

FISHERIES (GENERAL) REGULATIONS 1984

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[New Part 1, Schedules 1, 10 and Appendices]

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[New Schedule 5 and Appendices]

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[New Schedule 5 and Appendices]

[Each Part and Schedule is numbered from page 1. Persons who are on Standing Order with Information SA SAMS for these regulations will receive complete replacement Parts and Schedules incorporating amendments to these regulations as they come into force.]

(Reprint No. 14)

SOUTH AUSTRALIA

FISHERIES (GENERAL) REGULATIONS 1984

*These regulations are reprinted pursuant to the Subordinate Legislation Act 1978 and incorporate all amendments in force as at **1 July 1999**.*

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REGULATIONS UNDER THE FISHERIES ACT 1982

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being

No. 120 of 1984: *Gaz.* 28 June 1984, p. 1947¹

as varied by

No. 186 of 1984: *Gaz.* 4 October 1984, p. 1036
No. 193 of 1984: *Gaz.* 18 October 1984, p. 1272
No. 203 of 1984: *Gaz.* 25 October 1984, p. 1338
No. 222 of 1984: *Gaz.* 8 November 1984, p. 1488
No. 226 of 1984: *Gaz.* 15 November 1984, p. 1577
No. 45 of 1985: *Gaz.* 4 April 1985, p. 991
No. 98 of 1985: *Gaz.* 30 May 1985, p. 1823
No. 119 of 1985: *Gaz.* 27 June 1985, p. 2377
No. 146 of 1985: *Gaz.* 1 August 1985, p. 278
No. 199 of 1985: *Gaz.* 17 October 1985, p. 1145
No. 218 of 1985: *Gaz.* 21 November 1985, p. 1556
No. 17 of 1986: *Gaz.* 30 January 1986, p. 214
No. 20 of 1986: *Gaz.* 6 February 1986, p. 266
No. 62 of 1986: *Gaz.* 24 April 1986, p. 1069
No. 88 of 1986: *Gaz.* 29 May 1986, p. 1404
No. 104 of 1986: *Gaz.* 19 June 1986, p. 1583
No. 190 of 1986: *Gaz.* 25 September 1986, p. 1209
No. 6 of 1987: *Gaz.* 22 January 1987, p. 172
No. 24 of 1987: *Gaz.* 26 February 1987, p. 531
No. 112 of 1987: *Gaz.* 11 June 1987, p. 1506
No. 117 of 1987: *Gaz.* 18 June 1987, p. 1582
No. 178 of 1987: *Gaz.* 6 August 1987, p. 378²
No. 183 of 1987: *Gaz.* 13 August 1987, p. 480
No. 2 of 1988: *Gaz.* 14 January 1988, p. 86
No. 37 of 1988: *Gaz.* 24 March 1988, p. 711
No. 113 of 1988: *Gaz.* 7 July 1988, p. 200
No. 169 of 1988: *Gaz.* 25 August 1988, p. 828
No. 210 of 1988: *Gaz.* 29 September 1988, p. 1217
No. 240 of 1988: *Gaz.* 1 December 1988, p. 1888
No. 50 of 1989: *Gaz.* 13 April 1989, p. 1041³
No. 55 of 1989: *Gaz.* 20 April 1989, p. 1120
No. 67 of 1989: *Gaz.* 18 May 1989, p. 1349⁴
No. 96 of 1989: *Gaz.* 15 June 1989, p. 1641
No. 175 of 1989: *Gaz.* 14 September 1989, p. 872
No. 140 of 1990: *Gaz.* 5 July 1990, p. 222
No. 203 of 1990: *Gaz.* 11 October 1990, p. 1181⁵
No. 108 of 1991: *Gaz.* 27 June 1991, p. 2155⁶
No. 225 of 1991: *Gaz.* 31 October 1991, p. 1210⁷
No. 30 of 1992: *Gaz.* 19 March 1992, p. 891
No. 51 of 1992: *Gaz.* 21 May 1992, p. 1471⁸

NOTE:

- Asterisks indicate repeal or deletion of text.
- Entries appearing in bold type indicate the amendments incorporated since the last reprint.
- For the legislative history of the regulations see Appendix 1.

- No. 83 of 1992: *Gaz.* 18 June 1992, p. 1774
No. 110 of 1992: *Gaz.* 25 June 1992, p. 1939⁹
No. 207 of 1992: *Gaz.* 19 November 1992, p. 1580¹⁰
No. 22 of 1993: *Gaz.* 25 February 1993, p. 715¹¹
No. 122 of 1993: *Gaz.* 24 June 1993, p. 2064¹²
No. 4 of 1994: *Gaz.* 3 February 1994, p. 222¹³
No. 11 of 1994: *Gaz.* 10 March 1994, p. 704¹⁴
No. 101 of 1994: *Gaz.* 23 June 1994, p. 1819¹⁵
No. 117 of 1994: *Gaz.* 14 July 1994, p. 103¹⁶
No. 151 of 1994: *Gaz.* 1 September 1994, p. 675¹⁷
No. 156 of 1994: *Gaz.* 1 September 1994, p. 690¹⁸
No. 165 of 1994: *Gaz.* 29 September 1994, p. 881¹⁹
No. 200 of 1994: *Gaz.* 1 December 1994, p. 1898²⁰
No. 45 of 1995: *Gaz.* 20 April 1995, p. 1526²¹
No. 148 of 1995: *Gaz.* 29 June 1995, p. 3162²²
No. 202 of 1995: *Gaz.* 2 November 1995, p. 1254²⁴
No. 219 of 1995: *Gaz.* 7 December 1995, p. 1581²⁵
No. 53 of 1996: *Gaz.* 4 April 1996, p. 1930²⁶
No. 60 of 1996: *Gaz.* 18 April 1996, p. 2016²⁶
No. 157 of 1996: *Gaz.* 20 June 1996, p. 3014²⁷
No. 163 of 1996: *Gaz.* 27 June 1996, p. 3165²⁸
No. 128 of 1997: *Gaz.* 13 May 1997, p. 1956²⁹
No. 182 of 1997: *Gaz.* 7 August 1997, p. 323³⁰
No. 196 of 1997: *Gaz.* 28 August 1997, p. 563³¹
No. 202 of 1997: *Gaz.* 4 September 1997, p. 649³²
No. 248 of 1997: *Gaz.* 24 December 1997, p. 1796³³
No. 7 of 1998: *Gaz.* 15 January 1998, p. 153³⁴
No. 133 of 1998: *Gaz.* 11 June 1998, p. 2540³⁵
No. 134 of 1999: *Gaz.* 1 July 1999, p. 39³⁶

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- ¹ Came into operation 1 July 1984: reg. 2.
- ² Came into operation 1 October 1987: reg. 2.
- ³ Came into operation 1 May 1989: reg. 2.
- ⁴ Came into operation (except reg. 3) 22 May 1989: reg. 2(1); reg. 3 came into operation 19 May 1989: reg. 2(2).
- ⁵ Came into operation 1 December 1990: reg. 2.
- ⁶ Came into operation (except reg. 12(a) and (b)) 27 June 1991: reg. 2(1); reg. 12(a) and (b) came into operation 1 August 1991: reg. 2(2).
- ⁷ Came into operation 1 November 1991: reg. 2.
- ⁸ Came into operation 1 June 1992: reg. 2.
- ⁹ Came into operation 25 June 1992: reg. 2.
- ¹⁰ Came into operation 1 May 1993: reg. 2.
- ¹¹ Came into operation 1 October 1993: reg. 2.
- ¹² Came into operation 1 July 1993: reg. 2.
- ¹³ Came into operation 3 February 1994: reg. 2.
- ¹⁴ Came into operation 10 July 1994: reg. 2.
- ¹⁵ Came into operation 1 July 1994: reg. 2.
- ¹⁶ Came into operation 14 July 1994: reg. 2.
- ¹⁷ Came into operation 1 October 1994: reg. 2.
- ¹⁸ Came into operation 1 September 1994: reg. 2.
- ¹⁹ Came into operation (except reg. 3(c)) 29 September 1994: reg. 2(1); reg. 3(c) came into operation 1 October 1994: reg. 2(2).
- ²⁰ Came into operation 1 December 1994: reg. 2.
- ²¹ Came into operation 20 August 1995: reg. 2.
- ²² Came into operation 1 July 1995: reg. 2.
- ²³ Came into operation 1 September 1995: reg. 2.
- ²⁴ Came into operation 1 December 1995: reg. 2.
- ²⁵ Came into operation 1 January 1996: reg. 2.
- ²⁶ Came into operation 18 April 1996: reg. 2.
- ²⁷ Came into operation 1 July 1996: reg. 2.
- ²⁸ Came into operation 27 June 1996: reg. 2.
- ²⁹ Came into operation 1 July 1997: reg. 2.
- ³⁰ Came into operation 7 August 1997: reg. 2.
- ³¹ Came into operation 1 September 1997: reg. 2.
- ³² Came into operation 12 September 1997: reg. 2.
- ³³ Came into operation 1 January 1998: reg. 2.
- ³⁴ Came into operation 1 March 1998: reg. 2.
- ³⁵ Came into operation (except reg. 5) 11 June 1998; reg. 5 came into operation 1 July 1998: reg. 2.
- ³⁶ **Came into operation 1 July 1999: reg. 2.**

N.B. The following regulations have been disallowed:

- No. 54 of 1988: *Gaz.* 7 April 1988, p. 882 see *Gaz.* 8 December 1988, p. 1972.
- No. 243 of 1988: *Gaz.* 8 December 1988, p. 1960 see *Gaz.* 20 April 1989, p. 1086.
- No. 181 of 1995: *Gaz.* 31 August 1995, p. 638 see *Gaz.* 24 April 1996, p. 2039.
- No. 54 of 1996: *Gaz.* 4 April 1996, p. 1933 see *Gaz.* 24 April 1996 p. 2069.

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PART 1
PRELIMINARY

1. These regulations may be cited as the *Fisheries (General) Regulations 1984*.

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4. (1) In these regulations unless the context otherwise requires:

"Act" means the *Fisheries Act 1982*;

"coastal waters" means the waters of the ocean and all bays, gulfs, straits, passages, inlets and estuaries of the State that are subject to the tidal influence of the sea; but does not include Lake George, Coorong (area 1) and Coorong (area 2);

"cockle rake" means a device designed and constructed to be held in the hand and consisting of a pole attached to one end of which is:

(a) a cross-bar mounted upon which is a rake; and

(b) a net bag;

"continuous brake horse power rating", in relation to an engine of a boat, means the continuous brake horse power rating of the engine as stated by the engine manufacturer's specifications and in accordance with Australian Standard 1501-1976;

"Coorong" means that area of water known as the Coorong, separated from that area of water known as the 'Lower Murray' at Goolwa, and from Lake Alexandrina, by the barrages known as the Goolwa, Mundoo, Boundary Creek, Ewe Island and Tauwitchere Barrages, and separated from the ocean by Sir Richard Peninsula and Youngusband Peninsula and by the geodesic from the mouth of the River Murray where it enters the ocean from high water mark on the seaward side of the headland of Sir Richard Peninsula to high water mark on the seaward side of the headland of Youngusband Peninsula;

"Coorong (area 1)" means the waters of the Coorong separated from that area of water known as the Lower Murray at Goolwa and from Lake Alexandrina by the barrages known as the Goolwa, Mundoo, Boundary Creek, Ewe Island and Tauwitchere Barrages; separated from the waters of the Coorong south east of Tauwitchere Barrage by a straight line drawn westerly from Pelican Point to Gnurlung Point on Youngusband Peninsula; separated from the ocean by Sir Richard Peninsula and Youngusband Peninsula and the geodesic from the mouth of the River Murray where it enters the ocean from high water mark on the seaward side of the headland of Sir Richard Peninsula to high water mark on the seaward side of the headland of Youngusband Peninsula;

"Coorong (area 2)" means the waters of the Coorong bounded at its north western extremity by a straight line drawn westerly from Pelican Point to Gnurlung Point on Youngusband Peninsula, then in a generally south easterly direction to the most southerly limit of the lagoon proper, separated from the ocean by the Youngusband Peninsula;

"Coorong coastal waters" means the waters of the ocean from position latitude 35° 31.3' south, longitude 138° 46.3' east (Goolwa Beach Road) to position latitude 36° 49.7' south, longitude 139° 51.1' east (Kingston Jetty);

"**crab net**" means a hoop net or drop net that is designed and constructed for the purpose of taking blue crabs (*Portunus pelagicus*);

"**crab pot**" means a fish trap that—

- (a) is designed and constructed for the purpose of taking blue crabs (*Portunus pelagicus*); and
- (b) has a maximum height of 650 millimetres; and
- (c) has a maximum diameter of 2 metres; and
- (d) is covered with—
 - (i) a fish net that has a minimum mesh size of 75 millimetres; or
 - (ii) a fish net that has an escape panel that—
 - (A) has a minimum mesh size of 75 millimetres; and
 - (B) is at least 700 millimetres by 300 millimetres;

"**crab rake**" means a device designed and constructed to be held in the hand and consisting of a pole attached to one end of which is:

- (a) a cross-bar mounted upon which is a rake; and
- (b) a circular metal framed mesh;

"**drop line**" means a device consisting of a length of line with hooks attached by snoods along its length and which is anchored by a weight, buoyed at the surface and deployed vertically through the water;

"**drop net**" means a net that consists of two hoops, the top hoop having a diameter not smaller than that of the bottom hoop, to which netting is attached so as to form a cylindrical bag or cone shaped bag;

"**drum net**" means a fish trap consisting of mesh supported by three large diameter bands to form a body or shape which is closed at one end and a cove at the other;

"**electro-fishing**" means the taking of fish by using a device consisting of a power source anode or cathode designed and constructed to apply an electric field to water so as to attract or stun fish;

"**fishing reach**" means a reach of the River Murray proper in which the holder of a fishery licence in respect of the River Fishery may, pursuant to that licence, take fish for the purpose of trade or business;

"**fish net**" means any net other than a hand net (including a dab net, dip net or shrimp net), hoop net, drop net or a prawn trawl net;

"**fish trap**" means any device designed and constructed to trap fish and which has an entrance or cove;

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"**fyke net**" means a fish trap consisting of a series of large diameter rings which support mesh on the exterior and a series of coves along the interior with a wing or wings at one end;

"**gill net**" means a length of mesh net supported along its length by a rope attached to the top and bottom of the mesh and designed and constructed to be used as a static device to enmesh fish;

"**hand net**" (including a dab net, dip net or shrimp net) means a net being conical in shape attached to a hoop or ring and extending not more than 1 metre in depth from the hoop or ring, the hoop and ring being attached to a rigid handle and having a diameter that does not exceed 1 metre;

"**hand fish spear**" means a fish spear propelled by human power without the use of any explosive, spring, elastic material or mechanism;

"**hand line**" means fishing line used without a rod and to which not more than three fishing hooks are attached (for the purpose of this definition not more than five hooks joined by threading the point of one through the eye of another, or by fastening their shanks together shall be deemed to be one hook);

"**hauling net**" means a net hauled by a rope one end of which is securely anchored to the sea bed or attached to a securely anchored boat or securely attached to the shore;

"**hoop net**" means a net consisting of one hoop of a diameter not exceeding 107 centimetres to which netting is attached in the form of a cone or bag which does not extend more than 92 centimetres from the hoop;

"**in any one day**" means during the period commencing at midnight and ending at the midnight next following;

"**inland waters**" means the River Murray and its tributaries, Lakes Albert and Alexandrina, Lake George, the Coorong above the Murray Mouth and all the waters of the State which are fresh waters;

"**Lakes Albert and Alexandrina**" means all of the waters of Lake Alexandrina and Lake Albert situated downstream of the punt which services the main road joining the township of Wellington to the township of Wellington East, and separated from the Coorong by land and by the barrages known as Goolwa, Boundary Creek, Ewe Island and Tauwitchere Barrages, and includes those waters of the Finnis River and Currency Creek situated upstream from Lake Alexandrina to the first road bridge by which they are crossed;

"**large mesh monofilament net**" means a monofilament mesh net that—

(a) has a mesh that exceeds 115 millimetres;

and

(b) consists of line with a minimum breaking strain of not less than 7 kilograms;

"**large mesh multifilament hauling net**" means a multifilament hauling net that—

(a) has a mesh that exceeds 95 millimetres;

and

(b) consists of line with a minimum ply of not less than 21;

"**large mesh net**" means a mesh net or gill net with a mesh size of not less than 15 centimetres;

"**long line**" means a length of line to which is attached one or more traces or hooks and which is anchored and buoyed at one or both ends;

"**mesh net**" means a net designed and constructed to enmesh fish;

"**Murray cod**" means Murray cod (*Maccullochella peelii*);

"**Murray Mouth**" means those waters within 500 metres from any point on the geodesic from a point at high water mark on the most south-easterly corner from the seaward side of Younghusband Peninsula to a point at high water mark on the most south-westerly corner from the seaward side of Sir Richard Peninsula;

"**mussel dredge**" means a device designed and constructed to be held in the hand so as to facilitate the taking of fish by scraping the bed of any waters and being no more than one metre wide and having attached to it a net being no more than one metre deep;

"**on the same day**" means during the period commencing at midnight and ending at the midnight next following;

"**overall length**", in relation to a boat, means the horizontal distance between—

(a) a perpendicular dropped from the extremity of the bow of the boat, or, if a fixture or structure attached to the bow projects beyond the bow, from the extremity of that fixture or structure;

and

(b) a perpendicular dropped from the extremity of the stern of the boat, or, if a fixture or structure attached to the stern projects beyond the stern, from the extremity of that fixture or structure;

"**permitted device**" means a mesh net, a hand net (including a dab net, dip net or shrimp net), hand fish spear, spear gun, bow and arrow other than a crossbow, set line, drum net, shrimp trap, mussel dredge, rock lobster pot, rock lobster snare, yabbie pot, drop net, hoop net, bait pump, bait fork, bait spade, razor fish tongs, crab rake, crab net, scallop dredge, cockle net and cockle rake squid jig;

"**power hauling method of fishing**" means a fishing activity involving the use of a fish net where—

(a) the net is hauled through the water by means other than by hand;

(b) not more than one boat is used to haul the net;

and

(c) one end of the net is anchored so as to secure that end to the sea bed while—

(i) the net is shot out;

or

(ii) one end of the net is being hauled back to the other end;

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"**prawn**" means western king prawn (*Penaeus latisulcatus*);

"**purse seine net**" means a long winged hauling net with a bunt and a pursing line attached by rings to the bottom mesh or foot rope;

"**prawn trawl net**" means a trawl net designed and constructed for the taking of western king prawn (*Penaeus latisulcatus*);

"**ring net**" means a mesh net with floats on the head line and leads on the bottom line being a net designed and constructed to encircle a school of fish;

"**River Murray proper**" means all the waters of the River Murray and its anabranches, tributaries, lagoons and lakes situated upstream of the punt which services the main road joining the township of Wellington to the township of Wellington East;

"**rock lobster**" means southern rock lobster (*Jasus edwardsii*);

"**rock lobster pot**" means a fish trap designed and constructed for the purpose of taking rock lobster;

"**rock lobster snare**" means a device that—

(a) consists of a noose attached to a length of tubing;

and

(b) is designed and constructed for the taking of rock lobster;

"**rod and line**" means a rod to which is attached a fishing line having not more than three fishing hooks attached thereto (for the purpose of this definition not more than five hooks joined by threading the point of one through the eye of another or by fastening their shanks to each other shall be deemed to be one hook);

"**scallop dredge**" means a device consisting of mesh supported by framework that is designed and constructed to be pulled behind a boat so as to facilitate the taking of fish by scraping the bed of any waters;

"**set line**" includes any device using hooks and known as a cross line, springer, side line, long line or buoyed line;

"**set net**" means any static mesh net;

"**set-net method of fishing**" means a fishing activity involving the use of a fish net:

(i) of up to 600 metres in length;

(ii) having a mesh of at least 5 centimetres and less than 15 centimetres;

and in which the fish net is run out into the water and set, the ends of the fish net not meeting or being joined;

"**shrimp trap**" means a fish trap designed and constructed for the purpose of taking shrimps (Suborder Natantia);

"**small mesh monofilament net**" means a monofilament mesh net that—

- (a) has a mesh that exceeds 50 millimetres but does not exceed 64 millimetres;
- and
- (b) consists of line with a minimum breaking strain of not less than 5.5 kilograms;

"**small mesh multifilament hauling net**" means a multifilament hauling net that—

- (a) has a mesh that exceeds 50 millimetres but does not exceed 64 millimetres;
- and
- (b) consists of line with a minimum ply of not less than 15;

"**spear gun**" means a device for spearing fish consisting of a spear and an apparatus for discharging the spear by means of explosive, spring or elastic material or other mechanical means;

"**swinger net**" means a non-static gill net with a rope attached which rope is anchored to the shore so as to enable the net to drift with the aid of offshore and longshore currents;

"**trawl net**" includes a lampara net, Danish seine net, beam trawl net or otter trawl net and any net towed by a boat;

"**trot line**" means a combination of—

- (a) buoyed lines anchored or weighted;
- (b) a line or lines connecting the buoyed lines and supported under the surface of the waters by a line of floats;
- and
- (c) a line or lines attached to the connecting line and weighted to which are attached hooks or snoods with hooks;

"**waters of the State**" means all the waters to which the Act applies;

"**yabbie pot**" means a fish trap designed and constructed for the purpose of taking yabbie (*Cherax destructor*).

(2) Where in these regulations a fishing activity is defined or described a reference in such definition or description to the taking of fish or to the taking of a particular species of fish is to be construed so as to include any act that is preparatory to or involved in the taking of such fish or such species of fish whether or not any such fish or any such species of fish have been taken.

(3) Where the expression "**licensed person**" is used in these regulations in the definition of a fishing activity such expression shall be construed to mean a person who is for the purpose of trade or business engaged in a fishing activity of a class which constitutes the fishery in respect of which he holds a licence and a person who is acting as the agent of a holder of such a licence.

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(4) Where the expression "**unlicensed person**" is used in these regulations in the definition of a fishing activity such expression shall be construed to mean any person who is not a licensed person as that expression is to be construed according to subregulation (3) of this regulation.

(5) In these regulations a reference to "using" or to "the use of a device" by a person engaged in a fishing activity shall include a reference to using such device:

- (a) to take fish; and
- (b) in or as part of any act preparatory to, or involved in, the taking of fish.

(6) In these regulations a reference to a person "carrying a device" shall include a reference to:

- (a) having the device on or about his person; or
- (b) having the device so near to his person that he is able to exercise physical control over the device.

(7) In these regulations:

- (a) "**length**", in relation to a net, shall mean the length of that part of the cork line, buoyant line or other line on which the net is slung;
- (b) "**depth**" in relation to a net, shall mean the distance from the cork line, buoyant line or other line on which the net is slung to the lead line or to the bottom of the net if there is no lead line such distance to be measured when the cork line, buoyant line or other line on which the net is slung is taut and the lead line or the bottom of the net, if there is no lead line, is hanging free and out of water;
- (c) the mesh of a net shall be the distance from one corner of the mesh to the corner of the mesh diagonally opposite provided that the corners are extended so that as near as is practicable there is no space between adjacent threads of mesh.

(8) For the purposes of these regulations the distance between one corner of the mesh of a net and the corner of the same mesh diagonally opposite to that corner shall mean the distance measured by the following method:

- (a) that part of the net containing the mesh to be measured shall be soaked in water for at least five minutes;
- (b) immediately after soaking a weight of 1.5 kilograms must be attached or slung to one corner of the mesh to be measured such corner being hereinafter referred to as the "weighted corner";
- (c) while the weight is attached to or slung on the weighted corner the distance between the weighted corner and the corner of the same mesh diagonally opposite to the weighted corner shall be measured the measurement being taken from the inside of each corner.

(9) For the purposes of these regulations the mesh of a net shall be deemed to be the amount ascertained by measuring ten meshes by the method referred to in subregulation (8) of this regulation and by dividing the sum by 10.

(10) For the purposes of these regulations, a device is attended only where it is at all times actually being attended by the person in whose name it is registered under these regulations and that person is at all times—

- (a) while the device is in the waters of Lake George—no more than 50 metres from the high water mark of the Lake;
- (b) while the device is in any other waters of the State—no more than 50 metres from any part of the device.

Note: For definition of divisional penalties (and divisional expiation fees) see Appendix 2.

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**PART 2
FISHING ACTIVITIES OF A PRESCRIBED CLASS**

5. Pursuant to section 41 of the Act each class of fishing activity described in Schedule 1 is a fishing activity of a prescribed class.

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**PART 3
PROTECTED FISH**

6. Pursuant to section 42 of the Act, the following classes of fish are declared to be protected:

- (a) fish of the genus *Ambassis*, *Mogurnda* or *Nannoperca*;
- (b) female fish of the following species if carrying external eggs:

- Blue crab (*Portunus pelagicus*)
- Giant crab (*Pseudocarcinus gigas*)
- Rock lobster (*Jasus edwardsii*)
- Yabbie (*Cherax destructor*);

- (c) fish of the following species:

- Freshwater catfish (*Tandanus tandanus*)
- Leafy sea dragon (*Phycodurus eques eques*)
- Murray River crayfish (*Euastacus armatus*)
- River blackfish (*Gadopsis marmoratus*)
- Silver perch (*Bidyanus bidyanus*)
- Trout cod (*Maccullochella macquariensis*)
- White pointer shark (*Carcharodon carcharias*).

7. (1) Pursuant to section 42 of the Act blue groper (*Achoerodus gouldii*) is a class of fish declared to be protected.

- (2) This regulation shall apply only in the following waters:

All of those waters of the ocean north of the geodesic: Commencing at high water mark on the shore at Newland Head, position latitude 35° 39' 00" south, and longitude 138° 31' 00" east, then in a direction of 238°T, to high water mark on the shore at Cape Willoughby in position latitude 35° 51' 10" south, and longitude 138° 07' 40" east, then from high water mark on the shore in position latitude 35° 53' 10" south and longitude 136° 32' 00" east, (West Coast of Kangaroo Island adjacent to West Bay), in a direction of 321°T to high water mark on the shore at Cape Carnot, position latitude 34° 56' 45" south, and longitude 135° 37' 30" east.

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**PART 3A
SALE, PURCHASE OR POSSESSION OF FISH**

7A. For the purposes of section 44(2) of the Act, undersize fish, as defined in regulation 21, are fish of a prescribed class.

7AB. For the purposes of section 44(2aa) of the Act, 25 abalone is the prescribed quantity.

7B. For the purposes of section 44(4) of the Act—

(a) fish of a class set out in column 1 of schedule 9 are fish of a prescribed class;

and

(b) the quantity set out in column 2 of that schedule alongside a class of fish is the prescribed quantity of fish of that class.

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**PART 4
DEVICES**

8. (1) This regulation applies to the following kinds of devices:

- (a) a mesh net;
- (b) a rock lobster pot,

* * * * *

to be used by a person (including the holder of a fishery licence) for purposes other than trade or business.

(2) Any person wishing to register a device to which this regulation applies must:

- (a) complete and sign a form of application in the form of a form approved by the Director;
- (b) submit the form duly completed and signed to the Director;
- (c) pay the fee, if any, specified in Schedule 5.

(3) Before registering the device the Director may require the applicant to produce the device for examination by a fisheries officer.

(4) The Director shall refuse to register a device if it is not produced for examination pursuant to a requirement made under subregulation (3) of this regulation.

(4a) The Director shall refuse to register a device if the applicant could not on registration of the device lawfully use it for the purpose of taking fish in the waters of the State.

(5) A person shall not be permitted to register, pursuant to this regulation, a number of devices in excess of the greatest number of devices that he may lawfully use, at any one time, in the waters of the State.

(6) If the Director is satisfied that—

- (a) an application to register a device has been made in accordance with this regulation; and
- (b) the device complies with these regulations,

the Director may register the device—

- (c) in the case of a rock lobster pot—for a period not exceeding 12 months; or
- (d) in any other case—for a period not exceeding three years.

(7) The Director must, on registering a device, allot a registered number to the device.

8A. (1) A person using a registered device for purposes other than trade or business shall upon demand by a fisheries officer produce for inspection by a fisheries officer the relevant certificate of registration within 48 hours of such demand.

(2) Any person who contravenes or fails to comply with this regulation shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

9. (1) This regulation applies to any device, other than a rod and line or hand line, to be used by the holder of a fishery licence pursuant to the licence (being a device that may be lawfully used for that purpose).

(2) The holder of a fishery licence wishing to register a device to which this regulation applies must:

- (a) complete and sign a form of application in the form of a form approved by the Director;
- (b) submit the form duly completed and signed to the Director; and
- (c) pay the fee, if any, specified in Schedule 5.

(3) Before registering the device the Director may require the applicant to produce the device for examination by a fisheries officer.

(4) The Director must refuse to register a device if it is not produced for examination pursuant to a requirement made under subregulation (3).

(5) Where the Director is satisfied that—

- (a) registration of a device would not be inconsistent with the objectives set out in section 20 of the Act;
 - (b) the application is in accordance with this regulation;
- and
- (c) the device complies with these regulations,

the Director may register the device for a period not exceeding one year.

(6) The Director may refuse to register a device notwithstanding that the effect of the refusal is to prevent the holder of a fishery licence from the taking of one or more species of fish that could otherwise lawfully be taken pursuant to the licence.

(7) If the Director registers a device, the Director must allot a registered number to the device.

10. A buoy complies with these regulations if—

- (a) it is constructed of material that is durable in water;
- (b) it displays the marks required by these regulations in letters and figures of not less than seven centimetres in height;

and

- (c) —
 - (i) in the case of a buoy attached to a yabbie pot, shrimp trap, hoop net, drop net or drum net used by any person to take fish in the River Murray proper, Lakes Albert and Alexandrina or the Coorong—it has a volume of not less than two litres;
 - (ii) in any other case—it has a volume of not less than four litres.

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11. In order to comply with these regulations a tag must:

- (a) be made of material which is durable and non-corrodible in water;
- (b) be not less than:
 - (i) 10 centimetres in length; and
 - (ii) 5 centimetres in width;
- (c) clearly display the marks required by these regulations in letters and figures of not less than 2 centimetres in height.

12. (1) A person shall not carry a hand fish spear, spear gun or device that operates by means of an explosive cartridge in the areas specified in Schedule 3.

Penalty: \$2 000.

(2) It is a defence to a charge of an offence against this regulation to prove that the defendant was carrying the spear, spear gun or device only for the purpose of transporting it across the area.

13. (1) Subject to subregulation (2), a person shall not, while using a scuba, hookah or other apparatus for breathing underwater, carry a hand fish spear, spear gun or device that operates by means of an explosive cartridge.

Penalty: \$2 000.

(2) A person may, while using a scuba, hookah or other apparatus for breathing under water, carry a device that operates by means of an explosive cartridge if—

- (a) the device is not attached to a hand fish spear or spear gun;
 - (b) the device is carried only for protection;
- and
- (c) any fish injured or killed is left in the water.

(3) Subregulation (2) does not permit the carrying of a device in an aquatic reserve or an area specified in Schedule 3.

14. A person must not carry a device within 150 metres of each side of each lock and weir of the River Murray proper.

Penalty: \$2 000.

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**PART 5
PROTECTION OF AQUATIC HABITAT**

16. (1) A person may discharge, release or deposit in the waters of the State any substance (whether solid, liquid or gaseous) provided that:

(a) the substance so discharged, released or deposited does not consist of or include any substance to which this regulation applies;

and

(b) he is not prohibited from discharging, releasing or depositing the substance so discharged, released or deposited by any other Act or the general law of the State.

(2) This regulation applies to the following substances:

ABS and LAS detergents,

Acrolein,

Aldehydes,

Aluminium compounds excluding aluminium oxide,

Aldrin,

Ammonia and ammonium salts except ammonium thiocyanate,

Antimony compounds,

Azinphos-ethyl,

Azinphos-methyl,

Barium salts,

Benzene Hexachloride,

BHC: Lindane,

Bromoxynil,

Cadmium salts,

Captan,

Chlorine,

Chlordane,

Chlorobenzene,

Chromium salts and chromates,

Cobalt compounds,

Copper compounds,
Creosote,
Cresols,
Cyanates,
Cyanides, Ferro and Ferri-cyanides,
DDT:TDE,
Derris: rotenone,
Dichlorobenzenes,
O-dichlorobenzene,
Dieldrin,
Dyes or colouring matter,
Endosulfan,
Endrin,
Ethyl Baytex,
Fenthion,
Ferric and ferrous salts,
Folpet,
Fibrous matter,
Fluorides,
Grease and fat,
Heptachlor,
Lead salts,
Mercaptans,
Mercury salts and organic mercury compounds,
Methoxychlor,
Methylated naphthalene,
Methyl-parathion,
Mevinphos,

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- Napthalene,
- Nickel salts,
- Paint and other tacky materials,
- Parathion,
- Pentachlorophenol,
- Petroleum oils (including sump oils),
- Phenols,
- Phosdrin,
- Pyrethrins,
- Rubber latex, plastics latex,
- Selenium compounds,
- Sodium pentachlorophenate,
- Sulphides,
- Tar,
- Thiosulphate,
- Zinc compounds,

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16A. The species of fish specified in schedule 8 are prescribed for the purposes of section 48G of the Act.

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**PART 6
DISTINGUISHING MARKS ON BOATS**

17. (1) Where the Director has registered a boat he shall allot to it a distinguishing mark.

(2) A distinguishing mark shall consist of one or more numbers or letters or a combination of numbers and letters.

18. (1) In order to comply with these regulations the distinguishing marks on a registered boat must:

- (a) be painted or otherwise marked on each side of the registered boat;
- (b) be painted or otherwise marked in legible figures;
- (c) contain figures each of which:
 - (i) must be not less than 15 centimetres high;
 - (ii) must be not less than 10 centimetres wide;
 - (iii) contain no line which is less than 3 centimetres broad;
- (d) be clearly visible above the water line; and
- (e) be painted in black paint or otherwise marked in black if painted on a light coloured background; or
- (f) be painted in white paint or otherwise marked in white if painted or marked on a dark coloured background.

(2) The holder of a fishery licence shall not use a registered boat for the purposes of engaging in a fishing activity of a class which constitutes the fishery in respect of which he holds a licence unless the registered boat bears distinguishing marks which comply with these regulations.

(3) Any person who contravenes or fails to comply with these regulations shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

19. (1) Where a boat which had been a registered boat ceases to be a registered boat the owner shall, forthwith upon the boat ceasing to be a registered boat, remove or cause to be removed any distinguishing mark that had been painted or otherwise marked on the boat.

(2) Any person who contravenes or fails to comply with this regulation shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

20. (1) A dinghy used as a tender to a registered boat must bear the same distinguishing marks as the registered boat to which it is used as a tender with the addition of the letter "T" forming part of the distinguishing marks as a prefix to them.

* * * * *

(3) No person shall use a dinghy as a tender to a registered boat unless it bears the distinguishing marks as required by this regulation.

(Reprint No. 11)

PART 6

2

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(4) Any person who contravenes or fails to comply with this regulation shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

PART 7
UNDERSIZE FISH

21. For the purposes of clause 62 of schedule 1, "**undersize fish**" means fish that are undersize as determined in accordance with this Part but does not include—

(a) flounder (Family Pleuronectidae) (Family Bothidae) taken by an unlicensed person;

or

(b) fish taken by a registered person under the *Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984* from a fish farming operation in respect of which the person is registered.

22. (1) Fish of each of the classes or species of fish specified in column 1 of Schedule 6 shall be undersize if that fish is less than the length shown in column 2 of that schedule immediately alongside of the class or species so specified.

(2) The length of any fish of any of the classes or species of fish specified in column 1 of Schedule 6 shall be the distance from the foremost part of the head to the end of the tail.

23. (1) Abalone (*Haliotis* spp.) of all species (except blacklip (*Haliotis rubra*) and greenlip *Haliotis laevigata*) shall be undersize if:

(a) it is less than 13 centimetres in length; or

(b) the meat, having been removed from the shell, weighs less than 113 grams.

(2) Abalone, greenlip (*Haliotis laevigata*), shall be undersize:

(a) if taken in all waters of the State except the western zone:

(i) it is less than 13 centimetres in length; or

(ii) the meat, having been removed from the shell, weighs less than 113 grams;

or

(b) if taken in the waters of the western zone:

(i) it is less than 14.5 centimetres in length; or

(ii) the meat, having been removed from the shell, weighs less than 140 grams.

(2a) Abalone, blacklip (*Haliotis rubra*) shall be undersize:

(a) if taken in all waters of the State except the southern zone:

(i) it is less than 13 centimetres in length; or

(ii) the meat, having been removed from the shell, weighs less than 113 grams; or

(b) if taken in the waters of the southern zone:

(i) it is less than 12.5 centimetres in length; or

- (ii) the meat, having been removed from the shell, weighs less than 106 grams.

(3) Notwithstanding subregulations (1), (2) and (2a) of this regulation abalone (*Haliotis* spp.) of all species shall not be regarded as being undersize if the meat when removed is below the minimum weight referred to in those subregulations provided that:

- (a) the abalone is brought ashore and before shucking is delivered to a registered fish processor at premises at which that fish processor is registered to carry on business as a fish processor by virtue of the Act; and

- (b) the length of the abalone is not below that required by this regulation.

(4) For the purposes of this regulation:

- (a) the length shall be measured at its greatest dimension as shown by diagram 1 set out in Schedule 7;

- (b) the "**meat**" shall mean all the muscular foot from which the viscera have been detached by the usual shucking procedure;

- (c) the western zone means all coastal waters west of the meridian of longitude 136° 30' 00" east;

- (d) the "**southern zone**" means all coastal waters east of the meridian of longitude 139° east such waters not including the waters of the Coorong or any other waters above the Murray Mouth.

(5) This regulation shall apply to abalone taken by a licensed person only.

23A. (1) Abalone (*Haliotis* spp.) of all species (except greenlip (*Haliotis laevis*)) shall be undersize:

- (a) if it is less than 13 centimetres in length;

or

- (b) if the meat, having been removed from the shell, weighs less than 113 grams.

(2) Abalone, greenlip (*Haliotis laevis*) shall be undersize:

- (a) if taken in the waters of the State other than the waters of the western zone:

- (i) it is less than 13 centimetres in length; or

- (ii) the meat, having been removed from the shell, weighs less than 113 grams;

or

- (b) if taken in the waters of the western zone:

- (i) it is less than 14.5 centimetres in length; or

- (ii) the meat, having been removed from the shell, weighs less than 140 grams.

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(3) For the purposes of this regulation:

- (a) the length shall be measured at its greatest width as shown by diagram 1 set out in Schedule 7;
- (b) the "meat" shall mean all the muscular foot from which the viscera have been detached by the usual shucking method;
- (c) the "western zone" means all coastal waters west of the meridian of longitude 136° 30' 00" east.

(4) This regulation shall apply to abalone taken by an unlicensed person only.

24. (1) A cockle (*Katylsia* spp.) is undersize, if when measured at its greatest dimension as shown in diagram 2 of schedule 7—

- (a) in the case of cockle taken from the waters of the Coffin Bay complex south of a line drawn due east from Point Longnose to the mainland along the parallel of latitude 34° 31.4'S—the cockle is less than 3.8 centimetres;
- (b) in any other case—the cockle is less than 3 centimetres.

(2) A Goolwa cockle (*Donax deltoides*) is undersize if, when measured at its greatest dimension as shown in diagram 2 of schedule 7, it is less than 3.5 centimetres.

24A. A scallop (Family PECTINIDAE) is undersize if, when measured at its greatest dimension as shown in diagram 7 of schedule 7, it is less than 6.5 centimetres.

25. (1) Blue crab (*Portunus pelagicus*) shall be undersize if its length as shown in diagram 3 of Schedule 7 is less than 11 centimetres when measured from side to side at the base of the spines.

(2) A sand crab (*Ovalipes australiensis*) is undersize if its length as shown in diagram 3A of schedule 7 is less than 10 centimetres when measured from side to side at the widest point of its carapace.

(3) A giant crab (*Pseudocarcinus gigas*) is undersize if its length, as shown in diagram 3B of schedule 7, is less than 15 centimetres when measured from the top to the bottom of its carapace.

26. Garfish (*Hyporhamphus melanochir*) shall be undersize if its length as shown in diagram 4 of Schedule 7 is less than 21 centimetres from the foremost part of the upper jaw to the end of the tail fin.

27. (1) A rock lobster is undersize if it is—

- (a) in the case of a rock lobster taken from the waters of the Northern Zone Rock Lobster Fishery—less than 10.2 centimetres in length as shown in diagram 5A of schedule 7;
- (b) in any other case—less than 9.85 centimetres in length as shown in diagram 5B of schedule 7.

(2) In subregulation (1)—

"**length**", in relation to rock lobster, means the length of the carapace measured in a direct medial line from the most forward part of the median suture marked on the frontal tubercle which is situated between the epimeral plates below and in front of the rostrum to the centre of the posterior edge of the carapace (but not including any hairs on the carapace).

28. (1) Gummy shark (*Mustelus antarcticus*) shall be undersize if it is less than 45 centimetres in length.

(2) School shark (*Galeorhinus australis*) shall be undersize if it is less than 40 centimetres in length.

(3) For the purposes of this regulation the length of a shark shall be the partial length of the shark from the fifth gill slit to the base of the tail, measured in a straight line from the middle of the posterior edge of the gill slit nearest the tail to the ventral insertion of the caudal fin, as shown in diagram 6 of Schedule 7.

29. (1) A mulloway taken in Coorong (area 1) or Coorong (area 2) is undersize if it is less than 46 centimetres in length.

(2) A mulloway taken in the waters of the State other than Coorong (area 1) or Coorong (area 2) is undersize if it is less than 75 centimetres in length.

(3) In this regulation—

"**length**" in relation to mulloway, means the distance from the foremost part of the head to the end of the tail;

"**mulloway**" means Mulloway (*Argyrosomus hololepidotus*).

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**PART 8
MUTILATED FISH**

30. (1) Where fish of any of the classes or species referred to in Part 7 of these regulations, other than the species of sharks referred to in that Part, are taken in the course of fishing from a boat a person shall not mutilate those fish before they are brought ashore or landed on a jetty or other landing place.

(2) In this regulation "**mutilate**" means to divide, cut up, mangle or dismember in any way except by scaling and gutting.

(3) It shall be presumed in the absence of proof to the contrary that any mutilated fish on a boat shall have been mutilated by the person in charge of that boat unless that person proves that some other person mutilated them and that he made reasonable efforts to prevent the mutilation.

(4) This regulation shall not apply to the following classes of fish:

- (a) fish which are on a boat and which within 24 hours of mutilation are to be consumed as food on that boat by persons who are on that boat;
- (b) fish which are on a boat and which within 24 hours of mutilation are to be used as bait in the course of a fishing activity in which persons on that boat intend, and are lawfully entitled, to engage in.

(5) Any person who contravenes or fails to comply with this regulation shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

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**PART 9
PROVISIONS RELATING TO ABALONE FISHING**

31. (1) In this Part:

"**abalone**" means abalone of all species (*Halides* spp.);

"**licensed person**" has the meaning ascribed to it by regulation 4(3) of these regulations;

"**unlicensed person**" has the meaning ascribed to it by regulation 4(4) of these regulations.

(1a) A person must not remove from the shell abalone taken pursuant to a licence granted in respect of the Central Zone Abalone Fishery or the Southern Zone Abalone Fishery unless the abalone is removed on land at the premises of a registered fish processor in the course of the business of the fish processor.

(2) Any unlicensed person who takes abalone in the waters of the State shall bring such abalone to a position above high water mark before such abalone is removed from its shell.

(3) Any person who takes abalone in the waters of the State shall have attached to his person an effective and accurate measuring device suitable for measuring abalone.

(4) Any person who takes abalone in the waters of the State shall measure each abalone by using a device of a kind referred to in subregulation (3) of this regulation immediately after detaching the abalone from the rock or other place to which it was attached and shall immediately, with care, replace on such rock or other place to which the abalone had been attached any abalone which is undersize.

(5) Any person who contravenes or fails to comply with this regulation shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

32. (1) Subject to subregulation (2) of this regulation no person shall have in his possession, control or custody abalone which has been removed from its shell.

(2) A person shall not be guilty of an offence against subregulation (1) of this regulation by reason of his having in his possession, control or custody abalone which has been removed from its shell provided that:

- (a) being an unlicensed person, he has complied with regulation 31(2) of these regulations;
- (b) he is acting during the course of his work or employment at the premises of a registered fish processor that are situated on land;
- (c) the abalone has previously been delivered to and processed at the premises of a registered fish processor that are situated on land; or
- (d) the abalone was taken pursuant to a licence granted in respect of the Western Zone Abalone Fishery.

(3) Any person who contravenes or fails to comply with this regulation shall be guilty of an offence and liable to a penalty not exceeding \$2 000.

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**PART 10
FACILITATION OF PROOF**

33. In proceedings for an offence against these regulations or any other regulations made under the Act if it is proved that a person apparently over the age of 15 years was on board a registered boat on a particular day while such registered boat was being used for the purpose of engaging in a fishing activity of a class which constitutes a fishery, it shall be presumed in the absence of proof to the contrary that such person was on that day engaged in the fishing activity for which purpose the registered boat was being used.

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**PART 11
MISCELLANEOUS**

34. Pursuant to section 28(10)(b) of the Act notice of seizure of a device shall be given by inserting a notice in the *Government Gazette* within 28 days of the seizure of the device and such notice must contain:

- (a) a description of the device;
- (b) the place where, and the date upon which it was seized; and
- (c) the place where it may be inspected for a period of one month following the date of the notice.

35. Pursuant to section 71 of the Act notice of an address for service must be given to the Director:

- (a) by a person applying for a fishery licence, in his form of application;
- (b) by a person applying to renew his fishery licence, in his form of application to renew his licence;
- (c) by a person who has given notice in accordance with paragraphs (a) or (b) of this subregulation but who wishes to change the address given, by notice in writing left at or sent by prepaid post to the office of the Director.

35A. A person shall not store or confine any fish in a corf unless—

- (a) there is attached to it a red buoy that is marked with the letter "C" and to which there is attached a tag bearing the name and address of the owner of the corf;

or

- (b) where the owner of the corf is the holder of a fishery licence, there is attached to it a buoy marked with the letter "C" and the licence number.

Penalty: \$2 000.

35AB. A person must not store or confine a rock lobster in a corf unless he or she is the holder of a licence in respect of the Northern Zone Rock Lobster Fishery or the Southern Zone Rock Lobster Fishery.

Penalty: \$2 000.

35B. (1) A holder of a licence in respect of the Northern Zone Rock Lobster Fishery or the Southern Zone Rock Lobster Fishery shall not deposit in the waters of the State that lie within those fishery zones more than 2 buoys that are not attached to a device.

Penalty: \$2 000.

(2) A buoy deposited by the holder of such a licence without being attached to a device must be marked with the letter "M" and the licence number.

Penalty: \$2 000.

35C. (1) A person must not use blood, bone, meat, offal or skin of an animal as berley (otherwise than in a rock lobster pot or other fish trap) within two nautical miles of—

(a) the mainland of the State;

or

(b) any island or reef that forms part of the State and is exposed at low water mark.

Penalty: \$2 000.

(2) A person must not deposit or use in marine waters of the State the body, or part of the body, of a mammal.

Penalty: \$2 000.

35D. (1) A person who—

(a) for the purpose of trade or business engages in a fishing activity of a class that constitutes the Lakes and Coorong Fishery;

and

(b) for the purposes of engaging in that activity places a net in the waters of the Fishery,

must, on removing the net from those waters, immediately remove from those waters any buoy, anchor or other device or thing to which the net was attached.

Penalty: Division 7 fine.

(2) For the purposes of subregulation (1), where—

(a) a net is removed from the waters of the Lakes and Coorong Fishery for the purpose of carrying out an action that is part of a fishing activity of a class that constitutes the Fishery;

and

(b) the net is returned to those waters immediately after the action is carried out,

the net will not be taken to have been removed from the waters.

35E. (1) A person who takes a rock lobster in the waters of the State must, before the rock lobster is brought ashore or landed, clip its middle tail fan in half horizontally (across the tail) and remove it (*see schedule 4*).

Penalty: \$2 000.

(2) Subregulation (1) does not apply in relation to rock lobster taken pursuant to a licence in respect of the Northern Zone Rock Lobster Fishery or the Southern Zone Rock Lobster Fishery.

36. (1) A person who is—

(a) the holder of a fishery licence;

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(b) a registered fish processor;

or

(c) otherwise involved in a business that involves, the handling, storage, movement or dealing with fish,

must not transport, consign for or have on sale, in a receptacle any fish unless there is legibly marked on the outside of the receptacle or on a label attached to the outside of the receptacle—

(d) the person's full name or initials and surname;

(e) the person's address;

and

(f) if the person—

(i) is the holder of a fishery licence—the person's licence number;

or

(ii) is a registered person under the *Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984*—the name of the fish farming operation in respect of which the person is registered and any identifying number allocated by the Director.

Penalty: Division 7 fine.

(2) For the purposes of subregulation (1), "**receptacle**" includes any container, box or other package.

36A. For the purposes of section 32(3)(b)(ii) of the Act, the South Australian Fishing Industry Council is a prescribed fishing industry body.

37. (1) Pursuant to section 34(3) of the Act the class of boats set out in subregulation (2) of this regulation is a prescribed class of boats for the purposes of that section.

(2) A registered boat in the charge of the agent of the holder of a fishery licence the registration of which is endorsed on that licence and which is being used to manipulate a net with another registered boat where that other registered boat:

(a) is registered by endorsement on the same fishery licence; and

(b) is in the charge of a registered master who, pursuant to the same fishery licence, is engaged in a fishing activity of a class that constitutes a fishery.

38. Schedule 10 fixes expiation fees for alleged offences against section 41 of the Act and the regulations made under the Act.

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SCHEDULE 1

Fishing activities of a prescribed class for the purposes of s. 41 of the Act

1. The taking of fish in the waters of the State by any person for purposes other than trade or business by using a device other than—

- (a) a permitted device;
 - (b) a rod and line;
- or
- (c) a hand line.

1AA. The taking of fish by any person in the waters of the State by using wire trace of 2mm or greater gauge in conjunction with fishing hooks size 12/0 or greater.

1A. The taking of fish in the waters of the State for purposes other than trade or business by using a mesh net other than a mesh net registered pursuant to regulation 8 in the name of a person who—

- (a) has registered a mesh net pursuant to that regulation prior to 30 January, 1986;
- and
- (b) has registered or applied for the registration of a mesh net pursuant to that regulation within 12 months after the expiration of the term of each such registration granted to that person whether before or after that date.

* * * * *

2. The taking of fish in coastal waters by an unlicensed person, otherwise than the taking of fish (other than rock lobster) in coastal waters by an unlicensed person by using a number of hoop nets such number being no less than 4 and no more than 10, if at the same time he is using no other device:

- (a) by using, at any one time, more than the permitted number of any kind of device referred to in column 1 of Table 1 the permitted number in respect of each device being the number appearing immediately alongside of each device in column 2 of Table 1; or
- (b) by using, at any one time, a combination of the different kinds of devices referred to in column 1 of Table 1 where such combination consists of or includes:
 - (i) more than two kinds of the different kinds of devices referred to in Part A of Table 1; or
 - (ii) more than one kind of the different kinds of devices referred to in Part B of Table 1.

TABLE 1
Part A

Column 1	Column 2
hand net	1
spear gun	2
mussel dredge	1

Part B

Column 1	Column 2
rock lobster pot	2
hoop net	3
drop net	3

3. The taking of fish in coastal waters by an unlicensed person by using a fish net.

4. The taking of fish in coastal waters by a licensed person by using a hauling net—

- (a) from 0001 hours on 23 December in any year to 2400 hours on 1 January in the following year; or
- (b) from 0001 hours on the Thursday preceding Easter Sunday in any year to 2400 hours on the following Monday; or
- (c) from 0001 hours on a Thursday in any year to 2400 hours on the following Sunday where the Friday in that period is a public holiday; or
- (d) from 0001 hours on a Friday in any year to 2400 hours on the following Monday where that Monday is a public holiday.

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8. The taking of fish in coastal waters by an unlicensed person by using a long line.

9. The taking of fish in the waters of the State by a licensed person by using a long line without attending the line.

9A. The taking of fish by an unlicensed person in the waters of the River Murray, Lake Alexandrina, Lake Albert or the Coorong by using a set line.

10. The taking of fish by an unlicensed person in the River Murray proper by using—

- (a) a drum net;
 - (b) a fish net;
- or
- (c) at any one time—
 - (i) more hand nets than 1;
 - (ii) more shrimp traps than 1;
 - (iii) more yabbie pots than 3;
 - (iv) more drop nets than 3;
 - (v) more hoop nets than 10;
 - (vi) more than 1 kind of the kinds of devices referred to in subparagraphs (iii) and (iv);
- or
- (vii) more than 3 hoop nets and 2 different kinds of the kinds of devices referred to in subparagraphs (i) and (ii).

10A. The taking of fish by any person in the waters of the State by use of a bow and arrow, except for the taking of carp (family CYPRINIDAE) in the following circumstances:

- (a) in the waters of the River Murray other than the main stream;

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(b) during daylight hours;

and

(c) by use of a bow and arrow (not being a crossbow) where the person keeps, while using the bow and arrow, a distance of at least 50 metres from all other persons not directly involved in that fishing activity.

* * * * *

12. The taking of fish by an unlicensed person in Coorong (area 1) by using a fish net between midnight on 24 December in any year and sunset on 7 January in the following year.

13. The taking of fish by an unlicensed person—

(a) in Coorong (area 1) during 1 April to 31 October (both inclusive);

or

(b) in Coorong (area 2),

by using—

(c) a mesh net—

(i) the length of which exceeds 75 metres;

or

(ii) the mesh of which does not exceed 50 millimetres or exceeds 64 millimetres;

(d) a mesh net—

(i) otherwise than by setting it so that it floats with no part of the net more than 1 metre below the surface of the water;

or

(ii) without attending the net;

(e) by using at any one time—

(i) more mesh nets than 1;

(ii) more hand nets than 1;

(iii) more hoop nets than 10;

(iv) more than 3 hoop nets and 1 mesh net;

or

(v) more than 3 hoop nets and 1 hand net.

* * * * *

14. The taking of fish by an unlicensed person in Coorong (area 1) during 1 November to 31 March (both inclusive) by using—

(a) a fish net;

or

(b) at any one time—

- (i) more hand nets than 1;
- (ii) more hoop nets than 10;

or

- (iii) more than 3 hoop nets and 1 hand net.

14A. The taking of fish by an unlicensed person in Lakes Albert and Alexandrina by using—

(a) a drum net;

(b) a mesh net—

- (i) the length of which exceeds 75 metres; or
- (ii) the mesh of which does not exceed 110 millimetres or exceeds 150 millimetres;

(c) a mesh net—

- (i) otherwise than by setting it so that it floats with no part of the net more than 2 metres below the surface of the water;

or

- (ii) without attending the net;

(d) at any one time—

- (i) more mesh nets than 1;
- (ii) more hand nets than 1;
- (iii) more shrimp traps than 1;
- (iv) more yabbie pots than 3;
- (v) more drop nets than 3;
- (vi) more hoop nets than 10;
- (vii) more than 2 different kinds of the kinds of devices referred to in subparagraphs (i), (ii) and (iii);
- (viii) more than 1 kind of the kinds of devices referred to in subparagraphs (iv) and (v);

or

- (ix) more than 3 hoop nets and 2 different kinds of the kinds of devices referred to in subparagraphs (i), (ii) and (iii).

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15. The taking of fish in Lake George by an unlicensed person:

- (a) by using, at any one time, more than the permitted number of any kind of device referred to in column 1 of Table 5 the permitted number in respect of each device being the number appearing immediately alongside of each device in column 2 of Table 5;
- (b) by using, at any one time, a combination of the different kinds of devices referred to in column 1 of Table 5 where such combination consists of or includes more than two kinds of the different kinds of devices referred to in Table 5.

TABLE 5

Column 1	Column 2
mesh net	2
hand net	1
drum net	1

In this table "**mesh net**" means a mesh net of not more than 75 metres in length and having a mesh of not less than 7 centimetres.

16. The taking of fish in the waters of the State by any person by using, at any one time, more than two rods and lines.

17. The taking of fish in the waters of the State by any person by using, at any one time, more than two hand lines.

18. The taking of fish in the waters of the State by any person by using:

- (a) a rod and line if at the same time he is using more than one hand line;
- or
- (b) a hand line if at the same time he is using more than one rod and line.

18A. (1) The use of teaser lines by any person from a jetty, pier, wharf or breakwater abutting land where more than three such lines are used by the person at the same time or one or more such lines having been deployed in the water are left unattended by the person.

(2) For the purposes of these regulations, a "**teaser line**" is a line (without an attached hook) used to lure or attract fish.

19. The taking of fish in the waters of the State by any person for purposes other than trade or business by using a mesh net or rock lobster pot that is not registered pursuant to regulation 8.

19A. The taking of fish in the waters of the State by a licensed person for the purposes of trade or business by using any device, other than a rod and line or hand line, that is not registered under regulation 9.

20. The taking of fish by any person—

- (a) in the waters of Lake Alexandrina, Lake Albert, the Coorong, or in any contiguous waterway downstream of Wellington by using a mesh net or set line unless—
 - (i) one extremity of the net or line is marked by two floating black buoys that comply with these regulations;
 - (ii) the other extremity of the net or line is marked by a floating yellow buoy that complies with these regulations;

and

- (iii) if the net or line exceeds 50 metres in length, the net or line is marked with floating red buoys that comply with these regulations and are placed at intervals not exceeding 50 metres;
- (b) in the waters of the River Murray upstream of Wellington or in any contiguous waterway by using a mesh net or set line placed at a depth beneath the water of less than 1.7 metres unless—
 - (i) the extremity of the net or line that is closest to the shore is marked by a floating yellow buoy that complies with these regulations;
 - (ii) the extremity of the net or line that is furthest from the shore is marked by a floating white buoy that complies with these regulations;and
 - (iii) if the net or line exceeds 50 metres in length, the net or line is marked with floating red buoys that comply with these regulations and are placed at intervals not exceeding 50 metres;
- (c) in the waters of the River Murray upstream of Wellington or in any contiguous waterway by using a mesh net or set line placed at a depth beneath the water of not less than 1.7 metres unless—
 - (i) the extremity of the net or line that is closest to the shore is marked by a floating yellow buoy that complies with these regulations;and
 - (ii) the net or line is marked with a floating white buoy that complies with these regulations and the buoy is placed at a distance of at least three metres from the yellow buoy, indicating the direction in which the net or line is placed;
- (d) in any other waters of the State by using a mesh net or set line unless—
 - (i) one extremity of the net or line is marked by a floating yellow buoy that complies with these regulations;and
 - (ii) the other extremity of the net or line is marked by two floating black buoys that comply with these regulations.

20A. The taking of fish by any person in the waters of the State by using a fish net (other than a mesh net or drum net) unless—

- (a) one extremity of the net is marked by a floating yellow buoy that complies with these regulations;
- and
- (b) the other extremity of the net is marked by two floating black buoys that comply with these regulations.

20B. The taking of fish by a licensed person by using a drop line that is not marked by a floating yellow buoy that complies with these regulations.

20C. The taking of fish by a licensed person by using a trot line that is not marked—

- (a) at one end by a floating yellow buoy that complies with these regulations;
- and
- (b) at the other end by 2 floating black buoys both of which comply with these regulations.

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21. The taking of fish in the waters of the State by a licensed person by using more than 400 hooks attached to a set line or set lines.

22. (1) The taking of fish by a licensed person by using a device, other than a rod and line, handline or hand held device, that does not have—

- (a) in the case of a device required by these regulations to have a buoy or buoys attached to it—the person's licence number marked on the buoy or buoys or on a tag that complies with these regulations and is attached to the device;
- (b) in any other case—a tag attached to the device that complies with these regulations and bears the person's licence number.

(2) For the purposes of subclause (1), "**licensed person**" does not include the holder of a licence in respect of the River Fishery.

23. The taking of fish by any person in inland waters by using a yabbie pot that—

- (a) is more than 1 metre at its greatest dimension;
- (b) has no more than two entrance funnels;

or

- (c) has an entrance funnel that exceeds 7.5 centimetres at its narrowest part.

24. The taking of fish by any person by using a fish net in any of the waters of the State described in Schedule 2.

24A. The taking of fish by any person by using a fish net in the following waters between 1 January and 31 March (both days inclusive) in any year:

Bay of Shoals

Comprising all the waters of the Bay of Shoals inside a line drawn from The Bluff (latitude 35°38.30'S, longitude 137°37.08'E) to Cape Rouge (latitude 35°35.87'S, longitude 137°37.53'E).

25. The taking of fish by any person in the waters of the State, except the waters of the Coorong and the River Murray, by using a fish net within 100 metres of any line or part of a line which is held in the hand of any person or is attached to any rod or reel which is held in the hand of any person.

26. The taking of fish by any person by using a hauling net that exceeds 370 metres in length in the following waters:

Venus Bay (West Coast)

Comprising all the waters of Venus Bay adjoining the hundreds of Wright and Rounsevell, county of Robinson bounded as follows:

Situated west of a straight line extending southerly across Venus Bay from the most westerly corner of section 72, hundred of Wright to the Trigonometrical Station on Point Weyland, south of Block C, hundred of Rounsevell.

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29. The taking of fish by any person by using a fish net—

- (a) in the waters of Spencer Gulf situated northerly from the parallel of latitude passing through the beacon on Douglas Bank (being latitude 32°48.54'S); or

- (b) in the waters of Spencer Gulf commencing at the five metre mark near Gibbon Point, longitude 136°47.00'E, then easterly along latitude 33°50.00'S to intersect longitude 137°14.00'E, then northerly to the five metre mark near Shoal Water Light; or
- (c) in any other waters of Spencer Gulf (being waters that are deeper than five metres), other than—
 - (i) the taking of fish by any person by using a large mesh net; or
 - (ii) the taking of salmon (*Arripis truttaceus*) by a licensed person by using a fish net; or
 - (iii) the taking of fish by a licensed person by using a fish net, such fish being taken for live bait for tuna poling.

30. The taking of fish by any person by using a fish net, otherwise than the taking of fish by a licensed person by using a fish net to take live bait for tuna poling, in the following waters:

Streaky Bay—Blanche Port

Those waters of Streaky Bay and Blanche Port bounded as follows:

Commencing at a point at high water mark on Point De Mole, latitude 32° 30' 25" south and longitude 133° 59' 20" east, then along the geodesic (165°T) to a point at high water mark on Cape Bauer, (Wandoma) latitude 32° 43' 22" south and longitude 134° 03' 25" east, then following the line of high water mark around Blanche Port and Streaky Bay back to the point of commencement.

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32. The taking of fish by any person by using a fish net having a mesh of less than 7 centimetres in the following waters:

Lake George, Beachport

All the waters of Lake George situated in the Hundreds of Lake George and Rivoli Bay.

33. The taking of fish by any person by using a fish net in any of the waters of the ocean and bays and gulfs of South Australia between the meridians of longitude 129° east and 140° 58' 00" east at a depth exceeding 5 metres otherwise than:

- (a) the taking of fish by a large mesh net;
- (b) the taking of salmon (*Arripis truttaceus*) by a licensed person by using a fish net;
- (c) the taking of fish by a licensed person by using a fish net for the purposes of live bait for tuna poling; or
- (d) the taking of fish by a licensed person by using a fish net which does not exceed 150 metres in length and which has a mesh of less than 15 centimetres for the purpose of bait to be used for the taking of rock lobster within the waters of the fishery in respect of which he holds a licence.

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39. (1) The taking of fish by any person by using any device other than a rod and line, hand line or hand net in the following waters:

Kangaroo Island Rivers

The waters of Chapman's River (Hundred of Dudley), Harriet River (Hundred of Newland), Eleanor River (Hundreds of Newland and Seddon), Western River (Hundreds of Duncan and Gosse) and Middle River (Hundred of Duncan), together with all waters of the sea within a radius of 50 metres of the mouth of each of those rivers.

River Onkaparinga

The waters of the River Onkaparinga.

Baird Bay

The waters of Baird Bay (West Coast).

Port MacDonnell

Those waters of the ocean bounded as follows:

All the waters below high water mark within a radius of 0.55 of a nautical mile from the seaward lead light at the shoreward end of the Port MacDonnell jetty, position latitude 38° 03.4' south and longitude 140° 42.2' east, but excluding the waters referred to in subparagraph (2).

(2) The taking of fish—

(a) by any unlicensed person by using any device other than a rod and line, hand line or hand net;

or

(b) by any licensed person by using any device other than a rod and line, hand line or hand net,

in the following waters:

Port MacDonnell (Special Area)

The waters of Port MacDonnell bounded as follows:

Commencing at a point at high water mark on the shore at the western edge of Hammond's Drain, latitude 38° 03' 20" south, longitude 140° 42' 32" east, then in a direction of 170°T towards the navigation light on the seaward end of the Port MacDonnell breakwater, for a distance of 300 metres, then in a generally easterly direction, remaining 300 metres from the high water mark on the shore, to the point of intersection with the 0.55 nautical mile radial line described in subparagraph (1), then following that line to high water mark on the shore, then along the high water mark in a generally westerly direction to the point of commencement.

40. (1) The taking of fish by any person in the waters described in subclause (2)—

(a) other than the taking of short finned eel (*Anguilla australis occidentalis*) by any person using a fyke net that complies with the following requirements:

(i) the net must not be more than 1.5 metres in height, length and width;

(ii) none of the entrance funnels of the net may exceed 6 centimetres at their narrowest part;

(iii) if made of mesh material, (whether rigid or flexible), the mesh must be such as to allow a cylindrical rod 0.9 centimetres in diameter to be passed freely through it;

and

(iv) if made of fish netting, the mesh of the netting must be of at least 3 centimetres;

and

(b) other than the taking of any other fish by a rod and line, hand line, hand net or yabbie pot.

(2) The waters referred to are as follows:

Counties of MacDonnell, Robe and Grey

The inland waters within the counties of MacDonnell, Robe and Grey bounded by the geodesic commencing at a point on high water mark on the seashore on the northern boundary of the county of MacDonnell, then along that boundary to the Victorian Border, then around the corner to the southern boundary of the county of Grey on the seashore, then following high water mark to the point of commencement, but excluding the waters of Lake George.

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42. The taking of fish by any person in coastal waters by using a hauling net or seine net, otherwise than the taking of fish by the power hauling method of fishing which:

- (a) exceeds 600 metres in length;
- (b) exceeds 10 metres in depth;
- (c) has a mesh of less than 3 centimetres;

or

(d) has attached to it a rope or ropes the length or combined lengths of which exceed 100 metres.

43. The taking of fish by a licensed person in coastal waters by using a mesh net or gill net which:

- (a) exceeds 600 metres in length;
- (b) exceeds 5 metres in depth;
- (c) has a mesh of less than 5 centimetres;
- (d) has attached to it a rope or ropes, other than floating rope; or
- (e) has, except where such net is used as a swinger net, attached to it a rope or ropes the length or combined length of which exceeds 100 metres.

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44. The taking of fish by any person in the waters of the State by using a large mesh net which exceeds 600 metres in length.

45. The taking of fish by any person by using a large mesh net which has been left in the waters of the State for any period comprised of more than four consecutive hours.

46. The taking of fish in the waters of the State by any person by using, at any one time, more than 5 large mesh nets.

47. The taking of fish by any person in the waters of Gulf St. Vincent or Spencer Gulf by using a large mesh net which has not been shot out in a straight line.

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50. (1) The taking of fish, other than western king prawn (*Penaeus latisulcatus*), by any person in any of the waters described in subclause (2) by the use of a net being towed behind a moving boat or by the hauling of a net through the water by means other than by hand from a boat, otherwise than the taking of fish by the power hauling method of fishing.

(2) The waters referred to are as follows:

- (a) those waters of Spencer Gulf of a depth of less than 40 metres;
- (b) all those waters of Gulf St. Vincent north of the geodesic joining Troubridge Point, Yorke Peninsula and Cape Jervis, Fleurieu Peninsula;
- (c) all those waters of the State of a depth of less than 20 metres.

51. The taking of fish by any person by using a pipeline through which water is pumped from any waters of the State.

52. (1) The taking of fish in the waters of the State by any person by the use of any poisonous, narcotic or anaesthetic substance or by the explosion of any substance.

(2) For the purposes of this paragraph "the explosion of any substance" shall not include the use of a spear gun.

53. The taking of fish by any person by using a fish net which has been fixed, set or staked across any bay, inlet, river, creek or tidal water or the greater part of any bay, inlet, river, creek or tidal water.

54. The taking of fish by any person by fixing or placing any stake, log, stone or other article or thing, other than a fish net, across:

- (a) the whole or any part of the mouth of any waters; or
- (b) the whole or any part of any channel, creek, stream, river or tidal waters,

in such a manner as is likely to impair the free passage of fish in those waters.

55. The taking of salmon (*Arripis truttaceus*) by any person in the waters of the State by using a purse seine net which:

- (a) exceeds 900 metres in length;
- (b) exceeds 13 metres in depth; or
- (c) has a mesh of less than 5 centimetres.

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57. The taking of fish by any person in the waters of the State by using a drum net which is set within 20 metres of a drum net previously set by another person.

58. The taking of fish by any person in the waters of the State by using a shrimp trap which:

- (a) exceeds 40 centimetres at its greatest dimension;
- (b) exceeds 20 centimetres in height;
- (c) has a net forming part of the trap which has a mesh of less than 0.5 centimetres; or
- (d) has an entrance or opening the diameter of which exceeds 3 centimetres.

59. (1) The taking of fish by a licensed person by means of a fish trap unless—

(a) the fish trap has a buoy attached that complies with these regulations and is marked with a black stripe 5 centimetres in width visible above the water;

(b) the fish trap does not exceed 2.0 metres at its greatest dimension;

and

(c) each opening in the fish trap is either—

(i) rectangular;

or

(ii) the shape of a funnel,

and complies with the requirements of subparagraph (2) or (3).

(2) Where the opening in a fish trap is rectangular, the opening must—

(a) be not greater in size than 20 centimetres \times 6 centimetres;

and

(b) have a rigid frame of steel rod not less in diameter than 1.25 centimetres.

(3) Where the opening in a fish trap is the shape of a funnel, the inner opening of the funnel must—

(a) be rectangular;

(b) be not greater in size than 20 centimetres \times 6 centimetres;

and

(c) have a rigid frame of steel rod not less in diameter than 1.25 centimetres.

60. The taking of ocean leather jacket (*Nelusetta ayraudi*) in waters deeper than 60 metres by a licensed person by means of a fish trap unless—

(a) the trap complies with the following requirements:

(i) the trap must not, when calculated by measuring its outside dimensions, exceed one cubic metre in volume;

(ii) the trap must be cylindrical, rectangular or square in shape;

(iii) the trap must—

(A) have not more than two openings each not exceeding 30 centimetres in length and 8 centimetres in width;

and

(B) be constructed of rigid steel rod not less than 0.8 centimetres in diameter;

and

(b) a buoy, marked with a black stripe that is 5 centimetres wide and visible above the water, is attached to the trap.

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61. The taking of western king prawn (*Penaeus latisulcatus*) by a licensed person in coastal waters by using a prawn trawl net which:

- (a) has a mesh of less than 4.5 centimetres; or
- (b) has a headline the length of which exceeds 40 metres.

For the purpose of this paragraph the mesh must be measured from the middle of the knot and the length of the headline shall include the length of the headline of any other net combined with it if used at the same time.

61A. (1) The taking by any person pursuant to a licence under the *Scheme of Management (Prawn Fisheries) Regulations 1991*, in the Gulf St. Vincent, of—

- (a) prawns;
- or
- (b) slipper lobster (*Ibacus* spp.) or calamary squid (*Sepioteuthis australis*) at the same time, in the same net and incidentally to the taking of prawns,

by use of—

- (c) a boat that has—
 - (i) an overall length exceeding 15.2 metres;and
 - (ii) a main engine the continuous brake horse power rating of which exceeds 300;
 - (d) a trawl net the length of the headline of which exceeds 27.43 metres;
 - (e) a trawl net or trawl nets other than as a single, double or triple rig;
- or
- (f) more than one trawl net at any one time where the combined length of the headlines of all the nets exceeds 27.43 metres.

(2) In this clause—

"Gulf St. Vincent" means those waters commencing at the intersection of the southern shore of Yorke Peninsula at the high water mark with the meridian 137° east longitude, then due south along that meridian to its intersection with the northern shore of Kangaroo Island at the high water mark, then easterly along that shore at the high water mark to Cape St. Alban (latitude 35° 48.7' south, longitude 138° 07.4' east), then in a direction of 030°T to Porpoise Head on the southern shore of Fleurieu Peninsula (latitude 35° 39.6' south, longitude 138° 13.6' east), then along the high water mark of the eastern and western shoreline of Gulf St. Vincent back to the point of commencement.

61B. (1) The taking by any person pursuant to a licence under the *Scheme of Management (Prawn Fisheries) Regulations 1991*, in the Spencer Gulf, of—

- (a) prawns;
- or
- (b) slipper lobster (*Ibacus* spp.) or calamary squid (*Sepioteuthis australis*) at the same time, in the same net and incidentally to the taking of prawns,

by use of—

- (c) a boat that has—
 - (i) an overall length exceeding 22 metres;and
 - (ii) a main engine the continuous brake horse power of which exceeds 365;
 - (d) a trawl net the length of the headline of which exceeds 29.26 metres;
 - (e) a trawl net or trawl nets other than as a single or double rig;
- or
- (f) more than one trawl net at any one time where the combined length of the headlines of all the nets exceeds 29.26 metres.

(2) In this clause—

"**Spencer Gulf**" means all the waters of Spencer Gulf that are north of the geodesic joining Cape Catastrophe, Eyre Peninsula and Cape Spencer, Yorke Peninsula.

61C. (1) The taking by any person pursuant to a licence under the *Scheme of Management Prawn (Fisheries) Regulations 1991*, in the West Coast Waters, of—

- (a) prawns;
- or
- (b) slipper lobster (*Ibacus* spp.), arrow squid (*Nototodarus gouldii*), octopus (*Octopus* spp.), scallop (Family PECTINIDAE) or calamary squid (*Sepioteuthis australis*) at the same time, in the same net and incidentally to the taking of prawns,

by use of—

- (c) a boat that has—
 - (i) an overall length exceeding 22 metres;and
 - (ii) a main engine the continuous brake horse power rating of which exceeds 365;
 - (d) a trawl net the length of the headline of which exceeds 29.26 metres;
 - (e) a trawl net or trawl nets other than as a single or double rig;
- or
- (f) more than one trawl net at any one time where the combined length of the headlines of all the nets exceeds 29.26 metres.

(2) In this clause—

"**West Coast Waters**" means all the waters east of the meridian of longitude 131° east to the meridian of longitude 137° east but excluding the waters of Spencer Gulf that are north of the geodesic joining Cape Catastrophe, Eyre Peninsula and Cape Spencer, Yorke Peninsula.

62. The taking of undersize fish by any person in the waters of the State.

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63. The taking in any one day by any person of more than 50 razor fish (*Pinna bicolor*) in the waters of the State.

63A. The taking of razor fish (*Pinna bicolor*) by a person during the months of January, February, October, November and December in waters bounded by an imaginary line commencing at high water mark on the western shoreline of Spencer Gulf position latitude 32° 41.5' south, longitude 137° 45.2' east, then due east to Beacon No. 8, then generally northerly following a line which is drawn through Beacons No. 9, 13, 20, 19, 21, 23 to Beacon No. 28 then due west to high water mark on the shore at Curlew Point at position latitude 32° 32.6' south, longitude 137° 45.9' east, then generally southerly along high water mark back to the point of commencement.

63B. The taking of molluscs by any person in the waters known as West Lakes and foreshore areas (including reserves for public use) adjacent to those waters.

63C. The taking of cockle (*Katelysia* spp.) by a licensed person for the purposes of trade or business from waters—

(a) within 50 metres of the shore along the Coffin Bay township from Quinlan Point, position latitude 34° 37'S, longitude 135° 27'E, to the point where the underground cable enters the water, position latitude 34° 37.2'S, longitude 135° 28.6'E;

or

(b) within 50 metres of the shore of Goat Island.

63D. The taking by any person of a benthic marine organism in the area of a rocky reef and its waters—

(a) adjacent to the State;

or

(b) adjacent to an off-shore island forming part of the State,

being the area that extends from the high water mark seawards to a depth of waters of two metres.

64. (1) The taking by an unlicensed person, in the waters specified in column 1 of the table below—

(a) of fish of the species specified in column 2 from a boat from which the quantity specified in column 3 has already been taken on the same day;

or

(b) of more fish of the species specified in column 2 than the quantity specified in column 4 in any one day.

(2) In this clause—

"Gulf St. Vincent, Investigator Strait and Backstairs Passage" means those waters of Gulf St. Vincent, Investigator Strait and Backstairs Passage bounded by a line commencing at the high water mark at Cape Spencer on Yorke Peninsula, then a generally south south-westerly direction to Cape Borda on Kangaroo Island, then in an easterly direction along the high water mark of the Island to Cape Willoughby, then in a generally north-easterly direction to Newland Head on Fleurieu Peninsula, then along the high water mark of the eastern and western shore shoreline of Gulf St. Vincent back to the point of commencement;

"large salmon" means salmon that is at least 35 centimetres in length;

"large snapper" means snapper that exceeds 60 centimetres in length;

"length", in relation to salmon or snapper, means the distance from the foremost part of the head to the end of the tail;

"salmon" means salmon (*Arripis truttaceus*);

"small snapper" means snapper that is at least 38 centimetres in length but does not exceed 60 centimetres in length;

"snapper" means snapper (*Pagrus auratus*).

TABLE
Recreational fishing day limits

Column 1 Waters	Column 2 Species of fish	Column 3 Maximum quantity (from the same boat on the same day)	Column 4 Maximum quantity per person per day
The waters of the State	Calamary (<i>Sepioteuthis australis</i>)	45	15
The waters of the State	Blue crab (<i>Portunus pelagicus</i>)	120	40
The waters of the State	Sand crab (<i>Ovalipes australiensis</i>)	120	40
The waters of the State	Flounder (Family Pleuronectidae) (Family Bothidae)	60	20
The waters of the State	Garfish (<i>Hyporhamphus melanochir</i>)	240	80
The waters of the State (other than those waters specified in regulation 7(2))	Blue groper (<i>Achoerodus gouldii</i>)	6	2
The waters of the State	Large salmon (<i>Arripis truttaceus</i>)	45	15
The waters of Gulf St. Vincent, Investigator Strait and Backstairs Passage	Large snapper (<i>Pagrus auratus</i>)	6	2
The waters of the State other than the waters of Gulf St. Vincent, Investigator Strait and Backstairs Passage	Large snapper (<i>Pagrus auratus</i>)	6	2
The waters of Gulf St. Vincent, Investigator Strait and Backstairs Passage	Small snapper (<i>Pagrus auratus</i>)	15	5
The waters of the State other than the waters of Gulf St. Vincent, Investigator Strait and Backstairs Passage	Small snapper (<i>Pagrus auratus</i>)	30	10
The waters of the State	Snook (<i>Sphyraena novaehollandiae</i>)	75	25
The waters of the State	King George whiting (<i>Sillaginodes punctatus</i>)	60	20
The waters of the State	Yellowfin whiting (<i>Sillago schombergkii</i>)	75	25

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65. The taking in any one day by any person of more than one black cowrie (*Zoila friendii thersites*) in the waters of the State.

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67. (1) The taking in any one day by an unlicensed person in Coorong (area 1) or Coorong (area 2)—

(a) from a jetty, pier, wharf or breakwater abutting land—

- (i) of more than 10 mulloway that do not exceed 75 centimetres in length;
- (ii) of more than 3 large mulloway;

(b) in any other case—

- (i) of more than 10 small mulloway;
- (ii) of more than 3 large mulloway;
- (iii) of any mulloway less than 46 centimetres in length.

(2) The taking in any one day by an unlicensed person in the waters of the State (other than Coorong (area 1) or Coorong (area 2))—

(a) from a jetty, pier, wharf or breakwater abutting land—of more than 3 mulloway;

(b) in any other case—

- (i) of more than 3 large mulloway;
- (ii) of any mulloway less than 46 centimetres in length.

(3) In this clause—

"large mulloway" means a mulloway that exceeds 75 centimetres in length:

"length" in relation to mulloway, means the distance from the foremost part of the head to the end of the tail:

"mulloway" means Mulloway (*Argyrosomus hololepidotus*):

"small mulloway" means a mulloway that is at least 46 centimetres in length but does not exceed 75 centimetres.

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69. The taking in any one day by an unlicensed person of more than 5 abalone of all species (*Haliotis* spp.) in the waters of the State.

70. (1) The taking of abalone in any one day in the waters of the State by an unlicensed person by using a boat where such boat:

(a) has previously been used on that day by an unlicensed person or persons for the purpose of taking abalone in the waters of the State; and

(b) 10 abalone have been taken on that day by that person or those persons by using that boat.

(2) In this paragraph **"abalone"** means abalone of all species (*Haliotis* spp.).

71. The taking in any one day by any person of more than four rock lobster by diving in the waters of the State.

71AAA. The taking in any one day by an unlicensed person of more than 200 yabbies (*Cherax destructor*) in the waters of the State.

71AA. The taking by an unlicensed person in the waters of the Northern Zone Rock Lobster Fishery or the Southern Zone Rock Lobster Fishery of—

- (a) any rock lobster from a boat from which eight rock lobster have already been taken on the same day;
- or
- (b) more than four rock lobster in any one day.

71A. The taking in any one day by an unlicensed person of more than 6 callop (Golden perch *Macquaria ambigua*) in the waters of the State.

71B. The taking in any one day by an unlicensed person of more than 200 scallop (Family PECTINIDAE).

71C. (1) The taking in any one day by an unlicensed person in the waters of the State of more than two Murray cod.

(2) The taking by any person in the waters of the State of a Murray cod that exceeds 110 centimetres in length.

(3) The taking by any person in the waters of the State of Murray cod between 1 September and 31 December (both days inclusive) in any year.

(4) In this clause—

"length", in relation to Murray cod, means the distance from the foremost part of the head to the end of the tail.

72. The taking of blue crab (*Portunus pelagicus*) in the waters of Spencer Gulf north of the geodesic from Cape Catastrophe (latitude 34°59.4' south, longitude 136°00.1' east) to Cape Spencer (latitude 35°18.3' south, longitude 136°52.9' east) for the purpose of trade or business during the months of January or December of any year.

72A. The taking of blue crab (*Portunus pelagicus*) for the purpose of trade or business in the waters of Gulf St. Vincent north of the geodesic from Troubridge Point (latitude 35° 10.5' south, longitude 137° 41.0' east) to Cape Jervis (latitude 35° 36.8' south, longitude 138° 05.8' east)—

- (a) from 1 January to 15 January of any year (both dates included);
- or
- (b) during the months of November and December of any year.

72B. The taking of blue crab (*Portunus pelagicus*) by the holder of a fishery licence granted under the *Scheme of Management (Blue Crab Fishery) Regulations 1998* or the *Scheme of Management (Marine Scalefish Fisheries) Regulations 1991*—

- (a) in the waters of Spencer Gulf north of latitude 32°43.66' south; or
- (b) in the waters of Spencer Gulf north westerly of an imaginary straight line from Stony Point (latitude 32°59.76' south, longitude 137°45.40' east) to latitude 33°05.20' south, longitude 137°34.0' east being the north eastern corner of the Cowled's Landing aquatic reserve and from there to the shore and then back to the point of commencement; or

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- (c) in the waters of Spencer Gulf south and easterly of an imaginary straight line from latitude 33°32.8' south longitude 137°56.25' east, to a position on the eastern point of Shag Island (latitude 33°33.34' south, longitude 137°55.25' east), then to a position on the northern shore of Webling Point (latitude 33°35.33' south, longitude 137°55.53' east), including the waters of Fisherman Bay, Mundoora Bay and Mundoora Arm, and the anabranches and tributaries of those waters.

72C. (1) The taking of blue crab (*Portunus pelagicus*) by a licensed person in the waters of the State east of longitude 135°E other than the waters of the Blue Crab Fishery.

(2) In this clause—

"**Blue Crab Fishery**" has the same meaning as in the *Scheme of Management (Blue Crab Fishery) Regulations 1998*.

73. The taking of western king prawn (*Penaeus latisulcatus*) by any person in the following waters:

Waters less than 10 Metres Deep

All waters of the ocean and the bays and gulfs of the State between meridians of longitude 129° east and 140° 58' 00" east of a depth of less than 10 metres at low water mark.

74. The taking of rock lobster during any one day in the waters of the State for purposes other than trade or business where a boat used in taking the lobster has been used in setting, attending or lifting four or more rock lobster pots during the same day.

74A. The taking of rock lobster for purposes other than trade or business by any person in the waters of the State by using a rock lobster pot registered under regulation 8 in the name of another person.

75. The taking of rock lobster by any person in the following waters:

(a) *Cape Jaffa*

The waters adjoining the hundred of Mount Benson, bounded as follows:

Commencing at the intersection of high water mark with the production westerly of the northern boundary of Cape Jaffa Lighthouse Reserve; then seawards along that production for 1 kilometre; generally northerly and easterly by a line distant 1 kilometre from and parallel to high water mark (to near Kings Camp), to intersect a line extending due north from the north-western corner of section 62, hundred of Mount Benson; southerly along that line to high water mark; generally westerly and southerly following high water mark to the point of commencement.

(b) *Margaret Brock Reef*

All of the waters surrounding the light on Margaret Brock Reef, position latitude 36° 57' 08" south and longitude 139° 35' 45" east, within a distance of 0.55 of a nautical mile from any part of the said light.

(c) *Rivoli Bay (including Penguin Island)*

Those waters of Rivoli Bay bounded as follows:

From high water mark at Glen Point, position latitude 37° 29' 35" south and longitude 140° 00' 50" east, then seaward in a direction of 180°T to within a distance of 100 metres of Penguin Island, then around that island at a distance of 100 metres of its extremities, then to a point at high water mark on Cape Martin, position latitude 37° 29' 58" south, and longitude 140° 00' 30" east, then along the high water mark, generally north-north-easterly, to the point of commencement.

(d) *Gleasons Landing*

All the waters of Spencer Gulf situated adjacent to the Hundred of Carribie on Yorke Peninsula, bounded as follows:

Commencing at a point (latitude 34° 57' 18" south, longitude 136° 58' 18" east) at high water mark on the shore, then extending in a generally south-westerly direction on the geodesic to a point (latitude 34° 58' 00" south, longitude 136° 57' 12" east) situated on the most westerly of two exposed rocks, then in a generally southerly direction on the geodesic to a point (latitude 35° 00' 54" south, longitude 136° 56' 36" east) at high water mark on the shore, then in a generally northerly direction following high water mark to the point of commencement.

76. The taking of rock lobster by any person from 1800 hours on 31 May to 1200 hours on 1 November of each year in the waters of the Northern Zone Rock Lobster Fishery.

77. The taking of rock lobster by any person from 1800 hours on 30 April to 0600 hours on 1 October of each year in the waters of the Southern Zone Rock Lobster Fishery.

77A. The retrieval by any person, between sunset on any day and 30 minutes before sunrise on the following day, of a rock lobster pot placed in the waters of the Southern Zone Rock Lobster Fishery for the purposes of taking rock lobster pursuant to a licence in respect of the Fishery.

78. The taking of rock lobster by a licensed person in the waters of the Southern Zone Rock Lobster Fishery by using a rock lobster pot which:

- (a) exceeds 150 centimetres at its widest part;
- (b) exceeds 120 centimetres in height;
- (bb) is not attached by a line to a floating buoy which complies with these regulations;
- (c) does not have its cove or mouth at the top; or
- (d) is not fitted with two rectangular escape gaps:
 - (i) which are on opposite sides;
 - (ii) each of which is not less than 15 centimetres in length and 5.5 centimetres in depth;
 - (iii) the highest point of each is no more than 11 centimetres above the base;

Provided that for the purposes of this paragraph a rock lobster pot need not be fitted with escape gaps if its sides are covered with mesh of not less than 5 centimetres which is such that a cylindrical rod 5 centimetres in diameter is able to be passed through it freely without distorting it.

79. The taking of rock lobster by a licensed person in the waters of the Northern Zone Rock Lobster Fishery by using a rock lobster pot which:

- (a) exceeds 40 kilograms in weight;
- (b) exceeds 122 centimetres in width at its base;
- (ba) exceeds 61 centimetres in height;
- (bb) is not attached by a line to a floating buoy which complies with these regulations;
- (c) does not have its mouth or cove at the top;
- (d) is not fitted with two rectangular escape gaps:
 - (i) which are on opposite sides;

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- (ii) each of which is not less than 15 centimetres in length and 5.5 centimetres in depth;
 - (iii) the highest point of each is no more than 11 centimetres above the base; or
- (e) does not have its sides covered with mesh of not less than 5 centimetres which is such that a cylindrical rod 5 centimetres in diameter is able to be passed through it freely without distorting it:

Provided that for the purposes of this paragraph a rock lobster pot need not be fitted with escape gaps if its sides are covered with wire netting which has a diameter of at least 5 centimetres or with rectangular weldmesh measuring not less than 5 centimetres by 7.5 centimetres.

79A. The taking of rock lobster by a licensed person in the waters of the Northern Zone Rock Lobster Fishery by using a boat that has—

- (a) an overall length exceeding 18.3 metres;

and

- (b) a main engine the continuous brake horse power rating of which exceeds 1200.

79B. The retrieval by a licensed person, from the waters of the Northern Zone Rock Lobster Fishery, of a rock lobster pot placed in those waters for the purposes of taking rock lobster pursuant to a licence in respect of the Fishery if the pot has previously been retrieved from those waters for those purposes within 24 hours.

80. The taking of rock lobster in the waters of the State by any person by using a fish spear, hand fish spear, spear gun or other pointed instrument.

80A. The taking, from 1800 hours on 31 May to 1200 hours on 1 November in each year and pursuant to a licence in respect of the Northern Zone Rock Lobster Fishery, of fish other than shark in the waters of that fishery by the holder of a licence in respect of that fishery who is not registered as the master of the boat used pursuant to the licence.

81. The taking of bream (*Acanthopagrus butcheri*) by any person during the months of January, November and December of each year in the following waters:

River Onkaparinga

All those waters of the River Onkaparinga upstream from the bridge on the Main South Road at Noarlunga.

82. The taking of fish by any person by using a mesh net as a set net between midnight on Friday and sunset on the following Sunday in those waters between the Goolwa Barrage and the geodesic commencing at the south-easterly corner of allotment 109 section 601 Hundred of Nangkita then due south across Goolwa Channel to a point being high water mark on the shore of Sir Richard Peninsula.

83. The taking of fish by any person by using a mesh net that exceeds 150 metres in length, on any day of any week except Saturday and Sunday in those waters between the Goolwa Barrage and the geodesic commencing at the south-easterly corner of allotment 109 section 601 Hundred of Nangkita then due south across Goolwa Channel to a point being high water mark on the shore of Sir Richard Peninsula.

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85. The taking of fish by any person by using a hauling net between midnight on Friday and sunset on the following Sunday in that part of those waters described in paragraphs 82 and 83 of this schedule which is usually marked by beacons and is commonly known as the "boating channel".

86. The taking of fish by any person by using a fish net or set line in those waters commencing at Mundoo Light then generally north-westerly to the north-east corner of section 601 Hundred of Nangkita then generally south-westerly to the south-east corner of allotment 109, section 601 Hundred of Nangkita then due south across the Goolwa Channel to a point being high water mark on the shore of Sir Richard Peninsula then generally at high water mark around the headland of Sir Richard Peninsula to the entrance of the River Murray, then south-easterly across the entrance of the River Murray to the high water mark on the shore of Younghusband Peninsula then generally around the headland of Younghusband Peninsula at high water mark to a point due south of the Mundoo Light then to the point of commencement.

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88. The taking of fish by any person by using a mesh net that exceeds 150 metres in length, in those waters of the Coorong within the geodesic due south from the Mundoo Light to high water mark on Younghusband Peninsula and the geodesic joining Pelican Point and Gnurlung Point on Younghusband Peninsula.

89. The taking of fish by any person by using a mesh net which:

- (a) exceeds 550 metres in length;
- (b) exceeds 5 metres in depth; or
- (c) has a mesh of less than 5 centimetres,

in the waters of Lakes Albert and Alexandrina.

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91. The taking of fish by any person by using a long line in the Murray Mouth.

92. The taking of fish by a licensed person in the waters of the River Murray proper by using any device other than a rod and line, hand line, yabbie pot, shrimp trap, hoop net, drum net, set line, mesh net, gill net, bait net or drop net.

93. The taking of fish by a licensed person in the waters of the River Murray proper by using at any one time more than one hundred yabbie pots.

94. The taking of fish by the holder of a licence in respect of the River Fishery or an agent of such a person in the waters of that fishery by using a device, other than a rod and line or hand line, which device does not have attached to it a tag or buoy which:

- (a) complies with these regulations; and
- (b) bears the number of the fishing reach in which that person may lawfully take fish pursuant to his licence.

95. The taking of fish by any person by using a mesh net as a set net in the following waters:

The Murray Lakes, Murray Mouth and Coorong

All waters within 150 metres on each side of the barrages known as Goolwa, Mundoo, Boundary Creek, Ewe Island and Tauwichee Barrages situated near Goolwa and erected across the River Murray and its outlets.

96. The taking of fish by any person by using a fish net in the waters of Lakes Albert and Alexandrina, the Murray Mouth and Coorong where such net is used within 200 metres of any other fish net.

97. The taking of fish by any person in the waters within 150 metres of each side of each lock and weir of the River Murray proper.

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99. The taking of Goolwa cockle (*Donax deltoides*) by any person during the months of June, July, August, September and October of each year in the waters of the State.

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104. The taking of fish by an unlicensed person in the waters of the State by using a device, other than a device that is being held in the hand, a rod and line, hand line, registered mesh net or registered rock lobster pot, which device does not have attached to it a tag which:

- (a) complies with these regulations; and
- (b) has marked upon it the name and address of the person using it.

105. The taking of fish by an unlicensed person in the waters of the State by using a device which is registered pursuant to Part 4 of these regulations which device does not have attached to it a tag which:

- (a) complies with these regulations; and
- (b) has marked upon it the name of the registered owner of the device and the registered number.

106. The taking of fish by an unlicensed person in the waters of the State by using a drum net which does not have attached to it a floating white buoy which complies with these regulations.

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108. The taking of fish by an unlicensed person in the waters of the State by using an unattended hoop net which does not have attached to it a floating white buoy which complies with these regulations.

109. The taking of fish by an unlicensed person in the waters of the State by using an unattended drop net which does not have attached to it by a line:

- (a) a floating white buoy which complies with these regulations; and
- (b) a tag which bears a number painted or marked on it in white, being a number which is the same as the number of drop nets attached to the line.

110. The taking of fish by an unlicensed person in the waters of the State by using an unattended yabbie pot or shrimp trap which does not have attached to it:

- (a) a line with a tag which:
 - (i) complies with these regulations;and
 - (ii) bears the name and address of the person using it;

and

- (b) when set away from the shore, a white surface buoy which complies with these regulations.

111. The taking of rock lobster by an unlicensed person in the waters of the Southern Zone Rock Lobster Fishery by using a rock lobster pot which:

- (a) exceeds 150 centimetres at its widest part;
- (b) exceeds 120 centimetres in height;
- (bb) is not attached by a line to a red coloured floating buoy which complies with these regulations;

- (c) does not have its cove or mouth at the top; or
- (d) is not fitted with two rectangular escape gaps:
 - (i) which are on opposite sides;
 - (ii) each of which is not less than 15 centimetres in length and 5.5 centimetres in depth;
 - (iii) the highest point of each is no more than 11 centimetres above the base.

112. The taking of rock lobster by an unlicensed person in the waters of the Northern Zone Rock Lobster Fishery by using a rock lobster pot which:

- (a) exceeds 150 centimetres at its widest part;
 - (b) exceeds 120 centimetres in height;
 - (bb) is not attached by a line to a red coloured floating buoy which complies with these regulations;
 - (c) does not have its mouth or cove at the top;
- or
- (d) is not fitted with two rectangular escape gaps:
 - (i) which are on opposite sides;
 - (ii) each of which is not less than 15 centimetres in length and 5.5 centimetres in depth;
 - (iii) the highest point of each is no more than 11 centimetres above the base.

113. The taking of fish by an unlicensed person by using a device other than a rod and line, hand line, shrimp trap, yabbie pot or shrimp net in a fishing reach.

114. The taking of fish by an unlicensed person by using a shrimp trap or yabbie pot in a fishing reach where such device is not set from the shore.

115. The taking of fish by an unlicensed person, by trolling in a fishing reach.

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117. The taking of crabs of any species (Family Portunidae) by any person in the waters of the State by using a crab net or hand net which:

- (a) is fitted with a hoop the diameter of which is greater than 107 centimetres;
- (b) has a cone or bag any part of which extends more than 92 centimetres from the hoop.

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119. The taking of fish by any person using a fish net, fish trap, hand fish spear, speargun or long line within 0.5 of a nautical mile from an artificial reef laid near—

- (a) Ardrossan, position latitude 34° 31.9'S, longitude 138° 03.7'E;
- (b) Giles Point, position latitude 35° 02.8'S, longitude 137° 47.4'E;
- (c) Glenelg—
 - (i) position latitude 34° 58.803'S, longitude 138° 26.359'E (the dredge);

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- (ii) position latitude 34° 58.817'S, longitude 138° 26.384'E (the sunken barge);
- or
- (iii) position latitude 34° 59'S, longitude 138° 26.6'E (the tyre module);
- (d) Grange, position latitude 34° 55'S, longitude 138° 24'E;
- (e) Kingscote, Kangaroo Island, position latitude 35° 41.2'S, longitude 137° 40.2'E;
- (f) Port Augusta, position latitude 32° 40'S, longitude 137° 45.8'E;
- (g) Port Broughton, position latitude 33° 33'S, longitude 137° 51.4'E;
- (h) Port Germein, position latitude 33° 03.7'S, longitude 137° 59.8'E;
- (i) Port Lincoln, position latitude 34° 41'S, longitude 135° 52.4'E;
- (j) Port Neill, position latitude 34° 06.7'S, longitude 136° 22.6'E;
- (k) Port Noarlunga, position latitude 35° 08.9'S, longitude 138° 26.5'E;
- (l) Port Pirie, position latitude 33° 05.2'S, longitude 137° 54.3'E;
- (m) Wallaroo, position latitude 33° 51.5'S, longitude 137° 34.3'E;
- or
- (n) Whyalla—
 - (i) position latitude 32° 58.1'S, longitude 137° 46.9'E;
 - (ii) position latitude 32° 59.7'S, longitude 137° 47.1'E;
 - or
 - (iii) position latitude 33° 06.3'S, longitude 137° 36.3'E.

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123. The taking of fish by any person in the waters of the State from a registered boat other than the taking of fish for the purposes of trade or business.

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130. The taking of fish by an unlicensed person in the waters of Lake George between one and a half hours after sunrise and one and a half hours before sunset on the same day by using a mesh net without attending the net.

131. The taking of fish by an unlicensed person in the waters of Lake George by using a mesh net that exceeds 75 metres in length.

132. The taking of scallop (Family: Pectinidae) by any person by using a scallop dredge in the following waters:

Coffin Bay

All the waters of Kellidie Bay, Mt. Dutton Bay, Yangie Bay and Port Douglas or in the waters of Coffin Bay southerly of the geodesic commencing at high water mark on the eastern shore of Coffin Bay, latitude 34° 27' 58" south and longitude 135° 23' 20" east (generally south-westerly of Cliff Hill) then due westerly to a point at high water mark on the western shore of Coffin Bay, latitude 34° 27' 58" south and longitude 135° 12' 40" east.

133. The taking of scallop (Family: Pectinidae) by any person by using a scallop dredge in the following waters:

Gulf St. Vincent

All the waters of Gulf St. Vincent which are north of the geodesic joining Troubridge Point, Yorke Peninsula and Cape Jervis, Fleurieu Peninsula.

134. The taking of scallop (Family: Pectinidae) by any person by using a scallop dredge in the following waters:

Spencer Gulf

All the waters of Spencer Gulf which are north of the geodesic joining Cape Catastrophe, Eyre Peninsula and Cape Spencer, Yorke Peninsula.

135. The taking of western king prawn (*Penaeus latisulcatus*) by any person in the waters of the State by using the power hauling method of fishing.

136. The taking of fish by any person in the waters of the State by using the power hauling method of fishing if the hauling net used:

- (a) exceeds 600 metres in length;
- (b) has a depth exceeding 10 metres;
- (c) has more than 100 metres of floating rope attached to it; or
- (d) does not have attached to the bunt end:
 - (i) a flag buoy having a yellow flag not less than 30 centimetres by 30 centimetres displayed from the top so as to be visible at least 1 metre above the water; and
 - (ii) if used between sunset and sunrise, a flashing white light visible all around the bunt end for at least one nautical mile.

137. The taking of fish by any person in the waters of the State by using a drum net which:

- (a) is not made of cotton or synthetic twine;
- (b) has more than 3 bands;
- (c) has a band the outside diameter of which exceeds 115 centimetres;
- (d) has a body covered with a mesh of less than 7.5 centimetres;
- (e) has a body which is not covered with cotton or synthetic mesh;
- (f) has a body that exceeds 2 metres in length;

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- (g) has a wing that exceeds 3 metres in length;
- (h) has a wing covered with cotton or synthetic mesh of less than 15 centimetres; or
- (i) has a wing not covered with cotton or synthetic mesh.

* * * * *

139. The taking of fish by a licensed person in coastal waters other than those parts of coastal waters that are between Goolwa Beach Road and Kingston Jetty by using a swinger net.

* * * * *

141. The taking of fish by any person from an aquatic reserve except for those fishing activities allowed by the *Fisheries Act (Aquatic Reserves) Regulations 1989*.

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145. The taking of fish by an unlicensed person in the waters of the State by using a fish trap, other than a drum net, a registered rock lobster pot, a shrimp trap or a yabbie pot.

146. The taking of fish by a licensed person in Coorong (area 1), Coorong (area 2) or Coorong coastal waters by using a net other than—

- (a) a small mesh monofilament net;
 - (b) a large mesh monofilament net;
 - (c) a small mesh multifilament hauling net;
- or
- (d) a large mesh multifilament hauling net.

147. The taking of fish by a licensed person in Coorong (area 1) by using—

- (a) a fish net during 25 December to 7 January (both inclusive);
- or
- (b) a small mesh monofilament net as a set net or a small mesh multifilament hauling net during 1 November to 31 March (both inclusive).

148. The taking of fish by a licensed person in Coorong (area 1), Coorong (area 2) or Coorong coastal waters by using a small mesh monofilament net—

- (a) as a set net if—
 - (i) in the case of Coorong (area 1)—
 - (A) the length of the net, or, if the net is being used by the person together with other nets, the total length of the nets exceeds 500 metres;

or

 - (B) the depth of the net from the surface of the water exceeds 33 meshes of the net;

- (ii) in the case of Coorong (area 2)—
 - (A) the length of the net exceeds 550 metres;
 - or
 - (B) the depth of the net from the surface of the water exceeds 50 meshes of the net;
- (iii) in the case of Coorong coastal waters—
 - (A) the length of the net exceeds 600 metres;
 - or
 - (B) any part of the net extends more than one metre below the surface of the water;

or

- (b) otherwise than as a set net if—
 - (i) the depth of the net from the surface of the water exceeds 50 meshes of the net;
 - (ii) the length of the net exceeds 100 metres;
 - or
 - (iii) the net is not, at least once an hour, physically examined and cleared of any fish.

149. The taking of fish by a licensed person in Coorong (area 1) or Coorong (area 2) by using a large mesh monofilament net otherwise than as a set net.

150. The taking of fish by a licensed person in Coorong (area 1), Coorong (area 2) or Coorong coastal waters by using a large mesh monofilament net as a set net if—

- (a) the depth of the net exceeds 2 metres;
- or
- (b) in the case of—
 - (i) Coorong (area 1)—the length of the net, or, if the net is being used by the person together with other nets, the total length of the nets, exceeds 500 metres;
 - (ii) Coorong (area 2)—the length of the net exceeds 550 metres;
 - or
 - (iii) Coorong coastal waters—the length of the net exceeds 600 metres.

151. The taking of fish by a licensed person in Coorong coastal waters by using a large mesh monofilament net otherwise than as a set net if—

- (a) the net has a mesh that does not exceed 120 millimetres;
- (b) the net consists of line with a minimum breaking strain of less than 9 kilograms;
- (c) the net has attached to it a rope or ropes the length or total length of which exceeds 600 metres;
- or
- (d) the length of the net exceeds 100 metres.

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152. The taking of fish by a licensed person in Coorong (area 1), Coorong (area 2) or Coorong coastal waters by using a small mesh multifilament hauling net if—

(a) the net has attached to it a rope or ropes the length or total length of which exceeds 100 metres;

or

(b) the length of the net exceeds 400 metres.

153. The taking of fish by a licensed person in Coorong (area 1), Coorong (area 2) or Coorong coastal waters by using a large mesh multifilament hauling net if—

(a) the net has attached to it a rope or ropes the length or total length of which exceeds 50 metres;

(b) the length of the net exceeds—

(i) in the case of Coorong (area 1)—240 metres;

(ii) in the case of Coorong (area 2)—400 metres;

or

(iii) in the case of Coorong coastal waters—600 metres;

or

(c) the net is hauled by the aid of mechanical power.

154. The taking of a species of fish referred to in schedule 1 of the *Scheme of Management (Lakes and Coorong Fishery) Regulations 1991* by any person in the waters of the Lakes and Coorong Fishery for the purpose of trade or business by the use of—

(a) a hauling net and a purse seine net at any one time;

or

(b) more than one hauling net, purse seine net or swinger net or, in coastal marine waters more than one mesh net, at any one time.

155. The taking of a species of fish referred to in schedule 1 of the *Scheme of Management (Lakes and Coorong Fishery) Regulations 1991* by any person in the waters of the Lakes and Coorong Fishery for the purpose of trade or business and by electrofishing (other than the taking from Lake Albert or Lake Alexandrina of bream, bony (*Nematalosa erebi*) or carp, European (*Cyprinus carpio*)).

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SCHEDULE 2

Areas in which use of fish nets prohibited (schedule 1, clause 24)

Fowlers Bay

The waters of Fowlers Bay within a line drawn from the point on the land known locally as First Point (latitude 32°00.72'S, longitude 132°27.50'E) to a point in the bay 200 metres northwest of the end of the Fowlers Bay jetty (latitude 31°59.32'S, longitude 132°26.22'E) and then generally westward to a point on the mainland 200 metres north of the jetty (latitude 31°59.41'S, longitude 132°27.50'E).

Denial Bay and Smoky Bay

All of those waters of Denial Bay, Smoky Bay, Tourville Bay, Murat Bay, Bosanquet Bay and Decres Bay, situated northward and eastward of the geodesic (314° True), commencing at high water mark on the shore at Point Brown (latitude 32° 32' 35" south, longitude 133° 50' 50" east), and terminating at high water mark on the shore at Point James, (latitude 32° 11' 50" south, longitude 133° 25' 25" east).

Baird Bay West Coast

The waters of Baird Bay.

Waterloo Bay

All of the waters of Waterloo Bay, (Elliston), situated northward and eastward of the geodesic, (311° True), commencing at high water mark on the shore at Wellington Point (latitude 33° 39' 15" south, longitude 134° 52' 35" east), and terminating at high water mark on the shore at Salmon Point (latitude 33° 38' 40" south, longitude 134° 51' 50" east).

Venus Bay (West Coast)

All those waters of the eastern section of Venus Bay adjoining the hundreds of Wright and Rounsevell, county of Robinson bounded as follows:

Situated east of a straight line extending southerly across Venus Bay from the most westerly corner of section 72, hundred of Wright, to the Trigonometrical Station on Point Weyland, south of Block C, hundred of Rounsevell.

Coffin Bay

The waters of Coffin Bay southerly of the geodesic from Point Sir Isaac on Coffin Bay Peninsula situated at latitude 34°25.81'S, longitude 135°12.3'E, to Frenchman Bluff on Eyre Peninsula situated at latitude 34°25.14'S, longitude 135°21.4'E.

Port Lincoln

The waters of Port Lincoln contained within the geodesic from Point Bolingbroke situated at latitude 34° 32.51'S, longitude 136° 05.33'E, to Cape Donington situated at latitude 34° 43.73'S, longitude 135° 59.63'E.

Tod River

(a) The waters of the Tod River.

(b) The waters of Spencer Gulf within a radius of 200 metres of the mouth of the Tod River.

Tumby Bay

The waters of Tumby Bay within a line from a point on the mainland adjacent to Tumby Island (latitude 34°24.55'S, longitude 136°07.75'E) to the southern point of Tumby Island (latitude 34°24.85'S, longitude 136°08.40'E), then following the high water mark on the eastern side of the island to a point on the northeastern side of the island (latitude 34°24.55'S, longitude 136°08.50'E) to a point on the mainland approximately 2.5 kilometres north of the Tumby Bay jetty (latitude 34°21.45'S, longitude 136°06.85'E).

The waters of Tumby Bay within a 500 metre radius of the mouth of Second Creek (latitude 34°25.43'S, longitude 136°06.40'E) south of Tumby Bay.

Port Neill

The waters of Port Neill within a line drawn from Cape Burr (latitude 34°07.42'S, longitude 136°21.37'E) to a point on the mainland approximately 1.5 kilometres north of the Port Neill jetty (latitude 34°06.40'S, longitude 136°21.02'E).

Arno Bay

The waters of Arno Bay westerly of the geodesic from the high water mark at a point 200 metres north of the Arno Bay jetty situated at latitude 33° 55.0'S, longitude 136° 34.57'E, to the high water mark at a point due south known as South Point situated at latitude 33° 55.99'S, longitude 136° 34.57'E.

Cowell: Franklin Harbour

The waters of Franklin Harbour contained within the geodesic from Germain Point situated at latitude 33° 44.63'S, longitude 136° 58.0'E, to Victoria Point situated at latitude 33° 43.65'S, longitude 136° 59.31'E.

Germein Bay

The waters of Germein Bay within a line drawn from the mouth of Second Creek (latitude 33°09.03'S, longitude 137°56.3'E), northwards to a point in the bay (latitude 33°06.97'S, longitude 137°56.3'E), then north-westerly to Ward Spit light (latitude 33°02.8'S, longitude 137°49.4'E) and then generally east-north-east to Ward Point (latitude 33°00.22'S, longitude 137°57.08'E).

Port Broughton—Fisherman Bay

The waters of Spencer Gulf in the vicinity of Port Broughton and Fisherman Bay bounded as follows:

Commencing at a point at high water mark on the shore adjacent to the northern side of the entrance to Fisherman Bay, latitude 33° 32' 59" south, longitude 137° 56' 14" east, then in a direction of 232°T to a position on the eastern point of Shag Island, latitude 33° 33' 34" south, longitude 137° 55' 25" east, then in a direction of 183°T to a position on the northern shore of Webling Point, latitude 33° 35' 25" south, longitude 137° 55' 18" east, and including the waters of Fisherman Bay, Muntoora Bay and Muntoora Arm, and the anabranches and tributaries of those waters.

Port Victoria

Comprising those waters of Spencer Gulf exceeding five metres in depth bounded as follows:

Commencing at high water mark at Point Gawler, (position latitude 34° 30' 38" south, and longitude 137° 28' 25" east), then along the geodesic (300°T), to the north-western point on Goose Island, (position latitude 34° 27' 25" south, and longitude 137° 21' 40" east), then along the geodesic (050°T), to high water mark at Reef Point, (position latitude 34° 24' 00" south, and longitude 137° 26' 40" east), then along high water mark back to the point of commencement.

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Pondalowie Bay

The waters of Spencer Gulf bounded as follows:

Commencing at a point at high water mark at the most northerly point of Royston Head (latitude 35° 11' 30" south, longitude 136° 50' 46" east), then along the geodesic to the most easterly point of North Islet (Pondalowie Bay) (latitude 35° 11' 50" south, longitude 136° 50' 33" east), then along the geodesic to the most easterly point of Middle Islet (Pondalowie Bay) (latitude 35° 13' 03" south, longitude 136° 50' 12" east), then along the geodesic to the most easterly point of South Islet (Pondalowie Bay) (latitude 35° 13' 54" south, longitude 136° 50' 04" east), then following the line of high water mark generally southerly to a point at high water mark near the south-easterly corner of the said South Islet (latitude 35° 14' 00" south, longitude 136° 49' 58" east), then along the geodesic due south to a point at high water mark on the southern shore of Pondalowie Bay (latitude 35° 14' 06" south, longitude 136° 49' 56" east), then following the line of high water mark along the shore of Pondalowie Bay to the point of commencement.

Wedge Island

The waters of Spencer Gulf bounded as follows:

Commencing at a point at high water mark on the most western point of Wedge Island, (latitude 35° 09' 03" south, and longitude 136° 26' 20" east), then along the geodesic (031°T), to a point at high water mark on the most western point of North Islet, (latitude 35° 07' 08" south, and longitude 136° 27' 45" east), then following the line of high water mark generally south-easterly and then north-easterly to a point at high water mark on the most south-easterly point of North Islet, (latitude 35° 07' 17" south, and longitude 136° 28' 40" east), then along the geodesic (164°T), to a point at high water mark on the most north-eastern point of Wedge Island, (latitude 35° 09' 54" south, and longitude 136° 29' 33" east), then following the line of high water mark generally north-westerly, southerly and westerly to the point of commencement.

Brown's Beach—Yorke Peninsula

All those waters in the vicinity of Brown's Beach, Yorke Peninsula, bounded as follows:

Commencing at a point at high water mark at the northern end of the beach (latitude 35° 09' 45" south, longitude 136° 53' 42" east), then in a direction of 197°T, directly through the reef approximately ¼ mile offshore to a prominent point at the southern end of the beach (latitude 35° 11' 10" south, longitude 136° 53' 10" east), then along the high water mark in a generally easterly and northerly direction to the point of commencement.

Stansbury

The waters within a line drawn from the end of the groyne at Oyster Point (latitude 34°54.80'S, longitude 137°48.40'E) to a point in the bay 200 metres north of the Stansbury jetty (latitude 34°54.05'S, longitude 137°48.00'E) and then southwesterly to a point on the mainland 200 metres north of the jetty.

Coobowie

The waters within a line drawn from the causeway at Salt Swamp Creek (latitude 35°03.22'S, longitude 137°43.91'E) to a point at the end of the old Coobowie jetty structure (as defined by a "H" shaped pylon) (latitude 35°02.86'S, longitude 137°43.88'E) and from there to a point on the mainland adjacent to the area known locally as Hickies Point (latitude 35°02.76'S, longitude 137°45.00'E).

Edithburgh

The waters within a line drawn from Sultana Point (latitude 35°08.25'S, longitude 137°45.50'E) to a point on the mainland adjacent to the roadway running between sections 185 and 205 Hd Melville - in line with the watertower - (latitude 35°06.10'S, longitude 137°44.50'E).

The waters of Gulf St. Vincent, adjacent to the township of Edithburgh, that exceed 5 metres in depth and are comprised within the area bounded as follows:

Commencing at a point at highwater mark at Sultana Point, (position latitude 35° 06' 50" south, and longitude 137° 45' 38" east) then in a direction of 141°T to Marion Reef Buoy, (position latitude 35° 10' 30" south, and longitude 137° 49' 16" east), then in a direction of 006°T to Troubridge Lighthouse, (position latitude 35° 07' 08" south and longitude 137° 49' 42" east, then in a direction of 326°T to a point at high water mark, (adjacent to Giles Point), position latitude 35° 02' 25" south, and longitude 137° 45' 52" east, then generally westerly and southerly following high water mark to the point of commencement.

Price

The waters of Gulf St. Vincent in the vicinity of Port Price bounded as follows:

All those waters below high water mark within a radius of 1.1 nautical miles from the Will Creek Light Beacon north of Mangrove Point and all the waters of Will Creek together with the waters of its anabranches and tributaries.

Port Wakefield

The waters of Gulf St. Vincent situated within a distance of 100 metres of the dredged channel extending generally south-westerly from the mouth of the River Wakefield to low water mark.

Port Adelaide River

The waters of the Port Adelaide River upstream of the geodesic joining position latitude 34° 47.42'S, longitude 138° 27.92'E and position latitude 34° 47.15'S, longitude 138° 28.1'E (the entrance to the Port Adelaide River at Outer Harbour), including the waters of Gulf St. Vincent, adjoining the Port Adelaide River, and bounded within a line commencing at the north eastern end of the northern revetment mound (breakwater) at Outer Harbour, position latitude 34° 45.8'S, longitude 138° 29.18'E, then generally north westerly to the Section Bank pile beacon (Black Pole), latitude 34° 44.15'S, longitude 138° 27.84'E, then generally south easterly to the Middle Ground Outer Beacon position latitude 34° 45.23'S, longitude 138° 30.88'E, then generally south westerly to the northern extremity of the mangroves north of Torrens Island at position latitude 34° 45.42'S, longitude 138° 30.6'E, then in a generally south westerly direction contiguous with the northern extremity of the mangroves to Point Grey, at position latitude 34° 45.53'S, longitude 138° 30.48'E, then in a generally south easterly direction contiguous with the western extremity of the mangroves to the northern side of Torrens Island (in proximity to a marker beacon and pile situated opposite Snapper Point on Le Fevre Peninsula) at position latitude 34° 46.3'S, longitude 138° 31.3'E including the waters of North Arm west of the Grand Trunkway Road Bridge.

(CHART REFERENCE: DMH—TORRENS ISLAND AND ENVIRONS SMALL BOAT CHART).

Outer Harbour to Aldinga

Comprising all the waters of Gulf St. Vincent within 600 metres from the high water mark on the shore of the Gulf between the seaward end of the southernmost Outer Harbour breakwater and the southern boundary of the Aldinga Aquatic Reserve where latitude 35°17.1'S meets the high water mark on the eastern shore of Gulf St. Vincent.

Patawalonga Lake

- (a) The waters of the Patawalonga lake; and
- (b) the waters of Gulf St. Vincent within a radius of 500 metres from the northernmost part of the sluice gates at the mouth of the Patawalonga Lake.

Fisheries (General) Regulations 1984*Kangaroo Island—Kingscote Spit*

The waters in the vicinity of Kingscote bounded as follows:

Commencing at a point at high water mark at Cape Rouge, latitude 35° 35' 52" south, and longitude 137° 37' 32" east, then along the geodesic (190°T), to a point at high water mark on the south coast of the Bay of Shoals, latitude 35° 38' 18" south, and longitude 137° 37' 05" east, then following the line of high water mark in a generally easterly and southerly direction to a point at high water mark at the landward end of the Kingscote Jetty, latitude 35° 39' 15" south, and longitude 137° 38' 32" east, then along the geodesic (123°T), for a distance of 2.3 nautical miles to position latitude 35° 40' 32" south, and longitude 137° 41' 00" east, then along the geodesic (033°T), for a distance of 2.1 nautical miles to position latitude 35° 38' 50" south, and longitude 137° 42' 15" east, then along the geodesic (325°T) to a point at high water mark on Marsden Point, latitude 35° 33' 55" south, and longitude 137° 38' 07" east, then following the line of high water mark in a generally southerly direction back to the point of commencement.

American River—Eastern Cove

All the waters below high water mark in the vicinity of American River and Eastern Cove bounded as follows:

Commencing at a point at high water mark at American Beach latitude 35° 46' 02" south, and longitude 137° 52' 51" east, then along the geodesic (268°T), to a point at high water mark on the western shore of Eastern Cove, latitude 35° 46' 13" south, and longitude 137° 47' 06" east, then in a generally south-westerly direction along the high water mark to a position, (0.8 of a nautical mile) upstream from the American River Town Jetty, latitude 35° 47' 30" south, and longitude 137° 45' 30" east, then along the geodesic (154°T) to a point of land latitude 35° 48' 00" south, and longitude 137° 45' 50" east, then following high water mark in a generally north-easterly direction back to the point of commencement.

Parson's Beach—Fleurieu Peninsula

All those waters in the vicinity of Parson's Beach, Fleurieu Peninsula, bounded as follows:

Commencing at a point at high water mark at the eastern end of Parsons Beach (latitude 35° 38' 06" south, longitude 138° 28' 30" east), then in a direction of 275°T to a point at the western end of Parsons Beach (latitude 35° 38' 00" south, longitude 138° 27' 25" east), then along the high water mark in a generally easterly direction to the point of commencement.

Waitpinga Beach—Fleurieu Peninsula

All those waters in the vicinity of Waitpinga Beach, Fleurieu Peninsula, bounded as follows:

Commencing at a point at high water mark at Newland Head, (latitude 35° 38' 38" south, longitude 138° 31' 22" east), then in a direction of 284°T to a rocky headland at the western end of Waitpinga Beach (latitude 35° 38' 08" south, longitude 138° 28' 50" east), then following the high water mark in a generally easterly direction to the point of commencement.

Encounter Bay

The waters of Encounter Bay contained within the geodesics from the mouth of the River Hindmarsh situated at latitude 35° 32.74'S, longitude 138° 37.79'E, to the end of the breakwater on Granite Island situated at latitude 35° 33.83'S, longitude 138° 38.21'E, then to Rosetta Head situated at latitude 35° 35.59'S, longitude 138° 36.26'E.

Murray Mouth

Those waters within 500 metres of any part of the geodesic from a point at high water mark on the most south-easterly corner from the seaward side of Younghusband Peninsula to a point at high water mark on the most south-westerly corner from the seaward side of Sir Richard Peninsula.

Guichen Bay, Robe

All those waters of Guichen Bay bounded as follows:

Commencing at the prominent point located approximately one tenth of a nautical mile north-east of Cape Dombey (latitude 37° 09' 24" south, longitude 139° 44' 50" east), then in a direction of 109°T to an unnamed point (latitude 37° 09' 57" south, longitude 139° 46' 48" east), then along the high water mark in a generally westerly direction to the point of commencement.

Robe Lakes

The waters situated in the Hundred of Waterhouse.

Rivoli Bay, Beachport

Comprising:

- (a) the waters below high water mark of that portion of Rivoli Bay adjoining the hundred of Rivoli Bay, county of Grey, north-westerly of the geodesic joining the south-western corner of section 217, hundred of Rivoli Bay, to a point being the intersection of the jetty situated on block 15 adjacent to the town of Beachport, hundred of Rivoli Bay, with high water mark; and
- (b) the waters contained in the drainage channel connecting the waters of Lake George to the waters of Rivoli Bay.

Admella Dunes

Those waters of the ocean bounded as follows:

Commencing at a point on high water mark at Cape Banks, position latitude 37° 54' 00" south and longitude 140° 22' 30" east, then in a generally north-westerly direction along high water mark to a position latitude 37° 52' 00" south, and longitude 140° 21' 40" east, and all of the waters within 300 metres to seaward of the area of coastline defined.

Brown Bay

The waters of Brown Bay bounded as follows:

Commencing at a point on high water mark at Green Point, latitude 38° 03' 10" south, and longitude 140° 52' 15" east, then in a generally westerly direction along high water mark to Dangerous Point, latitude 38° 02' 58" south, and longitude 140° 48' 10" east, and all of the waters within 300 metres to seaward of the area of coastline defined.

Cooper Creek

The waters of Cooper Creek, its anabranches and lakes.

Other Waters

All the inland waters of the State other than the inland waters specified in these regulations and the waters of the River Murray, the Coorong, Lakes Albert and Alexandrina and Lake George.

Jetties, Piers and Wharves

The waters within:

- (a) a distance of 500 metres from any portion of any of the following jetties, namely, the jetties at Brighton, Glenelg, Henley Beach, Grange, Semaphore and Largs Bay; and
- (b) within a distance of 100 metres of any pier wharf or other jetty.

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Salmon Hole—Beachport

Those waters contained landwards of a straight line drawn from Cape Martin at position latitude 37° 29.41'S, longitude 140° 00.03'E to Post Office Rock at position latitude 37° 29.17'S, longitude 139° 59.59'E.

Fisheries (General) Regulations 1984

SCHEDULE 3

Areas and carrying of explosive devices when diving (reg. 13(3))

(a) The waters of the River Murray and all other fresh water streams of the State, and the area of land adjacent to those waters and which is within 100 metres of those waters.

(b) The waters of the River Hindmarsh and River Inman and the waters of the sea within a radius of 200 metres from the mouth of each of those rivers.

(c) The waters of Gulf St. Vincent within 600 metres of high water mark on the shore of the Gulf between the seaward end of the southernmost breakwater at Outer Harbour, (position latitude $34^{\circ} 47' 30''$ south, and longitude $138^{\circ} 28' 05''$ east), and a position at high water mark on the eastern shore of the Gulf at latitude $35^{\circ} 07.97'$ south (adjacent to Gulfview Road), and adjoining the Port Noarlunga aquatic reserve.

(d) The waters and adjacent foreshore areas within a distance of 100 metres from any part of any jetty, landing or wharf which is not within any of the areas defined in paragraphs (a), (b) or (c) of this schedule.

(e) The waters known as West Lakes and foreshore areas (including reserves for public use) adjacent to those waters.

(f) The waters adjacent to Second Valley contained within a line commencing at a point on the seaward extremity of the western side of the bay at position latitude $35^{\circ} 30.66'$ south, longitude $138^{\circ} 12.82'$ east, then in a generally east-south-easterly direction to a point on the rocky shoreline of the eastern side of the bay at position latitude $35^{\circ} 30.69'$ south, longitude $138^{\circ} 13.13'$ east.

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SCHEDULE 4

Rock lobster—removal of middle tail fan (reg. 35E)

[Diagram appears in *Gaz.* 2 November 1995, p. 1254]

Fisheries (General) Regulations 1984

SCHEDULE 5

Fees

Registration of devices to be used by any person other than for trade or business

1. (1) For registration under regulation 8 of—

	\$
(a) a mesh net (per annum)	30
(b) a rock lobster pot (per annum)	45

(2) Where a person produces evidence to the satisfaction of the Director that he or she is in receipt of an age or invalid pension or is the holder of a State Concession Card issued by the Department for Family and Community Services the annual fee payable for the registration of a mesh net is \$15.

(3) No fee is payable where the Director renews the registration of a net or pot for a period of less than one year for the purpose of achieving a common expiry date for that registration and the registration of any other net or pot owned by the one person.

Registration of devices to be used by holder of fishery licence pursuant to the licence

2. For registration under regulation 9 of—

	\$
(a) one or more of the following fish nets to be used in the waters of the Lakes and Coorong Fishery:	
(i) swinger nets	no fee
(ii) fish nets other than swinger nets (per annum)	1 386
(b) one or more fish nets to be used in the waters of either of the following fisheries:	
Northern Zone Rock Lobster Fishery	
Southern Zone Rock Lobster Fishery	1 386
(c) one or more fish nets to be used in coastal waters of any of the following fisheries:	
Miscellaneous Fishery	
Marine Scalefish Fishery	
Restricted Marine Scalefish Fishery	2 155
* * * * *	
(e) a crab net (per annum)	32.70
(f) a fish net used solely to take fish for bait provided that the bait is not for sale	no fee
(g) a dredge to be used in any of the following fisheries:	
Northern Zone Rock Lobster Fishery	
Southern Zone Rock Lobster Fishery	
Marine Scalefish Fishery	
Restricted Marine Scalefish Fishery	
Miscellaneous Fishery	
(per annum)	50

Variation of endorsements on fishery licences

3. On application—

(a) to vary the endorsement on a fishery licence of—

(i)	a boat used pursuant to the licence	60
(ii)	the person registered as the master of a boat used pursuant to the licence	60
(b)	to endorse an additional boat on a fishery licence	60
Registration of interests in fishery licences		
4.	On application under section 65(3) of the Act to register an interest in a fishery licence	100
Application for permit or exemption		
5.	On application for—	
(a)	a permit under the Act	60
(b)	an exemption under section 59 of the Act	60
Issue of duplicate authority		
6.	On application for the issue of a duplicate authority under the Act	20
Waiver of certain fees		
7.	(1) Where application is made for the issue of a permit or the granting of an exemption by the Minister, the Minister may waive the prescribed fee if satisfied that it is appropriate to do so in a particular case.	
	(2) Where application is made for the issue of a permit or duplicate authority by the Director, the Director may waive the prescribed fee if satisfied that it is appropriate to do so in a particular case.	

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SCHEDULE 6

Undersize fish (reg. 22)

<i>Column 1</i> Class or species	<i>Column 2</i> Length (centimetres)
Bream (<i>Acanthopagrus butcheri</i>)	28
Catfish (<i>Tandanus tandanus</i>)	33
Flounder (Family Pleuronectidae)(Family Bothidae)	25
Blue Groper (<i>Achoerodus gouldii</i>)	60
Mullet (Family Mugilidae)	21
Murray cod (<i>Maccullochella peeli</i>)	50
Perch, golden (<i>callop</i>) (<i>Macquaria ambigua</i>)	33
Perch, silver (<i>Bidyanus bidyanus</i>)	33
Salmon (<i>Arripis truttaceus</i>)	21
Snapper (<i>Pagrus auratus</i>)	38
Snook (<i>Sphyraena novaehollandiae</i>)	36
Sweep (<i>Genus Scorpis</i>)	24
Trout, brown (<i>Salmo trutta</i>)	28
Trout, rainbow (<i>Oncorhynchus mykiss</i>)	28
Whiting, King George, spotted (<i>Sillaginodes punctatus</i>)	30
Whiting, yellowfin, western sand (<i>Sillago schomburgkii</i>)	24
Yellowtail, kingfish (<i>Seriola grandis</i>)	40

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SCHEDULE 7

Methods of Measuring Lengths

Diagram 1

Abalone (*Haliotis* spp.)

[Diagram appears in *Gaz.* 28 June 1984, p. 1947]

Diagram 2
Cockle (*Katylsia* spp.)

(Where taken from the waters of Coffin Bay—regulation 24(1)(a))

[Diagram appears in *Gaz.* 27 June 1991, p. 2155]

(Where taken from any other waters of the State—regulation 24(1)(b))

[Diagram appears in *Gaz.* 27 June 1991, p. 2155]

Fisheries (General) Regulations 1984

Goolwa cockle (*Donax deltoides*)
(Regulation 24(2))

[Diagram appears in *Gaz.* 27 June 1991, p. 2155]

Diagram 3

Blue crab (*Portunus pelagicus*)

[Diagram appears in *Gaz.* 28 June 1984, p. 1947]

Fisheries (General) Regulations 1984

Diagram 3A

Sand crab (*Ovalipes australiensis*)

[Diagram appears in *Gaz.* 1 September 1994, p. 690]

Diagram 3B

Giant Crab (*Pseudocarcinus gigas*)

[Diagram appears in *Gaz.* 1 September 1994, p. 675]

Fisheries (General) Regulations 1984

Diagram 4

Garfish (*Hyporhamphus melanochir*)

[Diagram appears in *Gaz.* 28 June 1984, p. 1947]

Diagram 5A
Southern Rock Lobster
(*Jasus edwardsii*)

(Where taken from the waters of the Northern Zone Rock Lobster
Fishery—regulation 27(1)(a))

[Diagram appears in *Gaz.* 1 December 1994, p. 1898]

Fisheries (General) Regulations 1984

Diagram 5B

Southern rock lobster (*Jasus edwardsii*)

(Where taken from any other waters of the State—regulation 27(1)(b))

[Diagram appears in *Gaz.* 28 June 1984, p. 1947,
as varied by *Gaz.* 25 February 1993, p. 715 and *Gaz.* 1 December 1994, p. 1898]

Diagram 6

Gummy Shark (*Mustelus antarcticus*)

[Diagram appears in *Gaz.* 28 June 1984, p. 1947]

School Shark (*Galeorhinus australis*)

[Diagram appears in *Gaz.* 28 June 1984, p. 1947]

Fisheries (General) Regulations 1984

Diagram 7

Scallop (Family PECTINIDAE)

[Diagram appears in *Gaz.* 27 June 1991, p. 2155]

Fisheries (General) Regulations 1984

SCHEDULE 8

*Species of fish prescribed for the purposes of s. 48G of the Act**Annelids*

blood worm	Class POLYCHAETA
tube worm	Class POLYCHAETA
beach worm	Class POLYCHAETA

Coelenterata

jellyfish

Crustaceans

southern rock lobster	<i>Jasus edwardsii</i>
western king prawn	<i>Penaeus latisulcatus</i>
blue crab	<i>Portunus pelagicus</i>
yabbies	<i>Cherax destructor</i>
freshwater shrimp	<i>Macrobrachium australiense</i>
sand crab	<i>Ovalipis australiense</i>
rock crab	<i>Nectocarcinus integrifrons</i>
velvet crab	<i>Nectocarcinus tuperulosus</i>
giant crab	<i>Psuedo-carcinus gigas</i>
slipper lobster	<i>Ibacus</i> spp.

Echinoderms

sea urchin	<i>Heliocidaris erythrogramma</i>
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Fin fish

Class TELEOSTOMI

Molluscs

abalone	<i>Haliotis laevigata</i>
	<i>Haliotis rubra</i>
	<i>Haliotis roei</i>
	<i>Triviida</i>
allied cowrie, bean cowrie	<i>Nototodarus gouldi</i>
arrow squid	<i>Zoila friendii thersites</i>
black cowrie	<i>Sepioteuthis australis</i>
calamary	<i>Carditidae</i>
cardita	<i>Chitonidae</i>
chiton	<i>Catylisia</i> spp.
cockle	<i>Conidae</i>
cone shell	<i>Cypraeidae</i>
cowrie	<i>Sepia</i> spp.
cuttlefish	<i>Nassaridae</i>
dog welk	<i>Calumbellidae</i>
dove shell	<i>Eulimidae</i>
eulima	<i>Solenidae</i>
fingernail, jackknife shell	<i>Donax deltoides</i>
Goolwa cockle	<i>Harpidae</i>
harp shell	<i>Cardiidae</i>
heart cockle	<i>Cassidae</i>
helmut shell	<i>Fissurellidae</i>
keyhole limpet and shield shell	<i>Epitoniidae</i>
ladder	<i>Patellidae</i>
limpet	<i>Siphonariidae</i>
limpet—air breathing	<i>Mactridae</i>
mactra, cockle	<i>Marginellidae</i>
margin shell	<i>Mitridae</i>
mitre shell	<i>Nacticidae</i>
moon shell	<i>Muricidae</i>
murex, droop, purple/rock shell	<i>Mytilus</i> spp.
mussels	

nutmeg shell	<i>Cancellaridae</i>
octopus	<i>Octopus</i> spp.
olive shell	<i>Olividae</i>
oyster	Family OSTRIDAE
periwinkle, black crow	<i>Neritidae</i>
pheasant shell or painted lady	<i>Phasianellidae</i>
razor fish	<i>Pinna bicolor</i>
ring mouth shell	<i>Liotiidae</i>
scallop	Family PECTINIDAE
spindle shell	<i>Faxialariidae</i>
tellin, sunset shell	<i>Tellinidae</i>
thai, droop	<i>Thaididae</i>
thorny oyster	<i>Spondylidae</i>
triton	<i>Cymatiidae</i>
trochus, top, weed shell	<i>Trochidae</i>
turban and star shell	<i>Turbinidae</i>
turbo shell	<i>Turbo torquatus</i>
	<i>Turbo undulatus</i>
turid	<i>Turridae</i>
vase, chank shell	<i>Vasidae</i>
venus cockle	<i>Veneridae</i>
volute, baler	<i>Volutidae</i>
watering pot shell	<i>Clavagellidae</i>
welk	<i>Buccinidae</i>

Sharks

Class ELASMOBRANCHII

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SCHEDULE 9

Classes of fish prescribed for the purposes of s. 44(4) of the Act

Column 1 Class of fish	Column 2 Quantity
Abalone (<i>Haliotis</i> spp.)	more than 25
Australian salmon (<i>Arripis truttaceus</i>) over 35 cm in length	more than 40
Blue crab (<i>Portunus pelagicus</i>)	more than 100
Blue groper (<i>Achoerodus gouldii</i>)	more than 5
Calamary (<i>Sepioteuthis australis</i>)	more than 40
Flounder (Family Pleuronectidae) (Family Bothidae)	more than 50
Garfish (<i>Hyporhamphus melanochir</i>)	more than 200
King George whiting (<i>Sillaginodes punctatus</i>)	more than 75
Mulloway (<i>Argyrosomus hololepidotus</i>) 75 cm and over in length	more than 10
less than 75 cm in length	more than 25
Razorfish (<i>Pinna bicolor</i>)	more than 125
Sand crab (<i>Ovalipes australiensis</i>)	more than 100
Snapper (<i>Pagrus auratus</i>) 60 cm and over in length	more than 5
less than 60 cm in length	more than 40
Snook (<i>Sphyraena novaehollandiae</i>)	more than 65
Southern rock lobster (<i>Jasus edwardsii</i>)	more than 15
Yellowfin whiting (<i>Sillago schombergkii</i>)	more than 65

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SCHEDULE 10
Expiation of Offences

Table with 2 columns: Expiable Offence, Expiation Fee \$

Fisheries (General) Regulations 1984

Table listing regulations (8A, 12, 13, 14, 16A, 18, 19, 20, 30, 31(2), 31(3), 31(4), 32, 35A, 35AB, 35B, 35C(1), 35C(2), 35D(1), 35E, 36) and their corresponding expiation fees.

SCHEDULE 1 (section 41, regulation 5)

Table listing clauses (1, 1AA, 2, 3, 4, 8, 9, 9A, 10, 12, 13, 14, 14A, 15, 16, 17, 18, 18A) and their corresponding expiation fees.

Clause 19—Use unregistered rock lobster pot or mesh net (recreational)	100
Clause 19A—Use unregistered device for trade or business (commercial)	200
Clause 20—Fail to buoy fish net or set line	50
Clause 20A—Fail to buoy fish net	50
Clause 20B—Fail to buoy drop line (commercial)	50
Clause 20C—Fail to buoy trot line (commercial)	50
Clause 21—Use set line with more than 400 hooks (commercial)	200
Clause 22—Use untagged device (commercial)	50
Clause 23—Use yabbie pot of unlawful specifications	50
Clause 24—Use fish net in closed waters as defined in Schedule 2	200
Clause 25—Use fish net within 100 metres of line	50
Clause 26—Use haul net of unlawful specs.—Venus Bay	200
Clause 29—Use fish net in specified waters—Spencer Gulf	200
Clause 30—Use fish net—Streaky Bay	200
Clause 32—Use unlawful fish net—Lake George	200
Clause 33—Use fish net in waters deeper than 5 metres—all State waters	200
Clause 39—Use unpermitted device—specified waters	200
Clause 40—Use unpermitted device—Counties MacDonnell, Robe, Grey	200
Clause 42—Use haul net of unlawful specs.	200
Clause 43—Use mesh net of unlawful specs. (commercial)	200
Clause 44—Use large mesh net exceeding 600 metres	200
Clause 45—Set large mesh net for greater than 4 hours	100
Clause 46—Use more than 5 large mesh nets	200
Clause 47—Set large mesh net not in straight line—Gulf St Vincent	50
Clause 53—Set fish net across greater part of river, creek, bay, etc.	200
Clause 54—Impair free passage of fish in channel, creek, stream, river or tidal waters	100
Clause 55—Use purse seine net of unlawful specs.	200
Clause 57—Set drum net within 20 metres of other drum net	50
Clause 58—Use shrimp trap of unlawful specifications	50
Clause 59—Use fish trap of unlawful specifications (commercial)	50
Clause 60—Use fish trap of unlawful specifications to take ocean leather jacket in waters deeper than 60 metres (commercial)	50
Clause 61—Use prawn trawl net of unlawful specifications (commercial)	200
Clause 62—Take undersize fish	up to 10— 50 more than 10— 100
Clause 63—Exceed razor fish bag limit	up to 20— 50 21 to 40— 100 more than 40— 200
Clause 63A—Take razor fish in closed area	100
Clause 63B—Take molluscs from West Lakes	100
Clause 63C—Take cockle—specified waters (commercial)	100
Clause 63D—Take benthic marine organism from specified waters of rocky reef	300
Clause 64—Exceed bag/boat limit (recreational)	up to 10— 50 11 to 20— 100 more than 20— 200
Clause 65—Exceed black cowrie bag limit	up to 5— 200 more than 5— 300
Clause 67—Exceed mulloway bag limit (recreational)	up to 10— 50 11 to 20— 100 more than 20— 200
Clause 69—Exceed abalone bag limit (recreational)	up to 5— 50 6 to 10— 100 more than 10— 200
Clause 70—Exceed abalone boat limit (recreational)	up to 5— 50 6 to 10— 100 more than 10— 200
Clause 71—Exceed rock lobster bag limit by diving	up to 5— 50 6 to 10— 100 more than 10— 200
Clause 71AAA—Exceed yabbie bag limit (recreational)	300

Fisheries (General) Regulations 1984

Clause 71AA—Exceed rock lobster bag/boat limit—Northern Zone or Southern Zone (recreational)	300
Clause 71A—Exceed callop bag limit (recreational)	up to 10— 50
	11 to 20— 100
	more than 20— 200
Clause 71B—Exceed scallop bag limit (recreational)	up to 50— 50
	51 to 100— 100
	more than 100— 200
Clause 71C(1)—Exceed Murray cod bag limit (recreational)	up to 5— 100
	more than 5— 200
Clause 71C(2)—Exceed Murray cod maximum length limit	up to 5— 100
	more than 5— 200
Clause 71C(3)—Take Murray cod—closed season	200
Clause 72—Take blue crab in Spencer Gulf—closed season (commercial)	200
Clause 72A—Take blue crab in Gulf. St. Vincent—closed season (commercial)	200
Clause 72B—Take blue crab in specified waters of Spencer Gulf (commercial)	300
Clause 72C—Take blue crab in specified waters (commercial)	300
Clause 74—Take rock lobster from previously used vessel (overpotting) (recreational)	100
Clause 74A—Take rock lobster by using rock lobster pot registered under reg. 8 in another person’s name (recreational)	300
Clause 75—Take rock lobster from closed area	200
Clause 76—Take rock lobster in closed season—Northern Zone	200
Clause 77—Take rock lobster in closed season—Southern Zone	200
Clause 78—Use rock lobster pot of unlawful specs.—Southern Zone (commercial)	50
Clause 79—Use rock lobster pot of unlawful specs.—Northern Zone (commercial)	50
Clause 80—Use speargun to take rock lobster	200
Clause 81—Take bream in closed season—River Onkaparinga	100
Clause 82—Use mesh net at weekend in Goolwa Channel	100
Clause 83—Use mesh net of unlawful specs. in Goolwa Channel	100
Clause 85—Use haul net at weekend in Goolwa Channel	100
Clause 86—Use fish net or set line near Murray Mouth	100
Clause 88—Use mesh net of unlawful specs. in Coorong	100
Clause 89—Use mesh net of unlawful specs. in Lakes Albert and Alexandrina	100
Clause 91—Use long line in Murray Mouth	100
Clause 92—Use unpermitted devices in River Murray (commercial)	100
Clause 93—Use more than 100 yabbie pots (commercial)	100
Clause 94—Use unmarked devices in River Murray (commercial)	50
Clause 95—Use mesh net near barrages	100
Clause 96—Use fish net within 200 metres of another net—Lakes and Coorong	50
Clause 97—Take fish near locks	100
Clause 99—Take cockles in closed season	50
Clause 104—Use untagged device (recreational)	50
Clause 105—Use untagged registered device (recreational)	50
Clause 106—Fail to buoy drum net (recreational)	50
Clause 108—Use unattended, unbuoyed hoop net (recreational)	50
Clause 109—Use unattended, unmarked drop net (recreational)	50
Clause 110—Use unattended, unmarked yabbie pot or shrimp trap (recreational)	50
Clause 111—Use rock lobster pot of unlawful specs.—Southern Zone (recreational)	50
Clause 112—Use rock lobster pot of unlawful specs.—Northern Zone (recreational)	50
Clause 113—Use unpermitted devices in reach (recreational)	100
Clause 114—Use shrimp trap, yabbie pot not set from shore (recreational)	50
Clause 115—Take fish by trolling in reach (recreational)	100
Clause 117—Use crab net of unlawful specs.	50
Clause 119—Use specified devices near any specified artificial reef	100
Clause 123—Take fish from registered boat for purposes other than trade or business	100
Clause 130—Use unattended mesh net—Lake George (recreational)	100
Clause 131—Use mesh net exceeding 75 metres—Lake George (recreational)	100
Clause 132—Use scallop dredge in Coffin Bay	200
Clause 133—Use scallop dredge in Gulf St Vincent	200
Clause 134—Use scallop dredge in Spencer Gulf	200
Clause 135—Take prawns by power hauling	200

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Clause 136—Use power haul net of unlawful specs. or unmarked	100
Clause 137—Use drum net of unlawful specs.	50
Clause 139—Use swinger net in closed areas	100
Clause 141—Take fish in aquatic reserves	100
Clause 145—Use fish trap (recreational)	100
Clause 146—Use net other than specified in Coorong (commercial)	100
Clause 147—Use net during closed season in Coorong (commercial)	200
Clause 148—Exceed net specifications in Coorong (commercial)	100
Clause 149—Exceed net specifications in Coorong (commercial)	100
Clause 150—Exceed net specifications in Coorong (commercial)	100
Clause 151—Exceed net specifications in Coorong coastal waters (commercial)	100
Clause 152—Exceed net specifications in Coorong (commercial)	100
Clause 153—Exceed net specifications in Coorong (commercial)	100
Clause 154—Exceed number of permitted devices—Lakes and Coorong (commercial)	100
Clause 155—Take fish by electrofishing, except as regulated— Lakes and Coorong (commercial)	100

Scheme of Management (Marine Scalefish Fisheries) Regulations 1991

Regulation 14—More than one person assisting on board boat	100
Regulation 16(1)—Fail to lodge statistical returns	100

Scheme of Management (Lakes and Coorong Fishery) Regulations 1991

Regulation 17(1)—Fail to lodge statistical returns	100
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Scheme of Management (Abalone Fisheries) Regulations 1991

Regulation 14(1)—Fail to lodge statistical returns	100
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Scheme of Management (River Fishery) Regulations 1991

Regulation 15(1)—Fail to lodge statistical returns	100
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Scheme of Management (Rock Lobster Fisheries) Regulations 1991

Regulation 15(1)—Fail to lodge statistical returns	100
Regulation 17—Fail to give notice within 14 days of becoming, or ceasing to be, holder of Victorian licence	50
Regulation 18(1)—Sell live rock lobster during closed season	200

Scheme of Management (Prawn Fisheries) Regulations 1991

Regulation 13(1)—Fail to lodge statistical returns	100
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Scheme of Management (Miscellaneous Fishery) Regulations 1984

Regulation 24(6)—Fail to lodge statistical returns	100
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Scheme of Management (Gulf Waters Experimental Crab Fishery) Regulations 1988

Regulation 13—Fail to lodge statistical returns	100
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Fisheries (Fish Processors) Regulations 1991

Regulation 8(4)—Fail to keep records of fish purchases	100
Regulation 9(4)—Fail to lodge statistical returns	100
Regulation 11(4)—Fail to keep records required by regulation 11(1)	100
Regulation 12(4)—Fail to complete or deliver form CR3	100
Regulation 13(4)—Fail to complete or deliver form CDR1	100
Regulation 14(5)—Fail to complete or deliver form SZRL2 or form SZRL3	100

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Fisheries (Exotic Fish, Fish Farming and Fish Diseases) Regulations 1984

Regulation 35—Conduct a fish farming operation without being registered contrary to regulation 7A(1)	200
Regulation 35—Fail to lodge statistical returns required by regulation 7A(5)	100
Regulation 35—Fail to keep records required by regulation 31	100

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APPENDIX 1**LEGISLATIVE HISTORY**

(entries in bold type indicate amendments incorporated since the last reprint)

Regulation 2:	revoked by 45, 1995, reg. 3
Regulation 3:	varied by 6, 1987, reg. 2; 67, 1989, reg. 4; revoked by 45, 1995, reg. 3
Regulation 4(1):	definition of "coastal waters" varied by 146, 1985, reg. 2; 240, 1988, reg. 2(b); varied by 55, 1989, reg. 2(b) (amendment revoked by 67, 1989, reg. 3)
	definition of "cockle rake" varied by 146, 1985, reg. 3
	definition of "continuous brake horse power rating" inserted by 108, 1991, reg. 3(a)
	definition of "Coorong (area 1)" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "Coorong (area 2)" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "Coorong coastal waters" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "crab net" inserted by 226, 1984, reg. 2(a); substituted by 133, 1998, reg. 3(a)
	definition of "crab pot" inserted by 157, 1996, reg. 3; substituted by 133, 1998, reg. 3(a)
	definition of "crab rake" varied by 146, 1985, reg. 4
	definition of "drop net" varied by 146, 1985, reg. 5; substituted by 108, 1991, reg. 3(b); 133, 1998, reg. 3(b)
	definition of "drum net" substituted by 146, 1985, reg. 6
	definition of "electro-fishing" varied by 146, 1985, reg. 7
	definition of "hand net" varied by 146, 1985, reg. 8
	definition of "large mesh monofilament net" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "large mesh multifilament hauling net" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "Murray cod" inserted by 11, 1994, reg. 3
	definition of "on the same day" inserted by 156, 1994, reg. 3(a)
	definition of "overall length" inserted by 108, 1991, reg. 3(c)
	definition of "permitted device" varied by 226, 1984, reg. 2(b); 146, 1985, regs. 9, 10; 24, 1987, reg. 2; 113, 1988, reg. 2(a); 225, 1991, reg. 3; 202, 1995, reg. 3(a)
	definition of "power hauling method of fishing" inserted by 146, 1985, reg. 11; substituted by 108, 1991, reg. 3(d)
	definition of "prawn" inserted by 108, 1991, reg. 3(d)
	definition of "River Murray proper" varied by 146, 1985, reg. 12
	definition of "rock lobster" inserted by 22, 1993, reg. 3(a)
	definition of "rock lobster pot" varied by 22, 1993, reg. 3(b)
	definition of "rock lobster snare" inserted by 202, 1995, reg. 3(b)
	definition of "scallop dredge" inserted by 146, 1985, reg. 13
	definition of "small mesh monofilament net" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "small mesh multifilament hauling net" inserted by 240, 1988, reg. 2(a); inserted by 55, 1989, reg. 2(a) (amendment revoked by 67, 1989, reg. 3)
	definition of "trot line" inserted by 113, 1988, reg. 2(b)
Regulation 4(2):	substituted by 146, 1985, reg. 14
Regulation 4(10):	inserted by 146, 1985, reg. 15; substituted by 156, 1994, reg. 3(b)

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Regulation 6:	varied by 146, 1985, reg. 16; 108, 1991, reg. 4; 22, 1993, reg. 4; 122, 1993, reg. 3; 11, 1994, reg. 4; 151, 1994, reg. 3; substituted by 182, 1997, reg. 3; varied by 248, 1997, reg. 3
	Part 3A comprising regs. 7A, 7B and heading inserted by 67, 1989, reg. 5
Regulation 7AB:	inserted by 219, 1995, reg. 3
Regulation 8(1)(b) - (d):	revoked by 218, 1985, reg. 2(a)
Regulation 8(1)(e):	redesignated as reg. 8(1)(b) by 218, 1985, reg. 2(b)
Regulation 8(1):	varied by 17, 1986, reg. 2(a); 88, 1986, reg. 2(a)
Regulation 8(2):	varied by 17, 1986, reg. 2(b)
Regulation 8(4a):	inserted by 88, 1986, reg. 2(b)
Regulation 8(6):	varied by 146, 1985, reg. 17; 225, 1991, reg. 4; substituted by 196, 1997, reg. 3
Regulation 8(7):	revoked by 17, 1986, reg. 2(c); inserted by 196, 1997, reg. 3
Regulation 8A:	inserted by 17, 1986, reg. 3
Regulation 9(1):	substituted by 17, 1986, reg. 4
Regulation 9(4):	substituted by 108, 1991, reg. 5
Regulation 9(5):	varied by 146, 1985, reg. 18; substituted by 108, 1991, reg. 5
Regulation 9(6) and (7):	inserted by 108, 1991, reg. 5
Regulation 10:	varied by 146, 1985, reg. 19; substituted by 83, 1992, reg. 2
Regulation 12:	substituted by 117, 1987, reg. 2
Regulation 13:	varied by 146, 1985, reg. 20; substituted by 117, 1987, reg. 2
Regulation 14:	substituted by 156, 1994, reg. 4
Regulation 15:	revoked by 222, 1984, reg. 2
Part 5 heading:	substituted by 6, 1987, reg. 3
Regulation 16(3):	revoked by 113, 1988, reg. 3
Regulation 16(4):	inserted by 146, 1985, reg. 21; revoked by 190, 1986, reg. 2
Regulation 16A:	inserted by 146, 1985, reg. 22; revoked by 190, 1986, reg. 3; inserted by 6, 1987, reg. 4; varied by 156, 1994, reg. 5
Regulation 19(1):	varied by 113, 1988, reg. 4
Regulation 20(2):	revoked by 67, 1989, reg. 6
Regulation 21:	varied by 190, 1986, reg. 4; 113, 1988, reg. 5; substituted by 108, 1991, reg. 6; varied by 22, 1993, reg. 5; 156, 1994, reg. 6
Regulation 23(1):	varied by 193, 1984, reg. 2(a)
Regulation 23(2a):	inserted by 193, 1984, reg. 2(b); varied by 169, 1988, reg. 2
Regulation 23(3):	varied by 193, 1984, reg. 2(c)
Regulation 23(4):	varied by 193, 1984, reg. 2(d), (e)
Regulation 23(5):	inserted by 146, 1985, reg. 23
Regulation 23A:	inserted by 146, 1985, reg. 24
Regulation 24:	substituted by 108, 1991, reg. 7
Regulation 24A:	inserted by 108, 1991, reg. 7
Regulation 25:	redesignated as reg. 25(1) by 156, 1994, reg. 7
Regulation 25(2):	inserted by 156, 1994, reg. 7
Regulation 25(3):	inserted by 151, 1994, reg. 4
Regulation 27:	varied by 22, 1993, reg. 6; substituted by 200, 1994, reg. 3
Regulation 29:	revoked by 203, 1984, reg. 2; inserted by 240, 1988, reg. 3; inserted by 55, 1989, reg. 3 (amendment revoked by 67, 1989, reg. 3)
Regulation 31(1a):	inserted by 37, 1988, reg. 2
Regulation 32(2):	varied by 37, 1988, reg. 3
Regulation 35:	varied by 117, 1987, reg. 3
Regulation 35A:	inserted by 190, 1986, reg. 5; varied by 202, 1995, reg. 4
Regulation 35AB:	inserted by 202, 1995, reg. 5
Regulation 35B:	inserted by 190, 1986, reg. 5
Regulation 35C:	inserted by 113, 1988, reg. 6; varied and redesignated as reg. 35C(1) by 248, 1997, reg. 4
Regulation 35C(2):	inserted by 248, 1997, reg. 4(c)
Regulation 35D:	inserted by 108, 1991, reg. 8
Regulation 35E:	inserted by 202, 1995, reg. 6
Regulation 36:	varied by 146, 1985, reg. 25; 113, 1988, reg. 7; substituted by 108, 1991, reg. 9

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Regulation 36A:	inserted by 4, 1994, reg. 3
Regulation 38:	inserted by 67, 1989, reg. 7; substituted by 7, 1998, reg. 3
Schedule 1	
Heading:	inserted by 45, 1995, reg. 4(a)
Clause 1:	substituted by 17, 1986, reg. 5(a); varied by 240, 1988, reg. 4(a); varied by 55, 1989, reg. 4(a) (amendment revoked by 67, 1989, reg. 3)
Clause 1AA:	inserted by 248, 1997, reg. 5
Clause 1A:	inserted by 17, 1986, reg. 5(b); substituted by 88, 1986, reg. 3
Clause 1B:	inserted by 88, 1986, reg. 3; revoked by 196, 1997, reg. 4(a)
Clause 2:	varied by 146, 1985, reg. 26; 218, 1985, reg. 3(a); 22, 1993, reg. 7(a); 60, 1996, reg. 3(a), (b); 196, 1997, reg. 4(b)
Clause 3:	substituted by 60, 1996, reg. 3(c)
Clause 4:	substituted by 53, 1996, reg. 3(a)
Clause 5:	revoked by 53, 1996, reg. 3(a)
Clause 6:	varied by 156, 1994, reg. 8(a); revoked by 53, 1996, reg. 3(a)
Clause 7:	revoked by 200, 1994, reg. 4(a)
Clause 8:	varied by 146, 1985, reg. 27; substituted by 156, 1994, reg. 8(b)
Clause 9:	substituted by 156, 1994, reg. 8(b)
Clause 9A:	inserted by 163, 1996, reg. 3(a)
Clause 10:	varied by 146, 1985, regs. 28-30; substituted by 113, 1988, reg. 8(a); 175, 1989, reg. 2(a); 163, 1996, reg. 3(b)
Clause 10A:	inserted by 225, 1991, reg. 5
Clause 11:	varied by 146, 1985, regs. 31-33; substituted by 240, 1988, reg. 4(b); substituted by 55, 1989, reg. 4(b) (amendment revoked by 67, 1989, reg. 3); revoked by 60, 1996, reg. 3(d)
Clause 12:	varied by 146, 1985, reg. 34; substituted by 240, 1988, reg. 4(b); substituted by 55, 1989, reg. 4(b) (amendment revoked by 67, 1989, reg. 3); varied by 202, 1997, reg. 3(a)
Clause 13:	varied by 146, 1985, regs. 35, 36; substituted by 240, 1988, reg. 4(b); substituted by 55, 1989, reg. 4(b) (amendment revoked by 67, 1989, reg. 3); varied by 67, 1989, reg. 8(a); 163, 1996, reg. 3(c)
Clause 13(f) - (i):	revoked by 163, 1996, reg. 3(c)
Clause 14:	substituted by 240, 1988, reg. 4(b); substituted by 55, 1989, reg. 4(b) (amendment revoked by 67, 1989, reg. 3); substituted by 163, 1996, reg. 3(d)
Clause 14A:	inserted by 240, 1988, reg. 4(b); inserted by 55, 1989, reg. 4(b) (amendment revoked by 67, 1989, reg. 3); varied by 67, 1989, reg. 8(b), (c); substituted by 175, 1989, reg. 2(b); varied by 108, 1991, reg. 10(a); 163, 1996, reg. 3(e)
Clause 14A(e) - (g):	revoked by 163, 1996, reg. 3(e)
Clause 18:	substituted by 146, 1985, reg. 37
Clause 18A:	inserted by 67, 1989, reg. 8(d)
Clause 19:	varied by 199, 1985, reg. 2(a); 218, 1985, reg. 3(b); substituted by 17, 1986, reg. 5(c)
Clause 19A:	inserted by 17, 1986, reg. 5(c)
Clause 20:	substituted by 156, 1994, reg. 8(c)
Clause 20A:	inserted by 146, 1985, reg. 38; substituted by 156, 1994, reg. 8(c)
Clause 20B and 20C:	inserted by 113, 1988, reg. 8(d)
Clause 21:	revoked by 17, 1986, reg. 5(d); inserted by 2, 1988, reg. 2(a); substituted by 156, 1994, reg. 8(d)
Clause 22:	substituted by 108, 1991, reg. 10(b)
Clause 23:	varied by 146, 1985, reg. 39; substituted by 163, 1996, reg. 3(f)
Clause 24A:	inserted by 202, 1997, reg. 3(b)
Clause 25:	varied by 146, 1985, reg. 40
Clause 26:	substituted by 119, 1985, reg. 2
Clause 27:	revoked by 53, 1996, reg. 3(b)
Clause 28:	revoked by 113, 1988, reg. 8(e)
Clause 29:	varied by 108, 1991, reg. 10(c); substituted by 53, 1996, reg. 3(c)
Clause 31:	revoked by 53, 1996, reg. 3(d)
Clause 33:	varied by 108, 1991, reg. 10(d); 22, 1993, reg. 7(b)
Clauses 34 and 35:	revoked by 53, 1996, reg. 3(d)

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Clause 36:	varied by 156, 1994, reg. 8(e); revoked by 53, 1996, reg. 3(d)
Clause 37:	varied by 226, 1984, reg. 3(a)-(c); 218, 1985, reg. 3(c); revoked by 53, 1996, reg. 3(d)
Clause 38:	varied by 226, 1984, reg. 3(d), (e); 218, 1985, reg. 3(d); revoked by 53, 1996, reg. 3(d)
Clause 39:	varied by 146, 1985, reg. 41; varied and redesignated as reg. 39(1) by 199, 1985, reg. 2(b), (c)
Clause 39(2):	inserted by 199, 1985, reg. 2(c); varied by 53, 1996, reg. 3(e)
Clause 40(1):	substituted by 108, 1991, reg. 10(e)
Clause 41:	revoked by 186, 1984, reg. 2
Clause 42:	varied by 146, 1985, regs. 42, 43
Clause 43:	varied by 146, 1985, reg. 44
Clause 43A:	inserted by 146, 1985, reg. 4; revoked by 60, 1996, reg. 3(d)
Clause 48:	varied by 146, 1985, reg. 46; revoked by 108, 1991, reg. 10(f)
Clause 49:	varied by 146, 1985, reg. 47; revoked by 108, 1991, reg. 10(f)
Clause 50:	varied by 146, 1985, reg. 48; varied and redesignated as cl. 50(1) by 45, 1995, reg. 4(b), (c)
Clause 50(2):	inserted by 45, 1995, reg. 4(c)
Clause 55:	varied by 108, 1991, reg. 10(g)
Clause 56:	varied by 146, 1985, reg. 49; revoked by 218, 1985, reg. 3(e)
Clause 59:	substituted by 24, 1987, reg. 3(a)
Clause 60:	varied by 146, 1985, reg. 50; revoked by 24, 1987, reg. 3(a); inserted by 108, 1991, reg. 10(h)
Clauses 61A:	inserted by 108, 1991, reg. 10(i)
Clause 61B:	inserted by 108, 1991, reg. 10(i); varied by 45, 1995, reg. 4(d)
Clause 61C:	inserted by 108, 1991, reg. 10(i); varied by 45, 1995, reg. 4(e)
Clause 63A:	inserted by 183, 1987, reg. 2
Clause 63B:	inserted by 67, 1989, reg. 8(e)
Clause 63C:	inserted by 108, 1991, reg. 10(j)
Clause 63D:	inserted by 219, 1995, reg. 4
Clause 64:	substituted by 156, 1994, reg. 8(f)
Clause 64A:	inserted by 20, 1986, reg. 2; revoked by 2, 1988, reg. 2(b)
Clause 66:	revoked by 45, 1985, reg. 2; inserted by 2, 1988, reg. 2(b); revoked by 156, 1994, reg. 8(g)
Clause 67:	revoked by 45, 1985, reg. 2; inserted by 240, 1988, reg. 4(c); inserted by 55, 1989, reg. 4(c) (amendment revoked by 67, 1989, reg. 3)
Clause 67(1) and (2):	substituted by 108, 1991, reg. 10(k)
Clause 68:	revoked by 156, 1994, reg. 8(h)
Clause 71:	varied by 22, 1993, reg. 7(c); 196, 1997, reg. 4(c)
Clause 71AAA:	inserted by 182, 1997, reg. 4
Clause 71AA:	inserted by 202, 1995, reg. 7(a); varied by 196, 1997, reg. 4(d), (e)
Clause 71A:	inserted by 175, 1989, reg. 2(c)
Clause 71B:	inserted by 108, 1991, reg. 10(l)
Clause 71C:	inserted by 11, 1994, reg. 5
Clause 72:	varied by 222, 1984, reg. 3(a); revoked by 146, 1985, reg. 51; inserted by 113, 1988, reg. 8(f); substituted by 133, 1998, reg. 4(a)
Clause 72A:	inserted by 113, 1988, reg. 8(f)
Clauses 72B and 72C:	inserted by 133, 1998, reg. 4(b)
Clause 73:	substituted by 146, 1985, reg. 51
Clause 74:	varied by 146, 1985, reg. 52; substituted by 113, 1988, reg. 8(g); varied by 22, 1993, reg. 7(d); substituted by 196, 1997, reg. 4(f)
Clause 74A:	inserted by 202, 1995, reg. 7(b)
Clause 75:	varied by 146, 1985, reg. 53; 22, 1993, reg. 7(e)
Clause 76:	varied by 22, 1993, reg. 7(f)
Clause 77:	varied by 108, 1991, reg. 10(m); 22, 1993, reg. 7(g)
Clause 77A:	inserted by 22, 1993, reg. 7(h)
Clause 78:	varied by 222, 1984, reg. 3(b); 22, 1989, reg. 6(i)
Clause 79:	varied by 222, 1984, reg. 3(b); 22, 1993, reg. 7(j); 200, 1994, reg. 4(b)
Clause 79A and 79B:	inserted by 200, 1994, reg. 4(c)
Clause 80:	varied by 22, 1993, reg. 7(k)
Clause 80A:	inserted by 108, 1991, reg. 10(n)

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Clause 82:	varied by 202, 1997, reg. 3(c)
Clause 83:	varied by 240, 1988, reg. 4(d); varied by 55, 1989, reg. 4(d) (amendment revoked by 67, 1989, reg. 3)
Clause 84:	revoked by 240, 1988, reg. 4(e); revoked by 55, 1989, reg. 4(e) (amendment revoked by 67, 1989, reg. 3)
Clause 85:	varied by 240, 1988, reg. 4(f); varied by 55, 1989, reg. 4(f) (amendment revoked by 67, 1989, reg. 3); varied by 202, 1997, reg. 3(d)
Clause 87:	revoked by 240, 1988, reg. 4(g); revoked by 55, 1989, reg. 4(g) (amendment revoked by 67, 1989, reg. 3)
Clause 88:	varied by 240, 1988, reg. 4(h); varied by 55, 1989, reg. 4(h) (amendment revoked by 67, 1989, reg. 3)
Clause 89:	varied by 240, 1988, reg. 4(i); varied by 55, 1989, reg. 4(i) (amendment revoked by 67, 1989, reg. 3)
Clause 90:	revoked by 240, 1988, reg. 4(j); revoked by 55, 1989, reg. 4(j) (amendment revoked by 67, 1989, reg. 3)
Clause 92:	varied by 108, 1991, reg. 10(o)
Clause 94:	varied by 146, 1985, reg. 54
Clause 97:	substituted by 51, 1992, reg. 3
Clause 98:	varied by 146, 1985, reg. 55; substituted by 175, 1989, reg. 2(d); revoked by 108, 1991, reg. 10(p)
Clauses 100 - 102:	revoked by 218, 1985, reg. 3(e)
Clause 103:	substituted by 218, 1985, reg. 3(f); revoked by 17, 1986, reg. 5(d)
Clause 104:	varied by 146, 1985, reg. 56; 218, 1985, reg. 3(g)
Clause 105:	varied by 218, 1985, reg. 3(h)
Clause 106:	substituted by 218, 1985, reg. 3(i)
Clause 107:	varied by 146, 1985, reg. 57; revoked by 218, 1985, reg. 3(j)
Clause 108:	varied by 146, 1985, reg. 58; substituted by 218, 1985, reg. 3(k)
Clause 109:	varied by 146, 1985, reg. 59; 218, 1985, reg. 3(l)
Clause 110:	varied by 146, 1985, reg. 60; substituted by 218, 1985, reg. 3(m); varied by 108, 1991, reg. 10(q)
Clause 111:	varied by 222, 1984, reg. 3(c); 22, 1993, reg. 7(l)
Clause 112:	varied by 222, 1984, reg. 3(c); 146, 1985, reg. 61; 22, 1993, reg. 7(m)
Clause 116:	inserted by 226, 1984, reg. 3(f); revoked by 53, 1996, reg. 3(f)
Clause 117:	inserted by 226, 1984, reg. 3(f)
Clause 118:	inserted by 146, 1985, reg. 62; revoked by 113, 1988, reg. 8(h)
Clause 119:	inserted by 146, 1985, reg. 62; substituted by 108, 1991, reg. 10(r)
Clause 120:	inserted by 146, 1985, reg. 62; revoked by 108, 1991, reg. 10(r)
Clauses 121 and 122:	inserted by 146, 1985, reg. 62; revoked by 240, 1988, reg. 4(j); revoked by 55, 1989, reg. 4(j) (amendment revoked by 67, 1989, reg. 3)
Clause 123:	inserted by 146, 1985, reg. 62
Clause 124:	inserted by 146, 1985, reg. 62; revoked by 117, 1987, reg. 4
Clause 125:	inserted by 146, 1985, reg. 62; revoked by 60, 1996, reg. 3(d)
Clauses 126 and 127:	inserted by 146, 1985, reg. 62; revoked by 240, 1988, reg. 4(j); revoked by 55, 1989, reg. 4(j) (amendment revoked by 67, 1989, reg. 3)
Clause 128:	inserted by 146, 1985, reg. 62; revoked by 60, 1996, reg. 3(d)
Clauses 129:	inserted by 146, 1985, reg. 62; revoked by 240, 1988, reg. 4(j); revoked by 55, 1989, reg. 4(j) (amendment revoked by 67, 1989, reg. 3)
Clause 130:	inserted by 146, 1985, reg. 62; revoked by 240, 1988, reg. 4(j); revoked by 55, 1989, reg. 4(j) (amendment revoked by 67, 1989, reg. 3); inserted by 156, 1994, reg. 8(i)
Clauses 131 - 137:	inserted by 146, 1985, reg. 62
Clause 138:	inserted by 146, 1985, reg. 62; revoked by 60, 1996, reg. 3(d)
Clause 139:	inserted by 146, 1985, reg. 62
Clause 140:	inserted by 146, 1985, reg. 62; revoked by 218, 1985, reg. 3(n)
Clause 141:	inserted by 218, 1985, reg. 3(o); substituted by 108, 1991, reg. 10(s)
Clauses 142 and 143:	inserted by 218, 1985, reg. 3(o); revoked by 108, 1991, reg. 10(s)
Clause 144:	inserted by 62, 1986, reg. 2; revoked by 108, 1991, reg. 10(s)
Clause 145:	inserted by 24, 1987, reg. 3(b)
Clause 146:	inserted by 240, 1988, reg. 4(k); inserted by 55, 1989, reg. 4(k) (amendment revoked by 67, 1989, reg. 3)

Clause 147:	inserted by 240, 1988, reg. 4(k); inserted by 55, 1989, reg. 4(k) (amendment revoked by 67, 1989, reg. 3); varied by 108, 1991, reg. 10(t)
Clause 148:	inserted by 54, 1988, reg. 4(k) (disallowed); varied by 210, 1988, reg. 2; inserted by 240, 1988, reg. 4(k); inserted by 55, 1989, reg. 4(k) (amendment revoked by 67, 1989, reg. 3); varied by 108, 1991, reg. 10(u)
Clauses 149 - 153:	inserted by 240, 1988, reg. 4(k); inserted by 55, 1989, reg. 4(k) (amendment revoked by 67, 1989, reg. 3)
Clauses 154 and 155:	inserted by 108, 1991, reg. 10(v)
Schedule 2:	
Heading:	inserted by 45, 1995, reg. 5
Schedule:	varied by 222, 1984, reg. 4; 119, 1985, reg. 3; 146, 1985, regs. 63-65; 199, 1985, reg. 3; 112, 1987, reg. 2; 183, 1987, reg. 3; 113, 1988, reg. 9; 108, 1991, reg. 11; 156, 1994, reg. 9; 53, 1996, reg. 4; 202, 1997, reg. 4; , 1999, reg. 3
Schedule 3:	
Heading:	inserted by 45, 1995, reg. 6
Schedule:	varied by 117, 1987, reg. 5; 30, 1992, reg. 2; 117, 1994, reg. 3
Schedule 4:	revoked by 45, 1995, reg. 7; inserted by 202, 1995, reg. 8
Schedule 5:	varied by 98, 1985, reg. 2; 218, 1985, reg. 4; 17, 1986, reg. 6; 104, 1986, reg. 2; substituted by 178, 1987, reg. 3; varied by 113, 1988, reg. 10; 50, 1989, reg. 3; 96, 1989, reg. 1; 140, 1990, reg. 2; 203, 1990, reg. 3; 108, 1991, reg. 12; 225, 1991, reg. 6; 110, 1992, reg. 3; substituted by 207, 1992, reg. 3
Clause 2:	varied by 122, 1993, reg. 4; 101, 1994, reg. 3; 148, 1995, reg. 3(a); 157, 1996, reg. 4; substituted by 133, 1998, reg. 5; varied by 134, 1999, reg. 3(a)-(c), (e)
Clause 2(d):	revoked by 134, 1999, reg. 3(d)
Clauses 5 - 7:	inserted by 148, 1995, reg. 3(b)
Schedule 6:	
Heading:	inserted by 45, 1995, reg. 8
Schedule:	varied by 146, 1985, reg. 66; 2, 1988, reg. 3; 240, 1988, reg. 5; 55, 1989, reg. 5 (amendment revoked by 67, 1989, reg. 3); 175, 1989, reg. 3; 108, 1991, reg. 13; 11, 1994, reg. 6; 156, 1994, reg. 10; 53, 1996, reg. 5
Schedule 5:	
Clause 1(1):	varied by 196, 1997, reg. 5(a)
Clause 1(2):	varied by 196, 1997, reg. 5(b)
Clause 2:	varied by 128, 1997, reg. 3
Schedule 7	
Diagram 2:	substituted by 108, 1991, reg. 14(a)
Diagram 3A:	inserted by 156, 1994, reg. 11
Diagram 3B:	inserted by 151, 1994, reg. 5
Diagram 5A:	inserted by 200, 1994, reg. 5(b)
Diagram 5:	varied by 22, 1993, reg. 8; varied and redesignated as diagram 5B by 200, 1994, reg. 5
Diagram 7:	revoked by 203, 1984, reg. 3; inserted by 108, 1991, reg. 14(b)
Schedule 8:	
Heading:	inserted by 45, 1995, reg. 9
Schedule:	inserted by 6, 1987, reg. 5; varied by 113, 1988, reg. 11; substituted by 67, 1989, reg. 9; varied by 22, 1993, reg. 9
Schedule 9:	inserted by 67, 1989, reg. 9; varied by 22, 1993, reg. 10; substituted by 156, 1994, reg. 12
Schedule 10:	inserted by 67, 1989, reg. 9
Heading and items relating to Fisheries Act 1982:	substituted by 122, 1993, reg. 5; revoked by 7, 1998, reg. 4(a)

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Items relating to - regulation 6:	inserted by 108, 1991, reg. 15(a); revoked by 11, 1994, reg. 7(a); inserted by 151, 1994, reg. 6; substituted by 182, 1997, reg. 5(a); revoked by 7, 1998, reg. 4(b)
regulation 7:	revoked by 7, 1998, reg. 4(c)
regulation 14:	varied by 156, 1994, reg. 13(a)
regulation 35AB:	inserted by 202, 1995, reg. 9(a); substituted by 219, 1995, reg. 5(a)
regulation 35C:	substituted by 248, 1997, reg. 6(a)
regulation 35D(1):	inserted by 108, 1991, reg. 15(b)
regulation 35E:	inserted by 202, 1995, reg. 9(b); substituted by 219, 1995, reg. 5(b)
Schedule 1 -	
Items relating to -	
clause 1AA:	inserted by 248, 1997, reg. 6(b)
clause 3:	substituted by 60, 1996, reg. 4(a)
clause 4:	substituted by 53, 1996, reg. 6(a)
clause 5:	revoked by 53, 1996, reg. 6(a)
clause 6:	varied by 156, 1994, reg. 13(b); revoked by 53, 1996, reg. 6(a)
clause 7:	revoked by 45, 1995, reg. 10(a)
clauses 8 and 9:	substituted by 156, 1994, reg. 13(c)
clause 9A:	inserted by 163, 1996, reg. 4(a)
clause 10:	varied by 175, 1989, reg. 4(a)
clause 11:	revoked by 60, 1996, reg. 4(b)
clauses 13 and 14:	substituted by 163, 1996, reg. 4(b)
clause 14A:	varied by 175, 1989, reg. 4(b)
clauses 20 and 20A:	substituted by 156, 1994, reg. 13(d)
clause 27:	revoked by 53, 1996, reg. 6(b)
clause 29:	varied by 53, 1996, reg. 6(c)
clause 31:	revoked by 53, 1996, reg. 6(d)
clauses 34 - 36:	revoked by 53, 1996, reg. 6(d)
clause 43A:	revoked by 60, 1996, reg. 4(b)
clauses 48 and 49:	revoked by 108, 1991, reg. 15(c)
clause 60:	inserted by 108, 1991, reg. 15(d)
clause 63C:	inserted by 108, 1991, reg. 15(e)
clause 63D:	inserted by 219, 1995, reg. 5(c)
clause 64:	varied by 156, 1994, reg. 13(e)
clause 66:	revoked by 156, 1994, reg. 13(f)
clause 68:	revoked by 156, 1994, reg. 13(g)
clause 71AAA:	inserted by 182, 1997, reg. 5(b)
clause 71AA:	inserted by 202, 1995, reg. 9(c)
clause 71A:	inserted by 175, 1989, reg. 4(c)
clause 71B:	inserted by 108, 1991, reg. 15(f)
clause 71C:	inserted by 11, 1994, reg. 7(b)
clauses 72 and 72A:	substituted by 133, 1998, reg. 6
clauses 72B and 72C:	inserted by 133, 1998, reg. 6
clause 74A:	inserted by 202, 1995, reg. 9(d)
clause 97:	varied by 83, 1992, reg. 3
clause 98:	varied by 175, 1989, reg. 4(d); revoked by 108, 1991, reg. 15(g)
clause 110:	varied by 108, 1991, reg. 15(h)
clause 116:	revoked by 53, 1996, reg. 6(d)
clause 119:	substituted by 108, 1991, reg. 15(i)
clause 120:	revoked by 108, 1991, reg. 15(i)
clause 125:	revoked by 60, 1996, reg. 4(b)
clause 128:	revoked by 60, 1996, reg. 4(b)
clause 130:	inserted by 156, 1994, reg. 13(h)
clause 138:	revoked by 60, 1996, reg. 4(b)
clauses 141 and 142:	revoked by 108, 1991, reg. 15(j)
clause 143:	redesignated as cl. 141 by 45, 1995, reg. 10(b)
clause 144:	revoked by 108, 1991, reg. 15(k)
clauses 154 and 155:	inserted by 108, 1991, reg. 15(l)

All headings and items appearing after schedule 1: Fisheries (Fish Processors) Regulations 1991 - Items relating to -	substituted by 108, 1991, reg. 15(m)
regulation 12(4):	varied by 165, 1994, reg. 3(a)
regulation 13(4):	varied by 165, 1994, reg. 3(b)
regulation 14(5):	inserted by 165, 1994, reg. 3(c)

Fisheries (General) Regulations 1984**APPENDIX 2****DIVISIONAL PENALTIES AND EXPIATION FEES**

At the date of publication of this reprint divisional penalties and expiation fees are, as provided by section 28A of the *Acts Interpretation Act 1915*, as follows:

Division	Maximum imprisonment	Maximum fine	Expiation fee
1	15 years	\$60 000	—
2	10 years	\$40 000	—
3	7 years	\$30 000	—
4	4 years	\$15 000	—
5	2 years	\$8 000	—
6	1 year	\$4 000	\$300
7	6 months	\$2 000	\$200
8	3 months	\$1 000	\$150
9	-	\$500	\$100
10	-	\$200	\$75
11	-	\$100	\$50
12	-	\$50	\$25

Note: This appendix is provided for convenience of reference only.