Amendment of the List of Exempt Native Specimens in accordance with Section 303DC

Section 303DB of the Environment Protection and Biodiversity Conservation Act 1999 (the EPBC Act) provides for the establishment of a list of exempt native specimens. Specimens included on the list are exempt from the trade control provisions that apply to regulated native specimens.

The effect of this instrument is to add the following specimens to the list of exempt native specimens and to make those inclusions subject to the notations specified below:

- Blacklip abalone (*Haliotis rubra*)
- Greenlip abalone (*Haliotis laevigata*)

The inclusion of the specimens in the list is subject to the following notations:

- the specimen must have been taken in accordance with the Victorian Abalone Fishery Management Plan in force under the Victorian Fisheries Act 1995; and
- inclusion of the specimens in the list will expire 30/06/2009.

Listing of the specimens described above on the list of exempt native specimens will allow continued export of these specimens until 30 June 2009.

In determining to include the specimens in the list of exempt native specimens regard was had to the Australian Government’s Guidelines for the Ecologically Sustainable Management of Fisheries – 2nd Edition. Those Guidelines establish the criteria for assessment of the ecological sustainability of the relevant fisheries management arrangements.

Consultation was also undertaken in accordance with section 303DC(3)(c) of the EPBC Act. This extended to the Victorian Department of Primary Industry.

This instrument is a legislative instrument for the purposes of the Legislative Instruments Act 2003.

The instrument commenced on the day after it was registered on the Federal Register of Legislative Instruments.

Unique Identifying Number: EBPC303DC/SFS/2008/17