



Department of Primary Industries

Level 19
1 Spring Street
Melbourne VIC 3001
Telephone: 03 9658 4359
Facsimile: 039658 4380
ABN 42 579 412 233

2 May 2006

Mr Bob Pearce
Chair
VRFish
Suite 509
89 High Street
KEW VIC 3101

Our Ref: FB/03/0494 - 12.04.06

Dear Mr Pearce,

Bob

Fisheries (Inland Fish Habitat) Notice 2006

I write to advise the Victoria Recreational Fishing peak body (VRFish) on the remake of the Fisheries (Inland Fish Habitat) Notice. The intention of the Notice is to extend strengthened legislative protection for fish habitat in selected waters affected by dry conditions for an additional 12-month period, commencing 24 March 2006.

On this occasion I proceeded to remake the Notice without prior consultation. I undertook this irregular action primarily due to time constraints that necessitating me to expedite the remake of the Notice to ensure a seamless transition to the current period of Notice coverage. Importantly, my considerations included the fact the consultative support had been provided, without contention, on three occasions prior.

In accordance with Section 152 of the Fisheries Act (the Act), I am pleased to provide you with the above advice regarding my reasons for not undertaking consultation, and an attached copy of the Notice as it appeared in the Victorian Government Gazette on 23 March 2006.

In February 2003, the Fisheries (Inland Fish Habitat) Notice was issued in consultation with the Fisheries Co-management Council (FCC) and the VRFish. This Notice was re-made for a further twelve months in March 2004, and subsequently re-made for another twelve months in March 2005.

The intention of the Notice is to provide enhanced protection from harvest to exposed dead timber, known to form critical fish habitat when submerged during non-dry years. This dead timber habitat is collectively referred to as coarse woody structure (CWS).

Although there has been some relief to drought conditions, CWS remains vulnerable to human interference in several impoundments still experiencing low water levels. As a result, it was appropriate to remake the Notice to extend protection for another 12 months. Advice regarding the progress of initiatives to enact permanent protection for CWS is pending.



For further advice on this matter contact Mr Greg Hayes, Manager, Inland Fisheries on 03 9 658 4368 or greg.hayes@dpi.vic.gov.au.

Yours sincerely



Peter Appleford
Executive Director
Fisheries Victoria

04/05/2006

teach and may make a determination pursuant to sub-section 42(2) including cancelling the registration of a teacher.

On 10 February 2006, Stuart Lindsay Deayton, born 5 September 1966, was found guilty of serious misconduct and unfit to teach.

On 10 February 2006, Stuart Lindsay Deayton's registration to teach was cancelled, effective from 10 February 2006.

Dated 10 February 2006

PETER RYAN
Chairperson
Disciplinary Proceedings Committee
Victorian Institute of Teaching

Fisheries Act 1995

FISHERIES NOTICE NO. 2/2006

I, Peter Appleford, delegate of the Minister for Agriculture, make the following Fisheries Notice:

Dated 17 March 2006

PETER APPLEFORD

Executive Director, Fisheries Victoria

FISHERIES (INLAND FISH HABITAT) NOTICE NO. 2/2006

1. **Title**
This Notice may be cited as the Fisheries (Inland Fish Habitat) Notice No. 2/2006.
2. **Objective**
The objective of this Notice is to prevent the damage or removal of dead timber, being a component of aquatic habitat, which has become vulnerable to being taken from inland waters as a result of low water levels.
3. **Authorising provision**
This Notice is made under section 152 of the **Fisheries Act 1995**.
4. **Commencement**
This Notice comes into operation on 24 March 2006.
5. **Prohibition**
A person must not damage, cut or remove dead wood located at, or burn dead wood obtained from any point below the high water mark (full capacity) in any of the following waters:

● Lake Eildon	● Bellfield Reservoir	● Rockland Reservoir
● Lake Eppalock	● Green Lake	● Tullaroop Reservoir
● Cairn Curran Reservoir	● Lake Fyans	● Toolondo Reservoir
● Lake Mokoan	● Lake Lonsdale	● Lake Glenmaggie
● Lake Hume	● Dock Lake	● Lake Batyo Catyo
● Pine Lake	● Taylors Lake	● Boorooopki Swamp
● Jil Jil Lake	● Laanecoorie Reservoir	

 Penalty: 20 penalty units
6. **Exemptions**
Clause 5 does not apply to a person with an authority as defined in the **Conservation Forests and Lands Act 1987** to manage wood for the purposes of fire prevention or control or for managing with hazardous timber.
7. **Revocation**
Unless earlier revoked, this Notice is revoked one year from the date of commencement.