

South Australia

Aquaculture Variation Regulations 2010

under the *Aquaculture Act 2001*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Aquaculture Regulations 2005*

- 4 Substitution of Schedule 1
 - Schedule 1—Fees
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Aquaculture Variation Regulations 2010*.

2—Commencement

These regulations will come into operation on 1 September 2010.

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 *Aquaculture Regulations 2005*

4—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

Schedule 1—Fees

Part 1—Application fees

- 1 On application for consent to transfer a development lease (section 36)—
 - (a) if a corresponding licence authorises the farming of oysters \$1 494
 - (b) in any other case \$565
- 2 On application for an aquaculture licence (section 49)—

(a)	in the case of a corresponding licence within an aquaculture zone—	
(i)	administrative component	\$2 169
(ii)	advertising component	\$1 300
(b)	in the case of a corresponding licence outside of an aquaculture zone—	
(i)	administrative component	\$3 697
(ii)	advertising component	\$1 300
(c)	in the case of a licence other than a corresponding licence—	
(i)	for a low risk (<i>category A</i>) licence—	
(A)	administrative component	\$1 453
(B)	advertising component	\$1 300
(ii)	for a medium risk (<i>category B</i>) licence—	
(A)	administrative component	\$1 738
(B)	advertising component	\$1 300
(iii)	for a high risk (<i>category C</i>) licence—	
(A)	administrative component	\$2 739
(B)	advertising component	\$1 300
3	On application to vary the conditions of an aquaculture licence (section 52)—	
(a)	in the case of a corresponding licence that authorises the farming of oysters—	
(i)	for a simple variation	\$1 292
(ii)	for a standard variation	\$1 710
(iii)	for a complex variation	\$3 237
(b)	in the case of any other corresponding licence—	
(i)	for a simple variation	\$915
(ii)	for a standard variation	\$1 211
(iii)	for a complex variation	\$2 293
(c)	in the case of a licence other than a corresponding licence—	
(i)	for a simple variation	\$651
(ii)	for a standard variation	\$764
(iii)	for a complex variation	\$1 954
4	On application for renewal of an aquaculture licence (section 53)	\$452
5	On application for consent to transfer an aquaculture licence (section 55)—	
(a)	in the case of a corresponding licence that authorises the farming of oysters	\$1 743
(b)	in the case of any other corresponding licence	\$522

	(c) in the case of a licence other than a corresponding licence	\$431
6	On application for consent to surrender an aquaculture licence other than a corresponding licence (section 56)	\$318
7	On application for the division of a lease area into separate lease areas (regulation 28A)	
	(a) if a corresponding licence authorises the farming of oysters	\$2 739
	(b) in any other case	\$1 082
8	On application for the division of a licence area into separate licence areas (regulation 28B)—	
	(a) in the case of a licence that authorises the farming of oysters	\$1 494
	(b) in any other case	\$823
9	On application for renewal of an aquaculture lease (<i>Aquaculture (Standard Lease Conditions) Policy 2005</i>)—	
	(a) if a corresponding licence authorises the farming of oysters	\$718
	(b) in any other case	\$474
10	On application to vary an aquaculture lease or its conditions (<i>Aquaculture (Standard Lease Conditions) Policy 2005</i>)—	
	(a) for a variation consisting of or involving—	
	(i) the substitution of the lease area (within or outside of an aquaculture zone) where at least 80% of the lease area will remain the same	\$1 146
	(ii) the substitution of the lease area within an aquaculture zone (other than a variation of a kind referred to in subparagraph (i))	\$1 932
	(iii) the substitution of the lease area outside of an aquaculture zone (other than a variation of a kind referred to in subparagraph (i))	\$2 734
	(b) for a variation of any other kind	\$700

Part 2—Periodic fees for corresponding licences for the financial year 2010/11 and for each subsequent financial year

11	For an aquaculture licence to farm prescribed wild caught tuna	\$1 755
12	For an aquaculture licence to farm finfish other than prescribed wild caught tuna	\$1 831
13	For an aquaculture licence to farm abalone in a subtidal area	\$1 801
14	For an aquaculture licence to farm molluscs other than abalone in a subtidal area	\$1 801
15	For an aquaculture licence to farm molluscs (including abalone, but not including oysters) in an intertidal area	\$1 770

16	For an aquaculture licence to farm oysters in an intertidal area	\$322 plus \$216 for each hectare (rounded to 2 decimal places) in the licence area
17	For an aquaculture licence to farm algae	\$1 643
18	For an aquaculture licence authorising the storage of sea cages	\$1 643
Part 3—Periodic fees for licences other than corresponding licences for the financial year 2010/11 and for each subsequent financial year		
19	For a low risk (<i>category A</i>) licence	\$304
20	For a medium risk (<i>category B</i>) licence—	
	(a) in the case of a licence authorising the carrying on of aquaculture on a navigable vessel as it operates within an area of State waters or the use of a farming structure designed to be transported by road or rail	\$335
	(b) in any other case	\$321
21	For a high risk (<i>category C</i>) licence—	
	(a) in the case of a licence authorising the carrying on of aquaculture on a navigable vessel as it operates within an area of State waters or the use of a farming structure designed to be transported by road or rail	\$4 436
	(b) in any other case	\$335

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 August 2010

No 205 of 2010

MAFF10/16CS