



Victoria Government Gazette

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Fisheries Act 1995

FISHERIES NOTICE NO. 5/2011

I, Anthony Hurst, Executive Director Fisheries Victoria and delegate of the Minister for Agriculture and Food Security, under sections 67 and 152 of the **Fisheries Act 1995**, make the following Fisheries Notice.

Dated 15 April 2011

ANTHONY HURST
Executive Director Fisheries Victoria

FISHERIES (BLUE GROPER) NOTICE NO. 5/2011

- 1. Title**
This Notice may be cited as the Fisheries (Blue Groper) Notice No. 5/2011.
- 2. Objective**
The objective of this Notice is to prohibit the taking or possession of blue groper from Victorian waters.
- 3. Authorising Provision**
This notice is made under sections 67 and 152 of the **Fisheries Act 1995**.
- 4. Commencement**
This Notice comes into operation the day it is published.
- 5. Definitions**
In this Notice –
‘Blue groper’ means members of the wrasse genus *Achoerodus*;
‘the Act’ means the **Fisheries Act 1995**.
- 6. Closed season and prohibition for blue groper**
 - (1) For the purposes of section 67 of the Act, the closed season for the taking of Blue groper is the whole year.
 - (2) For the purposes of section 67 of the Act,
 - (a) the taking of Blue groper from Victorian waters; or
 - (b) the possession of Blue groper in, on or next to Victorian waters; or
 - (c) the use of any fishing equipment (including a hand-held spear or spear gun) to take or attempt to take Blue groper –is prohibited.
Note: A failure to comply with this prohibition is an offence under section 67(3) of the Act. A maximum penalty of 100 penalty units or 6 months imprisonment or both applies.
- 7. Application to fisheries reserves**
This fisheries notice also applies to fisheries reserves.
- 8. Revocation**
Unless sooner revoked, this Fisheries Notice will be automatically revoked 12 months after the day on which it comes into operation.

SPECIAL

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