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Fisheries Management (Dogfish Possession Limit) Order 2023

under the

Fisheries Management Act 1994

I, SEAN SLOAN, Deputy Director General Fisheries, with delegated authority, make the following order under section 17C of the *Fisheries Management Act 1994*.

Dated this 6 day of June 2023



SEAN SLOAN
Deputy Director General Fisheries
Department of Regional NSW

Part 1 Preliminary

1 Name of order

This order is the *Fisheries Management (Dogfish Possession Limit) Order 2023*.

2 Commencement and duration

This order commences on the date it is published in the Gazette and will remain in force for a period of five years.

3 Definitions

In this order:

endorsement holder means the holder of an endorsement in the Ocean Trap and Line Fishery or the Ocean Trawl Fishery.

gutted means fish from which the gut and internal organs have been removed.

headed means fish from which the head and gills have been removed by a cut in front of the last gill slit and pectoral fin with the cut being perpendicular to the long axis of the fish.

recreational fisher means a fisher who takes fish by any method, otherwise than for sale.

recreational shark species means all species of Dogfish belonging to the families *Centrophoridae*, *Dalatiidae*, *Etmopteridae*, *Squalidae* and *Somniosidae* other than Harrison's Dogfish (*Centrophorus harrissoni*) and Southern Dogfish (*Centrophorus zeehaani*).

Ocean Trap and Line Fishery means the share management fishery of that name, as described in Schedule 1 to the Act.

Ocean Trawl Fishery means the share management fishery of that name, as described in Schedule 1 to the Act.

the Act means the *Fisheries Management Act 1994*.

whole weight means the weight of fish prior to any processing or removal of any part of the fish.

Part 2 Possession Limit

4 Possession limit for Dogfish

Under section 17C of the Act:

- (a) endorsement holders and recreational fishers must not possess any shark of the species specified in Schedule 1,
- (b) in any one day, or from the time of departure to the time of return to port (if longer than a day), endorsement holders must not possess on board the fishing boat more than 15 kg whole weight or 10 kg if headed, gutted, or headed and gutted, of any, or any combination of, the shark species specified in Schedule 2, and
- (c) recreational fishers must not possess more than 2 sharks, comprised of any single recreational shark species or a combination of recreational shark species.

SCHEDULE 1

Common name	Scientific name
Harrison's Dogfish	<i>Centrophorus harrissoni</i>
Southern Dogfish	<i>Centrophorus zeehaani</i>

SCHEDULE 2

Common name	Scientific name
Endeavour Dogfish	<i>Centrophorus moluccensis</i>
Greeneye Spurdog	<i>Squalus chloroculus</i>

Note: This order is made in conjunction with the *Fisheries Management (Dogfish Fishing Closure) Notification 2023*.

Fisheries Management (Dogfish Fishing Closure) Notification 2023

under the

Fisheries Management Act 1994

I, SEAN SLOAN, Deputy Director General Fisheries, with delegated authority, give notice of the following fishing closure under section 8 of the *Fisheries Management Act 1994*.

Dated this 6 day of June 2023.



SEAN SLOAN
Deputy Director General Fisheries
Department of Regional NSW

Part 1 Preliminary

1 Name of Notification

This notification is the *Fisheries Management (Dogfish Fishing Closure) Notification 2023*.

2 Commencement and duration

This notification commences on the day of publication in the Gazette and will remain in force for a period of 5 years, unless sooner varied or revoked.

3 Definitions

In this notification:

endorsement holder means the holder of an endorsement in the Ocean Trap and Line Fishery or the Ocean Trawl Fishery.

gutted means fish from which the gut and internal organs have been removed.

headed means fish from which the head and gills have been removed by a cut in front of the last gill slit and pectoral fin with the cut being perpendicular to the long axis of the fish.

Ocean Trap and Line Fishery means the share management fishery of that name, as described in Schedule 1 to the Act.

Ocean Trawl Fishery means the share management fishery of that name, as described in Schedule 1 to the Act.

recreational fisher means a fisher who takes fish by any method, otherwise than for sale.

recreational shark species means all species of Dogfish belonging to the families *Centrophoridae*, *Dalatiidae*, *Etmopteridae*, *Squalidae* and *Somniosidae* other than Harrison's Dogfish (*Centrophorus harrissoni*) and Southern Dogfish (*Centrophorus zeehaani*).

the Act means the *Fisheries Management Act 1994*.

whole weight means the weight of fish prior to any processing or removal of any part of the fish.

Part 2 Fishing closure

4 Fishing closure – species

Under section 8 of the Act:

- (a) endorsement holders and recreational fishers are prohibited from taking shark species specified in Schedule 1 from ocean waters by any method of fishing,
- (b) endorsement holders are prohibited from taking the shark species specified in Column 1 of Schedule 2, from ocean waters by any method specified in Column 2 of Schedule 2, except when those shark species are taken in accordance with the conditions specified in Column 3 of Schedule 2, and
- (c) in any one day, recreational fishers are prohibited from taking more than 2 sharks comprised of any single recreational shark species or a combination of recreational shark species.

5 Fishing closure – waters

Under section 8 of the Act:

- (a) the holder of an endorsement in the Ocean Trap and Line Fishery is only permitted to take fish from the waters described in Column 2 of Schedule 3 using the methods described in Column 1 of that Schedule. The taking of fish by any other method of line fishing in those waters is prohibited, and
- (b) the holder of an endorsement in the Ocean Trawl Fishery is prohibited from taking fish by the methods of fishing specified in Column 1 of Schedule 4, from the waters described opposite in Column 2 of Schedule 4.

Notes:

- 1 Latitude and longitude coordinates are in WGS84 datum.
- 2 The provisions of this fishing closure in respect of endorsement holders in the Ocean Trap and Line Fishery have effect despite any provision in the *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006*.
- 3 The provisions of this fishing closure in respect of endorsement holders in the Ocean Trawl Fishery have effect despite any provision in the *Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006*.
- 4 This closure is made in conjunction with the *Fisheries Management (Dogfish Possession Limit) Order 2023*.

Schedule 1

Common name	Scientific name
Harrisson's Dogfish	<i>Centrophorus harrissoni</i>
Southern Dogfish	<i>Centrophorus zeehaani</i>

Schedule 2

Column 1 Common and scientific name	Column 2 Methods	Column 3 Conditions
Endeavour Dogfish (<i>Centrophorus moluccensis</i>) Greeneye Spurdog (<i>Squalus chloroculus</i>)	Otter trawl net (prawns), Otter trawl net (fish), Danish seine trawl net (fish), Line fishing (including use of a handline, rod (or pole) and line, set line, or drift line), Fish trap.	Each day, or from the time of departure to the time of return to port (if longer than a day), take is less than 15 kg whole weight or 10 kg if headed, gutted, or headed and gutted of any species, or a combination of species specified in Column 1.

Schedule 3

Column 1 Methods	Column 2 Waters
Drift line Hand held line Minor line fishing but only in the following circumstances: (i) when the line used is attended, and (ii) when no more than one weight is used, and (iii) there are no more than 20 hooks per line.	All waters bounded by a line commencing at the point of latitude 33° 10' 48" south, longitude 152° 18' 0" east (Point 1). Travelling generally south-easterly along the geodesic to the point of latitude 33° 15' 36" south, longitude 152° 22' 36" east (Point 2). From that point generally south-westerly along the 1000 metre depth contour to 34° 21' 59.4" south, longitude 151° 31' 28.8" east (Point 3). From that point generally north-westerly along the geodesic to the point of latitude 34° 15' 18.6" south, longitude 151° 22' 57" east (Point 4). From that point generally north-easterly along the 200 metre depth contour to the point of commencement.

Schedule 4

Column 1 Methods	Column 2 Waters			
Otter trawl net (prawns), Otter trawl net (fish), Danish seine trawl net (fish)	All waters bounded by a line commencing at the point of latitude 27° 54' 37.8" south, longitude 154° 07' 2.2" east (Point 1). Travelling generally easterly along the NSW/Queensland border to the point of latitude 27° 57' 29.4" south, longitude 154° 0' 42.67" east (Point 2). From that point generally south-westerly sequentially connecting the following points:			
	<i>Depth and/or direction</i>	<i>Point</i>	<i>Latitude</i>	<i>Longitude</i>
	along the 650 metre depth contour to	3	28° 30' 0" south	153° 55' 48.21" east
	and then directly westerly to	4	28° 30' 0" south	153° 54' 21.96" east
	and then along the 250 metre depth contour to	5	29° 00' 0" south	153° 52' 12.72" east
	and then directly easterly to	6	29° 00' 0" south	153° 54' 05.40" east
	and then along the 850 metre depth contour to	7	30° 00' 0" south	153° 39' 15.12" east
	and then directly westerly to	8	30° 00' 0" south	153° 33' 21.67" east
	and then along the 250 metre depth contour to	9	30° 20' 0" south	153° 26' 04.11" east
	and then directly easterly to	10	30° 20' 0" south	153° 27' 48.91" east
	and then along the 650 metre depth contour to	11	32° 00' 0" south	153° 08' 04.64" east
	and then directly easterly to	12	32° 00' 0" south	153° 08' 35.72" east
	and then along the 850 metre depth contour to	13	32° 36' 0" south	153° 03' 22.54" east
	and then directly westerly to	14	32° 36' 0" south	153° 01' 16.10" east
	and then along the 650 metre depth contour to	15	33° 13' 41.07" south	152° 20' 30.90" east
	and then north-westerly along the geodesic to	16	33° 11' 8.98" south	152° 18' 6.12" east
	and then along the 200 metre depth contour to	17	33° 23' 8.20" south	152° 04' 48.53" east
	and then south-easterly along the geodesic to	18	33° 24' 43.88" south	152° 09' 0.29" east
	and then along the 650 metre depth contour to	19	33° 34' 48.60" south	152° 01' 29.11" east
	and then directly easterly to	20	33° 34' 48.60" south	152° 07' 27.13" east
	and from that point travelling generally northerly along the 1000 metre depth contour to the point of commencement.			