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FISH RESOURCES MANAGEMENT ACT 1994
PROHIBITION ON FISHING (DIVING) ORDER 1999
ORDER No. 3 of 1999

FD 1620/98[206]

Made by the Minister under section 43.

Citation

1. This order may be cited as the *Prohibition on Fishing (Diving) Order 1999*.

Prohibition on fishing by diving

2. (1) The holder of a commercial fishing licence must not fish for a commercial purpose when using any diving gear.

(2) In subclause (1), a mask, snorkel, fins, or any equipment dependent upon the use of compressed air shall be taken to be diving gear.

Exceptions to prohibition in clause 2

3. (1) Clause 2 does not apply to a person fishing for a commercial purpose in accordance with a licence specified in the Schedule.

(2) Clause 2 does not apply to a person fishing for coral or 'live rock' in the circumstances specified in clause 4 of the *Prohibition on Fishing (Coral, 'Live Rock' and Algae) Order 2007*.

Order revoked

4. The order being Notice No. 290* is revoked.

Schedule

A managed fishery licence granted in respect of the *Abalone Management Plan 1992*, *Cockburn Sound (Mussel) Management Plan 1995*, *Specimen Shell Management Plan 1995* and *Marine Aquarium Fish Management Plan 1995*.

An oyster fishing licence granted under the *Fish Resources Management Regulations 1995*.

[*Published in the Gazette of 19 August 1988.]

Dated this 25th day of March 1999.

MONTY HOUSE, Minister for Fisheries.

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