



Victoria Government Gazette

No. S 65 Monday 20 September 1993
By Authority L. V. North, Government Printer Melbourne

SPECIAL

Fisheries Act 1968 FISHERIES No. 24/1993

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

Dated 18 September 1993

C. G. COLEMAN

Minister for Natural Resources

FISHERIES (SHARK FISHING) NOTICE 1993

Title

1. This Notice may be cited as the Fisheries (Shark Fishing) Notice No. 24/1993.

Commencement

2. This notice commences on 21 September 1993.

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 use in Victorian waters during the period commencing on 21 September 1993 and ending on 20 December 1993—

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

(2) The provisions of sub-clause (1) do not apply to persons using 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) The provisions of 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) The provisions of sub-clause (1) (b) do 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. 25/1993

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

Dated 18 September 1993

C. G. COLEMAN

Minister for Natural Resources

FISHERIES (GIPPSLAND LAKES MUSSEL FISHERY) NOTICE 1993

Title

1. This notice may be cited as the Fisheries (Gippsland Lakes Mussel Fishery) Notice No. 25/1993.

Commencement

2. This notice commences on 21 September 1993.

Objective

3. The objective of this notice is to control the taking of mussels from mussel beds located in the Gippsland Lakes for a period of three months.

Authorising provision

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

Definitions

5. In this notice:

"Diving Equipment" means equipment which is specifically designed to assist breathing while the user is wholly or partly submerged in water and includes breathing

Victoria Government Gazette

regulators, S.C.U.B.A. equipment, equipment which is capable of pumping air to a regulator and snorkels.

"Fish Bin" means a fish bin with a nominal capacity of 54.5 litres.

Hours of operation for taking mussels

6. The holder of a licence to take mussels for sale from the Gippsland Lakes must not take mussels from the waters of the Gippsland Lakes other than between the hours of 6.30 a.m. and 4.30 p.m. on any Monday.

Catch limit

7. The holder of a licence to take mussels from the Gippsland Lakes must not take, store, hold or possess more than a total of 150 kilograms of mussels on any one day.

Other restrictions

8. The holder of a Master Fisherman's Licence—

- (a) must ensure that mussels are cleaned within 20 metres of the point where the mussels were harvested; and
- (b) must ensure that other than when using a catch bag while diving, mussels are only contained in fish bins; and
- (c) must not be in possession of more than 5 full or partly filled fish bins containing mussels; and
- (d) must be present while mussels are taken; and
- (e) must ensure that diving equipment is not used from the master fisherman's boat other than between the hours of 6.30 a.m. and 4.30 p.m. on any Monday.

Penalty

9. Any person who contravenes this Notice is liable to a penalty of 20 penalty units.



Gazette Services

The *Victoria Government Gazette* (VGG) is published by THE LAW PRINTER (PPSV) for the State of Victoria and is produced in three editions.

VGG General is published each Thursday and provides information regarding Acts of Parliament and their effective date of operation; Government notices; requests for tenders; as well as contracts accepted. Private notices are also published.

VGG Special is published any day when required for urgent or special Government notices. VGG Special is made available automatically to subscribers of VGG General.

VGG Periodical is published on Monday when required and includes specialised information eg. Medical, Dental, Pharmacist's Registers, etc.

VGG is available by three subscription services:

General and Special—\$165.00 each year

General, Special and Periodical—\$220.00 each year

Periodical—\$110.00 each year

Subscriptions are payable in advance and accepted for a period of one year. All subscriptions are on a firm basis and refunds for cancellations will not be given.

All payments should be made payable to THE LAW PRINTER.

Subscription inquiries (03) 242 4600

Fax (03) 242 4699

A Victorian Government Publication

Published by

THE LAW PRINTER

a business unit of

Printing and Publishing Services Victoria (PPSV)

Melbourne Victoria Australia

© State of Victoria 1993

This publication is copyright. No parts may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Address all inquiries to the Government Printer for the State of Victoria

PO Box 292 South Melbourne 3205 Victoria Australia

ISSN 0819-548X

L. V. North, Government Printer Melbourne

Mail and Bulk Order Sales

The Law Printer

PO Box 292 South Melbourne 3205

28 Queensbridge Street, South Melbourne 3205

Telephone inquiries (03) 242 4600

Fax (03) 242 4699

Counter Sales

The Law Printer Book Shop

28 Queensbridge Street, South Melbourne 3205

Information Victoria Bookshop

318 Lt. Bourke Street Melbourne 3000

Telephone inquiries (03) 651 4100

Price Code A