



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:

- a) revoke, under subsection 33(3) of the *Acts Interpretation Act 1901*, the accreditation of the Small Pelagic Fishery Management Plan 2009 dated 28 November 2012, and
- b) being satisfied that during the period the Final (Small Pelagic Fishery) Declaration (No. 2) 2013 (**second final declaration**), made under section 390SF of the *Environment Protection and Biodiversity Conservation Act 1999* (**EPBC Act**), is in force:
 - i) the Small Pelagic Fishery Management Plan 2009 (**SPF Plan**) in force under the *Fisheries Management Act 1991* (Cth) requires persons engaged in fishing under the management regime to take all reasonable steps to ensure that members of listed threatened 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 SPF Plan 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 SPF Plan under sections 208A, 222A, 245 and 265 of the EPBC Act for the purposes of Divisions 1, 2, 3 and 4 respectively of Part 13 of the EPBC Act.

The SPF Plan is accredited:

- a. only for the period the second final declaration is in force, and
- b. subject to the conditions specified in the Schedule to this Instrument.

Dated this

28th

day of

October

2014

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Delegate of the Minister for the Environment