



Victoria Government Gazette

No. S 752 Friday 31 December 2021
By Authority of Victorian Government Printer

Fisheries Act 1995

FURTHER AMENDING ORDER NO.2 – INITIAL QUOTA ORDER FOR THE WESTERN ZONE OF THE VICTORIAN ROCK LOBSTER FISHERY

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as a delegate of the Minister for Fishing and Boating, and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995**, make the following Order under section 64 of the Act.

1. This Order amends the Initial Quota Order under section 64 of the Act for the Western Zone of the Victorian Rock Lobster Fishery dated 10 May 2001 and published in the Victoria Government Gazette No. S 68 on 10 May 2001 (Original Order) and as amended by the Amendment to Initial Quota Order for the Western Zone of the Victorian Rock Lobster Fishery dated 19 April 2004 and published in the Victoria Government Gazette No. G 18 on 29 April 2004 (First Amending Order) and the Amendment to Initial Quota Order for the Western Zone of the Victorian Rock Lobster Fishery dated 26 June 2009 and published in the Victoria Government Gazette No. S 207 on 26 June 2009 (Second Amending Order) and the Further Amending Order – Initial Quota Order for the Western Zone of the Victorian Rock Lobster Fishery dated 29 April 2020 and published in the Victoria Government Gazette No. S 221 on 5 May 2020 (Third Amending Order).
2. The Original Order is amended by substituting Clause 7 with the following:
 - 7(a). 10 percent of individual quota units for the western rock lobster zone that are not taken during the quota period between 1 July 2020 and 30 June 2021 may be carried over to the quota period between 1 July 2021 and 30 June 2022.
 - 7(b). Individual quota units for the western rock lobster zone that are not taken during any other quota period cannot be carried over to the next quota period.

Dated 24 December 2021

TRAVIS DOWLING
Chief Executive Officer
Victorian Fisheries Authority

SPECIAL

Fisheries Act 1995**FURTHER AMENDING ORDER NO.2 – INITIAL QUOTA ORDER FOR THE
EASTERN ZONE OF THE VICTORIAN ROCK LOBSTER FISHERY**

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as a delegate of the Minister for Fishing and Boating, and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995**, make the following Order under section 64 of the Act.

1. This Order amends the Initial Quota Order under section 64 of the Act for the Eastern Zone of the Victorian rock lobster fishery dated 10 May 2001 and published in the Victoria Government Gazette No. S 68 on 10 May 2001 (Original Order) and as amended by the Amendment to Initial Quota Order for the Eastern Zone of the Victorian Rock Lobster Fishery dated 19 April 2004 and published in the Victoria Government Gazette No. G 18 on 29 April 2004 (First Amending Order) and the Further Amending Order – Initial Quota Order for the Western Zone of the Victorian Rock Lobster Fishery dated 29 April 2020 and published in the Victoria Government Gazette No. S 221 on 5 May 2020 (Second Amending Order).
2. The Original Order is amended by substituting Clause 7 with the following:
 - 7(a). 10 percent of individual quota units for the eastern rock lobster zone that are not taken during the quota period between 1 July 2020 and 30 June 2021 may be carried over to the quota period between 1 July 2021 and 30 June 2022.
 - 7(b). Individual quota units for the eastern rock lobster zone that are not taken during any other quota period cannot be carried over to the next quota period.

Dated 24 December 2021

TRAVIS DOWLING
Chief Executive Officer
Victorian Fisheries Authority

Fisheries Act 1995**AMENDING ORDER – INITIAL ABALONE QUOTA ORDER**

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as a delegate of the Minister for Fishing and Boating, and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995**, make the following Order under section 66C of the Act.

1. This Order amends the Initial Abalone Quota Order dated 30 April 2020 and published in the Victoria Government Gazette No. S 221 on 05 May 2020 (Original Order).
2. The Original Order is amended by substituting Clause 8 with the following:
 - 8(a). One fifth of the total number of individual quota units for the central abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the central abalone zone quota period between 1 April 2021 and 31 March 2022.
 - 8(b). One fifth of the total number of individual quota units for the central abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the central abalone zone quota period between 1 April 2022 and 31 March 2023.
 - 8(c). One fifth of the total number of individual quota units for the central abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the central abalone zone quota period between 1 April 2023 and 31 March 2024.
 - 8(d). One fifth of the total number of individual quota units for the central abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the central abalone zone quota period between 1 April 2024 and 31 March 2025.
 - 8(e). One fifth of the total number of individual quota units for the central abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the central abalone zone quota period between 1 April 2025 and 31 March 2026.
3. The Original Order is amended by substituting Clause 9 with the following:
 - 9(a). One third of the total number of individual quota units for the eastern abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the eastern abalone zone quota period between 1 April 2021 and 31 March 2022.
 - 9(b). One third of the total number of individual quota units for the eastern abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the eastern abalone zone quota period between 1 April 2022 and 31 March 2023.
 - 9(c). One third of the total number of individual quota units for the eastern abalone zone that are not taken during the quota period between 1 April 2020 and 31 March 2021 may be carried over to the eastern abalone zone quota period between 1 April 2023 and 31 March 2024.
4. The Original Order is amended by substituting Clause 10 with the following:
 10. Individual quota units for the western abalone zone that are not taken during the quota period between 1 July 2020 and 30 June 2021 may be carried over to the western abalone zone quota period between 1 July 2021 and 30 June 2022.

Dated 24 December 2021

TRAVIS DOWLING
Chief Executive Officer
Victorian Fisheries Authority

Fisheries Act 1995

FISHERIES NOTICE 2021

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate of the Minister for Fishing and Boating, and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under sections 67, 68A, 114 and 152 of the Act:

Dated 24 December 2021

TRAVIS DOWLING
Chief Executive Officer

FISHERIES (CENTRAL ABALONE ZONE) NOTICE 2021

1. Title

This Notice may be cited as the Fisheries (Central Abalone Zone) Notice 2021

2. Objectives

The objective of this Notice is to:

- a. fix minimum size limits for blacklip abalone and greenlip abalone taken under an Abalone Fishery Access Licence in the Central Abalone Zone.
- b. address sustainability concerns for Victorian Central Abalone Zone abalone stocks and related management issues by closing specified marine waters to commercial abalone harvest.

3. Authorising provision

This Notice is made under sections 67, 68A, 114 and 152 of the Act.

4. Commencement

This Notice comes into operation on 29 December 2021.

5. Definitions

In this fisheries notice –

‘*AFAL*’ means an Abalone Fishery (Central Zone) Access Licence;

‘*central abalone zone*’ means all Victorian waters between longitude 142° 31’ East and longitude 148° East;

‘*CEO*’ means the Chief Executive Officer of the VFA;

‘*closed waters*’ means the marine waters within a spatial management unit for which the upper limit has been reached or exceeded as specified in Column 3 of Schedule 3;

‘*nominated operator*’ means –

- (a) a licence holder permitted under section 39(1) of the Act; or
- (b) a person listed on an access licence for the purposes of section 39(2) of the Act;

‘*size zone*’ means each area of Victorian marine waters between the coordinates specified in Column 2 of Schedule 1 for blacklip abalone and Column 1 of Schedule 2 for greenlip abalone;

‘*spatial management unit*’ means each area of Victorian marine waters specified in Column 1 of Schedule 3;

‘*the Act*’ means the **Fisheries Act 1995**;

‘*upper limit*’ for the spatial management unit specified in Column 1 of Schedule 3 means the amount of abalone specified in Column 3 of Schedule 3 corresponding to that spatial management unit;

‘*VFA*’ means the Victorian Fisheries Authority.

6. Minimum sizes for abalone taken from the central abalone zone

- (1) For the purposes of the Act, the minimum size with respect to the taking of blacklip abalone under an AFAL from the waters specified in columns 1 and 2 of Schedule 1 is the size specified for those waters in Column 3 of Schedule 1.
- (2) For the purposes of the Act, the minimum size with respect to the taking of greenlip abalone under an AFAL from the waters specified in column 1 of Schedule 2 is the size specified for those waters in Column 2 of Schedule 2.

Note: There are offences in sections 68A and 68B of the Act relating to taking or possessing fish of a species that are less than the minimum size specified for that species of fish in this Notice. Various penalties apply.

Under section 152(3), of the Act, if a provision of this Notice is inconsistent with any regulations, the Fisheries Notice prevails to the extent of the inconsistency. The general size limits specified in the Fisheries Regulations 2019 will continue to apply in circumstances where the size limits specified in Clauses 6 and 7 do not apply.

7. Abalone not to be taken from more than one size zone

For the purposes of section 67 of the Act –

- (a) the taking of abalone under an AFAL from more than one size zone on any fishing trip; or
 - (b) the possession of abalone taken from more than one size zone on-board any boat being used under an AFAL; or
 - (c) the landing of abalone taken under an AFAL from more than one size zone;
- is prohibited.

Note: It is an offence under section 67(3) of the **Fisheries Act 1995** to fail to comply with a prohibition.

8. Spatial management unit catch target exceeded

Marine waters within a spatial management unit are immediately closed ('closed waters') to commercial abalone harvest when 'Upper limit' specified in Column 3 of Schedule 3 has been reached or exceeded.

9. Closed waters

- (1) For the purposes of section 67 of the Act –
 - (a) the taking of abalone from closed waters; or
 - (b) the possession of abalone in or on closed waters –by the holder of an access licence, or a person acting or purporting to act under an access licence, is prohibited.

Note: Failure to comply with this prohibition is an offence under section 67 of the **Fisheries Act 1995**. A maximum penalty of 100 penalty units and/or six months imprisonment applies.

Sub-clause (1)(b) does not apply to a person possessing abalone on-board a boat under way and travelling by the most direct route to reach a point of landing or specified open waters for the purpose of commercial abalone diving.

10. Application to fisheries reserves

This Notice applies to a Fisheries Reserve, as declared under Section 88 of the Act, to the extent that fishing is permitted in the Fisheries Reserve.

11. Revocation

- (1) The Fisheries (Central Abalone Zone) Notice 2021, gazetted on 24 June 2021, is revoked.
- (2) Unless sooner revoked, this Notice will be revoked on 30 June 2022.

SCHEDULES

SCHEDULE 1

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Shipwreck Coast spatial management unit that includes: a. Reef Code 4.01 Lake Gillear b. Reef Code 4.02 Antares c. Reef Code 5.01 Peterborough d. Reef Code 5.02 Point Hesse e. Reef Code 5.03 Port Campbell	1. 38°24'14"S 142°31'00"E 2. 38°26'29"S 142°31'00"E 3. 38°39'19"S 143°03'00"E 4. 38°38'52"S 143°03'18"E	130
Cape Otway spatial management unit that includes: a. Reef Code 6.01 Moonlight Head b. Reef Code 6.02 Milanesia Beach c. Reef Code 6.03 Rotten Point d. Reef Code 7.03 East Otway e. Reef Code 7.04 Blanket Bay f. Reef Code 7.05 Apollo Bay g. Reef Code 7.06 Skenes Creek h. Reef Code 7.07 Franklin – Parker i. Reef Code 7.08 Parker River West Outside j. Reef Code 8.01 Kennett and Wye	1. 38°44'01"S 143°11'08"E 2. 38°44'46"S 143°09'58"E 3. 38°38'06"S 143°55'30"E 4. 38°38'06"S 143°53'29"E	125
Surf Coast spatial management unit that includes: a. Reef Code 8.02 Cumberland b. Reef Code 8.03 Eastern View c. Reef Code 9.01 Anglesea d. Reef Code 9.02 Jan Juc e. Reef Code 10.01 Point Impossible f. Reef Code 10.02 Thirteenth Beach g. Reef Code 10.03 Ocean Grove h. Reef Code 10.04 Lonsdale Back Beach i. Reef Code 10.05 The Anchor	1. 38°38'06"S 143°53'29"E 2. 38°38'06"S 143°55'30"E 3. 38°18'32"S 144°36'17"E 4. 38°18'00"S 144°37'11"E 5. 38°16'29"S 144°42'55"E 6. 38°10'27"S 144°43'08"E	110

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Port Phillip Bay spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 11.01 Indented Head b. Reef Code 11.02 Bellarine c. Reef Code 11.03 Point Wilson d. Reef Code 11.04 Kirks Point e. Reef Code 11.05 Werribee f. Reef Code 11.06 Sheoak g. Reef Code 11.07 Point Cook h. Reef Code 11.08 Altona Bay i. Reef Code 11.09 Sticks Reef j. Reef Code 11.10 Williamstown k. Reef Code 11.11 St Kilda l. Reef Code 11.12 Brighton m. Reef Code 11.13 Black Rock n. Reef Code 11.14 Mordialloc o. Reef Code 11.15 Frankston p. Reef Code 11.16 Canadian Bay q. Reef Code 11.17 Mount Martha r. Reef Code 11.18 Portsea Bayside 	<ol style="list-style-type: none"> 1. 38°10'14"S 144°43'08"E 2. 38°10'14"S 144°44'27"E 3. 38°18'44"S 144°42'50"E 4. 38°19'07"S 144°42'50"E 	105
Back Beaches spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 12.01 Nepean Bay b. Reef code 12.02 Portsea Ocean Beach c. Reef Code 12.03 Sorrento Ocean Beach d. Reef Code 12.04 Rye Ocean Beach e. Reef Code 12.05 Gunnamatta 	<ol style="list-style-type: none"> 1. 38°19'07"S 144°42'50"E 2. 38°18'44"S 144°42'50"E 3. 38°19'28"S 144°38'58"E 4. 38°21'41"S 144°38'49"E 5. 38°28'45"S 144°51'09"E 6. 38°28'45"S 144°53'09"E 	119
Flinders spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 12.06 Cape Schanck b. Reef code 13.01 Bushrangers Bay c. Reef Code 13.02 Symmonds Bay West d. Reef Code 13.03 Symmonds Bay East e. Reef Code 13.04 Cairns Bay f. Reef Code 13.05 Flinders g. Reef Code 13.06 Western Port West h. Reef Code 13.07 West Head Tide 	<ol style="list-style-type: none"> 1. 38°28'45"S 144°53'09"E 2. 38°28'45"S 144°51'09"E 3. 38°30'23"S 145°00'32"E 4. 38°31'11"S 145°06'19"E 5. 38°27'38"S 145°09'39"E 6. 38°24'01"S 145°08'43"E 7. 38°23'27"S 145°07'42"E 	112

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Phillip Island spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 14.01 Ventnor – Flynnns b. Reef Code 14.02 Cat Bay c. Reef Code 14.03 Seal Rocks d. Reef Code 14.04 Penguin Reserve e. Reef Code 14.05 Summerlands – Berry f. Reef Code 14.06 Pyramid Rock West g. Reef Code 14.07 Pyramid Rock East h. Reef Code 14.08 Sunderland Bay i. Reef Code 14.09 Cape Woolamai West j. Reef Code 14.10 Cape Woolamai East k. Reef Code 14.11 Summerlands 	<ol style="list-style-type: none"> 1. 38°27'55"S 145°09'55"E 2. 38°27'38"S 145°09'39"E 3. 38°31'11"S 145°06'19"E 4. 38°32'33"S 145°06'38"E 5. 38°33'55"S 145°23'03"E 6. 38°31'27"S 145°21'06"E 7. 38°31'06"S 145°21'50"E 8. 38°31'00"S 145°21'42"E 	112
Kilcunda spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 15.01 San Remo b. Reef Code 15.02 Powlett River 	<ol style="list-style-type: none"> 1. 38°31'12"S 145°22'02"E 2. 38°31'06"S 145°21'50"E 3. 38°31'27"S 145°21'06"E 4. 38°33'55"S 145°23'03"E 5. 38°40'28"S 145°32'24"E 6. 38°39'03"S 145°33'38"E 	115
Kilcunda spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 15.03 Harmers Haven b. Reef Code 15.04 Cape Patterson c. Reef Code 15.05 Inverloch 	<ol style="list-style-type: none"> 1. 38°39'03"S 145°33'38"E 2. 38°40'28"S 145°32'24"E 3. 38°41'43"S 145°43'43"E 4. 38°38'33"S 145°43'43"E 5. 38°38'21"S 145°43'30"E 	110
Cape Liptrap spatial management unit that includes: <ol style="list-style-type: none"> a. Reef code 16.01 Venus Bay b. Reef Code 16.02 Morgans Beach c. Reef Code 16.03 Cape Liptrap West d. Reef Code 16.04 Cape Liptrap East e. Reef Code 16.05 Walkerville f. Reef Code 16.06 Waratah Reef 	<ol style="list-style-type: none"> 1. 38°38'33"S 145°43'43"E 2. 38°41'43"S 145°43'43"E 3. 38°53'14"S 146°02'24"E 4. 38°48'41"S 146°02'24"E 	110
Prom Westside spatial management unit includes: <ol style="list-style-type: none"> a. Reef Code 16.07 Cotters Beach b. Reef Code 17.02 Tongue Point c. Reef Code 17.04 Leonard Point d. Reef Code 17.05 Pillar Point 	<ol style="list-style-type: none"> 1. 146°02'25"E to a straight line connecting coordinates longitude 146° 19'35"E, latitude 39°02'28"S and longitude 146°13'48"E, latitude 39°04'08"S (the north-western boundary of the Wilsons Promontory Marine National Park). 	115

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
<p>Prom Westside spatial management unit that includes:</p> <ul style="list-style-type: none"> a. Reef Code 17.01 Shellback Island b. Reef Code 17.03 Norman Island c. Reef Code 17.10 Great Glennie Island d. Reef Code 17.11 Dannevig Island e. Reef Code 17.12 Citadel Island f. Reef Code 17.13 McHugh Island 	<p>1. The area between longitudes 146°13'02"E and 146°14'22"E and between latitudes 38°57'39"S and 38°58'27"S (Shellback Island), the waters around Norman Island extending to a maximum depth of 30 metres, and the area bounded on the east by waters within 300 metres of the Low Water Marks on McHugh, Dannevig and Great Glennie Islands (the western boundary of the Wilsons Promontory Marine National Park), on the south by latitude 39°07'10"S, on the north by latitude 39°03'48"S and on the west by a straight line connecting coordinates longitude 146°13'12"E, latitude 39°03'48"S, longitude 146°13'12"E, latitude 39°05'09"S, longitude 146°14'00"E, latitude 39°06'02"S and longitude 146°14'00"E, latitude 39°07'10"S (Great Glennie Island, Dannevig Island, Citadel Island and McHugh Island)</p>	120
<p>Prom Eastside spatial management unit that includes:</p> <ul style="list-style-type: none"> a. Reef Code 18.03 Refuge Cove b. Reef Code 18.04 Five Mile Beach c. Reef Code 18.05 Monkey Point d. Reef Code 18.06 Rabbit Island and Rock e. Reef Code 18.07 Three Mile Beach f. Reef Code 18.09 Ninety Mile Beach 	<ul style="list-style-type: none"> 1. 39°03'59"S 146°28'43"E 2. 39°04'02"S 146°28'41"E 3. 38°57'34"S 146°36'36"E 4. 38°53'29"S 146°36'36"E 5. 38°53'29"S 146°44'43"E 6. 38°54'12"S 146°44'43"E 7. 37°55'45"S 148°00'00"E 8. 37°52'52"S 148°00'00"E 	110
<p>Cliffy Group spatial management unit that includes:</p> <ul style="list-style-type: none"> a. Reef Code 18.08 Seal Island Group 	<ul style="list-style-type: none"> 1. 38°57'34"S 146°36'36"E 2. 38°53'29"S 146°36'36"E 3. 38°53'29"S 146°44'43"E 4. 38°54'12"S 146°44'43"E 	110

SCHEDULE 2

Column 1 Waters taken from Victorian marine waters –	Column 2 Minimum size (Millimetres)
a) Mouth of Hopkins River to Point Nepean i.e. between longitude 142°30.498'E and longitude 144°38.88'E	145
b) Point Nepean to Lakes Entrance i.e. between longitude 144°38.88'E and longitude 148°E	150

SCHEDULE 3

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Upper limit
Shipwreck Coast spatial management unit that includes: a. Reef Code 4.01 Lake Gillear b. Reef Code 4.02 Antares c. Reef Code 5.01 Peterborough d. Reef Code 5.02 Point Hesse e. Reef Code 5.03 Port Campbell	1. 38°24'14"S 142°31'00"E 2. 38°26'29"S 142°31'00"E 3. 38°39'19"S 143°03'00"E 4. 38°38'52"S 143°03'18"E	41.6 tonnes
Cape Otway spatial management unit that includes: a. Reef Code 6.01 Moonlight Head b. Reef Code 6.02 Milanesia Beach c. Reef Code 6.03 Rotten Point d. Reef Code 7.03 East Otway e. Reef Code 7.04 Blanket Bay f. Reef Code 7.05 Apollo Bay g. Reef Code 7.06 Skenes Creek h. Reef Code 7.07 Franklin – Parker i. Reef Code 7.08 Parker River West Outside j. Reef Code 8.01 Kennett & Wye	1. 38°44'01"S 143°11'08"E 2. 38°44'46"S 143°09'58"E 3. 38°38'06"S 143°55'30"E 4. 38°38'06"S 143°53'29"E	67.0 tonnes
Surf Coast spatial management unit that includes: a. Reef Code 8.02 Cumberland b. Reef Code 8.03 Eastern View c. Reef Code 9.01 Anglesea d. Reef Code 9.02 Jan Juc e. Reef Code 10.01 Point Impossible f. Reef Code 10.02 Thirteenth Beach g. Reef Code 10.03 Ocean Grove h. Reef Code 10.04 Lonsdale Back Beach i. Reef Code 10.05 The Anchor	1. 38°38'06"S 143°53'29"E 2. 38°38'06"S 143°55'30"E 3. 38°18'32"S 144°36'17"E 4. 38°18'00"S 144°37'11"E 5. 38°16'29"S 144°42'55"E 6. 38°10'27"S 144°43'08"E	5.0 tonnes

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Upper limit
Port Phillip Bay spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 11.01 Indented Head b. Reef Code 11.02 Bellarine c. Reef Code 11.03 Point Wilson d. Reef Code 11.04 Kirks Point e. Reef Code 11.05 Werribee f. Reef Code 11.06 Sheoak g. Reef Code 11.07 Point Cook h. Reef Code 11.08 Altona Bay i. Reef Code 11.09 Sticks Reef j. Reef Code 11.10 Williamstown k. Reef Code 11.11 St Kilda l. Reef Code 11.12 Brighton m. Reef Code 11.13 Black Rock n. Reef Code 11.14 Mordialloc o. Reef Code 11.15 Frankston p. Reef Code 11.16 Canadian Bay q. Reef Code 11.17 Mount Martha r. Reef Code 11.18 Portsea Bayside 	<ol style="list-style-type: none"> 1. 38°10'14"S 144°43'08"E 2. 38°10'14"S 144°44'27"E 3. 38°18'44"S 144°42'50"E 4. 38°19'07"S 144°42'50"E 	5.0 tonnes
Back Beaches spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 12.01 Nepean Bay b. Reef code 12.02 Portsea Ocean Beach c. Reef Code 12.03 Sorrento Ocean Beach d. Reef Code 12.04 Rye Ocean Beach e. Reef Code 12.05 Gunnamatta 	<ol style="list-style-type: none"> 1. 38°19'07"S 144°42'50"E 2. 38°18'44"S 144°42'50"E 3. 38°19'28"S 144°38'58"E 4. 38°21'41"S 144°38'49"E 5. 38°28'45"S 144°51'09"E 6. 38°28'45"S 144°53'09"E 	42.0 tonnes
Flinders spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 12.06 Cape Schanck b. Reef code 13.01 Bushrangers Bay c. Reef Code 13.02 Symmonds Bay West d. Reef Code 13.03 Symmonds Bay East e. Reef Code 13.04 Cairns Bay f. Reef Code 13.05 Flinders g. Reef Code 13.06 Western Port West h. Reef Code 13.07 West Head Tide 	<ol style="list-style-type: none"> 1. 38°28'45"S 144°53'09"E 2. 38°28'45"S 144°51'09"E 3. 38°30'23"S 145°00'32"E 4. 38°31'11"S 145°06'19"E 5. 38°27'38"S 145°09'39"E 6. 38°24'01"S 145°08'43"E 7. 38°23'27"S 145°07'42"E 	26.6 tonnes

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Upper limit
Phillip Island spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 14.01 Ventnor – Flynnns b. Reef Code 14.02 Cat Bay c. Reef Code 14.03 Seal Rocks d. Reef Code 14.04 Penguin Reserve e. Reef Code 14.05 Summerlands – Berry f. Reef Code 14.06 Pyramid Rock West g. Reef Code 14.07 Pyramid Rock East h. Reef Code 14.08 Sunderland Bay i. Reef Code 14.09 Cape Woolamai West j. Reef Code 14.10 Cape Woolamai East k. Reef Code 14.11 Summerlands 	<ol style="list-style-type: none"> 1. 38°27'55"S 145°09'55"E 2. 38°27'38"S 145°09'39"E 3. 38°31'11"S 145°06'19"E 4. 38°32'33"S 145°06'38"E 5. 38°33'55"S 145°23'03"E 6. 38°31'27"S 145°21'06"E 7. 38°31'06"S 145°21'50"E 8. 38°31'00"S 145°21'42"E 	35.7 tonnes
Kilcunda spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 15.01 San Remo b. Reef Code 15.02 Powlett c. Reef Code 15.03 Harmers Haven d. Reef Code 15.04 Cape Patterson e. Reef Code 15.05 Inverloch 	<ol style="list-style-type: none"> 1. 38°31'12"S 145°22'02"E 2. 38°31'06"S 145°21'50"E 3. 38°31'27"S 145°21'06"E 4. 38°33'55"S 145°23'03"E 5. 38°41'43"S 145°43'43"E 6. 38°38'33"S 145°43'43"E 7. 38°38'21"S 145°43'30"E 	15.0 tonnes
Cape Liptrap spatial management unit that includes: <ol style="list-style-type: none"> a. Reef code 16.01 Venus Bay b. Reef Code 16.02 Morgans Beach c. Reef Code 16.03 Cape Liptrap West d. Reef Code 16.04 Cape Liptrap East e. Reef Code 16.05 Walkerville f. Reef Code 16.06 Waratah Reef 	<ol style="list-style-type: none"> 1. 38°38'33"S 145°43'43"E 2. 38°41'43"S 145°43'43"E 3. 38°53'14"S 146°02'24"E 4. 38°48'41"S 146°02'24"E 	13.0 tonnes

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Upper limit
Prom Westside spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 16.07 Cotters Beach b. Reef Code 17.01 Shellback Island c. Reef Code 17.02 Tongue Point d. Reef Code 17.03 Norman Island e. Reef Code 17.04 Leonard Point f. Reef Code 17.05 Pillar Point g. Reef Code 17.10 Great Glennie Island h. Reef Code 17.11 Dannevig Island i. Reef Code 17.12 Citadel Island j. Reef Code 17.13 McHugh Island 	<ol style="list-style-type: none"> 1. 38°48'41"S 146°02'24"E 2. 38°53'14"S 146°02'24"E 3. 39°02'59"S 146°17'47"E 4. 39°02'28"S 146°19'34"E 5. Between the High Water Mark of Norman Island and a maximum depth of 30 m 6. 39°03'48"S 146°13'11"E 7. 39°05'09"S 146°13'11"E 8. 39°06'01"S 146°14'00"E 9. 39°07'10"S 146°14'00"E 10. Within 300 m of the High Water Marks of Great Glennie, Dannevig and McHugh Islands 	27.3 tonnes
Prom Eastside spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 18.03 Refuge Cove b. Reef Code 18.04 Five Mile Beach c. Reef Code 18.05 Monkey Point d. Reef Code 18.06 Rabbit Island and Rock e. Reef Code 18.07 Three Mile Beach f. Reef Code 18.09 Ninety Mile Beach 	<ol style="list-style-type: none"> 1. 39°03'59"S 146°28'43"E 2. 39°04'02"S 146°28'41"E 3. 38°57'34"S 146°36'36"E 4. 38°53'29"S 146°36'36"E 5. 38°53'29"S 146°44'43"E 6. 38°54'12"S 146°44'43"E 7. 37°55'45"S 148°00'00"E 8. 37°52'52"S 148°00'00"E 	6.6 tonnes
Clifty Group spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 18.08 Seal Island Group 	<ol style="list-style-type: none"> 1. 38°57'34"S 146°36'36"E 2. 38°53'29"S 146°36'36"E 3. 38°53'29"S 146°44'43"E 4. 38°54'12"S 146°44'43"E 	7.2 tonnes

Fisheries Act 1995

FISHERIES NOTICE 2021

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate of the Minister for Fishing and Boating, having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under sections 67, 68A, 114 and 152 of the Act:

Dated 24 December 2021

TRAVIS DOWLING
Chief Executive Officer

FISHERIES (EASTERN ABALONE ZONE) NOTICE 2021

1. Title

This Notice may be cited as the Fisheries (Eastern Abalone Zone) Notice 2021

2. Objectives

The objective of this Notice is to:

- a. fix minimum size limits for blacklip abalone taken under an Abalone Fishery Access Licence in the Eastern Abalone Zone.
- b. address sustainability concerns for Victorian Eastern Abalone Zone abalone stocks and related management issues by closing specified marine waters to commercial abalone harvest.

3. Authorising provision

This Notice is made under sections 67, 68A, 114 and 152 of the Act.

4. Commencement

This Notice comes into operation on 29 December 2021.

5. Definitions

In this Fisheries Notice –

‘**AFAL**’ means an Abalone Fishery (Eastern Zone) Access Licence;

‘**CEO**’ means the Chief Executive Officer of the VFA;

‘**closed waters**’ means the marine waters within a spatial management unit for which the optimal target has been reached or exceeded as specified in Column 3 of Schedule 2 and/or the marine waters within a reef code for which the upper limit has been reached or exceeded as specified in Column 3 of Schedule 3;

‘**eastern abalone zone**’ means all Victorian waters east of longitude 148° East;

‘**nominated operator**’ means –

- (a) a licence holder permitted under section 39(1) of the Act; or
- (b) a person listed on an access licence for the purposes of section 39(2) of the Act;

‘**size zone**’ means each area of Victorian marine waters between the coordinates specified in Column 1 of Schedule 1;

‘**spatial management unit**’ means each area of Victorian marine waters specified in Column 1 of Schedule 2;

‘**reef code**’ means each area of Victorian marine waters specified in Column 1 of Schedule 3;

‘**the Act**’ means the **Fisheries Act 1995**;

‘**optimal target**’ for the spatial management unit specified in Column 1 of Schedule 2 means the amount of abalone specified in Column 3 of Schedule 2 corresponding to that spatial management unit;

'upper limit' for the reef code specified in Column 1 of Schedule 3 means the amount of abalone specified in Column 3 of Schedule 3 corresponding to that reef code;

'VFA' means the Victorian Fisheries Authority.

6. Minimum sizes for blacklip abalone taken from the eastern abalone zone

- (1) For the purposes of the Act, the minimum size with respect to the taking of blacklip abalone under an AFAL from the waters specified in Column 1 of Schedule 1 is the size specified for those waters in Column 2 of Schedule 1.

Notes: There are offences in sections 68A and 68B of the Act relating to taking or possessing fish of a species that are less than the minimum size specified for that species of fish in this Notice. Various penalties apply.

Under section 152(3), of the Act, if a provision of this Notice is inconsistent with any regulations, the Fisheries Notice prevails to the extent of the inconsistency. The general size limits specified in the Fisheries Regulations 2009 will continue to apply in circumstances where the size limits specified in clauses 6 and 7 do not apply.

7. Abalone not to be taken from more than one size zone

For the purposes of section 67 of the Act –

- (a) the taking of abalone under an AFAL from more than one size zone on any fishing trip; or
 - (b) the possession of abalone taken from more than one size zone on-board any boat being used under an AFAL; or
 - (c) the landing of abalone taken under an AFAL from more than one size zone;
- is prohibited.

Note: It is an offence under section 67(3) of the **Fisheries Act 1995** to fail to comply with a prohibition.

8. Spatial management unit catch target exceeded

Marine waters within a spatial management unit are immediately closed ('closed waters') to commercial abalone harvest when optimal target specified in Column 3 of Schedule 2 has been reached or exceeded.

9. Reef code upper limit catch exceeded

Marine waters within a reef code are immediately closed ('closed waters') to commercial abalone harvest when the upper limit specified in Column 3 of Schedule 3 has been reached or exceeded.

10. Closed waters

- (1) For the purposes of section 67 of the Act –
 - (a) the taking of abalone from closed waters; or
 - (b) the possession of abalone in or on closed waters –by the holder of an access licence, or a person acting or purporting to act under an access licence, is prohibited.

Note: Failure to comply with this prohibition is an offence under section 67 of the **Fisheries Act 1995**. A maximum penalty of 100 penalty units and/or six months imprisonment applies.

Sub-clause (1)(b) does not apply to a person possessing abalone on-board a boat under way and travelling by the most direct route to reach a point of landing or specified open waters for the purpose of commercial abalone diving.

11. Application to fisheries reserves

This Notice applies to a Fisheries Reserve, as declared under Section 88 of the Act, to the extent that fishing is permitted in the Fisheries Reserve.

12. Revocation

- (1) The Fisheries (Eastern Abalone Zone) Notice 2021, gazetted on 1 April 2021, is revoked.
- (2) Unless sooner revoked, this Notice will be revoked on 31 March 2022.

SCHEDULES

SCHEDULE 1

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Marlo spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 21.00 Lakes Entrance b. Reef Code 22.01 Marlo c. Reef Code 22.02 French's d. Reef Code 22.03 Point Ricardo e. Reef Code 22.04 Cape Conran f. Reef Code 22.05 East Cape g. Reef Code 22.06 Yeerung Reef h. Reef Code 22.08 Pearl Point i. Reef Code 22.09 Tamboon Reef j. Reef Code 22.10 Clinton Rocks k. Reef Code 23.01 Point Hicks 	<ol style="list-style-type: none"> 1. 37°52'53"S 148°00'04"E 2. 37°55'46"S 148°00'04"E 3. 37°47'59"S 149°12'56"E 4. 37°46'39"S 149°12'54"E 	120 mm
Mallacoota West spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 23.02 Whaleback b. Reef Code 23.03 Mueller c. Reef Code 23.04 Petrel Point d. Reef Code 23.05 Island Point 	<ol style="list-style-type: none"> 1. 37°47'53"S 149°16'54"E 2. 37°48'26"S 149°16'55"E 3. 37°48'25"S 149°17'40"E 4. 37°48'30"S 149°17'40"E 5. 37°47'17"S 149°27'12"E 6. 37°46'11"S 149°27'12"E 	125 mm
Mallacoota Large spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 23.06 Big Rame b. Reef Code 24.00 The Skerries c. Reef Code 24.03 Easby Creek 	<ol style="list-style-type: none"> 1. 37°46'11"S 149°27'12"E 2. 37°47'17"S 149°27'12"E 3. 37°45'05"S 149°32'45"E 4. 37°43'45"S 149°32'45"E 	135 mm
Mallacoota Central spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 24.04 Red River b. Reef Code 24.05 Secret Reef c. Reef Code 24.06 Sandpatch Point d. Reef Code 24.07 Sandpatch Point Lee e. Reef Code 24.08 Benedore 	<ol style="list-style-type: none"> 1. 37°43'45"S 149°32'45"E 2. 37°45'05"S 149°32'45"E 3. 37°42'10"S 149°39'22"E 4. 37°41'23"S 149°39'22"E 	125 mm

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
<p>Mallacoota Small spatial management unit that includes:</p> <ul style="list-style-type: none"> a. Reef Code 24.09 Little Rame b. Reef Code 24.14 Bastion Point 	<p>Little Rame</p> <ol style="list-style-type: none"> 1. 37°41' 23"S 149°39' 22"E 2. 37°42' 10"S 149°39' 22"E 3. 37°41' 27"S 149°41' 22"E 4. 37°41' 04"S 149°40' 39"E <p>Bastion Point</p> <ol style="list-style-type: none"> 1. 37°35'05"S 149°44'19"E 2. 37°36'42"S 149°46'10"E 3. 37°34'23"S 149°50'16"E 4. 37°33'07"S 149°50'16"E 5. 37°33'07"S 149°51'36"E 6. 37°33'59"S 149°51'36"E 7. 37°33'41"S 149°53'30"E 8. 37°32'28"S 149°53'30"E 	115 mm
<p>Airport spatial management unit that includes:</p> <ul style="list-style-type: none"> a. Reef Code 24.10 Little Rame Lee b. Reef Code 24.11 Shipwreck – Seal Ck c. Reef Code 24.15 Tullaberga Island d. Reef Code 24.16 Gabo Harbour e. Reef Code 24.21 Quarry/ Betka Beach 	<ol style="list-style-type: none"> 1. 37°41' 04"S 149°40' 39"E 2. 37°41' 27"S 149°41' 22"E 3. 37°36' 42"S 149°46' 10"E 4. 37°35' 05"S 149°44' 19"E 5. 37°34' 23"S 149°50' 16"E 6. 37°33' 07"S 149°50' 16"E 7. 37°33' 07"S 149°51' 36"E 8. 37°33' 59"S 149°51' 36"E 9. 37°32' 28"S 149°53' 30"E 10. 37°33' 41"S 149°53' 30"E 11. 37°33' 57"S 149°54' 02"E 12. 37°33' 50"S 149°54' 20"E 13. 37°32' 55"S 149°54' 20"E 14. 37°32' 34"S 149°54' 16"E 	120 mm

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Minimum size (Millimetres)
Airport spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 25.10 Little Rame Lee b. Reef Code 25.11 Shipwreck – Seal Ck c. Reef Code 25.15 Tullaberga Island d. Reef Code 25.16 Gabo Harbour e. Reef Code 25.21 Quarry / Betka Beach 	<ol style="list-style-type: none"> 1. 37°41' 04"S 149°40' 39"E 2. 37°41' 27"S 149°41' 22"E 3. 37°36' 42"S 149°46' 10"E 4. 37°35' 05"S 149°44' 19"E 5. 37°34' 23"S 149°50' 16"E 6. 37°33' 07"S 149°50' 16"E 7. 37°33' 07"S 149°51' 36"E 8. 37°33' 59"S 149°51' 36"E 9. 37°32' 28"S 149°53' 30"E 10. 37°33' 41"S 149°53' 30"E 11. 37°33' 57"S 149°54' 02"E 12. 37°33' 50"S 149°54' 20"E 13. 37°32' 55"S 149°54' 20"E 14. 37°32' 34"S 149°54' 16"E 	110 mm
Mallacoota East spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 24.17 Gabo Island b. Reef Code 24.18 Gunshot c. Reef Code 24.19 Iron Prince 	<ol style="list-style-type: none"> 1. 37°32' 34"S 149°54' 16"E 2. 37°32' 55"S 149°54' 20"E 3. 37°33' 50"S 149°54' 20"E 4. 37°33' 57"S 149°54' 02"E 5. 37°32' 56"S 149°55' 58"E 6. 37°32' 07"S 149°54' 45"E 7. 37°31' 09"S 149°56' 34"E 8. 37°32' 02"S 149°57' 37"E 9. 37°31' 14"S 149°58' 22"E 10. 37°30' 46"S 149°57' 49"E 	120 mm

SCHEDULE 2

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Optimal target
Marlo spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 21.00 Lakes Entrance b. Reef Code 22.01 Marlo c. Reef Code 22.02 French's d. Reef Code 22.03 Point Ricardo e. Reef Code 22.04 Cape Conran f. Reef Code 22.05 East Cape g. Reef Code 22.06 Yeerung Reef h. Reef Code 22.08 Pearl Point i. Reef Code 22.09 Tamboon Reef j. Reef Code 22.10 Clinton Rocks k. Reef Code 23.01 Point Hicks 	<ol style="list-style-type: none"> 1. 37°52'53"S 148°00'04"E 2. 37°55'46"S 148°00'04"E 3. 37°47'59"S 149°12'56"E 4. 37°46'39"S 149°12'54"E 	81.3 tonnes
Mallacoota West spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 23.02 Whaleback b. Reef Code 23.03 Mueller c. Reef Code 23.04 Petrel Point d. Reef Code 23.05 Island Point 	<ol style="list-style-type: none"> 1. 37°47'53"S 149°16'54"E 2. 37°48'26"S 149°16'55"E 3. 37°48'25"S 149°17'40"E 4. 37°48'30"S 149°17'40"E 5. 37°47'17"S 149°27'12"E 6. 37°46'11"S 149°27'12"E 	47 tonnes
Mallacoota Large spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 23.06 Big Rame b. Reef Code 24.00 The Skerries c. Reef Code 24.03 Easby Creek 	<ol style="list-style-type: none"> 1. 37°46'11"S 149°27'12"E 2. 37°47'17"S 149°27'12"E 3. 37°45'05"S 149°32'45"E 4. 37°43'45"S 149°32'45"E 	23.5 tonnes
Mallacoota Central spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 24.04 Red River b. Reef Code 24.05 Secret Reef c. Reef Code 24.06 Sandpatch Point d. Reef Code 24.07 Sandpatch Point Lee e. Reef Code 24.08 Benedore 	<ol style="list-style-type: none"> 1. 37°43'45"S 149°32'45"E 2. 37°45'05"S 149°32'45"E 3. 37°42'10"S 149°39'22"E 4. 37°41'23"S 149°39'22"E 	57 tonnes

Column 1 Spatial management unit name	Column 2 Coordinates bordering spatial management unit	Column 3 Optimal target
Mallacoota Small spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 24.09 Little Rame b. Reef Code 24.14 Bastion Point 	Little Rame <ol style="list-style-type: none"> 1. 37°41' 23"S 149°39' 22"E 2. 37°42' 10"S 149°39' 22"E 3. 37°41' 27"S 149°41' 22"E 4. 37°41' 04"S 149°40' 39"E Bastion Point <ol style="list-style-type: none"> 1. 37°35'05"S 149°44'19"E 2. 37°36'42"S 149°46'10"E 3. 37°34'23"S 149°50'16"E 4. 37°33'07"S 149°50'16"E 5. 37°33'07"S 149°51'36"E 6. 37°33'59"S 149°51'36"E 7. 37°33'41"S 149°53'30"E 8. 37°32'28"S 149°53'30"E 	21 tonnes
Airport spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 24.10/25.10 Little Rame Lee b. Reef Code 24.11/25.11 Shipwreck – Seal Ck c. Reef Code 24.15/25.15 Tullaberga Island d. Reef Code 24.16/25.16 Gabo Harbour e. Reef Code 24.21/25.21 Quarry / Betka Beach 	<ol style="list-style-type: none"> 1. 37°41' 04"S 149°40' 39"E 2. 37°41' 27"S 149°41' 22"E 3. 37°36' 42"S 149°46' 10"E 4. 37°35' 05"S 149°44' 19"E 5. 37°34' 23"S 149°50' 16"E 6. 37°33' 07"S 149°50' 16"E 7. 37°33' 07"S 149°51' 36"E 8. 37°33' 59"S 149°51' 36"E 9. 37°32' 28"S 149°53' 30"E 10. 37°33' 41"S 149°53' 30"E 11. 37°33' 57"S 149°54' 02"E 12. 37°33' 50"S 149°54' 20"E 13. 37°32' 55"S 149°54' 20"E 14. 37°32' 34"S 149°54' 16"E 	94.8 tonnes
Mallacoota East spatial management unit that includes: <ol style="list-style-type: none"> a. Reef Code 24.17 Gabo Island b. Reef Code 24.18 Gunshot c. Reef Code 24.19 Iron Prince 	<ol style="list-style-type: none"> 1. 37°32' 34"S 149°54' 16"E 2. 37°32' 55"S 149°54' 20"E 3. 37°33' 50"S 149°54' 20"E 4. 37°33' 57"S 149°54' 02"E 5. 37°32' 56"S 149°55' 58"E 6. 37°32' 07"S 149°54' 45"E 7. 37°31' 09"S 149°56' 34"E 8. 37°32' 02"S 149°57' 37"E 9. 37°31' 14"S 149°58' 22"E 10. 37°30' 46"S 149°57' 49"E 	32.5 tonnes

SCHEDULE 3

Column 1 Reef code name	Column 2 Coordinates bordering reef code	Column 3 Upper limit
Reef Code 22.01 Marlo	Coordinates bordering Marlo reef code 1. 37°48'36"S 148°18'00"E 2. 37°50'13"S 148°18'00"E 3. 37°50'07"S 148°32'24"E 4. 37°48'08"S 148°32'24"E	2 tonnes
Reef Code 22.02 French's	Coordinates bordering French's reef code 1. 37°48'08"S 148°32'24"E 2. 37°50'07"S 148°32'24"E 3. 37°50'14"S 148°36'26"E 4. 37°48'11"S 148°36'26"E	9.75 tonnes
Reef Code 22.03 Point Ricardo	Coordinates bordering Point Ricardo reef code 1. 37°48'11"S 148°36'26"E 2. 37°50'14"S 148°36'26"E 3. 37°50'02"S 148°39'04"E 4. 37°48'12"S 148°39'04"E	8.19 tonnes
Reef Code 22.04 Cape Conran	Coordinates bordering Cape Conran reef code 1. 37°48'12"S 148°39'04"E 2. 37°50'02"S 148°39'04"E 3. 37°49'30"S 148°44'21"E 4. 37°48'24"S 148°44'21"E	21.45 tonnes
Reef Code 22.05 East Cape	Coordinates bordering East Cape reef code 1. 37°48'24"S 148°44'21"E 2. 37°49'30"S 148°44'21"E 3. 37°49'25"S 148°46'24"E 4. 37°47'29"S 148°46'24"E	24.7 tonnes
Reef Code 22.06 Yeerung Reef	Coordinates bordering Yeerung Reef reef code 1. 37°47'29"S 148°46'24"E 2. 37°49'25"S 148°46'24"E 3. 37°48'33"S 148°52'14"E 4. 37°47'10"S 148°52'14"E	12.35 tonnes
Reef Code 22.08 Pearl Point	Coordinates bordering Pearl Point reef code 1. 37°47'10"S 148°52'14"E 2. 37°48'33"S 148°52'14"E 3. 37°48'40"S 149°01'08"E 4. 37°46'51"S 149°01'08"E	29.25 tonnes

Column 1 Reef code name	Column 2 Coordinates bordering reef code	Column 3 Upper limit
Reef Code 22.09 Tamboon Reef	Coordinates bordering Tamboon Reef reef code 1. 37°46'51"S 149°01'08"E 2. 37°48'40"S 149°01'08"E 3. 37°48'02"S 149°10'03"E 4. 37°46'41"S 149°10'03"E	2 tonnes
Reef Code 22.10 Clinton Rocks	Coordinates bordering Clinton Rocks reef code 1. 37°46'41"S 149°10'03"E 2. 37°48'02"S 149°10'03"E 3. 37°47'46"S 149°11'43"E 4. 37°46'43"S 149°11'43"E	2 tonnes
Reef Code 23.01 Point Hicks	Coordinates bordering Point Hicks reef code 1. 37°46'43"S 149°11'43"E 2. 37°47'46"S 149°11'43"E 3. 37°47'59"S 149°12'56"E 4. 37°46'39"S 149°12'54"E	2 tonnes
Reef Code 23.02 Whaleback	Coordinates bordering Whaleback reef code 1. 37°47'53"S 149°16'54"E 2. 37°48'26"S 149°16'55"E 3. 37°48'25"S 149°17'40"E 4. 37°48'30"S 149°17'40"E 5. 37°48'36"S 149°18'33"E 6. 37°46'57"S 149°18'33"E	10.4 tonnes
Reef Code 23.03 Mueller	Coordinates bordering Mueller reef code 1. 37°46'57"S 149°18'33"E 2. 37°48'36"S 149°18'33"E 3. 37°48'09"S 149°20'26"E 4. 37°46'36"S 149°20'26"E	7.8 tonnes
Reef Code 23.04 Petrel Point	Coordinates bordering Petrel Point reef code 1. 37°46'36"S 149°20'26"E 2. 37°48'09"S 149°20'26"E 3. 37°47'22"S 149°24'15"E 4. 37°46'27"S 149°24'15"E	23.4 tonnes
Reef Code 23.05 Island Point	Coordinates bordering Island Point reef code 1. 37°46'27"S 149°24'15"E 2. 37°47'22"S 149°24'15"E 3. 37°47'17"S 149°27'12"E 4. 37°46'11"S 149°27'12"E	19.5 tonnes

Column 1 Reef code name	Column 2 Coordinates bordering reef code	Column 3 Upper limit
Reef Code 23.06 Big Rame	Coordinates bordering Big Rame reef code 1. 37°46'11"S 149°27'12"E 2. 37°47'17"S 149°27'12"E 3. 37°46'17"S 149°30'58"E 4. 37°45'20"S 149°30'21"E 5. 37°45'20"S 149°29'47"E	23.4 tonnes
Reef Code 24.00 The Skerries	Coordinates bordering The Skerries reef code 1. 37°45' 20"S 149°29' 47"E 2. 37°45' 20"S 149°30' 21"E 3. 37°46' 17"S 149°30' 58"E 4. 37°45' 27"S 149°32' 01"E 5. 37°44' 22"S 149°31' 17"E	5.2 tonnes
Reef Code 24.03 Easby Creek	Coordinates bordering Easby Creek reef code 1. 37°44' 22"S 149°31' 17"E 2. 37°45' 27"S 149°32' 01"E 3. 37°45' 05"S 149°32' 45"E 4. 37°43' 45"S 149°32' 45"E	2.0 tonnes
Reef Code 24.04 Red River	Coordinates bordering Red River reef code 1. 37°43' 45"S 149°32' 45"E 2. 37°45' 05"S 149°32' 45"E 3. 37°44' 30"S 149°34' 00"E 4. 37°43' 28"S 149°34' 00"E	2.6 tonnes
Reef Code 24.05 Secret Reef	Coordinates bordering Secret Reef reef code 1. 37°43' 28"S 149°34' 00"E 2. 37°44' 30"S 149°34' 00"E 3. 37°44' 10"S 149°35' 19"E 4. 37°43' 21"S 149°35' 19"E	2 tonnes
Reef Code 24.06 Sandpatch Point	Coordinates bordering Sandpatch Point reef code 1. 37°43' 21"S 149°35' 19"E 2. 37°44' 10"S 149°35' 19"E 3. 37°43' 48"S 149°36' 12"E 4. 37°43' 30"S 149°35' 53"E	23.4 tonnes
Reef Code 24.07 Sandpatch Point Lee	Coordinates bordering Sandpatch Point Lee reef code 1. 37°43' 30"S 149°35' 53"E 2. 37°43' 48"S 149°36' 12"E 3. 37°42' 27"S 149°37' 35"E 4. 37°41' 56"S 149°37' 17"E	39.0 tonnes

Column 1 Reef code name	Column 2 Coordinates bordering reef code	Column 3 Upper limit
Reef Code 24.08 Benedore	Coordinates bordering Benedore reef code 1. 37°41' 56"S 149°37' 17"E 2. 37°42' 27"S 149°37' 35"E 3. 37°42' 10"S 149°39' 22"E 4. 37°41' 23"S 149°39' 22"E	9.1 tonnes
Reef Code 24.09 Little Rame	Coordinates bordering Little Rame reef code 1. 37°41' 23"S 149°39' 22"E 2. 37°42' 10"S 149°39' 22"E 3. 37°41' 27"S 149°41' 22"E 4. 37°41' 04"S 149°40' 39"E	19.5 tonnes
Reef Code 24.14 Bastion Point	Coordinates bordering Bastion Point reef code 1. 37°35'05"S 149°44'19"E 2. 37°36'42"S 149°46'10"E 3. 37°34'23"S 149°50'16"E 4. 37°33'07"S 149°50'16"E 5. 37°33'07"S 149°51'36"E 6. 37°33'59"S 149°51'36"E 7. 37°33'41"S 149°53'30"E 8. 37°32'28"S 149°53'30"E	7.8 tonnes
Reef Code 24.17 Gabo Island	Coordinates bordering Gabo Island reef code 1. 37°32' 34"S 149°54' 16"E 2. 37°32' 55"S 149°54' 20"E 3. 37°33' 50"S 149°54' 20"E 4. 37°33' 57"S 149°54' 02"E 5. 37°32' 56"S 149°55' 58"E 6. 37°32' 07"S 149°54' 45"E	24.7 tonnes
Reef Code 24.18 Gunshot	Coordinates bordering Gunshot reef code 1. 37°31' 21"S 149°56' 49"E 2. 37°32' 02"S 149°57' 37"E 3. 37°31' 14"S 149°58' 22"E 4. 37°30' 56"S 149°58' 01"E	2.0 tonnes
Reef Code 24.19 Iron Prince	Coordinates bordering Iron Prince reef code 1. 37°31' 09"S 149°56' 34"E 2. 37°31' 21"S 149°56' 49"E 3. 37°30' 56"S 149°58' 01"E 4. 37°30' 46"S 149°57' 49"E	15.0 tonnes

Fisheries Act 1995**FISHERIES NOTICE 2021**

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate of the Minister for Fishing and Boating and having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under section 152 of the Act:
Dated 29 December 2021

TRAVIS DOWLING
Chief Executive Officer
Victorian Fisheries Authority

FISHERIES (RECREATIONAL ABALONE OPEN DAYS) NOTICE 2021**1. Title**

This Notice may be cited as the Fisheries (Recreational Abalone Open Days) Notice 2021

2. Objective

The objective of this Notice is to specify open days during the 12-month period from 16 November 2021 when recreational fishing for abalone is permitted in central Victorian waters.

3. Authorising provision

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

4. Commencement

This Notice comes into operation on the day it is published in the Victoria Government Gazette and the Victorian Fisheries Authority website.

5. Definitions

The Fisheries Regulations 2019 (the Regulations) define ‘central Victorian waters’ as the marine waters between longitude 143° 27' 36" East (mouth of the Aire River near Cape Otway) and 145° 53' 35" East, 38° 50' 19" South (north-western part of Arch Rock in Venus Bay) where the eastern boundary is a line running due west from the most north-western part of Arch Rock to the seaward limit of State waters.

6. Permitted Recreational Abalone Fishing Days

This Notice prevails over the abalone closed season specified in the table in regulation 237(1) of the Regulations and permits recreational abalone fishing in central Victorian waters on the following days:

Every Saturday and Sunday between 16 November 2021 and 30 April 2022, inclusive.	Every Declared Public Holiday in the State of Victoria between 16 November 2021 and 30 April 2022, inclusive.	25 December 2021 through to the second Sunday in January 2022, inclusive.
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7. Revocation

- (1) The Fisheries (Recreational Abalone Open Days) Notice 2020 is revoked.
- (2) Unless sooner revoked, this Notice will be automatically revoked 12 months after the day on which it comes into operation.

Note: Penalties under this notice are set in accordance with section 152(7)(c) of the **Fisheries Act 1995** which allow the imposition of penalties not exceeding 50 penalty units for a contravention of an offence under a fisheries notice.

Note: Section 152(3) of the Act provides that if a Fisheries Notice is inconsistent with any regulations, management plan, Ministerial direction, licence or permit, the Fisheries Notice prevails to the extent of the inconsistency.

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