

Original Order
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FISH RESOURCES MANAGEMENT ACT 1994
PROHIBITION ON COMMERCIAL FISHING BY NET (EXMOUTH GULF) ORDER 2005
Order No. 19 of 2005

FD 1620/98 [704]
Made by the Minister under section 43.

1. Citation

This order may be cited as the *Prohibition on Commercial Fishing by Net (Exmouth Gulf) Order 2005*.

2. Interpretation

In this order—

- “authorised boat” means a fishing boat in respect of which a fishing boat licence specified in the Schedule is in force;
- “fishing net” means any fishing net other than an otter trawl net; and
- “the waters of Exmouth Gulf” means the waters of Exmouth Gulf south of the line commencing at the intersection of 21°48.872’ south latitude and 114°11.381’ east longitude and extending to the intersection of 21, 43.000’ south latitude and 114° 53.856’ east longitude.

3. Prohibition on fishing by net

A person who is the holder of a commercial fishing licence must not fish in the waters of Exmouth Gulf by means of a fishing net.

4. Exceptions to the prohibition in clause 3

- (1) Clause 3 does not apply to a person who—
 - (a) was on 1 July 2005 the holder of a fishing boat licence specified in the Schedule; and
 - (b) is fishing from an authorised boat.
- (2) Clause 3 does not apply to a person who is—
 - (a) assisting a person to whom subclause (1) applies;
 - (b) fishing in the presence of and in accordance with the directions of a person to whom subclause (1) applies; and
 - (c) fishing from an authorised boat.

Schedule

Fishing Boat Licence No. 2814
Fishing Boat Licence No. 2815
Fishing Boat Licence No. 2816
Fishing Boat Licence No. 2817
Fishing Boat Licence No. 2818
Fishing Boat Licence No. 3012.

Dated this 15th day of July 2005.

J. FORD, Minister for Fisheries.

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