



Government Gazette

of the State of

New South Wales

Number 422–Mining and Primary Industries
Friday, 15 September 2023

The New South Wales Government Gazette is the permanent public record of official NSW Government notices. It also contains local council, non-government and other notices.

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of the notice and can be used as a reference for that notice (for example, (n2019-14)).

The Gazette is compiled by the Parliamentary Counsel's Office and published on the NSW legislation website (www.legislation.nsw.gov.au) under the authority of the NSW Government. The website contains a permanent archive of past Gazettes.

To submit a notice for gazettal, see the Gazette page.

Fisheries Management (Codend Protection Special Approval) Order 2023

under the

Fisheries Management Act 1994

I, PETER TURNELL, Director Fisheries and Aquaculture Management, under section 37 of the *Fisheries Management Act 1994* (**the Act**) and with the delegated authority of the Minister and Secretary pursuant to sections 227 and 228 of the *Act* make the following Order.

Dated this 17th day of August 2023



Peter Turnell

Director Fisheries and Aquaculture Management
Department of Primary Industries
Department of Regional NSW

Part 1 Preliminary

1. Name of Order

This Order is the *Fisheries Management (Codend Protection Special Approval) Order 2023*.

2. Commencement and Duration

- (1) This order commences on the date of publication on the Department's website.
- (2) This order remains in force for a period 5 years.

3. Definitions

In this Order:

codend of a net means the piece of netting that forms the posterior most part of the net where the catch accumulates.

endorsement holder means a person who holds a commercial fishing licence that has an inshore prawn, offshore prawn or deepwater prawn endorsement as described in clause 5 of the OT Plan.

otter trawl net (prawns) has the same meaning as in clause 7A of the OT Plan.

OT plan means the Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006.

Supporting Plan means the Fisheries Management (Supporting Plan) Regulation 2006.

the Act means the *Fisheries Management Act 1994*.

Note: Under section 11 of the *Interpretation Act 1987*, unless otherwise specified words in this Order have the same meaning as in the Act.

Part 2 Special approval for authorised purposes

4. Codend protector

Despite clause 7A of the OT Plan and clause 11E of the Supporting Plan, it is lawful for an endorsement holder to use an otter trawl net (prawns) that is fitted with a codend protector that:

- (a) is constructed of netting material that has a mesh size not less than 40mm,
- (b) is attached by sewing around the outside of the net:
 - (i) not less than 25 meshes forward of the of the draw or closing string,
 - (ii) not more than 1.5m forward of the draw or closing string, and
 - (iii) such that it does not cover any part of the Bycatch Reduction Device,
- (c) has a circumference that is greater than that part of the net to which it is attached or covers, and
- (d) is open and not tied off at the posterior of the codend protector so that fish escaping the codend may swim free.

Pursuant to section 136 of the *Mining Act 1992* and section 16 of the *Petroleum (Onshore) Act 1991*

NOTICE is given that the following applications have been received:

EXPLORATION LICENCE APPLICATIONS

(APP-2023-141)

No. 6666, Strategic Energy Resources Limited (ACN 051 212 429), area of 164 units, for Group 1, dated 8 September 2023. (Unincorporated Local Government Area).

(APP-2023-142)

No. 6667, Newcrest Operations Limited (ACN 009 221 505), area of 2 units, for Group 1, dated 8 September 2023. (Cabonne Local Government Area).

NOTICE is given that the following application has been granted:

EXPLORATION LICENCE APPLICATION

(APP-2023-85)

No. 6631, now Exploration Licence No. 9603, GMH Resources (NSW) Pty Ltd (ACN 668 732 009), Counties of Clarendon and Wynyard, Map Sheet (8427), area of 15 units, for Group 1, dated 1 September 2023, for a term until 1 September 2029.

NOTICE is given that the following applications for renewal have been received:

(REN-2023-217)

Assessment Lease No. 23 (Act 1992), Iluka Resources Limited (ACN 008 675 018), area of 4248 hectares. Application for renewal received 8 September 2023.

(REN-2023-227)

Assessment Lease No. 24 (Act 1992), Iluka Resources Limited (ACN 008 675 018), area of 766 hectares. Application for renewal received 7 September 2023.

(REN-2023-216)

Exploration Licence No. 9003, Lode Resources Ltd (ACN 637 512 415), area of 76 units. Application for renewal received 11 September 2023.

RENEWAL OF CERTAIN AUTHORITIES

Notice is given that the following authorities have been renewed:

(TMS-REN483)

Exploration Licence No. 5831, Whitehaven Coal Mining Limited (ACN 086 426 253), County of Nandewar, Map Sheet (8936), area of 474.3 hectares, for a further term until 5 April 2026. Renewal effective on and from 6 September 2023.

(TMS-REN339)

Exploration Licence No. 6169, Wilpinjong Coal Pty Ltd (ACN 104 594 694), County of Phillip, Map Sheet (8833), area of 1160 hectares, for a further term until 22 December 2027. Renewal effective on and from 6 September 2023.

(REN-2023-203)

Exploration Licence No. 8376, Gold and Copper Resources Pty Limited (ACN 124 534 863), County of Bathurst, Map Sheet (8731), area of 4 units, for a further term until 10 August 2029. Renewal effective on and from 7 September 2023.

WITHDRAWAL OF APPLICATION FOR RENEWAL

Notice is given that the application for renewal in respect of the following authority has been withdrawn:

(TMS-REN452)

Exploration Licence No. 6104, Dronvisa Pty Limited (ACN 002 070 680), County of Phillip, Map Sheet (8833), area of 2 units. The authority ceased to have effect on 5 September 2023.

APPLICATIONS TO TRANSFER RECEIVED

Notice is given that the following applications to transfer have been received:

(TRF-2023-62)

KINCORA COPPER AUSTRALIA PTY LTD (ACN 635 807 171) AND RAREX LIMITED (ACN 105 578 756) has applied for approval to transfer Exploration Licence No. 6552 to Kincora Copper Australia Pty Ltd (ACN 635 807 171). Application received 8 September 2023.

(TRF-2023-62)

KINCORA COPPER AUSTRALIA PTY LTD (ACN 635 807 171) AND RAREX LIMITED (ACN 105 578 756) has applied for approval to transfer Exploration Licence No. 6661 to Kincora Copper Australia Pty Ltd (ACN 635 807 171). Application received 8 September 2023.

(TRF-2023-62)

KINCORA COPPER AUSTRALIA PTY LTD (ACN 635 807 171) AND RAREX LIMITED (ACN 105 578 756) has applied for approval to transfer Exploration Licence No. 6915 to Kincora Copper Australia Pty Ltd (ACN 635 807 171). Application received 8 September 2023.

(TRF-2023-62)

KINCORA COPPER AUSTRALIA PTY LTD (ACN 635807171) AND RAREX LIMITED (ACN 105 578 756) has applied for approval to transfer Exploration Licence No. 7748 to Kincora Copper Australia Pty Ltd (ACN 635 807 171). Application received 8 September 2023.

(TRF-2023-62)

KINCORA COPPER AUSTRALIA PTY LTD (ACN 635807171) AND RAREX LIMITED (ACN 105 578 756) has applied for approval to transfer Exploration Licence No. 8222 to Kincora Copper Australia Pty Ltd (ACN 635 807 171). Application received 8 September 2023.

(TRF-2023-62)

KINCORA COPPER AUSTRALIA PTY LTD (ACN 635 807 171) AND RAREX LIMITED (ACN 105 578 756) has applied for approval to transfer Exploration Licence No. 8502 to Kincora Copper Australia Pty Ltd (ACN 635 807 171). Application received 8 September 2023.

CANCELLATION OF AUTHORITY AT REQUEST OF HOLDER

Notice is given that the following application for cancellation has been received:

(CAN-2023-64)

Exploration Licence No. 9021 (Act 1992), SYNDICATE MINERALS PTY LTD (ACN 635 864 587), County of Beresford, Map Sheet (8725), area of 62 units. Request for cancellation was received on 11 September 2023.

REQUESTED CANCELLATION

Notice is given that the following authority has been cancelled:

(CAN-2023-58)

Exploration Licence No. 9457, MINEX CRC LTD (ACN 625 533 913), County of Tandora, Map Sheet (7333), area of 91 units. Cancellation took effect on 12 September 2023.

Fisheries Management (special approval for sinking head gear in the ocean trap and line fishery) Order 2023

under the

Fisheries Management Act 1994

I, Peter Turnell, Director, Fisheries and Aquaculture Management, with the delegated authority of the Minister and the Secretary under sections 227 and 228 of the *Fisheries Management Act 1994* (“the Act”), and under section 37(1)(f) and section 37(3)(b) of the Act, make the following order.

Dated this 6th day of September 2023



Peter Turnell,

Director, Fisheries and Aquaculture Management
Department of Primary Industries
(within the Department of Regional NSW)

1 Name of Order

This Order is the *Fisheries Management (special approval for sinking head gear in the ocean trap and line fishery) Order 2023*.

2 Commencement and Duration

- (a) This order commences on the day on which it is published in the *NSW Government Gazette*.
- (b) This order remains in force for 5 years commencing on the date of publication.

3 Definitions

In this order:

delayed-release device means a device used to keep a buoy below the surface of the water for a pre-determined period of time before releasing the buoy to the surface.

demersal fish trap endorsement holder means the holder of a demersal fish trap endorsement described in clause 5(6) of the Regulation.

endorsement holder means:

- (a) demersal fish trap endorsement holder,

- (b) the holder of a spanner crab northern zone endorsement described in clause 5(9) of the Regulation or
- (c) a spanner crab southern zone endorsement described in clause 5(10) of the Regulation.

fish trap has the same meaning as in clause 7A of the Regulation.

galvanic time release device means a delayed-release device which uses corrosion by sea water to break linkages in the device to release the buoy to the surface.

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

programmable time release device means a delayed-release device which uses mechanically or electronically adjustable unit that allows for the remote release of the buoy to the surface.

spanner crab net has the same meaning as in clause 7B of the Regulation.

sub-surface horizontal rope means a rope that sits below the surface of the water joining multiple fish traps or spanner crab nets.

tag means a flat piece of solid material measuring at least 125mm x 100mm

the Regulation means *Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006*.

4 Special approval for taking or possessing fish

- (a) Despite the prescribed requirements for a buoy under clause 7A(1)(a)(iii) of the Regulation, a demersal fish trap endorsement holder is authorised to take fish using a fish trap whose position is indicated by a buoy that is held below the surface of the water, using either:
 - (i) a galvanic time release device, or
 - (ii) a programmable time release device.
- (b) Despite the prescribed requirements for a buoy under clauses 7A(1)(a) and 7B(1)(c) of the Regulation, an endorsement holder is authorised to take fish using a fish trap or spanner crab net attached to a sub-surface horizontal rope, where the fish trap or spanner crab net:
 - (i) has a tag attached in lieu of a buoy, and
 - (ii) the tag displays the relevant fishing business number followed by the letter “F” and then the letters “SC” if the tag is on a spanner crab net, or “FT” if the tag is on a fish trap, in clearly visible letters and numerals that are not less than 50 mm in height and are of a colour that contrasts with the tag or device.