NOTICE TO FISHERS

Dear: Licence holder of the Lakes and Coorong Fishery

Simplify Day 2017 - Amendments under the Fisheries Management Act 2007

The Premier's second 'Simplify Day' initiative was held on 10 August 2017, with ideas for change being put forward by business and the community. Similar to last year the aim of Simplify Day is to remove outdated and redundant laws and regulations and to consolidate and simplify rules and processes wherever possible.

As a part of this initiative amendments have been made to 17 of 18 regulations made under the Fisheries Management Act 2007 (the Act). Ten of the regulations amended in this process were also remade as they were approaching the 10th anniversary of the date they were made. These regulations commence on 15 January 2018. The regulations are:

- Fisheries Management (Abalone Fisheries) Regulations 2017
- Fisheries Management (Fees) Regulations 2017
- Fisheries Management (Fish Processors) Regulations 2017
- Fisheries Management (General) Regulations 2017
- Fisheries Management (Marine Scalefish Fisheries) Regulations 2017
- Fisheries Management (Prawn Fisheries) Regulations 2017
- Fisheries Management (River Fishery) Regulations 2017
- Fisheries Management (Demerit Points) Regulations 2017
- Fisheries Management (Rock Lobster Fisheries) Regulations 2017
- Fisheries Management (Vessel Monitoring Scheme) Regulations 2017
- Fisheries Management (Blue Crab Fishery)(Simplify No 2) Variation Regulations 2017
- Fisheries Management (Charter Boat Fishery)(Simplify No 2) Variation Regulations 2017
- Fisheries Management (Lakes and Coorong Fishery)(Simplify No 2) Variation Regulations 2017
- Fisheries Management (Miscellaneous Broodstock and Seedstock Fishery)(Simplify No 2) Variation Regulations 2017
- Fisheries Management (Miscellaneous Developmental Fishery)(Simplify No 2) Variation Regulations 2017
- Fisheries Management (Miscellaneous Fishery)(Simplify No 2) Variation Regulations 2017
- Fisheries Management (Miscellaneous Research Fishery)(Simplify No 2) Variation Regulations 2017
As a result of making of these legislative changes many references to existing and new powers and functions have or will change as of 15 January 2018.

It should be noted that there is no intention to vary existing fishery administrative arrangements other than to standardise them wherever possible.

The majority of amendments to all fishery regulations above were to remove the prescribed procedural requirements for reporting, delivering, consigning and recording matters to and for the Minister. All determinations for the new regulations will be published on the PIRSA website for your reference.

To simplify arrangements, where possible licence conditions relating to the prescribed procedural requirements have been incorporated into the relevant Ministerial determination and deleted from licences. In some instances, existing licence conditions have been amended to update species name, date, or name of personnel. Amended and new licence conditions will be implemented on all Lakes and Coorong Fishery licences.

Other than Ministerial determinations, a small number of regulatory changes were also made through Simplify Day to a number of fisheries. In these instances, new licence conditions have been included on relevant licences to compliment the regulatory amendments. Some of these amendments to management arrangements have already been communicated to relevant licence holders. Those that have not are as follows:

- A definition of squid jig has been inserted into regulations.
- The maximum mesh size of a sardine net has been removed.
- Marking requirements for commercial fish receptacles has been simplified.
- The rules for Berley have been clarified.
- Provision has been made to allow for the take of Sandy Sprat, Blue Sprat and Maray in the Marine Scalefish Fishery.
- To maximise the benefits of licence amalgamation in the Marine Scalefish Fishery, the retention of accrued demerit points will apply to the licence with the least amount of demerit points.
- Fish name references have been updated consistent with the Australian Fish Names Standard.

Changes to licence conditions are detailed in Schedule 1 (Attachment 1), a copy of the Ministerial determinations made in place of regulation where required and are detailed in Attachment 2 and regulatory amendments are found in Attachment 3.

The new regulatory amendments and licence conditions take effect from **15 January 2018**.

**REVIEW AND APPEAL RIGHTS**

Licence holders have a right under section 111 of the *Fisheries Management Act 2007* to seek a review of a variation or imposition of a licence condition or refusal to issue, renew or consent to the transfer of an authority. Appeal rights also exist under sections 112 of the *Fisheries Management Act 2007* to the District Court.
If you have any queries regarding these arrangements or would like a copy of the amended regulations referred to above, please contact Rebecca Atkins, Lakes and Coorong Fishery Manager on 8429 0241 or rebecca.atkins@sa.gov.au.

Yours sincerely

[Signature]

Peter Dietman
A/EXECUTIVE DIRECTOR
FISHERIES AND AQUACULTURE POLICY
SCHEDULE 1 (ATTACHMENT 1)

LICENCE CONDITIONS commence 15 January 2018

Licence condition amendments to address administrative needs

The following licence conditions have been deleted and included in relevant Ministerial determinations:

3150
At least 1 hour before the commencement of fishing activities involving the taking of pipi the holder of this licence must inform PIRSA Fisheries on 1800 065 522 of (a) the name of the person making the telephone call; and (b) the date on which, and the time at which, the fishing activities are to be engaged in; and (c) the location at which the fishing activities are to be engaged in; and (d) the number of the licence under which the fishing activities are to be engaged in; and (e) the name of the holder of the licence; and (f) if a registered boat is to be used for the purpose of engaging in the fishing activities ‘the name of the registered master of the boat.

7861
The amount of Pipi contained in an approved container sealed with a tag must not exceed the amount of whole fish that can be contained, level to the top, of a receptacle with a maximum volume of 20 litres.

12485
One hour prior to engaging in the taking of vongole subject to a condition fixing a vongole quota entitlement from a vongole quota fishing zone, PIRSA Fisheries Compliance must be notified on 1800 065 522 or via the PIRSA Commercial reporting application with the following information; (a) the name of the person making the call and the applicable licence number, (b) the name of the registered master who will be conducting the fishing activity on that day, (c) the launching site to be used that day, (d) the anticipated time of landing that day and (e) if the retrieval site is different to launching site PIRSA Fisheries Compliance must be notified on 1800 065 522 thirty (30) minutes before leaving the retrieval site.

Where the licence holder of a licence subject to a condition fixing vongole quota entitlement intends to return vongole to the water for purging or storage, then the licence holder or registered master must prior to returning vongole to the water, (a) complete Part D of the V-CDR, and (b) report to PIRSA Fisheries Compliance on 1800 065 522 or via the PIRSA Commercial reporting application the following information; (a) the number of containers of vongole being placed into the water for storage or purging (b) the number of containers of vongole taken under the licence that are already in the water for storage or purging (c) the latitude and longitude of the stored vongole.

Where the licence holder of a licence subject to a condition fixing vongole quota entitlement intends to land vongole taken under the licence that has been returned to the water for storage or purging, prior to landing vongole, the licence holder or registered master must; (a) Report to PIRSA Fisheries Compliance on 1800 065 522 or via the PIRSA Commercial reporting application and provide the following information (a) the name of the person
making the call and the applicable licence number, (b) the location where the
stored vongole are going to be landed (c) the number of containers being
landed (d) the tag numbers of the containers being landed (e) the number of
containers remaining in the water (f) the tag numbers of containers remaining
in the water (g) the anticipated time of landing that day.

The following licence conditions have been deleted and redrafted to be standardised
across all Lakes and Coorong Fishery licences and to update species names
(commencing 15 January 2018):

1292
The maximum number of mesh nets that may be used pursuant to this licence
at any one time is 75.

This licence condition has been replaced by the following licence condition:

*The maximum number of mesh nets that may be used at any one time is 75,
or up to the number of nets registered on this licence, whichever is the lesser
number.*

1285
Snapper (*Pagrus auratus*) must not be taken by using a net.

This licence condition has been replaced by the following licence condition:

*Snapper (*Chrysophrys auratus*) must not be taken by using fish traps, nets or
ocean jacket traps.*

The following licence conditions have been added to compliment the regulatory
amendments (commencing 15 January 2018):

*No more than a maximum of 3 Samson fish (*Seriola hippos*) may be taken in
any one day from any registered boat from waters of the State.*
ATTACHMENT 2

REGULATION DETERMINATIONS
ATTACHMENT 3

OTHER REGULATORY AMENDMENTS

The following administrative amendments to the *Fisheries Management Act 2007* subordinate Regulations commence on 15 January 2018:

- The specie name for Snapper has been updated from *Pagrus auratus* to *Chrysophrys auratus*.
- The species name for mulloway has been updated from *Argyrosomus hololepidotus* to *Argyrosomus japonicus*.
- The species name for Goulds Squid has been updated from *Nototodarus gouldii* to *Nototodarus gouldi*.
- The species name for Trevally has been updated from *Caranginae spp* to *Carangidae spp*.
- Bluethroat Wrasse (*Notolabrus tetricus*) has been amended to Wrasse (*Labridae*) (other than Western Blue Groper (*Achoerodus gouldii*)).