



**AMENDMENT OF ARRANGEMENT BETWEEN THE COMMONWEALTH OF AUSTRALIA AND THE STATE OF  
WESTERN AUSTRALIA IN RELATION TO DEFINING THE AREA OF THE WESTERN DEEPWATER TRAWL  
FISHERY AND THE NORTH WEST SHELF TRAWL FISHERY**

THIS ARRANGEMENT is made between the Commonwealth of Australia ("the Commonwealth") and the State of Western Australia ("the State").

**WHEREAS:**

- (a) An Instrument entitled "Arrangement between the Commonwealth and the State of Western Australia in relation to the fishery for fish and other aquatic biological resources in waters relevant to Western Australia" was made between the parties and published in the Commonwealth of Australia Gazette on 1<sup>st</sup> February 1995 in GN 4 at pages 353 to 365.
- (b) The arrangement was amended by a further Instrument published on 23<sup>rd</sup> September 1998 in GN 38 at pages 3,200 to 3,205.
- (c) The parties have agreed to further amend the Instrument published on 1<sup>st</sup> February 1995.
- (d) Schedule 1 of the Instrument published on 1<sup>st</sup> February 1995 excepted the defined Commonwealth managed trawling areas of the North West Slope Deepwater Trawl Fishery, the Western Deepwater Trawl Fishery and the Great Australian Bight Trawl Fishery, which fisheries were excepted by clause 2(b) from being otherwise managed in accordance with the law of Western Australia.
- (e) The Amendment published on 23<sup>rd</sup> September 1998, more precisely restated the areas of the North West Slope Deepwater Trawl Fishery and the Western Deepwater Trawl Fishery.
- (f) The parties now wish to again restate the areas of the North West Slope Trawl Fishery and the Western Deepwater Trawl Fishery having regard to more accurate available data.
- (g) The Commonwealth may pursuant to s72(1)(a) of the *Fisheries Management Act 1991* ("the Commonwealth Act") make an arrangement with a State with respect to a particular fishery in waters relevant to the State being wholly or partly in the coastal waters of the State for the fishery to be managed in accordance with the law of the Commonwealth or of the State.
- (h) The State may pursuant to s22 of the *Fish Resources Management Act 1994* ("the State Act") make an arrangement with the Commonwealth in accordance with and in the manner provided by s74 of the Commonwealth Act.
- (i) Both the Commonwealth and the State, taking into account s10 and s77 of the Commonwealth Act and s5(d)(i) of the State Act, wish to make an arrangement for the ongoing management by the Commonwealth for the North West Slope Trawl Fishery and the Western Deepwater Trawl Fishery.

**NOW IT IS MUTUALLY ARRANGED** as follows:

1. The description of the area of the North West Slope Trawl Fishery in Schedule 1 of the Instrument published on 1st February 1995, as amended by the instrument published on 23<sup>rd</sup> September 1998, is amended by deleting paragraphs (a) to (ao) and substituting the description in Schedule A to this Instrument.
2. The description of the area of the Western Deepwater Trawl Fishery in Schedule 1 of the Instrument published on 1st February 1995 is amended by deleting the preamble and paragraphs (a) to (al) and substituting the description in Schedule B to this Instrument.
3. Paragraph 3 of the Instrument dated 1<sup>st</sup> February 1995 is amended by deleting the entire paragraph and substituting:

“The origin of geographical coordinates used in this Instrument is the Australian Geodetic Datum 1994 (GDA94).”
4. This Arrangement will take effect upon publication under s74(2) after being executed by the Commonwealth and State Ministers in accordance with s74(1)(a) and (b) of the Commonwealth Act.
5. This agreement may be terminated in accordance with s75 of the Commonwealth Act and/or as specified in sub section 22(2) of the State Act.

**SCHEDULE A**

- a) commencing at the point of latitude 21° 39' 49.1" south, longitude 114° east (Point 1).
- b) Thence generally north-easterly along the geodesics sequentially connecting the following points:

2. 21° 34' 58.2" south	114° 05' 34.2" east
3. 21° 28' 50.2" south	114° 08' 26.2" east
4. 21° 10' 16.8" south	114° 35' 10.8" east
5. 21° 00' 13.8" south	114° 43' 58.8" east
6. 20° 36' 56.0" south	114° 47' 35.0" east
7. 20° 11' 37.8" south	114° 58' 46.8" east
8. 19° 40' 35.8" south	115° 27' 14.8" east
9. 19° 31' 04.8" south	115° 50' 28.8" east
10. 19° 24' 17.4" south	115° 56' 32.4" east
11. 19° 16' 58.8" south	116° 08' 01.8" east
12. 19° 11' 52.8" south	116° 27' 58.8" east
13. 19° 09' 58.8" south	116° 50' 01.8" east
14. 19° 03' 04.8" south	117° 09' 31.8" east
15. 18° 54' 06.6" south	117° 29' 55.8" east
16. 18° 49' 31.2" south	117° 33' 46.2" east

17. 18° 51' 15.5" south	117° 35' 12.5" east
18. 18° 17' 51.3" south	118° 34' 16.8" east
19. 18° 14' 33.3" south	118° 44' 10.8" east
20. 18° 01' 16.8" south	119° 00' 22.8" east
21. 17° 56' 10.8" south	119° 10' 07.8" east
22. 17° 42' 04.8" south	120° 08' 10.8" east
23. 17° 37' 52.8" south	120° 16' 16.8" east
24. 17° 29' 55.8" south	120° 24' 49.8" east
25. 17° 23' 55.8" south	120° 30' 22.8" east
26. 17° 12' 49.8" south	120° 35' 46.8" east
27. 17° 00' 13.8" south	120° 48' 40.8" east
28. 16° 45' 40.8" south	120° 52' 16.8" east
29. 16° 18' 49.8" south	120° 52' 46.8" east
30. 15° 48' 04.8" south	120° 59' 22.1" east
31. 15° 36' 26.4" south	121° 08' 50.4" east
32. 15° 23' 32.2" south	121° 26' 32.2" east
33. 14° 58' 43.8" south	121° 40' 34.8" east
34. 14° 54' 12.0" south	121° 55' 07.8" east
35. 14° 46' 52.8" south	122° 08' 46.8" east
36. 14° 25' 52.8" south	122° 34' 25.8" east
37. 14° 23' 10.8" south	122° 44' 28.8" east
38. 14° 14' 47.2" south	122° 51' 58.0" east
39. 14° 12' 53.4" south	123° 13' 54.9" east
40. 14° 04' 07.8" south	123° 24' 49.8" east
41. 14° 03' 04.8" south	123° 33' 49.8" east
42. 13° 57' 45.0" south	123° 40' 45.6" east
43. 13° 44' 05.1" south	123° 42' 42.1" east
44. 13° 36' 42.7" south	123° 38' 53.6" east
45. 13° 30' 58.8" south	123° 41' 10.8" east
46. 13° 31' 25.8" south	123° 44' 46.8" east
47. 13° 22' 52.8" south	123° 53' 10.8" east
48. 13° 21' 31.8" south	123° 52' 07.8" east
49. 13° 14' 37.8" south	123° 56' 01.8" east
50. 13° 09' 10.2" south	124° 06' 19.2" east
51. 13° 04' 43.8" south	124° 09' 49.8" east
52. 13° 02' 55.8" south	124° 08' 19.8" east

53. 13° 02' 37.8" south      124° 12' 04.8" east

- c) Thence generally north-westerly, northerly, and westerly along the geodesics sequentially connecting the following points:

54. 12° 57' 58.8" south      124° 11' 01.8" east

55. 12° 55' 25.8" south      124° 14' 16.8" east

56. 12° 51' 31.8" south      124° 10' 34.8" east

57. 12° 50' 01.8" south      124° 13' 39.3" east

58. 12° 48' 40.8" south      124° 11' 37.8" east

59. 12° 42' 40.8" south      124° 13' 43.8" east

60. 12° 39' 27.3" south      124° 11' 42.3" east

61. 12° 49' 32.9" south      124° 02' 08.1" east

62. 12° 47' 34.9" south      123° 49' 49.2" east

63. 12° 45' 40.8" south      123° 49' 07.8" east

64. 12° 39' 58.8" south      123° 59' 01.8" east

65. 12° 36' 22.8" south      124° 00' 31.8" east

66. 12° 36' 13.8" south      123° 46' 25.8" east

67. 12° 33' 14.6" south      123° 43' 51.9" east

68. 12° 30' 16.9" south      123° 36' 46.7" east

69. 12° 26' 25.2" south      123° 34' 12.5" east

70. 12° 23' 21.4" south      123° 26' 24.2" east

71. 12° 23' 06.6" south      123° 11' 55.5" east

72. 12° 22' 12.6" south      123° 12' 05.6" east

- d) Thence north-easterly along the geodesic to its intersection with the line twelve nautical miles seaward of the baseline from which the breadth of the territorial sea is measured around Ashmore Islands being the point closest to latitude 12° 17' 40.7" south, longitude 123° 21' 19.3" east (Point 73);
- e) Thence generally north-easterly, northerly, north-westerly, westerly, south westerly, southerly and south-easterly along the line every point on which is twelve nautical miles seaward of the baseline from which the breadth of the territorial sea is measured, around Ashmore Islands, to the point of latitude 12° 29' 52.12" south, longitude 123° 06' 08.36" east (Point C);
- f) Thence south-westerly along the geodesic to the point of latitude 12° 30' south, longitude 123° 06' east
- g) Thence south-westerly along the geodesic to the point of latitude 13° 15' south, longitude 121° 49' east (Point Z87);
- h) Thence south-westerly along the geodesic to the point of latitude 13° 56' 31.7" south, longitude 120° 00' 46.9" east (Point Z88);

- i) Thence north-westerly along the arc of a circle with a radius of 200 nautical miles drawn through the following points to the point of latitude 13° 40' 34.1" south, longitude 119° 28' 46.1" east (Point Z92)
- |                          |                     |
|--------------------------|---------------------|
| Z89. 13° 53' 03.7" south | 119° 52' 30.7" east |
| Z90. 13° 49' 14.5" south | 119° 44' 24.5" east |
| Z91. 13° 45' 04.5" south | 119° 36' 29.3" east |
- j) Thence north-westerly along the geodesic to the point of latitude 13° 36' 30.2" south, longitude 119° 22' 08.7" east (Point Z93) ;
- k) Thence north-westerly along the arc of a circle with a radius of 200 nautical miles drawn through the following points to the point of latitude 13° 18' 43.8" south, longitude 118° 32' 28.3" east (Point Z99):
- |                          |                     |
|--------------------------|---------------------|
| Z94. 13° 34' 26.1" south | 119° 13' 33.5" east |
| Z95. 13° 32' 00.1" south | 119° 05' 04.4" east |
| Z96. 13° 29' 12.5" south | 118° 56' 42.4" east |
| Z97. 13° 26' 03.7" south | 118° 48' 28.4" east |
| Z98. 13° 22' 34.0" south | 118° 40' 23.4" east |
- l) Thence north-westerly along the arc of a circle with a radius of 200 nautical miles to its intersection with the AFZ closest to the point of latitude 13° 15' 20.3" south, longitude 118° 26' 07.1" east (Point 74);
- m) Thence generally south-westerly and southerly along the outer limit of the AFZ to the intersection with the meridian of longitude 114° east closest point of latitude 17° 11' 38.5" south, longitude 114° east (Point 75); and
- n) Thence south along that meridian to the point of commencement.

#### **SCHEDULE B**

That part of the Australian Fishing zone bounded by the line:

- a) commencing at the point of latitude 21° 37' south, longitude 114° east (Point 1).
- b) Thence generally south-westerly, southerly and south-easterly along the geodesics sequentially connecting the following points:
- |                   |               |
|-------------------|---------------|
| 2. 21° 41' south  | 113° 57' east |
| 3. 21° 48' south  | 113° 51' east |
| 4. 22° 01' south  | 113° 47' east |
| 5. 22° 12' south  | 113° 45' east |
| 6. 22° 50' south  | 113° 26' east |
| 7. 23° 20' south  | 113° 13' east |
| 8. 23° 36' south  | 113° 02' east |
| 9. 24° 06' south  | 112° 37' east |
| 10. 24° 25' south | 112° 25' east |

11. 24° 39' south 112° 19' east
12. 25° south 112° 14' east
13. 25° 33' south 112° 12' east
14. 26° south 112° 18' east
15. 26° 24' south 112° 30' east
16. 26° 50' south 112° 44' east
17. 27° 20' south 112° 55' east
18. 27° 55' south 113° 10' east
19. 28° 35' south 113° 29' east
20. 29° south 113° 46' east
21. 29° 54' south 114° 25' east
22. 29° 54' south 114° 27' 19.6" east
23. 29° 56' 10.8" south 114° 28' 55.4" east
24. 30° 42' 40.8" south 114° 42' 57.9" east
25. 31° 10' 31.2" south 114° 55' 22.2" east
26. 31° 33' 14.7" south 115° 00' 10.8" east
27. 31° 44' 26.0" south 115° 01' 42.8" east
28. 31° 58' 03.3" south 115° 14' 33.3" east
29. 32° 20' 01.2" south 115° 05' 16.1" east
30. 32° 53' 37.8" south 114° 42' 00.3" east
31. 33° 00' 00.0" south 114° 39' 24.7" east
32. 33° 00' 00.0" south 114° 38' 07.1" east
33. 33° 10' south 114° 34' east
34. 33° 30' south 114° 29' east
35. 34° south 114° 27' east
36. 34° 20' south 114° 30' east
37. 34° 41' south 114° 40' east
38. 34° 52' south 114° 50' east
39. 34° 58' south 115° east
40. 35° 01' south 115° 08' east

- c) Thence south along the meridian of longitude 115° 08' east to its intersection with the Australian Fishing Zone at the closest point of latitude 38° 14' 17.8" south (Point 41);
- d) Thence generally north-westerly, northerly and north-easterly along the outer limit of the Australian Fishing Zone to its intersection with the meridian of longitude 114° east, closest to point of latitude 17° 11' 38.5" south, longitude 114° east (Point 42); and
- e) Thence south along that meridian of 114° back to the point of commencement.

**The Hon. Anne Ruston MP**

Commonwealth Assistant

Minister for Agriculture and Water Resources

on behalf of the Commonwealth under

the *Fisheries Management Act 1991*

in the presence of

\_\_\_\_\_ Date: 13/12/16

**The Hon. Joe Francis MLC**

Western Australian Minister for Fisheries

on behalf of the State under

the *Fish Resource Management Act 1994*

in the presence of

\_\_\_\_\_ Date: 16/9/16