



# **Declaration of an Approved Wildlife Trade Operation – Northern Territory Offshore Net and Line Fishery**

made under subsection 303FN(2) and paragraph 303FN(10)(d) of the  
*Environment Protection and Biodiversity Conservation Act 1999*

## **Compilation No. 2**

**Compilation date:** 26 October 2017

**Includes amendments up to:** Declaration of an Approved Wildlife Trade Operation – Northern Territory Offshore Net and Line Fishery, October 2017 [F2017N00084]

Prepared by Department of the Environment and Energy

---

## About this compilation

### This compilation

This is a compilation of the *Declaration of an Approved Wildlife Trade Operation – Northern Territory Offshore Net and Line Fishery* that shows the text of the law as amended and in force on 26/10/2017 (the **compilation date**).

The notes at the end of this compilation (the **endnotes**) include information about amending laws and the amendment history of provisions of the compiled law.

### Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register ([www.legislation.gov.au](http://www.legislation.gov.au)). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

### Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

### Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

### Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.

---

## DECLARATION OF AN APPROVED WILDLIFE TRADE OPERATION

I, PAUL MURPHY, Assistant Secretary, Wildlife Trade and Biosecurity Branch, as Delegate of the Minister for the Environment and Energy, 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) and paragraph 303FN(10)(d), 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**

<b>Operation</b>	<b>Class of Specimens</b>
Northern Territory Offshore Net and Line Fishery, as defined in the management regime in force under the Northern Territory <i>Fisheries Act 1988</i> and the Northern Territory Fisheries Regulations.	Specimens that are, or are derived from, fish or invertebrates, other than: a) specimens that belong to species listed under Part 13 of the EPBC Act, and b) specimens that belong to taxa listed under section 303CA of the EPBC Act (Part 13A), except for scalloped hammerhead ( <i>Sphyrna lewini</i> ) and great hammerhead ( <i>Sphyrna mokarran</i> ).

Unless amended or revoked, this declaration:

- a) is subject to the conditions applied under section 303FT specified in the Schedule.

Notes:

1. 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 reasons may be made in writing to the Department of the Environment and Energy 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.

2. Australia's obligations under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) are met through Part 13A of the EPBC Act. Specimens of species listed in Appendix II of Australia's CITES list under section 303CA of the EPBC Act may only be exported, under a CITES export permit issued under the EPBC Act, if Australia's CITES Scientific Authority has issued a non detriment finding for that species. Further information, including a list of species for which non detriment findings have been issued and the fisheries from which they may be sourced, is available from  
<http://www.environment.gov.au/biodiversity/wildlife-trade/cites>

---

*Declaration of an Approved Wildlife Trade Operation – Northern Territory Offshore Net and Line Fishery*

1

---

SCHEDULE

**Declaration of the Harvest Operations of the Northern Territory Offshore Net  
and Line Fishery as an approved wildlife trade operation**

**ADDITIONAL PROVISIONS (section 303FT)**

1. Unless otherwise amended or revoked, this declaration is valid until 4 May 2018.

## Endnotes

### Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes

Endnote 2—Abbreviation key

Endnote 3—Legislation history

Endnote 4—Amendment history

### Abbreviation key—Endnote 2

The abbreviation key sets out abbreviations that may be used in the endnotes.

### Legislation history and amendment history—Endnotes 3 and 4

Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

### Misdescribed amendments

A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.

**Endnote 2—Abbreviation key**

ad = added or inserted	o = order(s)
am = amended	Ord = Ordinance
amdt = amendment	orig = original
c = clause(s)	par = paragraph(s)/subparagraph(s) /sub-subparagraph(s)
C[x] = Compilation No. x	pres = present
Ch = Chapter(s)	prev = previous
def = definition(s)	(prev...) = previously
Dict = Dictionary	Pt = Part(s)
disallowed = disallowed by Parliament	r = regulation(s)/rule(s)
Div = Division(s)	
exp = expires/expired or ceases/ceased to have effect	reloc = relocated
F = Federal Register of Legislation	renum = renumbered
gaz = gazette	rep = repealed
LA = <i>Legislation Act 2003</i>	rs = repealed and substituted
LIA = <i>Legislative Instruments Act 2003</i>	s = section(s)/subsection(s)
(md) = misdescribed amendment can be given effect	Sch = Schedule(s)
(md not incorp) = misdescribed amendment cannot be given effect	Sdiv = Subdivision(s)
mod = modified/modification	SLI = Select Legislative Instrument
No. = Number(s)	SR = Statutory Rules
	Sub-Ch = Sub-Chapter(s)
	SubPt = Subpart(s)
	<u>underlining</u> = whole or part not commenced or to be commenced

## Endnote 3—Legislation history

**Endnote 3—Legislation history**

Name	Registration	Commencement	Application, saving and transitional provisions
Declaration of an approved Wildlife Trade Operation – Northern Territory Offshore Net and Line Fishery	22 September 2016 (F2016N00021)	23 September 2016	
Declaration of an approved wildlife trade operation (Variation) – Northern Territory Offshore Net and Line Fishery  as amended by  Declaration of an approved wildlife trade operation – Northern Territory Offshore Net and Line Fishery, October 2017	28 April 2017 (F2017N00033)  20 October 2017 (F2017N00083)	29 April 2017  21 October 2017	
Declaration of an approved wildlife trade operation – Northern Territory Offshore Net and Line Fishery, October 2017	25 October 2017 (F2017N00084)	26 October 2017	

## Endnote 4—Amendment history

**Endnote 4—Amendment history**

---

<b>Provision affected</b>	<b>How affected</b>
Schedule	Am F2017N00033 (as am by F2017N00083 (amdt never applied))
Schedule	Am F2017N00084

---