

**FISHERIES MANAGEMENT ACT 1994**  
**Section 8 Notification – Fishing Closure**  
**Hoop or lift nets (modified collapsible crab traps)**

I, SEAN SLOAN, Deputy Director General, Department of Primary Industries Fisheries, with delegated authority under sections 227 and 228 of the Fisheries Management Act 1994 (“the Act”) and pursuant to sections 8 and 11 of the Act give notice of the following fishing closure for recreational fishers.

Dated this day of 8 February 2022.



Sean Sloan  
Deputy Director General, DPI Fisheries

Department of Regional NSW

**Part 1 Preliminary**

**1. Name of Notification**

This notification is the Fisheries Management (Hoop or lift nets – modified collapsible crab traps) Notification 2022.

**2. Commencement and duration**

This notification commences on the date of publication and will remain in force for five (5) years).

**3. Revocation**

Pursuant to section 11 of the Act, *Section 8 Notification – Fishing Closure – Hoop or Lift net (modified collapsible crab traps) published in NSW Government Gazette No 17 of 10 February 2017 at page 369* and any notification revived as a result of this revocation is revoked.

**4. Definitions**

In this notification:

**hoop or lift net** has the same meaning as in *clause 30 of the Fisheries Management (General) Regulation 2019*.

**recreational fisher** means a fisher who takes fish by any method, otherwise than for sale.

**The Act** means the *Fisheries Management Act 1994*.

**Part 2 Fishing closure**

**5. Fishing closure**

Pursuant to section 8 of the Act, all recreational fishers are prohibited from taking fish using a hoop or lift net that has any entrances around the sides (as opposed to the top) of the hoop or lift net

## Clause 30 of the *Fisheries Management (General) Regulation 2019*

### 30 Hoop or lift net

- (1) It is lawful for a person to use a hoop or lift net for taking fish (other than rock lobster or restricted species of fish) in the waters specified in the Table to this clause if the net complies with the description as set out in that Table and the following conditions are complied with—
- (a) the net is used only as a hand implement and only by the method of lowering the net into the water and then drawing the net vertically to the surface,
  - (b) a person uses no more than—
    - (i) 4 nets at any one time when fishing in estuarine waters only, and
    - (ii) 5 nets at any one time when fishing in inland waters only (including any open pyramid lift nets),
  - (c) the net is not used unless its position is indicated by a buoy that—
    - (i) is moored so as to be positioned above the net, and
    - (ii) measures not less than 100 mm in all dimensions, and
    - (iii) has a height above the water of not less than 50 mm, and
    - (iv) is moored so that no rope is floating on the surface of the water, and
    - (v) in the case of a net used by a person other than a commercial fisher—displays the letters “HN”, and the initial of the first name, surname, year of birth and residential postcode of the person using the net, in clearly visible letters that are not less than 15 mm in height and are of a colour that contrasts with that of the buoy, and
    - (vi) in the case of a net used by a commercial fisher in inland waters—displays the letters “HN”, the name of the commercial fisher using the net and the registration number of the fisher’s commercial fishing licence, in clearly visible letters that are not less than 15 mm in height and are of a colour that contrasts with that of the buoy,
  - (d) in the case of the use of a hoop or lift net in inland waters by a person other than a commercial fisher—the net is not left set for more than 24 hours.
- (2) For the purposes of this Regulation or any other instrument under the Act, a net described in this clause may be referred to as a hoop or lift net.
- (3) For the purposes of this clause, **restricted species of fish** does not include the following—
- (a) *Portunus armatus* (blue swimmer crab or sand crab),
  - (b) *Scylla serrata* (giant mud crab, black crab or mangrove crab),
  - (c) *Euastacus* spp. (spiny crayfish, eastern freshwater crayfish or Murray crayfish).

#### Table

*Waters*—Any waters (other than ocean waters).

*Description of net*—Net attached to not more than 2 hoops, rings or frames not exceeding 1.25 metres in their greatest diameter (or at their greatest diagonal); hoops, rings or frames not attached to each other by means of any rigid frame; total length from the centre of the plane of the hoop, ring or frame to the extremity of the net, or between the 2 hoops, rings or frames, not exceeding 1 metre; mesh not less than 13 mm.