

Fisheries Management (Pipi tool special approval) Order 2023

under the

Fisheries Management Act 1994

I, Peter Turnell, Director Fisheries and Aquaculture Management under section 37 of the *Fisheries Management Act 1994* and with the delegated authority of the Minister and Secretary under sections 227 and 228 of the Act make the following Order.

Dated this 3rd day of November 2023



Peter Turnell

Director Fisheries and Aquaculture Management
Department of Primary Industries
Regional NSW

Part 1 Preliminary

1. Name of Order

This Order is the *Fisheries Management (Pipi tool special approval) Order 2023*.

2. Commencement and Duration

This Order commences on the date it is published in the NSW Government Gazette and will remain in force until 1 July 2028.

Note: Notice of the making of this order will also be given by publishing the order on the website of the NSW Department of Primary Industries.

3. Definitions

In this Order:

cockle rake means rake designed to be held in the hand and consisting of a pole not exceeding 1.5 metres in length at one end to which is attached:

- (a) a crossbar with teeth;
- (b) a cross bar with a net in the form of a bag or cone; or
- (c) a cross bar with teeth and a net in the form of a bag or cone.

endorsement holder means a person who holds a hand gathering endorsement as described in clause 6 of the EG Plan.

EG Plan means the Appendix to the *Fisheries Management (Estuary General Share Management Plan) Regulation 2006*.

pipi means fish of the species *Donax deltoides*.

the Act means the *Fisheries Management Act 1994*.

Note: Pursuant to section 11 of the *Interpretation Act 1987*, unless otherwise specified words in this Order have the same meaning as in the Act.

Part 2 Special approval for authorised purposes

4. Use of a cockle rake, fork, chisel or trowel

- (1) Despite clause 6(8) of the EG Plan, an endorsement holder may take pipi using:
 - (a) a cockle rake, and
 - (b) a fork, chisel or trowel not exceeding 1.5 metres in length designed to be held in the hand.
- (2) A person assisting the endorsement holder under clause 38 of the EG Plan may also use a cockle rake and a fork, chisel or trowel designed to be held in the hand.