



COMMONWEALTH OF AUSTRALIA

*Environment Protection and Biodiversity Conservation Act 1999*

**DECLARATION OF AN APPROVED WILDLIFE TRADE OPERATION**

I, JOANNE NATHAN, Acting Assistant Secretary, Marine Biodiversity Policy Branch, as Delegate of the Minister for Sustainability, Environment, Water, Population and Communities, 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) 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**

| Operation  | Class of Specimens  |
|--|---|
| Queensland Marine Aquarium Fish Fishery, as defined under the Queensland <i>Fisheries Regulation 2008</i> and the Queensland <i>Fisheries Act 1994</i> . | a) Subject to subclauses b) and c), any specimens that are, or are derived from, fish or invertebrates.<br>b) This declaration does not apply to any specimens of species listed under section 303CA of the EPBC Act.<br>c) This declaration does not apply to any specimens of species listed under Part 13 of the EPBC Act. |

This declaration:

- a) is valid until 21 November 2014; and
- b) is subject to the conditions under section 303FT of the EPBC Act specified in the schedule.

Dated this

25<sup>th</sup>

day of November 2011

Delegate of the Minister for Sustainability, Environment, Water, Population and Communities

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 reason may be made in writing to Department of the Sustainability, Environment, Water, Population and Communities 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.

## SCHEDULE

### ADDITIONAL PROVISIONS (section 303FT)

Relating to the harvesting of fish specimens that are, or are derived from, fish or invertebrates, other than specimens of species listed under section 303CA of the EPBC Act or specimens of species listed under Part 13 of the EPBC Act, taken in the Queensland Marine Aquarium Fish Fishery:

1. Operation of the Queensland Marine Aquarium Fish Fishery will be carried out in accordance with the management arrangements in force under the Queensland *Fisheries Act 1994* and the Queensland *Fisheries Regulation 2008*.
2. Fisheries Queensland to advise the Department of Sustainability, Environment, Water, Population and Communities of any intended amendments to the management arrangements for the Queensland Marine Aquarium Fish Fishery that could affect the criteria on which *Environment Protection and Biodiversity Conservation Act 1999* decisions are based.
3. Fisheries Queensland to produce and present reports to the Department of Sustainability, Environment, Water, Population and Communities annually as per Appendix B of the *Guidelines for the Ecologically Sustainable Management of Fisheries - 2nd Edition*