



Information Paper:

Changes to NSW Fisheries Legislation

This paper provides a summary of recent changes to fisheries legislation. The changes commenced on 1 September 2010. The changes have come from the requirements of the *Subordinate Legislation Act 1989* to replace the *Fisheries Management (General) Regulation 2002* with the new *Fisheries Management (General) Regulation 2010*.

This paper should be used as a guide only. You are encouraged to read the regulations which are available on the NSW legislation website www.legislation.nsw.gov.au or follow the links on the I&I NSW website www.industry.nsw.gov.au

For further information please contact the Fisheries Resource Management Unit on (02) 9527 8411.

Removal of minimum legal length for Sole

The minimum length for sole has been removed.

Yabby Traps

The new Regulation now provides for the use of 100 yabby traps in the Inland Restricted Fishery. This removes the requirement for this to be included on permits issued under Section 37 of the Act.

A yabby trap must be constructed of netting or mesh not less than 13 mm along the longest diagonal.

Classes of Commercial Fishing Licences

The number of commercial fishing licence classes has been reduced from three to two. The existing Class 1 licence remains and now also covers the previous Class 2 licence. The old Class 3 licence is now a Class 2 licence.

Transitional arrangements are in place to ensure that licences granted under the old Regulation are rolled over to a Class 1 or Class 2 licences under the new Regulation. The new class numbering will be shown on licences issued at time of renewal or for any new applications.

Unlicensed crew must not sell fish

The new Regulation now makes it clearer as to when it is an offence for an unlicensed person to sell fish. Some people are exempt in certain circumstances.

Refusal, suspension and cancellation of an endorsement

Minor changes have been made regarding when an endorsement may be refused, suspended or cancelled.

Displaying the letters 'LFB' on a boat

The new Regulation makes it an offence for a person to operate a boat that displays the letters "LFB" in any waters and for the owner of a fishing boat to cause or permit the letters "LFB" to be displayed on a boat in any waters if the boat is not licensed under the Act.