



## 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 Western Australian Pilbara Fish Trawl Interim Managed Fishery dated 23 March 2011, and
- b) being satisfied that:
  - i) the Pilbara Fish Trawl Interim Managed Fishery Management Plan 1997 for the Western Australian Pilbara Fish Trawl Interim Managed Fishery, in force under the Western Australian *Fish Resources Management Act 1994* and the Western Australian Fish Resources Management Regulations 1995, requires persons engaged in fishing under the management plan 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 management 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 Pilbara Fish Trawl Interim Managed Fishery Management Plan 1997 for the Western Australian Pilbara Fish Trawl Interim Managed Fishery in force under the Western Australian *Fish Resources Management Act 1994* and the Western Australian Fish Resources Management Regulations 1995 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.

Unless amended or revoked, this accreditation is subject to the following three conditions applied under section 303AA:

**Condition A:**

The Western Australian Department of Fisheries to ensure that there is sufficient ongoing fishery independent monitoring (electronic or human) to evaluate the nature and level of impacts of fishing on EPBC Act protected species.

**Condition B:**

The Western Australian Department of Fisheries to ensure fishing operations are not adversely affecting the conservation status of dolphin populations, including by:

- a) developing and implementing an industry code of conduct to minimise the incidence of dolphin mortalities caused by operational fishing behaviour
- b) undertaking or facilitating research on the size and structure of dolphin populations within the fishing area, to determine whether fishing operations are affecting the conservation status of dolphin populations, and
- c) investigating and implementing alternative mitigation measures to reduce dolphin bycatch as appropriate.

**Condition C:**

The Western Australian Department of Fisheries to ensure that fishing operations do not adversely affect the recovery of green sawfish, through:

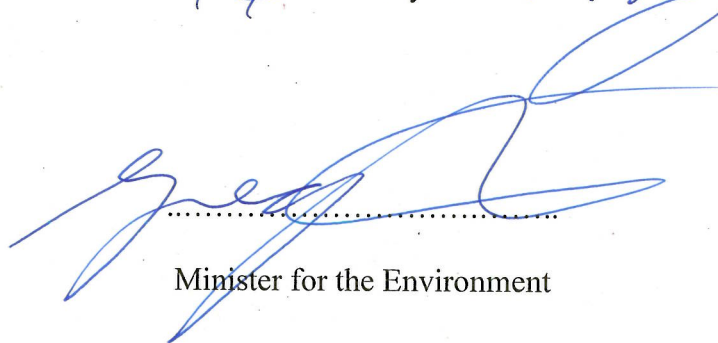
- a) ensuring the Pilbara Fish Trawl Interim Managed Fishery operates in accordance with the national recovery plan for sawfish
- b) developing and implementing an industry code of conduct to minimise the incidence of sawfish mortality caused by operational fishing behaviour, and
- c) considering implementation of additional mitigation measures to reduce the impact on green sawfish if effective strategies can be developed.

Dated this

14<sup>th</sup>

day of

May 2014



Minister for the Environment