



Torres Strait Prawn Fishery Management Plan Amendment 2017

Torres Strait Fisheries Act 1984

The PROTECTED ZONE JOINT AUTHORITY, acting in accordance with the powers conferred on the Authority by paragraph 35(1)(a) of the *Torres Strait Fisheries Act 1984*, and in accordance with the decisions of the Authority determines this amendment of the *Torres Strait Prawn Fishery Management Plan 2009* under section 15A of the *Torres Strait Fisheries Act 1984* pursuant to subsection 33(3A) of the *Acts Interpretation Act 1901*.

Accepted on:

7/2/2017

Senator the Hon. Anne Ruston

Parliamentary Secretary to the Deputy Prime Minister and Minister for Agriculture and Water Resources

On behalf of the Protected Zone Joint Authority

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1 Name of Management Plan Amendment

This Management Plan Amendment is the *Torres Strait Prawn Fishery Management Plan Amendment 2017*.

2 Commencement

This Management Plan Amendment commences on the day after it is registered.

3 Amendment of *Torres Strait Prawn Fishery Management Plan 2009*

Schedule 1 amends the *Torres Strait Prawn Fishery Management Plan 2009*.

Schedule 1 Amendment of *Torres Strait Prawn Fishery Management Plan 2009*

(section 3)

[1] Section 1.1

substitute

1.1 Name of Plan

This plan is the *Torres Strait Prawn Fishery Management Plan 2009*.

[2] Subsection 2.3(1)

omit

[3] Subsection 2.3(2)

substitute

(2) The PZJA will determine the fishing season in a particular year.

[4] Subsection 3.2(2)

omit

[5] Subsection 3.5(4)

omit

[6] Subsection 3.7(5)

omit

[7] Subsection 4.2(2)

substitute

- (2) Units are divided as follows:
- (a) maximum of 6,867 Australian units; and
 - (b) maximum of 2,333 PNG units.

[8] Subsection 4.3(1)

omit

(units / 9,200)

insert

(units / total number of units remaining allocated in the fishery)

[9] Subsection 4.3(2)

omit

[10] Subsection 4.9(3)

omit

will

insert

may

[11] Section 4.10

Insert

4.10 Surrender of Australian units

- (1) A holder of Australian units of fishing capacity may, by written notice to the PZJA apply without fee to surrender some or all of the units of fishing capacity held.
- (2) A holder of Australian units of fishing capacity will cease to hold those units where those units or the licence to which they associated are not renewed.

[12] Section 4.11

insert

4.11 Cancellation of Australian units

The PZJA may, cancel some or all units of fishing capacity surrendered or ceased to be held.

[13] Subsection 5.1(1)(c)

substitute

-
- (c) keep a logbook of the type specified in the current logbook instrument;
and

[14] Subsection 5.1(1)(e)

substitute

- (e) fit a vessel monitoring system as required by section 5.6; and

[15] Subsection 5.1(2)

omit

[16] Subsection 5.1(3)

omit

[17] Section 5.2

omit

[18] Section 5.6

substitute

- (1) The holder of a TSPF boat licence or TSPF Treaty endorsement must ensure that the vessel monitoring system (*VMS*) on the nominated boat is operational (i.e. transmitting so the PZJA can receive data) at all times.
- (2) If the VMS is not operating or malfunctioning the TSPF boat licence or TSPF Treaty endorsement holder must:
- (a) ensure the PZJA is informed as soon as practicable after the holder becomes aware the VMS has ceased operating; and
 - (b) follow the directions of the PZJA.

[NOTE: guidelines on all technical requirements are published on the PZJA website.]

[19] Subsection 6.3(4)

substitute

- (4) A notice to the PZJA must be addressed to the PZJA Licensing Delegate, and delivered, posted or sent by fax or e-mail to the office address, postal address, fax number or e-mail address notified by the PZJA on its website or through written correspondence.