

Have your say submission

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To whom it may concern,

I Jesse Cotterill as a supporter of the Australian Underwater Federation "AUF" and as a recreational spearfisher would like to submit as follows:

1) Generally, I am pleased with the draft maps and plans you have provided and although we do not agree with recreational lockouts that are not based on science we acknowledge the fact that the Coalition Government and your Department have listened and responded positively to the previous submissions and discussions put forward by us and the Recreational fishing community through our peak National body, Australian Recreational Fishing Foundation "ARFF". We thank you for taking a fair and more inclusive stance for Recreational fishing than that previously offered.

2) We have concerns with the Northern Abrolhos - WA, Coral sea - Qld and some areas in the Eastern Temperate - NSW as described in 3), 4), 5) and 6) below. Otherwise I am pleased with the other state/territory drafts.

3) Historically there has been a negative bias towards spearfishers e.g. in 1991 the Ningaloo Marine Park in Western Australia banning spearfishers taking of Labridae and Serranidea species, yet recreational linefishers being able to take these species. Unfortunately, these preconceptions are still rife today within certain government departments. E.g. in 2017 Windara Reef at Rogues Point, Yorke Peninsula in South Australia, once again a banning spearfishers, but not linefishers. I would expect that all people that use recreational spaces be treated equally in any major processes that might affect their use of those recreational spaces. I do implore the government and their representatives to treat all users fairly when making their decisions and to

Our Concerns

1) In reply to the area proposed for closure just north of the Abrolhos Islands, straddling John Moresby Bank I ask that you reconsider your zoning and allow recreational fishing for the following reasons: a. This area does not characterize a representative marine environment and similar habitat is afforded protection with existing Abrolhos Island zones.

b. The shallow area of John Moresby Bank is a desirable yet uncommonly visited destination for recreational fishing and the proposed zoning would split this bank into two impractical small open and closed areas.

c. Logistically this zoning will be extremely difficult to enforce. It is geographically remote from any other area that requires policing making compliance activities ridiculously expensive when weighed against any perceived benefit.

2) In the Coral Sea, I ask that you reconsider the complete fishing closures to Kenn and Bougainville reefs to allow limited recreational fishing including Spearfishing. a. Kenn reef is very isolated and distant from the Australian mainland and as such is visited rarely by recreational users other than recreational fishers. Because

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of this it is open to exploitation by illegal fishing, which has been observed recently at reefs much closer to our Mainland.

b. Our very presence could serve as a deterrent and activities observed could be reported and acted upon.

c. Further the minimal amount of recreational fishing in the area poses no measurable threat.

3) Bougainville reef is much closer to shore and plays a large part in the visitation by shore based recreational fishers and charters. The reef is not normally fished over many days but is included as a day/night stopover on trips to fish on several reefs. Removing effort from this reef simply puts more fishing pressure in other areas and leads to considerable inconvenience in planning safe trips offshore.

4) I ask that you review access to allow recreational fishing to both these areas in full or part (such as proposed at Osprey and Marion reefs) and we are prepared to discuss more conservative size and bag limits to negate any concerns and limit further our potential fishing impacts to both reefs.

5) In the Eastern Temperate NSW draft plan, we ask that you reconsider the unacceptable closure to Spearfishing in Commonwealth waters at Lord Howe Island (LHI) and Elizabeth Reef. a. The draft closure to Spearfishing in Commonwealth waters surrounding LHI and on Elizabeth Reef whilst still allowing recreational angling is discriminatory and without any scientific basis.

b. The LHI population don't like tourists Spearfishing locally although they practice Spearfishing themselves. The NSW government of the time softened to the locals wishes and created a precedence that does not exist in any other NSW Marine Park. Common sense will prevail in the end and allow limited Spearfishing in the state controlled waters immediately surrounding LHI.

c. There is no supporting science in Parks Australia's current position to extend a Spearfishing ban only into Commonwealth waters and this is despite the Coalition stating publicly on numerous occasions that there would be no bans placed on recreational fishing without a sound scientific reason for doing so. Further to this, Senator Ruston agreed that no single sector of Recreational fishing would be banned in any areas of the CMR where Recreational fishing was permitted.

d. How far do you extend a discriminatory practice of a local group of residents such as the LHI population? Should the wishes of a couple of hundred people override the previous 70% support for spearfishing by NSW respondents to the previous consultation on the NSW State MPA?

e. Parks Australia should not allow support for local Spearfishing bans to extend into Commonwealth waters or to Elizabeth Reef some 150klms distant. It will be the only area within the entire Australian Commonwealth marine park where Spearfishing is not allowed alongside Recreational angling.

f. Not only do the LHI residents spearfish unchallenged in these waters, the local Charter/Fishing fleet goes under the radar to commercially fish and feed the locals and tourists in all of the areas where NSWMPA's banned Spearfishing.

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g. It's inconceivable that you also propose to ban Recreational Spearfishing in our Commonwealth waters as well.

h. Parks Australia will be setting a very discriminatory and unfair precedence by not allowing Spearfishing to continue alongside angling in these waters under your control. Such a precedence can only destabilise Spearfishing in the view of others and open the way for future unfair bans on those of us who simply want to enjoy our activities and take a feed in areas that are open to other members of our nation. Let's be fair about this please?

6) In the Eastern Temperate Zone, NSW at Pimpernel Rock I request that you reopen the current no fishing area to comply with NSW Fisheries protection as applied to known Grey Nurse Shark (GNS) aggregation sites. a. The science published by NSW department of Industry - Fisheries, rates Spearfishing as a minimal to low risk activity allowable at GNS aggregation sites and with the exception of some Closures in NSW MPA's Spearfishing is allowed and at Fish Rock, South West Rocks NSW Spearfishing is allowed for a list of pelagic species only.

b. I ask you to reopen Pimpernel to Recreational Spearfishing for Pelagic species including Mulloway, Job fish, and Mangrove Jack.

c. We would be pleased to negotiate with Parks Australia and NSW Fisheries to agree a list of suitable species, size and bag limits far more conservative than those that currently exist.

d. Further I am mindful of the scuba activities at the dive site and can suggest methods where our presence is minimised whilst scuba diving is underway.

e. All I ask is that you follow NSW DPI's forward thinking where they have realised and allowed controlled Spearfishing to coexist with GNS populations and visiting scuba divers.

Conclusions

1. Spearfishing is generally supported by scientists as being the most sustainable form of fishing with the least impact and virtually no bycatch.

2. Spearfishing is based on selecting target species using one's eyesight and the AUF promote the taking of only one or two of each species. A common spearfishing ethos is to take only enough fish to provide healthy food for the individuals personal and family needs.

3. Spearfishers are extremely limited e.g. our own breath hold controlling depths dived and adverse water visibility, currents, surface conditions, ocean predators, wariness of fish, daylight available etc. stop us from fishing where linefishers have no need to stop.

4. The Coalition and Parks Australia have a wonderful opportunity where in the creation of this CMR will give Australians the opportunity to have a world leading Marine Park that recognises the legitimate rights of all citizens to enjoy their recreational activities. This being based on acceptable and peer reviewed science that recognises genuine non-threatening processes such as recreational fishing including Spearfishing.

5. Finally, I realise that there are many ways to eliminate threatening processes without the necessity to blanket ban our activities. As Spearfishers we are in complete control of our impact by following the rules, either pulling the trigger or not and educating our peers in correct sustainable practices whilst Spearfishing. With this in mind I ask
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4. that you meet with the AUF to discuss the ways you can fairly evaluate and allow our somewhat physically challenging recreational activity that gives us adventure, relaxation, sport, fitness of mind and body and of course fresh seafood.

Please feel free to contact me to discuss my submission and if you require evidence of the statements and assertions I have made within this document.

Yours in faith,
Jesse Cotterill
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