



LAW essentials

# Fisheries Closures

## The Real Impact

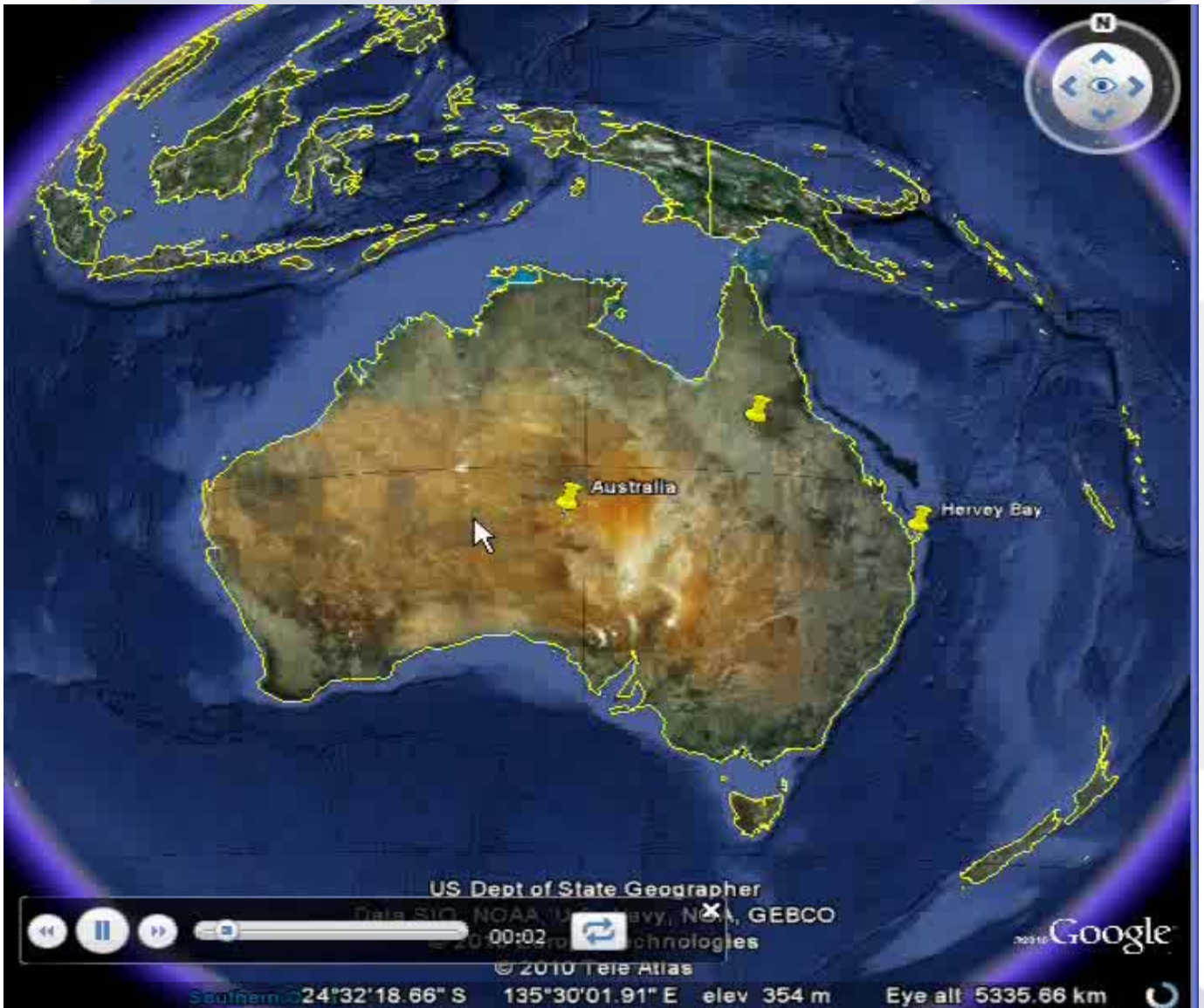
Chris Thompson (Law Essentials Pty Ltd)

MLAANZ

37th Annual Conference  
Melbourne 2010



# LAW ESSENTIALS



# REZONING... WHO IS IMPACTED?

- Recreational Fishers;
- Commercial Fishers;
- Tourism;
- Shipping;
- Onshore Businesses.

# WHAT DOES REZONING INVOLVE?

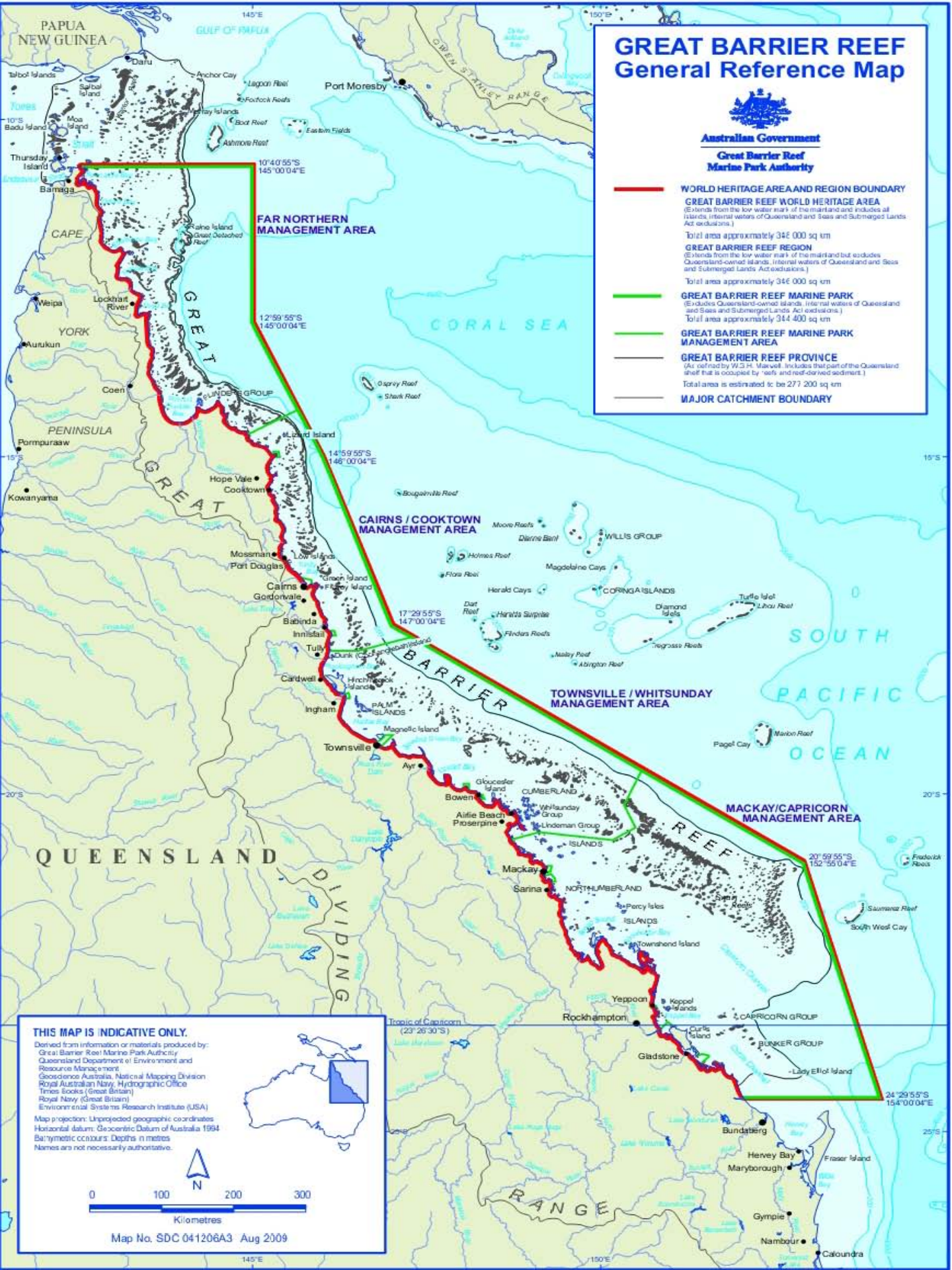
- Generally rezoning falls into 4 main categories:-
  - (1) Recreational Only;
  - (2) Limited Use;
  - (3) Transit Restrictions;
  - (4) No Take (Green Zones)

# EXAMPLES OF REZONING

- **State Govt rezoning;**
- **Federal Govt rezoning;**

## Examples:-

- **Great Barrier Reef Marine Park (GBRMP);**
- **Securing Our Fishing Future;**
- **Marine Protected Areas (MPAs)**



# GREAT BARRIER REEF General Reference Map



**Australian Government**  
**Great Barrier Reef**  
**Marine Park Authority**

- **WORLD HERITAGE AREA AND REGION BOUNDARY**  
**GREAT BARRIER REEF WORLD HERITAGE AREA**  
(Extends from the low water mark of the mainland and includes all islands, internal waters of Queensland and Seas and Submerged Lands Act exclusions.)  
Total area approximately 348 000 sq km
- **GREAT BARRIER REEF REGION**  
(Extends from the low water mark of the mainland but excludes Queensland-owned islands, internal waters of Queensland and Seas and Submerged Lands Act exclusions.)  
Total area approximately 348 000 sq km
- **GREAT BARRIER REEF MARINE PARK**  
(Excludes Queensland-owned islands, internal waters of Queensland and Seas and Submerged Lands Act exclusions.)  
Total area approximately 344 400 sq km
- **GREAT BARRIER REEF MARINE PARK MANAGEMENT AREA**
- **GREAT BARRIER REEF PROVINCE**  
(As defined by W.G.H. Maxwell. Includes that part of the Queensland shelf that is occupied by reefs and reef-derived sediment.)  
Total area is estimated to be 277 200 sq km
- **MAJOR CATCHMENT BOUNDARY**

**THIS MAP IS INDICATIVE ONLY.**  
Derived from information or materials produced by:  
Great Barrier Reef Marine Park Authority  
Queensland Department of Environment and Resource Management  
Geoscience Australia, National Mapping Division  
Royal Australian Navy, Hydrographic Office  
Times Books (Great Britain)  
Royal Navy (Great Britain)  
Environmental Systems Research Institute (USA)

Map projection: Unprojected geographic coordinates  
Horizontal datum: Geocentric Datum of Australia 1994  
Bathymetric contours: Depths in metres  
Names are not necessarily authoritative.

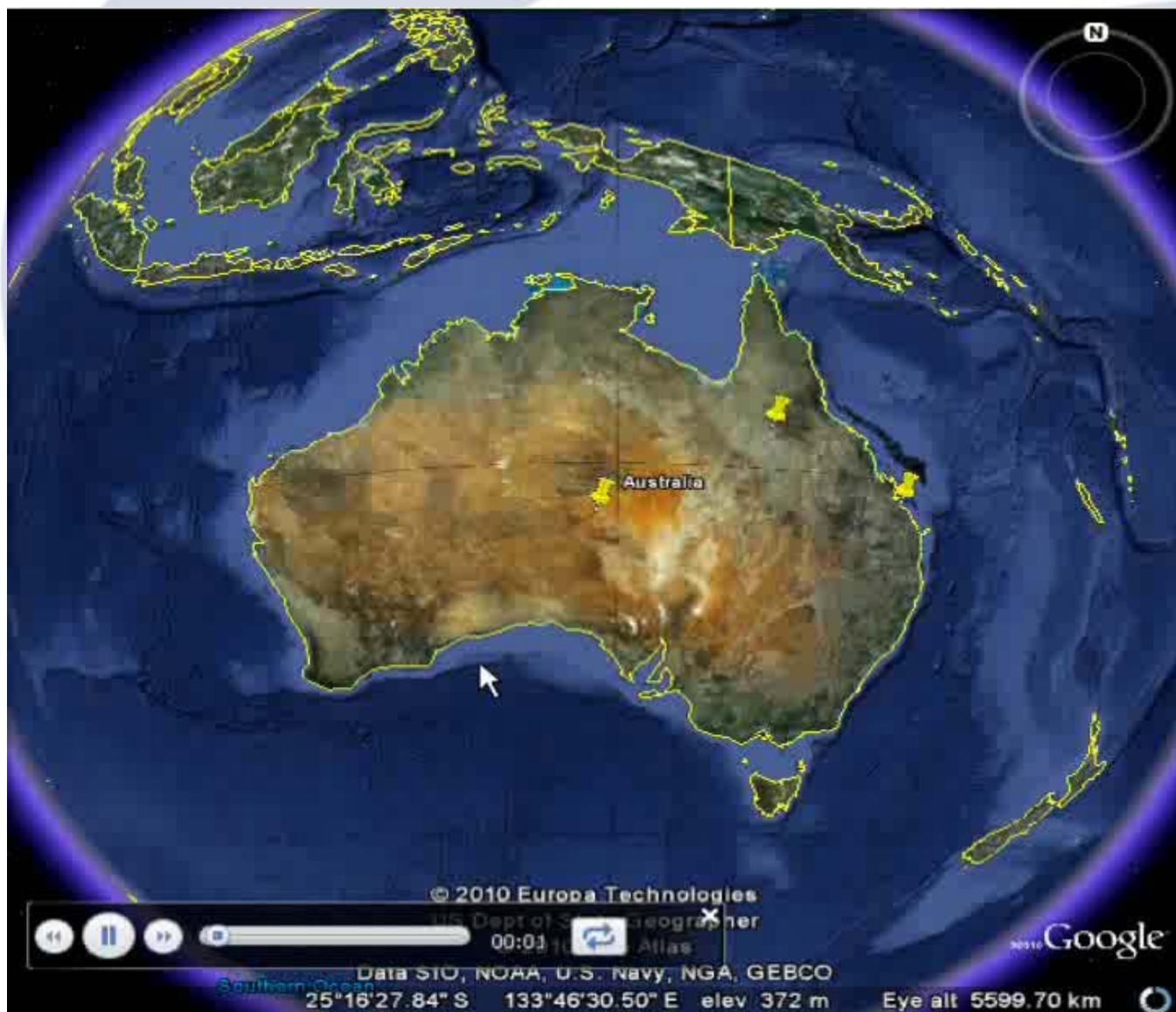
0 100 200 300  
Kilometres

Map No. SDC 041206A3 Aug 2009

# KNOCK- ON EFFECT

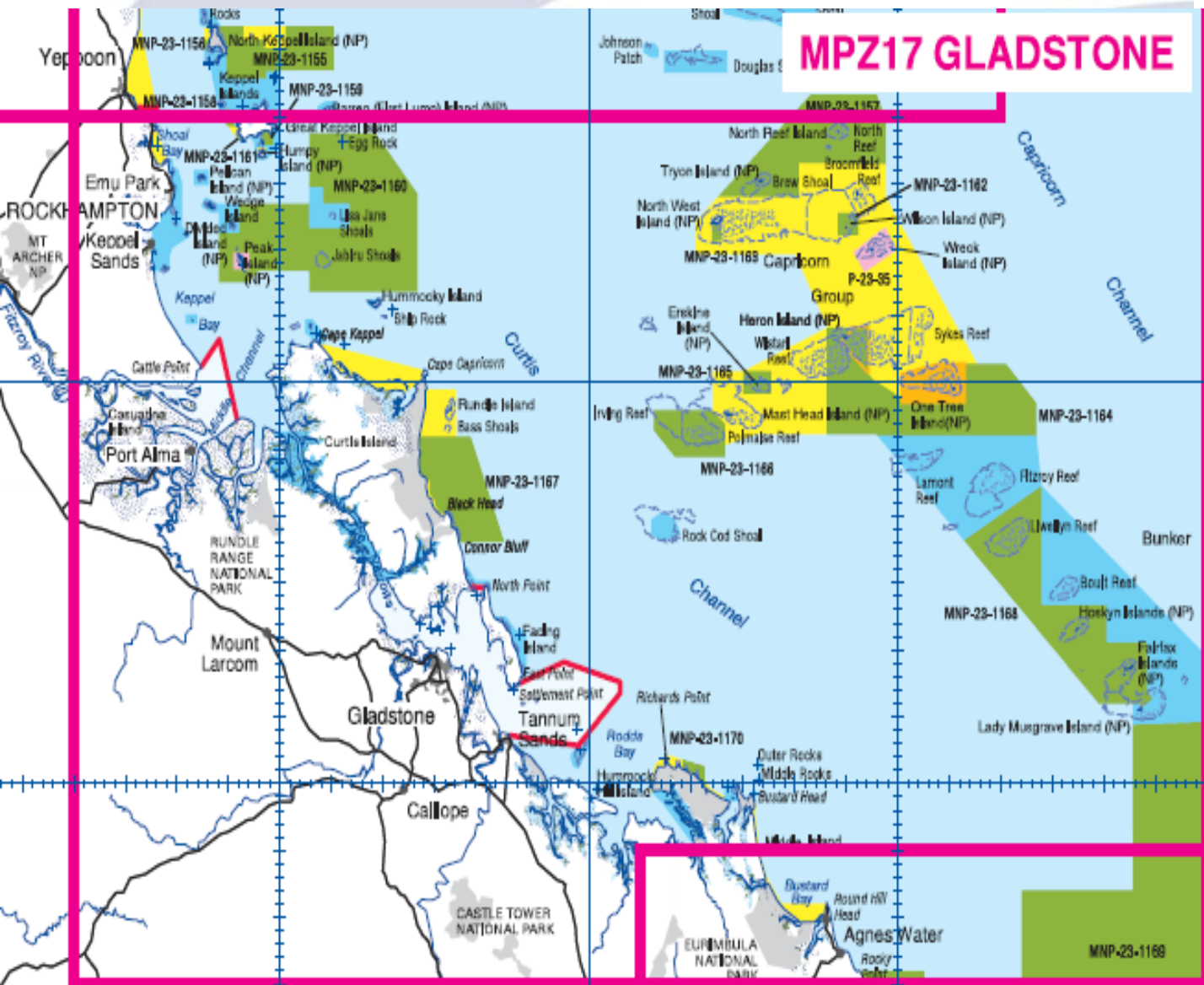
## Trawler Operator.

- Sells product;
- Buys fuel;
- Pays mooring fees
- Uses the local net mender;
- Uses the local diesel mechanic
- Uses the local marine electrician;
- Uses the local refrigeration business;
- Purchases Chandlery;
- Shops locally to prepare for the next trip;
- Wholesaler value- adds and sells domestically or exports;



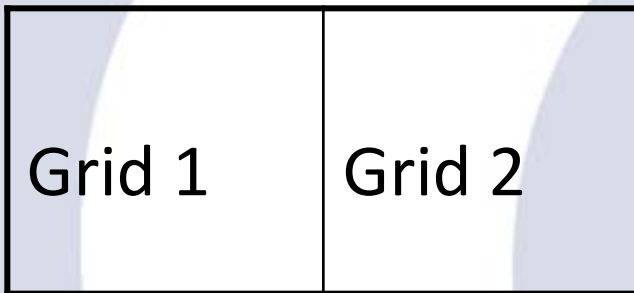


# GBRMP REZONING GLADSTONE QLD



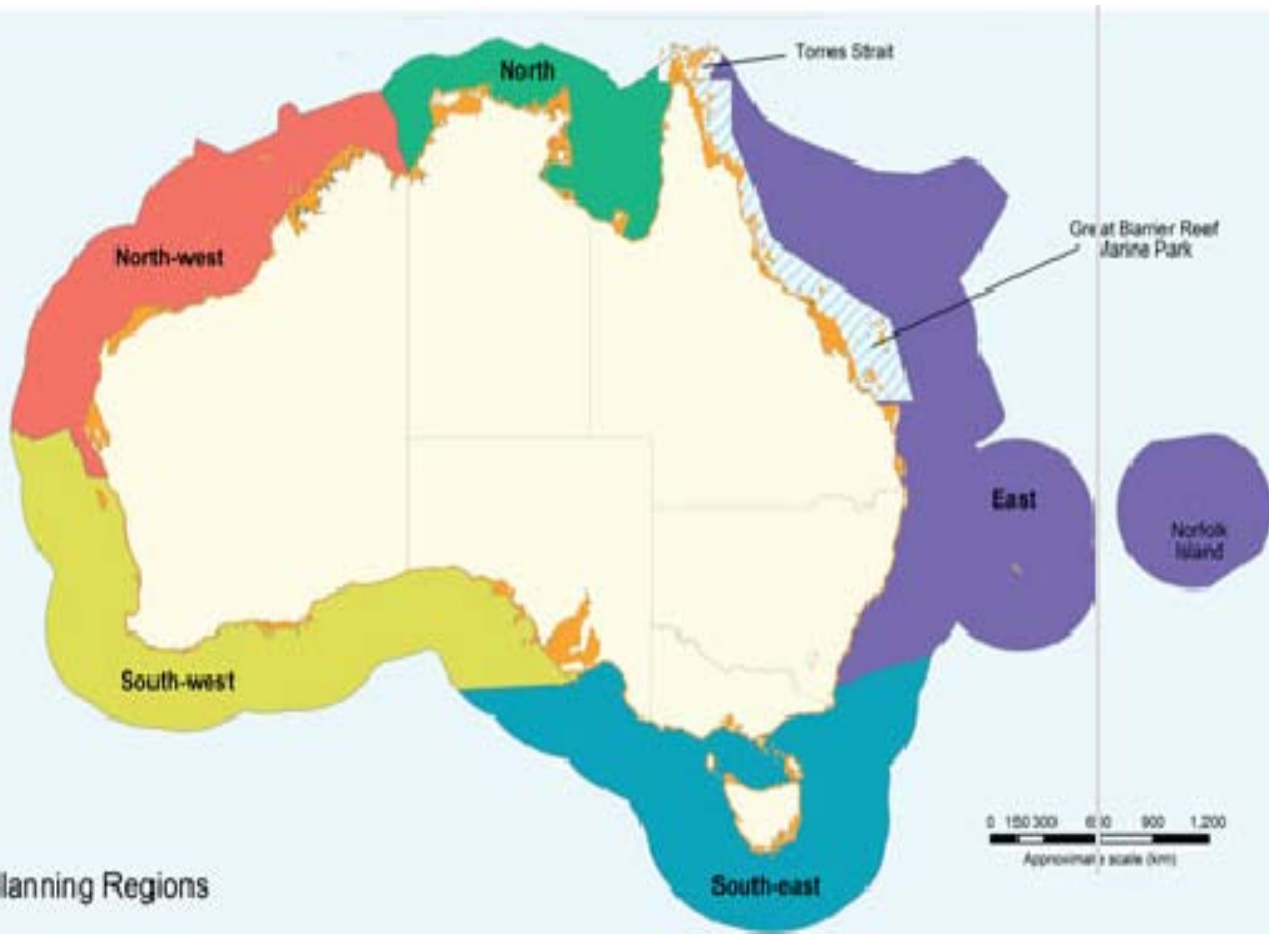
# THE METHODOLOGY

- 4 Trawler operators historically fish Grids 1 & 2;




- Grid 2 to become a Green Zone;
- Buy Back 2 of the 4 licences;
- Impact nullified.

# MPAs



## Marine Planning Regions

 State/territory waters

Australian Government Data Sources:  
DEWHA (2008) Commonwealth Marine Planning Regions  
Geoscience Australia (1990) Australia, Coastline and State Borders 1:100,000  
Geoscience Australia (2006) Australian Maritime Boundaries - (AMB) v2

Produced by the Environmental Resources Information Network (ERIN)  
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**Australian Government**

Department of the Environment, Water, Heritage and the Arts



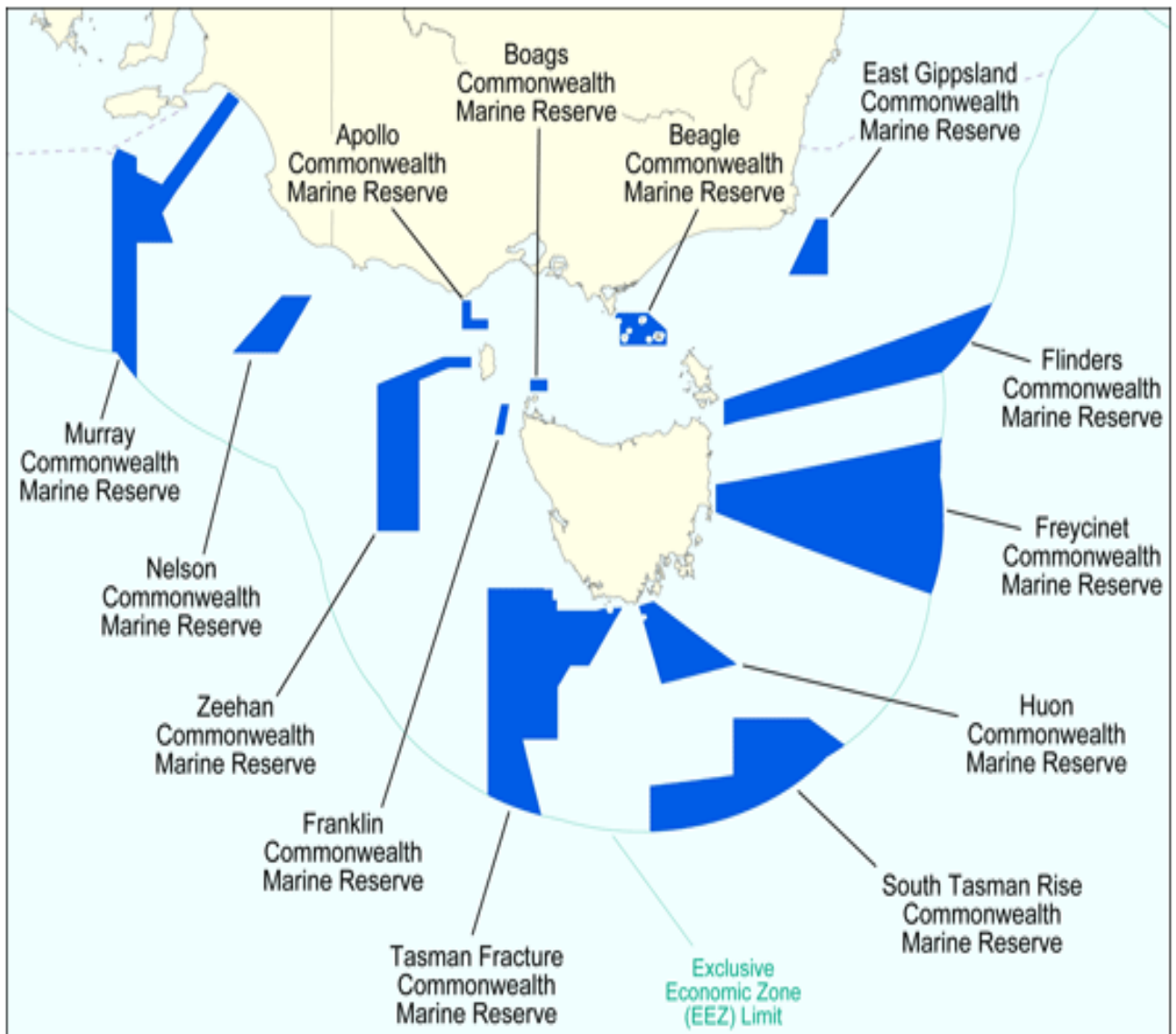
# SUMMARY OF MPA PROCESS

- Marine Bioregional Planning process;
- Areas for Further Assessment (AFAs);
- Environment Protection & Biodiversity Conservation Act 1999;
- Impact begins before colours drawn on map;
- Currently compensation will only be provided to directly affected fishers
- Consultation Process.



# SOUTH EAST AREA

Map of South-east Commonwealth Marine Reserves



# MINISTER IN CONTROL

## **The Hon Tony Burke MP**

**Minister for Sustainability, Environment, Water,  
Population and Communities**



# FORMER MINISTER IN CONTROL







- Small Business
- Conveyancing
- Family
- Commercial Fishing
- Nursing
- Commercial
- Wills & Estates
- Litigation
- Migration
- Primary Industry

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NOOSA**

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