

South Australia

Fisheries Management (Aquatic Reserves) Regulations 2007

under the *Fisheries Management Act 2007*

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Legislative history

1—Short title

These regulations may be cited as the *Fisheries Management (Aquatic Reserves) Regulations 2007*.

2—Commencement

These regulations will come into operation on the day on which Part 7 Division 2 of the *Fisheries Management Act 2007* comes into operation.

3—Interpretation

In these regulations—

Act means the *Fisheries Management Act 2007*.

4—Regulations have effect subject to *Fisheries Management (General) Regulations 2007*

These regulations have effect subject to the *Fisheries Management (General) Regulations 2007*, and nothing in these regulations authorises a person to act in contravention of those regulations.

5—Access to and fishing activities in aquatic reserves

For the purposes of section 76 of the Act, a person may—

- (a) enter and remain in an aquatic reserve; and
- (b) engage in a fishing activity in an aquatic reserve,

as permitted by Schedule 1.

Schedule 1—Access to and fishing activities in aquatic reserves

1—Interpretation

- (1) Terms used in this Schedule that are defined in the *Fisheries Management (General) Regulations 2007* have the same respective meanings as in those regulations.
- (2) A reference to a named aquatic reserve in this Schedule is a reference to the aquatic reserve of that name as constituted from time to time by proclamation under section 4 of the Act.

Notes—

- 1 Common and scientific fish names are given according to AS: SSA-001 *Australian Fish Names Standard* published by Seafood Services Australia in July 2007, as amended from time to time.
- 2 All lines in spatial descriptions are geodesics based on the Geocentric Datum of Australia 1994 (GDA94) as defined in the Commonwealth of Australia Gazette GN35 of 6 September 1995 and all co-ordinates are expressed in terms of GDA94.

Aquatic reserve	Persons permitted access	Fishing activity permitted in aquatic reserve to aquatic reserve
Aldinga Reef Aquatic Reserve	Any person	No fishing activity is permitted.
American River Aquatic Reserve	Any person	No fishing activity is permitted.
Bales Beach Aquatic Reserve	Any person	No fishing activity is permitted.
Barker Inlet—St Kilda Aquatic Reserve	Any person	The taking of fish by using a hand line or rod and line. The taking of bloodworms (Class Polychaeta) for bait by using a hand net.
Blanche Harbour—Douglas Bank Aquatic Reserve	Any person	The taking of fish by using a hand fish spear.
Coobowie Aquatic Reserve	Any person	The taking of fish for a non-commercial purpose using a hand line or rod and line from a boat or the shore.
	Any person	The taking of fish for the purpose of bait from the shore.
	Any person	No fishing activity is permitted in the waters of or near Salt Creek Swamp west of the main road causeway.
Goose Island Aquatic Reserve	Any person	No fishing activity is permitted.
Point Labatt Aquatic Reserve	No person	No fishing activity is permitted.

**uncommenced—29.11.2007 to 30.11.2007—Fisheries Management (Aquatic Reserves)
Regulations 2007**

Access to and fishing activities in aquatic reserves—Schedule 1

Port Noarlunga Reef Aquatic Reserve	Any person	<p>The taking of fish by using a hand line or rod and line in the portion of the Reserve comprising the waters of or near Port Noarlunga contained within and bounded by a line commencing at 35°08'49.20" South, 138°27'37.20" East, then north-easterly to the location on Mean High Water Springs closest to 35°08'45.96" South, 138°27'59.76" East, then generally southerly following the line of Mean High Water Springs to the location closest to 35°09'11.99" South, 138°28'08.92" East, then south-westerly to 35°09'15.60" South, 138°27'43.20" East, then north-westerly to the point of commencement, but not—</p> <ul style="list-style-type: none"> (a) from a boat; or (b) from any point on the Port Noarlunga Jetty within 50 metres from the western end of the Jetty; or (c) in waters to the western side of a line 25 metres to the east and parallel to the eastern boundary of the northern Port Noarlunga Reef (at low water) and the prolongations of that boundary.
	Any person	<p>The taking of fish by using a hand line or rod and line in waters in any other part of the Reserve but not—</p> <ul style="list-style-type: none"> (a) in waters within 25 metres of any part of the southern Port Noarlunga Reef that is exposed at low water; or (b) in waters within 25 metres of any part of Horseshoe Reef that is exposed at low water.
	Any person	<p>The taking of shrimp (Suborder Natantia) by hand net for bait in the waters of the estuary and Onkaparinga River upstream as far as the road bridge on the Main South Road Noarlunga Bypass.</p>
Seal Bay Aquatic Reserve	No person	<p>No fishing activity is permitted.</p>
St Kilda—Chapman Creek Aquatic Reserve	Any person	<p>The taking of Blue Swimmer Crab (<i>Portunus pelagicus</i>) by hand or by using a crab net or crab rake.</p>
Troubridge Hill Aquatic Reserve	Any person	<p>The taking of fish by using a hand line or rod and line.</p>
West Island Encounter Bay Aquatic Reserve	Teachers and students while engaged in the teaching or study of a marine science.	<p>Any fishing activity engaged in by teachers and students for the purposes of the teaching or study of a marine science.</p>

**Fisheries Management (Aquatic Reserves) Regulations 2007—29.11.2007 to 30.11.2007—
uncommenced**

Schedule 1—Access to and fishing activities in aquatic reserves

	Any person	<p>The taking of fish by using a hand line or rod and line in the portion of the Reserve comprising waters bounded as follows:</p> <p>Commencing at 200 metres seaward of Mean High Water Springs (King Beach) closest to 35°36'02.61" South, 138°35'08.34" East, then south-easterly to a line 100 metres seaward of Mean High Water Springs (West Island) closest to 35°36'17.90" South, 138°35'35.62" East, then beginning generally westerly following a line 100 metres seaward of Mean High Water Springs (West Island) to the location closest to 35°36'38.04" South, 138°35'20.46" East, then north-westerly to a line 200 metres seaward of Mean High Water Springs (King Head) closest to 35°36'24.15" South, 138°34'58.14" East, then beginning north-easterly following a line 200 metres seaward of Mean High Water Springs to the point of commencement.</p>
	Any person	<p>No fishing activity is permitted in the portion of the Reserve comprising waters bounded as follows:</p> <p>Commencing at Mean High Water Springs closest to 35°36'20.75" South, 138°35'33.16" East, then generally south-westerly following the line of Mean High Water Springs to the location closest to 35°36'27.84" South, 138°35'21.14" East, then westerly to a line 100 metres seaward of Mean High Water Springs closest to 35°36'27.84" South, 138°35'16.99" East, then generally north-easterly following a line 100 metres seaward of Mean High Water Springs to the location closest to 35°36'17.51" South, 138°35'33.16" East, then southerly to the point of commencement.</p>
Whyalla—Cowled's Landing Aquatic Reserve	Any person	<p>The taking of Blue Swimmer Crab (<i>Portunus pelagicus</i>) by hand or by using a crab net or crab rake, other than for a commercial purpose, in the portion of the Reserve comprising the waters of or near Whyalla contained within and bounded by a line commencing at Mean High Water Springs closest to 33°05'42.36" South, 137°32'07.41" East, then south-easterly to 33°06'21.51" South, 137°33'12.29" East, then south-westerly to 33°06'50.07" South, 137°32'47.96" East, then north-westerly to the location on Mean High Water Springs closest to 33°05'58.84" South, 137°31'23.08" East, then generally north-easterly following the line of Mean High Water Springs to the point of commencement.</p>

Yatala Harbour—Upper Spencer Gulf Aquatic Reserve	Any person	No fishing activity is permitted.
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Schedule 2—Revocation of *Fisheries (Aquatic Reserves) Regulations 2004*

The *Fisheries (Aquatic Reserves) Regulations 2004* are revoked.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Principal regulations

Year	No	Reference	Commencement
2007	288	<i>Gazette 29.11.2007 p4541</i>	1.12.2007: r 2