

NORTHERN TERRITORY OF AUSTRALIA
FISHERIES AMENDMENT (SPANISH MACKEREL FISHERY)
REGULATIONS 2005

Regulations No. 4 of 2005

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NORTHERN TERRITORY OF AUSTRALIA

Regulations No. 4 of 2005*

Fisheries Amendment (Spanish Mackerel Fishery) Regulations 2005

I, EDWARD JOSEPH EGAN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Fisheries Act*.

Dated 21 February 2005.

E. J. EGAN
Administrator

By His Honour's Command

K. VATSKALIS
Minister for Primary Industry and Fisheries

* Notified in the *Northern Territory Government Gazette* on 2 March 2005.

1. Citation

These Regulations may be cited as the *Fisheries Amendment (Spanish Mackerel Fishery) Regulations 2005*.

2. Principal Regulations amended

These Regulations amend the *Fisheries Regulations*.

3. Commencement

These Regulations are taken to have commenced on 1 January 2005.

4. Amendment of regulation 4 (Definitions relating to gear)

(1) Regulation 4, definitions of "floating handline" and "troll line" –
omit

(2) Regulation 4 –
insert (in alphabetical order)

"troll line" means a line to which is attached only one of the following:

- (a) one hook;
- (b) one set of joined hooks attached to the one piece of bait;
- (c) one lure to which hooks may be attached;

5. Repeal and substitution of Part 8, Division 4

Part 8, Division 4 –
repeal, substitute

Division 4 – Spanish Mackerel Fishery

92. Declaration of fishery

The industry of taking spanish mackerel is declared to be the Spanish Mackerel Fishery.

6. Amendment of regulation 141K (Declaration of Finfish Trawl Fishery)

Regulation 141K –

omit

spanish mackerel,

7. Amendment of regulation 141Q (Certain fish not to be taken)

Regulation 141Q –

omit

spanish mackerel,

8. New regulation 141QA

After regulation 141Q, in Part 8, Division 16 –

insert

141QA. Restriction on possession of spanish mackerel

A Finfish Trawl Fishery licensee must not have possession of more than 50 spanish mackerel (whether retained as trunks or whole fish) on board a vessel.

Penalty: \$10 000.

9. Transitional provisions for certain Spanish Mackerel Fishery licences

(1) On the commencement –

(a) an unrestricted licence, within the meaning of the old management plan, in force immediately before the commencement continues in force as a restricted licence within the meaning of the new management plan; and

(b) a Spanish Mackerel Fishery licence issued under regulation 93(4) of the *Fisheries Regulations* and in force immediately before the commencement continues in force as an unrestricted licence within the meaning of the new management plan.

(2) In this regulation –

"commencement" means the commencement of this regulation;

Fisheries Amendment (Spanish Mackerel Fishery) Regulations 2005

"new management plan" means the *Spanish Mackerel Fishery Management Plan* that comes into operation on the commencement;

"old management plan" means the *Spanish Mackerel Fishery Management Plan* repealed by the new management plan.
