

# Amendment No.2 to the Macquarie Harbour Marine Farming Development Plan October 2005



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### **3.2 Management Controls Relating to Nitrogen Outputs from Finfish Farming**

- 3.2.1 The Director, Environmental Protection Authority, may, from time to time, determine the total permissible dissolved nitrogen output (TPDNO), within specified periods, attributable to licensed finfish marine farming operations (ie; carried out under a licence issued under Part 4 of the *Living Marine Resources Management Act 1995*), for a specified area.
- 3.2.2 A specified area may constitute:
- An area or multiple areas covered by this plan, or
  - All the area covered by this plan
- 3.2.3 For the purpose of assessing quantities of dissolved nitrogen output attributable to licensed finfish marine farming operations, the Director may use any method that the Director is satisfied delivers a proper measure of total dissolved nitrogen output from finfish marine farming operations.
- 3.2.4 On making a determination under 3.2.1, the Director is to apportion the TPDNO, or a portion of the TPDNO, between the leaseholders licensed for finfish marine farming operations within that specified area or if a lease is sub-leased, any sub-lease holders within the specified area.
- 3.2.5 An individual apportionment made under 3.2.4 may be nil.
- 3.2.6 An individual apportionment made under 3.2.4 may be made in respect of two or more leaseholders, as if they were a single leaseholder.
- 3.2.7 On the making of an apportionment under 3.2.4, the Director is to notify each of the relevant leaseholders or if a lease is sub-leased, any sub-lease holders, in writing of the individual apportionment made in respect of that leaseholder or sub-lease holder.
- 3.2.8 A leaseholder or if a lease is sub-leased, any sub-lease holder notified in accordance with 3.2.7 must comply with that notice.