

NORTHERN TERRITORY OF AUSTRALIA
AMENDMENTS OF FISHERIES REGULATIONS

Regulations 1999, No. 10

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NORTHERN TERRITORY OF AUSTRALIA

Regulations 1999, No. 10*

Regulations under the *Fisheries Act*

I, NEIL RAYMOND CONN, 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 31 March 1999.

N. R. CONN
Administrator

By His Honour's Command

MICK PALMER
Minister for Primary Industry and Fisheries

* Notified in the *Northern Territory Government Gazette* on 31 March 1999.

AMENDMENTS OF FISHERIES REGULATIONS

1. Principal Regulations

The Fisheries Regulations are in these Regulations referred to as the Principal Regulations.

2. Interpretation

Regulation 3 of the Principal Regulations is amended by inserting after the definition of "Aquarium Trader licensee" in subregulation (1) the following:

" 'aquatic pest' means fish or aquatic life specified in Schedule 4;".

3. Heading to Division 2 of Part 3

The heading to Division 2 of Part 3 of the Principal Regulations is omitted and the following substituted:

"Division 2 – Diseased and contaminated fish and aquatic pests".

4. Prohibition against taking diseased or contaminated fish or aquatic pests

Regulation 16 of the Principal Regulations is amended –

(a) by omitting "The Director" and substituting "(1) The Director"; and

(b) by adding at the end the following:

"(2) The Director may, by notice in the *Gazette*, declare that –

(a) the taking of any fish or aquatic life from an area specified in the notice; or

(b) the movement of any fish or aquatic life from an area specified in the notice to another area,

is prohibited because of the risk of the spread of an aquatic pest to other areas."

5. Prohibition against movement and sale

Regulation 17 of the Principal Regulations is amended by inserting in paragraph (a) "or an aquatic pest" after "life".

6. Destruction of fish or aquatic life

Regulation 18 of the Principal Regulations is amended –

(a) by omitting "The Director" and substituting "(1) The Director"; and

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- (b) by adding at the end the following:

"(2) The Director may destroy fish or aquatic life if he or she believes, on reasonable grounds, that it is necessary to prevent the spread of an aquatic pest."

7. Disease and Pest Control Committee

Regulation 19 of the Principal Regulations is amended –

- (a) by omitting from subregulation (1) "Disease Control Committee" and substituting "Disease and Pest Control Committee"; and
- (b) by inserting in subregulation (1) "or aquatic pests" after "disease" (wherever occurring).

8. Declaration of control areas

Regulation 21 of the Principal Regulations is amended –

- (a) by omitting "(1) The Director" and substituting "The Director";
- (b) by omitting from paragraph (a) "quarantine area; and" and substituting "quarantine area;";
- (c) by omitting from paragraph (b) "protected area." and substituting "protected area; or"; and
- (d) by adding at the end the following:
- "(c) an area containing an aquatic pest to be a restricted area."

9. Regulation of control area

Regulation 22 of the Principal Regulations is amended –

- (a) by omitting "or a protected area" and substituting ", a protected area or a restricted area";
- (b) by omitting from paragraph (d) "a quarantine area," and substituting "a quarantine area or a restricted area –"; and
- (c) by inserting in paragraph (e) "or an aquatic pest" after "disease".

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10. New schedule

The Principal Regulations are amended by adding at the end the following:

**SCHEDULE 4
AQUATIC PESTS**

Regulation 3(1)

| Common Name | Scientific Name |
|----------------------|------------------------|
| Black-striped mussel | <i>Congeris sallei</i> |