



Fisheries Management (General) Amendment Regulation 2002*

under the

Fisheries Management Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fisheries Management Act 1994*.

The Hon EDWARD OBEID, M.L.C.,
Minister for Fisheries

Explanatory note

The object of this Regulation is to amend the *Fisheries Management (General) Regulation 1995*:

- (a) to provide for industry members of the Marine and Estuarine Recreational Charter Management Advisory Committee to represent 8 instead of 9 regions of the industry by combining the Solitary Islands Reserve region and the Mid North Coast and Central Coast region into one region, and
- (b) to make transitional arrangements in relation to industry membership of the Management Advisory Committee (*MAC*) for the estuary prawn trawl restricted fishery.

The amendments described in paragraph (b) take account of the impending closure of Botany Bay to estuary prawn trawling. The Regulation reduces the number of members of the *MAC* and removes the need for an election in relation to the Botany Bay estuary prawn trawl restricted fishery representative. It provides instead for the current representative to continue as a member of the *MAC* until 1 May 2002, the date of closure.

***This Regulation has been published with incorrect numbering. Correct version published in Gazette No 52 of 25.2.2002, page 1223 (Extract 2002-114).**

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Fisheries Management (General) Amendment Regulation 2001

Explanatory note

This Regulation is made under the *Fisheries Management Act 1994*, including sections 231 and 289 (the general regulation-making power).

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2 Name of Regulation

This Regulation is the *Fisheries Management (General) Amendment Regulation 2002*.

3 Amendment of Fisheries Management (General) Regulation 1995

The *Fisheries Management (General) Regulation 1995* is amended as set out in Schedule 1.

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Fisheries Management (General) Amendment Regulation 2002

Schedule 1 Amendments

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(Clause 2)

[1] Clause 226Z Advisory Committee

Omit “9” from clause 226Z (2) (a). Insert instead “8”.

[2] Clause 226ZJ Regions for which members are to be elected

Omit “9” from clause 226ZJ (1). Insert instead “8”.

[3] Clause 226ZJ (1)

Omit clause 226ZJ (1) (b) and (c). Insert instead:

- (b) 1 member for the Mid North Coast and Central Coast region (the part of the State between 29°40’S and 32°26’S),

[4] Clause 226ZJ (3)

Insert after clause 226ZJ (2):

- (3) The person holding office as an industry member for the Mid North Coast and Central Coast region under subclause (1) (c) as in force immediately before its repeal by the *Fisheries Management (General) Amendment Regulation 2002* is taken to represent the Mid North Coast and Central Coast region for the duration of the term for which the person was appointed to hold office as an industry member.

[5] Clause 231 Composition of MAC

Omit from columns 1, 2 and 3 of Part B of the Table to clause 231 the matter relating to “Estuary prawn trawl restricted fishery”.

Insert instead:

Estuary prawn trawl restricted fishery	4	<p>1 member representing commercial fishers who hold an endorsement (including an endorsement for a further period) for which the fishers were eligible under clause 191V (1) (b)</p> <p>1 member representing commercial fishers who hold an endorsement (including an endorsement for a further period) for which the fishers were eligible under clause 191V (1) (c)</p> <p>1 member representing commercial fishers who hold an endorsement (including an endorsement for a further period) for which the fishers were eligible under clause 191V (1) (d)</p> <p>1 member representing commercial fishers who hold an endorsement (including an endorsement for a further period) for which the fishers were eligible under clause 191V (1) (e) or (f)</p>
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[6] Clause 279

Insert after clause 278:

279 Provisions relating to closure of Botany Bay estuary prawn trawl restricted fishery

- (1) Until 1 May 2002, clause 231 (2) (a) is taken to require 5 members to be appointed to the Management Advisory Committee for the estuary prawn trawl restricted fishery, including the Botany Bay industry member.
- (2) Despite clause 263, the term of office of the Botany Bay industry member ends on 1 May 2002.

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Schedule 1

Amendments

(3) In this clause:

Botany Bay industry member means the person holding office under Part 11 immediately before the commencement of this clause as the estuary prawn trawl restricted fishery Management Advisory Committee representative for commercial fishers who hold an endorsement (including an endorsement for a further period) for which the fishers were eligible under clause 191V (1) (a).

BY AUTHORITY