

Fisheries Management (Continuation of Activities in Lowland Darling River Catchment) Further Interim Order 2010

[2010-755]



New South Wales

Status Information

Currency of version

Repealed version for 17 December 2010 to 16 June 2011 (accessed 1 July 2024 at 5:20)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Order was repealed by cl 3 of the [Fisheries Management \(Continuation of Activities in Lowland Darling River Catchment\) Interim Order 2011](#) with effect from 17.6.2011.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 17 June 2011

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New South Wales

I, the Minister for Primary Industries, in pursuance of section 221IG of the *Fisheries Management Act 1994*, make the following Order.

Dated, this 8th day of December 2010.

STEVEN WHAN, M.P., Minister for Primary Industries

1 Name of Order

This Order is the *Fisheries Management (Continuation of Activities in Lowland Darling River Catchment) Further Interim Order 2010*.

2 Commencement

This Order:

- (a) commences on the day on which it is published in the Gazette, and
- (b) has effect for 6 months, and
- (c) is repealed at the end of the last day on which it has effect.

3 Repeal of previous order

The *Fisheries Management (Continuation of Activities in Lowland Darling River Catchment) Interim Order 2010* is repealed.

4 Continuation of existing activities

- (1) The activities referred to in subclauses (2)–(4) may continue in the Lowland Darling River Catchment subject to compliance with any applicable fishing regulatory controls.
- (2) A recreational fisher may take from the Lowland Darling River Catchment any of the following species of fish, may possess any such species of fish taken from the Lowland Darling River Catchment or may carry out any routine activity in connection with any

such taking or possession:

- (a) *Paratya australiensis* (freshwater shrimp),
- (b) *Macrobrachium australiense* (freshwater prawn),
- (c) *Caridina mccullochi* (freshwater shrimp),
- (d) *Cherax destructor* (yabby),
- (e) *Maccullochella peelii peelii* (Murray cod),
- (f) *Macquaria ambigua* (golden perch),
- (g) *Nematalosa erebi* (bony bream),
- (h) *Leiopotherapon unicolor* (spangled perch).

(3) A person holding a commercial fishing licence that has a Class A: Yabby and carp endorsement (transferable) in the inland restricted fishery may:

- (a) take *Cherax destructor* (yabby) from the Lowland Darling River Catchment, or
- (b) possess or sell *Cherax destructor* (yabby) taken from the Lowland Darling River Catchment, or
- (c) carry out any routine activities in connection with any such taking, possession or sale.

(4) A broodstock collector may take from the Lowland Darling River Catchment any of the following species of fish, may possess any such species of fish taken from the Lowland Darling River Catchment or may carry out any routine activity in connection with any such taking or possession:

- (a) *Cherax destructor* (yabby),
- (b) *Maccullochella peelii peelii* (Murray cod),
- (c) *Macquaria ambigua* (golden perch).

(5) In this clause:

applicable fishing regulatory controls means requirements imposed by or under the [Fisheries Management Act 1994](#) that apply to or in respect of the activities concerned.

broodstock collector means a person who takes fish under the authority of a permit issued under section 37 of the [Fisheries Management Act 1994](#) for aquaculture purposes.

inland restricted fishery has the same meaning as it has in the *Fisheries Management (General) Regulation 2010*.

Lowland Darling River Catchment means the aquatic ecological community in the natural drainage system of the lowland catchment of the Darling River (described in the recommendation of the Fisheries Scientific Committee to list that aquatic ecological community as the area covered by that recommendation).