



# Victoria Government Gazette

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**SPECIAL**

## Subordinate Legislation Act 1994

### NOTICE OF DECISION

#### Fisheries (Rock Lobster and Giant Crab) Regulations 2001

I, Candy Broad, Minister for Energy and Resources and Minister responsible for administering the **Fisheries Act 1995**, give notice under Section 12 of the **Subordinate Legislation Act 1994** as follows:

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Fisheries (Rock Lobster and Giant Crab) Regulations 2001. The RIS was advertised to invite public comment. Fourteen submissions were received and have been considered.

I have decided that the proposed Regulations should be made with the following amendments:

- Prior reporting of the entering of a port or mooring area is extended to apply on any day on which rock lobster/giant crab fishing takes place rather than only if rock lobster/giant crab is on board the boat;
- 30 minutes prior reporting to be allowed in the western rock lobster zone and the giant crab fishery while 1 hour prior reporting to apply in the eastern rock lobster zone or ports outside Victoria;
- provision to allow the prior reporting of the amount of rock lobster on board a boat at least 5 minutes prior to landing if the amount is not known at the time of the 1 hour/30 minutes prior report;
- provision to allow the landing of rock lobster and giant crab at night if 12 hours prior notice is given;
- allowing a licence holder to possess or use 3 coffs rather than 1;
- the recording of matters in the coff register to occur immediately after loading or unloading rather than on the day of loading or unloading;
- removal of the requirement to fit a vessel monitoring system to land rock lobster or giant crab outside Victoria.

The Regulations have also been amended so that the giant crab fishery will only apply to Victorian waters west of 143°43' east, and that only western zone rock lobster licence holders with a giant crab authority will be deemed to also hold a giant crab fishery access licence. This is in line with a pending Ministerial Direction to manage the eastern zone giant crab fishery as a developing fishery from 16 November 2001.

Dated 25 October 2001

CANDY BROAD  
Minister for Energy and Resources

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Government Information and Communications Branch

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Level 3, 356 Collins Street

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The Craftsman Press Pty. Ltd.

125 Highbury Road, Burwood

Victoria, Australia 3125

Telephone enquiries: (03) 9926 1233

Facsimile (03) 9926 1292

**Retail Sales**

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**Subscription enquiries:**

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125 Highbury Road, Burwood Vic 3125

Telephone: (03) 9926 1233

Fax (03) 9926 1292