

Fish Resources Management Act 1994

Section 7

INSTRUMENT OF EXEMPTION

I, Nathan Harrison, Executive Director Fisheries and Agriculture Resource Management, as delegate of the Minister for Fisheries, pursuant to Section 7(1) of the *Fish Resources Management Act 1994*, hereby exempt the persons specified in **Schedule 1**, from Section 47 of the *Fish Resources Management Act 1994* and Schedule 2, Part 1 of the *Fish Resources Management Regulations 1995* which would otherwise prevent those persons from lawfully pursuing the activity specified in **Schedule 2**, for the period specified in **Schedule 3** for the purposes specified in **Schedule 4** and subject to the conditions specified in **Schedule 5**.

**Schedule 1
Persons**

1. Persons taking setose western rock lobster under the authority of a West Coast Rock Lobster Managed Fishery Licence or South Coast Crustacean Managed Fishery Licence.
2. Persons who sell, purchase, consign or are in possession of setose western rock lobster which has been taken in accordance with the *West Coast Rock Lobster Managed Fishery Management Plan 2012* or the *South Coast Crustacean Managed Fishery Management Plan 2015*.

**Schedule 2
Activity**

The take, possession, processing, consignment or sale of setose western rock lobster.

**Schedule 3
Period**

This Exemption is valid from 1 November 2024 until 1 November 2026.

**Schedule 4
Purpose**

To allow the take of setose western rock lobster in the West Coast Rock Lobster Managed Fishery and the South Coast Crustacean Managed Fishery for a commercial purpose in accordance with section 7(2)(e) of the *Fish Resources Management Act 1994*.

**Schedule 5
Conditions**

1. All persons fishing under the authority of this Exemption must keep a copy of this Exemption instrument on board the boat.

A handwritten signature in black ink, appearing to read 'N. Harrison', with a long horizontal stroke extending to the right.

Nathan Harrison

**EXECUTIVE DIRECTOR, FISHERIES AND AGRICULTURE RESOURCE
MANAGEMENT**

as delegate of the MINISTER FOR FISHERIES

Dated the 7th day of October 2024

The following sets out the details that will be recorded in the Annual Report regarding the Exemption.

Exemption Number:	
Subject:	Exemption to allow commercial fishers to take setose western rock lobster.
Period of Exemption:	1 November 2024 to 1 November 2026
Granted to:	<ol style="list-style-type: none">1. Persons taking western rock lobster under the authority of a West Coast Rock Lobster Managed Fishery and/or South Coast Crustacean Managed Fishery Licence when operating in that fishery.2. Persons who sell, purchase, consign or are in possession of setose western rock lobster which has been taken in accordance with the <i>West Coast Rock Lobster Managed Fishery Management Plan 2012</i> or the <i>South Coast Crustacean Managed Fishery Management Plan 2015</i>
Exempted provisions:	Section 47 of the <i>Fish Resources Management Act 1994</i> and Schedule 2, Part 1 of the <i>Fish Resources Management Regulations 1995</i> .
Purpose:	To allow commercial fishers to fish for setose western rock lobster.
Justification:	There are no sustainability concerns for the commercial take of setose western rock lobster.