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FISHERIES MANAGEMENT ACT 2007: SECTION 115
Ministerial Exemption number: ME9903270

TAKE notice that pursuant to section 115 of the *Fisheries Management Act 2007*, I Professor Gavin Begg, Executive Director Fisheries and Aquaculture, delegate of the Minister for Primary Industries and Regional Development, hereby declare that the holder of a Commercial Fishery Licence in the Lakes and Coorong Fishery and River Fishery or their registered master (the 'exemption holders') are exempt from section 53(2) of the *Fisheries Management Act 2007* and Regulation 5(a) and Schedule 6 of the *Fisheries Management (General Regulations) 2017* but only insofar as the exemption holder may use a Commercial Yabby Trap as described in schedule 1, to take Yabby in inland waters under their fishery licence (exempted activity) subject to the conditions specified in schedule 2 from 00:01 hrs on 1 July 2023 to 23:59 hrs on 30 June 2024, unless varied or revoked earlier.

SCHEDULE 1

For the purposes of this exemption a Commercial Yabby Trap is a trap constructed of a rigid, non-collapsible frame enclosed with wire mesh that:

- Must not be more than 1 metre at its greatest dimension;
- Must not have more than 2 entrance funnels;
- Must not have any entrance funnel that exceeds 4.5 centimetres at its narrowest part, or, where the Commercial Yabby Trap is open at the top with a 20 cm x 20 cm square opening, must not have any entrance funnel that exceeds 7.5 cm at its narrowest part;
- Must be buoyed with a 2 litre white float displaying Licence numbers.

SCHEDULE 2

1. The exemption holder must not cause the total number of Commercial Yabby Traps used at any one time to exceed the combined total number of Yabby Pot and/or Pyramid Net devices endorsed on the fishery licence, subject to the conditions of the licence.
2. While engaging in the exempted activity, the exemption holder must be in possession of a copy of this notice. This notice must be produced to a Fisheries Officer if requested.
3. While engaging in the exempted activity, the exemption holder must ensure that all interactions with the Commercial Yabby Trap from air-breathing animals or any other threatened, endangered and protected species (TEPS) are reported in the SARDI TEPS interaction logbook.
4. The exemption holder shall not contravene or fail to comply with the *Fisheries Management Act 2007*, or any 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 *River Murray Act 2003*. The exemption holders and their agents must comply with any relevant regulations, permits, requirements and directions from the Department for Environment and Water when undertaking activities within a specially protected area.

Dated: 28 June 2023

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Prof Gavin Begg

**EXECUTIVE DIRECTOR,
FISHERIES AND AQUACULTURE**

Delegate of the Minister for Primary Industries and Regional Development