

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1980, No. ~~144~~

Regulations under the Fish and Fisheries Act

I, JOHN ARMSTRONG ENGLAND, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the Fish and Fisheries Act.

Dated this day of 16 OCT 1980 , 1980.

J. A. ENGLAND
Administrator

By His Honour's Command

M. B. PERRON
Chief Minister

*TREASURER AND MINISTER FOR INDUSTRIAL DEVELOPMENT
ACTING FOR AND ON BEHALF OF THE*

AMENDMENTS OF THE FISH AND FISHERIES REGULATIONS

1. COMMENCEMENT

These regulations shall come into operation on a date to be fixed by the Administrator by notice in the Gazette.

2. NEW REGULATION

The Fish and Fisheries Regulations are amended by inserting after regulation 7 the following regulation:

"7A. TAKING OF BARRAMUNDI

"(1) Subject to this regulation, an amateur fisherman shall not fish for or take a barramundi if -

- (a) he has already taken, on the day on which he fishes for or takes that fish, 5 barramundi; or
- (b) he has in his possession or under his control, elsewhere than on or in premises or in a town -
 - (i) 10 or more barramundi; or

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* Notified in the Northern Territory Government Gazette on
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Fish and Fisheries

- (ii) such number of fillets of barramundi as to enable an inspector to form the opinion that those fillets originate from 10 or more barramundi.

"(2) Where an amateur fisherman is not alone and it is not readily ascertainable who took, or who has the possession or control of, the fish that have been taken, this regulation applies to each person, subject to this regulation, as though he took, and has the possession and control of, all the fish.

"(3) Where an amateur fisherman establishes -

- (a) that he is a member of a fishing party;
- (b) that the barramundi that are taken will be shared amongst the amateur fishermen in the party; and
- (c) that, if the sharing was to take place immediately, no fisherman in the party would be guilty, by reason of this sub-regulation or otherwise, of contravening this regulation,

this regulation applies as though each fisherman took, and has the possession and control of, his share only of the fish that have been taken.

"(4) For the purposes of section 27(1)(b) of the Act, the bag limit for an amateur fisherman in respect of barramundi is the number of barramundi that he may take without contravening this regulation."
