3 January 2018

NOTICE TO FISHERS

Dear: Licence holder in the Northern Zone Rock Lobster 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 Similar to last year the aim of Simplify Day is to remove outdated and redundant laws and regulations and to consolidate and simplify rules and processes wherever possible.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*

Objective ID: A3408873
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 Northern Zone Rock Lobster 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 Dr Annabel Jones, Program Leader – Commercial Fisheries; phone 08 84290165, email annabel.jones@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 conditions have been deleted from your licence and have been included in relevant Ministerial determinations:

11424
If Rock Lobster have been taken in a fishing region, Part A of the NZRL-CDR form must be completed prior to entering the other fishing Region.

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 B 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 update references to regulations or update species name (commencing 15 January 2018):

1311
During the term of this licence the licence holder shall take no more than 1,000 kilograms of Mulloway (Argyrosomus hololepidotus) from the waters west of the meridian of longitude 135°37' east (Cape Carnot, Eyre Peninsula).

This licence condition has been replaced with:

No more than a maximum of 1,000 kilograms of Mulloway (Argyrosomus japonicus) may be taken each financial year from the waters west of the meridian of longitude 135°37.084' east (Cape Carnot, Eyre Peninsula).

2541
Snapper (Pagrus auratus) must not be taken by using fish traps, nets or ocean jacket traps.

This licence condition has been replaced with:

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

4127
Where the holder of this licence is entitled to harvest the daily limit of cockles (Katelysia spp.) from within a quota management zone(s) and for personal bait use only, as described in the Fisheries Management (Marine Scalefish Fisheries) Regulations 2006 and the Fisheries Management (Rock Lobster Fisheries) Regulations 2006, the licence holder is permitted to harvest a maximum of 10 kilograms in any one day.

This licence condition has been replaced with:

Where the holder of this licence is entitled to harvest the daily limit of cockles (Katelysia spp.) from within a quota management zone(s) and for personal bait use only, as described in the Fisheries Management (Marine Scalefish Fisheries) Regulations 2017 and the Fisheries Management (Rock Lobster Fisheries) Regulations 2017, the licence holder is permitted to harvest a maximum of 10 kilograms in any one day.

11522
A Restricted Cockle Rake means a cockle rake as described in section 3 of the Fisheries Management (General) Regulations 2007 that may only be used to take cockle (Vongole - Katelysia spp.) quota entitlement.

This licence condition has been replaced with:

A Restricted Cockle Rake means a cockle rake as described in section 3 of the Fisheries Management (General) Regulations 2017 that may only be used to take cockle (Vongole - Katelysia spp.) quota entitlement.

4138
In these conditions unless a contrary intention appears:

"rock lobster" means Southern rocklobster (Jasus edwardsii);
“giant crab” means giant crab (*Pseudocarcinus gigas*)
“GCCDR” means the catch and disposal record for giant crabs to be filled out by the licence holder.
"conclusion of fishing trip" means either when giant crabs taken during a fishing trip leave the registered boat or when the registered boat containing giant crabs is removed from the water;
"registered boat" means a boat the registration of which is endorsed on this licence or a boat lawfully used in place of such a boat.

This licence condition has been replaced with:

In these conditions unless a contrary intention appears:
“rock lobster” means Southern rock lobster (*Jasus edwardsii*);
“giant crab” means giant crab (*Pseudocarcinus gigas*)
“GCCDR” means the catch and disposal record for giant crabs to be filled out by the licence holder.
"conclusion of fishing trip" means either when giant crabs taken during a fishing trip leave the registered boat or when the registered boat containing giant crabs is removed from the water;
"registered boat" means a boat the registration of which is endorsed on this licence or a boat lawfully used in place of such a boat.

4145
The licence holder may only take the following species for the purpose of trade or business:
Southern rock lobster (*Jasus edwardsii*);
Octopus (*Octopus spp.*);
Giant Crabs (*Psuedocarcinus gigas*).
Any other species listed in Schedule 1 of the *Fisheries Management (Rock Lobster Fisheries) Regulations 2006* may be taken for bait only and must not be sold.

This licence condition has been replaced with:

The licence holder may only take the following species for the purpose of trade or business:
Southern rock lobster (*Jasus edwardsii*);
Octopus (*Octopus spp.*);
Giant Crabs (*Psuedocarcinus gigas*).
Any other species listed in Schedule 1 of the *Fisheries Management (Rock Lobster Fisheries) Regulations 2017* may be taken for bait only and must not be sold.

4147
Subject to trip limits and quota restrictions, species listed in Schedule 1 of the *Fisheries Management (Rock Lobster Fisheries) Regulations 2006* may be taken for the purposes of trade or business pursuant to this licence.

This licence condition has been replaced with:

Subject to trip limits and quota restrictions, species listed in Schedule 1 of the *Fisheries Management (Rock Lobster Fisheries) Regulations 2017* may be taken for the purposes of trade or business pursuant to this licence.
The following licence condition have been **deleted** and redrafted to compliment new electronic reporting arrangements and standardise reporting timeframes (commencing 15 January 2018):

1367
The licence holder must contact the PIRSA Fishwatch on 1800 065 522 at least 2 hours prior to landing giant crabs and provide the location of unloading, the estimated time of unloading, the number of giant crabs to be unloaded, and the name of the registered fish processor to whom the giant crabs are to be consigned for weighing.

This licence condition has been replaced with:

*The licence holder must contact the PIRSA Fishwatch on 1800 065 522 or the Fisheries and Aquaculture Commercial Reporting App at least one (1) hour prior to landing giant crabs and provide the location of unloading, the estimated time of unloading, the number of giant crabs to be unloaded, and the name of the registered fish processor to whom the giant crabs are to be consigned for weighing.*

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 common name for rocklobster (one word) has been changed to rock lobster
- 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)).