

Torres Strait Fisheries Amendment Regulations 1999 (No. /)

Statutory Rules 1999 No.

S/

I, WILLIAM PATRICK DEANE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations under the *Torres Strait Fisheries Act 1984*.

Dated 1999.

31 March

EILLIAM DEANE

Governor-General

By His Excellency's Command,

MARK VAILE

Minister for Agriculture, Fisheries and Forestry

Torres Strait Fisheries Amendment Regulations 1999 (No. Z)

Statutory Rules 1999 No.

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made under the

Torres Strait Fisheries Act 1984

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Regulation 1

1 Name of regulations

These regulations are the *Torres Strait Fisheries Amendment Regulations 1999 (No./J)*.

2 Commencement

These regulations commence on gazctt1.

3 Amendment of Torres Strait Fisheries Regulations

Schedule 1 amends the Torres Strait Fisheries Regulations.

2 *Torres Strait Fisheries Amendment Regulations* 1999, 5"
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Schedule 1 Amendments

(regulation 3)

[1] Regulation 1

substitute

1 Name of regulations

These regulations are the *Torres Strait Fisheries Regulations 1985*.

[2] Regulation 2

omit

In these Regulations

insert

(1) In these regulations

[3] Regulation 2

insert

1 year licence means a licence the specified expiry date of which is in the period of 12 months beginning on the day on which the licence comes into force.

5 year licence means a licence other than a 1 year licence.

[4] Regulation 2

insert

(2) The origin of geographical coordinates used in these regulations is the Australian Geodetic Datum 1966 (AGD66).

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[5] After regulation 4

insert

4A Terms of licences

For subsections 23 (1) and (2) of the Act, the period of 5 years is specified for:

- (a) each licence granted under subsection 19 (1) of the Act; and
- (b) each licence for an Australian boat, granted under subsection 19 (2) of the Act.

[6] Subregulation 6 (2)

substitute

- (2) For Schedule 1, the overall length of a boat is the distance between a vertical line passing through the front point of the hull and a vertical line passing through the rear point of the hull measured in a horizontal plane, and includes the length of any appendage that effectively increases the length of the hull, but excludes the length of any anchor rail, bowsprit or similar appendage.

[7] Subregulation 14 (1)

omit

in Column 2 of that Schedule,

[8] Subregulation 14 (1)

omit

in Column 3 of that Schedule

[9] Schedule 1*substitute***Schedule 1 Licence fees****(regulation 6)**

Item	Matter	Fee (\$)
1	Grant or renewal of a 1 year licence under subsection 19(1) of the Act	50
2	Grant or renewal of a 5 year licence under subsection 19 (1) of the Act	100
3	Grant or renewal of a licence under subsection 19 (2) of the Act	100
4	An entry under subsection 36 (4) of the Act in a 1 year licence granted under subsection 19 (2) of the Act:	
	(a) for an Australian boat that is less than 6 metres in overall length	10
	(b) for an Australian boat that is at least 6 but less than 10 metres in overall length	20
	(c) for an Australian boat that is at least 10 but less than 15 metres in overall length	40
	(d) for an Australian boat that is at least 15 metres in overall length	80
	(e) for a foreign boat, for each metre in overall length of the boat	35
5	An entry under subsection 36 (4) of the Act in a 5 year licence granted under subsection 19 (2) of the Act:	
	(a) for an Australian boat that is less than 6 metres in overall length	50
	(b) for an Australian boat that is at least 6 but less than 10 metres in overall length	100
	(c) for an Australian boat that is at least 10 but less than 15 metres in overall length	200
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Item	Matter	Fee (\$)
	(d) for an Australian boat that is at least 15 metres in overall length	400
6	Grant or renewal of a licence under subsection 19 (3) of the Act (other than the grant or renewal of a licence to which item 7 applies):	
	(a) for an Australian boat authorising the use of the boat for carrying fish taken with the use of another boat	80
	(b) for an Australian boat authorising the use of the boat for processing and carrying fish taken with the use of another boat	100
	(c) for a foreign boat authorising the use of the boat for carrying fish taken with the use of another boat	80 plus 35 for each metre in overall length of the boat
	(d) for a foreign boat authorising the use of the boat for processing and carrying fish taken with the use of another boat	100 plus 35 for each metre in overall length of the boat
7	Grant or renewal of a licence under subsection 19 (3) of the Act for an Australian boat authorising the use of the boat for carrying, or for processing and carrying, fish taken with the use of another boat:	20
	(a) where that licence is granted or renewed at the same time as a licence mentioned in item 3 is granted or renewed for the first boat; or	
	(b) where a licence mentioned in item 3 is in force for the first boat	
8	Transfer under section 25 of the Act of a licence granted under subsection 19 (2) or (3) of the Act	10

6 *Torres Strait Fisheries Amendment Regulations* 1999,
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[10] **Schedule 2**

substitute

**Schedule 2 Short methods of
reference to certain
areas of Australian
jurisdiction**

(regulation 14)

Item	Area of Australian jurisdiction and short method of reference
1	<p>The area of the beche-de-mer fishery is the area consisting of:</p> <ul style="list-style-type: none">(a) the area of waters in the Protected Zone to the south of the Seabed Jurisdiction Line; and(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 48' 00" south, longitude 141° 20' 00" east and running progressively:<ul style="list-style-type: none">• north along the meridian of longitude 141° 20' 00" east to its intersection with the parallel of latitude 10° 28' 00" south;• east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east;• south along that meridian to its intersection with the parallel of latitude 10° 41' 00" south;• west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east;• south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water;• generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 10° 48' 00" south;• west along that parallel to the point where the line began; and(c) the territorial sea of Australia north of the Seabed Jurisdiction Line.

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|-------------|---|
| 2 | <p>The area of the crab fishery is the area consisting of:</p> <ul style="list-style-type: none">(a) the area of waters in the Protected Zone to the south of the Fisheries Jurisdiction Line; and(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 48' 00" south, longitude 141° 20' 00" east and running progressively:<ul style="list-style-type: none">• north along the meridian of longitude 141° 20' 00" east to its intersection with the parallel of latitude 10° 28' 00" south;• east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east;• south along that meridian to its intersection with the parallel of latitude 10° 41' 00" south;• west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east;• south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water;• generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 10° 48' 00" south;• west along that parallel to the point where the line began; and(c) the territorial sea of Australia north of the Fisheries Jurisdiction Line. |
| 3 | <p>The area of the dugong fishery is the area consisting of:</p> <ul style="list-style-type: none">(a) the area of waters in the Protected Zone to the south of the Fisheries Jurisdiction Line; and(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 11° 10' 00" south, longitude 141° 01' 00" east and running progressively:<ul style="list-style-type: none">• north along the meridian of longitude 141° 01' 00" east to its intersection with the Fisheries Jurisdiction Line;• north-easterly along that line to its intersection with the meridian of longitude 141° 20' 00" east; |

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| | <ul style="list-style-type: none"> • south along that meridian to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 17" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 11° 10' 00" south; • west along that parallel to the point where the line began; and <p>(c) the territorial sea of Australia north of the Fisheries Jurisdiction Line.</p> |
| 4 | <p>The area of the finfish fishery is the area consisting of:</p> <p>(a) the area of waters in Protected Zone to the south of the Fisheries Jurisdiction Line;</p> <p>(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 48' 00" south, longitude 141° 20' 00" east and running progressively:</p> <ul style="list-style-type: none"> • north along the meridian of longitude 141° 20' 00" east to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 00" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; |

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Item	Area of Australian jurisdiction and short method of reference
	<ul style="list-style-type: none"> • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 10° 48' 00" south; • west along that parallel to the point where the line began; and <p>(c) the territorial sea of Australia north of the Fisheries Jurisdiction Line.</p>
5	<p>The area of the pearl shell fishery is the area consisting of:</p> <p>(a) the area of waters in the Protected Zone to the south of the Seabed Jurisdiction Line; and</p> <p>(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 11° 10' 00" south, longitude 141° 01' 00" east and running progressively:</p> <ul style="list-style-type: none"> • north along the meridian of longitude 141° 01' 00" east to its intersection with the Fisheries Jurisdiction Line; • north-easterly along that line to its intersection with the meridian of longitude 141° 20' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 17" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 11° 10' 00" south; • west along that parallel to the point where the line began; and <p>(c) the territorial sea of Australia north of the Seabed Jurisdiction Line.</p>
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Item	Area of Australian jurisdiction and short method of reference
6	<p>The area of the prawn fishery is the area consisting of:</p> <p>(a) the area of waters in the Protected Zone to the south of the Fisheries Jurisdiction Line; and</p> <p>(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 28' 00" south, longitude 142° 09' 00" east and running progressively:</p> <ul style="list-style-type: none"> • east along the parallel of latitude 10° 28' 00" south to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 17" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the meridian of longitude 142° 09' 00" east; • north along that meridian to the point where the line began; and <p>(c) the territorial sea of Australia north of the Fisheries Jurisdiction Line.</p>
7	<p>The area of the Spanish mackerel fishery is the area consisting of:</p> <p>(a) the area of waters in the Protected Zone to the south of the Fisheries Jurisdiction Line; and</p> <p>(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 48' 00" south, longitude 141° 20' 00" east and running progressively:</p> <ul style="list-style-type: none"> • north along the meridian of longitude 141° 20' 00" east to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 17" south;

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Item	Area of Australian jurisdiction and short method of reference
	<ul style="list-style-type: none"> • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 10° 48' 00" south; • west along that parallel to the point where the line began; and <p>(c) the territorial sea of Australia north of the Fisheries Jurisdiction Line.</p> <p>The area of the trochus fishery is the area consisting of:</p> <p>(a) the area of waters in the Protected Zone to the south of the Seabed Jurisdiction Line; and</p> <p>(b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 48' 00" south, longitude 141° 20' 00" east and running progressively:</p> <ul style="list-style-type: none"> • north along the meridian of longitude 141° 20' 00" east to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 00" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 10° 48' 00" south; • west along that parallel to the point where the line began; and <p>(c) the territorial sea of Australia north of the Seabed Jurisdiction Line.</p>

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| 9 | <p>The area of the tropical rock lobster fishery is the area consisting of:</p> <ul style="list-style-type: none"> (a) the area of waters in the Protected Zone to the south of the Fisheries Jurisdiction Line; and (b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 10° 48' 00" south, longitude 141° 20' 00" east and running progressively: <ul style="list-style-type: none"> • north along the meridian of longitude 141° 20' 00" east to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 00' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 17" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 10° 48' 00" south; • west along that parallel of the point where the line began; and (c) the territorial sea of Australia north of the Fisheries Jurisdiction Line. |
| 10 | <p>The area of the turtle fishery is the area consisting of:</p> <ul style="list-style-type: none"> (a) the area of waters in the Protected Zone to the south of the Fisheries Jurisdiction Line; and (b) the area of waters (excluding any waters within the limits of Queensland) bounded by a line beginning at the point of latitude 11° 10' 00" south, longitude 141° 00' 00" east and running progressively: <ul style="list-style-type: none"> • north along the meridian 141° 01' 00" east to its intersection with the Fisheries Jurisdiction Line; |

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| | <ul style="list-style-type: none"> • north-easterly along that line to its intersection with the meridian of longitude 141° 20' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 28' 00" south; • east along that parallel to its intersection with the meridian of longitude 144° 10' 00" east; • north-easterly along the geodesic to the point of latitude 10° 15' 00" south, longitude 144° 12' 00" east; • north-easterly along the geodesic to the point of latitude 9° 54' 00" south, longitude 144° 28' 00" east; • north along the meridian of longitude 144° 28' 00" east to its intersection with the Fisheries Jurisdiction Line; • south-easterly along that line to its intersection with the meridian of longitude 144° 40' 00" east; • south along that meridian to its intersection with the parallel of latitude 10° 41' 17" south; • west along that parallel to its intersection with the meridian of longitude 142° 31' 49" east; • south along that meridian to its northernmost intersection with the coastline of Cape York Peninsula at low water; • generally south-westerly along the western coastline of Cape York Peninsula, that is along the low water line on that coast and across any river mouth, to its intersection with the parallel of latitude 11° 10' 00" south; • west along that parallel to the point where the line began; and <p>(c) the territorial sea of Australia north of the Fisheries Jurisdiction Line.</p> |

Notes

1. These regulations amend Statutory Rules 1985 No. 9, as amended by 1985 No. 359; 1987 No. 31; 1988 No. 198.
2. Made by the Governor-General on ^ 1.999, and notified in the *Commonwealth of Australia Gazette* on ^/ 1999,

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