

Fisheries Management (Tailor Possession Limit) Order 2021

under the

Fisheries Management Act 1994

I, Sean Sloan, Deputy Director General Fisheries, with delegated under sections 227 and 228 of the *Fisheries Management Act 1994* (“the Act”), make the following order under section 17C of the Act.

Dated this 17th day of September 2021



Sean Sloan

Deputy Director General Fisheries
Department of Primary Industries
Regional NSW

Part 1 Preliminary

1. Name of Order

This Order is the *Fisheries Management (Tailor Possession Limit) Order 2021*.

2. Commencement and duration

This Order 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 Order:

drift line has the same meaning as in clause 2 of the Appendix to the *Fisheries Management (Estuary General Share Management Plan) Regulation 2006*.

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

hand held line means a rod and line or handline.

hauling net (general purpose) means a net as described:

- (a) in clause 15A of the Appendix to the *Fisheries Management (Ocean Hauling Share Management Plan) Regulation 2006* in the case of an endorsement holder in the Ocean Haul Fishery; or

- (b) in clause 17 of the *Fisheries Management (Estuary General Share Management Plan) Regulation 2006* in the case of an endorsement holder in the Estuary General Fishery.

landing net means a net that complies with the description set out in the Table in clause 11A of the Appendix to the *Fisheries Management (Supporting Plan) Regulation 2006*.

Ocean Hauling Fishery means the share management fishery of that name, as described in Schedule 1 to the Act.

possession limit means the maximum quantity of fish that a person may have in the person's possession in any specified circumstance.

set line has the same meaning as in clause 2 of the Appendix to the *Fisheries Management (Estuary General Share Management Plan) Regulation 2006*.

the Act means the *Fisheries Management Act 1994*.

whole weight means the weight of fish prior to any processing or removal of any part of the fish.

Part 2 Order

4. Order

- (1) The possession limit in this Order applies to all endorsement holders in the Ocean Hauling Fishery and the Estuary General Fishery.
- (2) A person to whom this Order applies must not have in their possession during any day or from the time of departure on a fishing trip to the time of return to port (if longer than a day), a bycatch of tailor (*Pomatomus saltatrix*) of more than the following amounts:
 - (a) 100 kg whole weight if the bycatch was taken by use of a hauling net (general purpose); or
 - (b) 50 kg whole weight if the bycatch was taken by use of any other net that may be lawfully used to take fish in the Ocean Hauling Fishery or the Estuary General Fishery; or
 - (c) 0 kg if the bycatch was taken by any other lawful method used to take fish in the Estuary General Fishery, unless bycatch was taken using a set line, hand held line, a drift line or a landing net when used in conjunction with a set line, hand line or drift line .

Note: This order is made in conjunction with the *Fisheries Management (Tailor Fishing Closure) Notification 2021*.