

South Australia

Fisheries Management (Fees) Variation Regulations 2017

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 2017*.

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	\$18 499.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$739.95
2	For a licence in respect of the Southern Zone Abalone Fishery—	
	(a) base fee	\$10 539.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$183.60
3	For a licence in respect of the Western Zone Abalone Fishery—	
	(a) base fee	\$12 837.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$488.15
4	For a licence in respect of the Blue Crab Fishery—	
	(a) base fee	\$3 029.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$27.50
5	For a licence in respect of the Charter Boat Fishery	\$2 571.00
6	For a licence in respect of the Lakes and Coorong Fishery—	
	(a) base fee	\$2 756.00
	(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	\$3 328.00
	(iv) for each pipi unit of the pipi quota entitlement under the licence	\$256.85
7	For a licence in respect of the Marine Scalefish Fishery or Restricted Marine Scalefish Fishery—	
	(a) base fee—	
	(i) for a vongole quota entitlement under the licence relating to the Coffin Bay vongole fishing zone	\$7 203.00

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	(ii)	for a vongole quota entitlement under the licence relating to the Port River vongole fishing zone	no fee
	(iii)	for a vongole quota entitlement under the licence relating to the West Coast vongole fishing zone	\$7 203.00
	(iv)	if there is no vongole quota entitlement under the licence	\$5 361.00
	(b)	additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$30.00
	(c)	additional fee for each pipi unit of the pipi quota entitlement under the licence	\$256.85
	(d)	additional fee for each vongole unit of the vongole quota entitlement under the licence—	
	(i)	for a vongole quota entitlement relating to the Coffin Bay vongole fishing zone	\$69.80
	(ii)	for a vongole quota entitlement relating to the Port River vongole fishing zone	no fee
	(iii)	for a vongole quota entitlement relating to the West Coast vongole fishing zone	\$45.80
8		For a licence in respect of the Miscellaneous Fishery with a giant crab quota entitlement—	
	(a)	base fee	\$4 449.00
	(b)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
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	\$4 449.00
	(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	\$25 413.00
11		For a licence in respect of the Spencer Gulf Prawn Fishery	\$27 912.00
12		For a licence in respect of the West Coast Prawn Fishery	\$25 401.00
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	\$3 782.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$10.80
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
	(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	\$9.50
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	\$4 282.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$10.80
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
	(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	\$9.50
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	\$6 203.00
	(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	\$10.80
	(ii) relating to the Northern Zone Outer Region	\$10.80
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
	(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	\$9.50

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	\$7 559.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$164.05
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
	(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	\$9.50
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	\$8 059.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$164.05
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
	(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	\$9.50
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	\$9 980.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$164.05
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$22.15
	(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	\$9.50
Application fees payable by an applicant for the issue of a fishery permit (section 54(1)(c) of Act)		
19A	For a permit in respect of the Miscellaneous Broodstock and Seedstock Fishery	\$374.00
19B	For a permit in respect of the Miscellaneous Developmental Fishery	\$4 622.00

19C For a permit in respect of the Miscellaneous Research Fishery \$374.00

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 \$2 139.00

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> | \$2 421.00 |
| 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 | \$2 421.00 |
| 27 | For registration of 1 or more sardine nets under a licence in respect of the Marine Scalefish Fishery | \$67 336.00 |
| 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 | \$4 841.00 |
| 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 or annual fees payable for the registration of a boat under a fishery licence (section 54(1)(c) and 56(5)(a) of Act)

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| 31 | 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 | \$642.85 |
| | (b) if the certificate of survey in force in respect of the boat specifies that the boat may carry up to unberthed 12 passengers | \$1 286.00 |
| | (c) if the certificate of survey in force in respect of the boat specifies that the boat may carry more than unberthed 12 passengers | \$2 571.00 |

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 2017.
- (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 2017.
- (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 2017;
 - (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 2016.

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 14 June 2017

No 84 of 2017

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