESOURCES LTD (ACN 000 689 216), area of 12 units, for Group 1, dated 15 November 2022. (Orange Mining Division).

(APP-2022-245)

No. 6562, ALKANE RESOURCES LTD (ACN 000 689 216), area of 10 units, for Group 1, dated 15 November 2022. (Orange Mining Division).

(APP-2022-247)

No. 6563, AUSTRALIAN GOLD AND COPPER LTD (ACN 633 936 526), area of 31 units, for Group 1, dated 15 November 2022. (Orange Mining Division).

(APP-2022-248)

No. 6564, TGC RESOURCES PTY LTD (ACN 658469348), area of 8 units, for Group 1 and Group 2, dated 16 November 2022. (Inverell Mining Division).

(APP-2022-249)

No. 6565, COBAR MANAGEMENT PTY LIMITED (ACN 083171546), area of 46 units, for Group 1, dated 16 November 2022. (Cobar Mining Division).

(APP-2022-253)

No. 6566, ROX 1 PTY LTD (ACN 649500916), area of 59 units, for Group 1, dated 21 November 2022. (Broken Hill Mining Division).

(APP-2022-260)

No. 6567, TRK RESOURCES PTY LTD (ACN 116543081), area of 50 units, for Group 1, dated 21 November 2022. (Cobar Mining Division).

(APP-2022-261)

No. 6568, JAMIESON MINERALS PTY LTD (ACN 165056333), area of 30 units, for Group 1, dated 21 November 2022. (Orange Mining Division).

(APP-2022-259)

No. 6569, ALLEGRO RESOURCES LIMITED (ACN 659685293), area of 30 units, for Group 1, dated 22 November 2022. (Sydney Mining Division).

(APP-2022-258)

No. 6570, ALLEGRO RESOURCES LIMITED (ACN 659685293), area of 46 units, for Group 1, dated 22 November 2022. (Wagga Wagga Mining Division).

(APP-2022-263)

No. 6571, JAMIESON MINERALS PTY LTD (ACN 165056333), area of 61 units, for Group 1, dated 22 November 2022. (Orange Mining Division).

MINING LEASE APPLICATION

(APP-2022-227)

No. 622, REGIONAL QUARRIES AUSTRALIA PTY LIMITED (ACN 602653029), area of about 6.479 hectares, to mine for chert, dated 4 November 2022. (Orange Mining Division).

NOTICE is given that the following applications have been granted:

EXPLORATION LICENCE APPLICATIONS

(APP-2022-117)

No. 6488, now Exploration Licence No. 9494, QUONDONG MINERALS PTY LTD (ACN 147 063 698), County of Menindee, Map Sheet (7133, 7233), area of 12 units, for Group 1 and Group 2, dated 18 November 2022, for a term until 18 November 2024.

(APP-2022-100)

No. 6491, now Exploration Licence No. 9491, LASSETER GOLD PTY LTD (ACN 139 612 427), County of Yungnulgra, Map Sheet (7436, 7536), area of 130 units, for Group 1, dated 10 November 2022, for a term until 10 November 2026.

(APP-2022-127)

No. 6492, now Exploration Licence No. 9492, LASSETER GOLD PTY LTD (ACN 139 612 427), County of Yungnulgra, Map Sheet (7435, 7535), area of 110 units, for Group 1, dated 10 November 2022, for a term until 10 November 2026.

(APP-2022-128)

No. 6493, now Exploration Licence No. 9493, LASSETER GOLD PTY LTD (ACN 139 612 427), County of Yungnulgra, Map Sheet (7436), area of 12 units, for Group 1, dated 10 November 2022, for a term until 10 November 2026.

(APP-2022-141)

No. 6505, now Exploration Licence No. 9490, FORGE MINERALS PTY LTD (ACN 121 258 713), Map Sheet (8937), area of 13 units, for Group 1, dated 10 November 2022, for a term until 10 November 2025.

(APP-2022-164)

No. 6518, now Exploration Licence No. 9486, FMG RESOURCES PTY LTD (ACN 095 546 428), Counties of Arrawatta, Clive and Gough, Map Sheet (9139, 9239), area of 125 units, for Group 1, dated 8 November 2022, for a term until 8 November 2025.

(APP-2022-164)

No. 6518, now Exploration Licence No. 9487, FMG RESOURCES PTY LTD (ACN 095 546 428), Counties of Arrawatta, Clive and Gough, Map Sheet (9239), area of 66 units, for Group 1, dated 8 November 2022, for a term until 8 November 2025.

(APP-2022-164)

No. 6518, now Exploration Licence No. 9488, FMG RESOURCES PTY LTD (ACN 095 546 428), Counties of Arrawatta, Clive and Gough, Map Sheet (9239), area of 98 units, for Group 1, dated 8 November 2022, for a term until 8 November 2025.

(APP-2022-165)

No. 6520, now Exploration Licence No. 9489, NIMROD RESOURCES LIMITED (ACN 130 842 063), County of Cowper, Map Sheet (8036, 8136, 8137), area of 439 units, for Group 1, dated 8 November 2022, for a term until 8 November 2025.

NOTICE is given that the following applications have been withdrawn:

EXPLORATION LICENCE APPLICATIONS

(APP-2022-244)

No. 6561, ALKANE RESOURCES LTD (ACN 000 689 216), County of Georgiana and County of Westmoreland, Map Sheet (8830). Withdrawal took effect on 16 November 2022.

(APP-2022-245)

No. 6562, ALKANE RESOURCES LTD (ACN 000 689 216), County of Georgiana and County of Westmoreland, Map Sheet (8830). Withdrawal took effect on 16 November 2022.

NOTICE is given that the following applications for renewal have been received:

(REN-2022-284)

Exploration Licence No. 5645, ARGENT (KEMPFIELD) PTY LTD (ACN 155759550), area of 3 units. Application for renewal received 15 November 2022.

(REN-2022-308)

Exploration Licence No. 6481, GOSLING CREEK PTY. LIMITED (ACN 115 351 981), area of 9 units. Application for renewal received 17 November 2022.

(REN-2022-292)

Exploration Licence No. 8214, ST BARBARA LIMITED (ACN 009 165 066), area of 42 units. Application for renewal received 22 November 2022.

(REN-2022-285)

Exploration Licence No. 8323, ORANGE MINERALS (NSW) PTY LTD (ACN 645 544 761), area of 60 units. Application for renewal received 19 November 2022.

(REN-2022-302)

Exploration Licence No. 8674, SIOUVILLE PTY LTD (ACN 009263987), area of 105 units. Application for renewal received 15 November 2022.

(REN-2022-300)

Exploration Licence No. 8675, PANDA MINING PTY LTD (ACN 137548237), area of 27 units. Application for renewal received 11 November 2022.

(REN-2022-293)

Exploration Licence No. 8926, LEGACY MINERALS PTY LTD (ACN 622 746 187), area of 15 units. Application for renewal received 17 November 2022.

(REN-2022-306)

Coal Lease No. 584 (Act 1973), COAL & ALLIED OPERATIONS PTY LTD (ACN 000023656) AND ANOTERO PTY LIMITED (ACN 618503674), area of 101 hectares. Application for renewal received 17 November 2022.

(REN-2022-96)

Mining Lease No. 554 (Act 1973), MONTORO ROOFING PTY LIMITED (ACN 002944694), area of 57.2 hectares. Application for renewal received 17 November 2022.

(REN-2022-307)

Mining Lease No. 1526 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000023656) AND ANOTERO PTY LIMITED (ACN 618503674), area of 11.43 hectares. Application for renewal received 17 November 2022.

(REN-2022-297)

Mining Lease No. 1580 (Act 1992), GLENCORE NEWPAC PTY LIMITED (ACN 115852438), area of 2.93 hectares. Application for renewal received 9 November 2022.

(REN-2022-299)

Mining Lease No. 1667 (Act 1992), GLENCORE NEWPAC PTY LIMITED (ACN 115852438), area of 63.2 hectares. Application for renewal received 9 November 2022.

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(REN-2022-243)

Exploration Licence No. 5527, NICO YOUNG PTY LTD (ACN 132 050 205), Counties of Bland and Monteagle, Map Sheet (8529), area of 9 units, for a further term until 6 October 2025. Renewal effective on and from 8 November 2022.

(REN-2022-249)

Exploration Licence No. 6001, PEREGRINE MINERAL SANDS PTY LTD (ACN 009307591), Counties of Caira and Taila, Map Sheet (7528, 7529), area of 62 units, for a further term until 30 September 2024. Renewal effective on and from 21 November 2022.

(REN-2022-251)

Exploration Licence No. 6315, BLUE JACKET MINING PTY LIMITED (ACN 109 556 247), Counties of Bathurst and Georgiana, Map Sheet (8730), area of 21 units, for a further term until 7 October 2026. Renewal effective on and from 21 November 2022.

(REN-2022-248)

Exploration Licence No. 6465, SCORPIO RESOURCES PTY LTD (ACN 109 158 769), Counties of Fitzroy and Gresham, Map Sheet (9337, 9437), area of 27 units, for a further term until 29 September 2025. Renewal effective on and from 13 November 2022.

(REN-2022-244)

Exploration Licence No. 6638, TRONOX MINING AUSTRALIA LIMITED (ACN 009 247 858), County of Caira, Map Sheet (7528, 7529, 7628), area of 35 units, for a further term until 25 September 2024. Renewal effective on and from 21 November 2022.

(TMS-REN-561)

Exploration Licence No. 7517, SHOALHAVEN COAL PTY LTD (ACN 070 863 893), Counties of Cook and Roxburgh, Map Sheet (8931), area of 1803 hectares, for a further term until 16 April 2025. Renewal effective on and from 23 November 2022.

(REN-2022-236)

Exploration Licence No. 7975, BC EXPLORATION PTY LTD (ACN 144885165), County of Georgiana, Map Sheet (8830), area of 6 units, for a further term until 11 October 2025. Renewal effective on and from 10 November 2022.

(REN-2022-260)

Exploration Licence No. 7982, SANDFIRE RESOURCES LIMITED (ACN 105 154 185), County of Bland, Map Sheet (8429, 8430), area of 19 units, for a further term until 18 October 2028. Renewal effective on and from 21 November 2022.

(REN-2022-206)

Exploration Licence No. 8638, COOLABAH METALS LIMITED (ACN 652352228), Counties of Flinders and Mouramba, Map Sheet (8134), area of 66 units, for a further term until 31 August 2027. Renewal effective on and from 13 November 2022.

(REN-2022-196)

Exploration Licence No. 8651, YELTARA PROSPECTING AND MINING CO PTY LTD (ACN 099 558 915), County of Evelyn, Map Sheet (7238), area of 17 units, for a further term until 26 September 2027. Renewal effective on and from 21 November 2022.

(TMS-REN374)

Gold Lease No. 3959 (Act 1906), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 5.01 hectares, for a further term until 8 February 2043. Renewal effective on and from 10 November 2022.

(TMS-REN376)

Gold Lease No. 3980 (Act 1906), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 1.619 hectares, for a further term until 29 March 2041. Renewal effective on and from 10 November 2022.

(TMS-REN363)

Mining Lease No. 961 (Act 1973), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 67.12 hectares, for a further term until 9 December 2042. Renewal effective on and from 14 November 2022.

(TMS-REN375)

Mining Lease No. 972 (Act 1973), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Cooney, County of Sandon; and Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 153.5 hectares, for a further term until 6 January 2043. Renewal effective on and from 14 November 2022.

(TMS-REN404)

Mining Lease No. 1026 (Act 1973), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Cooney, County of Sandon; and Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 97.94 hectares, for a further term until 8 December 2042. Renewal effective on and from 14 November 2022.

(TMS-REN266)

Mining Lease No. 1348 (Act 1992), GLENCORE NEWPAC PTY LIMITED (ACN 115852438), Parish of Ravensworth, County of Durham; and Parish of Vane, County of Durham, Map Sheet (9133-3-S), area of 701.8 hectares, for a further term until 3 June 2033. Renewal effective on and from 4 November 2022.

(REN-2022-12)

Mining Lease No. 1349 (Act 1992), GLENCORE NEWPAC PTY LIMITED (ACN 115852438), area of 1931 hectares, for a further term until 31 December 2044. Renewal effective on and from 1 January 2024.

(TMS-REN70)

Mining Lease No. 1465 (Act 1992), COAL & ALLIED OPERATIONS PTY LTD (ACN 000023656) AND ANOTERO PTY LIMITED (ACN 618503674), Parish of Lemington, County of Hunter; and Parish of Warkworth, County of Northumberland, Map Sheet (9132-4-N), area of 67.55 hectares, for a further term until 21 February 2042. Renewal effective on and from 7 November 2022.

(REN-2021-50)

Mining Lease No. 1488 (Act 1992), SHOALHAVEN COAL PTY LTD (ACN 070 863 893), Parish of Cullen Bullen, County of Roxburgh, Map Sheet (8931-3-N), area of 94.2 hectares, for a further term until 20 June 2033. Renewal effective on and from 15 November 2022.

(REN-2022-73)

Mining Lease No. 1510 (Act 1992), DENDROBIUM COAL PTY LTD (ACN 098 744 088), area of 44.03 hectares, for a further term until 22 April 2044. Renewal effective on and from 24 April 2023.

(TMS-REN378)

Private Lands Lease No. 416 (Act 1924), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 4022 square metres, for a further term until 20 December 2042. Renewal effective on and from 17 November 2022.

(TMS-REN381)

Private Lands Lease No. 661 (Act 1924), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 15.96 hectares, for a further term until 27 July 2042. Renewal effective on and from 17 November 2022.

(TMS-REN362)

Private Lands Lease No. 3827 (Act 1906), HILLGROVE MINES PTY LTD (ACN 102 660 506), Parish of Metz, County of Sandon, Map Sheet (9236-1-N), area of 1.95 hectares, for a further term until 21 August 2041. Renewal effective on and from 17 November 2022.

APPLICATIONS TO TRANSFER RECEIVED

Notice is given that the following applications to transfer have been received:

(TRF-2022-49)

BLACK DRAGON ENERGY (AUS) PTY LTD (ACN 160804062) has applied for approval to transfer Exploration Licence No. 9121 to TECHGEN NSW PTY LTD (ACN 659809926). Application received 22 November 2022.

(TRF-2022-48)

GILMORE METALS PTY LTD (ACN 617943227) has applied for approval to transfer Exploration Licence No. 9423 to REELITH RESOURCES PTY LTD (ACN 663031230). Application received 10 November 2022.

REQUESTED CANCELLATIONS

Notice is given that the following authorities have been cancelled:

(CAN-2022-30)

Exploration Licence No. 9017, SHREE MINERALS LTD (ACN 130618683), County of Roxburgh, Map Sheet (8831), area of 58 units. Cancellation took effect on 18 November 2022.

(CAN-2022-30)

Exploration Licence No. 9310, SHREE MINERALS LTD (ACN 130618683), County of Clarendon, Map Sheet (8527), area of 4 units. Cancellation took effect on 18 November 2022.

PART CANCELLATIONS

Notice is given that the following authorities have been cancelled in part:

(PCN-2021-8)

Consolidated Coal Lease No. 768 (Act 1973), ILLAWARRA COAL HOLDINGS PTY LTD (ACN 093857286), Parish of Banksia, County of Camden; Parish of Banksia, County of Camden; Parish of Cordeaux, County of Camden; Parish of Cordeaux, County of Camden; Parish of Dendrobium, County of Camden; Parish of Dendrobium, County of Camden; Parish of Kembla, County of Camden; Parish of Kembla, County of Camden; Parish of Wallandoola, County of Camden; Parish of Wallandoola, County of Camden; Parish of Wollongong, County of Camden; Parish of Wollongong, County of Camden; Parish of Woonona, County of Camden; and Parish of Woonona, County of Camden, Map Sheet (9029-2-N, 9029-2-N, 9029-2-S, 9029-2-S, 9029-3-N, 9029-3-N, 9029-3-S, 9029-3-S).

Description of area cancelled:

An area of .3 square kilometres. For further information contact Assessments and Systems.

Part cancellation took effect on 8 November 2022.

The authority now embraces an area of 185.3 square kilometres.

(TMS-PCN47)

Petroleum Production Lease No. 1 (Act 1991), AGL UPSTREAM INVESTMENTS PTY LIMITED (ACN 115 063 744), Parish of Camden, County of Camden, Map Sheet (9029-4-N, 9029-4-S).

Description of area cancelled:

An area of 41.66 square kilometres. For further information contact Assessments and Systems.

Part cancellation took effect on 11 November 2022.

The authority now embraces an area of 6.34 square kilometres.

(PCN49)

Petroleum Production Lease No. 5 (Act 1991), AGL UPSTREAM INVESTMENTS PTY LIMITED (ACN 115 063 744), Parish of Camden, County of Camden; Parish of Cook, County of Cumberland; Parish of Menangle, County of Cumberland; Parish of Narellan, County of Cumberland; and Parish of St Peter, County of Cumberland, Map Sheet (9029-1-N, 9029-4-N).

Description of area cancelled:

An area of 67.65 square kilometres. For further information contact Assessments and Systems.

Part cancellation took effect on 10 November 2022.
The authority now embraces an area of 34.75 square kilometres.

(TMS-PCN47)

Petroleum Production Lease No. 1, AGL UPSTREAM INVESTMENTS PTY LIMITED (ACN 115 063 744).

Description of area cancelled:

An area of 41.66 square kilometres. For further information contact Assessments and Systems.

Part cancellation took effect on 11 November 2022.
The authority now embraces an area of 6.34 square kilometres.

(PCN49)

Petroleum Production Lease No. 5, AGL UPSTREAM INVESTMENTS PTY LIMITED (ACN 115 063 744).

Description of area cancelled:

An area of 67.65 square kilometres. For further information contact Assessments and Systems.

Part cancellation took effect on 10 November 2022.
The authority now embraces an area of 34.75 square kilometres.

Fisheries Management (Tweed Cultural Fishing Local Management Plan Special Approval) Order 2022

under the

Fisheries Management Act 1994

I, Dugald Saunders, Minister for Agriculture, make this order under section 37(1)(d) and section 37(3)(b) of the *Fisheries Management Act 1994*.

Dated: 21 November 2022

DUGALD SAUNDERS
Minister for Agriculture

Part 1 Preliminary

1. Name of Order

This order is the *Fisheries Management (Tweed Cultural Fishing Local Management Plan Special Approval) Order 2022*.

2. Commencement and duration

- (1) This order commences on the date it is published in the *NSW Government Gazette*.
- (2) This order will remain in force for 2 years commencing on the date of publication.

3. Definitions

- (1) In this order:

ALR Act means the *Aboriginal Land Rights Act 1983*.

daily limit has the meaning given in section 17(1) of the Act.

DDG DPI Fisheries means the senior executive employed in the Department under the *Government Sector Employment Act 2013* holding the office of the Deputy Director General DPI Fisheries.

Department means Department of Regional NSW.

Local Aboriginal Land Council means a Local Aboriginal Land Council constituted under the ALR Act for a Local Aboriginal Land Council Area.

possession limit has the meaning given in section 17A(2) of the Act.

the Act means the *Fisheries Management Act 1994*.

the Regulation means the Fisheries Management (General) Regulation 2019.

Tweed Byron Local Aboriginal Land Council Area means the area shown in the Notification of Constitution of an Area as a Local Aboriginal Land Council Area published in the NSW Government Gazette No. 82 of 17 May 1985 at page 2135.

Tweed LMP means the Tweed Aboriginal Cultural Fishing Local Management Plan (Trial Plan) published in November 2022.

TLCF means an Aboriginal person whose name is listed in the TLCF Register as a Tweed Local Cultural Fisher.

TLMP Area – see clause 5.

TLCF number means the number assigned to a TLCF in the TLCF Register, which is shown on any identification card issued to the TLCF under the Tweed LMP.

TLCF Register means the register of TLCF maintained by the Department for the purposes of administering the Tweed LMP

- (2) Words and expressions in this order have the same meaning as they have in the Regulation, unless otherwise specified in this order.

4. Persons to whom this Order applies

- (1) This order applies to a TLCF.
- (2) The name of an Aboriginal person will be listed in the TLCF Register if, at any time while this order is in force, the person:
- (a) is automatically eligible to be a TLCF or applies to the DDG DPI Fisheries to be an TLCF, and
 - (b) is approved as a TLCF by the DDG DPI Fisheries.
- (3) An Aboriginal person is automatically eligible to be a TLCF if that person is in a category and meets the criteria in the Table:

Table

Category	Criteria
Local Aboriginal Land Council Membership	The person is a member of the Tweed Byron Local Aboriginal Land Council and their name is on the membership role of that Local Aboriginal Land Council maintained under the ALR Act.
Child	1. The person is less than 18 years of age and is: <ul style="list-style-type: none">(a) a child of a TLCF by blood, marriage, de-facto marriage, adoption, step, fostering or kinship care who is usually resident in the same household as the TLCF, or

	<p>(b) a child of a TLCF by blood, marriage, de-facto marriage, adoption, step, fostering or kinship care who is not usually resident in the same household as the TLCF because of parental separation.</p> <p>2. The person is less than 18 years of age and is a lineal descendant of a TLCF such as a grandchild, great-grandchild or great-great-grandchild of a TLCF.</p>
Young adult	The person has turned 18 years of age after the date on which this order commenced and was automatically eligible to be a TLCF as a child before they turned 18 years of age.

- (4) An Aboriginal person may apply to the DDG DPI Fisheries to be a TLCF if:
- (a) the person resides in the TLMP Area, or
 - (b) the person does not reside in the TLMP Area, but the person has a community or cultural connection to the TLMP Area.

5. Waters in which this order applies

- (1) This order applies to the TLMP Area.
- (2) The ***TLMP Area*** is the that part of the Tweed Byron Local Aboriginal Land Council Area north of the northern bank of the Brunswick River:
 - (a) commencing at the easternmost point of the northern training wall of the Brunswick River to the eastern junction of the Brunswick River and Marshalls Creek, following a straight line to the western junction of the Brunswick River and Marshalls Creek and then following the northern bank of the Brunswick River westward until the foothills of the Border Ranges:
 - (i) above mean high water mark, for tidal waters, and
 - (ii) above the top of the river bank, for non-tidal waters, and
 - (b) following the foothills of the Border Ranges northward to the Queensland and New South Wales border in the Tyalgum Creek area, and
 - (c) following the Queensland and New South Wales border eastward to Point Danger, and
 - (d) ocean waters within the coastal waters of New South Wales:
 - (i) south of the Queensland and New South border, following the state territorial line from the intersection of the Queensland and New South Wales coastal border at Point Danger, and its prolongation to the 3 nautical mile State waters limit, and
 - (ii) north of a line running directly eastward from the end of the northern training wall of the Brunswick River.
- (3) The TLMP Area includes the whole of the Tweed River, Cudgen Creek, Cudgera Creek, Mooball Creek, Marshalls Creek and all associated creeks, bays and tributaries.

- (4) This order does not apply to any lands or waters contained in the Native Title Determination, *Bundjalung People of Byron Bay #3* (NC2001/008).

Note: The **coastal waters of the State** are defined in section 58 of the *Interpretation Act 1987*. Generally speaking, coastal waters extend to the waters of the sea within 3 nautical miles of the natural coastline at mean low water.

Ocean waters are defined in clause 3 of the Regulation to mean waters east of the natural coastline of New South Wales.

6. Aboriginal cultural fishing

- (1) This order authorises a TLCF:
- (a) to take and possess fish for the purposes of Aboriginal cultural fishing, and
 - (b) to carry out the fishing activities described in the order for the purposes of Aboriginal cultural fishing.
- (2) This order does not authorise a TLCF to take fish for sale from the TLMP Area.

Note: This order does not authorise any fishing activity that is prohibited in a marine park by the *Marine Estate Management Act 2014* and the Marine Estate Management (Management Rules) Regulation 1999, even if that activity is for **traditional use** (as defined in the Marine Estate Management (Management Rules) Regulation 1999).

Part 2 Special Approvals – Bag limits

7. Bag limits

- (1) The daily limit and possession limit for a species of fish are specified in the Tables in Schedule 1 to this order.
- (2) Despite clause 8 of the Regulation, a TLCF may on any day, take no more of a species of fish than the daily limit specified in a Table in Schedule 1.
- (3) Despite clause 9 of the Regulation, a TLCF may possess no more of a species of fish than the possession limit specified in a Table in Schedule 1, when the TLCF is in or on or adjacent to any waters or is transporting or storing the fish.
- (4) Despite clause 10(1) of the Regulation, for any species of marine or estuarine fish (including marine or estuarine invertebrates or tunicates) not specified in Schedule 1 to this order:
- (a) the daily limit of that species is 40, and
 - (b) the possession limit of fish of that species (when the person in possession is in or on or adjacent to waters or is transporting or storing the fish) is 40.
- (5) Despite clause 10(2) of the Regulation, for any species of native freshwater fish (other than invertebrates) not included in Schedule 1 to this order:
- (a) the daily limit of fish of that species is 20, and
 - (b) the possession limit of fish of that species (when the person in possession is in or on or adjacent to waters or is transporting or storing the fish) is 20.

Part 3 Special Approvals – Fishing gear and fishing activities

8. Lawful use and possession of nets or traps

- (1) For the purposes of section 24 of the Act, the use by a TLCF to take fish using fishing gear described in this Part is a lawful use of that gear.
- (2) For the purposes of section 25 of the Act, a TLCF may possess fishing gear as described in this Part.

9. Fishing gear – traditional methods

- (1) Despite Part 3 of the Regulation, it is lawful for a TLCF to take fish in the TLMP Area using the methods described in the Table to this clause, subject to the conditions in the Table.

Table

Method	Description	Conditions
Traditional woven net or trap	A fish trap in the form of a basket trap, hand-held net, baited cane and weir (stick barrier) trap constructed of natural or synthetic fibres and materials based on traditional construction and weaving techniques used for both constructing and mending traps or nets.	A TLCF must: <ol style="list-style-type: none"> (a) be in the immediate vicinity of the traditional woven net or trap, or (b) must indicate the position of the traditional woven net or trap with a buoy that displays the letters “CFCT” and their TLCF number.
Stone trap	Rock pools working as natural tidal fish traps where fish caught in the pools can be collected or speared. Natural or constructed stone weirs designed to trap fish in shallow lagoon that existed on the date this order commenced. Note: This order does not authorise the construction of new stone weirs.	A TLCF may only use a stone trap in locations where they have historically been used for cultural fishing.
Foam bark	Using <i>J pseudorhus</i> (commonly named foambark) growing naturally in the Tweed Byron region, as a de-oxygenator of waterway pools to temporarily suffocate fish to enable easier catching	A TLCF may only use foam bark:

Method	Description	Conditions
		(a) to teach and pass on cultural knowledge, and (b) for ceremonial purposes.
Crab wire	An implement made from a small-diameter, round, steel bar, with one end bent into a right-angle hook, which is hooked behind the crab to drag within reach of hand capture.	A TLCF must use no more than 2 crab wires at any time

- (2) Despite section 219 of the Act, a TLFC is permitted to use a stone trap to create an obstruction so that fish will or could be blocked, left stranded or their free passage obstructed.
- (3) Despite clause 50 of the Regulation, it is lawful for a TLCF to hook a crab using a crab wire, but the crab wire must not penetrate the crab's shell or otherwise damage or harm the crab.
- (4) Despite clause 83 of the Regulation, a TLCF may use foam bark for the purposes of taking, disturbing, injuring or otherwise harming fish in the TLMP Area.

Note: This clause does not authorise any fishing activity that is likely to result in harm to a threatened species, population or ecological community, damage to critical habitat or damage to a habitat of a threatened species, population or ecological community.

10. Fishing gear – lawful recreational nets

- (1) Despite clauses 29(1)(b) and 59 of the Regulation, it is lawful for a TLCF to use 2 spanner crab nets in the ocean waters of the TLCF Area if, when using the net to take spanner crab if:
 - (a) the TLCF complies with all the conditions in clause 29(1)(a) and (c), and
 - (b) the TLCF displays their TLCF number and “SN” on the buoy instead of the information required by clause 29(1)(c)(v).
- (2) Despite clauses 30(1)(b)(i) and 59 of the Regulation, it is lawful for a TLCF to use 6 hoop or lift nets at any time when fishing in the any waters (other than ocean waters) in the TLMP Area if:
 - (a) the TLCF complies with the conditions in clause 30(1)(a) and (c), and
 - (b) when using the hoop or lift net, the TLCF displays their TLCF number and “HN” on the buoy, instead of the information required by clause 30(1)(c)(v).
- (3) Despite clause 34 of the Regulation, it is lawful for a TLCF to use a dip or scoop net (prawns) to land prawns and other fish in inland waters of the TLMP Area.
- (4) Despite clause 35 of the Regulation, it is lawful for a TLCF to use one hand-hauled yabby net for taking yabbies in all inland waters in the TLMP Area.

11. Fishing gear – cast nets

- (1) Despite Part 3 of the Regulation, it is lawful for a TLCF to use a cast net to take fish in all waters (other than inland waters), if:
 - (a) the length of the net does not exceed 3.7m from the point of rope attachment to the rest of the net, the net lead line or the bottom of the lowest pocket of the net, and
 - (b) the mesh size does not exceed 28 millimetres.
- (2) A TLCF must not:
 - (a) stake or set a cast net,
 - (b) join a cast net to another net, or
 - (c) place a cast net together with another net.
- (3) In this clause, **cast net** means a circular net that:
 - (a) is weighted around its outside, and
 - (b) has a rope attached to its centre to allow the net to be cast and retrieved.
- (4) The length of a cast net is the greater of the distances between the point where the net's cord or rope is attached to the rest of the net and the following:
 - (a) the net's lead line; and
 - (b) the bottom of the net's lowest pocket.

12. Fishing gear – lawful traps

- (1) Despite clauses 38(1)(b) and 59 of the Regulation, it is lawful for a TLCF to use 2 recreational lobster traps for taking rock lobster at any one time, if:
 - (a) the TLCF complies with the conditions in clause 38(1)(a)(i)-(iv), and
 - (b) the TLCF displays the person's TLCF number and "LT", instead of the information required by clause 38(1)(a)(v).
- (2) Despite clauses 39(1)(c) and 59 of the Regulation, it is lawful for a TLCF to use 5 traps for taking crabs at any one time if:
 - (a) the TLCF complies with the conditions in clause 39(1)(a), (b) and (d), and
 - (b) the TLCF displays the person's TLCF number and "CT", instead of the information required by clause 39(1)(a)(v).
- (3) Despite clauses 42(1)(a) and 59 of the Regulation, it is lawful for a TLCF to use a shrimp trap if:
 - (a) the TLCF complies with the conditions in clause 42(1)(a)(i) and (ii), and
 - (b) the TLCF displays the person's TLCF number and "ST", instead of the information required by clause 42(1)(a)(iii).

Note: The Marine Estate Management (Management Rules) Regulation 1999 prohibits the use of traps for taking crabs (crab traps) in those parts of Marshalls Creek that are part of the Brunswick River habitat protection zone in the Cape Byron Marine Park.

13. Fishing gear – lawful hand held lines

Despite clauses 43(1)(a) and 43(4)(a) of the Regulation, it is lawful for a TLCF to use 6 hand held lines in any waters in the TLMP Area if the TLCF complies with all other conditions in clause 43.

14. Fishing gear – other fishing gear – spear guns

- (1) Despite clause 52(1) of the Regulation, it is lawful for a TLCF to use a spear gun for the purpose of taking fish from:
 - (a) Cudgen Creek, Cudgera Creek, Mooball Creek and the Tweed River, and
 - (b) ocean beaches within the TLMP Area, including the 20 metres at each extremity of each ocean beach.
- (2) Each day, a TLCF must not take more than 1 of the species of fish *Achoerodus viridis* (Eastern blue groper, Blue groper, Brown groper, Red groper) using a spear gun.
- (3) For the purposes of this clause, a **spear gun** means a spear or similar device and includes a traditional-style hand or rubber propelled straight shafted spear constructed of natural or synthetic materials with single spear point or prong, or multi-pronged head.

15. Other approvals – fishing activities

- (1) Despite clause 87 of the Regulation, a TLCF may shuck rock lobster and turban shell, and have shucked lobster and turban shell in their possession, in or on or within 100 metres of the high water mark of waters in the TLMP Area.
- (2) Despite clause 88 of the Regulation, a TLCF may shuck abalone, or have shucked abalone in their possession, in or on or within 100 metres of the high water mark of waters in the TLMP Area.

Note: This Order does not authorise a person to interfere with any set fishing gear while taking fish or marine vegetation.

Schedule 1 – Bag limits

Table 1 Fish – marine or estuarine

Common Name	Species	Daily limit	Possession limit
Australian Anchovy	<i>Engraulis australis</i>	350	350
Banded Rockcod Bass Groper/ Bass Grouper, Gemfish Hapuku, Hapuka Blue-eye Trevalla, Trevalla	<i>Epinephelus ergastularius Polyprion americanus Rexea solandri Polyprion oxygeneios Hyperoglyphe antarctica</i>	10 comprised of any single species or a combination of species, with a maximum of 4 Gemfish	15 comprised of any single species or a combination of species, with a maximum of 4 Gemfish
Billfish	Families <i>Xiphiidae</i> and <i>Istiophoridae</i>	2 of each species	2 of each species
Rock Blackfish	<i>Girella elevata</i>	30	40
Cobia	<i>Rachycentron canadum</i>	10	20
Australian Bonito	<i>Sarda australis</i>	20	40
Tarwhine	<i>Rhabdosargus sarba</i>	40	80
Yellowfin Bream	<i>Acanthopagrus australis</i>	40	65
Dusky Flathead, Common Flathead	<i>Platycephalus fuscus</i>	20	40
Black Bream, Southern Bream	<i>Acanthopagrus butcheri</i>	15	40
Bluespotted Flathead, Sand Flathead Tiger Flathead Flathead	<i>Platycephalus caeruleopunctatus Platycephalus richardsoni Platycephalus spp.</i>	60	80
Flounder Sole	Families <i>Bothidae</i> and <i>Pleuronectidae</i> Families <i>Cynoglossidae</i> and <i>Soleidae</i>	60	80
Eastern Sea Garfish	<i>Hyporhamphus australis</i>	60	80
Southern Shortfin Eel Longfin Eel	<i>Anguilla australis Anguilla reinhardtii</i>	40 40	40 40
Garfish (except Eastern Sea Garfish)	Family <i>Hemiramphidae</i>	150	150
Eastern Blue Groper, Blue Groper, Brown Groper, Red Groper	<i>Achoerodus viridis</i>	4	8
Largehead Hairtail, Hairtail	<i>Trichiurus lepturus</i>	4	8
Hardyhead, Silverfish	Family <i>Atherinidae</i>	30	30
Southern Herring	<i>Herklotsichthys castelnaui</i>	150	150
Yellowtail Kingfish	<i>Seriola lalandi</i>	15	20
Leatherjacket	Family <i>Monacanthidae</i>	40	80

Common Name	Species	Daily limit	Possession limit
Luderick, Blackfish	<i>Girella tricuspidata</i>	60	80
Blue Mackerel, Slimy Mackerel	<i>Scomber australasicus</i>	150	200
Spotted Mackerel Spanish Mackerel	<i>Scomberomorus munroi</i> <i>Scomberomorus commerson</i>	15 comprised wholly of any single species or a combination of species	15 comprised wholly of any single species or a combination of species
Mahi Mahi, Dolphinfish	<i>Coryphaena hippurus</i>	30	40
Mangrove Jack	<i>Lutjanus argentimaculatus</i>	10	15
Maray, Round Herring	<i>Etrumeus teres</i>	200	200
Banded Morwong	<i>Cheilodactylus spectabilis</i>	30	40
Jackass Morwong	<i>Nemadactylus macropterus</i>	30	40
Red Morwong, Sea Carp	<i>Cheilodactylus fuscus</i>	15	20
Grey Morwong, Rubberlip Morwong	<i>Nemadactylus douglasii</i>	30	40
Mullet	Family <i>Mugilidae</i>	60	90
Mulloway, Jewfish	<i>Argyrosomus japonicus</i>	10	20
Moses Snapper, Moses Perch	<i>Lutjanus russelli</i>	15	15
Pearl Perch	<i>Glaucosoma scapulare</i>	15	20
Australian Sardine, Pilchard	<i>Sardinops sagax</i>	350	350
Eastern Australian Salmon, Australian Salmon	<i>Arripis trutta</i>	15	20
Samsonfish, Amberjack	<i>Seriola hippos, Seriola dumerili</i>	15	20
Eastern Red Scorpionfish, Eastern Red Rockcod	<i>Scorpaena cardinalis</i>	15	20
Sharks and Rays (other than Wobbegongs)	All species (other than <i>Orectolobus</i> spp.)	15	20
Snapper (Garanggan)	<i>Chrysophrys auratus</i>	30	50
Blue Sprat, Bluebait	<i>Spratelloides robustus</i>	200	200
Sandy Sprat, Whitebait	<i>Hyperlophus vittatus</i>	300	300
Australian Sawtail, Sawtail Surgeon	<i>Prionurus microlepidotus</i>	10	20
Tailor	<i>Pomatomus saltatrix</i>	50	80

Common Name	Species	Daily limit	Possession limit
Teraglin	<i>Atractoscion aequidens</i>	10	20
Trevally	<i>Pseudocaranx georgianus</i> , <i>Caranx</i> spp.	40	80
Albacore, Albacore Tuna Bigeye Tuna Longtail Tuna Yellowfin Tuna	<i>Thunnus alalunga</i> <i>Thunnus obesus</i> <i>Thunnus tonggol</i> <i>Thunnus albacares</i>	15 comprised wholly of any single species or a combination of species	30 comprised wholly of any single species or a combination of species
Wahoo	<i>Acanthocybium solandri</i>	10	20
Wobbegong	<i>Orectolobus</i> spp.	1	1
Whiting	<i>Sillago</i> spp.	50	100
Yellowtail, Jack Mackerel	<i>Trachurus</i> spp.	100	100

Table 2 – Invertebrates – marine or estuarine

Common Name	Species	Daily limit	Possession limit
Blacklip Abalone, Abalone	<i>Haliotis rubra rubra</i>	15	30
Balmain Bug	<i>Ibacus peronii</i> , <i>Ibacus chacei</i>	40	40
Beachworm	Family <i>Onuphidae</i>	50	90
Cockle Blue Mussel, Mussel	<i>Anadara trapezia</i> <i>Mytilus galloprovincialis</i>	150 comprised wholly of any single species or a combination of species	300 comprised wholly of any single species or a combination of species
Pipi	<i>Donax deltooides</i>	150	250
Blue Swimmer Crab, Sand Crab	<i>Portunus armatus</i>	40	65
Mud Crab, Black Crab, Mangrove Crab	<i>Scylla serrata</i>	15	30
Spanner Crab	<i>Ranina ranina</i>	20	45
Soldier Crab	Family <i>Mictyridae</i>	100	200
Crab (except for Blue Swimmer Crab, Sand Crab, Mud Crab, Spanner Crab and Soldier Crab)	Subclass <i>Brachyura</i>	20 comprised wholly of any single species or a combination of species	40 comprised wholly of any single species or a combination of species
Cunjevoi	<i>Pyura</i> spp.	40	40
Eastern Rocklobster Southern Rocklobster	<i>Sagmariasus verreauxi</i> <i>Jasus edwardsii</i>	6 comprised wholly of any single species or a combination of species	10 comprised wholly of any single species or a combination of species
Tropical Rocklobster, Painted Rocklobster, Ornate Rocklobster	<i>Panulirus</i> spp. except <i>Panulirus cygnus</i>	6 comprised wholly of any single species or a combination of species	12 comprised wholly of any single species or a combination of species

Common Name	Species	Daily limit	Possession limit
Slipper Lobster Flat Lobster	<i>Scyllarides</i> spp.	5	10
Octopus	All species	30	60
Sydney Rock Oyster Pacific Oyster Native Oyster, Flat Oyster, Drift Oyster	<i>Saccostrea glomerata</i> <i>Crassostrea gigas</i> , <i>Magallana gigas</i> <i>Ostrea angasi</i>	The greater of 150 oysters or 20 litres, comprised wholly of any single species or a combination of species, with no more than 150 Pacific Oysters	The greater of 300 oysters or 40 litres, comprised wholly of any single species or a combination of species, with no more than 250 Pacific Oysters
Molluscs (except Squid, Octopus and Cuttlefish (class <i>Cephalopoda</i>) and any other Mollusc referred to in this Schedule)	Phylum <i>Mollusca</i>	60	85
Prawns	Family <i>Penaeidae</i> and <i>Macrobrachium</i> spp.	30 litres	60 litres
Saltwater nippers	Genus <i>Callinassa</i> and <i>Alpheus</i> spp.	100	100
Scallops	Family <i>Pectinidae</i>	150	300
Sea Urchin	Class <i>Echinoidea</i>	20	40
Squid	All species	60	85
Cuttlefish	All species	60	85
Worms (except Beachworms)	Class <i>Polychaeta</i> other than family <i>Onuphidae</i>	200	200
Sydney Turban Shell	<i>Lunella torquata</i>	40	80
Military Turban Shell	<i>Turbo militaris</i>	15	35

Table 3 – Fish - Freshwater or estuarine

Common Name	Species	Daily limit	Possession limit
Golden Perch, Yellow Belly Perch	<i>Macquaria ambigua</i>	7	15
Murray Cod	<i>Maccullochella peelii</i>	10	25
Freshwater Catfish, Eel-tailed Catfish – dams	<i>Tandanus tandanus</i>	10	36
Freshwater Catfish, Eel-tailed Catfish - all waters in the TLMP Area, including backed up waters of dams and impoundments	<i>Tandanus tandanus</i>	8	20
Australian Bass Estuary Perch	<i>Macquaria novemaculeata</i> <i>Macquaria colonorum</i>	8 comprised wholly of any single species or a combination of species	15 comprised wholly of any single species or a combination of species

Common Name	Species	Daily limit	Possession limit
Atlantic Salmon Brook Trout Brown Trout Rainbow Trout	<i>Salmo salar</i> <i>Salvelinus fontinalis</i> <i>Salmo trutta</i> <i>Oncorhynchus mykiss</i>	20 comprised wholly of any single species or a combination of species	20 comprised wholly of any single species or a combination of species

Table 4 – Invertebrates - Freshwater

Common Name	Species	Daily limit	Possession limit
Spiny Crayfish (other than Murray Crayfish)	<i>Euastacus</i> spp. (other than <i>Euastacus armatus</i>)	25 comprised wholly of any single species or a combination of species	40 comprised wholly of any single species or a combination of species
Yabby	<i>Cherax</i> spp.	400	1000

Note: This order does not authorise the harming of any fish or marine vegetation of a threatened species, population or ecological community (s220ZA) or interference with any fish of a threatened species (s220ZGB), unless the harm or interference is permitted by a licence granted under Part 7A of the *FM Act*.

Note 2: This order does not authorise in a habitat protection zone of the Cape Byron Marine Park, the harming of any species of fish that is identified as a protected species of fish for the purposes of that park.