

## Fisheries (South-East Area Commercial Fishing) Amendment Regulations 2001

Pursuant to section 89 of the Fisheries Act 1983 and sections 297 and 298 of the Fisheries Act 1996, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following regulations.

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### 1 Title

- (1) These regulations are the Fisheries (South-East Area Commercial Fishing) Amendment Regulations 2001.
- (2) In these regulations, the Fisheries (South-East Area Commercial Fishing) Regulations 1986<sup>1</sup> are called “the principal regulations”.

### 2 Commencement

These regulations come into force on the 28th day after the date of their notification in the *Gazette*.

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<sup>1</sup> (SR 1986/219)

**3 Regulation 4C inserted**

The principal regulations are amended by inserting, after regulation 4B, the following regulation:

**“4C Trawling prohibited in certain seamount areas**

- “(1) No person may use a trawl net for fishing in any closed seamount area.
- “(2) In this regulation, **closed seamount area** means all waters within the following areas:
- “(a) the area located in fisheries management area 3 that is bounded by—
    - “(i) the latitudes 44°31’S and 44°33’S; and
    - “(ii) the longitudes 175°40’E and 175°44’E:
  - “(b) the area located in fisheries management area 4 that is bounded by—
    - “(i) the latitudes 42°42’S and 42°44’S; and
    - “(ii) the longitudes 179°56’W and 179°59’W:
  - “(c) the area located in fisheries management area 4 that is bounded by—
    - “(i) the latitudes 42°42’S and 42°45’S; and
    - “(ii) the longitudes 179°51’W and 179°55’W:
  - “(d) the area located in fisheries management area 4 that is bounded by—
    - “(i) the latitudes 44°06’S and 44°09’S; and
    - “(ii) the longitudes 174°40’W and 174°52’W:
  - “(e) the area located in fisheries management area 4 that is bounded by—
    - “(i) the latitudes 44°33’S and 44°56’S; and
    - “(ii) the longitudes 173°57’W and 174°25’W.”

Marie Shroff,

Clerk of the Executive Council.

**Explanatory note**

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on the 28th day after the date of their notification in the *Gazette*, amend the Fisheries (South-East Area Commercial Fishing) Regulations 1986 to prohibit

trawling in certain areas. The purpose of the prohibition is to protect certain seamounts and their surrounding areas.

A seamount is a protruding irregularity or bottom feature that rises above the sea floor, and may be either stand alone or form part of a chain or range of hills.

The particular seamounts round which trawling is prohibited by the new *regulation 4C* are those known by some fishers as Pinnie, Morgue, Pyre/Gothic, and Diamond Head, and that identified by the National Institute of Water and Atmospheric Research as seamount number 328.

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