



# Victoria Government Gazette

No. S 28 Thursday 30 March 1995  
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**SPECIAL**

## Fisheries Act 1968

FISHERIES NOTICE No. 8/1995

Fisheries (Shark Fishing) Notice No. 8/1995

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

Dated 27 March 1995

C. G. COLEMAN

Minister for Natural Resources

### *Title*

1. This Notice may be cited as the Fisheries (Shark Fishing) Notice No. 8/1995.

### *Objective*

2. 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.

### *Commencement*

3. This Notice commences on 30 March 1995.

### *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 30 March 1995 and ending on 29 March 1996—

- (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 during the period commencing on 30 March 1995 and ending on 29 March 1996—

- (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 holds a Fishing permit issued under section 32 (1) of the Commonwealth Fisheries Management Act 1991 authorising the boat specified in the permit to have on board more than 50 kilograms combined weight of school and gummy shark.

(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.

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**Fisheries Act 1968**  
**NOTICE FIXING TOTAL ALLOWANCE**  
**CATCH FOR DECLARED ABALONE**  
**ZONES**

I, Charles Geoffrey Coleman, Minister for Natural Resources, under section 13C (3) of the Fisheries Act 1968, and having regard to the recommendations of the Fisheries Management Committee, fix the total allowable catch for the abalone fishery for the twelve months from 1 April 1995, as follows;

Eastern Zone 460 tonnes  
Central Zone 700 tonnes  
Western Zone 280 tonnes

Dated 28 March 1995

C. G. COLEMAN  
Minister for Natural Resources

**WATER ACT 1989**

I, Charles Geoffrey Coleman, as Minister administering the Water Act 1989, make the following Order:

**APPOINTMENT OF THE OVENS REGION**  
**WATER AUTHORITY ORDER 1995 No. 1**

*Citation*

1. This Order is called the Appointment of the Ovens Region Water Authority Order 1995 No. 1.

*Enabling Powers*

2. This Order is made under the powers conferred by Division 2 of Part 6 of the Water Act 1989 and all other available powers.

*Date of Effect*

3. This Order takes effect on and from 1 April 1995.

*Definition*

4. In this Order:  
"Act" means the Water Act 1989.  
"Authority" means the Tungamah Shire Water Board constituted by an Order in Council dated 20 December 1983 and published in the Government Gazette on 21 December 1983.

*Takeover*

5. On and from the date on which this Order takes effect the Ovens Region Water Authority takes over the property, rights, liabilities,

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obligations, powers and functions under the Act of the Authority in respect of the Tungamah Urban District and the St. James Urban District.

*Pre-requisites for Making this Order*

6. (a) This is an Order referred to in section 98 (2) (a) of the Act.

(b) Under section 100 (2) (a) of the Act, the affected Authorities, the Ovens Region Water Authority and the Tungamah Shire Water Board, have applied to me for the Order to be made.

(c) Under section 98 (2) (a) of the Act I have agreed to the terms and conditions for the takeover made by this Order with the affected Authorities.

Dated 28 March 1995

GEOFF COLEMAN  
Minister for Natural Resources

**Planning and Environment Act 1987**  
**WHITTLESEA PLANNING SCHEME**  
Notice of Lapsing of Amendment  
Amendment L95

The Minister for Planning has abandoned Amendment L95 to the Whittlesea Planning Scheme.

The amendment proposed to rezone an area of 82 hectares of land in Plenty Road and Grants Road, Whittlesea, from part Landscape Interest D Zone and part Corridor C Zone to Residential Resort Zone.

The amendment lapsed on 29 March 1995.

GEOFF CODE  
Manager

Planning Co-ordination Branch  
Department of Planning and Development

**Planning and Environment Act 1987**  
**RINGWOOD PLANNING SCHEME**  
Notice of Approval of Amendment  
Amendment L28 Part 2

The Minister for Planning has approved Amendment L28 Part 2 to the Ringwood Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment provides a list of prohibited uses to the Ringwood District Centre Retail Speciality Core Zone, the Ringwood District Centre Peripheral Office Zone and the Ringwood District Centre Light Industrial Zone.

A copy of the amendment can be inspected free of charge during office hours at the offices of the City of Maroondah, Ringwood Office, Civic Centre, Braeside Avenue, Ringwood and at the Department of Planning and Development, 477 Collins Street, Melbourne.

GEOFF CODE  
Manager  
Planning Co-ordination Branch  
Department of Planning and Development

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