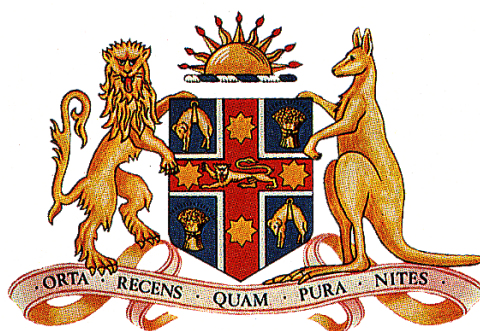




Government Gazette

of the State of

New South Wales

Number 620—Mining and Primary Industries
Friday, 3 December 2021

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Fisheries Management (Ocean Trap and Line Fishery Export Approval – North & South Solitary Islands, Fish Rock, Green Island and Magic Point Fishing Closure) Notification 2021

under the

Fisheries Management Act 1994

I, Sean Sloan, Deputy Director General Fisheries, with delegated authority under sections 227 and 228 of the *Fisheries Management Act 1994* (“the Act”) and pursuant to sections 8 and 11 of the Act, give notice of the following fishing closure.

Dated this 29th day of November 2021



SEAN SLOAN

Deputy Director General Fisheries
Department of Primary Industries
Regional NSW

Part 1 Preliminary

1. Name of Notification

This notification is the *Fisheries Management (Ocean Trap and Line Fishery Export Approval – North & South Solitary Islands, Fish Rock, Green Island and Magic Point Fishing Closure) Notification 2021*.

2. Commencement and duration

This notification commences on the date it is published in the NSW Government Gazette and will remain in force for a period of five years.

3. Definitions

In this notification:

burleying means any activity that would be reasonably likely to result in the aggregation of fish.

drift line has the same meaning as in clause 2 of the *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006*.

gang of hooks means a group of hooks, each of which is attached to, and in direct contact with, at least one other of those hooks.

hand held line means a rod (or pole) and line or handline.

lead line means a hand held line where weights may be placed on the line and one hook or a gang of hooks with bait (dead or alive) is used.

lead lining means the use of a lead line deployed from a boat that is making way (that is, a boat that is under active propulsion).

line fishing means the use of a hand held line, set line or drift line.

Ocean Trap and Line Fishery has the same meaning as in Schedule 1 to the Act.

set line has the same meaning as in clause 2 of the *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006*.

spinning means the use of an artificial fly or lure in connection with a hand held line deployed from a boat that is not making way (that is, a boat that is anchored, moored or otherwise held stationary), in a manner whereby the artificial fly or lure is retrieved at or near the surface of the water (that is, the fly or lure must not be allowed to sink prior to retrieval).

the Act means the *Fisheries Management Act 1994*.

trolling means the use of an artificial fly or lure in connection with a hand held line deployed from a boat that is making way (that is, a boat that is under active propulsion).

4. Revocation of Fisheries Management (Ocean Trap and Line Fishery Export Approval – North & South Solitary Islands, Fish Rock, Green Island and Magic Point) Notification 2020

Pursuant to section 11 of the Act, the *Fisheries Management (Ocean Trap and Line Fishery Export Approval – North & South Solitary Islands, Fish Rock, Green Island and Magic Point) Notification 2020* published in *NSW Government Gazette* No. 100 of 19 May 2020 at pages 2021 to 2025 is revoked, as is any notification revived as a result of this revocation.

5. Fishing closure

Pursuant to section 8 of the Act:

- a) all endorsement holders in the Ocean Trap and Line Fishery are prohibited from taking all species of fish by the methods of fishing specified in Column 1 of Schedules 1, 2, 3 and 4 to this notification, from the waters described opposite in Column 2 of Schedules 1, 2, 3 and 4 for the period specified opposite in Column 3 of Schedules 1, 2, 3 and 4.

SCHEDULE 1

Column 1 Methods	Column 2 Waters	Column 3 Period
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	The Steps / Anemone Bay – North Solitary Island All waters from mean high water mark and extending 500 metres in all directions around a point centred on the following coordinates: E 153°23.355' S 29°55.351'	From 1 June to 31 December (inclusive) each year
Burleying	The Steps / Anemone Bay – North Solitary Island All waters as described above plus an additional 500 metres extending in all	From 1 June to 31 December (inclusive) each year

	directions beyond the waters described above.	
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SCHEDULE 2

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	Manta Arch – South Solitary Island All waters from mean high water mark and extending 500 metres in all directions around a point centred on the following coordinates: E 153°16.086' S 30°12.141'	All year
Burleying	Manta Arch – South Solitary Island All waters as described above plus an additional 500 metres extending in all directions beyond the waters described above.	All year

SCHEDULE 3

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	Fish Rock – Green Island and connecting corridor All waters from mean high water mark and extending 1,000 metres from mean high water mark in all directions around Green Island and Fish Rock, and including all waters within 1,000 metres of a connecting line extending between the closest extremities of Green Island and Fish Rock.	All year
Burleying	Fish Rock – Green Island and connecting corridor All waters as described above plus an additional 500 metres extending in all directions beyond the waters described above.	All year

SCHEDULE 4

<i>Column 1 Methods</i>	<i>Column 2 Waters</i>	<i>Column 3 Period</i>
All methods of line fishing other than trolling, spinning and lead lining, but only if the use of a lead line is for the species described in Column 1 of	Magic Point - Maroubra All waters from mean high water mark and extending 500 metres in all directions	All year

Schedule 5 and in accordance with the restrictions specified in Column 2 of Schedule 5.	around a point centred on the following coordinates: E 151°15.864' S 33°57.359'	
Burleying	Magic Point – Maroubra All waters as described above plus an additional 500 metres extending in all directions beyond the waters described above.	All year

SCHEDULE 5

Column 1 Species (Common name (Scientific name))	Column 2 Restrictions on the use of a lead line
Yellowtail Kingfish (<i>Seriola lalandi</i>) Amberjack / Samsonfish (<i>Seriola dumerili</i> & <i>S. hippos</i>) Rainbow Runner (<i>Elagatis bipinnulata</i>) Cobia (<i>Rachycentron canadum</i>) Spotted Mackerel (<i>Scomberomorus munroi</i>) Spanish Mackerel (<i>Scomberomorus commerson</i>) Australian Bonito (<i>Sarda australis</i>) Tailor (<i>Pomatomus saltatrix</i>)	1. The licensed fishing boat from which a lead line is deployed must be making way (that is, under active propulsion) at all times; 2. No more than two lead lines are to be deployed from a licensed fishing boat; 3. No more than one hook or gang of hooks is to be used on each lead line; 4. The hooks used on a lead line must be constructed of plain steel (that is, not stainless steel); 5. A lead line must not be used between half-an-hour past official sunset and half-an-hour before official sunrise; and 6. A lead line must not have weights of more than 500g attached to it when used in areas declared by a notification under section 220T of the Act to be critical habitat of the Greynurse Shark.

Note: Latitude and longitude coordinates are in WGS 1984 datum.