



COMMONWEALTH OF AUSTRALIA

*Environment Protection and Biodiversity Conservation Act 1999*

**Amendment of List of Exempt Native Specimens – Western Australian Pilbara Trap  
Managed Fishery, January 2024**

I, BELINDA JAGO, Branch Head, Ocean and Wildlife Branch, as Delegate of the Minister for the Environment and Water, pursuant to subsection 303DC(1)(a) of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), hereby amend the list of exempt native specimens established under section 303DB of the EPBC Act by **deleting** from the list specimens and any associated notations specified in **Schedule 1**, and by **including** in the list specimens and associated notations as set out in **Schedule 2**.

This instrument is a legislative instrument for the purposes of the *Legislation Act 2003*.

This instrument commences on 7 January 2024.

Dated this 11th day of December 2023

BELINDA JAGO

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Delegate of the Minister for the Environment and Water

## SCHEDULE 1

Under the heading Freshwater and Marine Animals delete from the list the following items and any associated notations:

Taxon/Item	Common Name	Notation
<p>Specimens that are or are derived from fish or invertebrates taken in the Western Australian Pilbara Trap Managed Fishery, as defined in the management regime in force under the <i>Fish Resources Management Act 1994</i> (FRMA, will be replaced by the Aquatic Resources Management Act once enacted); Fish Resources Management Regulations 1995 (FRMR); FRMA Section 43 Order — <i>Prohibition on Commercial Fishing for Demersal Scalefish (Pilbara Area) Order 1997</i> and <i>Prohibition on Fishing by Line from Fishing Boats (Pilbara Waters) Order 2006</i> , but not including:</p> <p>(a) specimens that belong to taxa listed under section 209 of the EPBC Act (Australia’s List of Migratory Species), or</p> <p>(b) specimens that belong to taxa listed under section 248 of the EPBC Act (Australia’s List of Marine Species), or</p> <p>(c) specimens that belong to eligible listed threatened species, as defined under section 303BC of the EPBC Act, or</p> <p>(d) specimens that belong to taxa listed under section 303CA of the EPBC Act (Australia’s CITES List).</p>	Western Australian Pilbara Trap Managed Fishery	<ul style="list-style-type: none"><li>the specimen, or the fish or invertebrate from which it is derived, was taken lawfully;</li><li>the specimens are covered by the declaration of an approved wildlife trade operation under section 303FN of the EPBC Act in relation to the fishery.</li></ul>

## SCHEDULE 2

Under the heading Freshwater and Marine Animals include in the list the following items and associated notations:

Taxon/Item	Common Name	Notation
<p>Specimens that are or are derived from fish or invertebrates taken in the Western Australian Pilbara Trap Managed Fishery in force under the <i>Fish Resources Management Act 1994</i> (WA), <i>Fish Resources Management Regulations (1995)</i> (WA), <i>Fish Resources Management Act 1994</i> Section 43 Order — <i>Prohibition on Commercial Fishing for Demersal Scalefish (Pilbara Area) Order 1997</i> and <i>Prohibition on Fishing by Line from Fishing Boats (Pilbara Waters) Order 200</i>, but not including:</p> <p>(a) specimens that belong to taxa listed under section 209 of the EPBC Act (Australia's List of Migratory Species), or</p> <p>(b) specimens that belong to taxa listed under section 248 of the EPBC Act (Australia's List of Marine Species), or</p> <p>(c) specimens that belong to eligible listed threatened species, as defined under section 303BC of the EPBC Act, or</p> <p>(d) specimens that belong to taxa listed under section 303CA of the EPBC Act (Australia's CITES List).</p>	<p>Western Australian Pilbara Trap Managed Fishery</p>	<ul style="list-style-type: none"> <li>the specimen, or the fish or invertebrate from which it is derived, was taken lawfully;</li> <li>the specimens are covered by the declaration of an approved wildlife trade operation under section 303FN of the EPBC Act in relation to the fishery.</li> </ul>