

FISHERIES ACT 1905

South West Trawl Limited Entry Fishery Notice 1989  
Arrangement

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**FISHERIES ACT 1905**  
**South West Trawl Limited Entry Fishery Notice 1989**  
**Notice No. 403**

706/86.

MADE by the Minister under section 32.

**Citation**

1. This Notice may be cited as the *South West Trawl Limited Entry Fishery Notice 1989*.

**Commencement**

2. This Notice shall come into operation on 1 October 1989.

**Interpretation**

3. In this notice unless the contrary intention appears —

“**approved ALC**” means an “approved automatic location communicator” as defined in regulation 55A;

“**approved directions**” has the same meaning as in regulation 55A;

“**authorized boat**” means

- (a) a licensed fishing boat, the name, licensed fishing boat number and length of which are specified in a licence; or
- (b) a boat specified in a written authority under regulation 132 where that boat is to be used in place of a boat described in (a) ;

“**calendar year**” means the period of twelve months commencing on 1 January in any year;

“**closed waters**” means any waters of the Fishery in which fishing is prohibited;

“**Fishery**” means the South West Trawl Limited Entry Fishery declared under clause 4;

“**headrope length**” means the distance measured along the headrope from where the net attaches to one end of the headrope to where it attaches to the other end of the headrope;

“**licence**” means a managed fishery licence which authorises a person to trawl for fish in the Fishery;

“**nomination**” means a nomination sent to the Department via an approved ALC;

“**otter board**” means one of the boards used on a trawl net to keep the mouth of the net open while under tow;

“**otter trawl net**” means a fishing net designed or intended to be towed having its mouth or opening controlled by otter boards;

“**Port Areas**” means the areas specified in Schedule 2A;

“**regulations**” means the Fish Resources Management Regulations 1995;

“**underway**” means that a boat is not at anchor, or made fast to the shore or aground;

“**unit value**” means the value of a unit as specified in clause 16

“**year**” means the period from 11 November to the next following 10 November; and

“**zone**” means an area of waters described in item 2 of Schedule 1.

**Declaration of limited entry fishery**

4. (1) It is hereby declared that the use of trawl nets to take fish in the waters described in item 1 of Schedule 1 shall constitute a limited entry fishery to be called the *South West Trawl Limited Entry Fishery*.

(2) The waters referred to in subclause (1) shall be divided into zones as described in item 2 of Schedule 1.

**Prohibition on trawling for fish**

5. A person must not fish by means of an otter trawl net in the Fishery other than –
- (a) under the authority of a licence;
  - (b) in accordance with this Plan; and
  - (c) from an authorised boat.

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**Prohibition on selling and dealing**

6. A person shall not sell or deal, or attempt to sell or deal in any way with any fish taken in contravention of this notice.

**Criteria to determine boats which may operate in the Fishery**

7. (1) The following criteria shall be applied to determine the boats which may operate in the Fishery —

- (a) to qualify for Zone A a boat, or a boat that it has replaced —
  - (i) shall have been used to trawl for fish in the area of waters described in item 2(a) of Schedule 1 during two months in each of two of the three years prior to 10 November 1986; and
  - (ii) shall have been rigged as a trawler and used to trawl for fish in the area of waters described in item 2(a) of Schedule 1 at some time during the period 11 November 1986 to 30 June 1987;
- (b) to qualify for Zone B a boat, or a boat that it has replaced —
  - (i) shall have been used to trawl for fish in the area of waters described in item 2(b) of Schedule 1 during two months in the two years prior to 10 November 1986; and
  - (ii) shall have been rigged as a trawler and used to trawl for fish in the area of waters described in item 2(b) of Schedule 1 at some time during the period 11 November 1986 to 30 June 1987;
- (c) to qualify for Zone C a boat, or a boat that it has replaced —
  - (i) shall have been used to trawl for fish in the area of waters described in item 2(c) of Schedule 1 during two months in the two years prior to 10 November 1986; and
  - (ii) shall have been rigged as a trawler and used to trawl for fish in the area of waters described in item 2(c) of Schedule 1 at some time during the period 11 November 1986 to 30 June 1987;
- (d) to qualify for Zone D a boat, or a boat that it has replaced, the licence for which was endorsed at the date of coming into operation of this notice to permit the taking of fish by means of trawling in the waters described in item 2(d) of Schedule 1.

(2) Notwithstanding the provisions of subclause (1), a licence shall not be granted to boats licensed or endorsed to operate in the following fisheries —

- (a) Exmouth Gulf Prawn Limited Entry Fishery;
- (b) Nickol Bay Prawn Limited Entry Fishery;
- (c) Northern Prawn Fishery;
- (d) Shark Bay Prawn Limited Entry Fishery; and
- (e) Shark Bay Scallop Limited Entry Fishery.

**Application for a licence**

8. The owner or licensee of a boat which fulfils the criteria in clause 7 may apply in accordance with clause 17 for a licence authorising the boat to operate in the Fishery.

**Details on licence**

9. A licence shall contain the following details —
- (a) the name and licensed fishing boat number in respect to which it is issued;
  - (b) the name and business address of the holder of the licence;
  - (c) the licence number;
  - (d) the day of issue;
  - (e) the period for which the licence is valid;
  - (g) the zone or zones in which the boat may operate; and
  - (h) any conditions imposed on the licence.

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**Closure of Fishery**

10. A person must not take, or attempt to take, fish by means of an otter trawl net in –
- (a) a Port Area at any time;
  - (b) the waters described in item 2(c) of Schedule 1 at any time;
  - (c) all the waters described in item 1 of Schedule 2 at any time;
  - (d) the waters described in item 2(a) of Schedule 1 during the period commencing on 15 November and ending on 31 December in any year;
  - (e) the waters described in item 2(a) of Schedule 2 during the period commencing 15 November and ending on 31 December in any year; and
  - (f) the waters described in item 2(b) of Schedule 2 during the period commencing on 1 December in any year and ending on 31 January the following year.

**Stowage of otter boards and otter trawl nets**

- 10A. (1) The master of an authorised boat must not permit that boat to be in any unauthorised area of the Fishery unless –
- (a) all otter boards and warp wires carried on or attached to that boat are kept clear of the water; and
  - (b) the cod end of any trawl net is untied, inboard of the gunwale and secured to the boat.
- (2) For the purposes of this clause an “unauthorised area of the Fishery” means -
- (a) a Zone of the Fishery which is not specified on the same licence as the authorised boat;
  - (b) any area of the Fishery in which fishing is prohibited.

**Requirements relating to the installation of an ALC**

- 10B. (1) A person must not use an authorised boat in the Fishery unless –
- (a) an approved ALC has been installed in that boat in accordance with the approved directions;
  - (b) an approved ALC has been serviced and is being used in accordance with the approved directions; and
  - (c) a legible copy of the approved directions is kept onboard the authorised boat at all times.
- (2) It is a condition of a licence that the authorised boat must not be used in the Fishery unless an approved ALC has been installed, serviced and used in accordance with the approved directions.
- (3) It is a condition of a licence that regulations 55C and 55D are complied with at all times.

**Requirements relating to nominations to be given by an ALC**

- 10C. (1) The master of an authorised boat must not use that boat –
- (a) to enter into or fish in the waters of the Fishery; or
  - (b) outside a Port Area within the waters of the Fishery, at any time when any part of the Fishery is open to fishing unless –
  - (c) the Department has received from the master of that boat a nomination of intention to enter into or fish in the Fishery; and
  - (d) the nomination is current.
- (2) Where the Department receives a nomination pursuant to subclause 1 in any calendar year, that nomination is current for the remainder of the calendar year unless –
- (a) the Department receives a nomination from the master of that boat cancelling the nomination; or
  - (b) the boat leaves the waters of the Fishery.
- (3) Where the master of an authorised boat has made a nomination in accordance with subclause 1, the master of that authorised boat must not allow that boat to enter or be

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- underway in closed waters when any part of the Fishery is open to fishing unless the Department has received a nomination to enter or be underway in closed waters, not more than one hour before the boat entered or is underway in those waters.
- (4) A nomination made pursuant to subclause 3 expires when the authorised boat leaves closed waters.
  - (5) A nomination to the Department made under this clause must be made using an approved ALC in accordance with the approved directions.
  - (6) All nominations specified in the approved directions must be complied with.

**Authorised means of operating in the Fishery**

**11.** (1) A person fishing under the authority of a licence shall not take, or attempt to take, fish by any means in —

- (a) Zones A, B or C other than by a maximum of three otter trawl nets having a combined headrope length not exceeding 29.25 metres; and
  - (b) Zone D other than by a maximum of two otter trawl nets having a combined headrope length not exceeding 21.96 metres.
- (2) The nets referred to in subclause (1) shall have meshes —
- (a) not less than 45 millimetre in the cod end; and
  - (b) not less than 50 millimetres in the remainder.
- (3) An otter trawl net may —
- (a) have attached to each end of the headrope a single otter board the measurements of which do not exceed 2.29 metres in length and 0.91 metres in breadth and have shoes which do not exceed 150 millimetres in width and 38 millimetres in depth; and
  - (b) have attached to it one ground chain the links of which do not exceed 10 millimetres in diameter.

**Certain boat not to be used in the Fishery**

**12.** A person must not use, or allow or permit another person to use, a boat to fish in the Fishery if that boat is —

- (a) greater than 375 boat units; or
  - (b) greater than 60 hull units,
- as calculated in accordance with the formulae in Schedule 3.

**Capacity of the Fishery**

**13.** (1) The capacity of —

- (a) Zone A of the Fishery is 87.84 metres of headrope;
- (b) Zone B of the Fishery is 351.36 metres of headrope;
- (c) Zone C of the Fishery is 117.12 metres of headrope; and
- (d) Zone D of the Fishery is 32.94 metres of headrope.

(2) The capacity of a Zone of the Fishery shall be reduced upon the making of an order under section 76(2) of the Act in respect of that Zone, such reduction being equal to the length of headrope by which the entitlement was exceeded for the purposes of section 76(2) of the Act.

- (3) The capacity of a Zone shall be reduced on —
- (a) the surrender of a licence that relates to that Zone;
  - (b) the cancellation or non renewal of a licence that relates to that Zone;
  - (c) the expiry of the 60 day period provided for in clause 139 of the Act without an application for renewal of a licence for that Zone having been made,

with such reduction being equal to the length of headrope that could have been operated under the authority of that licence.

**Licence entitlements to equal capacity**

**14.** The aggregate of the entitlements conferred by all the licences relating to a Zone of the Fishery shall be equal to the capacity of that Zone as specified in clause 13.

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**Entitlements to be expressed in terms of units**

15. (1) The entitlement under a licence to use a specified length of headrope on an otter trawl net shall be expressed in terms of units of entitlement.

(2) The entitlement of a licence when renewed for a period ending 30 September 2003 shall, on renewal be –

- (a) 16 units for a licence relating to Zone A;
- (b) 16 units for a licence relating to Zone B;
- (c) 16 units for a licence relating to Zone C;
- (d) 6 units for a licence relating to Zone D.

**Unit value**

16. The value of a unit is 1.83 metres of headrope.

**Licence of no effect when the entitlement is less than the minimum**

17. The authority conferred by a licence which authorizes fishing in Zone D is of no effect when the entitlement of that licence is less than 6 units of entitlement.

**Grounds to refuse to transfer entitlement**

17A. The Executive Director may refuse to transfer part of an entitlement under one licence to another licence on the grounds that –

- (a) the proposed transfer is not for a whole unit or whole number of units; or
- (b) the proposed transfer is for the transfer of units, which if effected, would result in those units applying to a Zone that is a different zone than that which is specified on the licence from which the units were transferred.

**Prohibition on operating in excess of entitlement**

17B. A person fishing under the authority of a licence must not use a greater length of headrope in a Zone than the product of the entitlement of that licence for that Zone and the value of a unit.

**Procedure before this Plan is amended**

18. For the purposes of section 65(1) of the Act, all the licence holders are the persons to be consulted before this Plan is amended or revoked.

**Offences**

19. A person who contravenes a provision of

- (a) clause 5, 6, 10, 10B(1)(a), 10C(3), 11, 12 or 17B; or
- (b) clause 10A, 10B(1)(b), 10B(1)(c), 10C(1), 10C(5) or 10C(6),

commits an offence and for the purposes of section 75 of the Act the provisions described in paragraph (a) are major provisions.

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**Schedule 1**

**Description of the Fishery**

1. All waters of the Indian Ocean bounded by a line commencing at the intersection of 31°43.38' south latitude and 115°00.28' east longitude; thence extending generally southerly along the geodesic to the intersection of 31°47.93' south latitude and 115°01.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 31°57.93' south latitude and 115°13.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°15.93' south latitude and 115°05.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°40.93' south latitude and 114°48.87' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°52.93' south latitude and 114°41.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°09.93' south

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latitude and 114°34.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°29.93' south latitude and 114°29.09' east longitude; thence extending generally southerly along the geodesic to the intersection of 33°59.93' south latitude and 114°27.09' east longitude; thence extending generally southerly along the geodesic to the intersection of 34°19.93' south latitude and 114°30.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°40.93' south latitude and 114°40.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°51.93' south latitude and 114°50.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°57.93' south latitude and 115°00.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 35°00.93' south latitude and 115°08.08' east longitude; thence extending north along the meridian to the intersection of 34°22.57' south latitude and the high water mark at Cape Leeuwin (115°08.08' east longitude); thence extending north westerly, northerly, south easterly, easterly, north easterly along the high water mark to its intersection with 31°52.73' south latitude (115°45.11' east longitude) (south eastern corner of Marmion Marine Park); thence extending west along the parallel to the intersection of 31°52.73' south latitude and 115°41.49' east longitude; thence extending generally north westerly along the geodesic to the intersection of 31°43.38' south latitude and 115°39.09' east longitude; thence extending west along the parallel to the commencement point.

2. The waters within the Fishery shall be divided into zones as follows –

(a) *Zone A*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 31°43.38' south latitude and 115°00.28' east longitude; thence extending generally southerly along the geodesic to the intersection of 31°47.93' south latitude and 115°01.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 31°57.93' south latitude and 115°13.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°15.93' south latitude and 115°05.09' east longitude; thence extending east along the parallel to the intersection of 32°15.93' south latitude and 115°40.53' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°15.40' south latitude and 115°40.72' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°15.34' south latitude and 115°41.03' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°14.69' south latitude and the high water mark at South West Point (115°40.93' east longitude); thence extending generally northerly along the high water mark along the eastern shore of Garden Island to its intersection with 32°09.38' south latitude (115°39.63' east longitude) (high water mark at Entrance Point); thence extending generally northerly along the geodesic to the intersection of 32°07.49' south latitude and high water mark at Morgan Point (115°39.90' east longitude); thence extending generally northerly along the high water mark of the eastern shore of Carnac Island to its intersection with 32°07.10' south latitude (115°39.81' east longitude) (high water mark at the northern end of Carnac Island); thence extending generally northerly along the geodesic to the intersection of 32°05.10' south latitude and 115°39.50' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°03.99' south latitude and 115°38.13' east longitude; thence extending generally easterly along the geodesic to the intersection of 32°03.59' south latitude and 115°41.79' east longitude; thence extending generally northerly along the geodesic to the intersection of 31°58.00' south latitude and 115°42.50' east longitude; thence extending generally northerly along the geodesic to the intersection of 31°52.73' south latitude and

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115°42.99' east longitude; thence extending west along the parallel to the intersection of 31°52.73' south latitude and 115°41.49' east longitude; thence extending generally north westerly along the geodesic to the intersection of 31°43.38' south latitude and 115°39.09' east longitude; thence extending west along the parallel to the commencement point.

(b) *Zone B*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°15.93' south latitude and 115°05.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°40.93' south latitude and 114°48.87' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°52.93' south latitude and 114°41.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°09.93' south latitude and 114°34.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°29.93' south latitude and 114°29.09' east longitude; thence extending generally southerly along the geodesic to the intersection of 33°59.93' south latitude and 114°27.09' east longitude; thence extending generally southerly along the geodesic to the intersection of 34°19.93' south latitude and 114°30.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°40.93' south latitude and 114°40.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°51.93' south latitude and 114°50.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°57.93' south latitude and 115°00.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 35°00.93' south latitude and 115°08.08' east longitude; thence extending north along the meridian to the intersection of 34°29.17' south latitude and 115°08.08' east longitude; thence extending generally north westerly along the geodesic to the intersection of 34°27.86' south latitude and 115°04.58' east longitude; thence extending north along the meridian to the intersection of 34°23.22' south latitude and 115°04.58' east longitude; thence extending generally north westerly along the geodesic to the intersection of 34°17.72' south latitude and 114°57.98' east longitude; thence extending generally northerly along the geodesic to the intersection of 34°06.02' south latitude and 114°55.86' east longitude; thence extending generally northerly along the geodesic to the intersection of 33°57.71' south latitude and 114°55.17' east longitude; thence extending generally northerly along the geodesic to the intersection of 33°42.06' south latitude and 114°54.77' east longitude; thence extending generally northerly along the geodesic to the intersection of 33°28.76' south latitude and 114°57.07' east longitude; thence extending east along the parallel to the intersection of 33°28.76' south latitude and 115°01.09' east longitude; thence extending north along the meridian to the intersection of 33°26.86' south latitude and 115°01.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°29.98' south latitude and 115°06.36' east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°34.31' south latitude and 115°13.70' east longitude; thence extending generally easterly along the geodesic to the intersection of 33°34.43' south latitude and 115°14.97' east longitude; thence extending generally easterly along the geodesic to the intersection of 33°34.32' south latitude and 115°18.22' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°32.60' south latitude and 115°21.64' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°32.50' south latitude and 115°21.83' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°23.35' south latitude and 115°30.05' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°20.89' south latitude and 115°30.99' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°18.26' south latitude and 115°31.99' east longitude; thence extending east along the parallel to the intersection

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of 33°18.26' south latitude and 115°34.48' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°15.27' south latitude and 115°37.29' east longitude; thence generally northerly along the geodesic to the intersection of 33°06.68' south latitude and 115°37.68' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°40.93' south latitude and 115°32.80' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°39.52' south latitude and 115°32.98' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°34.71' south latitude and 115°34.23' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°31.12' south latitude and 115°37.97' east longitude; thence extending east along the parallel to the intersection of 32°31.12' south latitude and 115°40.00' east longitude; thence extending north along the meridian to the intersection of 32°28.00' south latitude and 115°40.00' east longitude; thence extending north along the meridian to the intersection of 32°22.20' south latitude and 115°40.00' east longitude; thence extending east along the parallel to the intersection of 32°22.20' south latitude and 115°41.48' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°18.30' south latitude and 115°41.20' east longitude; thence extending west along the parallel to the intersection of 32°18.30' south latitude and 115°40.78' east longitude; thence extending north easterly along the geodesic to the intersection of 32°16.65' south latitude and 115°41.13' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°16.48' south latitude and 115°40.71' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°15.93' south latitude and 115°40.53' east longitude; thence extending west along the parallel to the commencement point.

*(c) Zone C*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 33°30.38' south latitude and 115°01.09' east longitude; thence extending north along the meridian to the intersection of 33°28.76' south latitude and 115°01.09' east longitude; thence extending north along the meridian to the intersection of 33°26.86' south latitude and 115°01.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°29.98' south latitude and 115°06.36' east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°34.31' south latitude and 115°13.70' east longitude; thence extending generally westerly along the geodesic to the intersection of 33°33.59' south latitude and 115°06.18' east longitude; thence extending generally north westerly along the geodesic to the commencement point.

*(d) Zone D*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°22.20' south latitude and 115°42.38' east longitude; thence extending west along the parallel to the intersection of 32°22.20' south latitude and 115°41.48' east longitude; thence extending west along the parallel to the intersection of 32°22.20' south latitude and 115°40.00' east longitude; thence extending south along the meridian to the intersection of 32°28.00' south latitude and 115°40.00' east longitude; thence extending east along the parallel to the intersection of 32°28.00' south latitude and 115°44.28' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°26.40' south latitude and 115°44.48' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°25.31' south latitude and 115°44.33' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°24.45' south latitude and 115°44.16' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°23.82' south latitude and 115°43.74'

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east longitude; thence extending generally north westerly along the geodesic to the commencement point.

## Schedule 2 Closures of the Fishery

### 1. Permanent closures

#### (a) *Rottnest Island*

All waters of the Indian Ocean adjacent to Rottnest Island being bounded by a line commencing at the intersection of 31°58.42' south latitude and 115°36.62' east longitude; thence extending generally north westerly along the geodesic to the intersection of 31°56.09' south latitude and 115°33.23' east longitude; thence extending west along the parallel to the intersection of 31°56.09' south latitude and 115°29.73' east longitude; thence extending generally south westerly along the geodesic to the intersection of 31°59.41' south latitude and 115°23.46' east longitude; thence extending south along the meridian to the intersection of 32°04.47' south latitude and 115°23.46' east longitude; thence extending east along the parallel to the intersection of 32°04.47' south latitude and 115°33.26' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°01.58' south latitude and 115°37.05' east longitude; thence extending north along the meridian to the commencement point.

#### (b) *North Metropolitan Beaches*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 31°52.73' south latitude and 115°45.11' east longitude (southeast corner of Marmion Marine Park); thence extending west along the parallel to the intersection of 31°52.73' south latitude and 115°42.99' east longitude; thence extending generally southerly along the geodesic to the intersection of 31°58.00' south latitude and 115°42.50' east longitude; thence extending generally south easterly along the geodesic to the intersection of 32°02.73' south latitude and the high water mark on the western breakwater of Rous Head Marina (115°43.93' east longitude); thence extending generally northerly along the high water mark to the commencement point.

#### (c) *South Beach to Singleton Beach*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°04.24' south latitude and the high water mark on South Beach (115°44.98' east longitude); thence extending generally south westerly along the geodesic to the intersection of 32°07.10' south latitude and the high water mark at the northern end of Carnac Island (115°39.81' east longitude); thence extending generally southerly along the high water mark on the eastern shore of Carnac Island to its intersection with 32°07.49' south latitude (115°39.90' east longitude) (high water mark at Morgan Point); thence extending generally southerly along the geodesic to the intersection of 32°09.38' south latitude and the high water mark at Entrance Point (115°39.63' east longitude); thence extending southerly along the high water mark of the eastern shore of Garden Island to its intersection with 32°14.69' south latitude (115°40.93' east longitude) (high water mark at South West Point); thence extending generally southerly along the geodesic to the intersection of 32°15.34' south latitude and 115°41.03' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°15.40' south latitude and 115°40.72' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°15.93' south latitude and 115°40.53' east longitude; thence extending generally south easterly along the geodesic to the intersection of 32°16.48' south latitude and 115°40.71' east longitude; thence extending generally south easterly along the geodesic to the intersection of 32°16.65' south

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latitude and 115°41.13' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°18.30' south latitude and 115°40.78' east longitude; thence extending east along the parallel to the intersection of 32°18.30' south latitude and 115°41.20' east longitude; thence extending generally southerly along the geodesic to the intersection of 32°22.20' south latitude and 115°41.48' east longitude; thence extending east along the parallel to the intersection of 32°22.20' south latitude and 115°42.38' east longitude; thence extending generally south easterly along the geodesic to the intersection of 32°23.82' south latitude and 115°43.74' east longitude; thence extending generally south easterly along the geodesic to the intersection of 32°24.45' south latitude and 115°44.16' east longitude; thence extending generally southerly along the geodesic to the intersection of 32°25.31' south latitude and 115°44.33' east longitude; thence extending generally southerly along the geodesic to the intersection of 32°26.40' south latitude and 115°44.48' east longitude; thence extending generally southerly along the geodesic to the intersection of 32°28.00' south latitude and 115°44.28' east longitude; thence extending east along the parallel to the intersection of 32°28.00' and the high water mark on Singleton Beach (115°44.71' east longitude); thence extending generally northerly along the high water mark to the commencement point.

(d) *Robert Point to Belvidere Beach*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°31.23' south latitude and the high water mark at Robert Point (115°42.01' east longitude); thence extending generally westerly along the geodesic to the intersection of 32°31.12' south latitude and 115°40.00' east longitude; thence extending west along the parallel to the intersection of 32°31.12' south latitude and 115°37.97' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°34.71' south latitude and 115°34.23' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°39.52' south latitude and 115°32.98' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°40.93' south latitude and 115°32.80' east longitude; thence extending generally southerly along the geodesic to the intersection of 33°06.68' south latitude and 115°37.68' east longitude ; thence generally southerly along the geodesic to the intersection of 33°15.27' south latitude and 115°37.29' east longitude; thence extending generally east along the geodesic to the intersection of 33°15.26' south latitude and the high water mark on Belvidere Beach (115°40.75' east longitude); thence extending generally northerly along the high water mark to the commencement point.

(e) *East Geographe Bay*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 33°18.48' south latitude and the high water mark south of McKenna Point (115°38.30' east longitude); thence extending generally west along the geodesic to the intersection of 33°18.26' south latitude and 115°34.48' east longitude; thence extending west along the parallel to the intersection of 33°18.26' south latitude and 115°31.99' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°20.89' south latitude and 115°30.99' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°23.35' south latitude and 115°30.05' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°32.36' south latitude and 115°21.96 east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°37.86' south latitude and the high water mark on the northern breakwater of the entrance to Port Geographe Marina (115°23.35' east longitude); thence extending generally north easterly along the high water mark to the commencement point.

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(f) *West Geographe Bay to Cape Leeuwin*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 33°38.04' south latitude and the high water mark on Wonnerup Beach (115°22.99' east longitude); thence extending generally north westerly along the geodesic to the intersection of 33°32.60' south latitude and 115°21.64' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°34.32' south latitude and 115°18.22' east longitude; thence extending generally westerly along the geodesic to the intersection of 33°34.43' south latitude and 115°14.97' east longitude; thence extending generally westerly along the geodesic to the intersection of 33°34.31' south latitude and 115°13.70' east longitude; thence extending generally westerly along the geodesic to the intersection of 33°33.59' south latitude and 115°06.18' east longitude; thence extending generally north westerly along the geodesic to the intersection of 33°30.38' south latitude and 115°01.09' east longitude; thence extending north along the meridian to the intersection of 33°28.76' south latitude and 115°01.09' east longitude; thence extending west along the parallel to the intersection of 33°28.76' south latitude and 114°57.07' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°42.06' south latitude and 114°54.77' east longitude; thence extending generally southerly along the geodesic to the intersection of 33°57.71' south latitude and 114°55.17' east longitude; thence extending generally southerly along the geodesic to the intersection of 34°06.02' south latitude and 114°55.86' east longitude; thence extending generally southerly along the geodesic to the intersection of 34°17.72' south latitude and 114°57.98' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°23.22' south latitude and 115°04.58' east longitude; thence extending south along the meridian to the intersection of 34°27.86' south latitude and 115°04.58' east longitude; thence extending generally south easterly along the geodesic to the intersection of 34°29.17' south latitude and 115°08.08' east longitude; thence extending north along the meridian to the intersection of 34°22.57' south latitude and the high water mark at the southern tip of Cape Leeuwin (115°08.08' east longitude); thence extending generally north westerly, northerly, south easterly and easterly along the high water mark to the commencement point.

2. Temporal closures

(a) Northern Zone B

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°15.93' south latitude and 115°05.09' east longitude; thence extending generally south westerly along the geodesic to the intersection of 32°40.93' south latitude and 114°48.87' east longitude; thence extending east along the parallel to the intersection of 32°40.93' south latitude and 115°32.80' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°39.52' south latitude and 115°32.98' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°34.71' south latitude and 115°34.23' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°31.12' south latitude and 115°37.97' east longitude; thence extending east along the parallel to the intersection of 32°31.12' south latitude and 115°40.00' east longitude; thence extending north along the meridian to the intersection of 32°28.00' south latitude and 115°40.00' east longitude; thence extending east along the parallel to the intersection of 32°28.00' south latitude and 115°44.28' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°26.40' south latitude and 115°44.48' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°25.31' south latitude and 115°44.33' east longitude; thence

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extending generally northerly along the geodesic to the intersection of 32°24.45' south latitude and 115°44.16' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°23.82' south latitude and 115°43.74' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°22.20' south latitude and 115°42.38' east longitude; thence extending west along the parallel to the intersection of 32°22.20' south latitude and 115°41.48' east longitude; thence extending generally northerly along the geodesic to the intersection of 32°18.30' south latitude and 115°41.20' east longitude; thence extending west along the parallel to the intersection of 32°18.30' south latitude and 115°40.78' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°16.65' south latitude and 115°41.13' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°16.48' south latitude and 115°40.71' east longitude; thence extending generally north westerly along the geodesic to the intersection of 32°15.93' south latitude and 115°40.53' east longitude; thence extending west along the parallel to the commencement point.

(b) Geographe Bay

All waters of the Indian Ocean bounded by a line commencing at the intersection of 33°20.89' south latitude and 115°30.99' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°29.98' south latitude and 115°06.36' east longitude; thence extending generally westerly along the geodesic to the intersection of 33° 30.38' south latitude and 115° 01.09' east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°33.59' south latitude and 115°06.18' east longitude; thence extending generally easterly along the geodesic to the intersection of 33° 34.31' south latitude and 115° 13.70' east longitude; thence easterly along the geodesic to the intersection of 33°34.43' south latitude and 115°14.97' east longitude; thence extending generally easterly along the geodesic to the intersection of 33°34.32' south latitude and 115°18.22' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°32.50' south latitude and 115°21.83' east longitude; thence extending generally north easterly along the geodesic to the intersection of 33°23.35' south latitude and 115°30.05' east longitude; thence extending generally north easterly along the geodesic to the commencement point.

**Schedule 2A  
Port Areas**

*Fremantle*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°02.73' south latitude and the high water mark on the western breakwater of Rous Head Marina (115°43.93' east longitude); thence extending generally north westerly along the geodesic to the intersection of 31°58.00' south latitude and 115°42.50' east longitude; thence extending generally south along the geodesic to the intersection of 32°03.59' south latitude and 115°41.79' east longitude; thence extending generally westerly along the geodesic to the intersection of 32°03.99' south latitude and 115°38.13' east longitude; thence extending generally south easterly along the geodesic to the intersection of 32°05.10' south latitude and 115°39.50' east longitude; thence extending generally southerly along the geodesic to the intersection of 32°07.10' south latitude and 115°43.93' east longitude; thence extending generally north easterly along the geodesic to the intersection of 32°04.24' south latitude and high water mark on South Beach (115°44.98' east longitude); thence extending generally northerly along the high water mark to the commencement point.

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*Mandurah*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 32°28.00' south latitude and the high water mark on Singleton Beach (115°44.71' east longitude); thence extending west along the parallel to the intersection of 32°28.00' south latitude and 115°40.00' east longitude; thence extending south along the meridian to the intersection of 32°31.12' south latitude and 115°40.00' east longitude; thence extending generally east along the geodesic to the intersection of 32°31.23' south latitude and the high water mark at Robert Point (115°42.01' east longitude); thence extending generally northerly along the high water mark to the commencement point.

*Bunbury*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 33°15.26' south latitude and the high water mark on Belvidere Beach (115°40.75' east longitude); thence extending generally westerly along the geodesic to the intersection of 33°15.27' south latitude and 115°37.29' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°18.26' south latitude and 115°34.48' east longitude; thence extending generally easterly along the geodesic to the intersection of 33°18.48' south latitude and 115°38.30' east longitude; thence extending generally northerly along the high water mark to the commencement point.

*Port Geographe*

All waters of the Indian Ocean bounded by a line commencing at the intersection of 33°37.86' south latitude and the high water mark on the northern breakwater of the entrance to Port Geographe Marina (115°23.35' east longitude); thence extending generally north westerly along the geodesic to the intersection of 33°32.36' south latitude and 115°21.96' east longitude; thence extending generally south westerly along the geodesic to the intersection of 33°32.50' south latitude and 115°21.83' east longitude; thence continuing south westerly along the geodesic to the intersection of 33°32.60' south latitude and 115°21.64' east longitude; thence extending generally south easterly along the geodesic to the intersection of 33°38.04' south latitude and high water mark on Wonnerup Beach (115°22.99' east longitude); thence extending generally north westerly along the high water mark to the commencement point.

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**Schedule 3 (Clause 13)**

Formulae for determining —

1. Boat Units =  $\frac{ML \times B \times D \times 0.6}{2.83} + IEP$
2. Hull Units =  $\frac{ML \times B \times D \times 0.6}{2.83}$

where —

"Code" means the Uniform Shipping Laws Code adopted by the Marine and Ports Council of Australia and published in the Commonwealth of Australia Gazette on 11 May 1981;

"B" means breadth as defined in the Code;

"D" means depth as defined in the Code;

"IEP" means installed engine power in kilowatts of the boat's engine as certified by the supplier.

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"ML" means measured length as defined in the Code and measured in accordance with Appendix A to section 1 of the Code.

Dated 4 September 1989.

GORDON HILL, Minister for Fisheries.

Note:

*This consolidated plan includes the original plan published in GG No. 91 of 08.09.89 and the following subsequent amendments- Notice No. 418 published in GG No 112 of 10.11.89; Notice No. 448 published in GG No 82 of 03.08.90; Notice No. 473 published in GG No 11 of 25.01.91; Notice No.510 published in GG No 119 of 20.09.91; Notice No. 583 published in GG No 161 of 20.11.92; Amendment (No.1) 1997 published in GG No 134 of 08.08.1997; Amendment 2002 published in GG No 100 of 04.06.02; Amendment (No.2) of 2002 published in GG No 100 of 04.06.0, Amendment 2009 published in GG No 56 of 07.04.2009.*

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