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FISHERIES & AQUACULTURE

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NOTICE TO NORTHERN ZONE ROCK LOBSTER FISHERY LICENCE HOLDERS

Changes to licence conditions and Minister's determinations

Dear licence holder

I write to inform you that as delegate of the Minister for Primary Industries and Regional Development (the Minister), I have revoked and replaced Minister's determinations made under the *Fisheries Management (Marine Scalefish Fishery) Regulations 2017* relating to the prior reporting and catch and disposal record requirements for King George Whiting, Southern Calamari, Southern Garfish and Snapper where these species are subject to individual transferable quota. The changes follow a review of compliance arrangements for these species undertaken by the Department of Primary Industries and Regions (PIRSA) in 2022 in consultation with the Marine Fishers Association (MFA).

The changes that have been made are as follows:

- The requirement to make a prior to fishing report 30 minutes before commencing a fishing activity involving the take of quota species has been changed to now require the fisher to make the report before commencing the fishing activity.
- Fishing in more than one Fishing Zone for quota species (where the Fishery has access to more than one zone) within a trip has been enabled, subject to the licence holder or registered master completing a "Multizone fishing report" and securing all quota species in a receptacle[s] on the boat until point of landing using a tag[s] issued by the Department in a manner whereby no fish can be removed or added to the receptacle[s] without breaking the tag for Zones except for the West Coast Fishing Zone.
- Catch and disposal requirements for quota species have been updated to require that catch weights declared in the electronic CDR are to be accurate to 1 decimal point.

The amended determinations are available on the PIRSA website at:

https://www.pir.sa.gov.au/primary_industry/commercial_fishing/management/determinations?shorturl_fishing-determinations

In addition to changes to determinations, as delegate of the Minister, I have also revoked licence conditions and applied new conditions relating to a notice to fishers dated 11 October 2021 regarding the removal of prior reporting requirement for the take of King George Whiting in the West Coast Fishing Zone, and a communication sent to you on 2 February 2023 relating to the transition to electronic records (Electronic Marine Scale Catch and Disposal Records). In both cases, some of the changes described had not been applied to your licence conditions at the time and I can advise that these changes have now been made. A copy of your updated licence is enclosed for your reference.

The licence conditions revoked, and new licence conditions are described below in **Appendix A**.

Review and Appeal Rights

Licence holders have a right under section 111 of the Act 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 and 113 of the Act.

Should you have any queries in relation to this matter, please contact Yolande Markey, Fishery Manager, on 0427 979 085 or Yolande.Markey@sa.gov.au .

Yours sincerely



Prof Gavin Begg
EXECUTIVE DIRECTOR
FISHERIES AND AQUACULTURE

Appendix A

The following licence conditions are revoked, or introduced on all Northern Zone Rock Lobster Fishery licences pursuant to s55(2) of the *Fisheries Management Act 2007*

Licence conditions directly related to the prior reporting requirements for catches of King George Whiting taken in the West Coast Fishing Zone are to be revoked, further to the Government's determination to remove these requirements.

Additional conditions are to be revoked and new conditions put in place in support of the transition to Electronic Reporting – Catch and Disposal Records for King George Whiting in the West Coast Fishing Zone.

The condition relating to fishing more than one Marine Scalefish Fishery zone in a fishing trip for King George Whiting is also revoked and replaced with updated wording to support Multi Zone fishing in MSF zones other than the West Coast.

Licence conditions revoked from all Northern Zone Rock Lobster Fishery licences are as follows

Revoke condition 14368

The holder of the licence in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or registered master under such a licence, must comply with the following provisions within the West Coast Fishing Zone: (1) At least 30 minutes before the commencement of fishing activities in the West Coast Fishing Zone involving the take of King George Whiting, the holder of this licence or registered master must notify the Department of: (i) The name of the person conducting the fishing activity; and (ii) The contact number for the person making the telephone call or providing information via the App; and (iii) The licence number relating to the activity to be undertaken; and (iv) The closest landmark or port of departure; and (v) The date and time at which the fishing activities are to be engaged in; and (vi) The fishing zone in which the fishing activities are to be engaged in; and (vii) The name of the registered master of the boat.

Revoke condition 14369

The holder of the licence in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or registered master under such a licence, must comply with the following provisions. (1) At least 30 minutes before departing the point of landing after taking King George Whiting from the West Coast Fishing Zone the holder of this licence or registered master must notify the Department of: (i) The name of the person who conducted the fishing activity; and (ii) The date and time when departing the point of landing; and (iii) The port or closest landmark to place of landing; and (iv) The nomination of intention to apply one of the following actions: (a) To seal receptacles with a tag (s) issued by the Department before departing the point of landing and to provide the tag numbers used; or (b) To provide an estimated total weight of all King George Whiting taken before departing the point of landing. The fisher is to ensure the estimated weight is within 10% of the actual landed weight.

Revoke condition 14370

The holder of the licence in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or registered master under such a licence, must immediately notify the Department of any change to information already submitted to the Department.

Revoke condition 14371

Where holder of the licence in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or a registered master under such a licence has completed a Prior to Landing Report to FISHWATCH, detailing King George Whiting taken from the West Coast Fishing Zone they must: (a) Within 100 metres of landing, secure King George Whiting in receptacles using a registered tag issued by the Department in a manner that will ensure that no fish can be removed or added to the receptacle without breaking the tag until the point of weighing; and (b) If the tag is damaged in the process of sealing the receptacle ensure the damaged tag is threaded onto a replacement tag used to seal the receptacle and that the number of the damaged tag and the replacement tag are recorded on the MSF-CDR; and (c) If a tag is lost, ensure that the Department is immediately notified of the loss by calling FISHWATCH on 1800 065 522 or by using the Commercial Fishing SA App; and (d) Complete a separate MSF-CDR for each Fish Processor where the catch is being consigned to more than one Fish Processor; and (e) Immediately after breaking the tags, weigh the King George Whiting, record the accurate weight on the MSF-CDR and complete the MSF-CDR to which the catch relates within 24 hours of departing the place of landing or before the catch leaves the licence holder or registered masters possession.

Revoke condition 14372

Where holder of the licence in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or a registered master under such a licence has nominated in the Prior to Landing report an estimated weight to FISHWATCH of King George Whiting taken from the West Coast Fishing Zone he or she must: i. Weigh the catch, record the weight of the King George Whiting on the MSF-CDR and complete the CDR before the catch leaves the Registered Master or Licence Holders possession; or ii. Weigh the catch, record the weight of the King George Whiting on the MSF-CDR and complete the CDR before processing the catch; or iii. Weigh the catch and record the weight of the King George Whiting on the MSF-CDR within 24 hours of landing the catch; and Complete a separate MSF-CDR for each Fish Processor where the catch is being consigned to more than one Fish Processor.

Revoke condition 14373

The licence holder or registered master must ensure that all King George Whiting taken from the West Coast Fishing Zone that have been recorded on a CDR are removed from the vessel before commencing a new fishing trip.

Revoke condition 14374

The licence holder or registered master must ensure that all King George Whiting taken from the West Coast Fishing Zone are consigned or delivered to a registered fish processor located within the State of South Australia.

Revoke condition 14376

The holder of a licence in respect of a Marine Scalefish Fishery must ensure that the MSF-CDRs are completed in consecutive order and that all CDRs in an MSF-CDR book are completed before a new MSF-CDR book is used.

Revoke condition 14423

The licence holder or registered master can only take King George Whiting, Snapper, Southern Calamari and Southern Garfish in one fishing zone as described under the Fisheries Management (Marine Scalefish Fishery) Regulations 2017 per fishing trip, as nominated in the "Prior to Fishing" report.

Revoke condition 14424

The licence holder or registered master must make a copy of each MSF-CDR that he or she completes before the MSF-CDR is sent or delivered to PIRSA and the licence holder must ensure that the yellow copies of MSF-CDR and the MSF-CDR book are kept for 3 years once the CDR book is completed.

Revoke condition 14425

The licence holder in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or a registered master under such a licence who has reported taking King George Whiting from the West Coast Fishing Zone must within 48 hours of completing a MSF-CDR-

(a) Submit or cause to be submitted a copy of the completed white copy of the MSF-CDR to the Department electronically to pirsa.fisherieslicensing@sa.gov.au; or

(b) Submit or cause to be submitted a copy of the completed white copy of the MSF-CDR to the Department by fax to 08 8207 5331; or

(c) Deliver or cause to be delivered the completed white copy of the MSF-CDR to the Department within 48 hours of completing the CDR in a reply-paid envelope to; PIRSA Fisheries & Aquaculture GPO Box 1625 Adelaide SA 5001

Revoke condition 14426

The licence holder in respect of the fishery not subject to a condition fixing a King George Whiting quota entitlement, or a registered master under such a licence who has reported taking King George Whiting from the West Coast Fishing Zone must ensure that if an MSF-CDR is cancelled, all copies of the record are marked with the word "cancelled" and the cancelled white copy of the MSF-CDR is delivered within 7 days to; PIRSA Fisheries & Aquaculture GPO Box 1625 Adelaide SA 5001

Licence conditions created on all Northern Zone Rock Lobster Fishery licences are as follows

Condition A - (Note – this is a reference not a condition but included as a condition for administrative purposes to enable it to be displayed on the licence)

For the purpose of these conditions, '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); via the Commercial Fishing SA App; 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.

Condition B

The licence holder or registered master must ensure that all King George Whiting taken from the West Coast Fishing Zone that have been recorded in an electronic report 'Marine Scale-CDR' are removed from the vessel before commencing a new fishing trip.

Condition C

Where an electronic report 'Marine Scale-CDR' has been submitted, no further record need be kept.

Condition D

On any fishing trip where King George Whiting has been taken from the West Coast Fishing Zone the licence holder or registered master must:

- (i) Weigh the catch, record the weight of the King George Whiting, accurate to one decimal place, on the electronic report 'Marine Scale-CDR' and complete the electronic report 'Marine Scale-CDR' before the catch leaves the Registered Master or Licence Holder's possession; or
- ii) Weigh the catch, record the weight of the King George Whiting, accurate to one decimal place, on the electronic report 'Marine Scale-CDR' and complete the electronic report before processing the catch; or
- iii) Weigh the catch and record the weight of the King George Whiting, accurate to one decimal place, on the electronic report 'Marine Scale-CDR' within 24 hours of landing the catch.

Weighing the catch and recording and submitting the weight of the King George Whiting in the electronic report must occur whichever of (i), (ii) or (iii) occurs first.

Condition E

The licence holder or registered master must ensure that all King George Whiting taken from the West Coast Fishing Zone are consigned or delivered to a registered fish processor located within the State of South Australia and where the catch is being consigned to more than one Fish Processor complete a separate electronic report 'Marine Scale-CDR' for each individual Fish Processor.

Condition F

Where fishing for King George Whiting occurs in the West Coast Fishing Zone the licence holder or registered master must not fish in another fishing zone prescribed under the *Fisheries Management (Marine Scalefish Fishery) Regulations 2017* on the same fishing trip.
