

**PERMIT UNDER SECTION 37  
FISHERIES MANAGEMENT ACT 1994**

In accordance with the provisions of Section 37(1)(e) of the *Fisheries Management Act 1994* (the Act) Mr Richard Bagnato or his nominee and any person of the class specified below is authorised to take and possess fish using an otter trawl net (fish) with the following specified modifications, subject to the conditions specified in this permit.

**Class of persons**

Any person who holds a Northern or Southern Fish Trawl endorsement as prescribed in the *Fisheries Management (Ocean Trawl Share Management Plan) Regulation 2006* and the *Fisheries Management (General) Regulation 2010*, respectively.

**Modification 1: 'Spilling ropes' in whiting codends for removing leatherjackets**

A single length of rope not less than 3.4 metres in length may be inserted not more than 10 meshes from the drawstring of an otter trawl net (fish) that is fitted with a whiting codend as prescribed in clause 7B(3) of the *Fisheries (Ocean Trawl Share Management Plan) Regulation 2006* and clause 24(3) of the *Fisheries Management (General) Regulation 2010*.

**Modification 2: Double-twine to the 'wings' and 'belly' (all fish trawl nets)**

The bottom of the 'wings' and 'belly' of an otter trawl net (fish) as prescribed in clause 7B of the *Fisheries (Ocean Trawl Share Management Plan) Regulation 2006* and clause 24 of the *Fisheries Management (General) Regulation 2010* may be constructed of double-twine mesh with a maximum twine diameter of 5 mm.

For the purpose of this permit:

- The bottom of the wings is defined as the bottom 15 meshes of the wings of the net, with the wings being the two tapered sections extending from the end net hangings to the mouth of the net.
- The 'bottom of the belly' is defined as the bottom half (i.e. not more than half of the circumference) of the belly of the net, with the belly being the tapered section extending from the mouth of the net to the non-tapered 'extension' section immediately forward of the codend.

**Modification 3: Double-twine mesh to the 'extension' section with whiting codends**

The 'extension' section of an otter trawl net (fish) that is fitted with a whiting codend as prescribed in clause 7B(3) of the *Fisheries (Ocean Trawl Share Management Plan) Regulation 2006* and clause 24(3) of the *Fisheries Management (General) Regulation 2010* may be constructed of double-twine mesh with a maximum twine diameter of 5 mm.

For the purposes of this permit, the 'extension' section is defined as the non-tapered part of the net immediately forward of the codend, and aft of the 'belly', which is tapered.

**Modification 4: whiting codend circumference greater than 'extension' circumference**

The meshes in circumference of the codend of an otter trawl net (fish) that is fitted with a whiting codend as prescribed in clause 7B(3) of the *Fisheries (Ocean Trawl Share Management Plan) Regulation 2006* and clause 24(3) of the *Fisheries Management (General) Regulation 2010* may exceed the number of meshes in circumference of the 'extension' section immediately forward of the codend.

### **Additional conditions**

- This permit is only valid while the permit holder or any other person authorised by this permit has a current commercial fishing licence and current nomination on an appropriate fish trawl endorsement.
- The permit holder and any other person authorised by this permit must abide by any instruction, relating to the operation of this permit, given by an Officer of the New South Wales Department of Primary Industries (NSW DPI).

### **Notes**

- A copy of this permit will be made available on the NSW DPI website:  
[www.dpi.nsw.gov.au](http://www.dpi.nsw.gov.au)
- Other than where expressly stated, this permit does not authorise fishing activities in contravention of the Act or any Regulation under this Act.
- Failure to comply with any of the conditions of this permit may result in the modification or cancellation of this permit and prosecution under the Act.
- This permit may be varied, suspended or cancelled at any time by a duly delegated officer of NSW DPI.
- The issue of this permit in no way implies or guarantees future rights in any fishery or continued use of any of the modifications authorised by this permit beyond the date of expiry of this permit.

Unless sooner suspended or cancelled, this permit remains in force for a period of **five years** from the date of the permit.



Dr Geoff Allan  
**Deputy Director General DPI Fisheries**

Date: 17 February 2015