



Queensland

Fisheries Amendment Declaration 2019

Subordinate Legislation 2019 No. 181

made under the

Fisheries Act 1994

Contents

		Page
1	Short title	4
2	Commencement	4
3	Declaration amended	4
4	Amendment of s 3 (Interpretation)	4
5	Amendment of s 4 (Relationship between fisheries declarations)	5
6	Amendment of s 16 (Exception for taking spanner crabs)	5
7	Amendment of s 17 (Regulated waters to which division applies)	5
8	Amendment of particular references to midday	5
9	Amendment of s 25 (Exception for commercial fishing)	6
10	Replacement of s 29 (Taking or possessing black jewfish—North Cape York)	6
	29 Taking or possessing black jewfish—Dalrymple Bay and Hay Point and North Cape York	6
11	Amendment of s 33 (Taking or possessing Murray cod in regulated period—particular waters of the Murray–Darling drainage division)	7
12	Replacement of s 35 (Taking or possessing saucer scallops in regulated periods—Swain Reefs and Hydrographers Passage)	7
	35 Taking or possessing snapper or pearl perch in regulated period—regulated tidal waters	7
13	Insertion of new s 39A	7
	39A Possessing or using fishing lines in regulated period—particular regulated waters	7
14	Omission of ss 45 and 46	8

Contents

15	Replacement of ch 2, pt 12, divs 1–3	8
	Division 1 Southern offshore trawl region and southern inshore trawl region	
86	Taking or possessing saucer scallops in regulated periods	8
	Division 2 Swain Reefs and Hydrographers Passage	
87	Possessing or using otter trawl nets in regulated period	9
88	Exception for particular otter trawl nets in particular period	10
16	Amendment of s 92 (Possessing or using trawl nets to take fish under ‘T1’ licences in regulated period)	10
17	Amendment of s 94 (Regulated waters to which division applies and their regulated periods)	10
18	Amendment of s 96 (Exception for Laguna Bay area regulated waters)	11
19	Replacement of ch 3, pt 3, div 2, hdg (Fish taken or possessed in regulated waters)	12
	Division 2 Regulated fish if more than 1 recreational fisher on a boat	
109A	Fish regulated by number or volume	12
	Division 3 Fish taken or possessed in regulated waters	
20	Amendment of s 118 (Recreational fisher taking other particular fin fish)	13
21	Insertion of new ch 4, pt 3A	13
	Part 3A Declaration about crab apparatus on boat under charter fishing licence	
140A	Possessing or using crab apparatus	13
22	Amendment of s 150 (Way freshwater traps may be used to take fish)	14
23	Amendment of s 157 (Crab apparatus)	14
24	Replacement of ch 6, hdg (Transitional provision)	15
25	Insertion of new ch 6, pt 2	15
	Part 2 Transitional provision for Fisheries Amendment Declaration 2019	
168	Start of regulated periods for particular declarations for 2019	15

		Contents
26	Amendment of sch 5 (Dictionary)	16
27	Other amendments	16
Schedule 1	Consequential amendments for new fisheries regulations .	17
Schedule 2	Amendment of schedule 1	24
Schedule 3	Amendment of schedule 2	37

[s 1]

1 Short title

This declaration may be cited as the *Fisheries Amendment Declaration 2019*.

2 Commencement

This declaration commences on 1 September 2019.

3 Declaration amended

This declaration amends the *Fisheries Declaration 2019*.

4 Amendment of s 3 (Interpretation)

(1) Section 3(3), '*Fisheries Regulation 2008*'—

omit, insert—

Fisheries (General) Regulation 2019

(2) Section 3(4)—

omit, insert—

(4) Subsection (3) is not limited to a term defined under the *Fisheries (General) Regulation 2019* but also applies to a provision of the regulation that aids the interpretation of a term mentioned in the regulation.

Note—

See, for example—

- (a) sections 14 and 15 of the regulation for the interpretation of references to periods and times; and
- (b) schedule 7 of the regulation for the interpretation of references to, or relating to, fish; and
- (c) schedule 8 of the regulation for the interpretation of references to, or relating to, waters or areas; and
- (d) schedule 9 of the regulation for the interpretation of references to, or relating to, boats; and
- (e) schedule 10 of the regulation for the interpretation of references to, or relating to, fishing apparatus.

5 Amendment of s 4 (Relationship between fisheries declarations)

- (1) Section 4(2), example 1, after ‘recreational fisher may’—

insert—

take or

- (2) Section 4(2), example 1, after ‘recreational fisher could’—

insert—

take or

6 Amendment of s 16 (Exception for taking spanner crabs)

- (1) Section 16(3), definition *prescribed dilly*, paragraph (d)(i), ‘owner of’—

omit, insert—

person using

- (2) Section 16(3), definition *prescribed dilly*, paragraph (d)(ii), ‘owner’s name’—

omit, insert—

name of the person using the dilly

7 Amendment of s 17 (Regulated waters to which division applies)

Section 17(2), after dot point for Tinana Creek Barrage—

insert—

- Tinana Creek (upstream)

8 Amendment of particular references to midday

Each of the following provisions is amended by omitting the words ‘midday on’—

- section 20(2)
- section 21(2) and (4)

[s 9]

- section 43(2)
- section 52(2)
- section 56, table, entries for Fraser Island (Toooloora Creek to Ngkala Rocks) and Fraser Island (Hook Point to northern tip)
- section 62(2)
- section 94, table, entries for Boggy Creek, Pinkenba, Fraser Island (Indian Head–Waddy Point), Fraser Island (Hook Point to northern tip), Taleerba Creek to Indian Head, Fraser Island and Sandy Cape.

9 Amendment of s 25 (Exception for commercial fishing)

Section 25(2), definition *permitted period*, paragraph (b), ‘midnight at’—

omit.

10 Replacement of s 29 (Taking or possessing black jewfish—North Cape York)

Section 29—

omit, insert—

**29 Taking or possessing black jewfish—
Dalrymple Bay and Hay Point and North Cape York**

- (1) This section applies to the following regulated waters—
 - Dalrymple Bay and Hay Point
 - North Cape York.
- (2) A person must not in the regulated waters—
 - (a) take a black jewfish; or
 - (b) possess a black jewfish taken in contravention of paragraph (a).

11 Amendment of s 33 (Taking or possessing Murray cod in regulated period—particular waters of the Murray–Darling drainage division)

Section 33(2), ‘1 September to 30 November’—

omit, insert—

1 August to 31 October

12 Replacement of s 35 (Taking or possessing saucer scallops in regulated periods—Swain Reefs and Hydrographers Passage)

Section 35—

omit, insert—

35 Taking or possessing snapper or pearl perch in regulated period—regulated tidal waters

(1) A person must not in the regulated tidal waters—

(a) take a snapper or pearl perch in the regulated period; or

(b) possess a snapper or pearl perch taken in contravention of paragraph (a).

(2) For subsection (1)(a), the regulated period is from 15 July to 15 August.

13 Insertion of new s 39A

After section 39—

insert—

39A Possessing or using fishing lines in regulated period—particular regulated waters

(1) This section applies to the following regulated waters—

- Coomera River (upstream)
- Albert River (upstream)
- Running Creek

[s 14]

- Christmas Creek
 - Stanley River
 - Mary River (upstream).
- (2) A person must not in the regulated waters—
- (a) possess a fishing line in the regulated period; or
 - (b) use a fishing line to take a fish in the regulated period; or
 - (c) possess a fish taken in contravention of paragraph (b).
- (3) For subsection (2)(a) and (b), the regulated period is 1 August to 31 October.

14 Omission of ss 45 and 46

Sections 45 and 46—

omit.

15 Replacement of ch 2, pt 12, divs 1–3

Chapter 2, part 12, divisions 1 to 3—

omit, insert—

**Division 1 Southern offshore trawl
region and southern
inshore trawl region**

**86 Taking or possessing saucer scallops in
regulated periods**

- (1) This section applies to the following regulated waters—
- southern offshore trawl region
 - southern inshore trawl region.

-
- (2) A person must not in the regulated waters—
- (a) take a saucer scallop in a regulated period; or
 - (b) possess a saucer scallop taken in contravention of paragraph (a).
- (3) For subsection (2)(a), each of the following is a regulated period—
- (a) from 1 May to 30 November;
 - (b) if 118,000 or more effort units are used in the southern inshore trawl region in the period from 1 December to 24 April, the period—
 - (i) starting on the day that is 5 days after the chief executive publishes a notice on the department's website that 118,000 or more effort units have been used in the southern inshore trawl region in the period from 1 December to 24 April; and
 - (ii) ending on 30 April.

Division 2 Swain Reefs and Hydrographers Passage

87 Possessing or using otter trawl nets in regulated period

- (1) A person must not in the Swain Reefs and Hydrographers Passage regulated waters possess or use an otter trawl net in the regulated period.
- (2) For subsection (1), the regulated period is from 15 December to 1 March.

[s 16]

88 Exception for particular otter trawl nets in particular period

Despite section 87, a person may, in the regulated waters, possess or use an otter trawl net, under a T1 licence, in the period from 3 January to 1 March if the net—

- (a) is no longer than 109m; and
- (b) has a mesh size of at least 75mm.

16 Amendment of s 92 (Possessing or using trawl nets to take fish under ‘T1’ licences in regulated period)

Section 92(3)—

omit, insert—

- (3) For subsection (2), the regulated period starts on the day that is 5 days after the base day and ends on 1 January in the year after the base year.

Example for subsection (3)—

If the total entitlement is used on a Monday, the regulated period starts on the next Saturday and ends on 1 January in the next year.

Note—

See the *Fisheries (Commercial Fisheries) Regulation 2019*, section 72 for the requirement for the chief executive to give usage notices to holders of T1 licences about the usage of entitlements and section 73 for the holders’ obligations under usage notices.

17 Amendment of s 94 (Regulated waters to which division applies and their regulated periods)

- (1) Section 94, table, before entry for near the New South Wales border to Point Lookout on North Stradbroke Island—

insert—

southern regional waters	from 20 September to 1 November
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- (2) Section 94, table, entry for near the New South Wales border to Point Lookout on North Stradbroke Island, '1 October to 31 March'—

omit, insert—

20 September to 1 March

- (3) Section 94, table, after entry for near the New South Wales border to Point Lookout on North Stradbroke Island—

insert—

Stradbroke Island (trawl nets)	from 2 November to 1 March
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- (4) Section 94, table, after entry for northern section of Moreton Bay—

insert—

Caloundra to Moreton Island (trawl nets)	from 2 November to 1 March
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- (5) Section 94, table, after entry for Noosa River and Lakes Cooroibah and Cootharaba—

insert—

Fraser Island (trawl nets)	from 2 November to 1 March
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- (6) Section 94, table, after entry for Shoalwater Bay—

insert—

central trawl region	from 15 December to 1 March
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- (7) Section 94, table, after entry for Townsville to Cape York Peninsula offshore area—

insert—

northern trawl region	from 15 December to 1 March
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18 Amendment of s 96 (Exception for Laguna Bay area regulated waters)

Section 96, 'a 'T1' or 'T5' licence'—

omit, insert—

a T5 licence

19 Replacement of ch 3, pt 3, div 2, hdg (Fish taken or possessed in regulated waters)

Chapter 3, part 3, division 2, heading—

omit, insert—

**Division 2 Regulated fish if more than
1 recreational fisher on a
boat**

109A Fish regulated by number or volume

- (1) This section applies if—
 - (a) there is more than 1 recreational fisher on a boat; and
 - (b) the boat is not taking part in a licensed charter fishing trip.
- (2) The person in control of the boat must ensure no more than twice the recreational limit for the following fish is on the boat—
 - (a) barramundi;
 - (b) black jewfish;
 - (c) mud crab;
 - (d) prawn;
 - (e) sea cucumber, other than black teatfish or white teatfish;
 - (f) shark (other than grey reef shark, whitetip reef shark, speartooth shark, white shark or sandtiger shark);
 - (g) snapper;
 - (h) spanish mackerel;

- (i) tropical rocklobster.
- (3) In this section—
recreational limit, for fish, means the number or volume of the fish that a recreational fisher may take or possess under this declaration.

Division 3 Fish taken or possessed in regulated waters

20 Amendment of s 118 (Recreational fisher taking other particular fin fish)

Section 118(2)(a), from ‘a species’ to ‘part 4’—
omit, insert—
 spanish mackerel

21 Insertion of new ch 4, pt 3A

Chapter 4—
insert—

Part 3A Declaration about crab apparatus on boat under charter fishing licence

140A Possessing or using crab apparatus

- (1) This section applies if—
- (a) there is more than 1 person on a boat; and
 - (b) the boat is taking part in a licensed charter fishing trip; and
 - (c) the persons on the boat are possessing or using crab apparatus to take spanner crabs.

[s 22]

- (2) The person conducting the licensed charter fishing trip must ensure—
 - (a) the persons on the boat do not—
 - (i) possess or use more than a total of 20 items of crab apparatus; or
 - (ii) fix more than a total of 10 items of crab apparatus to a line; and
 - (b) for an item of crab apparatus that is a dilly—the crab apparatus is marked in a way that complies with the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 7, section 25.

22 Amendment of s 150 (Way freshwater traps may be used to take fish)

- (1) Section 150(3)(a), from ‘surname’—

omit, insert—

recreational fisher’s surname and address, is attached to the freshwater trap; and
- (2) Section 150(4)(c), from ‘surname’—

omit, insert—

recreational fisher’s surname.

23 Amendment of s 157 (Crab apparatus)

- (1) Section 157(2)(a), from ‘surname’—

omit, insert—

recreational fisher’s surname and address, is attached to the crab apparatus; and
- (2) Section 157(2)(c), ‘surname of the owner of the apparatus’—

omit, insert—

recreational fisher’s surname

- (3) Section 157(3)(c), from ‘surname’—
omit, insert—
 recreational fisher’s surname.
- (4) Section 157(4)—
omit.

24 Replacement of ch 6, hdg (Transitional provision)

Chapter 6, heading—

omit, insert—

Chapter 6 Transitional provisions

Part 1 Transitional provision for SL No. 76 of 2019

25 Insertion of new ch 6, pt 2

Chapter 6—

insert—

Part 2 Transitional provision for Fisheries Amendment Declaration 2019

168 Start of regulated periods for particular declarations for 2019

For 2019, the regulated periods for each of the following provisions start on 1 September 2019—

- section 33(2);
- section 39A(3);

- section 86(3)(a).

26 Amendment of sch 5 (Dictionary)

(1) Schedule 5—

insert—

crab apparatus means any of the following items—

- (a) a crab pot, collapsible trap or dilly;
- (b) a device that is a combination of 2 or more things mentioned in paragraph (a).

(2) Schedule 5, definition *prescribed commercial catch*, paragraph (b)(ii)—

omit, insert—

- (ii) published on the department's website and in any other form the chief executive considers appropriate.

Example of another form of publication for subparagraph (ii)—

a recorded message on the AIVR system

27 Other amendments

Schedules 1 to 3 amend the provisions they mention.

Schedule 1 Consequential amendments for new fisheries regulations

section 27

1 Section 18, note, from ‘*Fisheries*’ to ‘issue of’—*omit, insert—*

Fisheries (General) Regulation 2019, section 51
in relation to the issue of general purpose

2 Section 19—*insert—*

(2) In this section—

juvenile eel means an elver or a glass eel.

3 Section 25(1)(b) and (c)—*omit, insert—*

(b) the fish has been taken under line units and
is on an authorised boat for the holder of the
line units; and

(c) either—

(i) the boat is an unloading area for the
fish; or

(ii) the boat is outside an unloading area
for the fish and it is during a permitted
period.

4 Section 25(2), definition *authorised boat*—*omit, insert—*

authorised boat, for the holder of line units, see
the *Fisheries (Commercial Fisheries) Regulation*

2019, schedule 6, section 15.

5 Section 25(2)—

insert—

line unit see the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 11.

6 Section 25(2), definition *unloading area*—

omit, insert—

unloading area, for a regulated coral reef fin fish taken under line units, means the unloading area under the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 6, section 15 for a landing place mentioned in a prior notice under that section given for the fish.

7 Section 60, table, column 2, ‘*Fisheries Regulation 2008*, section 480 or a’ to ‘section 483’—

omit, insert—

Fisheries (Commercial Fisheries) Regulation 2019, schedule 4, section 47 or a set mesh net of a type mentioned in the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 4, section 50

8 Section 60, table, column 2, ‘*Fisheries Regulation 2008*, section 482(1)’—

omit, insert—

Fisheries (Commercial Fisheries) Regulation 2019, schedule 4, section 49(1)

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- 9 Section 60, table, column 2, ‘Fisheries Regulation 2008, section 499’—**
omit, insert—
Fisheries (Commercial Fisheries) Regulation 2019, schedule 4, section 65
- 10 Section 60, table, column 2, ‘Fisheries Regulation 2008, section 485 or 516’—**
omit, insert—
Fisheries (Commercial Fisheries) Regulation 2019, schedule 4, section 52 or 81
- 11 Section 60, table, column 2, ‘Fisheries Regulation 2008, section 480 or 514’—**
omit, insert—
Fisheries (Commercial Fisheries) Regulation 2019, schedule 4, section 47 or 79
- 12 Section 62(3), definitions *nearshore net* and *offshore net*, ‘Fisheries Regulation 2008, chapter 9’—**
omit, insert—
Fisheries (Commercial Fisheries) Regulation 2019, schedule 4
- 13 Section 65(2), note 1, from ‘Fisheries’ to ‘issue of’—**
omit, insert—
Fisheries (General) Regulation 2019, section 52 in relation to the issue of general purpose
- 14 Sections 66(3)(b) and 69(2), from ‘authorisations’ to ‘chapter 9’—**
omit, insert—

authorisations under, and conditions of, the licence stated in the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 4

15 Section 91(2)(b) and (4), ‘possess or’—

omit.

16 Section 91(4), ‘Fisheries Regulation 2008, section 392CB(2)’—

omit, insert—

Fisheries (Commercial Fisheries) Regulation 2019, section 79(2)

17 Section 94, table, entry for Moreton Bay outside ‘M1’ and ‘M2’ area, ‘outside ‘M1’ and ‘M2’ area’—

omit, insert—

outside M1 and M2 area

18 Section 137(1)(a), after ‘holds’—

insert—

, or is acting under,

19 Section 137(1)(b)—

omit, insert—

(b) the person is authorised to buy, sell, possess or use the apparatus under a provision of the *Fisheries (General) Regulation 2019* or the *Fisheries (Commercial Fisheries) Regulation 2019*.

20 Section 137(3), from ‘the Fisheries’ to ‘or 9’—

omit, insert—

a provision of the *Fisheries (General) Regulation 2019* or the *Fisheries (Commercial Fisheries) Regulation 2019*

21 Section 140(1), from ‘the *Fisheries*’ to ‘or 11’—

omit, insert—

a fishery provision about the fishery

22 Section 140(2), from ‘the *Fisheries*’ to ‘or 9’—

omit, insert—

a fishery provision about the commercial fishery

23 Section 167(1)(a), note, before ‘*Fisheries*’—

insert—

expired

24 Schedule 1, part 2, entry for Moreton Bay outside ‘M1’ and ‘M2’ area—

omit, insert—

Moreton Bay outside M1 and M2 area	waters of Moreton Bay (trawling) outside the M1 and M2 area	chapter 2, part 12, division 8
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25 Schedule 2, part 2, entry for saucer scallop, column 4, paragraph (a), ‘*Fisheries Regulation 2008*, schedule 10D’—

omit, insert—

Fisheries (Commercial Fisheries) Regulation 2019, schedule 2, part 7, division 2

**26 Schedule 5, definitions *coastal 500m line* and *SF*↑*B*
sign—**

omit.

27 Schedule 5—

insert—

effort units means T1 effort units or T2 effort units.

effort year see the *Fisheries (Commercial Fisheries) Regulation 2019*, section 66.

M1 and M2 area see the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 2, section 27.

Moreton Bay (trawling) see the *Fisheries (Commercial Fisheries) Regulation 2019*, schedule 2, section 28.

28 References to particular licences—

Each of the provisions in column 1 is amended by omitting the words in column 2 and inserting the words in column 3—

Provision	Words omitted	Words inserted
section 90(1)(b)	‘T1’ or ‘T2’ licence	T1 or T2 licence
section 91(2)(b)	‘T1’ or ‘T2’ licence	T1 or T2 licence
section 92, heading	‘T1’ licences	T1 licences
section 92(2)(a)	‘T1’ licence	T1 licence
section 93, heading	‘T1’ or ‘T2’ licences	T1 or T2 licences
section 93(2)(a)	‘T1’ licence	T1 licence
section 93(2)(b)	‘T2’ licence	T2 licence
section 93(3)	‘T1’ or ‘T2’ licence	T1 or T2 licence

Provision	Words omitted	Words inserted
schedule 2, part 2, entry for saucer scallop, column 4, paragraph (b)	'T1' licence	T1 licence

Schedule 2 Amendment of schedule 1

section 27

- 1 Schedule 1, part 1, entry for northern rocklobster waters, column 3, ‘sections 37 and 45’—**

omit, insert—

section 37

- 2 Schedule 1, part 1, entry for southern rocklobster waters—**

omit.

- 3 Schedule 1, part 2, entry for regulated tidal waters, column 3, ‘section 28’—**

omit, insert—

sections 28 and 35

- 4 Schedule 1, part 2, entry for east coast trawl fishery waters—**

omit.

- 5 Schedule 1, part 2, entry for southern regional waters, column 3, ‘section 87’—**

omit, insert—

chapter 2, part 12, division 8

- 6 Schedule 1, part 2, after entry for southern regional waters—**

insert—

southern offshore trawl region	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 28°09.88' south, longitude 153°33.10' east (point on the shore at the State's border with New South Wales at high water mark) along the shore and breakwall to latitude 27°56.12' south, longitude 153°25.99' east (seaward end of the southern Gold Coast Seaway breakwall) • to the northern tip of Gold Coast Seaway breakwall latitude 27°56.06' south, longitude 153°25.83' east • along the eastern shore of South Stradbroke Island to latitude 27°44.83' south, longitude 153°26.90' east • to latitude 27°43.43' south, longitude 153°27.26' east • along the eastern shore of North Stradbroke Island to latitude 27°23.64' south, longitude 153°26.40' east (Amity Point) • to latitude 27°21.82' south, longitude 153°25.68' east (Reeders Point) • along the eastern shore of Moreton Island to latitude 27°03.68' south, longitude 153°21.71' east (Comboyuro Point) • to the southern tip of the sand spit between Kings Beach and Bulcock Beach, Caloundra • along the shore to latitude 25°48.68' south, longitude 153°03.89' east (F↑B sign at Inskip Point) • to latitude 25°47.52' south, longitude 153°04.62' east (F↑B sign at Hook Point) • along the eastern shore of Fraser Island to latitude 24°41.81' south, longitude 153°15.95' east • to latitude 24°17.69' south, longitude 153°02.83' east • to latitude 24°15.16' south, longitude 152°58.10' east • to latitude 24°13.68' south, longitude 152°45.45' east • to latitude 23°12.76' south, longitude 151°50.85' east • to latitude 22°32.00' south, longitude 152°17.11' east 	section 86
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Schedule 2

	<ul style="list-style-type: none"> • to latitude 22°26.57' south, longitude 152°53.90' east • to latitude 22°00.00' south, longitude 152°46.87' east • to latitude 21°08.04' south, longitude 152°33.12' east • to latitude 21°08.97' south, longitude 152°48.00' east • to latitude 21°09.05' south, longitude 154°00.87' east • to latitude 22°14.89' south, longitude 154°40.08' east • to latitude 27°47.32' south, longitude 154°40.08' east • to latitude 27°47.89' south, longitude 154°22.08' east • to latitude 27°57.91' south, longitude 154°00.06' east • to latitude 28°09.88' south, longitude 153°33.10' east (point on the shore at the State's border with New South Wales at high water mark) 	
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7 Schedule 1, part 2, after entry for Coombabah Lake and Coombabah Creek—

insert—

Coomera River (upstream)	Coomera River and adjoining waterways, upstream of its junction with Guanaba Creek at the creek's southern bank	section 39A
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8 Schedule 1, part 2, after entry for Swan Bay—

insert—

Albert River (upstream)	Albert River and adjoining waterways, upstream of its junction with Canungra Creek at the creek's northern bank	section 39A
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9 Schedule 1, part 2, after entry for south of North Stradbroke Island—

insert—

Stradbroke Island (trawl nets)	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 27°50.188' south, longitude 153°28.557' east to latitude 27°50.230' south, longitude 153°29.347' east • to latitude 27°42.645' south, longitude 153°30.683' east • to latitude 27°40.766' south, longitude 153°29.725' east • to latitude 27°43.500' south, longitude 153°29.270' east • to latitude 27°46.531' south, longitude 153°28.604' east • to latitude 27°46.580' south, longitude 153°29.193' east • to latitude 27°50.188' south, longitude 153°28.557' east 	chapter 2, part 12, division 8
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10 Schedule 1, part 2, after entry for Moreton Bay (area 1)—

insert—

Running Creek	Running Creek (which flows into Logan River) and adjoining waterways, upstream of the line between its banks	section 39A
Christmas Creek	Christmas Creek (which flows into Logan River) and adjoining waterways, upstream of the line between its banks	section 39A

11 Schedule 1, part 2, entry for Moreton Island to Double Island Point, column 2, fourth dot point, ‘the F↑B sign at’—

omit.

Schedule 2

12 Schedule 1, part 2, after entry for Moreton Island to Double Island Point—

insert—

Stanley River	Stanley River and adjoining waterways, upstream of the full supply level of Somerset Dam	section 39A
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13 Schedule 1, part 2, after entry for Condamine River at Chinchilla, Loudon, Lemon Tree, Yarramalong, Cecil Plains and Reilly's weirs—

insert—

Caloundra to Moreton Island (trawl nets)	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 26°45.832' south, longitude 153°08.183' east to latitude 26°51.214' south, longitude 153°17.472' east • to latitude 26°56.735' south, longitude 153°30.380' east • to latitude 27°10.300' south, longitude 153°29.700' east • to latitude 27°10.300' south, longitude 153°28.470' east • to latitude 27°17.400' south, longitude 153°28.470' east • to latitude 27°20.230' south, longitude 153°34.000' east • to latitude 27°19.671' south, longitude 153°26.371' east • along the eastern shore of Moreton Island to latitude 27°01.675' south, longitude 153°28.077' east • to latitude 26°58.215' south, longitude 153°29.502' east • to latitude 26°56.732' south, longitude 153°26.570' east • to latitude 26°51.438' south, longitude 153°13.099' east • to latitude 26°51.438' south, longitude 153°10.002' east • to latitude 26°48.141' south, longitude 153°09.047' east • along the shore to latitude 26°45.832' south, longitude 153°08.183' east 	chapter 2, part 12, division 8
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14 Schedule 1, part 2, after entry for Wide Bay Bar—

insert—

Schedule 2

Fraser Island (trawl nets)	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 24°41.999' south, longitude 153°15.989' east to latitude 24°42.000' south, longitude 153°17.149' east • to latitude 24°58.000' south, longitude 153°21.000' east • along the eastern shore of Fraser Island to latitude 24°41.999' south, longitude 153°15.989' east 	chapter 2, part 12, division 8
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15 Schedule 1, part 2, after entry for Tinana Creek Barrage—
insert—

Tinana Creek (upstream)	Tinana Creek and adjoining waterways, upstream of Teddington Weir wall	chapter 2, part 4, division 2
Mary River (upstream)	Mary River and adjoining waterways, upstream of its junction with Six Mile Creek at the creek's northern bank, other than waters up to the full supply level of Baroon Pocket Dam, Borumba Dam and Lake MacDonald	section 39A

16 Schedule 1, part 2, after entry for Great Sandy Strait—
insert—

southern inshore trawl region	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 22°00.00' south, longitude 149°29.83' east to latitude 22°00.00' south, longitude 152°46.87' east • to latitude 22°26.57' south, longitude 152°53.90' east • to latitude 22°32.00' south, longitude 152°17.11' east • to latitude 23°12.76' south, longitude 151°50.85' east • to latitude 24°13.68' south, longitude 152°45.45' east • to latitude 24°15.16' south, longitude 152°58.10' east • to latitude 24°17.69' south, longitude 153°02.83' east • to latitude 24°17.69' south, longitude 153°03.04' east • to latitude 24°41.81' south, longitude 153°15.95' east • along the western shore of Fraser Island to latitude 25°13.50' south, longitude 152°59.50' east (Sandy Point) • to latitude 25°14.47' south, longitude 152°49.21' east (Point Vernon) • along the shore to latitude 24°45.45' south, longitude 152°24.76' east (South Head) • to latitude 24°44.83' south, longitude 152°23.84' east • along the shore to latitude 24°00.15' south, longitude 151°44.50' east (Chews Point) • to latitude 24°01.31' south, longitude 151°43.65' east (Pancake Point) • along the shore to latitude 24°00.50' south, longitude 151°36.22' east • to latitude 24°03.30' south, longitude 151°37.90' east (Blackney Point) • along the shore to latitude 24°02.22' south, longitude 151°33.87' east (Innes Head) • to latitude 24°01.98' south, longitude 151°32.75' east (Norton Point) • along the shore to latitude 23°59.46' south, longitude 151°26.43' east (Tiber Point) 	section 86
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Schedule 2

	<ul style="list-style-type: none"> • to latitude 23°59.38' south, longitude 151°25.67' east • along the shore to latitude 23°56.23' south, longitude 151°21.42' east • to latitude 23°56.13' south, longitude 151°21.26' east (near Boyne Island) • along the shore to latitude 23°51.12' south, longitude 151°18.70' east (South Trees Wharf) • to latitude 23°51.22' south, longitude 151°17.77' east (Parsons Point) • along the shore to latitude 23°49.93' south, longitude 151°15.22' east (Auckland Point) • to latitude 23°47.80' south, longitude 151°17.08' east (Tail Point, Chinaman Island) • along the eastern shore of Curtis Island to latitude 23°30.90' south, longitude 150°59.64' east (unnamed point on the shore of Curtis Island about 1.25n miles north of Maria Inlet) • to latitude 23°28.77' south, longitude 150°52.38' east • along the shore and breakwall to latitude 23°09.52' south, longitude 150°47.33' east (southern tip of Rosslyn Bay breakwall) • to latitude 23°09.52' south, longitude 150°47.10' east (northern end of Rosslyn Bay breakwall) • along the breakwall and shore to latitude 22°57.85' south, longitude 150°46.65' east (Sandy Point) • to latitude 22°56.62' south, longitude 150°47.64' east • along the shore to latitude 22°32.18' south, longitude 150°47.36' east (Cape Clinton) • to latitude 22°28.21' south, longitude 150°45.42' east (Northeast Point) • along the shore to latitude 22°20.67' south, longitude 149°54.78' east • to latitude 22°23.01' south, longitude 149°48.55' east (Charon Point) • along the shore to latitude 22°20.90' south, longitude 149°41.53' east • to latitude 22°00.00' south, longitude 149°29.83' east 	
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17 Schedule 1, part 2, entry for northern regional waters—*omit, insert—*

central trawl region	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 18°00.00' south, longitude 146°04.15' east to latitude 18°00.00' south, longitude 148°06.12' east • to latitude 18°19.88' south, longitude 148°20.04' east • to latitude 18°44.89' south, longitude 152°35.04' east • to latitude 21°09.05' south, longitude 154°00.87' east • to latitude 21°08.97' south, longitude 152°48.00' east • to latitude 21°08.04' south, longitude 152°33.12' east • to latitude 22°00.00' south, longitude 152°46.87' east • to latitude 22°00.00' south, longitude 149°29.83' east • along the shore to latitude 22°00.00' south, longitude 149°29.68' east • along the shore to latitude 21°28.42' south, longitude 149°20.53' east (Allom Point) • to latitude 21°25.91' south, longitude 149°20.20' east (Freshwater Point) • along the shore to latitude 21°14.71' south, longitude 149°15.36' east (Dudgeon Point) • to latitude 21°12.60' south, longitude 149°11.73' east • along the shore to latitude 21°08.84' south, longitude 149°12.63' east • to latitude 21°08.86' south, longitude 149°13.26' east (East Point) • along the shore and breakwall to latitude 21°06.38' south, longitude 149°14.10' east (southern breakwall at Mackay outer harbour) • to latitude 21°06.27' south, longitude 149°13.95' east (northern breakwall at Mackay outer harbour) • along the breakwall and shore to latitude 20°29.44' south, longitude 148°42.91' east 	chapter 2, part 12, division 8
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Schedule 2

	<ul style="list-style-type: none"> • to latitude 20°28.89' south, longitude 148°44.21' east • along the shore to latitude 20°06.80' south, longitude 148°26.81' east • to latitude 20°09.54' south, longitude 148°25.36' east • along the shore and wharf to latitude 20°01.38' south, longitude 148°15.11' east • to latitude 20°01.48' south, longitude 148°15.95' east (Dalrymple Point) • along the shore to latitude 19°16.24' south, longitude 146°50.15' east • to latitude 19°16.13' south, longitude 146°50.13' east • to latitude 19°15.32' south, longitude 146°50.80' east • to latitude 19°14.57' south, longitude 146°50.14' east • to latitude 19°14.62' south, longitude 146°50.00' east • to latitude 19°15.01' south, longitude 146°49.74' east • to latitude 19°14.97' south, longitude 146°49.43' east • to latitude 19°14.98' south, longitude 146°49.35' east • along the shore to latitude 18°00.00' south, longitude 146°04.15' east 	
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18 Schedule 1, part 2, entry for Swain Reefs and Hydrographers Passage, column 3, 'section 35'—

omit, insert—

section 87

19 Schedule 1, part 2, after entry for Broadsound to Dunk Island—

insert—

Dalrymple Bay and Hay Point	waters within the following boundary— <ul style="list-style-type: none"> • from latitude 21°14.430' south, longitude 149°18.090' east to latitude 21°14.520' south, longitude 149°17.890' east • to latitude 21°16.210' south, longitude 149°19.090' east • to latitude 21°16.320' south, longitude 149°18.860' east • to latitude 21°14.430' south, longitude 149°18.090' east 	section 29
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20 Schedule 1, part 2, after entry for Richards Island—

insert—

Schedule 2

<p>northern trawl region</p>	<p>waters within the following boundary—</p> <ul style="list-style-type: none"> • from latitude 10°41.25' south, longitude 142°31.88' east to latitude 10°41.25' south, longitude 145°00.06' east • to latitude 12°59.91' south, longitude 145°00.06' east • to latitude 14°59.94' south, longitude 146°00.45' east • to latitude 18°00.00' south, longitude 148°06.12' east • to latitude 18°00.00' south, longitude 146°04.15' east • along the shore to latitude 17°36.09' south, longitude 146°07.95' east (Hall Point) • to latitude 17°35.98' south, longitude 146°07.73' east (Goodman Point) • along the shore to latitude 17°30.65' south, longitude 146°04.22' east • to latitude 17°30.31' south, longitude 146°04.63' east (Flying Fish Point) • along the shore to latitude 16°55.36' south, longitude 145°47.21' east (Stafford Point) • to latitude 16°55.07' south, longitude 145°46.92' east (northern breakwall end at the entrance to Cairns Port) • along the breakwall and shore to latitude 16°28.69' south, longitude 145°27.85' east (Island Point) • to latitude 16°28.83' south, longitude 145°27.34' east • along the shore to latitude 15°27.43' south, longitude 145°15.33' east (northern tip of Cooktown Headland) • to latitude 15°27.60' south, longitude 145°14.45' east (Point Saunders) • to latitude 10°41.25' south, longitude 142°31.88' east 	<p>chapter 2, part 12, division 8</p>
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Schedule 3 Amendment of schedule 2

section 27

1 Schedule 2, part 2, entry for Australian bass, column 4, first row, after ‘fish’—

insert—

other than a recreational fisher taking or possessing the fish in a prescribed stocked impoundment

2 Schedule 2, part 2, entry for Australian bass, after first row—

insert—

N	maximum—5	a recreational fisher taking or possessing the fish in a prescribed stocked impoundment
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3 Schedule 2, part 2, entry for black jewfish, column 4, first row, ‘for trade or commerce’—

omit.

4 Schedule 2, part 2, entry for bloodworm or part of a bloodworm—

omit.

5 Schedule 2, part 2, entry for blue swimmer crab, after second row—

insert—

N	maximum—20	a recreational fisher taking or possessing the fish
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6 Schedule 2, part 2, after entry for crab—

insert—

Cribb Island worm or part of a Cribb Island worm	N	maximum—50	a recreational fisher taking or possessing the fish
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7 Schedule 2, part 2, entry for giant queenfish, column 4, second row, ‘recreational fisher’—

omit, insert—

person

8 Schedule 2, part 2, entry for grey reef shark, third row—

omit, insert—

			a person taking or possessing the fish if the person is in possession of the regulated maximum number of fish under the regulated fish declaration for shark (other than grey reef shark, whitetip reef shark, speartooth shark, white shark or sandtiger shark)
	N	maximum—1	a person taking or possessing the fish if the prohibition on taking the fish under the regulated fish declaration above does not apply

9 Schedule 2, part 2, entry for hammerhead shark, before first row—

insert—

			a recreational fisher taking or possessing the fish
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10 Schedule 2, part 2, entry for king threadfin, second row—

omit, insert—

S	minimum—65cm	a person taking or possessing the fish in waters other than the Gulf of Carpentaria waters
S	minimum—60cm	a person taking or possessing the fish in the Gulf of Carpentaria waters

11 Schedule 2, part 2, entry for Mary River cod—

omit, insert—

Mary River cod		<p>1 a person taking the fish other than in the following circumstances—</p> <p>(a) the person is a recreational fisher and takes only 1 of the fish in waters up to the full supply level of the following impoundments—</p> <ul style="list-style-type: none"> • Bill Gunn Dam (Lake Dyer) • Caboolture River Weir • Cressbrook Dam • Enoggera Reservoir • Ewen Maddock Dam • Hinze Dam • Lake Clarendon • Lake Manchester • Maroon Dam • Moogerah Dam • North Pine Dam • Robina Lakes • Sideling Creek Dam (Lake Kurwongbah) • Somerset Dam • Wivenhoe Dam • Wyaralong Dam <p>(b) the fish is more than 60cm</p> <p>2 a person possessing the fish taken other than in the circumstances mentioned in item 1(a) and (b)</p>
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Schedule 3

12 Schedule 2, part 2, entry for mud crab, column 3, second row, '10'—

omit, insert—

7

13 Schedule 2, part 2, after entry for mud crab—

insert—

mullet, other than diamondscale mullet, freshwater mullet or sea mullet	N	maximum—50	a recreational fisher taking or possessing the fish
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14 Schedule 2, part 2, entry for mulloway, before first row—

insert—

F	a form other than whole	a person possessing the fish on a boat
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15 Schedule 2, part 2, entry for Murray cod, column 3, second row, 'and maximum—110cm'—

omit.

16 Schedule 2, part 2, entry for oyster—

omit, insert—

oyster, other than pearl oyster			<p>a person taking or possessing the fish other than in any of the following circumstances—</p> <p>(a) the person eats the fish where the person took it;</p> <p>(b) the fish has been grown under an authority or a development approval for prescribed aquaculture development;</p> <p>(c) the person takes the fish for trade or commerce under a licence on which is written the fishery symbol ‘O’;</p> <p>(d) the person possesses the fish taken under paragraph (c)</p>
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17 Schedule 2, part 2, entry for pearl perch—

omit, insert—

pearl perch			a person taking or possessing the fish for trade or commerce if the prescribed commercial catch for pearl perch is more than 15t
	N	maximum—4	a recreational fisher taking or possessing the fish
	S	minimum—38cm	a person taking or possessing the fish
	F	a form other than whole	a person possessing the fish, taken for trade or commerce, on a boat

18 Schedule 2, part 2, entry for scaly jewfish—

omit, insert—

scaly jewfish	F	a form other than whole	a person possessing the fish on a boat
	S	minimum—45cm	a person taking or possessing the fish

Schedule 3

19 Schedule 2, part 2, entry for sea cucumber, other than black teatfish, after ‘teatfish’—

insert—

or white teatfish

20 Schedule 2, part 2, entry for snapper—

omit, insert—

smooth-clawed rock crab	N	maximum—50	a recreational fisher taking or possessing the fish
snapper			a person taking or possessing the fish for trade or commerce if the prescribed commercial catch for snapper is more than 42t
	N	maximum—4	a recreational fisher taking or possessing the fish
	N S	maximum—1 fish more than 70cm	a recreational fisher taking or possessing the fish
	S	minimum—35cm	a person taking or possessing the fish
	F	a form other than whole	a person possessing the fish, taken for trade or commerce, on a boat

21 Schedule 2, part 2, entry for tropical rocklobster, column 4, third row, after ‘fisher’—

insert—

taking or

22 Schedule 2, part 2, after entry for white shark—

insert—

white teatfish			a recreational fisher taking or possessing the fish
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23 Schedule 2, part 2, entry for whitetip reef shark, third row—

omit, insert—

		a person taking or possessing the fish if the person is in possession of the regulated maximum number of fish under the regulated fish declaration for shark (other than grey reef shark, whitetip reef shark, speartooth shark, white shark or sandtiger shark)
N	maximum—1	a person taking or possessing the fish if the prohibition on taking the fish under the regulated fish declaration above does not apply

24 Schedule 2, part 2, entry for any freshwater fin fish species not mentioned in this column or column 1 of the table in part 3—

omit, insert—

yellowtail pike	N	maximum—50	a recreational fisher taking or possessing the fish
any fish species not mentioned in this column or column 1 of the table in part 3, other than Australian anchovy, Australian sardine, common hardyhead, marine yabby, silver biddy, southern herring, soldier crabs or worms of the genus <i>Marphysa</i> (other than Cribb Island worm)	N	maximum—20	a recreational fisher taking or possessing the fish

Schedule 3

25 Schedule 2, part 3, entry for bivalve mollusc or gastropod (other than oysters) or a combination of these fish, column 3, '50'—

omit, insert—

30

26 Schedule 2, part 3, after entry for crimson snapper or saddletail snapper or a combination of these fish—

insert—

cuttlefish or squid (other than tiger squid) or a combination of these fish	N	maximum —50	a recreational fisher taking or possessing the fish
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ENDNOTES

- 1 Made by the chief executive of the Department of Agriculture and Fisheries on 27 August 2019.
- 2 Notified on the Queensland legislation website on 30 August 2019.
- 3 The administering agency is the Department of Agriculture and Fisheries.

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