

**NORTHERN TERRITORY OF AUSTRALIA**  
**MUD CRAB FISHERY MANAGEMENT PLAN AMENDMENT 2018**

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**Subordinate Legislation No. 21 of 2018**

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## ***Mud Crab Fishery Management Plan Amendment 2018***

I, Kenneth Edward Vowles, Minister for Primary Industry and Resources, under section 25A of the *Fisheries Act*, approve the following amendments to the *Mud Crab Fishery Management Plan*.

Dated 16 July 2018

K. E. Vowles  
Minister for Primary Industry and Resources

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\* Notified in the *Northern Territory Government Gazette* on 25 July 2018.

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**1 Citation**

This instrument may be cited as the *Mud Crab Fishery Management Plan Amendment 2018*.

**2 Commencement**

This instrument commences on the day on which notice of its making is published in the *Gazette*.

**3 Plan amended**

This instrument amends the *Mud Crab Fishery Management Plan*.

**4 Clause 4 amended (Objects of plan)**

Clause 4, at the end

*insert*

*Note for clause 4*

*The conduct of mud crab fishing is governed by this Plan and any other instrument made under the Act.*

**5 Clause 10 amended (Meaning of *complying float* for complying pot)**

(1) Clause 10(1)(a)

*omit*

80

*insert*

100

(2) Clause 10(1)(b)(i)

*omit*

unit of entitlement

*insert*

vessel's registration

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(3) Clause 10(1)(b)(ii)

*omit, insert*

- (ii) if the pot to which it is attached is amateur fishing gear – with the full name and telephone number of the person using the gear; and
- (c) is attached to a pot with a line that has a minimum diameter of 6 mm; and
- (d) is specifically designed as a buoy.

**6 Clause 20 replaced**

Clause 20

*repeal, insert*

**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, before the licensee returns to the licensee's nominated place, returns the mud crab:

- (a) to the water as soon as practicable (but not within 200 m of the nominated place); and
- (b) with as little injury to the mud crab as possible.

**7 Clause 21 amended (Mud crab to be restrained)**

(1) Clause 21(1)

*omit*

(1)

(2) Clause 21(1)

*omit*

as soon as practicable after taking a mud crab

*insert*

before placing a mud crab in a holding cage or at the licensee's nominated place

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(3) Clause 21(2)

*omit*

**8 Clause 28 amended (Limit on number of pots in possession)**

After clause 28(2)

*insert*

- (3) If a licensee has a second vessel that is not used to catch, take or harvest mud crabs, the licensee must not have possession of more than 15 spare pots on the vessel.

Maximum penalty: 40 penalty units.

- (4) In this clause:

**spare pot** means any pot that does not have entrance funnels installed and does not have a complying float attached.

**9 Clause 28A inserted**

After clause 28

*insert*

**28A Use of escape vents in pots**

A licensee must not use a pot made of wire, steel or other rigid material unless the pot has one or more escape vents as follows:

- (a) if the pot has one escape vent – the vent is not less than 46 mm in height and 240 mm in width;
- (b) if the pot has 2 or more escape vents – each vent is not less than 46 mm in height and 120 mm in width.

Maximum penalty: 40 penalty units.

**10 Clause 41 amended (Prohibition on use of fishing gear)**

Clause 41, after "complying pot,"

*insert*

dilly pot,

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**11 Clause 42A inserted**

After clause 42, in Part 6

*insert*

**42A Mud crab to be left intact**

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

- (a) it is being used for immediate consumption; or
- (b) it is at the person's place of permanent residence.

Maximum penalty: 40 penalty units.

**12 Repeal of Plan**

This Plan is repealed on the day after it commences.