

South Australia

## **Fisheries Management (Fees) Regulations 2007**

under the *Fisheries Management Act 2007*

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## 1—Short title

These regulations may be cited as the *Fisheries Management (Fees) Regulations 2007*.

## 3—Interpretation

In these regulations—

*Act* means the *Fisheries Management Act 2007*;

*eligible person*—

- (a) in the case of a person applying for registration as a fish processor—means the holder of a fishery authority or an aquaculture licence who applies for registration as a fish processor for the sole purpose of processing aquatic resources taken under the fishery authority or farmed under the aquaculture licence (as the case may be) for sale to a person who—
  - (i) is an unregistered fish processor; and
  - (ii) carries on a business in the course of which aquatic resources are sold, or aquatic resources are supplied as a meal or part of a meal, directly to the public;
- (b) in the case of a registered fish processor—means the holder of a fishery authority or an aquaculture licence who only processes aquatic resources taken under the fishery authority or farmed under the aquaculture licence (as the case may be) for sale to a person who—
  - (i) is an unregistered fish processor; and
  - (ii) carries on a business in the course of which aquatic resources are sold, or aquatic resources are supplied as a meal or part of a meal, directly to the public.

## 4—Fees

The fees set out in Schedule 1 are prescribed for the purposes set out in that Schedule.

## 5—Payment by instalments

- (1) For the purposes of sections 54(1)(c) and 64(1)(d) of the Act, the first instalment of an application fee that must accompany the application is an amount equal to 25 per cent of the application fee.
- (2) The unpaid balance of an application fee is payable in equal instalments at intervals fixed by the Minister.
- (3) An annual fee payable under section 56(5)(a) or 66(2)(a) of the Act must be paid either—
  - (a) in full on or before the commencement of the following financial year; or
  - (b) by equal instalments at intervals fixed by the Minister.

## 6—Penalty for default in payment

For the purposes of sections 56(6) and 66(3) of the Act, the amount payable as a penalty for default in payment of a fee is—

- (a) in the case of a fee being paid in instalments—an amount equal to 10 per cent of the unpaid balance of the instalment; or
- (b) in any other case—an amount equal to 10 per cent of the fee.

## 7—Refunds

- (1) If a prescribed authority is surrendered, the Minister must, on application by the former holder of the authority, refund an amount that bears to the licence or registration fee or annual fee last paid in respect of the authority the same proportion as the number of complete months from the date of surrender to the following 1 July bears to 12.
- (2) In this regulation—
  - prescribed authority* means—
    - (a) a fishery licence; or
    - (b) registration as a fish processor.

## 8—Waiver

The Minister may waive a fee payable on application for an exemption, permit or duplicate authority if satisfied that it is appropriate to do so in a particular case.

# Schedule 1—Fees

## Part 1—Commercial fishing

### 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	On application for a licence in respect of the Central Zone Abalone Fishery—	
	(a) base fee	\$15 419.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$616.75
2	On application for a licence in respect of the Southern Zone Abalone Fishery—	
	(a) base fee	\$12 032.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$229.20
3	On application for a licence in respect of the Western Zone Abalone Fishery—	
	(a) base fee	\$15 745.00
	(b) additional fee for each abalone unit of the abalone quota entitlement under the licence	\$499.80

**Fisheries Management (Fees) Regulations 2007—1.7.2012 to 26.6.2013**

## Schedule 1—Fees

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4	On application for the issue of a licence in respect of the Blue Crab Fishery—	
	(a) base fee	\$2 817.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$24.15
5	On application for the issue of a licence in respect of the Charter Boat Fishery	\$2 294.00
6	On application for a licence in respect of the Lakes and Coorong Fishery—	
	(a) base fee	\$3 084.00
	(b) additional fee—	
	(i) if there is a gill net entitlement under the licence	\$1 507.00
	(ii) for each gill net to be registered for use under the licence	\$126.30
	(iii) if there is a pipi quota entitlement under the licence	\$3 753.00
	(iv) for each pipi unit of the pipi quota entitlement under the licence	\$213.30
7	On application for the issue of a licence in respect of the Marine Scalefish Fishery or Restricted Marine Scalefish Fishery—	
	(a) base fee—	
	(i) if there is a cockle quota entitlement under the licence relating to the Coffin Bay cockle fishing zone	\$7 657.00
	(ii) if there is a cockle quota entitlement under the licence relating to the Port River cockle fishing zone	\$4 714.00
	(iii) if there is a cockle quota entitlement under the licence relating to the West Coast cockle fishing zone	\$7 657.00
	(iv) if there is no cockle quota entitlement under the licence	\$4 614.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$26.50
	(c) additional fee for each pipi unit of the pipi quota entitlement under the licence	\$213.30
	(d) additional fee for each cockle unit of the cockle quota entitlement under the licence—	
	(i) in the case of a cockle quota entitlement relating to the Coffin Bay cockle fishing zone	\$53.45
	(ii) in the case of a cockle quota entitlement relating to the Port River cockle fishing zone	\$3.35
	(iii) in the case of a cockle quota entitlement relating to the West Coast cockle fishing zone	\$29.30
8	On application for a licence in respect of the Miscellaneous Fishery with a giant crab quota entitlement—	
	(a) base fee	\$3 345.00
	(b) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
9	On application for a licence in respect of the Miscellaneous Fishery without a giant crab quota entitlement—	
	(a) base fee	\$3 345.00

	(b) additional fee if the licence authorises the taking of aquatic resources in the Lake Eyre Basin	\$17 735.00
	(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	On application for a licence in respect of the Gulf St Vincent Prawn Fishery	\$29 641.00
11	On application for a licence in respect of the Spencer Gulf Prawn Fishery	\$25 476.00
12	On application for a licence in respect of the West Coast Prawn Fishery	\$25 479.00
13	On application for a licence in respect of the River Fishery	\$200.00
14	On application 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—	
	(a) base fee	\$3 324.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$16.15
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
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 <i>Fisheries Management (Rock Lobster Fisheries) Regulations 2006</i> for the purpose of bait only—	
	(a) base fee	\$3 824.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$16.15
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
16	On application 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	\$5 481.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$16.15
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
17	On application 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—	
	(a) base fee	\$4 945.00

(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.70
(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
(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	\$11.40
18	On application 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	\$5 445.00
(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.70
(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
(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	\$11.40
19	On application 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	\$7 102.00
(b)	additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.70
(c)	additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
(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	\$11.40

## **Division 2—Registration application fees**

### **Application fees payable by an applicant for the registration of a device to be used under a fishery licence (section 54(1)(c) of Act)**

20	On application for registration of 1 or more swinger nets to be used under a licence in respect of the Lakes and Coorong Fishery	no fee
21	On application for registration of 1 or more fish nets (other than swinger nets) to be used 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>	\$2 157.00
22	On application for registration of 1 or more fish nets to be used under a licence in respect of the Northern Zone Rock Lobster Fishery or Southern Zone Rock Lobster Fishery	\$2 157.00
23	On application for registration of 1 or more sardine nets to be used under a licence in respect of the Marine Scalefish Fishery	\$56 070.00
24	On application for registration of 1 or more fish nets (other than sardine nets) to be used under a licence in respect of the Marine Scalefish Fishery, Restricted Marine Scalefish Fishery or Miscellaneous Fishery	\$4 314.00

- |    |   |        |
|----|---|--------|
| 25 | On application for registration of 1 or more sand crab pots to be used under a licence in respect of the Marine Scalefish Fishery | no fee |
| 26 | On application 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 to be used under a fishery licence (section 54(1)(c) of Act)**

- |    |  |            |
|----|--|------------|
| 27 | On application for registration of a boat to be used 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      | \$573.50   |
|    | (b) if the certificate of survey in force in respect of the boat specifies that the boat may carry up to unberthed 12 passengers     | \$1 147.00 |
|    | (c) if the certificate of survey in force in respect of the boat specifies that the boat may carry more than unberthed 12 passengers | \$2 294.00 |

### **Division 3—Licence annual fees**

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

- |    |   |             |
|----|---|-------------|
| 28 | Annual fee for a licence in respect of the Central Zone Abalone Fishery—                        |             |
|    | (a) base fee  | \$15 419.00 |
|    | (b) additional fee for each abalone unit of the abalone quota entitlement under the licence     | \$616.75    |
| 29 | Annual fee for a licence in respect of the Southern Zone Abalone Fishery—                       |             |
|    | (a) base fee  | \$12 032.00 |
|    | (b) additional fee for each abalone unit of the abalone quota entitlement under the licence     | \$229.20    |
| 30 | Annual fee for a licence in respect of the Western Zone Abalone Fishery—                        |             |
|    | (a) base fee  | \$15 745.00 |
|    | (b) additional fee for each abalone unit of the abalone quota entitlement under the licence     | \$499.80    |
| 31 | Annual fee for a licence in respect of the Blue Crab Fishery—                                   |             |
|    | (a) base fee  | \$2 817.00  |
|    | (b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence | \$24.15     |
| 32 | Annual fee for a licence in respect of the Charter Boat Fishery                                 | \$2 294.00  |
| 33 | Annual fee for a licence in respect of the Lakes and Coorong Fishery—                           |             |
|    | (a) base fee  | \$3 084.00  |
|    | (b) additional fee—   |             |
|    | (i) if there is a gill net entitlement under the licence  | \$1 507.00  |
|    | (ii) for each gill net registered for use under the licence                                     | \$126.30    |
|    | (iii) if there is a pipi quota entitlement under the licence                                    | \$3 753.00  |
|    | (iv) for each pipi unit of the pipi quota entitlement under the licence                         | \$213.30    |

34	Annual fee for a licence in respect of the Marine Scalefish Fishery or Restricted Marine Scalefish Fishery—	
	(a) base fee—	
	(i) if there is a cockle quota entitlement under the licence relating to the Coffin Bay cockle fishing zone	\$7 657.00
	(ii) if there is a cockle quota entitlement under the licence relating to the Port River cockle fishing zone	\$4 714.00
	(iii) if there is a cockle quota entitlement under the licence relating to the West Coast cockle fishing zone	\$7 657.00
	(iv) if there is no cockle quota entitlement under the licence	\$4 614.00
	(b) additional fee for each blue crab unit of the blue crab quota entitlement under the licence	\$26.50
	(c) additional fee for each pipi unit of the pipi quota entitlement under the licence	\$213.30
	(d) additional fee for each cockle unit of the cockle quota entitlement under the licence—	
	(i) in the case of a cockle quota entitlement relating to the Coffin Bay cockle fishing zone	\$53.45
	(ii) in the case of a cockle quota entitlement relating to the Port River cockle fishing zone	\$3.35
	(iii) in the case of a cockle quota entitlement relating to the West Coast cockle fishing zone	\$29.30
35	Annual fee for a licence in respect of the Miscellaneous Fishery with a giant crab quota entitlement—	
	(a) base fee	\$3 345.00
	(b) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(c) additional fee if a prescribed fishing activity (as defined in the <i>Fisheries Management (Vessel Monitoring Scheme) Regulations 2007</i> ) is engaged in under the licence	\$900.00
36	Annual fee for a licence in respect of the Miscellaneous Fishery without a giant crab quota entitlement—	
	(a) base fee	\$3 345.00
	(b) additional fee if the licence authorises the taking of aquatic resources in the Lake Eyre Basin	\$17 735.00
37	Annual fee for a licence in respect of the Gulf St Vincent Prawn Fishery	\$29 641.00
38	Annual fee for a licence in respect of the Spencer Gulf Prawn Fishery	\$25 476.00
39	Annual fee for a licence in respect of the West Coast Prawn Fishery	\$25 479.00
40	Annual fee for a licence in respect of the River Fishery	\$200.00
41	Annual fee 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—	
	(a) base fee	\$3 324.00

	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$16.15
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
42	Annual fee 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	\$3 824.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$16.15
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
43	Annual fee 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	\$5 481.00
	(b) additional fee for each rock lobster unit of the rock lobster quota entitlement under the licence	\$16.15
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
44	Annual fee 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—	
	(a) base fee	\$4 945.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.70
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
45	Annual fee 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	\$5 445.00

	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.70
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40
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	\$7 102.00
	(b) additional fee for each rock lobster pot of the rock lobster pot entitlement under the licence	\$158.70
	(c) additional fee for each giant crab unit of the giant crab quota entitlement under the licence	\$19.45
	(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	\$11.40

#### **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 under which the holder may take aquatic resources prescribed in Schedule 1 of the <i>Fisheries Management (Marine Scalefish Fisheries) Regulations 2006</i>	\$2 157.00
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	\$2 157.00
50	Annual fee for registration of 1 or more sardine nets used under a licence in respect of the Marine Scalefish Fishery	\$56 070.00
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	\$4 314.00
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

#### **Division 5—Miscellaneous fees**

54	On application for consent to the transfer of a fishery authority	\$383.00
55	On application to vary the registration of a boat used under a fishery licence	\$103.00
56	On application to vary the registration of a master	\$103.00
57	On application to vary a quota entitlement under a fishery licence	\$129.00

58	On application to vary a rock lobster pot entitlement under a licence in respect of the Northern Zone Rock Lobster Fishery or Southern Zone Rock Lobster Fishery	\$129.00
	The fee fixed by this clause is not payable if an application to vary a rock lobster pot entitlement under a licence in respect of Northern Zone Rock Lobster Fishery or Southern Zone Rock Lobster Fishery is made at the same time as an application to vary a giant crab or rock lobster quota entitlement under the licence.	
59	On application for registration of an additional boat under a fishery licence	\$103.00
60	On application for—	
	(a) notation of an interest in a fishery licence on the register of authorities	\$167.00
	(b) removal from the register of authorities of such a notation	\$167.00

## Part 2—Processing

### Division 1—Registration application fees

#### Registration fees payable by an applicant for registration as a fish processor (section 64(1)(d) of Act)

61	On application for registration as a fish processor made by an eligible person	\$167.00
62	On application for registration as a fish processor made by a person other than an eligible person—	
	(a) base fee	\$962.00
	(b) additional fee—	
	(i) if the applicant proposes to process abalone ( <i>Haliotis</i> spp) under the registration	\$1 246.00
	(ii) if the applicant proposes to process King Prawn ( <i>Merlicertus latisulcatus</i> ) under the registration	\$1 246.00
	(iii) if the applicant proposes to process Southern Rocklobster ( <i>Jasus edwardsii</i> ) under the registration	\$1 246.00

If registration is to be granted for a period of less than 12 months, the fee payable is a proportion of the fee set out above, being the proportion that the number of complete months in the term of registration bears to 12.

### Division 2—Registration annual fees

#### Annual fees payable by a registered fish processor (section 66(2)(a) of Act)

63	Annual fee payable by a fish processor who is an eligible person	\$167.00
64	Annual fee payable by a fish processor who is not an eligible person—	
	(a) base fee	\$962.00
	(b) additional fee—	
	(i) if the fish processor processes abalone ( <i>Haliotis</i> spp) under the registration	\$1 246.00
	(ii) if the fish processor processes King Prawn ( <i>Merlicertus latisulcatus</i> ) under the registration	\$1 246.00

- (iii) if the fish processor processes Southern Rocklobster (*Jasus edwardsii*) under the registration \$1 246.00

### **Division 3—Miscellaneous fees**

- 65 On application by a registered fish processor to have additional premises, places, boats or vehicles specified in the certificate of registration \$29.25

### **Part 3—Recreational fishing**

#### **Application fees payable by an applicant for registration under the *Fisheries Management (General) Regulations 2007* of a device to be used for recreational fishing**

- 66 On application for registration of a mesh net to be used by a person for recreational fishing—
- (a) if the applicant produces evidence to the satisfaction of the Minister that he or she is in receipt of an age or invalid pension or is the holder of a State Concession Card issued by the Department for Communities and Social Inclusion (for each year in the term of the registration) \$19.30
- (b) in any other case (for each year in the term of the registration) \$38.75

No fee is payable where the Minister registers a mesh net for a period of less than 1 year for the purpose of achieving a common expiry date for the registration of that mesh net and the registration of any other mesh net owned by the same person.

- 67 On application for registration of a rock lobster pot to be used by a person for recreational fishing—
- (a) for registration of 1 rock lobster pot \$64.50
- (b) for registration of 2 rock lobster pots \$179.00
- 68 On application for the issue of a replacement tag for a rock lobster pot registered for recreational fishing \$25.75

### **Part 4—Miscellaneous**

- 69 On application for a permit under Part 7 Division 2 of the Act \$103.00
- 70 On application for an exemption under section 115 of the Act \$129.00
- 71 On application for the issue of a duplicate authority under section 68 of the Act \$25.75

## Legislative history

### Notes

- Variations of this version that are uncommenced are not incorporated into the text.
- Please note—References in the legislation to other legislation or instruments or to titles of bodies or offices are not automatically updated as part of the program for the revision and publication of legislation and therefore may be obsolete.
- Earlier versions of these regulations (historical versions) are listed at the end of the legislative history.
- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or [www.legislation.sa.gov.au](http://www.legislation.sa.gov.au).

### Principal regulations and variations

New entries appear in bold.

Year	No	Reference	Commencement
2007	287	<i>Gazette 29.11.2007 p4532</i>	1.12.2007: r 2
2008	160	<i>Gazette 5.6.2008 p2234</i>	5.6.2008: r 2
2009	143	<i>Gazette 4.6.2009 p2623</i>	1.7.2009: r 2
2009	178	<i>Gazette 18.6.2009 p2847</i>	18.6.2009: r 2
2010	61	<i>Gazette 10.6.2010 p2714</i>	1.7.2010: r 2
2010	158	<i>Gazette 24.6.2010 p3215</i>	24.6.2010: r 2
2011	97	<i>Gazette 9.6.2011 p2152</i>	1.7.2011: r 2
2011	175	<i>Gazette 30.6.2011 p2886</i>	30.6.2011: r 2
2011	176	<i>Gazette 30.6.2011 p2896</i>	1.7.2011: r 2
2011	177	<i>Gazette 30.6.2011 p2898</i>	30.6.2011: r 2
<b>2012</b>	<b>56</b>	<b><i>Gazette 31.5.2012 p2246</i></b>	<b>1.7.2012: r 2</b>
2012	151	<i>Gazette 31.5.2012 p2657</i>	31.5.2012: r 2
2013	53	<i>Gazette 6.6.2013 p2109</i>	1.7.2013: r 2

### Provisions varied

New entries appear in bold.

Entries that relate to provisions that have been deleted appear in italics.

Provision	How varied	Commencement
<i>r 2</i>	<i>omitted under Legislation Revision and Publication Act 2002</i>	
Sch 1	substituted by 160/2008 r 4	5.6.2008
Pt 1 Div 1	substituted by 178/2009 r 4	18.6.2009
	substituted by 158/2010 r 4	24.6.2010
	substituted by 175/2011 r 4	30.6.2011
	varied by 177/2011 r 4(1)	30.6.2011
	substituted by 151/2012 r 4	31.5.2012

Pt 1 Div 2	substituted by 178/2009 r 4	18.6.2009
	substituted by 158/2010 r 4	24.6.2010
	substituted by 175/2011 r 4	30.6.2011
	substituted by 151/2012 r 4	31.5.2012
Pt 1 Div 3	substituted by 178/2009 r 4	18.6.2009
	substituted by 158/2010 r 4	24.6.2010
	substituted by 175/2011 r 4	30.6.2011
	varied by 177/2011 r 4(2)	30.6.2011
Pt 1 Div 4	substituted by 151/2012 r 4	31.5.2012
	substituted by 178/2009 r 4	18.6.2009
	substituted by 158/2010 r 4	24.6.2010
	substituted by 175/2011 r 4	30.6.2011
Pt 1 Div 5	substituted by 151/2012 r 4	31.5.2012
	substituted by 143/2009 r 4(1)	1.7.2009
	substituted by 61/2010 r 4(1)	1.7.2010
	substituted by 97/2011 r 4(1)	1.7.2011
Pt 2	<b>substituted by 56/2012 r 4(1)</b>	<b>1.7.2012</b>
	substituted by 143/2009 r 4(2)	1.7.2009
	substituted by 61/2010 r 4(2)	1.7.2010
	substituted by 97/2011 r 4(2)	1.7.2011
Pt 3	<b>substituted by 56/2012 r 4(2)</b>	<b>1.7.2012</b>
	substituted by 143/2009 r 4(2)	1.7.2009
	substituted by 61/2010 r 4(2)	1.7.2010
	substituted by 97/2011 r 4(2)	1.7.2011
Pt 4	varied by 176/2011 r 4	1.7.2011
	<b>substituted by 56/2012 r 4(2)</b>	<b>1.7.2012</b>
	substituted by 143/2009 r 4(2)	1.7.2009
	substituted by 61/2010 r 4(2)	1.7.2010
Pt 4	substituted by 97/2011 r 4(2)	1.7.2011
	substituted by 143/2009 r 4(2)	1.7.2009
	substituted by 61/2010 r 4(2)	1.7.2010
	substituted by 97/2011 r 4(2)	1.7.2011
Pt 4	<b>substituted by 56/2012 r 4(2)</b>	<b>1.7.2012</b>
	substituted by 143/2009 r 4(2)	1.7.2009
	substituted by 61/2010 r 4(2)	1.7.2010
	substituted by 97/2011 r 4(2)	1.7.2011

## **Transitional etc provisions associated with regulations or variations**

### ***Fisheries Management (Fees) Variation Regulations 2008 (No 160 of 2008), Sch 1***

#### **1—Transitional provisions**

- (1) The licence and registration application fees prescribed by clauses 1 to 27 and 61 and 62 of Schedule 1 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 2008.
- (2) All other fees prescribed by Schedule 1 of the *Fisheries Management (Fees) Regulations 2007*, as substituted by these regulations, apply from 1 July 2008.

- (3) Despite regulation 4—
- (a) the licence and registration application fees prescribed by clauses 1 to 27 and 61 and 62 of Schedule 1 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 2008; and
  - (b) all other fees prescribed by Schedule 1 of the *Fisheries Management (Fees) Regulations 2007*, as in force immediately before the commencement of these regulations, continue to apply until 1 July 2008.

***Fisheries Management (Fees) Variation Regulations 2009 (No 178 of 2009),  
Sch 1***

**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 2009.
- (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 2009.
- (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 2009;
  - (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 2008.

***Fisheries Management (Fees) Variation Regulations 2010 (No 158 of 2010),  
Sch 1***

**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.

### ***Fisheries Management (Fees) Variation Regulations 2011 (No 175 of 2011)***

#### **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 2011.
- (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 2011.
- (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 2011;
  - (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 2010.

### ***Fisheries Management (Fees) Variation Regulations 2012 (No 151 of 2012), Pt 3***

#### **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 2012.
- (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 2012.
- (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 2012;

- (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 2011.

### **Historical versions**

5.6.2008

18.6.2009 (electronic only)

1.7.2009

24.6.2010

1.7.2010

30.6.2011 (electronic only)

1.7.2011

31.5.2012