

South Australia

Fisheries Management (Abalone Fisheries) Variation Regulations 2008

under the *Fisheries Management Act 2007*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Fisheries Management (Abalone Fisheries) Regulations 2006*

- 4 Variation of regulation 7—Transfer of licence
 - 5 Variation of regulation 14—Individual catch quota system—Central Zone
 - 6 Variation of regulation 16—Individual catch quota system—Western Zone
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Fisheries Management (Abalone Fisheries) Variation Regulations 2008*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Fisheries Management (Abalone Fisheries) Regulations 2006*

4—Variation of regulation 7—Transfer of licence

Regulation 7(3)—before paragraph (a) insert:

- (aa) that any fees or other amounts payable in relation to the licence under the Act or the repealed Act have been paid in full;

5—Variation of regulation 14—Individual catch quota system—Central Zone

Regulation 14(3)(a)—delete "increase" second occurring and substitute:

decrease

6—Variation of regulation 16—Individual catch quota system—Western Zone

- (1) Regulation 16(1), definition of *abalone quota entitlement*—delete the definition and substitute:

abalone quota entitlement or *quota entitlement*—

- (a) in relation to a licence in respect of the fishery, region A and a class of abalone—means the maximum number of kilograms of meat of abalone of that class that may be lawfully taken by the holder of the licence in that region during a quota period, being the product of—
- (i) the unit entitlement under the licence in respect of that region and class of abalone; and
 - (ii) the unit value for that region, class of abalone and quota period,

subject to any variation applying during that quota period;

- (b) in relation to a licence in respect of the fishery and region B—means the maximum number of kilograms of meat of abalone that may be lawfully taken by the holder of the licence in that region during a quota period, being the product of—
- (i) the unit entitlement under the licence in respect of that region; and
 - (ii) the unit value for that region and quota period,
- subject to any variation applying during that quota period;

- (2) Regulation 16(3)(h)—before "vary" insert:

the Minister may

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 26 June 2008

No 178 of 2008

MAFF08/007CS