

South Australia

Aquaculture (Fees) Variation Regulations 2019

under the *Aquaculture Act 2001*

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Part 1—Preliminary

1—Short title

These regulations may be cited as the *Aquaculture (Fees) Variation Regulations 2019*.

2—Commencement

These regulations come into operation on 1 July 2019.

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 2016*

4—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

Schedule 1—Fees

Fees relating to aquaculture leases

- 1 Application fee for variation of an aquaculture lease or its conditions (section 25A(5) of Act)—
 - (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—

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 Part 2—Variation of *Aquaculture Regulations 2016*

	(A)	if the corresponding licence relating to the lease authorises the farming of prescribed wild caught tuna	\$2 509
	(B)	in any other case	\$3 339
	(ii)	the substitution of the lease area within an aquaculture zone (other than a variation of a kind referred to in subparagraph (i))—	
	(A)	if the farming of prescribed wild caught tuna is a permitted class of aquaculture in the zone	\$2 905
	(B)	in any other case	\$4 144
	(iii)	the substitution of the lease area outside of an aquaculture zone (other than a variation of a kind referred to in subparagraph (i))	\$4 970
	(b)	for a variation of any other kind	\$877
2		Application fee for consent to transfer a production lease (section 39(2) of Act)—	
	(a)	for the transfer of 1 lease	\$766
	(b)	for the transfer of each additional lease if the parties involved in the transfer are the same as for the first transfer	\$650
3		Application fee for division of a production lease area into separate lease areas (regulation 32)	\$1 073
4		Application fee for amalgamation of 2 or more production lease areas into a single lease area (regulation 33)	\$1 317
Fees relating to aquaculture licences			
5		Application fee for a corresponding licence (section 22(2d) of Act)—	
	(a)	in the case of a corresponding licence authorising activities other than research within an aquaculture zone—	
	(i)	administrative component	\$2 527
	(ii)	advertising component	\$1 583
	(b)	in the case of a corresponding licence authorising research within an aquaculture zone—	
	(i)	administrative component	\$3 889
	(ii)	advertising component	\$1 583
	(c)	in the case of any corresponding licence outside of an aquaculture zone—	
	(i)	administrative component	\$3 889
	(ii)	advertising component	\$1 583
6		Application fee for a licence other than a corresponding licence (section 49 of Act)—	
	(a)	for a category A licence—	
	(i)	administrative component	\$2 819

	(ii) advertising component		\$1 583
	(b) for a category B licence—		
	(i) administrative component		\$2 819
	(ii) advertising component		\$1 583
	(c) for a category C licence—		
	(i) administrative component		\$4 444
	(ii) advertising component		\$1 583
	(d) for a category D licence—		
	(i) administrative component		\$4 444
	(ii) advertising component		\$1 583
7	Application fee for renewal of an aquaculture licence other than a corresponding licence (section 50A of Act)—		
	(a) for the renewal of 1 licence		\$766
	(b) for the renewal of each additional licence if the parties to the licence are the same as for the first renewal		\$696
	Note—		
	A corresponding licence is, under section 22(2b) of the Act, renewed on the renewal of the relevant lease without the requirement for an application.		
8	Application fee for variation of conditions of an aquaculture licence (section 52(6) of Act)—		
	(a) in the case of a corresponding licence—		
	(i) for a simple variation		\$1 552
	(ii) for a standard variation		\$2 053
	(iii) for a complex variation		\$3 889
	(b) in the case of a licence other than a corresponding licence—		
	(i) for a simple variation		\$680
	(ii) for a standard variation		\$798
	(iii) for a complex variation		\$2 042
9	Application fee for consent to transfer an aquaculture licence (section 55(4) of Act)—		
	(a) in the case of a corresponding licence—		
	(i) for the transfer of 1 licence		\$766
	(ii) for the transfer of each additional licence if the parties involved in the transfer are the same as for the first transfer		\$650
	(b) in the case of a licence other than a corresponding licence—		
	(i) for the transfer of 1 licence		\$766

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	(ii) for the transfer of each additional licence if the parties involved in the transfer are the same as for the first transfer	\$650
10	Application fee for consent to surrender an aquaculture licence other than a corresponding licence (section 56(3)(c) of Act)	\$600
11	Application fee for exemption from environmental reporting requirements (regulation 31)	\$152
12	Application fee for division of a licence area into separate licence areas (regulation 34)	\$1 032
13	Application fee for amalgamation of 2 or more licence areas into a single licence area (regulation 35)	\$1 317
14	Annual fee for a corresponding licence (section 53(1) of Act) for the financial year commencing on 1 July 2019 and for each subsequent financial year—	
	(a) for an aquaculture licence to farm prescribed wild caught tuna	\$17 370
	(b) for an aquaculture licence to farm finfish other than prescribed wild caught tuna	\$9 162
	(c) for an aquaculture licence to farm abalone in a subtidal area	\$8 227
	(d) for an aquaculture licence to farm mussels in a subtidal area	\$1 211
	(e) for an aquaculture licence to farm molluscs (other than abalone and mussels) in a subtidal area	\$2 259
	(f) for an aquaculture licence to farm molluscs (including abalone, but not including oysters) in an intertidal area	\$2 219
	(g) for an aquaculture licence to farm oysters in an intertidal area	nil
	(h) for an aquaculture licence to farm algae	\$2 059
	(i) for an aquaculture licence authorising the storage of sea cages	\$2 059
	(j) for an aquaculture licence for tourism purposes	\$2 059
15	Annual fee for a licence other than a corresponding licence (section 53(1) of Act) for the financial year commencing on 1 July 2019 and for each subsequent financial year—	
	(a) for a category A licence	\$569
	(b) for a category B licence	\$1 189
	(c) for a category C licence	\$2 852
	(d) for a category D licence	\$5 692
Miscellaneous fees		
16	Application fee for a notation on the register that a specified person has an interest in a lease or licence (section 80(2a) of Act)	\$197

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 23 May 2019

No 55 of 2019