

## SUPPLEMENTARY GAZETTE



THE SOUTH AUSTRALIAN  
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ADELAIDE, MONDAY, 9 AUGUST 2004

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Steven Raymond Markham (the 'exemption holder') is exempt from clause 22 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as he may use the device described in Schedule 1 to take carp, bony bream and other non-native species in the areas specified in Schedule 2 for the purpose of trade or business (the 'exempted activity'), subject to the conditions set out in Schedule 3, from the date of gazettal of this notice until 30 June 2005, unless varied or revoked earlier.

SCHEDULE 1

'Carp net'—a gill net with a ply greater than 5, having a maximum length of 50 m and a minimum mesh size of 10 cm and a maximum mesh size not exceeding 18 cm.

SCHEDULE 2

- (1) Subject to paragraph (2), the exemption holder may conduct fishing activities pursuant to this exemption in all backwaters of the River Murray excluding the following areas during the corresponding period set out in the following table:

*Area Excluded*

*Period of Closure*

Lake Littra and outflow channel

Permanent—all year

Clover Lake

Permanent—all year

Coombool Swamp

Permanent—all year

Lake Limbra and outflow channel

Permanent—all year

Lake Woolpolool

Permanent—all year

Ral Ral Creek below Chaffey Pump and entrance waters to Lake Merreti

Permanent—all year

Katarapko Creek and Eckert Creek, including The Splash

Permanent—all year

Bulyong Creek

Permanent—all year

Pilby Creek

Permanent—all year

Hancock Creek

Permanent—all year

Mundic Creek

Permanent—all year

Pike Creek

Permanent—all year

Punkah Creek

Permanent—all year

Slaney Creek

Permanent—all year

Loch Luna

Permanent—all year

Cobdogla Swamp

1 August to 30 April (inclusive)

Loveday Swamp/Mussel lagoons

1 August to 30 April (inclusive)

Lake Merreti

1 August to 31 January (inclusive)

- (2) The exemption holder may conduct fishing operations within the closure areas and periods listed above if given written approval by the Director of Fisheries to undertake specified carp eradication work in a specified area for a specified period.

## SCHEDULE 3

1. The exemption holder must not use more than 30 carp nets at any one time in permitted backwaters of the River Murray.

2. The exemption holder must not have more than 30 carp nets in his possession at any time when he is deploying carp nets in the backwaters of the River Fishery.

3. The exemption holder may only engage in the exempted activity when also fishing pursuant to River Fishery Licence No. R51, and may only use a boat to engage in the exempted activity if that boat is registered by endorsement on River Fishery Licence No. R51.

4. The exemption holder must not cause or permit a person to act as his agent when engaging in the exempted activity unless that person may lawfully act as an agent for the exemption holder in relation to River Fishery Licence No. R51.

5. All native fish (excluding bony bream and yabbies) taken in the course of the exempted activity must be immediately returned to the water.

6. Immediately prior to commencing the exempted activity, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522 with the following details:

- The licence number and person(s) conducting the activity.
- The exact location(s) of the fishing activities.
- The number of carp nets being used.

7. The exemption holder must ensure that the carp nets are checked and all fish removed at least once during each 24 hour period.

8. When the exemption holder moves the carp nets more than 3 km from the reported location of the nets under condition 6, or removes the nets from the River completely, the exemption holder must again report to the PIRSA Fisheries Compliance Unit on 1800 065 522 and provide either details, as required under condition 6 of this exemption, or report that fishing with carp nets has ceased.

9. While engaged in the exempted activity, the exemption holders must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer as requested.

10. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically exempted by this notice.

Dated 5 August 2004.

W. ZACHARIN, Director of Fisheries

## FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Sam Costa (the 'exemption holder') is exempt from clause 22 of Schedule 1 of the Fisheries (General) Regulations 2000 but only insofar as he may use the device described in schedule 1 to take carp, bony bream and other non-native species in the areas specified in Schedule 2 for the purpose of trade or business (the 'exempted activity'), subject to the conditions set out in Schedule 3, from the date of gazettal of this notice until 30 June 2005, unless varied or revoked earlier.

## SCHEDULE 1

'Carp net'—a gill net with a ply greater than 5, having a maximum length of 50 m and a minimum mesh size of 10 cm and a maximum mesh size not exceeding 18 cm.

## SCHEDULE 2

- (1) Subject to paragraph (2), the exemption holder may conduct fishing activities pursuant to this exemption in all backwaters of the River Murray excluding the following areas during the corresponding period set out in the following table:

*Area Excluded*  
*Period of Closure*

Lake Littra and outflow channel  
Permanent—all year

Clover Lake  
Permanent—all year

Coombool Swamp  
Permanent—all year

Lake Limbra and outflow channel  
Permanent—all year

Lake Woolpoolool  
Permanent—all year

Ral Ral Creek below Chaffey Pump and entrance waters to Lake Merreti  
Permanent—all year

Katarapko Creek and Eckert Creek, including The Splash  
Permanent—all year

Bulyong Creek  
Permanent—all year

Pilby Creek  
Permanent—all year

Hancock Creek  
Permanent—all year

Mundic Creek  
Permanent—all year

Pike Creek  
Permanent—all year

Punkah Creek  
Permanent—all year

Slaney Creek  
Permanent—all year

Loch Luna  
Permanent—all year

Cobdogla Swamp  
1 August to 30 April (inclusive)

Loveday Swamp/Mussel lagoons  
1 August to 30 April (inclusive)

Lake Merreti  
1 August to 31 January (inclusive)

- (2) The exemption holder may conduct fishing operations within the closure areas and periods listed above if given written approval by the Director of Fisheries to undertake specified carp eradication work in a specified area for a specified period.

## SCHEDULE 3

1. The exemption holder must not use more than 30 carp nets at any one time in permitted backwaters of the River Murray.

2. The exemption holder must not have more than 30 carp nets in his possession at any time when he is deploying carp nets in the backwaters of the River Fishery.

3. The exemption holder may only engage in the exempted activity when also fishing pursuant to River Fishery Licence No. R04, and may only use a boat to engage in the exempted activity if that boat is registered by endorsement on River Fishery Licence No. R04.

4. The exemption holder must not cause or permit a person to act as his agent when engaging in the exempted activity unless that person may lawfully act as an agent for the exemption holder in relation to River Fishery Licence No. R04.

5. All native fish (excluding bony bream and yabbies) taken in the course of the exempted activity must be immediately returned to the water.

6. Immediately prior to commencing the exempted activity, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522 and provide the following details:

- The licence number and person(s) conducting the activity
- The exact location(s) of the fishing activities
- The number of carp nets being used

7. The exemption holder must ensure that the carp nets are checked and all fish removed at least once during each 24 hour period.

8. When the exemption holder moves the carp nets more than 3 km from the reported location of the nets under condition 6, or removes the nets from the River completely, the exemption holder must again report to the PIRSA Fisheries Compliance Unit on 1800 065 522 and provide either details, as required under condition 6 of this exemption, or report that fishing with carp nets has ceased.

9. While engaged in the exempted activity, the exemption holders must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer as requested.

10. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982 or any regulations made under that Act, except where specifically exempted by this notice.

Dated 8 August 2004.

W. ZACHARIN, Director of Fisheries

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#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Arthur Markellos, 4 Plymouth Avenue, Devon Park, S.A. 5008, holder of Marine Scalefish Fishery Licence No. M302 (the 'exemption holder'), is exempt from the provisions of Clauses 22 and 37 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may use a fish net specified in Schedule 1 for the purpose of trade or business in waters greater than 5 m in depth (the 'exempted activity') within the area specified in Schedule 2, subject to the conditions in Schedule 3 from the date of gazettal of this notice until 30 June 2005, unless varied or revoked earlier.

##### SCHEDULE 1

One floating hauling net or purse seine net not exceeding 600 m in length and 160 meshes in depth, and with a mesh size of not less than 3 cm.

##### SCHEDULE 2

The waters of Gulf St Vincent and Investigator Strait within blocks 34, 35, 36, 43, 44A and 44B as defined in the South Australian Commercial Fishing Summary Sheets supplied by the South Australian Research and Development Institute (SARDI).

##### SCHEDULE 3

1. The exemption holder may only conduct the exempted activity from a boat registered and endorsed on Marine Scalefish Fishery Licence No. M302.

2. The exemption holder must provide separate statistical catch and effort information, in the form of a daily log, with details of fishing conducted pursuant to the exempted activity.

3. The exemption holder must allow a PIRSA Fisheries Departmental Officer or an officer of the South Australian Research and Development Institute to accompany them at any time while engaged in the exempted activity.

4. Whilst engaged in the exempted activity the exemption holder must have in his possession a copy of this notice and produce a copy of the notice if requested by a PIRSA Fisheries Compliance Officer.

5. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982 or any regulation made under that Act except where specifically exempted by this notice.

Dated 8 August 2004.

W. ZACHARIN, Director of Fisheries

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