



Queensland

Fisheries Legislation Amendment Regulation (No. 1) 2014

Subordinate Legislation 2014 No. 69

made under the

Fisheries Act 1994

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Part 1 Preliminary

1 Short title

This regulation may be cited as the *Fisheries Legislation Amendment Regulation (No. 1) 2014*.

2 Commencement

- (1) Section 14 commences on 1 June 2014.
- (2) Section 22 commences on 1 July 2014.

Part 2 Amendment of Fisheries Regulation 2008

3 Regulation amended

This part amends the *Fisheries Regulation 2008*.

4 Amendment of s 42 (Prohibited activities and regulated period)

Section 42(1)—

omit, insert—

- (1) A regulated person must not—
 - (a) take Australian bass in tidal waters during the regulated period; or
 - (b) possess Australian bass taken in contravention of paragraph (a).

[s 5]

5 Amendment of s 47 (Prohibited activities and regulated periods)

Section 47(2)(a) to (j)—

omit, insert—

- (a) from 21 October 2014 to 25 October 2014;
- (b) from 19 November 2014 to 23 November 2014;
- (c) from 10 October 2015 to 14 October 2015;
- (d) from 9 November 2015 to 13 November 2015;
- (e) from 28 October 2016 to 1 November 2016;
- (f) from 26 November 2016 to 30 November 2016;
- (g) from 17 October 2017 to 21 October 2017;
- (h) from 15 November 2017 to 19 November 2017;
- (i) from 6 October 2018 to 10 October 2018;
- (j) from 5 November 2018 to 9 November 2018.

6 Amendment of s 51 (Regulated waters for div 5)

Section 51, entry for Boyne River (Auburn River Basin) at Boondoomba Dam, 'Boondoomba'—

omit, insert—

Boondooma

7 Amendment of s 58A (Prohibited activities and regulated period)

Section 58A(2), '31 January'—

omit, insert—

31 December

8 Amendment of s 252 (Restriction on writing multiple fishery symbols)

Section 252, before “C3”—

insert—

‘C1’,

9 Amendment of s 476 (Use of general purpose mesh nets south of Baffle Creek)

Section 476(1), after ‘in waters’—

insert—

, other than waters in a river or creek,

10 Insertion of new s 476A

After section 476—

insert—

476A Use of mesh and seine nets south of Baffle Creek

- (1) A mesh net or seine net may be used in a river or creek south of the northern bank of Baffle Creek only if—
 - (a) for a mesh net, the net—
 - (i) is no longer than 400m; and
 - (ii) has a mesh size of at least 50mm (other than in a back net), but no more than 165mm; or
 - (b) for a seine net, the net—
 - (i) is no longer than 200m; and

[s 11]

- (ii) has a mesh size of at least 50mm (other than in a back net), but no more than 165mm.
- (2) Despite subsection (1), a mesh net or seine net must not be used in a river or creek in an original ocean beach fishery area from 1 April to 31 August.

11 Amendment of s 524 (Fishery area)

Section 524, 'creek', first mentioned—

omit, insert—

creek,

12 Amendment of s 596 (Permitted ways of taking crabs)

Section 596—

insert—

- (4) Despite subsection (2), if a commercial fisher is acting under a licence that has the fishery symbol 'C1' written on it more than once, the fisher may use, at any one time, no more than a total of 100 items of crab apparatus, including any combination of items of crab apparatus.

13 Amendment of s 596B (Possession of crab apparatus)

Section 596B—

insert—

- (2) However, if a commercial fisher is acting under a licence that has the fishery symbol 'C1' written on it more than once, the fisher may possess on a boat in the fishery area no more than a total of 100 items of crab apparatus, including any combination of items of crab apparatus.

14 Omission of ch 11, pt 1A, div 5 (Annual quota)

Chapter 11, part 1A, division 5—

omit.

15 Amendment of sch 1 (Regulated waters)

(1) Schedule 1, part 1, entry for Australian bass waters—

omit.

(2) Schedule 1, part 2, entry for Dumaresq River at Bonshaw Weir—

omit, insert—

| | | |
|--------------------------------|---|--------------------|
| Dumaresq River at Bonshaw Weir | Dumaresq River from Bonshaw Weir to 100m downstream of Bonshaw Weir | part 5, division 5 |
|--------------------------------|---|--------------------|

(3) Schedule 1, part 2, entry for Pike Creek at Glenlyon Dam—

omit, insert—

| | | |
|----------------------------|---|--------------------|
| Pike Creek at Glenlyon Dam | Pike Creek from 100m upstream to 200m downstream of the Glenlyon Dam wall | part 5, division 5 |
|----------------------------|---|--------------------|

(4) Schedule 1, part 2, entry for Barwon River at Mungindi Weir—

omit, insert—

| | | |
|-------------------------------|---|--------------------|
| Barwon River at Mungindi Weir | Barwon River from Mungindi Weir to 100m downstream of Mungindi Weir | part 5, division 5 |
|-------------------------------|---|--------------------|

(5) Schedule 1, part 2, entry for Quart Pot Creek at Storm King Dam—

omit, insert—

| | | |
|-----------------------------------|--|--------------------|
| Quart Pot Creek at Storm King Dam | Quart Pot Creek from 100m upstream to 200m downstream of the Storm King Dam wall | part 5, division 5 |
|-----------------------------------|--|--------------------|

(6) Schedule 1, part 2, entry for Balonne River at Beardmore Dam and Jack Taylor Weir—

[s 15]

omit, insert—

| | | |
|---|--|--------------------|
| Balonne River at Beardmore Dam and Jack Taylor Weir | Balonne River from— (a) 100m upstream to 200m downstream of the Beardmore Dam wall; and (b) 100m upstream to 200m downstream of Jack Taylor Weir | part 5, division 5 |
|---|--|--------------------|

- (7) Schedule 1, part 2, entry for Macintyre Brook at Coolmunda Dam, Whetstone and Bendor weirs—

omit, insert—

| | | |
|--|---|--------------------|
| Macintyre Brook at Coolmunda Dam, Whetstone and Bendor weirs | Macintyre Brook from— (a) 100m upstream to 200m downstream of the Coolmunda Dam spillway wall; and (b) 100m upstream to 200m downstream of Whetstone Weir; and (c) 100m upstream to 200m downstream of Bendor Weir | part 5, division 5 |
|--|---|--------------------|

- (8) Schedule 1, part 2, entry for Sandy Creek at Leslie Dam—

omit, insert—

| | | |
|---------------------------|--|--------------------|
| Sandy Creek at Leslie Dam | Sandy Creek from 100m upstream to 200m downstream of the Leslie Dam wall | part 5, division 5 |
|---------------------------|--|--------------------|

- (9) Schedule 1, part 2, entry for Burnett Creek at Maroon Dam—

omit, insert—

| | | |
|-----------------------------|--|--------------------|
| Burnett Creek at Maroon Dam | Burnett Creek from 100m upstream to 200m downstream of the Maroon Dam wall | part 5, division 5 |
|-----------------------------|--|--------------------|

- (10) Schedule 1, part 2, entry for Reynolds Creek at Moogerah Dam—

omit, insert—

| | | |
|--------------------------------|---|--------------------|
| Reynolds Creek at Moogerah Dam | Reynolds Creek from 100m upstream to 200m downstream of the Moogerah Dam wall | part 5, division 5 |
|--------------------------------|---|--------------------|

- (11) Schedule 1, part 2, entry for Nerang River at Hinze Dam—

omit, insert—

| | | |
|---------------------------|--|--------------------|
| Nerang River at Hinze Dam | Nerang River from 100m upstream to 600m downstream of the Hinze Dam wall | part 5, division 5 |
|---------------------------|--|--------------------|

(12) Schedule 1, part 2, entry for Albert River at Luscombe Weir—

omit, insert—

| | | |
|-------------------------------|---|--------------------|
| Albert River at Luscombe Weir | Albert River from 100m upstream to 200m downstream of Luscombe Weir | part 5, division 5 |
|-------------------------------|---|--------------------|

(13) Schedule 1, part 2, entry for Logan River at South Maclean and Cedar Grove weirs—

omit, insert—

| | | |
|--|---|--------------------|
| Logan River at South Maclean and Cedar Grove weirs | waters of the Logan River from— | part 5, division 5 |
| | (a) 100m upstream to 200m downstream of South Maclean Weir; and (b) 100m upstream to 200m downstream of Cedar Grove Weir | |

(14) Schedule 1, part 2, entry for Brisbane River at Old Mt Crosby Weir—

omit, insert—

| | | |
|--------------------------------------|--|--------------------|
| Brisbane River at Old Mt Crosby Weir | Brisbane River from 100m upstream to 200m downstream of Old Mt Crosby Weir | part 5, division 5 |
|--------------------------------------|--|--------------------|

(15) Schedule 1, part 2, entry for Brisbane River at Mt Crosby Weir—

omit, insert—

| | | |
|----------------------------------|--|--------------------|
| Brisbane River at Mt Crosby Weir | Brisbane River from 100m upstream to 200m downstream of Mt Crosby Weir | part 5, division 5 |
|----------------------------------|--|--------------------|

(16) Schedule 1, part 2, entry for Brisbane River at Wivenhoe Dam—

[s 15]

omit, insert—

| | | |
|--------------------------------|---|--------------------|
| Brisbane River at Wivenhoe Dam | Brisbane River from 100m upstream to 600m downstream of the Wivenhoe Dam wall | part 5, division 5 |
|--------------------------------|---|--------------------|

(17) Schedule 1, part 2, entry for Balonne River at Surat Weir—

omit, insert—

| | | |
|-----------------------------|---|--------------------|
| Balonne River at Surat Weir | Balonne River from 100m upstream to 200m downstream of Surat Weir | part 5, division 5 |
|-----------------------------|---|--------------------|

(18) Schedule 1, part 2, entry for Condamine River at Chinchilla, Loudon, Lemon Tree, Yarramalong, Cecil Plains and Reilly's weirs—

omit, insert—

| | | |
|---|--|--------------------|
| Condamine River at Chinchilla, Loudon, Lemon Tree, Yarramalong, Cecil Plains and Reilly's weirs | Condamine River as follows— <ul style="list-style-type: none"> • from 100m upstream to 200m downstream of Chinchilla Weir • from 100m upstream to 200m downstream of Loudon Weir • from 100m upstream to 200m downstream of Lemon Tree Weir • from 100m upstream to 200m downstream of Yarramalong Weir • from 100m upstream to 200m downstream of Cecil Plains Weir • from 27°02.24' south, 149°57.12' east (approximately 14km upstream from the weir) to 200m downstream of Reilly's Weir | part 5, division 5 |
|---|--|--------------------|

(19) Schedule 1, part 2, entry for Dogwood Creek at Gil Weir (formerly Miles Weir)—

omit, insert—

| | | |
|---|---|--------------------|
| Dogwood Creek at Gil Weir (formerly Miles Weir) | Dogwood Creek from 100m upstream to 200m downstream of Gil Weir (formerly Miles Weir) | part 5, division 5 |
|---|---|--------------------|

- (20) Schedule 1, part 2, entry for Six Mile Creek at Lake Macdonald—

omit, insert—

| | | |
|----------------------------------|---|--------------------|
| Six Mile Creek at Lake Macdonald | Six Mile Creek from 100m upstream to 200m downstream of the Lake Macdonald dam wall | part 5, division 5 |
|----------------------------------|---|--------------------|

- (21) Schedule 1, part 2, entry for Boyne River (Auburn River Basin) at Boondoomba Dam—

omit, insert—

| | | |
|--|--|--------------------|
| Boyne River (Auburn River Basin) at Boondoomba Dam | Boyne River in the Auburn River Basin from 100m upstream to 200m downstream of the Boondoomba Dam wall | part 5, division 5 |
|--|--|--------------------|

- (22) Schedule 1, part 2, entry for Dawson River at Glebe Weir—

omit, insert—

| | | |
|----------------------------|--|--------------------|
| Dawson River at Glebe Weir | Dawson River from 100m upstream to 200m downstream of Glebe Weir | part 5, division 5 |
|----------------------------|--|--------------------|

- (23) Schedule 1, part 2, entry for Dawson River at Gylanda Weir—

omit, insert—

| | | |
|------------------------------|--|--------------------|
| Dawson River at Gylanda Weir | Dawson River from 100m upstream to 200m downstream of Gylanda Weir | part 5, division 5 |
|------------------------------|--|--------------------|

- (24) Schedule 1, part 2, entry for Nogo River at Wuruma Dam—

omit, insert—

| | | |
|--------------------------|---|--------------------|
| Nogo River at Wuruma Dam | Nogo River from 100m upstream to 200m downstream of the Wuruma Dam wall | part 5, division 5 |
|--------------------------|---|--------------------|

- (25) Schedule 1, part 2, entry for Dawson River at Theodore Weir—

[s 15]

omit, insert—

| | | |
|-------------------------------|---|--------------------|
| Dawson River at Theodore Weir | Dawson River from 100m upstream to 200m downstream of Theodore Weir | part 5, division 5 |
|-------------------------------|---|--------------------|

(26) Schedule 1, part 2, entry for Burnett River at Paradise Dam, Claude Wharton, Ned Churchward and Kirar weirs—

omit, insert—

| | | |
|---|--|--------------------|
| Burnett River at Paradise Dam, Claude Wharton, Ned Churchward and Kirar weirs | the following waters of Burnett River— <ul style="list-style-type: none"> • from 100m upstream to 200m downstream of the Paradise Dam wall • from 100m upstream to 200m downstream of Claude Wharton Weir • from 100m upstream to 200m downstream of Ned Churchward Weir • from 100m upstream to 200m downstream of Kirar Weir | part 5, division 5 |
|---|--|--------------------|

(27) Schedule 1, part 2, entry for Three Moon Creek at Cania Dam—

omit, insert—

| | | |
|-------------------------------|--|--------------------|
| Three Moon Creek at Cania Dam | Three Moon Creek from 100m upstream to 200m downstream of Cania Dam wall | part 5, division 5 |
|-------------------------------|--|--------------------|

(28) Schedule 1, part 2, entry for Dawson River at Moura Weir—

omit, insert—

| | | |
|----------------------------|--|--------------------|
| Dawson River at Moura Weir | Dawson River from 100m upstream to 200m downstream of Moura Weir | part 5, division 5 |
|----------------------------|--|--------------------|

(29) Schedule 1, part 2, entry for Dawson River at Orange Creek Weir—

omit, insert—

| | | |
|-----------------------------------|---|--------------------|
| Dawson River at Orange Creek Weir | Dawson River from 100m upstream to 200m downstream of Orange Creek Weir | part 5, division 5 |
|-----------------------------------|---|--------------------|

- (30) Schedule 1, part 2, entry for Dawson River at Neville Hewitt Weir—

omit, insert—

| | | |
|-------------------------------------|---|--------------------|
| Dawson River at Neville Hewitt Weir | Dawson River from 100m upstream to 200m downstream of Neville Hewitt Weir | part 5, division 5 |
|-------------------------------------|---|--------------------|

- (31) Schedule 1, part 2, entry for Boyne River (Boyne River Basin) at Awoonga Dam—

omit, insert—

| | | |
|--|--|--------------------|
| Boyne River (Boyne River Basin) at Awoonga Dam | Boyne River in the Boyne River Basin from 100m upstream to 200m downstream of the Awoonga Dam wall | part 5, division 5 |
|--|--|--------------------|

- (32) Schedule 1, part 2, entry for Fitzroy River at Eden Bann Weir—

omit, insert—

| | | |
|---------------------------------|---|--------------------|
| Fitzroy River at Eden Bann Weir | Fitzroy River from 100m upstream to 200m downstream of Eden Bann Weir | part 5, division 5 |
|---------------------------------|---|--------------------|

- (33) Schedule 1, part 2, entry for Thomson River at Fairmount Weir—

omit, insert—

| | | |
|---------------------------------|---|--------------------|
| Thomson River at Fairmount Weir | Thomson River from 100m upstream to 200m downstream of Fairmount Weir | part 5, division 5 |
|---------------------------------|---|--------------------|

- (34) Schedule 1, part 2, entry for Fitzroy River at Wattlebank Control Weir—

omit, insert—

| | | |
|--|--|--------------------|
| Fitzroy River at Wattlebank Control Weir | Fitzroy River from 100m upstream to 200m downstream of Wattlebank Control Weir | part 5, division 5 |
|--|--|--------------------|

- (35) Schedule 1, part 2, entry for Nogoia River at Fairbairn Dam—

[s 16]

omit, insert—

| | | |
|------------------------------|---|--------------------|
| Nogoa River at Fairbairn Dam | Nogoa River from 100m upstream to 200m downstream of the Fairbairn Dam wall | part 5, division 5 |
|------------------------------|---|--------------------|

- (36) Schedule 1, part 2, entry for Pioneer River at the Marian, Mirani and Dumbleton weirs—

omit, insert—

| | | |
|---|--|--------------------|
| Pioneer River at the Marian, Mirani and Dumbleton weirs | Pioneer River from— | part 5, division 5 |
| | (a) 100m upstream to 200m downstream of Marian Weir; and | |
| | (b) 100m upstream to 200m downstream of Mirani Weir; and | |
| | (c) 100m upstream to 200m downstream of Dumbleton Weir | |

- (37) Schedule 1, part 2, entry for Burdekin River at Clare Weir—

omit, insert—

| | | |
|------------------------------|--|--------------------|
| Burdekin River at Clare Weir | Burdekin River from 100m upstream to 200m downstream of Clare Weir | part 5, division 5 |
|------------------------------|--|--------------------|

16 Amendment of sch 2 (Regulated fish declarations)

- (1) Schedule 2, part 2, entries for Cairns rainbowfish, ornate rainbowfish and threadfin rainbowfish—

omit.

- (2) Schedule 2, part 2—

insert—

| | | | |
|--|---|------------------------------|--|
| banded rainbowfish, blackbanded rainbowfish, Cairns rainbowfish, chequered rainbowfish, crimson spotted rainbowfish, desert rainbowfish, Eastern rainbowfish, Lake Eacham rainbowfish, McCulloch’s rainbowfish, Murray River rainbowfish, ornate rainbowfish or threadfin rainbowfish | N | more than 20 of each species | a person taking or possessing the fish |
|--|---|------------------------------|--|

(3) Schedule 2, part 2, entry for grey reef shark—

[s 16]

omit, insert—

| | | | |
|-----------------|---|---|--|
| grey reef shark | F | the fish, or the tail or fins of the fish, if the tail or any of the fins are removed from the body of the fish | a person possessing the fish, or the tail or fins of the fish on a boat |
| | F | filleted | a person possessing the fish on a boat |
| | N | more than 1 | a person taking or possessing the fish |
| | S | more than 150cm or interdorsal length more than 60cm | a person taking or possessing the fish, unless the person is acting under a licence on which is written— (a) the fishery symbols— (i) ‘N1’, ‘N2’, ‘N4’, ‘N10’, ‘N11’, ‘K1’, ‘K2’, ‘K3’, ‘K4’, ‘K5’, ‘K6’, ‘K7’ or ‘K8’; and (ii) ‘S’; or (b) the fishery symbol ‘N3’ or ‘N9’ |

(4) Schedule 2, part 2, entry for guitarfish—

omit, insert—

| | | | |
|------------|---|---|--|
| guitarfish | F | the fish, or the tail or fins of the fish, if the tail or any of the fins are removed from the body of the fish | a person possessing the fish, or the tail or fins of the fish on a boat |
| | F | filleted | a person possessing the fish on a boat |
| | N | more than 1 | a recreational fisher taking or possessing the fish |
| | S | more than 150cm or interdorsal length more than 60cm | a person taking or possessing the fish, unless the person is acting under a licence on which is written— (a) the fishery symbols— (i) ‘N1’, ‘N2’, ‘N4’, ‘N10’, ‘N11’, ‘K1’, ‘K2’, ‘K3’, ‘K4’, ‘K5’, ‘K6’, ‘K7’ or ‘K8’; and (ii) ‘S’; or (b) the fishery symbol ‘N3’ or ‘N9’ |

(5) Schedule 2, part 2, entry for ray (other than guitarfish, manta ray and shovelnose ray)—

[s 16]

omit, insert—

| | | | |
|---|---|--|---|
| ray (other than guitarfish, manta ray and shovelnose ray) | F | the fish divided into portions in a way that does not allow an inspector to count the number of the fish reasonably easily | a person possessing the fish on a boat |
| | F | the fish, or its tail or fins unless its tail and all of its fins are secured to the body | a person possessing the fish taken in waters east of longitude 142°31'49" east unless the person is acting under a commercial fishing boat licence on which is written the fishery symbols— (a) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and (b) 'S' |
| | F | the fin or tail separated from the body of the fish | a person possessing the fin or tail on a boat unless the person also possesses, on the boat, the body of the fish from which the fin or tail was taken |
| | F | filleted | a person possessing the fish taken in waters east of longitude 142°31'49" east unless the person is acting under a commercial fishing boat licence on which is written the fishery symbols— (a) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and (b) 'S' |

| | | | |
|--|---|-------------|--|
| | N | more than 1 | a recreational fisher taking or possessing the fish |
| | N | more than 4 | <ol style="list-style-type: none"> 1 a person taking the fish while acting under a licence on which is written the fishery symbol 'L1', 'L2', 'L3' or 'L8', unless the person is also acting under a licence on which is written the fishery symbol 'S' 2 if the prescribed commercial catch for the fish in waters north of latitude 24°30' south and east of longitude 142°31'49" east is more than 480t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'L2', 'L3' or 'L8' 3 if the prescribed commercial catch for the fish in waters south of latitude 24°30' south is more than 120t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'L1' or 'L8' |

[s 16]

| | | | |
|--|---|--|---|
| | N | more than 10 | <p>1 a person taking the fish while acting under a licence on which is written the fishery symbol 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8', unless the person is also acting under a licence on which is written the fishery symbol 'S'</p> <p>2 if the prescribed commercial catch for the fish in waters north of latitude 24°30' south and east of longitude 142°31'49" east is more than 480t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'</p> <p>3 if the prescribed commercial catch for the fish in waters south of latitude 24°30' south is more than 120t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'</p> |
| | S | more than 150cm or interdorsal length more than 60cm | <p>a person taking or possessing the fish, unless the person is acting under a licence on which is written—</p> <p>(a) the fishery symbols—</p> <p>(i) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and</p> <p>(ii) 'S'; or</p> <p>(b) the fishery symbol 'N3', 'N9', 'N12' or 'N13'.</p> |

- (6) Schedule 2, part 2, entry for shark (other than grey reef shark, whitetip reef shark, spartooth shark, white shark and sandtiger shark)—

omit, insert—

| | | | |
|--|---|--|---|
| shark (other than grey reef shark, whitetip reef shark, speartooth shark, white shark and sandtiger shark) | F | the fish divided into portions in a way that does not allow an inspector to count the number of the fish reasonably easily | a person possessing the fish on a boat |
| | F | the fish, or its tail or fins unless its tail and all of its fins are secured to the body | a person possessing the fish on a boat that is taken in waters east of longitude 142°31'49" east unless the person is acting under a commercial fishing boat licence on which is written the fishery symbols— (a) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and (b) 'S' |
| | F | the fin or tail separated from the body of the fish | a person possessing the fin or tail on a boat unless the person also possesses, on the boat, the body of the fish from which the fin or tail was taken |
| | F | filleted | a person possessing the fish on a boat that is taken in waters east of longitude 142°31'49" east unless the person is acting under a commercial fishing boat licence on which is written the fishery symbols— (a) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and (b) 'S' |

[s 16]

| | | | |
|--|---|-------------|--|
| | N | more than 1 | a recreational fisher taking or possessing the fish |
| | N | more than 4 | <ol style="list-style-type: none"> 1 a person taking the fish while acting under a licence on which is written the fishery symbol 'L1', 'L2', 'L3' or 'L8', unless the person is also acting under a licence on which is written the fishery symbol 'S' 2 if the prescribed commercial catch for the fish in waters north of latitude 24°30' south and east of longitude 142°31'49" east is more than 480t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'L2', 'L3' or 'L8' 3 if the prescribed commercial catch for the fish in waters south of latitude 24°30' south is more than 120t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'L1' or 'L8' |

| | | | |
|--|---|--|---|
| | N | more than 10 | <p>1 a person taking the fish while acting under a licence on which is written the fishery symbol 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8', unless the person is also acting under a licence on which is written the fishery symbol 'S'</p> <p>2 if the prescribed commercial catch for the fish in waters north of latitude 24°30' south and east of longitude 142°31'49" east is more than 480t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'</p> <p>3 if the prescribed commercial catch for the fish in waters south of latitude 24°30' south is more than 120t—a person taking the fish in, or possessing the fish taken in, the waters while acting under a licence on which is written the fishery symbol 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'</p> |
| | S | more than 150cm or interdorsal length more than 60cm | <p>a person taking or possessing the fish, unless the person is acting under a licence on which is written—</p> <p>(a) the fishery symbols—</p> <p>(i) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and</p> <p>(ii) 'S'; or</p> <p>(b) the fishery symbol 'N3', 'N9', 'N11', 'N12' or 'N13'</p> |

[s 16]

| | | | |
|--|--------|--|--|
| | W F | more than 100kg of the fish in filleted form | a person taking the fish in the Gulf of Carpentaria waters or possessing the fish taken in the waters while acting under a commercial fishing boat licence or developmental fishing permit authorising the taking of fish for trade or commerce using a fishing line |
|--|--------|--|--|

(7) Schedule 2, part 2, entry for shovelnose ray—
omit, insert—

| | | | |
|----------------|---|---|--|
| shovelnose ray | F | the fish, or the tail or fins of the fish, if the tail or any of the fins are removed from the body of the fish | a person possessing the fish, tail or fins on a boat |
| | F | filleted | a person possessing the fish on a boat |
| | N | more than 1 | a recreational fisher taking or possessing the fish |
| | S | more than 150cm or interdorsal length more than 60cm | a person taking or possessing the fish, unless the person is acting under a licence on which is written— (a) the fishery symbols— (i) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and (ii) 'S'; or (b) the fishery symbol 'N3' or 'N9' |

(8) Schedule 2, part 2, entry for trevally (other than queenfish, swallowtail dart and yellowtail kingfish)—
omit, insert—

| | | | |
|--|---|--------------|---|
| trevally (other than amberjack, queenfish, Samsonfish, swallowtail dart and yellowtail kingfish) | N | more than 20 | a recreational fisher taking or possessing the fish |
|--|---|--------------|---|

- (9) Schedule 2, part 2, entry for whitetip reef shark—
omit, insert—

| | | | |
|---------------------|---|---|--|
| whitetip reef shark | F | the fish, or the tail or fins of the fish, if the tail or any of the fins are removed from the body of the fish | a person possessing the fish, tail or fins on a boat |
| | F | filleted | a person possessing the fish on a boat |
| | N | more than 1 | a person taking or possessing the fish |
| | S | more than 150cm or interdorsal length more than 60cm | a person taking or possessing the fish, unless the person is acting under a licence on which is written— (a) the fishery symbols— (i) 'N1', 'N2', 'N4', 'N10', 'N11', 'K1', 'K2', 'K3', 'K4', 'K5', 'K6', 'K7' or 'K8'; and (ii) 'S'; or (b) the fishery symbol 'N3' or 'N9' |

- (10) Schedule 2, part 3, entry for banded rainbowfish, black banded rainbowfish, crimson spotted rainbowfish, Eastern rainbowfish, Lake Eacham rainbowfish, McCulloch's rainbowfish, Murray River rainbowfish or any combination of these fish—

omit.

17 Amendment of sch 5 (Glossary of scientific names for particular coral reef fin fish species)

Schedule 5, part 7, column 2, 'Diagramma labiosum'—

omit, insert—

Diagramma pictum labiosum

[s 18]

18 Amendment of sch 6 (Glossary of scientific names for particular fish other than regulated coral reef fin fish)

Schedule 6, part 3—

insert—

chequered rainbowfish

Melanotaenia inornata

desert rainbowfish

Melanotaenia tatei

19 Amendment of sch 10A (Prescribed stocked impoundments)

Schedule 10A, ‘Bjelke Peterson Dam’—

omit, insert—

Bjelke-Petersen Dam

20 Amendment of sch 11 (Dictionary)

Schedule 11, part 2, definition *annual quota*, ‘the annual quota under section 600J’—

omit, insert—

the quota declared by the chief executive for the fishery under the Act, section 44

Part 3 Amendment of Fisheries (Coral Reef Fin Fish) Management Plan 2003

21 Plan amended

This part amends the *Fisheries (Coral Reef Fin Fish) Management Plan 2003*.

22 Amendment of s 69 (Meaning of *entitlement* of line unit holder)

(1) Section 69(1)—

omit, insert—

(1) The holder of, or a person acting under, a CT line unit may take, in a line year, the weight of regulated coral trout worked out by dividing the annual quota for regulated coral trout for the line year by the total number of CT line units that have been issued.

(1A) The holder of, or a person acting under, a RTE line unit may take, in a line year, the weight of redthroat emperor worked out by dividing the annual quota for redthroat emperor for the line year by the total number of RTE line units that have been issued.

(1B) The holder of, or a person acting under, an OS line unit may take, in a line year, the weight of other coral reef fin fish worked out by dividing the annual quota for other coral reef fin fish for the line year by the total number of OS line units that have been issued.

(2) Section 69—

insert—

(5) In this section—

annual quota means the annual quota declared by the chief executive for the reef line fishery under the Act, section 44.

(3) Section 69(1A) to (5)—

renumber as section 69(2) to (7).

23 Omission of ss 69A to 69C

Sections 69A to 69C—

[s 24]

omit.

24 Amendment of sch 8 (Dictionary)

Schedule 8, definition *entitlement*, ‘section 69(2)’—

omit, insert—

section 69(4)

Part 4 Amendment of Fisheries (East Coast Trawl) Management Plan 2010

25 Plan amended

This part amends the *Fisheries (East Coast Trawl) Management Plan 2010*.

26 Replacement of s 13 (Prohibited activities)

Section 13—

omit, insert—

13 Prohibited activities

A person must not, in the waters, possess or use a trawl net in the regulated period.

Note—

See section 126 (Possessing stowed and secured fishing apparatus) of the regulation.

ENDNOTES

- 1 Made by the Governor in Council on 22 May 2014.
- 2 Notified on the Queensland legislation website on 23 May 2014.
- 3 The administering agency is the Department of Agriculture, Fisheries and Forestry.

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