

Fisheries Management (Special Approval for Prawn Nets (Set Pocket)) Order 2020

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***) make the following Order under section 37 of the Act.

Dated 11 December 2020.



Sean Sloan

Deputy Director General Fisheries
Department of Primary Industries (within Regional NSW)

Part 1 Preliminary

1 Name of Order

This Order is the *Fisheries Management (Special Approval for Prawn Nets (Set Pocket)) Order 2020*.

2 Commencement and duration

This Order commences on 24 November 2020 and will remain in force until 23 November 2022.

Note: Notice of this Order will be given by publishing it on the Department's website.

3 Definitions

In this Order:

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

Estuary General fishery means the share management fishery of that name, described in Schedule 1 to the Act.

fishing business has the same meaning as in clause 34Q of the Act.

other prawning endorsement holder means a prawning endorsement for the same region as the set pocket prawning endorsement holder.

prawning endorsement has the same meaning as in clause 6 of the EG Plan.

region means the regions of the EG fishery specified and described in the Table to clause 4 of the EG Plan.

set pocket prawning endorsement holder means an endorsement holder entitled to use a prawn net (set pocket) under Division 3 of Part 7A of the EG Plan.

the Act means the *Fisheries Management Act 1994*.

Part 2 Order

4 Method and waters to which this order applies.

(1) This order applies to the use of prawn nets (set pocket) to take prawns in waters referred to in clause 35G of the EG Plan.

(2) Despite clause 35L(3) and clause 42(1)(a) of the EG Plan, a set pocket prawning endorsement holder is authorised to take fish with assistance in the use of the net:

- (a) from 1 or more other prawning endorsement holders if the set pocket prawning endorsement holder's fishing business has as a component, fewer than 250 estuary general – prawning shares for the same region, or
- (b) from 1 or more other prawning endorsement holders, in addition to 1 other person under clause 42 of the EG Plan,

(3) Despite clause 37(c) of the EG Plan, if a set pocket prawning endorsement holder takes fish with assistance in the use of the net from 1 or more other prawning endorsement holders, any fish taken must be kept in the possession of at least 1 of the prawning endorsement holders until the fish are lawfully disposed of.