I certify that this is a copy of the authorised version of this Statutory Rule as at 25 July 2018, and that it incorporates all amendments, if any, made before and in force as at that date and any reprint changes made under any Act, in force before the commencement of the *Legislation Publication Act 1996*, authorising the reprint of Acts and statutory rules or permitted under the *Legislation Publication Act 1996* and made before 25 July 2018.

Robyn Webb
Chief Parliamentary Counsel
Dated 29 November 2018

TASMANIA

INLAND FISHERIES (SEASONS AND WATERS) ORDER 1996

STATUTORY RULES 1996, No. 74

CONTENTS

1. Short title
2. Commencement
3. Interpretation
4. Taking of acclimatised fish
5. Taking indigenous fish
6. Taking fish in juvenile ponds
7. Taking fish in certain waters
8. Prohibition on taking freshwater fish
[9. *Revoked*]
Schedule 1 – Whitebait

INLAND FISHERIES (SEASONS AND WATERS) ORDER 1996

I make the following order under section 197 of the *Inland Fisheries Act 1995*.

Dated 23 May 1996.

T. JOHN CLEARY
Minister for Inland Fisheries

1. Short title

This order may be cited as the *Inland Fisheries (Seasons and Waters) Order 1996*.

2. Commencement

This order takes effect on 31 May 1996.

3. Interpretation

(1) In this order –

Act means the *Inland Fisheries Act 1995*;

Canal Bay has the same meaning as in the *Inland Fisheries (Recreational Fishing) Regulations 2009*;

eligible person means a person with eligible disabilities for the purpose of a transport access scheme administered by the

department responsible for the administration of the *Traffic Act 1925*;

grid reference means the grid reference taken from the Universal Grid Reference System used in Tasmania and based on the Geocentric Datum of Australia (also known as the "the GDA" or "GDA 94") as defined in the *Commonwealth Gazette* No. GN 35, 6 September 1995;

junior angling development fishery has the same meaning as in the *Inland Fisheries (Recreational Fishing) Regulations 2009*.

(2) An expression in this order that is defined in the Act has the same meaning as so defined.

(3) Any period specified in this order and identified by days and dates includes those days and dates.

4. Taking of acclimatised fish

(1) Acclimatised fish may only be taken during the following periods at the following places:

(a) between the first Saturday of August in any year and the Sunday nearest 31 May in the next year –

(i) . . . . . .

(ii) Lake Mackintosh; and

(iii) Lake Rosebery; and

(iv) . . . . . .

(b) between the Saturday nearest 1 October in any year and the Sunday nearest 31 May in the next year –

(i) Dee Lagoon; and

(ii) . . . . . .

(iii) Lake Rowallan; and

(iv) Lake Skinner; and

(v) Mersey River above Lake Rowallan; and

(vi) River Leven, upstream of the bridge on Loongana Road; and

(vii) Upper Mersey Lakes Rainbow Fishery; and

(viii) Weld River (in the north of the State) from an imaginary straight line drawn between the opposite shores of the river located approximately at grid reference E575769 N5443349 and grid reference E575659 N5443334 upstream to its source; and

(ix) Weld River (in the south of the State) from an imaginary straight line drawn between the opposite shores of the river located approximately at grid reference E479455 N5234171 and grid

reference E479487 N5234269 upstream to its source;

(c - e) . . . . . .

(f) all year round –

(i) Brushy Lagoon from one hour before sunrise to three hours after sunset on any day; and

(ii) Craigbourne Dam from one hour before sunrise to three hours after sunset on any day; and

(iia) . . . . . .

(iii) Great Lake other than Canal Bay; and

(iiia) Huntsman Lake from one hour before sunrise to three hours after sunset on any day; and

(iv) Huon River from the Huonville Bridge downstream to the seaward limit of that river; and

(v) Lake Barrington; and

(vi) Lake Burbury; and

(vii) . . . . . .

(viii) Lake Meadowbank; and

(ix) Lake Pedder; and

(ixa) Lake King William; and

(x) River Leven from the confluence of Whisky Creek, delineated by a straight line between grid reference 422710E 5442177N and 422750E 5442142N downstream to the seaward limit of that river; and

(xi) North Esk River and River Tamar from the Lower Charles Street Bridge on the North Esk River downstream to the seaward limit of the River Tamar; and

(xia) Pioneer Lake; and

(xii) River Derwent from the A10 Road Bridge at grid reference 504630E 5263716N downstream to the seaward limit of that river; and

(xiii) South Esk River and River Tamar from the West Tamar Road Bridge on the South Esk River downstream to the seaward limit of the River Tamar;

(g) between the Saturday nearest 1 December in any year and the Sunday nearest 31 March in the next year, in Canal Bay in Great Lake.

(2) Acclimatised fish may only be taken between the first Saturday of August in any year and the Sunday nearest 30 April in the next year –

(a) in excepted waters; and

(b) in any inland waters that are not specified in clause 8; and

(c) . . . . . .

(ca) at Curries River Reservoir from one hour before sunrise to three hours after sunset; and

(d) at Four Springs Lake from one hour before sunrise to three hours after sunset; and

(e) at Lake Crescent from one hour before sunrise to three hours after sunset; and

(f) at South Riana Dam from one hour before sunrise to three hours after sunset; and

(g) at Talbots Lagoon from one hour before sunrise to three hours after sunset.

(cb - cc) . . . . . .

5. Taking indigenous fish

The following indigenous fish may only be taken during the following periods at the following places:

(a) during the periods and at the places specified in clause 4(1) and (2) and at any time in the waters specified in Schedule 1 to the *Inland Fisheries*

(Recreational Fishing) Regulations 2009 –

(i) blackfish (*Gadopsis marmoratus*);

(ii) freshwater eels (*Anguilla australis* and *Anguilla reinhardtii*);

(iii) estuary perch (*Percalates colonorum*);

(iv) black bream (*Acanthopagrus butcheri*);

(b) . . . . . .

(c) whitebait between sunrise and sunset and between 1 October and 11 November in the same year –

(i) at the rivers specified in the table in Schedule 1, landward of the seaward limits of those rivers; and

(ii) in the years specified for those rivers in the table in Schedule 1;

(d) any other indigenous fish, at any time in the waters specified in Schedule 1 of the *Inland Fisheries (Recreational Fishing) Regulations 2009*.

6. Taking fish in juvenile ponds

The taking of any fish in a junior angling development fishery is permitted only by a person under the age of 18 years.

7. Taking fish in certain waters

(1) The taking of any fish in Risdon Brook Reservoir is permitted only by an eligible person.

(1A) The taking of any fish in Plenty River adjacent to the Salmon Ponds is permitted only by an eligible person.

(2) . . . . . .

8. Prohibition on taking freshwater fish

The taking of freshwater fish at any of the following places is prohibited at all times:

(a) waters flowing into Arthurs Lake;

(ab) . . . . . .

(b) waters of Brushy Rivulet flowing into Brushy Lagoon;

(ba) waters in that part of Curries River Reservoir within 400 metres of the dam tower;

(bb) the dam wall and associated infrastructure at Craigbourne Dam;

(c) waters flowing into Dee Lagoon;

(d - da) . . . . . .

(e) waters flowing into Great Lake, including the Liawenee Canal;

(f) waters flowing into Lake Crescent, except the section of waters, in the canal between Lake Sorell and Lake Crescent, below Interlaken Road;

(g - h) . . . . . .

(i) waters flowing into Lake Leake;

(j - l) . . . . . .

(m) waters in McPartlan Canal between Lake Pedder and Lake Gordon;

(ma) waters flowing into Lake Fenton;

(mb) waters of Lake Fenton;

(n - pa) . . . . . .

(q) waters in which fish are maintained by the Director or by any other person or body with the consent of the Director for the purposes of fish culture or public display;

(r) waters within 100 metres of a fish trap maintained by the Director;

(s) waters in that part of the No. 1 Canal and No. 2 Canal, conveying water from

Shannon Lagoon to Penstock Lagoon above 2 white posts on opposite banks of those canals;

(t) waters flowing into Talbots Lagoon;

(u) waters of the Dogs Head Creek, Silver Plains Creek and Mountain Creek that flow into Lake Sorell;

(v) waters within a radius of 50 metres of the waters specified in paragraphs (a), (c), (e), (i) and (u).

9. . . . . .

SCHEDULE 1 – WHITEBAIT

Clause 5(c)

Column 1	Column 2	Column 3
Item	**Rivers**	**Years**
1.	Black River	2017, 2019
2.	Brid River	2017, 2019
3.	Don River	2017, 2019
4.	Duck River, except 50 metres above and below the water-gauging weir on that river	2016, 2017, 2018, 2019, 2020
5.	Great Forester River	2016, 2018, 2020
6.	Henty River	2016, 2017, 2018, 2019, 2020
7.	Huon River	2016, 2017, 2018, 2019, 2020
8.	Inglis River	2016, 2017, 2018, 2019, 2020
9.	Little Forester River	2017, 2019
10.	Mersey River	2016, 2018, 2020
11.	Montagu River	2016, 2018, 2020
12.	Pieman River	2016, 2017, 2018, 2019, 2020

Column 1	Column 2	Column 3
Item	**Rivers**	**Years**
13.	River Derwent	2016, 2017, 2018, 2019, 2020
14.	River Forth	2016, 2017, 2018, 2019, 2020
15.	River Leven	2017, 2019
16.	River Tamar	2016, 2017, 2018, 2019, 2020
17.	Rubicon River, except 50 metres above and below the water-gauging weir on that river	2016, 2017, 2018, 2019, 2020

Printed and numbered in accordance with the *Rules Publication Act 1953*.

Notified in the *Gazette* on 30 May 1996.

This order is administered in the Department of Environment and Land Management.

NOTES

The foregoing text of the *Inland Fisheries (Seasons and Waters) Order 1996* comprises those instruments as indicated in the following table. Any reprint changes made under any Act, in force before the commencement of the *Legislation Publication Act 1996*, authorising the reprint of Acts and statutory rules or permitted under the *Legislation Publication Act 1996* and made before 25 July 2018 are not specifically referred to in the following table of amendments.

Citation	Serial Number	Date of commencement
Inland Fisheries (Seasons and Waters) Order 1996	S.R. 1996, No. 74	31.5.1996
Inland Fisheries (Seasons and Waters) Amendment Order 1996	S.R. 1996, No. 115	21.8.1996
Inland Fisheries (Seasons and Waters) Amendment Order (No. 2) 1996	S.R. 1996, No. 224	25.12.1996
Inland Fisheries (Seasons and Waters) Amendment Order 1998	S.R. 1998, No. 106	29.7.1998
Inland Fisheries (Seasons and Waters) Amendment Order 1999	S.R. 1999, No. 75	31.7.1999
Inland Fisheries (Seasons and Waters) Amendment Order 2000	S.R. 2000, No. 100	12.7.2000
Inland Fisheries (Seasons and Waters) Amendment Order (No. 2) 2000	S.R. 2000, No. 208	13.12.2000
Inland Fisheries (Seasons and Waters) Amendment Order 2003	S.R. 2003, No. 82	30.7.2003
Inland Fisheries (Seasons and Waters) Amendment Order 2004	S.R. 2004, No. 37	9.6.2004
Inland Fisheries (Seasons and Waters) Amendment Order 2006	S.R. 2006, No. 41	7.6.2006
Inland Fisheries (Seasons and Waters)	S.R. 2007, No. 89	10.10.2007

Citation	Serial Number	Date of commencement
Amendment Order 2007		
Inland Fisheries (Seasons and Waters) Amendment Order 2008	S.R. 2008, No. 100	20.8.2008
Inland Fisheries (Seasons and Waters) Amendment Order 2011	S.R. 2011, No. 49	22.6.2011
Inland Fisheries (Seasons and Waters) Amendment Order (No. 2) 2011	S.R. 2011, No. 100	28.9.2011
Inland Fisheries (Seasons and Waters) Amendment Order 2012	S.R. 2012, No. 84	3.10.2012
Inland Fisheries (Seasons and Waters) Amendment Order 2013	S.R. 2013, No. 24	15.5.2013
Inland Fisheries (Seasons and Waters) Amendment Order 2014	S.R. 2014, No. 56	18.6.2014
Inland Fisheries (Seasons and Waters) Amendment Order 2015	S.R. 2015, No. 51	8.7.2015
Inland Fisheries (Seasons and Waters) Amendment Order 2016	S.R. 2016, No. 33	1.8.2016
Inland Fisheries (Seasons and Waters) Amendment Order (No. 2) 2016	S.R. 2016, No. 69	31.8.2016
Inland Fisheries (Seasons and Waters) Amendment Order 2018	S.R. 2018, No. 47	25.7.2018

TABLE OF AMENDMENTS

Provision affected	How affected
Clause 3	Amended by S.R. 2004, No. 37, S.R. 2007, No. 89, S.R. 2008, No. 100, S.R. 2011, No. 49 and S.R. 2018, No. 47
Clause 4	Substituted by S.R. 1999, No. 75 Amended by S.R. 2000, No. 100, S.R. 2003, No. 82, S.R. 2004, No. 37, S.R. 2006, No. 41, S.R. 2007, No. 89, S.R. 2008, No. 100, S.R. 2011, No. 49, S.R. 2011, No. 100, S.R. 2012, No. 84, S.R. 2013, No. 24, S.R. 2014, No. 56, S.R. 2015, No. 51, S.R. 2016, No. 33 and S.R. 2018, No. 47
Clause 5	Amended by S.R. 2000, No. 100, S.R. 2004, No. 37, S.R. 2011, No. 49, S.R. 2011, No. 100 and S.R. 2018, No. 47
Clause 6	Amended by S.R. 2018, No. 47
Clause 7	Substituted by S.R. 1999, No. 75 Amended by S.R. 2006, No. 41 and S.R. 2011, No. 49
Clause 8	Amended by S.R. 1996, No. 115, S.R. 1996, No. 224, S.R. 1998, No. 106, S.R. 1999, No. 75, S.R. 2000, No. 208, S.R. 2004, No. 37, S.R. 2011, No. 49, S.R. 2013, No. 24, S.R. 2014, No. 56 and S.R. 2016, No. 33
Clause 9	Inserted by S.R. 1998, No. 106 Revoked by S.R. 1999, No. 75

Provision affected	How affected
Schedule 1	Inserted by S.R. 2011, No. 100 Amended by S.R. 2012, No. 84 Substituted by S.R. 2016, No. 69