



COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

DECLARATION OF AN APPROVED WILDLIFE TRADE OPERATION

I, GEOFF RICHARDSON, Assistant Secretary, Marine Biodiversity and Biosecurity Branch, as Delegate of the Minister for Sustainability, Environment, Water, Population and Communities, having satisfied myself on the matters set out in section 303FN of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), declare the operation that is specified in column 1 of Table 1, to be an approved wildlife trade operation under subsection 303FN (2) of the EPBC Act, but only to the extent the operation relates to the class of specimens specified in column 2 of Table 1.

Table 1

Operation	Class of Specimens
Northern Territory Offshore Net and Line Fishery, as defined in the management regime in force under the Northern Territory Fisheries Regulations and the Northern Territory <i>Fisheries Act 1988</i>	Specimens that are, or are derived from, fish or invertebrates, other than: <ul style="list-style-type: none">a) specimens that belong to species listed under Part 13 of the EPBC Act, andb) specimens that belong to taxa listed under section 303CA of the EPBC Act (Part 13A), except for scalloped hammerhead shark (<i>Sphyrna lewini</i>).

Unless amended or revoked, this declaration:

- a) is valid until 24 September 2015, and
- b) is subject to the conditions applied under section 303FT specified in the Schedule.

Dated this

17th

day of

September

2012

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Delegate of the Minister for Sustainability, Environment, Water, Population and Communities

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 Sustainability, Environment, Water, Population and Communities 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 Northern Territory Offshore Net and Line Fishery as an approved wildlife trade operation, September 2012

ADDITIONAL PROVISIONS (section 303FT)

Relating to the harvesting of fish specimens that are, or are derived from, fish or invertebrates taken in the Northern Territory Offshore Net and Line Fishery, other than specimens of species listed under Part 13 of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), and specimens that belong to taxa listed under section 303CA of the EPBC Act (Part 13A), except for scalloped hammerhead shark (*Sphyrna lewini*):

1. Operation of the Northern Territory Offshore Net and Line Fishery will be carried out in accordance with the management regime for the fishery in force under the Northern Territory Fisheries Regulations and the Northern Territory *Fisheries Act 1988*.
2. The Northern Territory Department of Primary Industry and Fisheries to advise the Department of Sustainability, Environment, Water, Population and Communities of any intended change to the Offshore Net and Line Fishery management arrangements that could affect the criteria on which *Environment Protection and Biodiversity Conservation Act 1999* decisions are based.
3. The Northern Territory Department of Primary Industry and Fisheries to produce and present reports to the Department of Sustainability, Environment, Water, Population and Communities annually as per Appendix B to the *Guidelines for the Ecologically Sustainable Management of Fisheries – 2nd Edition*.