

FISH RESOURCES MANAGEMENT ACT 1994

WEST COAST DEMERSAL GILLNET AND DEMERSAL LONGLINE INTERIM MANAGED FISHERY MANAGEMENT PLAN 1997

Arrangement

Clause

- | | |
|------|--|
| 1. | Citation |
| 2. | Commencement |
| 3. | Cessation |
| 4. | Interpretation |
| 5. | Procedure before amending this Plan |
| 6. | Identification of the Fishery |
| 8. | Fishery an interim managed fishery |
| 9. | Persons prohibited from fishing in the Fishery |
| 10. | Prohibition on fishing activities |
| 10A. | Requirements relating to removal and stowage of gear |
| 11. | Prohibition on selling, dealing in or purchasing fish |
| 12. | Prohibited means of operating in the Fishery |
| 12A. | Protection of dusky shark over 70 centimetres interdorsal fin length |
| 13. | Use of boats |
| 14. | Permits |
| 15. | Criteria for a permit |
| 16. | Duration of permits |
| 17. | Payments by instalments |
| 18. | Items that may be specified on a permit |
| 19. | Scheme of entitlement |
| 19A. | Unit Value |
| 19B. | Prohibition on fishing except in accordance with unit entitlement |
| 21. | Minimum entitlement holding and continuing access |
| 22. | Grounds for refusal to transfer entitlement |
| 23. | Temporary transfer of entitlement |
| 24. | Grounds to cancel a permit |
| 25. | Requirements as to records and returns |
| 25A. | Requirement for ALC to be installed in an authorised boat |
| 25B. | Nominations by approved ALC |
| 26. | Areas permanently closed to fishing |
| 26A. | Closure of an area within the Fishery |
| 27. | Offences |

Schedule 1	Description of the Fishery
Schedule 3	Clause 15(2)
Schedule 4	Closed Waters
Schedule 5	Payment by Instalments
Schedule 6	Longline Specifications
Schedule 7	Conversion of fishing effort into units of entitlement
Schedule 8	Port areas

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This compilation incorporates amendments up to and including the *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2023* published in Government Gazette No. 57 on 16/05/2023.

FISH RESOURCES MANAGEMENT ACT 1994

WEST COAST DEMERSAL GILLNET AND DEMERSAL LONGLINE INTERIM MANAGED FISHERY MANAGEMENT PLAN 1997

FD 376/95

Made by the Minister under section 54.

Citation

1. This Plan may be cited as the *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan 1997*.

Commencement

2. This Plan will commence operation on 1 June 1997.

[3. Deleted: No. 57 of 2023]

Interpretation

4. In this Plan, unless the contrary intention appears —
 - "**approved ALC**" means an "approved automatic location communicator" as defined in regulation 55A;
 - "**approved directions**" has the same meaning as in regulation 55A;
 - "**authorised boat**" means —
 - (a) a licensed fishing boat, the name, licensed fishing boat number and length of which are specified in a permit; or
 - (b) a boat specified in a written authority under regulation 132 where that boat is to be used in place of a boat described in (a);
 - "**closed waters**" means waters -
 - (a) that are not within an area of the Fishery in which fishing may be carried out under the relevant permit; or
 - (b) in which fishing is prohibited under 26 and clause 26A.
 - "**coastal waters of the State**" has the definition provided for in section 3 of the *Coastal Waters (State Powers) Act 1980* (Commonwealth);
 - "**day**" means a period of 24 hours;
 - "**demersal gillnet**" means any gillnet that —
 - (a) has a mesh size greater than 48 millimetres when measured in accordance with regulation 64D; and
 - (b) when set is wholly or partially in continuous or intermittent contact with the sea bed;
 - "**demersal longline**" means any longline with more than six hooks attached that when set is laid wholly or partially in continuous or intermittent contact with the sea bed;
 - "**dusky shark**" means a shark of the scientific classification *Carcharhinus obscurus*;
 - "**Fishery**" means the West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery identified in clause 6;
 - "**fishing session**" means a period of time during a fishing trip when gear is being used in the waters of the Fishery, including any times when gear is being pulled from the water and any part of that gear remains in the water;

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“**fishing trip**” means a period between when a boat commences travelling through the waters of the Fishery with gear on board for the purposes of undertaking a fishing session and when that boat ceases travelling through the waters of the Fishery with that gear on board after undertaking, or attempting to undertake, a fishing session;

“**fishing year**” means the year for which a permit is valid;

“**gear**” means —

- (i) a demersal gillnet; or
- (ii) a demersal longline;

“**interdorsal fin length**” is the length obtained by measuring in a straight line from the first dorsal fin origin to the second dorsal fin insertion;

“**nomination**” means a nomination sent to the Department by means of an approved ALC in accordance with approved directions;

“**permit**” means an interim managed fishery permit which authorises a person to fish in the Fishery;

“**Plan**” means the *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan 1997*;

“**port area**” means an area described in Schedule 8.

“**reel**” means any device used to store, carry, set or haul any gear;

“**regulations**” means the *Fish Resources Management Regulations 1995*;

“**SDGDLMF licence**” means a licence which authorises the holder to fish in zone 1 of the Southern Demersal Gillnet and Demersal Longline Managed Fishery as determined in the *Southern Demersal Gillnet and Demersal Longline Managed Fishery Management Plan 2018*;

“**set**” in relation to a demersal gillnet or demersal longline means to position or release, leave or allow to remain in the waters of the Fishery;

“**total fee**” means the fee relating to permits as specified in Part 3 of Schedule 1 of the regulations;

“**usual units of entitlement**” means the entitlement conferred by a permit without regard to any entitlement temporarily transferred to or from that permit under s.141 of the Act; and

“**year**” means the period from 1 June in any year to 31 May in the following year.

Procedure before amending this Plan

5. For the purposes of section 65 of the Act, the permit holders are the persons that are to be consulted before this Plan is amended or revoked.

Identification of the Fishery

6. The Fishery to which this Plan relates is the fishing for any species of fish by the use of a demersal gillnet or a demersal longline in the waters described in Schedule 1.

[7. *Repealed on 30.05.08. by West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment (No. 2) 2008.*]

Fishery an interim managed fishery

8. The Fishery is an interim managed fishery.

Persons prohibited from fishing in the Fishery

9. A person other than a person fishing under the authority of a permit is prohibited from fishing in the Fishery.

Prohibition on fishing activities

10. (1) A person shall not use or attempt to use a demersal gillnet or demersal longline in the waters described in Schedule 1 other than in accordance with this Plan.
- (2) A person must not fish by means of a demersal longline that does not conform to the specifications specified in Schedule 6.

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Requirements relating to removal and stowage of gear

- 10A.** (1) A person using a demersal gillnet or demersal longline in the Fishery must remove that gear from the water at least once each day.
- (2) The master of an authorised boat must not fish, or permit a person to fish, from an authorised boat by means of any powered hauling device, unless the powered hauling device has locking equipment that can be used to prevent the use of that device.
- (3) The CEO, a regional manager or compliance manager may, by notice in writing, direct the master of an authorised boat to lock a powered hauling device.
- (4) The master of an authorised boat must comply with any direction issued in accordance with subclause (3).
- (5) The master of an authorised boat –
- (a) that is not being used in the Fishery; or
 - (b) that is transiting closed waters under a nomination made in accordance with subclause 25C(1), must ensure that all gear on the authorised boat is securely stowed.

Prohibition on selling, dealing in or purchasing fish

- 11.** A person must not -
- (a) sell, deal in, or purchase; or
 - (b) attempt to sell, deal in, or purchase,
- any fish taken from the Fishery, unless the fish were taken by a person who holds a commercial fishing licence issued under the regulations and the fish were taken under the authority of a permit issued in accordance with this Plan.

Prohibited means of operating in the Fishery

- 12.** (1) A person must not fish in the Fishery by any means other than by a demersal gillnet or a demersal longline as described in subclause (2) or subclause (3).
- (2) A person must not use a demersal gillnet in the Fishery unless the gillnet –
- (a) has a mesh size of not less than 175 millimetres; and
 - (b) has a mesh depth not exceeding 20 meshes.
- (3) A person must not use a demersal gillnet or a demersal longline in the Fishery unless surface floats which –
- (a) have a diameter of not less than 20 centimetres; and
 - (b) are branded or stamped with the licensed fishing boat number of the authorised boat
- (without the letters “LFB”) in legible characters not less than 6 centimetres high and 1 centimetre wide, are attached.
- (4) A person must not fish in the Fishery by means of demersal gillnet and demersal longline at the same time.
- (5) A person must not fish in the Fishery under the authority of a permit at any time when there is more than one type of gear nominated to be used in accordance with that permit in the water.
- (6) A person must not carry on board a boat or use from a boat in the Fishery any gear in excess of the maximum amount of gear nominated under clause 25B(1)(c) in respect of that fishing trip.
- (7) Despite subclause (6), a regional manager, compliance manager or fisheries officer may, in writing, authorise a person fishing under the authority of a permit to carry on board a boat gear in excess of the amount of gear nominated under clause 25B(1)(c) in respect of that fishing trip for the purpose of gear replacement.
- (8) A person who is fishing under the authority of a permit and has an authority given under subclause (7) must comply with any conditions of the authority given under subclause (7).

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Protection of dusky shark over 70 centimetres interdorsal fin length

- 12A. (1) A person, on becoming aware of the taking of a dusky shark that is greater than 70 centimetres interdorsal fin length, must take immediate steps to return that shark to the water with the least possible injury to the shark.
- (2) The master of an authorised boat must not permit a dusky shark that is greater than 70 centimetres interdorsal fin length to remain on the boat for more than 2 minutes.

Use of boats

13. A person shall not use a boat to fish in the Fishery unless the boat is an authorised boat.

Permits

14. Where a permit that expires on 31 May 2008 is renewed it shall be renewed as a permit without distinction by class or zone.

Criteria for a permit

15. (1) An applicant for a permit must satisfy the CEO that —
- (a) at the commencement of this Plan he or she is the holder of a current fishing boat licence and —
 - (i) that licence is endorsed to authorise the holder of that licence to fish in Western Australian waters off the west coast between 32° 41' south latitude and 26° south latitude using a power net drum; or
 - (ii) under the authority of that licence statutory fishing returns which recorded a catch of fish by demersal longline in the waters off the west coast between 33° south latitude and 26° south latitude during the period commencing 1 January 1988 and ending on 31 December 1993 were furnished to the Department; and
 - (b) under the authority of the fishing boat licence referred to in (a) —
 - (i) (A) a minimum of 1.5 tonnes of fish were taken by either demersal gillnet or demersal longline in the period commencing 1 July 1991 and ending on 30 June 1992; and
 - (B) a minimum of 1.0 tonne of fish were taken by either demersal gillnet or demersal longline in the period commencing 1 July 1992 and ending 30 June 1993; or
 - (ii) fish were taken by demersal gillnet or demersal longline but he or she did not meet the criteria specified in subparagraph (i) —
 - (A) solely due to reliance on information contained in a letter dated 10 June 1991 from the Director of Fisheries which advised the receiver that any fishing activity undertaken after 20 May 1991 would not be taken into account when determining future access to the Fishery; and
 - (B) he or she was the addressee of the letter described in (A);
 - (c) the fish referred to in (a) and (b) were recorded as having been taken by demersal gillnet or demersal longline on statutory returns furnished to the Department prior to 31 December 1993; and
 - (d) the applicant applies for a permit before 31 July 1997.
- (2) An applicant for a permit must satisfy the CEO that —
- (a) he or she satisfies the criteria specified in subclause (1)(a), (b), and (c);
 - (b) at the commencement of this Plan he or she is the holder of a current fishing boat licence—
 - (i) that licence is endorsed to authorise the holder to fish in Western Australian waters off the west coast between 33° south latitude and 32° 41' south latitude using a power net drum; or
 - (ii) under the authority of that licence statutory returns were furnished to the Department which recorded that fishing had been undertaken for a minimum

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- of 5 months during each financial year commencing 1 July 1989 and ending on 30 June 1991 and that a minimum of 9 tonnes of fish had been taken from the waters described in Schedule 3 in each of those financial years;
- (c) the fish referred to in (b) were recorded as having been taken by demersal gillnet or demersal longline on statutory returns furnished to the Department prior to 31 December 1993; and
 - (d) the applicant applies for a permit before 31 July 1997.
- (3) An applicant for a permit must satisfy the CEO that —
- (a) he or she satisfies the criteria specified in subclause (1);
 - (b) at the commencement of this plan he or she is the holder of a SDGDLMF licence; and
 - (c) that under the authority of the fishing boat licence referred to in subclause (1)(a)(i), statutory returns were furnished to the Department which recorded that fishing had been undertaken for a minimum of five months in each financial year commencing 1 July 1989 and ending 30 June 1991 and that a minimum of 9 tonnes of fish had been taken from the area of the Fishery in each of those financial years;
 - (d) the fish referred to in (c) were recorded as having been taken by demersal gillnet or demersal longline on statutory returns furnished to the Department prior to 31 December 1993; and
 - (e) the applicant applies for a permit before 31 July 1997.

Duration of permits

16. A permit expires on 31 May of the year for which it was issued.

Payments by instalments

17. (1) For the purposes of regulation 137(2) of the regulations, the total fee may be paid by instalments as specified in Schedule 5 if -
- (a) an election to pay by instalments is made by the holder of a permit in accordance with subclause (2); and
 - (b) there is no other fee, charge or levy in respect of the permit which has not been paid at the time the election is received at the head office of the Department.
- (2) An election for the purposes of subclause (1) must be -
- (a) made in writing;
 - (b) received at the head office of the Department prior to 1 June of the year for which the licence is to be renewed; and
 - (c) accompanied by the first instalment plus the surcharge.
- (3) For the purposes of regulation 137(3) of the regulations, the surcharge shall be 3.13% of the total fee.
- (4) The holder of a permit, or a person acting on that persons behalf, must not fish in the Fishery at any time when any fee or surcharge payable in respect of the permit is outstanding.

Items that may be specified on a permit

18. A permit granted or renewed in respect of the Fishery may specify the following —
- (a) name and business address of the holder of the permit;
 - (b) name of the licensed fishing boat, licensed fishing boat number and length of any licensed fishing boat which may be used for fishing in the Fishery under the authority of that permit;
 - (c) the permit number;
 - (d) the date of expiry of the permit;
 - (e) the name of the interim managed fishery to which the permit refers;
 - (f) the usual, temporary and total units of entitlement conferred by the permit; and
 - (g) any conditions imposed on the permit by the CEO.

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Scheme of entitlement

19. (1) On and after 1 June 2008 the entitlement to fish in the Fishery under the authority of a permit shall be expressed as a number of units.
- (2) The extent of the entitlement to fish that arises from a unit, to be known as the unit value, shall be limited by reference to a quantity of gear and a period of time, as provided for in clause 19A.
- (3) The units of entitlement that are conferred by a permit renewed on or after 1 June 2008 shall be the number of the gear units specified on that permit immediately prior to renewal multiplied by 20, and without distinction by class or zone.
- (4) The maximum number of units that may be conferred by all permits is 13 340 units.
- (5) The extent of the entitlement to fish in the Fishery under the authority of a permit is limited to the value of the units of entitlement conferred by the permit.

Unit value

- 19A. The unit value of a unit of entitlement is -
- (a) the use for 288 hours of 27 metres of demersal gillnet; or
- (b) the use for 1 hour of 1 hook on a demersal longline.

Prohibition on fishing except in accordance with unit entitlement

- 19B. (1) A person must not fish in the Fishery on 30 or 31 May 2008 other than in accordance with the gear units specified on the relevant permit.
- (2) On and after 1 June 2008 a person must not fish in the Fishery unless the extent of fishing carried out under the relevant permit during the year for which the permit has been issued, expressed in terms of units of entitlement, is less than the value of the units of entitlement conferred by the permit.
- (3) For the purposes of subclause (1) the conversion of fishing carried out under the relevant permit into an expression of units of entitlement is to be determined in accordance with Schedule 7.

[20. *Repealed on 30.05.08. by West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment (No. 2) 2008.*]

Minimum entitlement holding and continuing access

21. (1) It shall be grounds for the CEO to cancel a permit if a permit confers an entitlement of less than 100 usual units of entitlement.
- (2) Units which are endorsed on a permit cancelled in accordance with subclause (1) must not be reassigned or allocated to another permit.

Grounds for refusal to transfer entitlement

22. The CEO may refuse to transfer part of an entitlement from one permit to another permit on the grounds that-
- (a) the value of the units of entitlement (including the value of units temporarily transferred to the permit but excluding the value of units temporarily transferred from the permit to another permit) that would be conferred by the permit from which the units are being transferred after the transfer would be less than the extent of fishing carried out under the permit in the relevant year; or
- (b) the transfer is not of a whole number of units; or
- (c) if the transfer were given effect the number of usual units of entitlement conferred by the permit from which the units are being transferred would be less than 100 usual units of entitlement; or

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- (d) if the transfer were given effect the number of usual units of entitlement conferred by the permit to which the units are being transferred would be more than 2 640 usual units of entitlement.

Temporary transfer of entitlement

- 23.** (1) An entitlement, or part of an entitlement, conferred by a permit may be temporarily transferred to another permit for a period ending at the time the permit expires, provided that -
- (a) the value of the units of entitlement (including the value of units temporarily transferred to the permit but excluding the value of units temporarily transferred from the permit to another permit) that would be conferred by the permit after the transfer would be not less than the extent of fishing carried out under the permit in the relevant year; and
- (b) the transfer is of a whole number of units; and
- (c) the permit to which the units are being temporarily transferred would, after the temporary transfer, confer an entitlement of not more than 2 640 units.

Grounds to cancel a permit

- 24.** It shall be grounds for the CEO to cancel a permit if —
- (a) the holder of that permit, for any reason also ceases to hold a SDGDLMF licence; or
- (b) the permit holder also holds a SDGDLMF licence and that licence is transferred to another person and the permit is not transferred simultaneously to that same person.

Requirements as to records and returns

- 25.** (1) The master of an authorised boat must make an accurate record of all fishing activity in the Fishery carried out under the relevant authorisation, specifying -
- (a) the persons fishing under the authority of the relevant permit;
- (b) the relevant authorisations under which fishing was carried out;
- (c) the nature, and total quantity of, fishing gear used (whether in terms of metres of gillnet, or the number of hooks on a longline);
- (d) the extent and location of the fishing that was carried out; and
- (e) the fish taken.
- (2) A person who -
- (a) makes a record under subclause (1); or
- (b) has made a record under this Plan prior to 31 May 2009,
- must keep records made under this clause in a safe place for a period of not less than 7 years.
- (3) The master of an authorised boat must provide to the CEO returns of all fishing activity, specifying -
- (a) the persons fishing under the authority of the relevant permit;
- (b) the relevant authorisations under which fishing was carried out;
- (c) the nature, and total quantity of, fishing gear used (whether in terms of metres of gillnet, or the number of hooks on a longline);
- (d) the extent and location of the fishing that was carried out; and
- (e) the fish taken.
- (4) A copy of a return required to be provided to the CEO under subclause (3) must be delivered -
- (a) to the address specified on the approved form; and
- (b) not later than the 15th day of the calendar month following the calendar month to which the information in the copy of the return relates.
- (5) The master of an authorised boat must not use the authorised boat for fishing in the Fishery unless -
- (a) all records required to be made under this clause have been made; and
- (b) all returns required to have been provided to the CEO have been delivered to the CEO.

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Requirement for an ALC to be installed in an authorised boat

- 25A.** (1) A person must not use an authorised boat in the Fishery unless an approved ALC has been installed in that boat in accordance with the approved directions.
- (2) A person must not use an authorised boat in the Fishery unless the approved ALC installed in that boat has been tested, and is being used, in accordance with the approved directions.
- (3) It is a condition of a permit that an authorised boat referred to in subclause (2) must not be used in the Fishery unless an ALC is fitted to the boat and the ALC is being used in the manner specified in the approved directions.
- (4) It is a condition of a permit that regulations 55C and 55D are complied with at all times.

Nominations by approved ALC

- 25B.** (1) The master of an authorised boat who engages in any fishing in the Fishery must, not more than two hours before the commencement of each fishing trip, nominate and specify accurate details of -
- (a) the name of the Fishery in which fishing is to be undertaken; and
- (b) the relevant permit under which fishing may be carried out; and
- (c) the amount of fishing gear that is to be used to convert fishing effort to units of entitlement in accordance with Schedule 7, either in metres of gillnet, or the number of hooks on a longline; and
- (d) the full name of the master of the boat for that fishing trip.
- (2) The amount of gear nominated under subclause (1)(c) -
- (a) is the maximum amount of gear that may be used for that fishing trip; and
- (b) may, within 28 days, be converted to an equivalent amount of the type of gear not nominated; and
- (c) is the amount of fishing gear that is used to convert fishing effort into units of entitlement for that fishing trip in accordance with Schedule 7.
- (3) For the purposes of subclause (2)(c), where the master of an authorised boat does not nominate an amount of gear under subclause (1)(c) in respect of the commencement of a fishing trip, the greater of -
- (a) the amount of gear specified under subclause (1)(c) in the most recent prior nomination; or
- (b) the amount of fishing gear used,
- will apply.
- (4) Where the master of an authorised boat fishes in accordance with a nomination made under subclause (1), the master must nominate -
- (a) when any fishing gear is being placed in the water for the purposes of the first fishing session of the fishing trip, and the location of the authorised boat at the time that fishing gear is placed in the water; and
- (b) when all fishing gear has been fully removed from the water at the completion of the last fishing session of the fishing trip, and the location of the authorised boat at the time that all gear is removed.
- (5) The master of an authorised boat must not allow that boat to be used -
- (a) in contravention of a nomination made under this clause; or
- (b) unless all nominations required to be made under this clause have been made.
- (6) Where the master of an authorised boat being used on a fishing trip does not make a nomination in accordance with subclause (4)(a) or (4)(b), the time during which gear is to be taken to be in the water is the time -
- (a) commencing from the most recent prior nomination received under subclause (1) or subclause (4)(b), in the case of a failure to nominate under subclause (4)(a); or

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- (b) until the next nomination is received under subclause (1) or subclause (4)(a), in the case of a failure to nominate under subclause (4)(b).
- (7) The master of an authorised boat must not -
 - (a) fish in any waters of the Fishery with gear in excess of the amount nominated under subclause (1)(c) for that fishing trip; or
 - (b) change the amount of gear nominated under subclause (1)(c) for at least 28 days; or
 - (c) fish in any waters of the Fishery at any time when the sleep mode facility of the relevant approved ALC is in operation; or
 - (d) switch an ALC to sleep mode outside a port area.
- (8) Where the master of an authorised boat fishes with gear in excess of the amount nominated under subclause (1)(c) in respect of that fishing trip, the amount of gear used will be taken to convert fishing effort into units of entitlement, in accordance with Schedule 7.

[25C. *Repealed on 04.05.12. by West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2012.*]

Areas permanently closed to fishing

26. A person must not fish by means of a demersal gillnet or a demersal longline in the waters described in Schedule 4.

Closure of an area within the Fishery

- 26A.** (1) The CEO may, by notice published in the Gazette, prohibit any fishing activity in any specified waters of the Fishery for the period specified in the notice if the CEO is satisfied that the prohibition is required to protect breeding stocks of whiskery shark.
- (2) In determining the need to protect breeding stocks of whiskery shark the CEO must take into account advice received from the Department's Director of Fisheries Research, and any other relevant advice, in relation to the long-term sustainability of the species.
 - (3) A notice made in accordance with subclause (1) -
 - (a) may only be made after consultation with the permit holders; and
 - (b) may apply at all times or for a specified period; and
 - (c) revokes any previous notice made under that subclause.
 - (4) A person must not fish in any waters of the Fishery at a time when fishing in those waters has been prohibited by a notice made under subclause (1).

Areas permanently closed to fishing by demersal gillnet

26B. A person must not fish by means of demersal gillnet in the waters described in Schedule 9.

Offences

27. A person who contravenes a provision of clause 9, 10, 10A, 11, 12, 12A, 13, 17, 19B, 25, 25A, 25B, 26, 26A or 26B commits an offence.

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**Schedule 1
Description of the Fishery**

All Western Australian waters off the west coast between 26° south latitude and 33° south latitude.

[Schedule 2. *Repealed on 30.05.08. by West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment (No. 2) 2008.*]

**Schedule 3
(Clause 15(2))**

All Western Australian waters bounded by a line commencing at the intersection of 32° south latitude and 115° east longitude; thence east to the intersection of 32° south latitude and 116° east longitude; thence south to the intersection of 33° south latitude and 116° east longitude; thence west to the intersection of 33° south latitude and 115° east longitude; thence north to the commencement point.

**Schedule 4
Closed Waters**

- (1) The area of WA waters adjacent to the Abrolhos Islands from the high water mark to the seaward limits of the coastal waters of the State.
- (2) All Western Australian waters bounded by a line commencing at the intersection of the high water mark on the coastline of Western Australia and 31° 00.00' south latitude; thence extending west along the geodesic to the intersection with 114° 50.43' east longitude; thence generally south to the intersection of 31° 12.00' south latitude and 114° 55.00' east longitude; thence generally south to the intersection of 31° 47.00' south latitude and 115° 01.00' east longitude; thence generally south-east to the intersection of 31° 56.00' south latitude and 115° 12.50' east longitude; thence generally south-west to the intersection of 33° 00.00' south latitude and 114° 38.15' east longitude; thence east along the geodesic to the intersection with the high water mark on the coastline of Western Australia; thence generally north-west along the high water mark to the commencement point.

**Schedule 5
Payment by Instalments**

- (a) The first instalment is 25% of the total fee and is due for payment on or before 1 June of the year for which the permit is to be granted or renewed.
- (b) The second instalment is 25% of the total fee and is due for payment on or before 1 September immediately following the period specified in paragraph (a).
- (c) The third instalment is the total fee less the instalments provided for in paragraphs (a) and (b) and is due for payment on or before 1 December immediately following the period specified in paragraph (a).

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Schedule 6 Longline Specifications

- (1) A trace used in a demersal longline must be made of –
 - (a) unsheathed monofilament nylon; or
 - (b) fluorocarbon,
 and have a maximum width at any point of 1.8 millimetres.
- (2) A snood used in a demersal longline must be made of –
 - (a) unsheathed monofilament nylon; or
 - (b) fluorocarbon,
 and have a maximum width at any point of 1.8 millimetres.
- (3) With the exception of flags, swivels, sinkers, floats and connectors a demersal longline must not have any part that is made of, or includes, metal.
- (4) A longline must not have –
 - (a) any branch lines;
 - (b) any hook –
 - (i) made of material that exceeds 3 millimetres width at any point except for the barb;
 - (ii) that when measured externally exceeds 8 centimetres in length or width;
 - (c) more than 2 ferrules/swages/barrel locks/sleeves per snood;
 - (d) any ferrule/swage/barrel lock/sleeve that exceeds 25 millimetres in length;
 - (e) any trace or snood that exceeds 150 centimetres in length when measured from the mainline to the eye of the hook and includes the full length of the swivel, snap fastener or any other device that attaches the trace to the mainline;
 - (f) more than one hook on each snood;
 - (g) more than one line on each snood;
 - (h) any swivel, snap fastener or other device that attaches the trace to the main line that is longer than 150 millimetres.

Schedule 7 Conversion of fishing effort into units of entitlement

For the purposes of clause 19B the extent of fishing that has been carried out is determined by converting the amount of gear nominated under subclause 25B(1)(c), and the time fished, into an equivalent number of units (for example, the use of 540 metres of gillnet or 180 hooks on a longline for 72 hours is equivalent to the use of 27 metres of gillnet or 9 hooks on a longline for 1440 hours, which is equivalent to 5 units, where 1 unit would comprise the use of 27 metres of gillnet or 9 hooks on a longline for 288 hours).

Schedule 8 Port areas

Kalbarri

All the waters of the Fishery within a radius of 3 nautical miles of the intersection of 27° 42.49' south latitude and 114° 09.29' east longitude.

Port Gregory

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 28° 11.45' south latitude and 114° 14.95' east longitude.

Horrocks

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All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 28° 22.92' south latitude and 114° 25.76' east longitude.

Geraldton

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 28° 46.46' south latitude and 114° 35.29' east longitude.

Dongara

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 29° 16.41' south latitude and 114° 54.44' east longitude.

Coolimba

All waters of the Fishery within a radius of 2 nautical miles of the intersection of 29° 51.24' south latitude and 114° 58.93' east longitude.

Leeman

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 29° 56.40' south latitude and 114° 58.32' east longitude.

Green Head

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 30° 03.70' south latitude and 114° 57.90' east longitude.

Jurien Bay

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 30° 17.30' south latitude and 115° 02.52' east longitude.

Cervantes

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 30° 28.61' south latitude and 115° 03.82' east longitude.

Lancelin

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 31° 00.89' south latitude and 115° 19.67' east longitude.

Ledge Point

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 31° 06.83' south latitude and 115° 22.29' east longitude.

Two Rocks

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 31° 29.77' south latitude and 115° 34.98' east longitude.

Mindarie

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 31° 41.30' south latitude and 115° 41.94' east longitude.

Hillarys

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 31° 49.38' south latitude and 115° 44.36' east longitude.

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Fremantle

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 32° 03.73' south latitude and 115° 44.56' east longitude.

Safety Bay

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 32° 18.33' south latitude and 115° 42.42' east longitude.

Mandurah

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 32° 31.27' south latitude and 115° 42.13' east longitude.

Bunbury

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 33° 18.25' south latitude and 115° 38.83' east longitude.

Busselton

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 33° 37.74' south latitude and 115° 23.49' east longitude.

Quindalup

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 33° 37.70' south latitude and 115° 08.24' east longitude.

Canal Rocks

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 33° 40.13' south latitude and 114° 59.82' east longitude.

Cowaramup

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 33° 51.76' south latitude and 114° 59.28' east longitude.

Hamelin Bay

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 34° 13.10' south latitude and 115° 01.70' east longitude.

Augusta

All the waters of the Fishery within a radius of 2 nautical miles of the intersection of 34° 20.62' south latitude and 115° 10.14' east longitude.

Windy Harbour

All waters of the Fishery within a radius of 2 nautical miles of the intersection of 34° 50.20' south latitude and 116° 01.79' east longitude.

**Schedule 9
Closed waters (demersal gillnet)**

Area A

All Western Australian waters bounded by a line commencing at the intersection of 28° 27.244' south latitude and 113° 45.396' east longitude; thence extending easterly along the geodesic to the intersection of 28° 27.099' south latitude and 113° 53.401' east longitude;

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thence extending south-easterly along the geodesic to the intersection of 28° 30.547' south latitude and 114° 00.339' east longitude; thence extending south-easterly along the geodesic to the intersection of 28° 36.685' south latitude and 114° 04.362' east longitude; thence extending south-easterly along the geodesic to the intersection of 28° 39.70' south latitude and 114° 10.20' east longitude; thence extending south-easterly along the geodesic to the intersection of 28° 44.534' south latitude and 114° 14.933' east longitude; thence extending southerly along the geodesic to the intersection of 28° 52.435' south latitude and 114° 17.841' east longitude; thence extending southerly along the geodesic to the intersection of 29° 00.884' south latitude and 114° 16.459' east longitude; thence extending south-westerly along the geodesic to the intersection of 29° 07.847' south latitude and 114° 10.998' east longitude; thence extending south-westerly along the geodesic to the intersection of 29° 11.899' south latitude and 114° 02.827' east longitude; thence extending westerly along the geodesic to the intersection of 29° 12.404' south latitude and 113° 53.127' east longitude; thence extending westerly along the geodesic to the intersection of 29° 09.384' south latitude and 113° 44.732' east longitude; thence extending north-westerly along the geodesic to the intersection of 29° 03.526' south latitude and 113° 38.526' east longitude; thence extending northerly along the geodesic to the intersection of 28° 55.646' south latitude and 113° 35.675' east longitude; thence extending northerly along the geodesic to the intersection of 28° 47.393' south latitude and 113° 37.013' east longitude; thence extending north-westerly along the geodesic to the intersection of 28° 44.247' south latitude and 113° 35.293' east longitude; thence extending northerly along the geodesic to the intersection of 28° 37.202' south latitude and 113° 34.893' east longitude; thence extending north-easterly along the geodesic to the intersection of 28° 30.956' south latitude and 113° 38.607' east longitude; thence extending north-easterly along the geodesic to the commencement point.

Area B

All Western Australian waters bounded by a line commencing at the intersection of 29° 38.597' south latitude and 114° 58.409' east longitude (on the mainland); thence extending westerly along the geodesic to the intersection of 29° 37.398' south latitude and 114° 51.235' east longitude; thence extending westerly along the geodesic to the intersection of 29° 39.983' south latitude and 114° 44.352' east longitude; thence extending south-westerly along the geodesic to the intersection of 29° 45.504' south latitude and 114° 40.302' east longitude; thence extending southerly along the geodesic to the intersection of 29° 52.074' south latitude and 114° 40.517' east longitude; thence extending south-easterly along the geodesic to the intersection of 29° 57.358' south latitude and 114° 44.885' east longitude; thence extending south-easterly along the geodesic to the intersection of 29° 58.883' south latitude and 114° 48.025' east longitude; thence extending south-westerly along the geodesic to the intersection of 30° 04.528' south latitude and 114° 43.794' east longitude; thence extending southerly along the geodesic to the intersection of 30° 11.166' south latitude and 114° 43.831' east longitude; thence extending south-easterly along the geodesic to the intersection of 30° 16.682' south latitude and 114° 48.014' east longitude; thence extending easterly along the geodesic to the intersection of 30° 19.348' south latitude and 114° 55.17' east longitude; thence extending easterly along the geodesic to the intersection of 30° 18.205' south latitude and 115° 02.597' east longitude (on the mainland); thence generally northerly along the high water mark to the commencement point.

Area C

All Western Australian waters bounded by a line commencing at the intersection of 30° 30.347' south latitude and 115° 04.618' east longitude (on the mainland); thence extending westerly along the geodesic to the intersection of 30° 31.597' south latitude and 115° 00.329' east longitude; thence extending south-westerly along the geodesic to the intersection of 30° 35.709' south latitude and 114° 56.617' east longitude; thence extending southerly along the

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geodesic to the intersection of 30° 40.592' south latitude and 114° 55.932' east longitude; thence extending southerly along the geodesic to the intersection of 30° 45.16' south latitude and 114° 58.016' east longitude; thence extending south-easterly along the geodesic to the intersection of 30° 48.101' south latitude and 115° 02.328' east longitude; thence extending easterly along the geodesic to the intersection of 30° 48.958' south latitude and 115° 08.21' east longitude; thence extending easterly along the geodesic to the intersection of 30° 47.759' south latitude and 115° 11.979' east longitude (on the mainland); thence generally northerly along the high water mark to the commencement point.

Dated this 29th day of May 1997.

MONTY HOUSE, Minister For Fisheries

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West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan 1997 was first published in Government Gazette No. 79 on 30.05.97. (p.2527-2536).

Amendments: West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 1998 published in Government Gazette No. 107 on 29.05.98. (p. 3007-3010); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 1999* published in Government Gazette No. 83 on 14.05.99. (p. 1935); *West Coast Demersal Gillnet and Demersal Longline Fishery Management Plan Amendment 2000* published in Government Gazette No. 94 on 23.05.00. (p. 2513); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment 2001* published in Government Gazette No. 103 on 29.05.01. (p. 2710); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment 2002* published in Government Gazette No. 97 on 24.05.02. (p. 2627); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment (No. 2) 2002* published in Government Gazette No. 111 on 21.06.02. (p. 2969-2970); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment 2003* published in Government Gazette No. 54 on 11.04.03. (p. 1172); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment 2004* published in Government Gazette No. 84 on 25.05.04. (p. 1732-1733); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment (No. 2) 2004* published in Government Gazette No. 90 on 28.05.04. (p. 1906); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment (No. 2) 2006* published in Government Gazette No. 83 on 12.05.06. (p. 1793-1794); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment 2006* published in Government Gazette No. 103 on 23.06.06. (p. 2235-2237); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2007* published in Government Gazette No. 97 on 11.05.07. (p. 2007-2008); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2008* published in Government Gazette No. 51 on 28.03.08. (p. 928-929); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment (No. 2) 2008* published in Government Gazette No. 83 on 30.05.08. (p. 2117-2120); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2009* published in Government Gazette No. 89 on 22.05.09. (p. 1716-1720); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment (No. 2) 2009* published in Government Gazette No. 144 on 04.08.09. (p. 3109-3110); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2010* published in Government Gazette No. 94 on 28.05.10. (p. 2303-2305); *West Coast Demersal Gillnet and Demersal Longline Fishery (Interim) Management Plan Amendment 2011* published in Government Gazette No. 52 on 01.04.11. (p. 1191); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2012* published in Government Gazette No. 70 on 04.05.12. (p. 1865-1867); *Correction published in Government Gazette No. 79 on 22.05.12. (p. 2175); West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2013* published in Government Gazette No. 177 on 27.09.13. (p. 4531); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2014* published in Government Gazette No. 56 on 15.04.14. (p. 1063); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2014* published in Government Gazette No. 57 on 17.04.14. (p. 1077); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment (No. 2) 2014* published in Government Gazette No. 77 on 30.05.14. (p. 1701-1702); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2016* published in Government Gazette No. 83 on 27.05.16. (p. 1562); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2019* published in Government Gazette No. 64 on 10.05.19. (p. 1410); *West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan Amendment 2023* published in Government Gazette No. 57 on 16.05.23. (p. 1089).

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