

Column 1 Species	Column 2 Period	Column 3 Method	Column 4 Waters	Column 5 Trip Limit
Ocean perch (<i>Helicolenus percoides</i>).	All year.	All methods.	All ocean waters south of Barrenjoey Head.	No more than 300 kg whole weight during each fishing trip.
Tiger flathead (<i>Neoplatycephalus richardsoni</i>), toothy flathead (<i>Neoplatycephalus aurimaculatus</i>), southern sand flathead (<i>Platycephalus bassensis</i>), southern bluespotted flathead (<i>Platycephalus speculator</i>) and bluespotted flathead (<i>Platycephalus caeruleopunctatus</i>)	All year.	Otter trawl net (fish), Danish seine.	All ocean waters south of Barrenjoey Head.	No more than 200 kg whole weight of all species combined during each fishing trip.
Toothy flathead (<i>Neoplatycephalus aurimaculatus</i>), southern sand flathead (<i>Platycephalus bassensis</i>), southern bluespotted flathead (<i>Platycephalus speculator</i>).	All year.	All methods other than otter trawl net (fish), Danish seine.	All ocean waters south of Barrenjoey Head.	No more than 200 kg whole weight of all species combined during each fishing trip.

Note: This fishing closure is intended to have extraterritorial application insofar as the Act permits.

(n2019-991)

FISHERIES MANAGEMENT ACT 1994

Fisheries Management (Recreational Fishing Gemfish Possession) Order 2019

I, DAVID McPHERSON, Acting Deputy Director General Fisheries, with the delegated authority of the Minister and the Secretary in pursuance of sections 227 and 228 of the *Fisheries Management Act 1994* ("the Act"), and in pursuance of section 17C of the Act, give notice of the following order relating to the possession of Gemfish.

Dated this 16th day of April 2019

DAVID McPHERSON
Acting Deputy Director General Fisheries
Department of Primary Industries
(an office within the Department of Industry)

1. Name of Order

This Order is the *Fisheries Management (Recreational Fishing Gemfish Possession) Order 2019*.

2. Commencement and duration

This Order commences on 1 May 2019 and will remain in force for 5 years.

3. Definitions

In this notification:

Gemfish means the species *Rexea solandri*.

possession limit means the maximum quantity of fish that a person may have in the person's possession in any specified circumstances.

the Act means the *Fisheries Management Act 1994*.

Note: Pursuant to section 11 of the *Interpretation Act 1987*, **boat**, **fish**, **possession** and **recreational fisher** have the same meaning as in the Act.

4. Possession limit

- (1) The possession limit in this Order applies to any person, other than a commercial fisher, on a boat in any waters.
- (2) Pursuant to section 17C of the Act, in the circumstance where a person is on a boat with other persons, the maximum number of Gemfish the person may have in their possession will be the number in Column 2 of the Table and will be determined by the number of Gemfish in possession of the other persons set out in Column 1 of the Table:

Column 1	Column 2
Total number of Gemfish in the possession of other persons on the boat	Possession limit
10 or more	0
9	1
8	2
7	2
6	2
5	2
4	2
3	2
2	2
1	2
0	2

Note 1: This Order is made in conjunction with the *Fisheries Management (Gemfish Fishing Closure) Notification 2019*.

Note 2: Clause 13 of the *Fisheries Management (General) Regulation 2010* imposes daily bag limits and possession limits for Gemfish.

(n2019-992)

FISHERIES MANAGEMENT ACT 1994**Fisheries Management (Gemfish Fishing Closure) Notification 2019**

I, DAVID McPHERSON, Acting Deputy Director General Fisheries, with the delegated authority of the Minister and the Secretary in pursuance of sections 227 and 228 of the *Fisheries Management Act 1994* ("the Act"), and in pursuance of section 8 and section 11 of the Act, revoke the existing Gemfish fishing closure and give notice of the following fishing closure for Gemfish.

Dated this 16th day of April 2019

DAVID McPHERSON
Acting Deputy Director General Fisheries
Department of Primary Industries
(an office within the Department of Industry)

Explanatory note:

The purpose of this notification is to revoke the existing Gemfish fishing closure and to make a new Gemfish fishing closure as a consequence of new management arrangements applying to the taking of Gemfish by commercial fishers following the NSW Commercial Fisheries Business Adjustment Program.

1. Name of Notification

This notification is the *Fisheries Management (Gemfish Fishing Closure) Notification 2019*.

2. Commencement and duration

This notification commences on 1 May 2019 and will remain in force for five 5 years.

3. Revocation

Pursuant to section 11 of the Act, the *Section 8 Notification – Fishing Closure Gemfish (Rexea solandri)* notification published in NSW Government Gazette No. 59 of 17 July 2015 at page 2193 is revoked, as is any notification revived as a result of this revocation.

4. Definitions

In this notification:

natural coast line has the same meaning as in Schedule 1 to the Act.

ocean waters has the same meaning as in Schedule 1 to the Act.

southern fish trawl endorsement has the same meaning as in clause 169 of the *Fisheries Management (General) Regulation 2010*.

the Act means the *Fisheries Management Act 1994*.

Note: Pursuant to section 11 of the *Interpretation Act 1987*, **commercial fisher**, **fish**, **recreational fisher** and **take** have the same meaning as in the Act.

5. Fishing closure

Pursuant to section 8 of the Act, a person of the following class is prohibited from taking Gemfish (*Rexea solandri*) from ocean waters less than 3 nautical miles from the natural coast line and south of a line drawn due east from Barrenjoey Head:

- (a) a recreational fisher;
- (b) a commercial fisher taking fish under the authority of a southern fish trawl endorsement.

Note: This notification is made in conjunction with the *Fisheries Management (Recreational Fishing Gemfish Possession) Order 2019*.

(n2019-993)