

South Australia

# **Fisheries Management (Fees) Variation Regulations 2019**

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 2019*.

### **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 2017*

### 4—Substitution of Schedule 1

Schedule 1—delete the Schedule and substitute:

#### **Schedule 1—Commercial fishing—fishery licence 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	\$17 099.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$684.00
2	For a licence in respect of the Southern Zone Abalone Fishery—	
	(a) base fee	\$11 052.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$193.00
3	For a licence in respect of the Western Zone Abalone Fishery—	
	(a) base fee	\$13 310.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$506.00
4	For a licence in respect of the Blue Crab Fishery—	
	(a) base fee	\$3 130.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$28.50
5	For a licence in respect of the Charter Boat Fishery	\$3 178.00
6	For a licence in respect of the Lakes and Coorong Fishery—	
	(a) base fee	\$4 120.00
	(b) additional fee—	
	(i) for a gill net entitlement under the licence	\$235.00
	(ii) for each gill net to be registered for use under the licence	\$127.00
	(iii) for a pipi quota entitlement under the licence	\$3 809.00
	(iv) for each pipi unit of the pipi quota entitlement under the licence	\$270.00

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	\$7 546.00
	(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	\$7 546.00
	(iv) if there is no vongole quota entitlement under the licence	\$5 631.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$31.25
	(c) additional fee for each pipi unit of the pipi quota entitlement under the licence	\$270.00
	(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	\$73.00
	(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	\$49.50
8	For a licence in respect of the Miscellaneous Fishery with a giant crab quota entitlement—	
	(a) base fee	\$5 788.00
	(b) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$24.30
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	\$5 788.00
	(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 2017</i> ) is to be engaged in under the licence	\$900.00
10	For a licence in respect of the Gulf St. Vincent Prawn Fishery	\$29 436.00
11	For a licence in respect of the Spencer Gulf Prawn Fishery	\$28 256.00

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12	For a licence in respect of the West Coast Prawn Fishery	\$27 001.00
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 Rock Lobster, 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 2017</i> that are incidentally caught in rock lobster pots—	
	(a) base fee	\$3 531.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$11.60
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$24.30
	(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	\$4.50
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 Rock Lobster, 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 2017</i> for the purpose of bait only—	
	(a) base fee	\$4 031.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$11.60
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$24.30
	(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	\$4.50
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	\$6 004.00
	(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	\$11.60
	(ii) relating to the Northern Zone Outer Region	\$11.60
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$24.30
	(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	\$4.50

- 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 Rock Lobster, 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 *Fisheries Management (Rock Lobster Fisheries) Regulations 2017* that are incidentally caught in rock lobster pots—
- |     |   |            |
|-----|---|------------|
| (a) | base fee  | \$7 518.00 |
| (b) | additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence                                | \$171.00   |
| (c) | additional fee for each giant crab unit of the giant crab quota entitlement under the licence                                 | \$24.30    |
| (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 | \$4.50     |
- 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 Rock Lobster, 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 2017* for the purpose of bait only—
- |     |   |            |
|-----|---|------------|
| (a) | base fee  | \$8 018.00 |
| (b) | additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence                                | \$171.00   |
| (c) | additional fee for each giant crab unit of the giant crab quota entitlement under the licence                                 | \$24.30    |
| (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 | \$4.50     |
- 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  | \$9 991.00 |
| (b) | additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence                                | \$171.00   |
| (c) | additional fee for each giant crab unit of the giant crab quota entitlement under the licence                                 | \$24.30    |
| (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 | \$4.50     |

## 5—Substitution of Schedule 3

Schedule 3—delete the Schedule and substitute:

### **Schedule 3—Commercial fishing—boat and device registration 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)**

1	For registration of 1 or more swinger nets to be used under a licence in respect of the Lakes and Coorong Fishery	no fee
2	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 2017</i>	\$2 473.00
3	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	\$2 473.00
4	For registration of 1 or more sardine nets under a licence in respect of the Marine Scalefish Fishery	\$64 989.00
5	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	\$4 946.00
6	For registration of 1 or more sand crab pots under a licence in respect of the Marine Scalefish Fishery	no fee
7	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)**

8	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	\$795.00
(b)	if the certificate of survey in force in respect of the boat specifies that the boat may carry up to unberthed 12 passengers	\$1 589.00
(c)	if the certificate of survey in force in respect of the boat specifies that the boat may carry more than unberthed 12 passengers	\$3 178.00

## Part 3—Transitional and other provisions

### 6—Transitional and other provisions

- (1) The licence and registration application fees prescribed by Schedules 1 and 3 of the *Fisheries Management (Fees) Regulations 2017*, as substituted by these regulations, apply where a licence or registration is to take effect on or after 1 July 2019.

- (2) The licence and registration annual fees prescribed by Schedules 1 and 3 of the *Fisheries Management (Fees) Regulations 2017*, as substituted by these regulations, apply in respect of the period of 12 months commencing on 1 July 2019.
- (3) Despite regulations 4 and 5 of these regulations—
  - (a) the licence and registration application fees prescribed by Schedules 1 and 3 of the *Fisheries Management (Fees) Regulations 2017*, 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 2019;
  - (b) the licence and registration annual fees prescribed by Schedules 1 and 3 of the *Fisheries Management (Fees) Regulations 2017*, 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 2018.

**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

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