



Victoria Government Gazette

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SPECIAL

Fisheries Act 1968

FISHERIES NOTICE No. 16/1994

I, Charles Geoffrey Coleman, Minister for Natural Resources, after consultation with the Victorian Fishing Industry Federation, make the following Fisheries Notice:
Dated 30 June 1994

C. G. COLEMAN

Minister for Natural Resources

FISHERIES (SHARK FISHING)

NOTICE No. 16/1994

Title

1. This notice may be cited as the Fisheries (Shark Fishing) Notice No. 16/1994.

Commencement

2. This notice commences on 1 July 1994.

Objective

3. The objective of this notice is to prohibit the commercial targeting of shark in all Victorian waters other than Port Phillip Bay, Western Port and Corner Inlet as a consequence of State and Commonwealth management arrangements.

Authorising Provision

4. This notice is made under section 80 of the Fisheries Act 1968.

Certain Shark Gillnets and Longlines not to be used

5. (1) A person must not in any Victorian waters during the period commencing on 1 July 1994 and ending on 30 September 1994—

- (a) use any mesh net containing any meshes measuring greater than 150 millimetres; or
- (b) use any one line or combination of lines with more than 200 hooks attached where the mainline is of a sinking rope with a diameter of 6 millimetres or more.

(2) Sub-clause (1) does not apply to a person who uses mesh nets and lines in the waters of Port Phillip Bay, Western Port and Corner Inlet.

By Catch

6. (1) A person must not—

- (a) take or retain on board any vessel gummy shark (*Mustelus antarcticus*) or school (snapper) shark (*Galeorhinus galeus*) with a total combined weight of more than 50 kilograms in or adjacent to Victorian waters; or

- (b) be in possession of gummy shark (*Mustelus antarcticus*) or school (snapper) shark (*Galeorhinus galeus*) with a total combined weight of more than 50 kilograms in or adjacent to Victorian waters.

(2) A person must not land gummy shark (*Mustelus antarcticus*) or school (snapper) shark (*Galeorhinus galeus*) otherwise than in the form of a carcass.

(3) Sub-clauses (1) and (2) do not apply to a person who takes gummy shark (*Mustelus antarcticus*) or school (snapper) shark (*Galeorhinus galeus*) from the waters of Port Phillip Bay, Western Port or Corner Inlet.

(4) Sub-clause (1) (b) does not apply to a person who—

- (a) holds a Commonwealth Fishing Boat Licence issued pursuant to Paragraph 9 (2) (a) of the Commonwealth Fisheries Act 1952 which is endorsed to exempt the licence holder from the prohibitions contained in Commonwealth Fisheries Notice 163A; or
- (b) holds a Commonwealth Fishing Boat Licence issued pursuant to Paragraph 9 (2) (b) of the Commonwealth Fisheries Act 1952 which authorises use of the boat in the southern shark gillnet fishery; or
- (c) holds a Fishing permit issued pursuant to section 32 (1) of the Commonwealth Fisheries Management Act 1991.

(5) For the purpose of this clause "carcass" means the body of a shark which is not cut or mutilated in any manner whatsoever other than

to remove the gut and head forward and clear of the posterior (fifth) gill slit.

Penalty

7. Any person who contravenes this notice is liable to a penalty of 20 penalty units.

Fisheries Act 1968

FISHERIES NOTICE No. 17/1994

I, Charles Geoffrey Coleman, Minister for Natural Resources, after consultation with the Victorian Fishing Industry Federation, make the following Fisheries Notice:

Dated 1 July 1994

C. G. COLEMAN

Minister for Natural Resources

FISHERIES (SCALLOP FISHING—PORT

PHILLIP BAY FISHERY) NOTICE

No. 17/1994

Title

1. This notice may be cited as the Fisheries (Scallop Fishing—Port Phillip Bay Fishery) Notice No. 17/1994.

Victoria Government Gazette

Commencement

2. This notice comes into operation on 5 July 1994.

Objective

3. The objective of this Notice is to fix a close season for scallop fishing in Port Phillip Bay by prohibiting the taking of scallops or the use of any scallop dredge.

Authorising Provision

4. This notice is made under section 80 of the Fisheries Act 1968.

Prohibition of Dredging or the taking of Scallops

5. A person must not during the currency of this Fisheries Notice—

(a) take any scallops; or

(b) use any scallop dredge—

in the waters of Port Phillip Bay.

Penalty

6. Any person who contravenes this notice is liable to a penalty of 20 penalty units.



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