

South Australia

# **Fisheries Management (Fees) Variation Regulations 2016**

under the *Fisheries Management Act 2007*

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## **Part 1—Preliminary**

### **1—Short title**

These regulations may be cited as the *Fisheries Management (Fees) Variation Regulations 2016*.

### **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 and 2—delete Divisions 1 and 2 and substitute:

#### Division 1—Licence and permit application and annual fees

##### Application or annual fees payable for a fishery licence (section 54(1)(c) and 56(5)(a) of Act)

1	For a licence in respect of the Central Zone Abalone Fishery—	
	(a) base fee	\$15 576.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$623.15
2	For a licence in respect of the Southern Zone Abalone Fishery—	
	(a) base fee	\$15 103.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$270.55
3	For a licence in respect of the Western Zone Abalone Fishery—	
	(a) base fee	\$12 259.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$487.40
4	For a licence in respect of the Blue Crab Fishery—	
	(a) base fee	\$2 980.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$26.75
5	For a licence in respect of the Charter Boat Fishery	\$2 669.00
6	For a licence in respect of the Lakes and Coorong Fishery—	
	(a) base fee	\$3 251.00
	(b) additional fee—	
	(i) for a gill net entitlement under the licence	no fee
	(ii) for each gill net to be registered for use under the licence	no fee
	(iii) for a pipi quota entitlement under the licence	\$3 250.00
	(iv) for each pipi unit of the pipi quota entitlement under the licence	\$251.65
7	For a licence in respect of the Marine Scalefish Fishery or Restricted Marine Scalefish Fishery—	
	(a) base fee—	
	(i) for a cockle quota entitlement under the licence relating to the Coffin Bay cockle fishing zone	\$6 868.00

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Variation of *Fisheries Management (Fees) Regulations 2007*—Part 2

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	(ii)	for a cockle quota entitlement under the licence relating to the Port River cockle fishing zone	no fee
	(iii)	for a cockle quota entitlement under the licence relating to the West Coast cockle fishing zone	\$6 868.00
	(iv)	if there is no cockle quota entitlement under the licence	\$5 059.00
	(b)	additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$29.25
	(c)	additional fee for each pipi unit of the pipi quota entitlement under the licence	\$251.65
	(d)	additional fee for each cockle unit of the cockle quota entitlement under the licence—	
	(i)	for a cockle quota entitlement relating to the Coffin Bay cockle fishing zone	\$68.65
	(ii)	for a cockle quota entitlement relating to the Port River cockle fishing zone	no fee
	(iii)	for a cockle quota entitlement relating to the West Coast cockle fishing zone	\$44.95
8		For a licence in respect of the Miscellaneous Fishery with a giant crab quota entitlement—	
	(a)	base fee	\$4 367.00
	(b)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
9		For a licence in respect of the Miscellaneous Fishery without a giant crab quota entitlement—	
	(a)	base fee—	
	(i)	if the licence authorises the taking of aquatic resources in the Lake Eyre Basin	no fee
	(ii)	in any other case	\$4 367.00
	(b)	additional fee if the licence authorises the taking of aquatic resources in the Lake Eyre Basin	no fee
	(c)	additional fee if a prescribed fishing activity (as defined in the <i>Fisheries Management (Vessel Monitoring Scheme) Regulations 2007</i> ) is to be engaged in under the licence	\$900.00
10		For a licence in respect of the Gulf St Vincent Prawn Fishery	\$24 932.00
11		For a licence in respect of the Spencer Gulf Prawn Fishery	\$26 825.00
12		For a licence in respect of the West Coast Prawn Fishery	\$24 733.00
13		For a licence in respect of the River Fishery	\$200.00

14	For a licence in respect of the Northern Zone Rock Lobster Fishery subject to a condition limiting the holder of the licence to the taking of Southern Rocklobster, Octopus and Giant Crab and a condition authorising the holder to take, for the purpose of bait only, any aquatic resources of a class (other than Octopus or Giant Crab) prescribed by Schedule 1 of the <i>Fisheries Management (Rock Lobster Fisheries) Regulations 2006</i> that are incidentally caught in rock lobster pots—	
	(a) base fee	\$3 655.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$10.60
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
	(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	\$11.90
15	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 <i>Fisheries Management (Rock Lobster Fisheries) Regulations 2006</i> for the purpose of bait only—	
	(a) base fee	\$4 155.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$10.60
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
	(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	\$11.90
16	For a licence in respect of the Northern 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	\$5 927.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence—	
	(i) relating to the Northern Zone Inner Region	\$10.60
	(ii) relating to the Northern Zone Outer Region	\$10.60
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
	(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	\$11.90

17	For a licence in respect of the Southern Zone Rock Lobster Fishery subject to a condition limiting the holder of the licence to the taking of Southern Rocklobster, Octopus and Giant Crab and a condition authorising the holder to take, for the purpose of bait only, any aquatic resources of a class (other than Octopus or Giant Crab) prescribed by Schedule 1 of the <i>Fisheries Management (Rock Lobster Fisheries) Regulations 2006</i> that are incidentally caught in rock lobster pots—	
	(a) base fee	\$7 493.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.40
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
	(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	\$11.90
18	For a licence in respect of the Southern 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 <i>Fisheries Management (Rock Lobster Fisheries) Regulations 2006</i> for the purpose of bait only—	
	(a) base fee	\$7 993.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.40
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
	(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	\$11.90
19	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	\$9 765.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.40
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$21.30
	(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	\$11.90
<b>Application fees payable by an applicant for the issue of a fishery permit (section 54(1)(c) of Act)</b>		
19A	For a permit in respect of the Miscellaneous Broodstock and Seedstock Fishery	\$368.00
19B	For a permit in respect of the Miscellaneous Developmental Fishery	\$4 545.00

19C For a permit in respect of the Miscellaneous Research Fishery \$368.00

**Annual fees payable by the holder of a fishery permit (section 56(5)(a) of Act)**

19D For a permit in respect of the Miscellaneous Developmental Fishery \$2 103.00

**Division 2—Registration application and annual fees**

**Application or annual fees for the registration of a device under a fishery licence (section 54(1)(c) and 56(5)(a) of Act)**

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|----|---|-------------|
| 24 | For registration of 1 or more swinger nets to be used under a licence in respect of the Lakes and Coorong Fishery   | no fee      |
| 25 | For registration of 1 or more fish nets (other than swinger nets) under a licence in respect of the Lakes and Coorong Fishery under which the holder may take aquatic resources prescribed in Schedule 1 of the <i>Fisheries Management (Marine Scalefish Fisheries) Regulations 2006</i> | \$2 272.00  |
| 26 | For registration of 1 or more fish nets under a licence in respect of the Northern Zone Rock Lobster Fishery or Southern Zone Rock Lobster Fishery  | \$2 272.00  |
| 27 | For registration of 1 or more sardine nets under a licence in respect of the Marine Scalefish Fishery   | \$47 786.00 |
| 28 | For registration of 1 or more fish nets (other than sardine nets) under a licence in respect of the Marine Scalefish Fishery, Restricted Marine Scalefish Fishery or Miscellaneous Fishery  | \$4 544.00  |
| 29 | For registration of 1 or more sand crab pots under a licence in respect of the Marine Scalefish Fishery   | no fee      |
| 30 | For registration of a fish net used solely to take fish for bait provided that the bait is not for sale   | no fee      |

**Application fees payable by an applicant for the registration of a boat under a fishery licence (section 54(1)(c) of Act)**

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|-----|--|------------|
| 31  | On application for registration of a boat under a licence in 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      | \$667.25   |
| (b) | if the certificate of survey in force in respect of the boat specifies that the boat may carry up to unberthed 12 passengers     | \$1 334.00 |
| (c) | if the certificate of survey in force in respect of the boat specifies that the boat may carry more than unberthed 12 passengers | \$2 669.00 |

## Part 3—Transitional provisions

### 5—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 2016.
- (2) The licence and registration annual fees prescribed by Schedule 1 Divisions 1 and 2 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 2016.
- (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 2016;
  - (b) the licence and registration annual 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 in respect of the period of 12 months that commenced on 1 July 2015.

**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 9 June 2016

No 45 of 2016

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