



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, PAUL MURPHY, Assistant Secretary, Wildlife Trade and Biosecurity Branch, as Delegate of the Minister for the Environment and Energy:

- 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 6 May 2014, 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*, the Fisheries Management (General) Regulation 2010, the Fisheries Management (Supporting Plan) Regulation 2006 and the Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006, 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 management regime for the New South Wales Ocean Trap and Line Fishery in force under the New South Wales *Fisheries Management Act 1994*, the Fisheries Management (General) Regulation 2010, the Fisheries Management (Supporting Plan) Regulation 2006 and the Fisheries Management (Ocean Trap and Line Share Management Plan) Regulation 2006, 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 EPBC Act.

Accreditation of the New South Wales 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:

- 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 and Energy, 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

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day of

May

2017



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Delegate of the Minister for the Environment and Energy