

FISHERIES ACT 1905

FISH TRAP RESTRICTIONS NOTICE 1990

Notice No. 462

FD.401/77.

Made by the Minister under sections 9, 10 and 11.

Citation

1. This notice may be cited as the *Fish Trap Restrictions Notice 1990*.

Prohibition on use of fish traps

2. All persons are prohibited from taking any fish whatsoever by means of fish traps, other than licensed rock lobster pots conforming with the requirements imposed under the Act, in the waters described in the First Schedule, excepting that –
 - (a) a person holding a professional fisherman's licence may take crabs by means of crab pots in the waters described in the Second and Third Schedules;
 - (b) a person, other than the holder of professional fisherman's licence engaged in fishing from a boat licensed under regulation 2, may take octopus by means of unbaited octopus pots, when fishing from a boat in the waters described in the First Schedule;
 - (c) a person fishing under the authority of a permit granted in respect of the West Coast Deep Sea Crustacean Fishery may use fish traps in accordance with the management plan for that fishery;
 - (d) a licensed professional fisherman may use a boat provided the licence for that boat has been endorsed permitting it to be used to take octopus by means of octopus traps; and
 - (e) a person fishing under the authority of a permit granted in respect of the Octopus Interim Managed Fishery may use octopus traps in accordance with the management plan for that fishery.

Weekend and public holiday closure

- 2A. The persons referred to in subclause 2(a) shall not set or pull crab pots during the periods commencing at –
 - (a) 0600 hours and ending at 1800 hours on any Saturday, Sunday or public holiday during the period commencing on 1 December in any year and ending on 28 February of the following year in the waters described in the second and third schedules;

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This compilation incorporates amendments up to and including the *Fish Trap Restrictions Amendment Order 2015* published in Government Gazette No. 163 on 27/10/2015.

- (b) 0700 hours and ending at 1800 hours on any Saturday, Sunday or public holiday during the period commencing on 1 March in any year and ending on 30 April in the same year in the waters described in the second and third schedules.

Revocation

4. Notice No. 386 published in the *Gazette* of 3 February 1989 is cancelled.

First Schedule

The whole of the waters of the Indian Ocean lying between 26°30' south latitude and 34°24' south latitude.

Second Schedule

All that portion of waters lying east of a line starting at the western extremity of Becher Point in Warnbro Sound and extending in a northerly direction to the western extremity of Mersey Point.

Third Schedule

The waters of Cockburn Sound lying between the causeway joining Garden Island and the mainland and a line extending from Woodman Point on the mainland to Second Head on Garden Island.

Dated this 13th day of November 1990.

GORDON HILL, Minister for Fisheries.

Original Order and Amendment Information:

Fish Trap Restrictions Notice 1990 was first published in *Government Gazette* No. 142 on 22.11.90. (p.5787).

Amendments: *Fish Trap Restrictions Amendment Notice 1991* published in *Government Gazette* No. 137 on 08.11.91. (p. 5723); *Fish Trap Restrictions Amendment Notice 1993* published in *Government Gazette* No. 64 on 23.04.93. (p. 2185); *Fish Trap Restrictions Amendment Notice 1994* published in *Government Gazette* No. 22 on 18.02.94. (p. 565); *Fish Trap Restrictions Amendment Order 2003* published in *Government Gazette* No. 170 on 28.10.02. (p. 4536); *Prohibition on Fishing (Fish Trap Restrictions) Amendment Order 2007* published in *Government Gazette* No. 268 on 28.12.07. (p. 6441); *Fish Trap Restrictions Amendment Order 2015* published in *Government Gazette* No. 163 on 27.10.15. (p. 4418).

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