

WESTERN AUSTRALIAN GOVERNMENT

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6. Regulation 38 amended

Regulation 38 is amended as follows:

(a) by inserting at the beginning of the regulation —

(1) In this regulation —

“**internal SLED**” means a sea lion exclusion device consisting of a rod inside a rock lobster pot secured to the base of the pot and rising vertically towards the neck;

“**sea lion protection zone**” means the waters off the west coast bounded by a line commencing at the high water mark at 30° 51.06' south latitude (south of Wedge Island) and extending —
west along the parallel to the intersection with 115° 10.32' east longitude;
then north north westerly along the geodesic to the point 30° 30.54' south latitude and 115° 0.06' east longitude;
then northerly along the geodesic to the point 30° 25.02' south latitude and 114° 58.5' east longitude;
then northerly along the geodesic to the point 30° 12.42' south latitude and 114° 57' east longitude;
then northerly along the geodesic to the point 30° 4.2' south latitude and 114° 54.42' east longitude;
then northerly along the geodesic to the point 29° 54.96' south latitude and 114° 53.52' east longitude;
then north north westerly along the geodesic to the point 29° 47.82' south latitude and 114° 50.64' east longitude;
then north easterly along the geodesic to the point 29° 44.28' south latitude and 114° 52.2' east longitude;
then northerly along the geodesic to the point 29° 35.16' south latitude and 114° 53.58' east longitude;
then east along the parallel to its intersection with the high water mark (north of Freshwater Point);
then generally southerly along the high water mark to the commencement point.

”;

(b) by inserting before “A person” the subregulation designation “(2)”;

(c) at the end of the regulation by inserting —

“

- (3) A person must not use a rock lobster pot to fish for rock lobster in the sea lion protection zone unless the pot is constructed with, or has fitted to it, a device (a **“sea lion exclusion device”**) that —
- (a) prevents a spherical object with a diameter of 132 mm being able to enter the pot through the neck; and
 - (b) complies with subregulation (4).

- (4) A sea lion exclusion device complies with this subregulation if —
- (a) it is made of non-flexible material; and
 - (b) it is —
 - (i) constructed; and
 - (ii) secured to the pot, in such a way that it is unlikely that it could be bent, broken, pushed aside or removed by a sea lion; and
 - (c) it does not have any sharp points, spikes or sharp edges; and
 - (d) in the case of an internal SLED, at every point along the device (but not including any bracket or other thing used to secure the rod to the base of the pot) —
 - (i) the shortest cross-sectional measurement is not less than 10 mm; and
 - (ii) the longest cross-sectional measurement is not more than 30 mm.

”