



# Victoria Government Gazette

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## Fisheries Act 1995

### NOTICE OF AMENDMENT TO THE VICTORIAN ABALONE FISHERY MANAGEMENT PLAN

I, Bob Cameron, Minister for Agriculture, after consultation with the Fisheries Co-Management Council, make the following amendment to the Victorian Abalone Fishery Management Plan:

Dated 22 August 2005

BOB CAMERON

Minister for Agriculture

### VICTORIAN ABALONE FISHERY MANAGEMENT PLAN AMENDMENT NOTICE NO. 1

1. *Title*

This Notice may be cited as the Victorian Abalone Fishery Management Plan Amendment Notice No. 1.

2. *Objective*

The objective of this Notice is to amend the Victorian Abalone Fishery Management Plan to make it consistent with changes to be introduced by the Fisheries (Recreational Abalone) Regulations 2005 when they come into operation on 1 September 2005.

3. *Authorising provision*

These amendments are made under section 33(1) of the **Fisheries Act 1995**.

4. *Amendments*

The Victorian Abalone Fishery Management Plan is amended as follows –

**(Page 5)**

**Objectives of the Management Plan**

**Enhanced management of recreational fishing**

**Delete 2nd sentence**

“The existing daily bag limits and other measures will remain.”

**(Page 8)**

**Catch and possession limits**

**After**

“...There is also a prohibition on harvesting at night.”

**Insert**

“Any future changes to these recreational management arrangements seeking to ensure the sustainable use of Victoria's abalone resource will be subject to consultation with appropriate stakeholders through the Regulatory Impact Statement process. This will continue to be through the provision of Regulatory Impact Statements in accordance with the **Subordinate Legislation Act 1994**.”

**(Page 24)**

**Management arrangements for greenlip abalone**

**After**

“These include a 6-month closed season, daily limits of 2 and 10 greenlip per person and per boat respectively, and a prohibition on night diving for abalone.”

**SPECIAL**

**Insert**

“Any future changes to these recreational management arrangements seeking to ensure the sustainable use of Victoria's greenlip abalone resource will be subject to consultation with appropriate stakeholders through the Regulatory Impact Statement process. This will continue to be through the provision of Regulatory Impact Statements in accordance with the **Subordinate Legislation Act 1994**.”

**Fishing season**

**After**

“The six month closure to the recreational harvesting of abalone applies specifically to greenlip. There is no closed season applying to black lip.”

**Delete**

“These arrangements are to remain unchanged.”

**Insert**

“Future alterations to the fishing season for recreational harvesting of greenlip and blacklip abalone will continue to be through the provision of Regulatory Impact Statements in accordance with the **Subordinate Legislation Act 1994**. Any changes to these recreational management arrangements seeking to ensure the sustainable use of Victoria's abalone resource will be subject to consultation with appropriate stakeholders through the Regulatory Impact Statement process.”

**Catch and Possession limits**

**After**

“Presently, the maximum number of abalone that may be taken on one day or possessed is 10 per person, of which no more than 2 may be greenlip. There is also a daily boat and vehicle limit of 50, of which only 10 may be greenlip.”

**Delete**

“These daily limits will continue to apply.”

**Insert**

“Future alterations to the catch and possession limits for recreational harvesting of greenlip and blacklip abalone will continue to be through the provision of Regulatory Impact Statements in accordance with the **Subordinate Legislation Act 1994**. Any changes to these recreational management arrangements seeking to ensure the sustainable use of Victoria's abalone resource will be subject to consultation with appropriate stakeholders through the Regulatory Impact Statement process.”

**5. Commencement**

These amendments come into operation on 1 September 2005.

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**Fisheries Act 1995**

FISHERIES NOTICE NO. 13/2005

I, Bob Cameron, Minister for Agriculture, after consultation with the Fisheries Co-Management Council and the Victorian Recreational Fishing peak body (VRFish) make the following Fisheries Notice:

Dated 22 August 2005

BOB CAMERON  
Minister for Agriculture

**FISHERIES (ABALONE FISHING DAYS) NOTICE NO. 13/2005**

**1. Title**

This Notice may be cited as the Fisheries (Abalone Fishing Days) Notice No.13/2005.

**2. Objectives**

The objective of this Notice is to specify 60 days during the 12 month period from 1 September 2005 when recreational fishing for abalone will be permitted in marine waters of central Victoria as described in Regulation 503(3B) of the Fisheries Regulations 1998.

**3. Authorising provision**

This Notice is made under section 152(1)(b) of the **Fisheries Act 1995**.

**4. Commencement**

This Notice comes into operation on Thursday 1 September 2005.

**5. Permitted Abalone Fishing Days**

Despite the abalone fishing closure specified in regulation 506(1) of the Fisheries Regulations 1998, recreational abalone fishing will be permitted in central Victorian waters on the following days:–

1 & 2 October 2005 inclusive (2 days)

29 October to 1 November 2005 inclusive (4 days)

19 & 20 November 2005 (2 days)

3 & 4 December 2005 (2 days)

27 December 2005 to 29 January 2006 inclusive (34 days)

11 March 2006 to 13 March 2006 inclusive (3 days)

25 & 26 March 2006 (2 days)

14 April to 18 April 2006 inclusive (5 days)

22 April to 25 April 2006 inclusive (4 days)

27 & 28 May 2006 (2 days)

**6. Revocation**

Unless sooner revoked, this Notice will be automatically revoked 12 months after the day on which this fisheries notice comes into operation.

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**Subordinate Legislation Act 1994**

## NOTICE OF DECISION

## Fisheries (Recreational Abalone) Regulations 2005

I, Bob Cameron, Minister for Agriculture 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 (Recreational Abalone) Regulations 2005. The RIS was advertised to invite public comment. One hundred and fifty-seven submissions were received and considered.

I have decided that the proposed Regulations should be made with some amendments including a daily bag limit of 5 abalone (instead of a limit of 4 proposed in the RIS) in “central Victorian waters”, the insertion of a definition of “central Victorian waters” to describe waters east of the mouth of the Aire River near Cape Otway and west of Arch Rock in Venus Bay, dropping the proposed removal of restrictions on abalone fishing in intertidal waters and providing for commencement of the proposed Regulations on 1 September 2005.

Dated 22 August 2005

BOB CAMERON MP  
Minister for Agriculture

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