



Victoria Government Gazette

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Fisheries Act 1995

FISHERIES NOTICE NO. 9/2006

I, Dr Peter Appleford, Executive Director Fisheries Victoria, delegate of the Minister for Agriculture, make the following Fisheries Notice:

Dated 11 December 2006

DR PETER APPLEFORD

Executive Director Fisheries Victoria

FISHERIES (OCEAN FISHERY) NOTICE NO. 9/2006

1. **Title**

This Notice may be cited as the Fisheries (Ocean Fishery) Notice No. 9/2006.

2. **Objectives**

The objective of this Notice is to prohibit the use of the Danish seine fishing method by Victorian Ocean Fishery Access Licence holders to give effect to a 1997 fisheries Offshore Constitutional Settlement whereby this type of fishing is to be managed by the Commonwealth in waters relevant to Victoria.

3. **Authorising provision**

This Notice is made under sections 114 and 152 of the **Fisheries Act 1995** ("the Act").

4. **Commencement**

This Notice comes into operation on the day it is published in the Victoria Government Gazette.

5. **Definitions**

In this Notice –

"**Danish seine net**" means any seine net which is drawn through the water to close the ends of the net using a vessel under propulsion, but does not include a trawl net, haul seine net, purse seine net or lampara net.

6. **Prohibitions**

For the purpose of section 114(1) of the Act, the use of a Danish seine net by Ocean Fishery Access Licence holders in marine waters other than Port Phillip Bay, Western Port bay, the Gippsland Lakes and any inlet of the sea is prohibited.

Note: For the purpose of section 114(3) of the Act, a person who contravenes this prohibition is guilty of an offence not exceeding 100 penalty units or 6 months imprisonment or both.

7. **Revocation**

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

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