

NORTHERN TERRITORY OF AUSTRALIA

MUD CRAB FISHERY MANAGEMENT PLAN

As in force at 13 February 2012

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NORTHERN TERRITORY OF AUSTRALIA

This reprint shows the Plan as in force at 13 February 2012. Any amendments that commence after that date are not included.

MUD CRAB FISHERY MANAGEMENT PLAN

Plan under the *Fisheries Act*

Part 1 Preliminary matters

1 Citation

This Plan may be cited as the Mud Crab Fishery Management Plan.

2 Commencement

This Plan comes into operation on 1 July 2010.

3 Application of Plan

This Plan applies to the mud crab fishery declared under section 22 of the Act to be a managed fishery by notice published in *Gazette* G12 dated 28 March 1990 at page 3.

4 Objects of Plan

The objects of this Plan are:

- (a) to manage the fishery resource, in accordance with the principles of ecologically sustainable development, to ensure the promotion of appropriate protection of:
 - (i) the resource and its habitats; and
 - (ii) by-product species and by-catch species; and
- (b) to maintain a stewardship of the fishery resource that promotes fairness, equity and access to the resource by all stakeholder groups, including:
 - (i) indigenous people; and
 - (ii) commercial operators; and
 - (iii) amateur fishers; and

- (iv) others with an interest in the fishery resource of the Territory; and
- (c) to promote the optimum utilisation of the resource to the benefit of the community by a flexible approach to the management of the fishery resource and its habitats.

5 Review of management of fishery

- (1) The Director must review the management of the fishery if:
 - (a) the total amount of mud crabs taken by licensees, or a stakeholder group, in a previous year decreases by at least 50%; or
 - (b) the total amount of mud crabs taken by licensees, or a stakeholder group, in 2 consecutive years decreases by at least 10% each year; or
 - (c) the total effort by licensees in 2 consecutive years increases by at least 10% each year; or
 - (d) the median size of mud crabs taken by all fishers in 2 consecutive years decreases by at least 5 mm each year; or
 - (e) the total amount of by-product species taken by licensees in consecutive years increases by at least 0.5 t; or
 - (f) the total amount of by-catch species taken by licensees:
 - (i) in a year increases by at least 50%; or
 - (ii) in any 3 years increases by at least 100%; or
 - (g) licensees, or officers or employees of Agencies and statutory authorities, identify a significant effect of the fishery on an ecosystem component, particularly a species or community listed under the *Environment Protection and Biodiversity Conservation Act 1999* (Cth).
- (2) In conducting the review, the Minister must consult with stakeholder groups.

Part 2 Interpretation

6 Definitions

In this Plan:

AGD 1966 means the Australian Geodetic Datum as defined in the *Commonwealth Gazette* No. 84 of 6 October 1966.

approval means an approval as a temporary transferee, nominated person or short term operator.

approved person means the holder of an approval.

berried female mud crab means a female mud crab on which eggs are visibly attached to the pleopods under the abdominal flap.

by-catch species means a species of aquatic life taken but discarded by a licensee conducting operations for the purposes of a licence.

by-product species means a non-target species of aquatic life taken and retained by a licensee conducting operations for the purposes of a licence.

carapace, of a mud crab, means the large non-segmented piece of the hard external shell covering the dorsal and lateral parts of the crab.

closed waters means the waters landward of a straight line connecting the coordinates stated in Schedule 1 for the waters stated in the Schedule.

commercially unsuitable, for a mud crab, means:

- (a) for a female mud crab – the carapace at both points shown in Schedule 2 are flexible enough to move inwards and make an audible sound when pressed; or
- (b) for a male mud crab – both points shown in Schedule 2 can be pressed inwards.

complying commercial holding cage, see clause 7.

complying float for:

- (a) a complying commercial holding cage – see clause 9; or
- (b) a complying pot – see clause 10.

complying pot means a complying marine pot or dilly pot.

Note

Definitions of complying marine pot and dilly pot are set out in regulation 4 of the Fisheries Regulations. Those definitions apply to this Plan because of section 27(3) of the Act.

excess pot means any pot in excess of the permitted number of pots.

day means a 24 hour period starting at midnight.

holding cage means a cage used, or designed for use, only to hold mud crabs on a temporary basis.

licence means a Mud Crab Fishery licence.

licensee means the holder of a licence, and includes a person assisting a licensee to conduct operations for the purposes of the licence.

map, see clause 11.

Mary River Fish Management Zone means the area described in Schedule 3.

mud crab means a crab, or part of a crab, of the genus *Scylla* and includes, in relation to a mud crab:

- (a) an egg or larva; and
- (b) a dead body; and
- (c) a shell.

nominated place, for a licensee, means the place nominated under clause 15 as the licensee's nominated place.

permitted number, of pots, means the number of pots the licensee is permitted to use under the units of entitlement currently held by the licensee.

prescribed offence means an offence against a provision of this Plan that specifies that a contravention of the provision is a prescribed offence.

prohibited area, for a restricted bait net, means the area stated in Schedule 4.

unit of entitlement, in relation to pots, means an entitlement to use 30 complying pots.

year means a period of 12 months starting at the beginning of any day of a calendar year.

7 Meaning of *complying commercial holding cage*

A ***complying commercial holding cage*** is a holding cage that:

- (a) is constructed in a way that is not likely to cause aquatic life to become entangled in it; and
- (b) has an internal capacity of not less than 1 m³ and not more than 2 m³; and
- (c) has a minimum mesh size of 65 mm x 45 mm.

9 Meaning of *complying float for complying commercial holding cage*

- (1) A ***complying float*** for a complying commercial holding cage is a float that:
 - (a) has a minimum diameter and length of 130 mm; and
 - (b) is orange in colour; and
 - (c) is marked legibly and indelibly with the licence number under which it is used in Arabic numerals and no other number.
- (2) Without limiting subclause (1)(c), a float may be marked by:
 - (a) incising the number into it; or
 - (b) painting the number onto it with waterproof paint.
- (3) The marking must be made in a way that the licence number can be easily read at all times.

10 Meaning of *complying float for complying pot*

- (1) A ***complying float*** for a complying pot is a float that:
 - (a) has a minimum diameter and length of 80 mm; and
 - (b) is marked legibly and indelibly:
 - (i) if the pot to which it is attached is used as part of a unit of entitlement – with the unit of entitlement number in Arabic numerals and no other number; or
 - (ii) if the pot to which it is attached is amateur fishing gear – with the first and last name of the person using the gear.

- (2) Without limiting subclause (1)(b), a float may be marked by:
 - (a) incising the number or name into it; or
 - (b) painting the number or name onto it with waterproof paint.
- (3) The marking must be made in a way that the number or name can be easily read at all times.

11 Meaning of *map*

A ***map*** mentioned in this Plan is a map that is part of the National Topographic Map Series Australia 1:100 000, AGD 1966.

Part 3 General controls

12 No fishing in non-tidal waters

A person must not fish for mud crabs in waters that are not subject to tidal influence.

Maximum penalty: 85 penalty units.

13 No taking or possession of berried female mud crab

- (1) A person must not take or have possession of a berried female mud crab.

Maximum penalty: 40 penalty units.

- (2) For subclause (1), a person must not be regarded as having taken a mud crab if, immediately after its capture, the person returns it to the place from which it was captured with as little injury to it as possible.

13A Float must be attached to gear

- (1) This clause applies to a person who is using a pot to fish for mud crabs or a holding cage to hold mud crabs.
- (2) The person commits an offence if at any time while the pot or holding cage is in use:
 - (a) a complying float is not attached to the pot or cage; or
 - (b) the float is not above water level.

Maximum penalty: 40 penalty units.

Part 4 Commercial fishing

Division 1 Licensing, units of entitlement and nominated places

14 Limitations on licences

- (1) The Director must not issue more than 49 licences.
- (2) However, if a licence is cancelled or not renewed, the number of licences the Director may issue is reduced by one.
- (3) It is a condition of each licence that the licensee must not take mud crabs under the licence if less than 2 units of entitlement are attached to the licence at the time.

Example for subclause (3)

Under clause 14B, a licensee can transfer one or both of the units of entitlement that are attached to the licence. If one unit is transferred, the licensee must not fish for mud crabs under the licence until the transferred unit reverts to the licensee or the licensee takes a transfer of another unit from another licensee.

14A Unit of entitlement

Subject to a transfer of a unit of entitlement under clause 14B, 2 units of entitlement attach to each licence.

14B Transfer of units

- (1) A unit of entitlement is transferable, but only to a person who holds a licence (including a licence held under a temporary transfer).
- (2) A transfer must be for a period not less than 30 days.
- (3) An application for transfer must be made to the Director in the approved form.
- (4) A transfer is not effective until the Director has approved the transfer in writing.

14C Termination of transfer

A transfer of a unit of entitlement terminates on the earlier of the following:

- (a) the date shown on the application for transfer as the expiry date of the transfer;
- (b) the date on which the transferee ceases to hold a licence;

(c) the end of the financial year in which the transfer took effect.

15 Nominated place

- (1) The holder of a licence must nominate one place as the licensee's nominated place for this Plan.
- (2) The nomination must be made to the Director in the form approved by the Director.
- (3) The holder of the licence must not nominate a vessel, or a part of a vessel, that is used to fish for mud crabs as a nominated place.
- (4) In this clause:

licensee means the holder of a licence.

Division 2 Controls on commercial fishing

Subdivision 1 Application of Division

16 Division applies to licensees

This Division applies to a licensee conducting operations for the purposes of a licence.

Subdivision 2 Control relating to closed waters

17 No fishing in closed waters

A licensee must not fish in closed waters.

Maximum penalty: 85 penalty units.

Subdivision 3 Controls relating to taking, possession and processing of mud crabs

18 Mud crab less than minimum size not to be taken

- (1) A licensee must not take or have possession of a mud crab that is less than:
 - (a) for a female – 150 mm across the widest part of its carapace;
or
 - (b) for a male – 140 mm across the widest part of its carapace.

Maximum penalty: 40 penalty units.

- (2) A contravention of subclause (1) is a prescribed offence.

19 Commercially unsuitable mud crab not to be taken

- (1) A licensee must not take or have possession of a mud crab that is commercially unsuitable.

Maximum penalty: 40 penalty units.

- (2) A contravention of subclause (1) is a prescribed offence.

20 When licensee deemed not to have taken or have possession of mud crab

For clauses 18 and 19, a licensee must not be regarded as having taken or had possession of a mud crab if the licensee returns it to the place from which it was captured with as little injury to it as possible:

- (a) if the crab is captured in the last pot lifted by the licensee – within 100 m of the place from where the pot is lifted; or
(b) if paragraph (a) does not apply – before the licensee lifts the next pot.

21 Mud crab to be restrained

- (1) A licensee must, as soon as practicable after taking a mud crab, restrain the crab so that its chelipeds (limbs with claws or chela) are firmly restrained against its body and minimal movement of the cheliped between the carpus and merus (elbow joint) is possible.

Maximum penalty: 40 penalty units.

- (2) A licensee must not hold a mud crab in a holding cage or keep it at the licensee's nominated place unless it is restrained in the way mentioned in subclause (1).

Maximum penalty: 40 penalty units.

22 Mud crab to be left intact

A licensee must ensure the carapace and abdomen of a mud crab taken by the licensee remain intact:

- (a) while it is held in a holding cage of the licensee or kept at the licensee's nominated place; or
(b) until it is sold by the licensee.

Maximum penalty: 40 penalty units.

23 Processing mud crab

- (1) A licensee must not process a mud crab for sale other than by cooking, freezing or chilling.

Maximum penalty: 40 penalty units.

- (2) Subclause (1) does not apply to the processing of a mud crab on the premises of a person licensed to buy and sell fish.

Subdivision 4 Controls relating to use of vessels and fishing gear

24 Limit on use of vessels

- (1) A licensee must not use more than one vessel to catch, take or harvest mud crabs.

Maximum penalty: 85 penalty units.

- (2) However, subclause (1) does not apply to a licensee's use of a vessel:

- (a) in accordance with an approval given under subclause (3); or
(b) at the licensee's nominated place.

- (3) On written application, the Director may give approval to a licensee to use more than one vessel to catch, take or harvest mud crabs.

- (4) The approval must be in writing and may be given on the conditions the Director considers appropriate.

- (5) For the definition **prescribed decision** in section 4 of the Act, the Director's decision on an application under subclause (3) is a prescribed provision.

- (6) The licensee must keep the approval, or a copy of it, on the vessel.

Maximum penalty: 40 penalty units.

25 Prohibition on use of fishing gear – fishing for mud crabs

A licensee must not use fishing gear for fishing for mud crabs other than:

- (a) a complying pot to take a mud crab; or
(b) a complying commercial holding cage to hold a mud crab.

Maximum penalty: 40 penalty units.

26 Permitted number of pots

- (1) A licensee must not use more than the permitted number of pots to fish for mud crabs.

Maximum penalty: For a contravention involving the use of not more than 10 excess pots – 40 penalty units.

For a contravention involving the use of more than 10 excess pots – 170 penalty units.

- (2) A contravention of subclause (1) involving more than 10 excess pots is a prescribed offence.

27 Abandoning pot in water

- (1) A licensee must not abandon a pot in water.

Maximum penalty: 40 penalty units.

- (2) For subclause (1), a licensee is taken to have abandoned a pot if the licensee leaves the pot in water unattended for more than 48 hours.

- (3) However, subclause (1) does not apply if:

(a) before the end of the 24 hours, the licensee informs the Director:

(i) the licensee is unable to remove the pot from the water; and

(ii) the reasons why the licensee is unable to remove the pot from the water; and

(iii) details of the location of the pot; and

(iv) when the licensee will remove the pot from the water; and

(b) the Director gives instructions to the licensee about the removal of the pot; and

(c) the licensee complies with the instructions.

28 Limit on number of pots in possession

- (1) A licensee must not have possession of more than the permitted number of pots while fishing for mud crabs.

Maximum penalty: 40 penalty units.

- (2) However, a licensee does not commit an offence against subclause (1) only because the licensee has possession of:

- (a) excess pots at the licensee's permanent residence; or
(b) not more than 30 excess pots in total, either at the licensee's nominated place or in transit, by the most practicable direct route, between the licensee's permanent residence and the licensee's nominated place.

29 Use of complying commercial holding cages

- (1) This clause prescribes requirements for a licensee's use of a complying commercial holding cage.

- (2) The licensee must keep the holding cage:

- (a) in water within 200 m of the licensee's nominated place; and
(b) in a place that does not pose a hazard to vessels navigating the water.

Maximum penalty: 17 penalty units.

- (3) The licensee must not keep a mud crab in the holding cage for more than 7 days.

Maximum penalty: 17 penalty units.

- (4) The licensee must not feed a mud crab in the holding cage.

Maximum penalty: 17 penalty units.

30 Limit on possession of complying commercial holding cages

A licensee must not have possession of complying commercial holding cages that have a total internal capacity of more than 4 m³.

Maximum penalty: 17 penalty units.

31 Prohibition on use of fishing gear – fishing for bait

(1) A licensee may only use the following fishing gear to take fish for use by the licensee as bait for fishing for mud crabs:

- (a) a restricted bait net;
- (b) a cast net;
- (c) a scoop net;
- (d) a hook and line.

(2) A licensee who contravenes subclause (1) commits an offence.

Maximum penalty: 40 penalty units.

(3) A contravention of subclause (1), involving the use of a gill net, is a prescribed offence.

32 Certain fish not to be taken

A licensee must not use fishing gear mentioned in clause 31(1) to take any of the following:

- (a) barramundi;
- (b) black jewfish;
- (c) golden snapper;
- (d) Spanish mackerel;
- (e) king threadfin.

Maximum penalty: 40 penalty units.

33 Use of restricted bait net

(1) This clause prescribes requirements for a licensee's use of a restricted bait net.

(2) The licensee must not use the restricted bait net other than in the area extending seaward from the coast from the high water mark to a line following the coastline 3 nautical miles from the low water mark.

Maximum penalty: 40 penalty units.

(3) Despite subclause (2), the licensee must not use the restricted bait net in:

- (a) the part of the Mary River Fish Management Zone in the area mentioned in subclause (2); or
- (b) the prohibited area for a restricted bait net.

Maximum penalty: 40 penalty units.

(4) The licensee must not use the restricted bait net unless:

- (a) it is not fixed, anchored or staked or it is fixed, anchored or staked at one end only and the other end is hauled by hand or a vessel:
 - (i) to which it is attached; and
 - (ii) that is not anchored or fixed; and
- (b) it is in not less than 30 cm of water when a catch is being cleared; and
- (c) it is not left unattended while in use.

Maximum penalty: 40 penalty units.

34 Prohibition of possession of restricted bait net in certain area

(1) A licensee must not have possession of a restricted bait net in the prohibited area for a restricted bait net.

Maximum penalty: 40 penalty units.

(2) However, subclause (1) does not apply to a licensee's possession of a restricted bait net:

- (a) in accordance with an approval given under subclause (3); or
- (b) on a road between Borroloola and Bing Bong.

(3) On written application, the Director may give approval to a licensee to have possession of a restricted bait net in the prohibited area.

(4) The approval must be in writing and may be given on the conditions the Director considers appropriate.

(5) For the definition of **prescribed decision** in section 4 of the Act, the Director's decision on an application under subclause (3) is a prescribed provision.

- (6) The licensee must keep the approval, or a copy of it, in the proximity of the restricted bait net while in the prohibited area.

Maximum penalty: 40 penalty units.

Division 3 Revocation and refusal of approvals

35 Application of Division

- (1) This Division applies if an approved person:
- (a) has been found guilty (whether before or after 1 July 2010) of a prescribed offence (the **first offence**); and
 - (b) subject to subclause (3), is found guilty of another prescribed offence (whether or not of the same type of offence as the first offence) (the **later offence**) committed:
 - (i) after 1 July 2010; and
 - (ii) within 5 years after being found guilty of the first offence.
- (2) For subclause (1)(a), a prescribed offence includes an offence that, under this Plan as in force on 30 June 2010, was a prescribed offence.
- (3) The later offence must be disregarded for subclause (1)(b) if:
- (a) the first offence is an offence against clause 19; and
 - (b) the later offence is an offence against clause 19 that is committed more than 3 years after being found guilty of the first offence.

36 Director to revoke or refuse approval

- (1) The Director must, by written notice, revoke the approved person's approval.
- (2) In addition, the Director must not, in the 2 years after the revocation under subclause (1), approve the person engaging in a fishery as a temporary transferee, nominated person or short term operator.

Part 5 Amateur fishing

37 Part applies to amateur fishers

This Part applies to a person carrying out amateur fishing.

38 Mud crabs less than minimum size not to be taken

- (1) A person must not take or have possession of a mud crab that is less than:
- (a) for a female – 140 mm across the widest part of its carapace;
or
 - (b) for a male – 130 mm across the widest part of its carapace.

Maximum penalty: 40 penalty units.

- (2) For subclause (1), a person is deemed not to have taken or have possession of a mud crab if, as soon as practicable after its capture and the end of the time that is reasonably necessary to enable it to be measured, the person returns it to the place from which it was captured with as little injury to it as possible.

39 Limit on number of mud crabs taken in a day

A person must not fish for mud crabs on any one day if the person has previously taken 10 mud crabs on that day.

Maximum penalty: 40 penalty units.

40 Limit on number of mud crabs in possession

- (1) Subject to subclause (3), a person must not have possession of more than 10 mud crabs other than at the person's permanent residence.

Maximum penalty: For possession of 11 to 20 crabs –
40 penalty units and, in addition, \$50 for
each crab in excess of 10.

For possession of 21 or more crabs –
85 penalty units and, in addition, \$50 for
each crab in excess of 20.

- (2) In determining the number of mud crabs in a person's possession for subclause (1), a mud crab lawfully acquired from a licensee and for which the person has a receipt or other proof of acquisition must be disregarded.
- (3) A person who has possession of more than 10 mud crabs does not commit an offence against subclause (1) if the person:
- (a) establishes he or she is a member of a fishing party; and

(b) no member of the party would be in contravention of subclause (1) if the mud crabs were apportioned as equally as possible among the members of the party who are present or able to be assembled in a short period of time.

(4) If:

(a) the members of a fishing party have possession of more than 10 mud crabs; and

(b) each person who is a member of the party would have possession of more than 10 mud crabs in contravention of subclause (1) if the mud crabs in their possession were apportioned as equally as possible among the members of the party; and

(c) it is not readily ascertainable which person has possession of the crabs,

each of the persons is, for subclause (1), taken to have possession of all the mud crabs.

(5) If:

(a) there are more than 3 persons in or on a vessel; and

(b) there are more than 30 mud crabs in or on the vessel,

each of the persons is, for subclause (1), taken to have possession of all the mud crabs.

(6) In determining the number of mud crabs in or on a vessel for subclause (5)(b), a mud crab lawfully acquired from a licensee and for which a person on the vessel has a receipt or other proof of acquisition must be disregarded.

(7) In this clause:

licensee means the holder of a Mud Crab Fishery licence, Fish Trader/Processor licence, Fish Retailer licence or Aquaculture licence.

41 Prohibition on use of fishing gear

A person must not fish for mud crabs other than by hand or by using a complying pot, hand-spear, hand-held hook, hook and line, scoop-net, cast-net or amateur drag net.

Maximum penalty: 40 penalty units.

42 Limit on number of pots in use

A person must not use more than 5 pots to fish for mud crabs.

Maximum penalty: 40 penalty units.

Part 6 Miscellaneous matters

43 Review after 5 years

- (1) The Minister must review the first 5 years of operation of this Plan.
- (2) In conducting the review, the Minister must consult with stakeholder groups.

Part 7 Repeal of management plans

44 Repeals

The following management plans are repealed:

- (a) *Mud Crab Fishery Management Plan* made on 24 January 1991 and published in *Gazette* S5 on 31 January 1991;
- (b) amendments of the *Mud Crab Fishery Management Plan* made on 2 April 1993 and notified in *Gazette* S35 on 5 April 1993;
- (c) amendments of the *Mud Crab Fishery Management Plan* (No. 38 of 1995) made on 14 November 1995 and notified in *Gazette* G48 on 29 November 1995.

Part 8 Transitional matters for Mud Crab Fishery Management Plan Amendment 2010

45 Prescribed offences

- (1) This clause applies if an approved person:
 - (a) was found guilty before 1 July 2010 of a prescribed offence (the ***first offence***); and

- (b) is found guilty after 1 July 2010 of another prescribed offence (whether or not of the same type of offence as the first offence) (the **later offence**) committed:
- (i) before 1 July 2010; and
 - (ii) within 2 years after being found guilty of the first offence.
- (2) Clauses 35 and 36 continue to apply as if this Plan had not been amended by the 2010 amending plan.
- (3) In this clause:

2010 amending plan means the *Mud Crab Fishery Management Plan Amendment 2010*.

prescribed offence means an offence that, under this Plan as in force immediately before the commencement of the 2010 amending plan, was a prescribed offence.

Schedule 1 Coordinates for closed waters

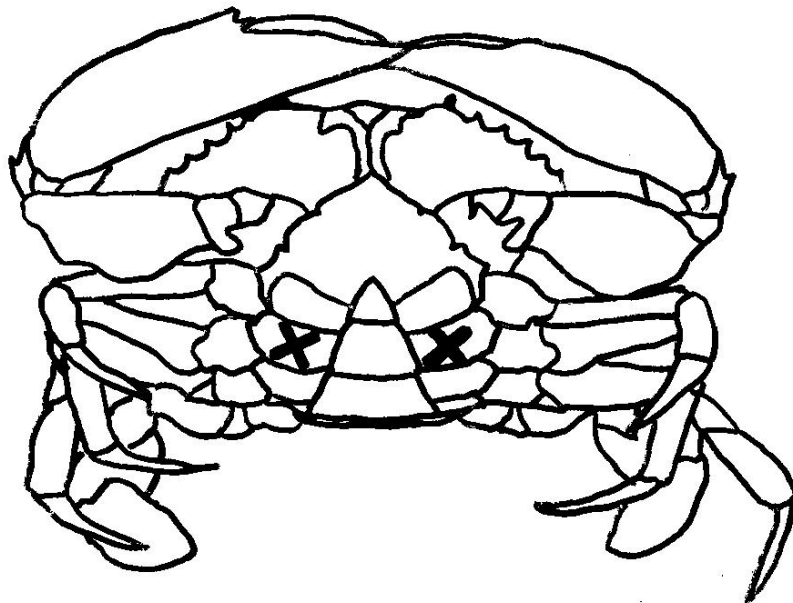
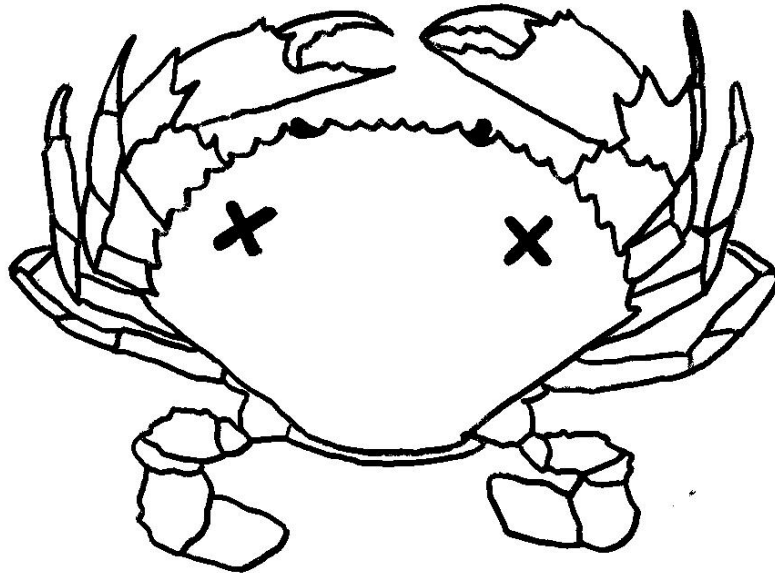
clause 6, definition ***closed waters***

Buffalo Creek Coordinates:	Map Sheet: Darwin 5073
7073 E 86353 N to	7077 E 86351 N
Micket Creek Coordinates:	Map Sheet: Darwin 5073
7115 E 86344 N to	7119 E 86342 N
Port of Darwin Coordinates:	Map Sheet: Darwin 5073
6919 E 86236 N to	7059 E 86360 N
South Alligator River Coordinates:	Map Sheet: Field Island 5373
2116 E 86498 N to	2213 E 86554 N
West Alligator River Coordinates:	Map Sheet: Field Island 5373
2032 E 86468 N to	2050 E 86472 N
Wildman River Coordinates:	Map Sheet: Field Island 5373
1804 E 86378 N to	1811 E 86384 N
Howard River Coordinates:	Map Sheet: Koolpinyah 5173
7208 E 86324 N to	7219 E 86329 N
King Creek Coordinates:	Map Sheet: Koolpinyah 5173
7181 E 86332 N to	7183 E 86330 N
7190 E 86325 N to	7194 E 86325 N
Leaders Creek Coordinates:	Map Sheet: Koolpinyah 5173
7301 E 86527 N to	7301 E 86534 N

Schedule 2 Commercially unsuitable mud crabs

clause 6, definition ***commercially unsuitable***

Female in top figure and male in bottom figure



Schedule 3 Mary River Fish Management Zone

clause 6, definition ***Mary River Fish Management Zone***

All that part of the Territory bounded by a line:

- (a) to the south by the northern boundary of the Arnhem Highway; and
- (b) to the east by the westernmost part of the Point Stuart Road commencing at its junction with the Arnhem Highway northwards to its junction with the road to the Old Point Stuart Homestead and then by the westernmost part of that road to the site of the Old Point Stuart Homestead at grid reference 8060 E 86324 N map 5273 Point Stuart and then by an imaginary line drawn due north from that reference point to the low water mark in Chambers Bay and then westerly along the low water mark to a point on the low water mark (that may be indicated by a marker), being a point 3 km east in a straight line from the northernmost part of the eastern bank of the mouth of Sampan Creek and then due north for 3 nautical miles; and
- (c) to the west by the right side of the formed road known as the Old Wildbore Station Road commencing at its junction with the Arnhem Highway at about grid reference 7725 E 85871 N map 5272 Mary River, then north to grid reference 7766 E 86047 N map 5272 Mary River, then east to grid reference 7813 E 86044 N map 5272 Mary River, then generally north to the road's end at grid reference 7858 E 86216 N map 5273 Point Stuart and then by an imaginary line drawn from that reference point due north to the low water mark in Chambers Bay and then easterly along the low water mark to a point on the low water mark (that may be indicated by a marker), being a point 3 km west in a straight line from the northernmost part of the western bank of the mouth of Tommycut Creek and then due north for 3 nautical miles; and
- (d) to the north by a line drawn between the seaward ends of the eastern and western boundaries mentioned in paragraphs (b) and (c) which runs along the shore and river mouths of Chambers Bay at low water,

and includes the Mary River upstream of the Mary River Bridge on the Arnhem Highway for approximately 6 km until the river braids at about grid reference 7916 E 86688 N map 5272 Mary River, and also includes the boat ramp immediately south of the bridge and the parking and camping areas adjacent to the boat ramp, but does not

include any permanent residence or the buildings and grounds and immediately adjacent parking areas of the Annaburroo Roadhouse (also known as the Bark Hut Inn) on the Arnhem Highway and being that part of the Territory as shown edged in red on the map held in the head office of the Fisheries Group of the Agency responsible for the administration of this Plan.

Schedule 4 Prohibited area for restricted bait net

clause 6, definition *prohibited area*

All that part of the Territory bounded by a line:

- (a) commencing on the western side of Bing Bong Creek at grid reference 6410 E 82759 N (Sheet 6166 Edition 1 Bing Bong) then due north to a point 3 nautical miles past the straight baselines surrounding the Sir Edward Pellew Group then easterly and southerly parallel to the straight line baseline to within 3 nautical miles of the coast at low water mark then south-easterly along the coast 3 nautical miles from the low water mark to the border of the Territory with Queensland; and
- (b) from there to the east commencing at a point along the border of the Territory with Queensland 3 nautical miles from the low water mark then south to a point where the border intersects the northern side of the Carpentaria Highway near Wollogorang at grid reference 8191 E 80944 N (Sheet 6463 Edition 1 Wollogorang); and
- (c) from there to the south commencing at a point where the border intersects the northern side of the Carpentaria Highway at grid reference 8191 E 80944 N (Sheet 6463 Edition 1 Wollogorang) then in a north-westerly direction towards the township of Borroloola to the turn off from the Carpentaria Highway to Borroloola at grid reference 6394 E 82207 N (Sheet 6165 Edition 1 Borroloola); and
- (d) from there to the west in a north, north-westerly direction from grid reference 6394 E 82207 N (Sheet 6165 Edition 1 Borroloola) to the Blue Lagoon Yard at grid reference 6238 E 82498 N (Sheet 6166 Edition 1 Bing Bong) then northeast back to the point of commencement at the western side of Bing Bong Creek at grid reference 6410 E 82759 N (Sheet 6166 Edition 1 Bing Bong).

ENDNOTES
1**KEY**

Key to abbreviations

amd = amended	od = order
app = appendix	om = omitted
bl = by-law	pt = Part
ch = Chapter	r = regulation/rule
cl = clause	rem = remainder
div = Division	renum = renumbered
exp = expires/expired	rep = repealed
f = forms	s = section
Gaz = <i>Gazette</i>	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

2**LIST OF LEGISLATION*****Mud Crab Fishery Management Plan (SL No. 12, 2006)***

Notified	26 April 2006
Commenced	1 May 2006 (cl 2)

Mud Crab Fishery Management Plan Amendment 2010 (SL No. 9, 2010)

Notified	30 June 2010
Commenced	1 July 2010 (cl 2)

Mud Crab Fishery Management Plan Amendment 2012 (SL No. 7, 2012)

Notified	8 February 2012
Commenced	13 February 2012 (cl 2 and r 2 <i>Fisheries Amendment (Fishing Gear and Amateur Fishing) Regulations 2012 (SL No. 3, 2012)</i>)

3**LIST OF AMENDMENTS**

cl 6	amd No. 9, 2010, cl 4; No. 7, 2012, cl 4
cl 7	sub No. 7, 2012, cl 5
cl 8	rep No. 7, 2012, cl 5
cl 9	amd No. 7, 2012, cl 8
cl 10	and No. 9, 2010, cl 5; No. 7, 2012, cl 8
cl 11	amd No. 7, 2012, cl 8
cl 12 – 13	amd No. 9, 2010, cl 18; No. 7, 2012, cl 8
cl 13A	ins No. 7, 2012, cl 6
pt 4	
div 1 hdg	amd No. 9, 2010, cl 6
cl 14	amd No. 9, 2010, cl 7
cl 14A – 14C	ins No. 9, 2010, cl 8
cl 17 – 18	amd No. 9, 2010, cl 19; No. 7, 2012, cl 8
cl 19	amd No. 9, 2010, cl 10; No. 7, 2012, cl 8
cl 21 – 25	amd No. 9, 2010, cl 18; No. 7, 2012, cl 8
cl 26	sub No. 9, 2010, cl 11; No. 7, 2012, cl 8
cl 27	amd No. 9, 2010, cl 12; No. 7, 2012, cl 8

ENDNOTES

cl 28	sub No. 9, 2010, cl 13; No. 7, 2012, cl 8
cl 29 – 30	amd No. 9, 2010, cl 18; No. 7, 2012, cl 8
cl 31	amd. No. 9, 2010, cl 14; No. 7, 2012, cl 8
cl 32 – 34	amd No. 9, 2010, cl 18; No. 7, 2012, cl 8
cl 35	sub No. 9, 2010, cl 15
cl 36	amd No. 9, 2010, cl 16
cl 38 – 39	amd No. 9, 2010, cl 18; No. 7, 2012, cl 8
cl 40	amd No. 7, 2012, cl 8
cl 41	amd No. 9, 2010, cl 18; No. 7, 2012, cl 8
cl 42	amd No. 9, 2010, cl 18 sub No. 7, 2012, cl 7
pt 8 hdg	ins No. 9, 2010, cl 17
cl 45	ins No. 9, 2010, cl 17
sch 1 – 3 hdg	amd No. 7, 2012, cl 8
sch 3	amd No. 7, 2012, cl 8
sch 4 hdg	amd No. 7, 2012, cl 8