South Australia

Fisheries Management (Fees) Variation Regulations 2010

under the Fisheries Management Act 2007

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1 Transitional provisions

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Fisheries Management (Fees) Variation Regulations 2010*.

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 (Fees) Regulations 2007

4—Variation of Schedule 1—Fees

Schedule 1, Part 1, Divisions 1 to 4 inclusive—delete Divisions 1 to 4 and substitute:

Division 1—Licence application fees

Application fees payable by an applicant for the issue of a fishery licence (section 54(1)(c) of Act)

1		ication for a licence in respect of the Central Zone e Fishery—	
	(a)	base fee	\$13 903.00
	(b)	additional fee for each abalone unit of the abalone quota entitlement under the licence	\$645.10
2		ication for a licence in respect of the Southern Zone e Fishery—	
	(a)	base fee	\$13 903.00
	(b)	additional fee for each abalone unit of the abalone quota entitlement under the licence	\$275.25
3		ication for a licence in respect of the Western Zone e Fishery—	
	(a)	base fee	\$13 903.00
	(b)	additional fee for each abalone unit of the abalone quota entitlement under the licence	\$479.25
4	On appl Crab Fis	ication for the issue of a licence in respect of the Blue shery—	
	(a)	base fee	\$2 436.00
	(b)	additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$23.75
5	On appl Boat Fis	ication for the issue of a licence in respect of the Charter shery	\$1 775.00
6		ication for the issue of a licence in respect of the Lakes orong Fishery—	
	(a)	base fee	\$5 000.00
	(b)	additional fee if there is a pipi quota entitlement under the licence	\$1 115.00
	(c)	additional fee for each pipi unit of the pipi quota entitlement under the licence	\$213.75
7		ication for the issue of a licence in respect of the Marine h Fishery or Restricted Marine Scalefish Fishery—	
	(a)	base fee—	
		(i) if there is a cockle quota entitlement under the licence	\$5 236.00

		ii) in any o	ther case	\$3 717.00
	(b)		e for each blue crab unit of the blue crab ment under the licence	\$25.75
	(c)		e for each pipi unit of the pipi quota under the licence	\$213.75
	(d)		e for each cockle unit of the cockle quota under the licence—	
			ase of a cockle quota entitlement relating offin Bay cockle fishing zone	\$34.25
			ase of a cockle quota entitlement relating ort River cockle fishing zone	\$12.95
			ase of a cockle quota entitlement relating Vest Coast cockle fishing zone	\$11.65
8	On appl Fishery	cation for a lic	cence in respect of the Miscellaneous ab quota entitlement—	
	(a)	base fee		\$3 551.00
	(b)		e for each giant crab unit of the giant crab ment under the licence	\$17.30
9			eence in respect of the Miscellaneous trab quota entitlement	\$2 651.00
10	On appli Prawn F		eence in respect of the Gulf St Vincent	\$35 349.00
11	On appli Fishery	cation for a lic	tence in respect of the Spencer Gulf Prawn	\$23 617.00
12	On appli Fishery	cation for a lic	eence in respect of the West Coast Prawn	\$12 893.00
13	On appli	cation for a lic	cence in respect of the River Fishery	\$200.00
14	Lobster	ishery subject	tence in respect of the Northern Zone Rock t to a condition limiting the holder of the Southern Rocklobster, Octopus and Giant	
	(a)	base fee		\$2 967.00
	(b)		e for each rock lobster unit of the rock entitlement under the licence	\$15.65
	(c)		e for each giant crab unit of the giant crab ment under the licence	\$17.30
	(d)		e if the licence is subject to a condition number of Giant Crab that may be taken on	\$9.80

15	On application for a licence in respect of the Northern Zone Rock
	Lobster Fishery subject to a condition limiting the holder to the
	taking of Southern Rocklobster, Octopus and Giant Crab and
	limiting the holder to the taking of aquatic resources of a class
	(other than Octopus or Giant Crab) prescribed by Schedule 1 of
	the Fisheries Management (Rock Lobster Fisheries)
	Regulations 2006 for the purpose of bait only—

	(a)	base fee	\$3 467.00
	(b)	additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$15.65
	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
16	Lobster laquatic r	cation for a licence in respect of the Northern Zone Rock Fishery not subject to a condition limiting the classes of esources that may be taken or the purpose for which esources may be taken—	
	(a)	base fee	\$4 826.00
	(b)	additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$15.65
	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
17	Lobster	cation for a licence in respect of the Southern Zone Rock Fishery subject to a condition limiting the holder of the o the taking of Southern Rocklobster, Octopus and Giant	
	(a)	base fee	\$5 118.00
	(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$148.35
	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
18	Lobster I taking of limiting (other the Fisher	cation for a licence in respect of the Southern Zone Rock Fishery subject to a condition limiting the holder to the Southern Rocklobster, Octopus and Giant Crab and the holder to the taking of aquatic resources of a class an Octopus or Giant Crab) prescribed by Schedule 1 of the Price Management (Rock Lobster Fisheries) cons 2006 for the purpose of bait only—	
	(a)	base fee	\$5 618.00
	4.5	1111 16 6 1 111 64 1	Φ1.40. 25

additional fee for each rock lobster pot of the rock

lobster pot entitlement under the licence

(b)

\$148.35

	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
19	Lobster aquatic i	cation for a licence in respect of the Southern Zone Rock Fishery not subject to a condition limiting the classes of resources that may be taken or the purpose for which resources may be taken—	
	(a)	base fee	\$6 977.00
	(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$148.35
	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
Div	vision 2	2—Registration application fees	
	-	fees payable by an applicant for the registration of a used under a fishery licence (section 54(1)(c) of Act)	
20		cation for registration of 1 or more swinger nets to be ler a licence in respect of the Lakes and Coorong Fishery	no fee
21	swinger	cation for registration of 1 or more fish nets (other than nets) to be used under a licence in respect of the Lakes rong Fishery	\$1 859.00
22	under a	cation for registration of 1 or more fish nets to be used licence in respect of the Northern Zone Rock Lobster or Southern Zone Rock Lobster Fishery	\$1 859.00
23		cation for registration of 1 or more sardine nets to be ler a licence in respect of the Marine Scalefish Fishery	\$67 093.00
24	sardine i Scalefish	cation for registration of 1 or more fish nets (other than nets) to be used under a licence in respect of the Marine in Fishery, Restricted Marine Scalefish Fishery or ineous Fishery	\$3 717.00
25		cation for registration of 1 or more sand crab pots to be ler a licence in respect of the Marine Scalefish Fishery	no fee
26		cation for registration of a fish net used solely to take pait provided that the bait is not for sale	no fee
		fees payable by an applicant for the registration of a sed under a fishery licence (section 54(1)(c) of Act)	
27		cation for registration of a boat to be used under a n respect of the Charter Boat Fishery—	
	(a)	if the certificate of survey in force in respect of the boat specifies that the boat may carry up to unberthed 6 passengers	\$444.00

(b)

	(0)	specifies that the boat may carry up to unberthed 12 passengers	φουου
	(c)	if the certificate of survey in force in respect of the boat specifies that the boat may carry more than unberthed 12 passengers	\$1 775.00
Div	vision	3—Licence annual fees	
		payable by the holder of a fishery licence 5)(a) of Act)	
28	Annual Fishery-	fee for a licence in respect of the Central Zone Abalone	
	(a)	base fee	\$13 903.00
	(b)	additional fee for each abalone unit of the abalone quota entitlement under the licence	\$645.10
29	Annual Fishery-	fee for a licence in respect of the Southern Zone Abalone —	
	(a)	base fee	\$13 903.00
	(b)	additional fee for each abalone unit of the abalone quota entitlement under the licence	\$275.25
30	Annual Fishery-	fee for a licence in respect of the Western Zone Abalone —	
	(a)	base fee	\$13 903.00
	(b)	additional fee for each abalone unit of the abalone quota entitlement under the licence	\$479.25
31	Annual	fee for a licence in respect of the Blue Crab Fishery—	
	(a)	base fee	\$2 436.00
	(b)	additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$23.75
32	Annual	fee for a licence in respect of the Charter Boat Fishery	\$1 775.00
33	Annual fee for a licence in respect of the Lakes and Coorong Fishery—		
	(a)	base fee	\$5 000.00
	(b)	additional fee if there is a pipi quota entitlement under the licence	\$1 115.00
	(c)	additional fee for each pipi unit of the pipi quota entitlement under the licence	\$213.75
34		fee for a licence in respect of the Marine Scalefish or Restricted Marine Scalefish Fishery—	
	(a)	base fee—	
		(i) if there is a cockle quota entitlement under the licence	\$5 236.00
		(ii) in any other case	\$3 717.00

if the certificate of survey in force in respect of the boat

\$887.00

	(b)		tional fee for each blue crab unit of the blue crab a entitlement under the licence	\$25.75
	(c)		tional fee for each pipi unit of the pipi quota lement under the licence	\$213.75
	(d)		tional fee for each cockle unit of the cockle quota lement under the licence—	
			in the case of a cockle quota entitlement relating to the Coffin Bay cockle fishing zone	\$34.25
			in the case of a cockle quota entitlement relating to the Port River cockle fishing zone	\$12.95
			in the case of a cockle quota entitlement relating to the West Coast cockle fishing zone	\$11.65
35			a licence in respect of the Miscellaneous Fishery ab quota entitlement—	
	(a)	base	fee	\$3 551.00
	(b)		tional fee for each giant crab unit of the giant crab a entitlement under the licence	\$17.30
36			r a licence in respect of the Miscellaneous Fishery t crab quota entitlement	\$2 651.00
37	Annual Fishery		a licence in respect of the Gulf St Vincent Prawn	\$35 349.00
38	Annual Fishery		a licence in respect of the Spencer Gulf Prawn	\$23 617.00
39	Annual Fishery		a licence in respect of the West Coast Prawn	\$12 893.00
40	Annual	fee for	a licence in respect of the River Fishery	\$200.00
41	Lobstei	Fisher to the t	a licence in respect of the Northern Zone Rock by subject to a condition limiting the holder of the taking of Southern Rocklobster, Octopus and Giant	
	(a)	base	fee	\$2 967.00
	(b)		tional fee for each rock lobster unit of the rock ter quota entitlement under the licence	\$15.65
	(c)		tional fee for each giant crab unit of the giant crab a entitlement under the licence	\$17.30
	(d)	limit	tional fee if the licence is subject to a condition ting the number of Giant Crab that may be taken on boat trip	\$9.80
42	Lobster taking of limiting (other to the Fish Regular	Fisher of South general the hole han Ocheries Mations 20	r a licence in respect of the Northern Zone Rock by subject to a condition limiting the holder to the thern Rocklobster, Octopus and Giant Crab and older to the taking of aquatic resources of a class topus or Giant Crab) prescribed by Schedule 1 of Management (Rock Lobster Fisheries)	
	(a)	base	fee	\$3 467.00

	(b)	additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$15.65
	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
43	Lobster aquatic i	fee for a licence in respect of the Northern Zone Rock Fishery not subject to a condition limiting the classes of resources that may be taken or the purpose for which resources may be taken—	
	(a)	base fee	\$4 826.00
	(b)	additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$15.65
	(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
	(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80
44	Lobster	fee for a licence in respect of the Southern Zone Rock Fishery subject to a condition limiting the holder of the o the taking of Southern Rocklobster, Octopus and Giant	
	(a)	base fee	\$5 118.00
	(a) (b)	base fee additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$5 118.00 \$148.35
		additional fee for each rock lobster pot of the rock	
	(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence additional fee for each giant crab unit of the giant crab	\$148.35
45	(b) (c) (d) Annual the Lobster taking or limiting (other the the Fisher the	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence additional fee for each giant crab unit of the giant crab quota entitlement under the licence additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on	\$148.35 \$17.30
45	(b) (c) (d) Annual the Lobster taking or limiting (other the the Fisher the	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence additional fee for each giant crab unit of the giant crab quota entitlement under the licence additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip fee for a licence in respect of the Southern Zone Rock Fishery subject to a condition limiting the holder to the f Southern Rocklobster, Octopus and Giant Crab and the holder to the taking of aquatic resources of a class an Octopus or Giant Crab) prescribed by Schedule 1 of eries Management (Rock Lobster Fisheries)	\$148.35 \$17.30
45	(b) (c) (d) Annual the Lobster taking or limiting (other the Fish Regulation	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence additional fee for each giant crab unit of the giant crab quota entitlement under the licence additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip fee for a licence in respect of the Southern Zone Rock Fishery subject to a condition limiting the holder to the f Southern Rocklobster, Octopus and Giant Crab and the holder to the taking of aquatic resources of a class can Octopus or Giant Crab) prescribed by Schedule 1 of the licence Management (Rock Lobster Fisheries) tons 2006 for the purpose of bait only—	\$148.35 \$17.30 \$9.80
45	(b) (c) (d) Annual tobster taking or limiting (other the Fish Regulation (a)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence additional fee for each giant crab unit of the giant crab quota entitlement under the licence additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip fee for a licence in respect of the Southern Zone Rock Fishery subject to a condition limiting the holder to the f Southern Rocklobster, Octopus and Giant Crab and the holder to the taking of aquatic resources of a class can Octopus or Giant Crab) prescribed by Schedule 1 of the series Management (Rock Lobster Fisheries) tons 2006 for the purpose of bait only—base fee	\$148.35 \$17.30 \$9.80 \$5 618.00

46 Annual fee for a licence in respect of the Southern Zone Rock Lobster Fishery not subject to a condition limiting the classes of aquatic resources that may be taken or the purpose for which aquatic resources may be taken—

(a)	base fee	\$6 977.00
(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$148.35
(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$17.30
(d)	additional fee if the licence is subject to a condition limiting the number of Giant Crab that may be taken on each boat trip	\$9.80

Division 4—Registration annual fees

Annual fees payable by the holder of registration of a device used under a fishery licence (section 56(5)(a) of Act)

47	Annual fee for registration of 1 or more swinger nets used under a licence in respect of the Lakes and Coorong Fishery	no fee
48	Annual fee for registration of 1 or more fish nets (other than swinger nets) used under a licence in respect of the Lakes and Coorong Fishery	\$1 859.00
49	Annual fee for registration of 1 or more fish nets used under a licence in respect of the Northern Zone Rock Lobster Fishery or Southern Zone Rock Lobster Fishery	\$1 859.00
50	Annual fee for registration of 1 or more sardine nets used under a licence in respect of the Marine Scalefish Fishery	\$67 093.00
51	Annual fee for registration of 1 or more fish nets (other than sardine nets) used under a licence in respect of a marine scalefish fishery or the Miscellaneous Fishery	\$3 717.00
52	Annual fee for registration of 1 or more sand crab pots to be used under a licence in respect of the Marine Scalefish Fishery	no fee
53	Annual fee for registration of a fish net used solely to take fish for bait provided that the bait is not for sale	no fee

Schedule 1—Transitional provisions

1—Transitional provisions

- (1) The licence and registration application fees prescribed by Schedule 1 Divisions 1 and 2 of the *Fisheries Management (Fees) Regulations 2007*, as substituted by these regulations, apply where a licence or registration is to take effect on or after 1 July 2010.
- (2) The licence and registration annual fees prescribed by Schedule 1 Divisions 3 and 4 of the *Fisheries Management (Fees) Regulations 2007*, as substituted by these regulations, apply in respect of the period of 12 months commencing on 1 July 2010.

- (3) Despite regulation 4 of these regulations—
 - (a) the licence and registration application fees prescribed by Schedule 1 Divisions 1 and 2 of the *Fisheries Management (Fees) Regulations 2007*, as in force immediately before the commencement of these regulations, continue to apply where a licence or registration is to take effect before 1 July 2010;
 - (b) the licence and registration annual fees prescribed by Schedule 1 Divisions 3 and 4 of the *Fisheries Management (Fees) Regulations 2007*, as in force immediately before the commencement of these regulations, continue to apply in respect of the period of 12 months that commenced on 1 July 2009.

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 24 June 2010

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MAFF10/10CS