



COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

Revocation of Accreditation of a Plan, Regime or Policy for the purposes of Part 13 Accreditation of a Plan, Regime or Policy for the purposes of Part 13

I, GREG HUNT, Minister for the Environment:

- a) revoke, under subsection 33(3) of the *Acts Interpretation Act 1901*, the accreditation of the management regime for the New South Wales Ocean Trap and Line Fishery dated 13 December 2010, and
- b) being satisfied that:
 - i) the management regime for the New South Wales Ocean Trap and Line Fishery, in force under the New South Wales *Fisheries Management Act 1994*, Fisheries Management (General) Regulation 2002, Fisheries Management (Supporting Plan) Regulation 2006 and the Fisheries Management (Ocean Trap and Line Share Management) Regulation 2006 (**the Ocean Trap and Line Fishery management regime**), requires persons engaged in fishing under the management regime to take all reasonable steps to ensure that members of listed threatened species (other than conservation dependent species), listed migratory species, cetaceans and listed marine species are not killed or injured as a result of the fishing, and
 - ii) the fishery to which the management regime relates does not, or is not likely to, adversely affect:
 - a) the survival or recovery in nature of any listed threatened species, or
 - b) the conservation status of a listed migratory species, cetacean, or listed marine species or a population of that species,

accredit the Ocean Trap and Line Fishery management regime under sections 208A, 222A, 245 and 265 of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) for the purposes of Divisions 1, 2, 3 and 4 respectively of Part 13 of the Act.

Accreditation of the Ocean Trap and Line Fishery management regime under section 208A (Listed threatened species) is subject to the following condition under section 303AA of the EPBC Act:

Condition A:

The New South Wales Department of Primary Industries to:

- a) continue measures to protect grey nurse sharks
- b) continue to monitor and review the adequacy of mitigation measures and implement actions, if appropriate, designed to mitigate the impact of fishing on grey nurse sharks, and
- c) pending the development of a reporting Memorandum of Understanding between the New South Wales Department of Primary Industries and the Department of the Environment, provide quarterly reports to the Department on interactions with grey nurse sharks recorded in logbooks. The reports will include the nature of any interactions, the location and gear method.

Dated this

6th day of

May 2014


Minister for the Environment