

Office use only

EXEMPTION
NUMBER: 3107

Fish Resources Management Act 1994

Section 7(1)

INSTRUMENT OF EXEMPTION

I, Nathan Harrison, Director, Aquatic Resource Management, as delegate of the Minister for Fisheries, pursuant to section 7(1) of the *Fish Resources Management Act 1994*, HEREBY EXEMPT the class of persons in **Schedule 1** from section 46 of the *Fish Resources Management Act 1994*, Regulation 10 and Part 2 of Schedule 2 of the *Fish Resources Management Regulations 1995* which would otherwise prevent those persons specified in **Schedule 1** from lawfully pursuing the activity specified in **Schedule 2**, for the period specified in **Schedule 3** for the purposes specified in **Schedule 4**, and subject to the conditions specified in **Schedule 5**.

**Schedule 1
Persons**

- (a) The holder of a Fish Processor Licence number PROL1013, PROL1031, PROL1036, PROL1055 or PROL1086 and persons acting on their behalf.

**Schedule 2
Activity**

The possession, consignment and sale of totally protected western rock lobster as described in Division 1, Part 2 of Schedule 2 of the *Fish Resources Management Regulations 1995*, by the persons described in **Schedule 1**.

**Schedule 3
Period**

For the period 1 May 2018 to 30 November 2018.

**Schedule 4
Purpose**

To further support the West Coast Rock Lobster Managed Fishery in its marketing trial of setose western rock lobster and to provide the persons described in **Schedule 1** with the ability to possess, consign and sell to non-domestic markets totally protected lobsters that may have become mated (tarspot) and or berried during the trial.

**Schedule 5
Conditions**

- (a) Classes of persons described in **Schedule 1** must ensure all lobster are processed and transported as if they were processed and transported in accordance with the provisions in *West Coast Rock Lobster Managed Fishery Management Plan 2012*.
- (b) When operating under the authority of this Exemption, the classes of persons described in **Schedule 1** must not sell or consign totally protected western rock lobster to domestic markets.
- (c) Classes of persons described in **Schedule 1** must report to the Department of Primary Industries and Regional Development the number of western rock lobster, as described under **Schedule 2**, processed during the period of this Exemption.
- (d) Classes of persons described in **Schedule 1** must not possess, consign or sell western rock lobster, as described in **Schedule 2**, after 30 November 2018.



Nathan Harrison
DIRECTOR, AQUATIC RESOURCE MANAGEMENT
As delegate of the MINISTER FOR FISHERIES

Dated this 27th day of April 2018