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## **2021/22 Pipi Fishery Total Allowable Commercial Catches**


### **Statutory Consultation Plan**





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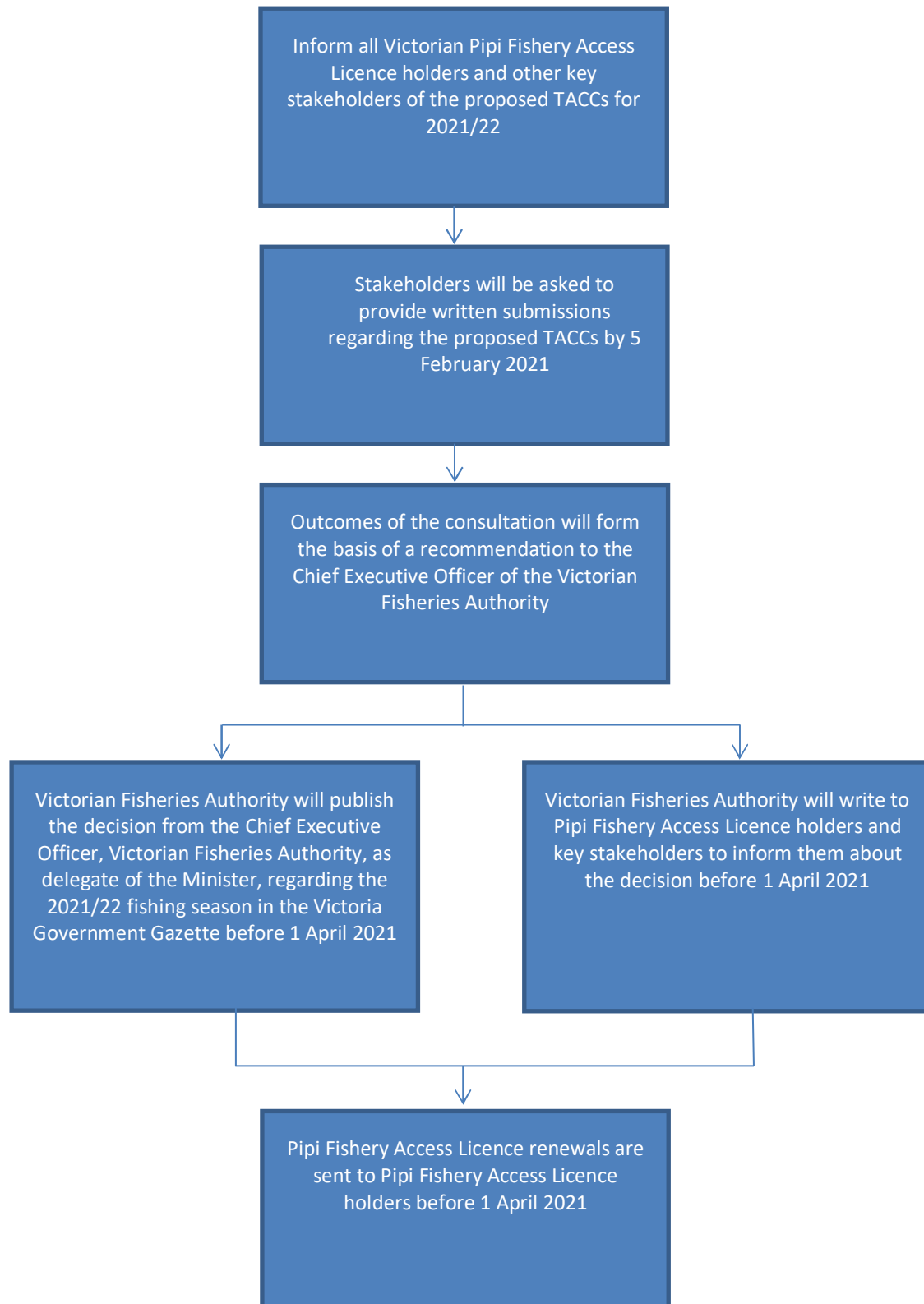
## PREAMBLE

Any submissions received in relation to the consultation being conducted by the Victorian Fisheries Authority will be published on the Victorian Fisheries Authority website. In making a submission, unless the person making the submission indicates to the contrary, they will be consenting to their submission, including their name only, being published on the Victorian Fisheries Authority website for 90 days from the conclusion of the consultative process.

### Closing date for submissions

The closing date for the receipt of submissions for consultation on this matter is **Friday 5th February 2021**.

## FLOW CHART OF CONSULTATION



## CONSULTATION PLAN

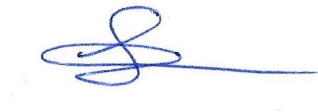
1	Consultation Title	2021/22 Pipi Fishery Total Allowable Commercial Catches
2	Representative group/s being consulted	<input checked="" type="checkbox"/> Commercial wild-catch: (Seafood Industry Victoria, Victorian Pipi Fishery Access Licence Holders), <input checked="" type="checkbox"/> Recreational fishing: (FutureFish Foundation) <input type="checkbox"/> Aquaculture <input checked="" type="checkbox"/> Aboriginal communities: (Gunditj Mirring Traditional Owners Aboriginal Corporation) <input type="checkbox"/> Conservation interests: (Parks Victoria) <input type="checkbox"/> Other group/s (please specify):
3	Managing Officer	Sonia Talman, Principal Policy Analyst
4	Target Start Date	11 January 2021
5	Target End Date	5 February 2021
6	Background/History	<p>The next quota period for the Victorian Pipi Fishery commences on 1 April 2021 and extends to 31 March 2022. A Total Allowable Commercial Catch (TACC) is set for each of the quota-managed zones each year for in the fishery each year.</p> <p>The TACCs were set at 10 tonne for Discovery Bay (Western) zone, 40 tonne for Discovery Bay (Eastern) zone and 2 tonne for Venus Bay commercial zone for the 2020/21 season, which was the first fishing season of the newly established quota-managed fishery.</p>
7	Relevant Statutory provision	Sections 3A (consultation) and Section 64A (Further Quota Order of the <i>Fisheries Act 1995</i> )
8	Purpose/objectives/scope	To inform stakeholders of the proposal to continue with the current TACCs into the 2021/22 fishing season.
9	Method	Broad industry consultation with key stakeholders via written communication.
10	Communication Plan	Victorian Fisheries Authority will communicate the results of the consultation via publication in the Victoria Government Gazette and through written communication to licence holders and key stakeholders.
11	Information provision	A letter detailing the proposed TACCs including the draft Further Quota Order will be distributed to all identified stakeholders.
12	Resources/advice (inc. purchase of advice)	Internal resources of the Victorian Fisheries Authority.
13	Output (documentation / implementation)	A recommendation will be made to the Chief Executive Officer Victorian Fisheries Authority, as delegate of the Minister, regarding the arrangements for the 2021/22 fishing season and the resulting decision will be published in the Victoria Government Gazette.
14	Publication of results of consultation	Submissions received in relation to the consultation being conducted by the Victorian Fisheries Authority will be published on the Victorian Fisheries Authority website. In making a submission, unless the person making the submission indicates to the contrary, they will be consenting to their submission, including their name only, being published on the Victorian Fisheries Authority website for 90 days from the conclusion of the consultative process.

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**Consultation Plan prepared by:**

Sonia Talman

Principal Policy Analyst



Date: 05/01/2021

**Approved / Not Approved by:**

Dallas D'Silva

Director Fisheries Management Policy Science and Licensing

Date:

## NOTES

### Principles for effective consultation

To the extent that it is practicable (refer Section 3A (1) of the *Fisheries Act 1995*), the following consultation principles apply to decisions made by the Minister, Secretary (or delegate), which affect the use and conservation of Victoria's fisheries resources:

- (a) That the purpose of the consultation and the consultation process are clear, open, timely and transparent;
- (b) That the level of consultation reflects the likely impact of decisions on persons and fisheries resources;
- (c) That the consultation process is adequately resourced;
- (d) That the consultation process flexible and designed to take into account the number and type of persons and/or sector groups to be consulted and their ability to contribute to the process; and
- (e) That the consultation process should involve consideration of representative advice which represents the views and values of the persons represented from appropriate sector groups including:
  - Commercial wild-catch fishing
  - Recreational fishing
  - Aquaculture operators
  - Aboriginal fishers/communities
  - Conservation interests (as applicable)

The consultation process should consider expert advice from the most appropriate provider/s (as applicable) and any expert advice obtained during the consultation process should be made available to persons participating in the consultation process.

### Statutory consultation under Section 3A (2) of the *Fisheries Act 1995*

Matters that have previously required consultation in accordance with the *Fisheries Act 1995* (the Act) will continue to require consultation. These matters are now consolidated in the Act under Section 3A (2); these are:

- (a) a decision by the Minister to declare or amend a management plan under Part 3;
- (b) a decision by the Secretary to vary a class of fishery licence under section 54(1)(c);
- (c) a decision under section 54(1)(d) by the Secretary to vary or revoke a condition imposed by the Secretary, or to impose a new condition, on a class of fishery licence;
- (d) a decision by the Minister to give, revoke or amend a direction on matters relating to the management of fisheries or zones in a fishery under section 61;

- (e) a decision by the Minister to make, revoke or amend a quota order in relation to a fishery under section 64, 64A, 66C or 66D;
- (f) a decision by the Minister to make, revoke or amend an order declaring sub-zones in a quota fishery under section 64AB or 66E;
- (g) a decision by the Minister to appoint a person as a member of the Commercial Fisheries Licensing Panel under section 132(2)(c) or 132(2)(d);
- (h) a decision by the Minister to nominate a person to be appointed as a member of the Licensing Appeals Tribunal under section 135(2);
- (i) decisions relating to the making and content of regulations in respect of royalties and levies imposed in accordance with sections 150 and 151;
- (j) decisions by the Minister relating to priorities for the disbursement of funds that may be paid out of the Recreational Fishing Licence Trust Account under section 151B;
- (k) a decision by the Minister to make a fisheries notice under section 152(1).

### Statutory consultation NOT required

Statutory consultation is not required in relation to the following decisions—

- (a) decisions which are specific to an individual licence or permit, the holder of a licence or permit or a person acting on behalf of a holder of a licence or permit; and
- (b) reviewable decisions within the meaning of Section 137 of the *Fisheries Act 1995*.