



COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

DECLARATION OF AN APPROVED WILDLIFE TRADE OPERATION

I, IAN CRESSWELL, Assistant Secretary, Marine Environment Branch, as Delegate of the Minister for the Environment, Heritage and the Arts, have considered in accordance with section 303FN of the *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act) the application from the Queensland Department of Primary Industries and Fisheries, public comments on the proposal as required under section 303FR, and advice on the ecological sustainability of the operation. I am satisfied on those matters specified in section 303FN of the EPBC Act. I hereby declare the operations for the harvesting of specimens that are, or are derived from, fish or invertebrates, other than specimens of species listed under Part 13 of the EPBC Act, taken in the Queensland Coral Fishery, as defined in the management regime in force under Queensland's *Fisheries Act 1994* and *Fisheries Regulation 2008*, to be an approved Wildlife Trade Operation, in accordance with section 303FN (2) and (10)(d), for the purposes of the EPBC Act.

Unless amended or revoked, this declaration:

- a) is valid until 1 July 2008 and;
- b) is subject to the conditions applied under section 303FT specified in the Schedule (dated April 2008)

Dated this *tenth* day of *April* 2008

Jan Cresswell

.....
Delegate of the Minister for the Environment, Heritage and the Arts

Under the *Administrative Appeals Tribunal Act 1975*, a person whose interests are affected by this decision may apply for a statement of reasons and for independent review of the decision. An application for a statement of reason may be made in writing to Department of the Environment, Water, Heritage and the Arts within 28 days of the date of the declaration. An application for independent review may be made to the Administrative Appeals Tribunal on payment of the relevant fee within 28 days of the date of the declaration, or if reasons are sought, within 28 days of receipt of reasons. Further information may be obtained from the Director, Sustainable Fisheries Section.

SCHEDULE

Declaration of the Harvest Operations of the Queensland Coral Fishery as an approved Wildlife Trade Operation, April 2008

ADDITIONAL PROVISIONS (section 303FT)

Relating to the harvesting of fish specimens that are, or are derived from, fish or invertebrates, other than specimens of species listed under Part 13 of the *Environment Protection and Biodiversity Conservation Act 1999*, taken in the Queensland Coral Fishery

1. Operation of the fishery will be carried out in accordance with the Queensland Coral Fishery management regime in force under Queensland's *Fisheries Act 1994* and *Fisheries Regulation 2008*.
2. The Queensland Department of Primary Industries and Fisheries (DPI&F) will inform the Department of the Environment, Water, Heritage and the Arts (DEWHA) of any intended amendments to the management arrangements that may affect sustainability of the target species or negatively impact on bycatch, protected species or the ecosystem.
3. Reports to be produced and presented to DEWHA annually, and to include:
 - i. information sufficient to allow assessment of the progress of DPI&F in implementing the recommendations made in the *Assessment of the Queensland Coral Fishery 2006*;
 - ii. a description of the status of the fishery and catch and effort information;
 - iii. a statement of the performance of the fishery against objectives, performance indicators and measures once developed; and
 - iv. research undertaken or completed relevant to the fishery.