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Fisheries Management (Ocean Trawl & Southern Fish Trawl Flood Closures – Hawkesbury and Shoalhaven Rivers) Notification 2022

under the

Fisheries Management Act 1994

I, Sean Sloan, Deputy Director General DPI Fisheries, with delegated authority under the *Fisheries Management Act 1994* (**the Act**), and in pursuance of section 8 of the Act, give notice of the following fishing closure.

Dated 7 March 2022



Sean Sloan

Deputy Director General DPI Fisheries
Department of Primary Industries
Department of Regional NSW

Part 1 Preliminary

1. Name of Notification

This notification is the *Fisheries Management (Ocean Trawl & Southern Fish Trawl Flood Closures – Hawkesbury and Shoalhaven Rivers) Notification 2022*.

2. Commencement and duration

This notification commences on the date it is published on the Department's website and will remain in force as described in Schedule 1 (Column 3).

Note: This notification is urgent and pursuant to section 9(2) and (3) of the Act, this notification will be published in the NSW Government Gazette as soon as practicable after publication on the NSW Department of Primary Industries' website.

3. Interpretation

In this notification:

Danish seine trawl net (fish) means a trawl net that satisfies the requirements of clause 7C of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

endorsement means an endorsement on a commercial fishing licence that authorises the taking of fish in the Ocean trawl fishery or the Southern fish trawl fishery.

endorsement holder means a person who holds a commercial fishing licence that has an endorsement.

Ocean trawl fishery has the same meaning as in Schedule 1 to the Act.

otter trawl net (fish) means an otter trawl net that satisfies the requirements of clause 7B of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

otter trawl net (prawns) means an otter trawl net that satisfies the requirements of clause 7A of the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

Southern fish trawl fishery has the same meaning as in clause 145(2) of the Fisheries Management (General) Regulation 2019.

the Act means the *Fisheries Management Act 1994*.

Note: Pursuant to section 11 of the *Interpretation Act 1987*, **commercial fishing licence**, **Department**, **fish** and **take** have the same meaning as in the Act.

Part 2 Fishing closure

4. Fishing closure

- (1) An endorsement holder is prohibited from taking fish from the waters described in Column 2 of Schedule 1, using an otter trawl net (prawns), otter trawl net (fish), or Danish seine trawl net (fish).
- (2) Despite subclause (1), an endorsement holder is not prohibited from taking fish from the waters described in Column 2 of Schedule 1 using an otter trawl net (prawns), otter trawl net (fish) or Danish seine trawl net (fish) if:
 - (a) the endorsement holder is directly supervised by an employee of the Department or other person authorised by the Deputy Director General DPI Fisheries, and
 - (b) the endorsement holder takes the fish for the purpose of undertaking trials to determine the abundance or size of fish.

SCHEDULE 1 Described waters and duration of closures

<i>Column 1 Rivers</i>	<i>Column 2 Described Waters</i>	<i>Column 3 Duration</i>
Hawkesbury River	The whole of the waters within the area bounded by a line commencing at 33°31.65'S and 151°24.32'E (the mean high water mark, Bouddi National Park, approximately 3 nautical miles north east of Box Head), then due east approximately 2 nautical miles to 33°31.65'S and 151°26.75'E, then south west approximately 7 nautical miles to 33°37.98'S and 151°22.82'E, then due west to 33°37.98'S and 151°20.43'E (the mean high water mark on the northern headland to Avalon Beach), then generally north along the mean high water mark (and across the entrance to Broken Bay, Hawkesbury River) to the point of commencement.	Commenced from date published on the Department's website and will remain in force until 20 th March 2022
Shoalhaven River	The whole of the waters within the area bounded by a line commencing at 34°49.950'S and 150°45.350'E (the mean high water mark on the beach approximately 1.7 nautical miles north of the Shoalhaven River), then due east approximately 3 nautical miles to 34°49.950'S and 150°49.000'E, then generally south approximately 6 nautical miles to 34°55.733'S and 150°49.883'E, then due west to 34°55.733'S and 150°46.233'E (the mean high water mark on Culburra Beach), then generally north along the mean high water mark (and across the entrances to the Crookhaven and Shoalhaven Rivers) to the point of commencement.	Commenced from date published on the Department's website and will remain in force until 17 th March 2022

Note: In this Schedule, latitude and longitude coordinates are in WGS84 datum.