

[Act 1996 No 141]



New South Wales

# Fisheries Management Amendment (Advisory Bodies) Bill 1996

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

### Overview of Bill

The object of this Bill is to reconstitute the advisory bodies established under the *Fisheries Management Act 1994*. The Bill:

- (a) abolishes the NSW Commercial Fishing Advisory Council (*CFAC*), CFAC Regional Advisory Committees and the NSW Recreational Fishing Advisory Council (*RFAC*), and
  - (b) provides for the establishment of Ministerial advisory councils, including such councils for the commercial, recreational, research and aquacultural sectors of the fishing industry, and
  - (c) provides for the establishment of Management Advisory Committees for restricted fisheries as well as share management fisheries, and expands the membership of those Committees to representatives of other interested groups in addition to persons elected by commercial fishers, and
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- (d) replaces references in that Act to consultation with, and other matters relating to, CFAC and RFAC with references to relevant commercial or recreational fishing industry bodies, and
- (e) makes other consequential and ancillary changes.

## Outline of provisions

**Clause 1** sets out the name (also called the short title) of the proposed Act.

**Clause 2** provides for the commencement of the proposed Act on a day or days to be appointed by proclamation.

**Clause 3** is a formal provision giving effect to the amendments to the *Fisheries Management Act 1994* set out in Schedule 1.

### **Schedule 1 Amendments**

**Schedule 1 [1], [12], [13] and [16]** abolish the NSW Commercial Fishing Advisory Council, CFAC Regional Advisory Committees and the NSW Recreational Fishing Advisory Council.

**Schedule 1 [12]** provides for the establishment of Ministerial advisory councils, including such councils for the commercial, recreational, research and aquacultural sectors of the fishing industry. The councils may give advice to the Minister on matters referred to them by the Minister or on their own initiative.

**Schedule 1 [2], [7] and [12]** provide for the establishment of Management Advisory Committees for restricted fisheries as well as share management fisheries, and expands the membership of those Advisory Committees to representatives of other interested groups in addition to persons elected by commercial fishers. The functions of those Advisory Committees include advice on management plans and other relevant regulations for the relevant fishery and the monitoring of those plans and regulations.

**Schedule 1 [3]–[6] and [8]–[11]** replace references in that Act to consultation with, and other matters relating to, CFAC and RFAC with references to relevant commercial or recreational fishing industry bodies.

**Schedule 1 [14]–[16]** authorise the making of savings and transitional regulations consequent on the enactment of the proposed Act and make special provision relating to the abolition and reconstitution of the existing advisory bodies.