



Victoria Government Gazette

No. S 45 Friday 21 March 2003
By Authority. Victorian Government Printer

SPECIAL

Subordinate Legislation Act 1994

NOTICE OF DECISION

Fisheries (Commercial Abalone) Regulations 2003

I, Bob Cameron, Minister for Agriculture and Minister responsible for administering the **Fisheries Act 1995**, give notice under Section 12 **Subordinate Legislation Act 1994** as follows:

A Regulatory Impact Statement (RIS) was prepared in relation to the proposed Commercial (Fisheries Abalone) Regulations 2003. The RIS was advertised to invite public comment. 14 submissions were received and have been considered.

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

- that any weight information required to be provided under the Act or these regulations is to be accurate to within 1.0 kilogram of the actual weight;
- that if the Secretary authorises the licence holder to comply with alternate weighing and reporting requirements and the licence holder has complied with the condition of that authorisation then proposed regulations 303(3)(1)(ii), 303(3)(1)(iv) and 303(3)(o) do not apply to the licence;
- that for abalone received by the holder of an Abalone Fishery Access Licence (or any person acting under that licence), the holder of a Fish Receiver's (Abalone) Licence be required to provide the specified details via the appropriate abalone notification service no later than 25 hours after the time the abalone was landed as set out in the abalone docket; and
- that the following ports and mooring areas be added to Schedule 19 of the proposed regulations—
 - i) Brodribb Boat Ramp;
 - ii) Port Albert Fisherman's Wharf;
 - iii) Port Welshpool Fisherman's Wharf;
 - iv) San Remo Fisherman's Wharf; and
 - v) The Basin Carpark

The general permit provisions of the **Fisheries Act 1995** are to provide the basis by which other appropriate non-port/mooring landing areas used by shore-based divers are to be assessed.

- that a new offence provision for the provision of false or misleading information in a document or via the abalone internet notification system or the abalone telephone notification system, consequential to the implementation of beach weighing of abalone, be added to the proposed regulations.

Dated 19 March 2003

BOB CAMERON
Minister for Agriculture

Gazette Services

The *Victoria Government Gazette* (VGG) is published by The Craftsman Press Pty. Ltd. for the State of Victoria and is produced in three editions.

VGG General is published each Thursday and provides information regarding Acts of Parliament and their effective date of operation; Government notices; requests for tenders; as well as contracts accepted. Private Notices are also published.

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Subscriptions

The *Victoria Government Gazette* is available by three subscription services:

General and Special — \$187.00 each year

General, Special and Periodical — \$249.70 each year

Periodical — \$124.30 each year.

All prices include GST.

Subscriptions are payable in advance and accepted for a period of one year. All subscriptions are on a firm basis and refunds will not be given.

All payments should be made payable to

The Craftsman Press Pty. Ltd.

Subscription enquiries:

The Craftsman Press Pty. Ltd.

125 Highbury Road, Burwood Vic 3125

Telephone: (03) 9926 1233

Fax (03) 9926 1292

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ISSN 0819-5471

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Address all enquiries to the
Government Printer for the State of Victoria
Level 2 1 Macarthur Street
Melbourne 3002
Victoria Australia

Subscriptions

The Craftsman Press Pty. Ltd.

125 Highbury Road, Burwood

Victoria, Australia 3125

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Information Victoria Bookshop

356 Collins Street Melbourne 3000.

Telephone enquiries 1300 366 356

City Graphics

Level 1, 520 Bourke Street

Melbourne 3000

Telephone enquiries (03) 9600 0977

Price Code A