



# Victoria Government Gazette

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## Fisheries Act 1995

### FISHERIES NOTICE NO. 4/2007

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

Dated 29 March 2007

DR PETER APPLEFORD

Executive Director Fisheries Victoria

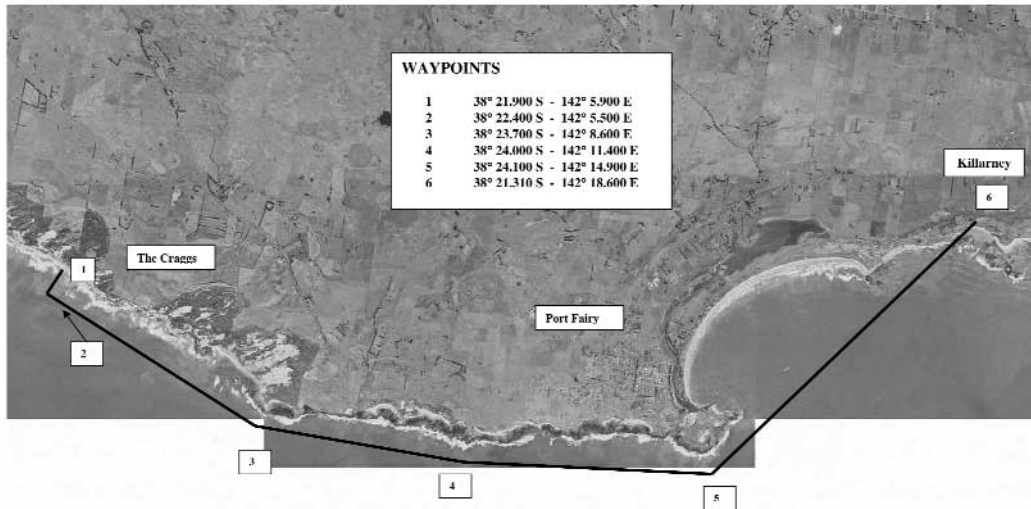
### FISHERIES (ABALONE VIRUS) NOTICE NO. 4/2007

1. **Title**  
This Notice may be cited as the Fisheries (Abalone Virus) Notice No. 4/2007.
2. **Objectives**  
The objective of this Notice is to protect abalone brood stocks around Port Fairy affected by a herpes-like virus.
3. **Authorising provision**  
This Notice is made under sections 67, 114 and 152 of the **Fisheries Act 1995**.
4. **Commencement**  
This Notice comes into operation on 1 April 2007.
5. **Definitions**  
In this Notice –  
“**shellfish**” means all species in the phylum mollusca except squid, octopus and cuttlefish;  
“**substrate**” means any part of the sea bed and sub-soil lying beneath the waters;  
“**the Act**” means the **Fisheries Act 1995**.
6. **Prohibitions**
  - (1) For the purpose of section 67 of the Act, the taking or possession of the following fish is prohibited in the area described in the Schedule –
    - (a) abalone and any other shellfish;
    - (b) sea urchins.
  - (2) Despite sub-clause (1) a person may possess abalone in the area described in the schedule if the person is travelling by boat by the shortest practicable route from a point outside that area to the mouth of the Moyne River.
  - (3) For the purpose of section 114 of the Act, the use of commercial abalone equipment is prohibited in the area described in the Schedule.
  - (4) A person must not collect any substrate from the area described in the Schedule.  
Penalty: 50 Penalty units.
  - (5) This clause does not apply to a person authorised by the Secretary to undertake activities within the area described in the Schedule.
7. **Revocation**  
Unless sooner revoked, this Fisheries Notice will be automatically revoked on 30 September 2007.

**SPECIAL**

### Schedule

An area along the Victorian coastline west of Port Fairy that includes marine waters. The area is bounded by the high water mark from Point 1 (approximately 1 kilometre west of Craggs Car Park) to Point 6 (Killarney Beach Car Park) and includes an area of marine waters within the lines joining the following points as shown on the attached map:



#### CRAGGS TO KILLARNEY CONTROL AREA

Western Boundary is approximately 1 kilometre west of the Craggs Car Park

Eastern Boundary is the Killarney Beach Car Park.

- Point 1 38° 21.900 S – 142° 5.900 E  
Point 2 38° 22.400 S – 142° 5.500 E  
Point 3 38° 23.700 S – 142° 8.600 E  
Point 4 38° 24.000 S – 142° 11.400 E  
Point 5 38° 24.100 S – 142° 14.900 E  
Point 6 38° 21.310 S – 142° 18.600 E

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