



COMMONWEALTH OF AUSTRALIA

Environment Protection and Biodiversity Conservation Act 1999

DECLARATION OF AN APPROVED WILDLIFE TRADE OPERATION

I, NIGEL ROUTH, Assistant Secretary, Marine Biodiversity Policy Branch, as Delegate of the Minister for Sustainability, Environment, Water, Population and Communities, have considered in accordance with section 303FN of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) the application from the Department of Primary Industries and Resources South Australia 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 South Australian Lakes and Coorong Fishery, as defined in the management regime for the fishery made under the *South Australian Fisheries Management Act 2007*, to be an approved Wildlife Trade Operation, in accordance with subsection 303FN (2) and paragraph 303FN(10)(d), for the purposes of the EPBC Act.

Unless amended or revoked, this declaration:

- a) is valid until 21 May 2014 and;
- b) is subject to the conditions applied under section 303FT specified in the Schedule (dated May 2011).

Dated this 23rd day of May 2011

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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 South Australian Lakes and Coorong Fishery as an approved Wildlife Trade Operation, May 2011

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* (EPBC Act), taken in the South Australian Lakes and Coorong Fishery:

Condition 1

Operation of the South Australian Lakes and Coorong Fishery will be carried out in accordance with the *Management Plan for the South Australian Lakes and Coorong Fishery 2005*, *South Australian Fisheries Management (Lakes and Coorong Fishery) Regulations 2009*, *Fisheries Management (General) Regulations 2007* and the *South Australian Fisheries Management Act 2007*.

Condition 2

The Department of Primary Industries and Resources South Australia to inform the Department of Sustainability, Environment, Water, Population and Communities of any intended amendments to the management arrangements that may affect the criteria on which *Environment Protection and Biodiversity Conservation Act 1999* decisions are based.

Condition 3

The Department of Primary Industries and Resources South Australia to produce and present reports to the department annually as per Appendix B to the *Guidelines for the Ecologically Sustainable Management of Fisheries - 2nd Edition*.

Condition 4

The Department of Primary Industries and Resources South Australia to:

- a. continue to protect Murray cod in the South Australian Lakes and Coorong Fishery under current state-wide arrangements until 31 December 2012;
- b. from January 2013, implement interim arrangements to protect Murray cod in the South Australian Lakes and Coorong Fishery until long-term arrangements are in place;
- c. review management arrangements for Murray cod in the fishery by June 2013; and
- d. implement measures, as appropriate, to ensure the ongoing protection of Murray cod by January 2014.