

## **Fisheries Management (Rock Lobster Fisheries) Regulations 2017**

### **Regulation 23**

#### **Revocation**

The determinations made for the purposes of regulation 23 dated 3 January 2018 are hereby revoked.

#### **Determination**

For the purpose of regulation 23 relating to catch and disposal requirements (rock Lobster) Southern Zone - I make the following determinations –

#### **Regulation 23(1)(a) (notify information – outside hours)**

(1) Where rock lobster are not weighed at a Gazetted certification station between specified hours - at least one (1) hour before rock lobster taken under a licence in respect of the southern zone rock lobster fishery is removed from a registered boat the holder of the licence or the registered master must ensure that the Department is informed by PIRSA Ecatch via the PIRSA website [www.pir.sa.gov.au/ecatch](http://www.pir.sa.gov.au/ecatch) or telephoning 1800 322 824 (1800 eCatch) of the following information:

- (a) The name of the person making the report; and
- (b) The number of the licence under which the rock lobster was taken; and
- (c) The certification station at which the rock lobster is to be weighed; and
- (d) The estimated time of arrival of the rock lobster at that certification station; and
- (e) Whether any rock lobster is to be stored on board a registered boat used under the licence after the boat is landed.

(2) At least 24 hours prior to mooring or to unloading any rock lobster at any place other than at the location of a gazetted certification station the holder of the licence or the registered master must ensure that the Department is notified by telephoning 1800 322 824 (1800 eCatch) and reporting to the Fishwatch operator:

- (a) The name of the person making the report; and
- (b) The fishery licence number on which the registered boat is endorsed; and
- (c) The name of the registered boat; and
- (d) The location of the mooring of the boat; and/ or

(e) That rock lobster are to be unloaded from the boat.

(3) Prior to moving a vessel registered to a licence in respect of the southern zone rock lobster fishery from a point of mooring, for any purpose other than for undertaking fishing activity, on which rock lobster is stored the licence holder or the registered master must notify the Department by telephoning 1800 322 824 (1800 eCatch) and provide the following information:

- (a) The name of the person making the report; and
- (b) The fishery licence number on which the registered boat is endorsed; and
- (c) The name of the registered boat; and
- (d) The purpose for moving the boat; and
- (e) The destination of the boat.

In this determination “landed” refers to a vessel that has been moored and/or secured at a port such that it is stationary.

**Regulation 23(1)(b) (change in information – outside hours)**

(1) Where the Department has been notified under paragraph (a) of the determination for the purposes of regulation 23(1)(a) and it appears likely to the holder of the licence or the registered master that the rock lobster will arrive at the gazetted certification station earlier than the estimated time previously notified or more than one (1) hour after that time, the holder of the licence or the registered master must notify the Department of the amended estimated time of arrival of the rock lobster at least one (1) hour before the rock lobster is removed from a boat by PIRSA eCatch via the PIRSA website [www.pir.sa.gov.au/ecatch](http://www.pir.sa.gov.au/ecatch) or telephoning 1800 322 824 (1800 eCatch).

**Regulation 23(2)(a) (record information) and Regulation 23(2)(d) (arrangements for fish)**

- (1) Before rock lobster taken under a licence in respect of the southern zone rock lobster fishery are removed from a registered boat from which the rock lobster was taken, the holder of the licence or the registered master must ensure that he or she accurately completes and submits an Electronic Report in respect of the rock lobster.
- (2) Immediately after a registered boat used under a licence in respect of the southern zone rock lobster fishery is landed, the holder of the licence or the registered master must ensure he or she removes from the boat any rock lobster that is not to be stored on the boat.

- (3) The holder of the licence or the registered master must ensure that rock lobster removed from a registered boat is delivered to the nearest gazetted certification station within ten (10) minutes of being removed from the boat.
- (4) Immediately after rock lobster taken under a southern zone rock lobster fishery licence are delivered to the certification station, the holder of the licence or the registered master must weigh the rock lobster and accurately complete and submit an Electronic Report in respect of the rock lobster.
- (5) Prior to leaving a registered boat under a licence in respect of the southern zone rock lobster fishery on which remains stored any rock lobster, the licence holder or registered master must ensure that he or she completes an Electronic Report in respect of the stored rock lobster.
- (6) The holder of a licence in respect of the southern zone rock lobster fishery or registered master of such a licence under which rock lobster is taken under must ensure that:
  - (a) Rock lobster to which a completed Electronic Report relates that is to be consigned or delivered to a registered fish processor are transported in containers or bins that are;
    - (i) secure, and
    - (ii) solid, and
    - (iii) fitted with an RFID tag, and
    - (iv) fitted with a lid, and
    - (v) weighed and tared-off by a Fisheries Officer.
  - (b) Before a container or bin containing rock lobster is removed from the vessel, it is sealed with a tag issued by the Department; and
  - (c) The bin remains sealed until the rock lobster are consigned to a registered fish processor; and
  - (d) The Electronic Report relating to that consignment is accurately completed and submitted in respect to the information required from the licence holder or registered master; and
  - (e) That if a tag is broken while a bin is being sealed or transported:
    - (i) the bin is sealed with a replacement tag of a different colour issued by the Department; and
    - (ii) the broken tag is attached to the bin by threading it through the replacement tag.

- (f) On the last day that rock lobster is taken during the rock lobster season pursuant to a licence in respect of the southern zone rock lobster fishery, the bin tag of the last bin may be broken by the licence holder or the registered master for the purposes of removing rock lobster to reconcile the final quota balance for the season at the certification station if all of the following conditions are met:
- (i) Only one tag is broken; and
  - (ii) Once the required number of rock lobster are removed, the bin must be immediately sealed with a replacement tag and the broken tag attached to the bin by threading it through the replacement tag; and
  - (iii) Any rock lobster removed from the sealed bin is immediately returned to the water.

In this determination “landed” refers to a vessel that has been moored and/or secured at a port such that it is stationary.

**Regulation 23(2)(c) (provide information)**

- (1) Where an Electronic Report has been made using PIRSA eCatch (PIRSA website [www.pir.sa.gov.au/ecatch](http://www.pir.sa.gov.au/ecatch)) it will be taken to have been provided to the Department unless otherwise provided in this determination.
- (2) Where a bin tag of the last bin is to be broken for the purposes of removing rock lobster to reconcile the final quota balance for the season the licence holder or registered master must notify the Department that the trip is the final trip for the season and give notice of intent to break a tag by telephoning 1800 322 824 (1800 eCatch) at least one (1) hour prior to landing and reporting to the Fishwatch operator.
- (3) Where a bin tag of the last bin has been broken for the purposes of removing rock lobster to reconcile the final quota balance for the season the licence holder or registered master must notify the Department of the number of the replacement tag by completing an Electronic Report by use of PIRSA eCatch (PIRSA website [www.pir.sa.gov.au/ecatch](http://www.pir.sa.gov.au/ecatch)) or telephoning 1800 322 824 (1800 eCatch).
- (4) If a tag issued by the Department is lost the licence holder or registered master must notify the Department immediately of the loss by telephoning 1800 322 824 (1800 eCatch) and reporting to the Fishwatch operator.

**Regulation 23(4) (keep records)**

- (1) Where an Electronic Report has been submitted no further record need be kept for the purposes of this determination.

**For the purposes of this determination –**

*Electronic Report* – means an entry received in the eCatch electronic database created and administered by the Department. Submission of the electronic report may be directly entered into the eCatch electronic database via the myPIRSA portal ([www.pir.sa.gov.au/ecatch](http://www.pir.sa.gov.au/ecatch)); via telephone on 1800 322 824 (1800 eCatch); or other third party application. If entered by a third party application the Licence Holder, Registered Master or Nominated Agent must ensure the report has been received by the eCatch electronic database.

Dated 30 May 2023



**Prof Gavin BEGG**

**Executive Director, Fisheries and Aquaculture**

Delegate of the Minister for Primary Industries and Regional Development

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