



Victoria Government Gazette

No. S 84 Monday 26 February 2024
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Fisheries Act 1995

FISHERIES NOTICE 2024

I, Travis Dowling, Chief Executive Officer of the Victorian Fisheries Authority, as delegate for the Minister for Fishing and Boating, having undertaken consultation in accordance with section 3A of the **Fisheries Act 1995** (the Act), make the following Fisheries Notice under sections 67, 114 and 152 of the Act:

Dated 26 February 2024

TRAVIS DOWLING
Chief Executive Officer
Victorian Fisheries Authority

FISHERIES (ABALONE DISEASE CONTROL) NOTICE 2024

1. Title

This Notice may be cited as the Fisheries (Abalone Disease Control) Notice 2024.

2. Objectives

The objectives of this Notice are to protect the abalone fishery and abalone aquaculture activities by reducing the risk of Abalone Viral Ganglioneuritis spread into Victoria due to specified activities in South Australia.

3. Authorising provision

This Notice is made under sections 67, 114 and 152 of the Act.

4. Commencement

This Notice comes into operation on the day it is published in the Government Gazette.

5. Definitions

In this Fisheries Notice –

Control area means any waters within the area of South Australia as defined in the Schedule to this notice.

'the Act' means the **Fisheries Act 1995**;

'VFA' means the Victorian Fisheries Authority established under the **Victorian Fisheries Authority Act 2016**.

6. Prohibition on the use of specified equipment in Victorian waters

(1) For the purposes of section 114 of the Act, the use or possession of any commercial fishing equipment, commercial abalone equipment or recreational fishing equipment, in or on any Victorian waters is prohibited if the equipment has been used within the control area at any time commencing 23 February 2024.

(2) Sub clause (1) does not apply to a person who –

- a. has prior approval in writing by an authorised officer; and
- b. complies with any conditions of that approval.

7. Prohibition on the possession of live abalone taken from control area in Victoria

(1) For the purposes of section 67 of the Act, the possession of live abalone that has been taken from waters in the control area is prohibited.

SPECIAL

8. Exemptions

- (1) This notice does not apply to an inspector, authorised officer or police officer acting in the execution of their duties.
- (2) One or more provisions of this notice do not apply to a person specifically authorised in writing for the purpose of this clause by an authorised officer.

9. Application to Fisheries Reserves

For the purposes of section 152(4), this notice applies to all Fisheries Reserves.

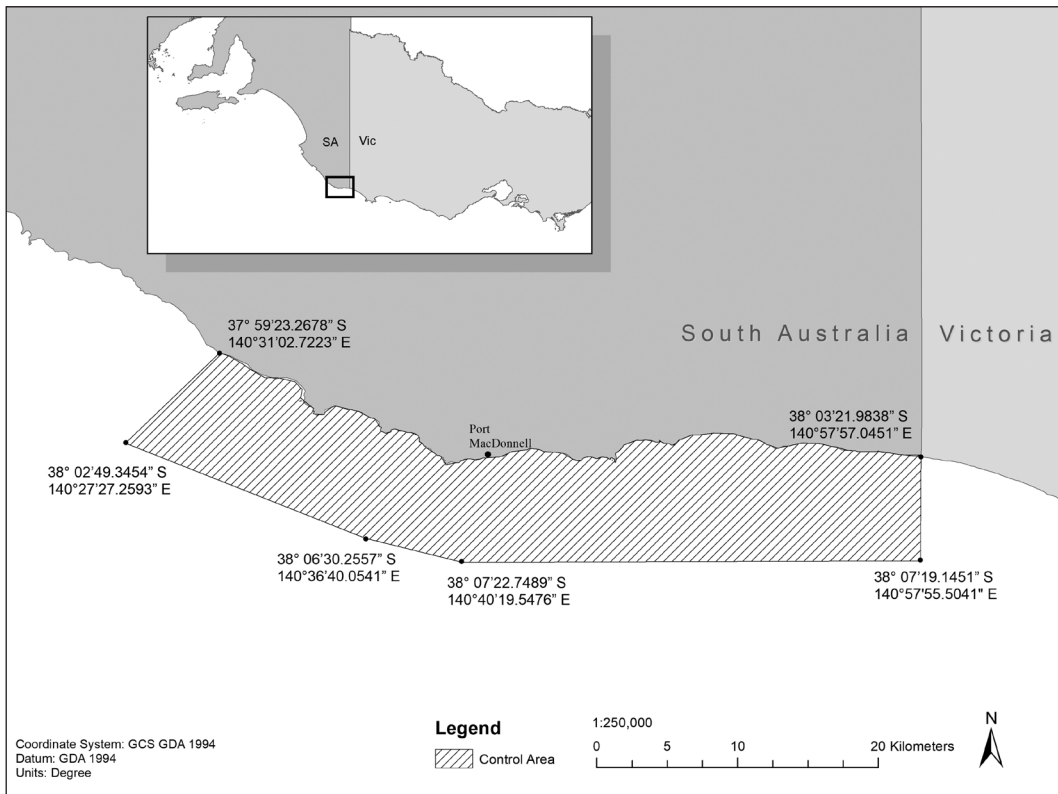
10. Revocation

Unless sooner revoked, this Notice will be revoked on 26 February 2025.

Notes:

Contravention of any prohibition under sections 67 or 114 of the Act, as set out in this Fisheries Notice, is an offence under that section of the Act. A maximum penalty of 100 penalty units or 6 months imprisonment or both applies.

SCHEDULE



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