



## COMMERCIAL FISHERIES REFORM

# Commercial Fisheries Newsletter

Newsletter Number 1/2014

Welcome to the first edition of this newsletter for 2014

The focus of this edition is:

- A revised reform program timeline
- Share Linkage Working Groups
- Structural Adjustment Review Committee
- Your opportunity for input
- More on the exit grant process
- Personal and financial support.

This newsletter will continue to be sent out to fishers via mail during 2014, filling the gap between other updates via letters, emails, phone calls, face-to-face meetings and the DPI website.

A new Industry Liaison Manager, Chad Lunow, has been appointed and is available for discussions. An introduction to Chad and his contact details are can be found on page 6.

### Timeline for the reform program

Following advice from the Structural Adjustment Review Committee (SARC), a revised timeline for the reform program has been developed (Figure 1 to the right).

### Reform program webpage

Check out the reform program webpage as it is being updated as things progress. It includes a wide range of information including share linkage working group agendas, papers and outcomes, share trading noticeboard and a "quick update" section to help you keep up to speed with the latest. See:

[www.dpi.nsw.gov.au/fisheries/commercial/reform](http://www.dpi.nsw.gov.au/fisheries/commercial/reform)

Note that broader industry consultation will commence soon. All fishers will receive options for comment (via mail). No decisions have been made on share linkage in each share class at this stage.

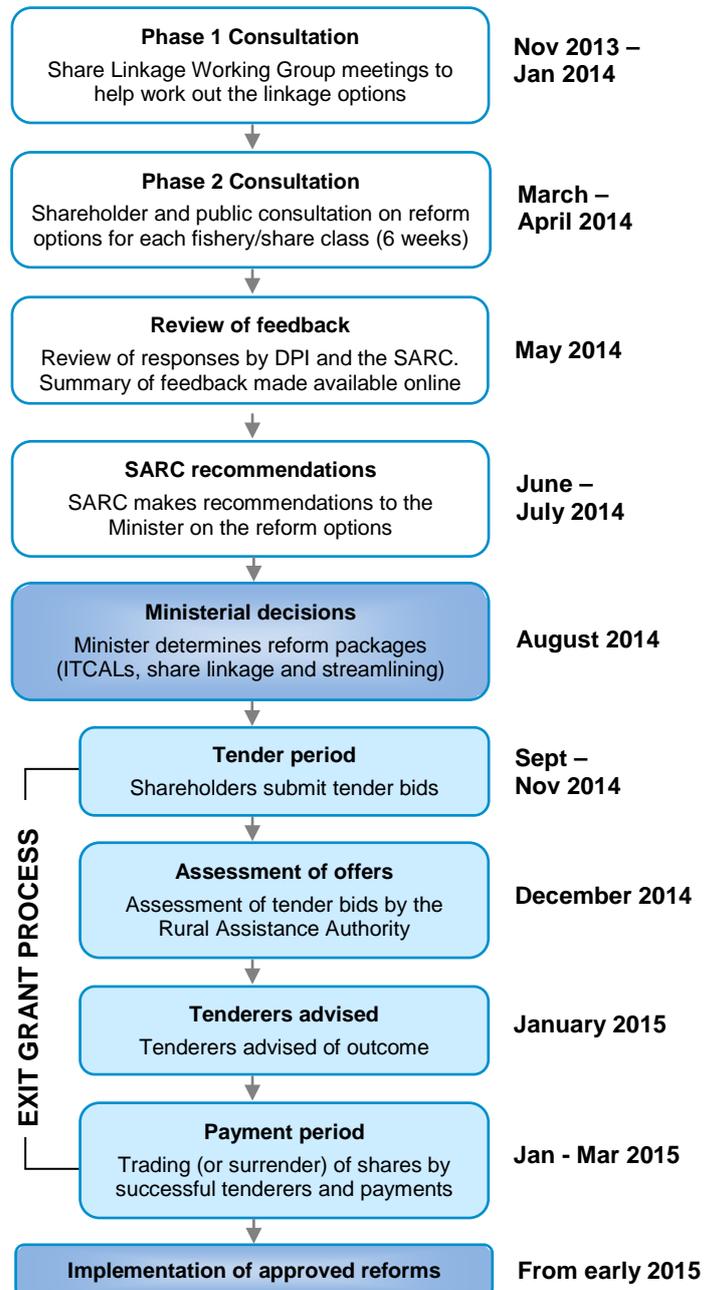


Figure 1: Reform program process

## Share Linkage Working Groups

Share Linkage Working Groups were formed after a call for expressions of interest from all fishers early last year.

The groups met mid-year and then again between November 2013 and February 2014 to consider information from DPI and advice from the SARC. They have commented on reform issues including:

- *Interim Total Commercial Access Levels (or "ITCALs" for short)*

Working out ITCALs has been one of the main tasks. The ITCALs will be the total level of catch or effort set for a share class, which would then be allocated amongst all shareholders in proportion to shareholdings. They are different to a Total Allowable Catch (TAC) or Total Allowable Effort (TAE) because they will not be set using scientific information – that will happen several years down the track. Instead, they will be set taking account of past catch and effort information (totals for each fishery).

- *Shares linkage options*

DPI is putting together a range of share linkage options ready for broader industry input. The working groups have helped to identify the different options and the pros and cons of each (e.g. catch quotas, effort quotas or managing the number of endorsements in each share class using minimum shareholdings). Soon, it's over to you to consider the information and options and give us your advice.

- *Streamlining existing management rules*

The working groups and others have submitted some of the current restrictions they would like changed or removed if alternative catch/effort controls were implemented. Improving operational efficiency for fishers into the longer term is an important part and one of the main benefits of the reform.

It is important to note that the working groups are providing initial advice on the options only; they will not be making final recommendations to the SARC or the Minister. DPI thanks working group members for the time and energy they have put into the process and the views put forward so far.

If you haven't done so already, check out the range of working group papers and information, including background papers, outcomes, etc. on the DPI website at:

[www.dpi.nsw.gov.au/fisheries/commercial/consultation/commercial-fisheries-working-groups](http://www.dpi.nsw.gov.au/fisheries/commercial/consultation/commercial-fisheries-working-groups)

## Preparation of public exhibition papers

DPI is currently finishing the share linkage option papers ready for broader industry and public consultation. These will be mailed to all shareholders shortly.

The options papers will include linkage options, proposed ITCALs and the types of restrictions that are proposed to be adjusted or removed under each option.

When they are mailed, each shareholder will get a document which will have general information covering multiple fisheries and individual options papers covering the share class(es) held by the shareholder. In other words, the papers that each fisher receives will be relevant to the shares they hold.

All documents (for all share classes) will be placed on the website and additional hard copies will be available upon request.

## Your input into reforming the industry

DPI values constructive feedback from fishers - it helps shape future management arrangements. Many significant changes have already been made within the reform program to address issues raised. Examples include: changing the 2013/14 share management charges (e.g. adjusting the discount factor from 10% to 40%, providing flexible instalment terms, etc), waiving share transfer fees, changing the proposed ITCAL levels, steering options on share linkage, considering exit grants at the 'share class' level (where possible), and many more. The SARC has also identified some key approaches that are being considered for reducing the potential financial burden on fishers, such as staging in linkage options, looking at novel ways to allocate shares in new share classes (if needed), and a proposal to cap fees for three years.

We want everyone to understand the options and help to work out the best overall approach. So when the options papers are sent out to all fishers later this month, we encourage you to talk to us, meet up with the Fisheries Managers and the new Industry Liaison Manager who will be visiting regional ports, and take the time to put pen to paper and send in a response form or prepare your own submission. The dates and locations of port visits will be sent when the options papers are mailed to fishers.

Input from other stakeholder groups will also be sought given the shared nature of the State's fisheries resources and the high level of community interest and opinion on management of commercial fisheries.

## Considering the stakeholder feedback

A summary of responses received during the public comment phase will be prepared as soon as possible after the closing date for responses. The summary will be publicly available.

To ensure it sees the full range of views and opinions, the SARC will be given the summary of responses as well as a copy of each individual submission.

People who lodge a submission will be able to indicate if they wish their responses to remain confidential, in which case any identifying features will be removed before any release or publication.

## Decisions on share linkages

The Minister for Primary Industries will make the final decisions on the forms of share linkage and ITCALs by around the end of August 2014, taking account of the feedback provided through the consultation process and the final recommendations made by the SARC.

So, around August and September this year will be an important time for shareholders, as everyone will then know what level of access each share will provide. You will then be in a more informed position to decide whether to maintain your current shareholdings, adjust your business structure or apply for a financial grant to exit from certain share classes, fisheries or the industry.

DPI understands that the lead up to this point is an uncertain time for fishers and that uncertainty can be stressful. However, all shareholders need the chance to comment and share their views on the range of options developed before any linkage decisions are made. Time is also needed for DPI, the SARC and ultimately the Minister to give proper consideration to the feedback received.

While it is too early to tell how your business structure and practices may fit within the future arrangements, it is not too early for fishers to start thinking about some of the things they will need to consider as the information becomes available.

The release of the options papers later this month should stimulate some thought about which of the options could work best for you, your fishery and/or the industry more generally into the future.

The new Industry Liaison Manager will be available to discuss options and issues over the coming months (see the new contact details later in this newsletter).

## Exit grants

A two page information flyer was recently mailed to business owners with important information on the exit grant program. The flyer is available on the website at:

[www.dpi.nsw.gov.au/\\_\\_data/assets/pdf\\_file/0008/506294/Exit-Grant-Information-Flyer.pdf](http://www.dpi.nsw.gov.au/__data/assets/pdf_file/0008/506294/Exit-Grant-Information-Flyer.pdf)

One point of clarification on the flyer is that the exit grant rankings will not be calculated on the GVP (gross value of production) of individual fishing businesses. Rather, they will be based on the total value of all catches recorded for each whole share class. Further, those calculations will not take account of records past June 2012.

**A detailed package of information about the exit grant opportunity will be sent to all business owners before that process starts.**

## SARC update

Since the last reform newsletter was mailed to fishers, the SARC has held two face-to-face meetings: one in September 2013 and the other in January 2014.

The SARC plays a key role in overseeing the reform process and in providing guidance and advice to the Government.

A range of important advice has been provided by the SARC to date including:

- That DPI should adjust the timing of the start of the exit grant tender phase to after Ministerial decisions on share linkage are made, so that shareholders are better informed before they make important decisions about their future. The new timeline reflects this.
- Waiving share transfer fees during the exit grant process. DPI has since agreed to waive all share transfer fees from 1 June 2013 until the end of the exit grant process.
- Staging in or slightly delaying the commencement of the linkages for some share classes where well justified, to ease the financial burden on high catch fishers.
- Setting ITCALs at levels above average catches, to facilitate the adjustment process and minimise the burden on active fishers.
- Whether they are active or inactive, all shareholders have legal rights that were allocated at the start of share management in 2007; these must be recognised.
- The reduction of diversification is not an objective of the reforms. In fact, after the adjustment phase the new structure could promote diverse operations by allowing fishers

to work under smaller shareholdings in multiple share classes.

- Minimising the impact of the reforms on active fishers remains central to the consideration of future linkage options and approaches.
- The SARC recognises that personal hardship may be experienced by individuals through the reform process. A range of approaches are being looked at to minimise the short term burden, and a range of free financial support and counselling services are available for fishers to use.

For more information and to view the SARC's recommendations in full, you can view the Chair's summaries on the DPI website (at [www.dpi.nsw.gov.au/fisheries/commercial/reform/sarc](http://www.dpi.nsw.gov.au/fisheries/commercial/reform/sarc)) or to be mailed a hard copy phone Shane McGrath on (02) 6691 9678.

### Other important reform issues

DPI and the SARC are aware of a number of other issues surrounding the reform program that are of interest or concern to some shareholders. The following clarification is provided:

#### Marine Parks and RFHs:

Changes to marine parks and Recreational Fishing Havens (RFHs) are outside the scope of the commercial fisheries reform program. However the marine park arrangements are under review as part of the NSW Marine Estate reforms.

#### Fishing Businesses (FBs):

Some shareholders are concerned about the proposals to remove or relax certain restrictions such as the limit on the number of FBs issued, share trading rules, mandatory boat licensing, net registrations, etc.

The Independent Review recommended that FBs should cease to have a role as an effort management tool (i.e. FBs would no longer be limited) once linkages are in place. This does not mean that FBs will be removed all together, as they will continue to play an important administrative role. Because the limit on the number of FBs can be managed on a share class by share class basis (as happens with abalone and lobster already), the limit will only be removed for a share class if we end up with a strong linkage that ensures catch or effort in that sector is adequately controlled. It would be too risky to remove this limit before that time.

The current market value of a FB exists because they are limited. As such limits are progressively removed, we expect that the value (some or all) vested in FBs now will transfer over to the shares, as the shares will become the sole limited,

transferable and strong property right. Importantly, shares can be mortgaged and attract statutory compensation if a fishery is closed – FBs hold no such security.

Note that to give some recognition of the value vested in FBs currently, DPI has agreed to include 'removal of a FB' as one of the factors in determining the ranking of offers during the exit grant process. This means that if an exit grant tender bid resulted in the removal of a FB, then a higher weighting will be applied to that offer compared with a like offer that didn't result in removal of a FB. Further details to come as this concept is developed.

#### Fishing boat licences:

The SARC has noted that the streamlining of existing fishing controls should include the removal of as many administrative constraints/costs as possible. Initial discussions on this issue with fishers have suggested a good level of support for removing the requirement to licence boats in the estuary and beach fisheries, but reluctance to do so in some ocean based fisheries where boat licences have played a large role in managing fishing effort over the years (and have a higher market value).

The options papers that are in preparation will consider the issue of boat licensing for each fishery against the various linkage options, and like many of the other existing input controls, their potential for removal is likely to depend on the strength of the linkage. Shareholder feedback on this issue will be important in the upcoming comment stage.



## Support for dealing with change

Change is confronting and can be a difficult process for many people, especially when you feel it has been thrust upon you.

The SARC and DPI are very aware of the challenges and pressures that the reform program is placing on some fishers and their families and encourages anyone experiencing difficulty to take advantage of the range of support services available.

### Health services

A range of free services are available to anyone who feels they are experiencing difficulties and need to talk to someone. Some services offer crisis support, such as LifeLine, others such as MensLine Australia offer a call back service. Local GPs are also often able to put you in contact with local counselling services. Attached to this newsletter is a leaflet with the contact details for a wide range of services available.

### Business support services

**Rural Financial Counselling Service:** A free and confidential service independent of Government is available to fishers who may be suffering financial hardship or need assistance in business planning. Services include:

- Assessing and preparing reports on current financial, cash flow and viability circumstances
- Helping fishers understand their financial and business position, complete action plans, identify training needs, identify issues and plan options to achieve realistic goals
- Connecting fishers to information about government and industry assistance
- Support in succession planning, including preparing statements of their current financial position and compiling relevant questions for succession planning experts
- Referral to professional service providers including accountants, lawyers, financial planners, social counsellors, family mediators, small business advisors etc.

For more information please contact:

**Casino/Nth Coast:** Steve Sibley Ph: (02) 6662 6191; [steve.sibley@rfgcnsnw-northernregion.org](mailto:steve.sibley@rfgcnsnw-northernregion.org)

**Grafton/Clarence:** Stuart Brummell Ph: (02) 6732 3325; [stuart.brummell@rfgcnsnw-northernregion.org](mailto:stuart.brummell@rfgcnsnw-northernregion.org)

**Macksville/Coffs Coast:** Terry Pearce Ph: (02) 6568 3888; [macksville@rfgcnsnw-northernregion.org](mailto:macksville@rfgcnsnw-northernregion.org)

**Gloucester:** Ron Lindsay Ph: (02) 6558 2570; [ron.lindsay@rfgcnsnw-northernregion.org](mailto:ron.lindsay@rfgcnsnw-northernregion.org)

**Taree:** Andrew Ellem Ph: (02) 6551 5879; [andrew.ellem@rfgcnsnw-northernregion.org](mailto:andrew.ellem@rfgcnsnw-northernregion.org)

**Small Biz Connect:** Face-to-face assistance is available with around 60 Small Biz Connect advisors based in NSW. Small Biz experts can help fishers start, expand or exit their business, develop key business skills and more. An interactive online Small Business Toolkit is available, which includes information on business planning (from starting or retiring), finance and cash flow, marketing and employee management.

There is an online postcode search tool for people to find the nearest Small Biz Connect advisor at: [www.smallbusiness.nsw.gov.au/smallbiz-connect](http://www.smallbusiness.nsw.gov.au/smallbiz-connect)

Alternatively, the office of the Small Business Commissioner can be contacted via phone 1300 795 534; (02) 8222 4800 or email: [we.assist@smallbusiness.nsw.gov.au](mailto:we.assist@smallbusiness.nsw.gov.au)

The role of the Office of the Small Business Commissioner is to support small businesses throughout NSW by:

- Providing dispute resolution services
- Delivering quality business advice through Small Biz Connect
- Speaking up for small business within government.

### Share trading notice board

To facilitate the trading of shares, a share trading notice board is available to those who don't have a FishOnline account. The trading board provides for advertising items wanted or for sale including shares and fishing equipment etc. The board is updated weekly and is available at the following webpage: [www.dpi.nsw.gov.au/fisheries/commercial/fishonline-noticeboard](http://www.dpi.nsw.gov.au/fisheries/commercial/fishonline-noticeboard)

DPI is also working on the development of an online 'share exchange' system that will provide for anonymous share trading and the display of live market prices for shares. This will be built before the exit grant process starts.

### Current shareholding information

Publicly available information on shareholdings in each share managed fishery is regularly updated and can be accessed via:

[www.dpi.nsw.gov.au/fisheries/commercial/shareholding-information-for-share-management-fisheries](http://www.dpi.nsw.gov.au/fisheries/commercial/shareholding-information-for-share-management-fisheries)

## Industry Liaison Manager update

Since the departure of Dallas D'Silva late last year, Veronica Silberschneider has been acting in the Industry Liaison Manager role. Since October, Veronica has met with fishers in Eden, Bermagui, Batemans Bay, Newcastle and Tuncurry and Coffs Harbour to keep them informed about the reform program, as well as continuing to develop the linkage options for the Ocean Trap and Line Fishery which she manages.

Following an external recruitment process, Chad Lunow has been appointed as the new Industry Liaison Manager. He is based in the Coffs Harbour DPI Office.

Chad is moving across from Western Australia where he has worked as a Senior Policy Officer for the key industry association in Western Australia, the Western Australian Fishing Industry Council (WAFIC).

Chad is trained as a Marine Biologist/Zoologist (from James Cook University in Townsville) and has worked within fisheries agencies in Queensland and Western Australia for over 16 years. He worked alongside commercial fishers for over 10 years while developing and running Queensland's Long-Term Monitoring Program. During this time, he gained a good appreciation for industry's issues, concerns, benefits and challenges.

Chad is passionate about bridging the communication gap between government and the fishing industry through generating a clear understanding of each others concerns, aspirations, roles and responsibilities. Having worked for both industry and government in the past, he is well placed to undertake this role. Chad says he looks forward to meeting NSW fishers and working closely with you throughout the remainder of the reform process.

Chad is contactable when in the office on (02) 6691 9684, by mobile phone on 0437 942 142 or by email: [chad.lunow@dpi.nsw.gov.au](mailto:chad.lunow@dpi.nsw.gov.au)

## Industry consultation services update

Late last year DPI commenced an open tender process for companies or organisations who were interested in delivering consultation services on issues relating to the commercial fishing industry. The tender, which closed on 16 January 2014, covers consultation services only and does not cover any lobbying or advocacy work.

A Tender Evaluation Panel is in the process of assessing the 10 tender responses received, based on predetermined evaluation criteria.



Photo: Chad Lunow, new Industry Liaison Manager

## Fishing cooperatives study update

Following concerns raised about the potential impact of the commercial fisheries reforms on the viability of fishing cooperatives in NSW, a study was commissioned aiming to provide a better basis for informed future policy discussions.

A draft report, "NSW Fishing Cooperative Viability Study" has been prepared by GHD and presented to the last NSW Co-operatives Association meeting held in Sydney and to the SARC. The report has been revised to take account of comments received and is close to finalisation.

The final report will be made publicly available through publication on the reform program website once it has been delivered.

## FishOnline

FishOnline is a new free online self-service system developed for use by commercial fishers. It provides access to business information 24/7 and provides an easy to use alternative to lodging paper logbooks. Following the pilot phase this system will also provide for online share trading.

The FishOnline self-service system includes a live notice board for the sale and trade of items in the commercial fishing industry. To advertise within FishOnline, you will need to register by phoning 1300 720 662 or emailing:

[fishonline.support@dpi.nsw.gov.au](mailto:fishonline.support@dpi.nsw.gov.au)

## A FEW NON-REFORM ISSUES

### .....Food safety update (spanish mackerel)

#### Advice to fishers on mid north and far north NSW coast from the NSW Food Authority:

The NSW Food Authority has received notification of several ciguatera food poisoning cases resulting from the consumption of large Spanish Mackerel (over 10 kg) caught by a licensed fisher off Evans Head and a recreational fisher off Scotts Head.

The NSW Food Authority advises that fishers and consumers should not eat large Spanish Mackerel and that consumption currently represents an increased risk of ciguatera poisoning.

If you are concerned about ciguatera poisoning contact your Local Public Health Unit on 1300 066 055 or if you would like further information contact the NSW Food Authority helpline on 1300 552 406 or [contact@foodauthority.nsw.gov.au](mailto:contact@foodauthority.nsw.gov.au)

#### Advice from the Sydney Fish markets:

From Thursday, 27 February 2014 Sydney Fish Market has not accepted Mackerel from NSW or Queensland that is over 10 kg in whole weight due to concerns for public safety relating to ciguatoxin.

For enquiries related to this revision of SFM's policy, please contact Mark Boulter, SFM's risk and compliance manager on (02) 9004 1128 or [markb@sydneyfishmarket.com.au](mailto:markb@sydneyfishmarket.com.au)

For more information on ciguatoxin and SFM's revised guidelines for high risk areas and species, please see Sydney Fish Market's Seafood Handling Guidelines, Appendix 1 available online at:

[www.sydneyfishmarket.com.au/PoliciesandReports/tabid/54/Default.aspx](http://www.sydneyfishmarket.com.au/PoliciesandReports/tabid/54/Default.aspx)

### Grids to reduce Mulloway bycatch in Ocean Trawl Fishery

A new approach to managing the OTF interaction with mulloway is in the final stages of development.

The approach has been guided by advice from members of the North Coast Mulloway Bycatch Reduction Working Group and the PFA.

One important initiative is the voluntary use of grids when mulloway numbers are high to reduce the risk of DPI initiating closures.

DPI has also agreed to fit one net with a grid when conducting test shots with a view to providing for conditional access if grids are demonstrated to reduce bycatch to acceptable levels.

The maximum grid bar spacing used by DPI when conducting test shots (and required to be used if conditional access is granted) will be 17 mm.

Detailed advice will be issued as soon as the new approach is finalised.

# FishOnline

Fisheries NSW have developed an online self-service system, called FishOnline, which provides access to business information and transactions to the commercial fishing industry 24/7. FishOnline is currently running in pilot and will progressively be rolled out to Industry.

#### FishOnline will currently allow you to:

- » Lodge your catch records electronically (for non-quota based fishing activities or Lobster byproduct), including nil returns
- » See your recorded catches dating back to 1 July 2009
- » Get an up-to-date view of Lobster and Abalone quota balance/s
- » View your authorised fisher history dating back to February 2007
- » View the endorsement history of your businesses
- » View your licence details
- » Receive messages securely
- » Post and browse advertisements on the FishOnline NoticeBoard – What's New For Sale or Trade
- » Manage aspects of your FishOnline account
- » Appoint and permission agents to act on your behalf

#### In the future FishOnline will also provide functionality to:

- » Renew licences
- » Transfer shares and/or businesses
- » Transfer quota
- » Replace licence/fishing business cards
- » Authorise/revoke fishers
- » Complete Quota Catch & Effort Logsheets
- » Update your contact details

It's quick, easy and simple to use.

Registration and use of FishOnline self-service system is free of charge

#### Electronic online transactions:

- » No more handwritten catch logbooks.
- » You can submit, confirm and get a receipt number instantaneously for your catch records.
- » You can save information and continue later.
- » Got anything for sale or trade? Why not post your advertisement online.
- » Access your personal information securely



**FishOnline**

FishOnline information is available on the DPI website [www.dpi.nsw.gov.au/fisheries/commercial/info/fishonline](http://www.dpi.nsw.gov.au/fisheries/commercial/info/fishonline) or email [fishonline.support@dpi.nsw.gov.au](mailto:fishonline.support@dpi.nsw.gov.au) or phone 1300 720 662

## CONTACTS

### Fishery managers:

While the reform program is underway, some changes have been made to the general day to day contacts for some fisheries.

Darren Reynolds, Darren Hale, Veronica Silberschneider and Josh Foster have a full time focus on the reform program at present.

For non-reform (i.e. general day to day) issues, please contact the following managers and fisheries management officers:

|                                  |                   |              |
|----------------------------------|-------------------|--------------|
| <b>Ocean Trap &amp; Line</b>     | Miriam Vandenberg | 02 9435 4680 |
| <b>Ocean &amp; Estuary Trawl</b> | Karina Hall       | 02 6652 0982 |
| <b>Ocean Hauling</b>             | Miriam Vandenberg | 02 9435 4680 |
| <b>Estuary General</b>           | Damian Young      | 02 6691 9685 |
| <b>Lobster &amp; Inland</b>      | Nicholas Giles    | 02 6652 0919 |
| <b>Abalone</b>                   | Cameron Westaway  | 02 6042 4211 |
| <b>General</b>                   | Doug Ferrell      | 02 9435 4667 |

### Catch Records:

The catch records section of Fisheries Business Services is based in Coffs Harbour.

Phone: (02) 6648 3921

Facsimile: (02) 6391 4709

Post: Catch Records  
PO Box 4157  
Coffs Harbour Jetty NSW 2450

Email: [catch.records@dpi.nsw.gov.au](mailto:catch.records@dpi.nsw.gov.au)

### Licensing:

The licensing section of Fisheries Business Services is based in Nowra.

Phone: 1300 720 662

Facsimile: (02) 4424 7449

Post: Fisheries Business Services  
Locked Bag 3020  
Nowra NSW 2541

Email: [fisheries.businessservices@dpi.nsw.gov.au](mailto:fisheries.businessservices@dpi.nsw.gov.au)

### Feedback welcome

NSW DPI welcomes feedback from the industry on this newsletter and communication tools in general.

Given the diverse nature of the industry, a variety of communication tools (e.g. DPI website, media releases, letters, emails, telephone, face to face meetings) will be used to keep fishers informed and seek their feedback on the reforms.

Suggestions on this and other communication tools (e.g. social media) to ensure timely and efficient communication with the industry can be provided to Chad Lunow.

Fishers who would like a hard copy of documents referred to in this newsletter posted to them can contact Shane McGrath on (02) 6691 9678.

### For more information contact

Mr Chad Lunow  
Industry Liaison Manager  
NSW Department of Primary Industries  
PO Box 4291 Coffs Harbour, NSW 2450

Phone: (02) 6691 9684

Mob: 0437 942 142

Email: [chad.lunow@dpi.nsw.gov.au](mailto:chad.lunow@dpi.nsw.gov.au)

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Disclaimer: The information contained in this publication is based on knowledge and understanding at the time of writing (March 2014). However, because of advances in knowledge, users are reminded of the need to ensure that information upon which they rely is up to date and to check currency of the information with the appropriate officer of the Department of Primary Industries or the user's independent adviser.

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