

SUPPLEMENTARY GAZETTE



**THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE**

PUBLISHED BY AUTHORITY

ALL PUBLIC ACTS appearing in this GAZETTE are to be considered official, and obeyed as such

ADELAIDE, THURSDAY, 18 SEPTEMBER 2003

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Stephen Morris, c/o P.O. Box 68, Woodcroft, S.A. 5162 (the 'exemption holder') is exempt from Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder shall not be guilty of an offence when using the number and type of devices specified in Schedule 2 for the purpose of taking carp (Family Cyprinidae) from waters as specified in Schedule 1, (hereinafter referred to as the 'exempted activity'), subject to the conditions specified in Schedule 3, from the date of gazettal of this notice until 30 June 2004, unless varied or revoked earlier.

SCHEDULE 1

The inland waters of Valley Lake (Mount Gambier), Lake Bonney and the Murray River.

SCHEDULE 2

10 drum nets
5 dip nets
2 drag nets

SCHEDULE 3

1. The exemption holder may take a maximum of 1 000 carp (Family Cyprinidae) from each of Valley Lake, Lake Bonney and the River Murray.

2. All fish taken pursuant to this notice may only be used for scientific diagnostic SVC testing purposes and must not be sold.

3. All species other than carp (Family Cyprinidae) taken in the course of the exempted activity must be immediately returned to the water.

4. The exemption holder may use up to 4 persons to assist him in undertaking the exempted activity. Any person assisting the exemption holder must be within 200 m of the exemption holder at any time whilst undertaking the exempted activity.

5. The exemption holder must not leave any device unattended for a period of more than 24 hours.

6. The exemption holder must remove all fish and other material from the devices at least once in every 24 hour period.

7. At least 24 hours prior to undertaking the exempted activity, the exemption holder must phone PIRSA Fisheries Compliance on 1800 065 522 and provide the following details:

- the proposed locations for undertaking the exempted activity;
- the dates on which the exempted activity is to be undertaken;
- and names of any persons assisting the exemption holder.

8. On or before 31 July 2004, the exemption holder must provide a written report to the Director of Fisheries, (Attention: Vicki Mavrakis, G.P.O. Box 1625, Adelaide, S.A. 5001) that provides details of:

- the number and type of fish taken pursuant to this exemption; and
- the time and location of the collection of fish; and
- outcomes of the research undertaken on the basis of the fish collected.

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

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

Dated 13 September 2003.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Damien John Wilksch (the 'exemption holder') is exempt from paragraph 34 (1) (a) of the Fisheries Act 1982 but only insofar as he may use the device described in Schedule 1 to take carp, bony bream and other non-native species in the areas specified in Schedule 2 for the purpose of trade or business (the 'exempted activity'), subject to the conditions set out in Schedule 3, from the date of gazettal of this notice until 30 June 2004, unless varied or revoked earlier.

SCHEDULE 1

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

SCHEDULE 2

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

*Area Excluded and
Period of Closure*

Lake Littra and outflow channel
Permanent—all year

Clover Lake
Permanent—all year

Coombool Swamp
Permanent—all year

Lake Limbra and outflow channel
Permanent—all year

Lake Woolpolool
Permanent—all year

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

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

Bulyong Creek
Permanent—all year

Pilby Creek
Permanent—all year

Hancock Creek
Permanent—all year

Mundic Creek
Permanent—all year

Pike Creek
Permanent—all year

Punkah Creek
Permanent—all year

Slaney Creek
Permanent—all year

Loch Luna
Permanent—all year

Cobdogla Swamp
1 August to 30 April (inclusive)

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

Lake Merreti
1 August to 31 January (inclusive)

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

SCHEDULE 3

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

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

3. The exemption holder may only engage in the exempted activity when also fishing pursuant to River Fishery Licence No. R03, and may only use a boat to engage in the exempted activity if that boat is registered by endorsement on River Fishery Licence No. R03.

4. The exemption holder must not cause or permit a person to act as his agent when engaging in the exempted activity unless that person may lawfully act as an agent for the exemption holder in relation to River Fishery Licence No. R03.

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

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

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

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

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

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

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

Dated 17 September 2003.

J. PRESSER, Principal Fisheries Manager

FISHERIES ACT 1982: SECTION 59

TAKE note that the notice made under Section 59 of the Fisheries Act 1982, and published in the *South Australian Government Gazette* on page numbers 3349 and 3350, dated 22 August 2003, being the first notice on page 3349, referring to Rodney Keith Coombs to take carp, bony bream and other non-native species in specified areas, is hereby revoked.

Dated 17 September 2003.

J. PRESSER, Principal Fisheries Manager