FISHERIES MANAGEMENT ACT 2007: SECTION 115
MINISTERIAL EXEMPTION ME9903068

TAKE notice that pursuant to section 115 of the Fisheries Management Act 2007 (the Act), a licence holder or a registered master of a Northern Zone Rock Lobster Fishery licence (the ‘exemption holder’) is exempt from Section 70 of the Fisheries Management Act 2007, Regulation 5 and clause 18(1)(a) of Schedule 6 of the Fisheries Management (General) Regulations 2017, but only insofar as the exemption holders are permitted to operate rock lobster pots set in waters specified in Schedule 1, less than 100 metres depth without a pot spike, being a metal rod fastened to the base of the pot, subject to conditions specified in Schedule 2, from 1 November 2019 until 30 October 2020, unless varied or revoked earlier.

SCHEDULE 1

Waters of the Northern Zone excluding aquatic reserves and Sanctuary Zones or Restricted Area Zones of any Marine Park.

SCHEDULE 2

1. The rock lobster pots used pursuant to this exemption must have a cove mouth opening (inner or outer) that consists of either:
   a. A rigid metal frame rectangular or square in shape with two opposite sides opening to not more than 135 mm; or
   b. A rigid metal frame circular in shape opening to not more than 150 mm in diameter.

2. Prior to using any rock lobster pot fitted as described in condition 1 in the 2019/20 fishing season the exemption holder must provide to the PIRSA Fisheries and Aquaculture in writing at GPO Box 1625, Adelaide 5001, or email Annabel.jones@sa.gov.au including the following information:
   a. A description of the metal frame attached to the cove mouth of all pots to be used; and
   b. The total number of pots fitted with the rectangular or circular metal frame on the cove mouth that are to be used by that licence holder.

3. The exemption holder must complete a South Australian Managed Fisheries Wildlife Interaction Form following any interaction between the exempted rock lobster pots and threatened, endangered or protected species (TEPS).

4. Completed South Australian Managed Fisheries Wildlife Interaction Forms must be submitted to SARDI within 28 days of any interaction.

5. Whilst engaged in the exempted activity, the exemption holder must have in their possession a copy of this notice, and produce that notice to a PIRSA Fisheries Officer upon request.
6. The exemption holder must not contravene or fail to comply with the *Fisheries Management Act 2007*, or any other regulations made under that Act, except where specifically exempted by this notice.

This notice does not purport to override the provisions or operation of any other Act including, but not limited to, the *Marine Parks Act 2007*. The exemption holder must comply with any relevant regulations, permits, requirements and directions from the Department for Environment and Water when undertaking activities within a marine park.

Dated 17 October 2019

[Signature]

Peter Dietman  
A/EXECUTIVE DIRECTOR  
FISHERIES AND AQUACULTURE  
Delegate of the Minister for Primary Industries and Regional Development