

SUPPLEMENTARY GAZETTE

**THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE**

PUBLISHED BY AUTHORITY

ALL PUBLIC ACTS appearing in this GAZETTE are to be considered official, and obeyed as such

ADELAIDE, TUESDAY, 14 DECEMBER 1999

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Ajka Pty Ltd, P.O. Box 643, Port Lincoln, S.A. 5606, or persons acting as their agents (hereinafter referred to as the 'permit holder') are exempt from the provisions of sections 50 and 53 of the Fisheries Act 1982 in so far as they may engage in the activities and do the acts specified in Schedule 1 (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in Schedule 2 in the waters specified in Schedule 3 (hereinafter referred to as the 'approved site'), from the date of gazettal of this notice until 31 December 1999 unless earlier revoked or terminated by the Minister for Primary Industries (hereinafter referred to as the 'Minister').

SCHEDULE 1

The deposit and subsequent removal of Southern Bluefin Tuna (*Thunnus maccoyii*) hereinafter referred to as the 'permitted species' into temporary cages located at the positions specified in Schedule 3 for the purpose of conducting the business of fish farming.

SCHEDULE 2

1. The permit holder must not farm or introduce any permitted species at the approved site other than specified in the permitted activity.
2. The permit holder must not take any wild fish from the approved site.
3. The permit holder must not use the approved site for any purpose other than the permitted activity.
4. The permit holder must not stock the approved site at a rate greater than 4 kg of fish per m³.
5. The permit holder must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the approved site.

6. The permit holder must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister.

7. The permit holder must ensure that the approved site is maintained in a good, tidy and safe condition to the satisfaction of the Minister.

8. The permit holder must remove and lawfully dispose of any waste or debris on the approved site as soon as is reasonably practicable and in particular must comply with any instructions issued from time to time by the Minister or an officer acting on his behalf in relation to the removal from the approved site of any unhealthy or dead fish.

9. The permit holder must mark the approved site boundary in accordance with any requirements of the Harbors and Navigation Act 1993 or other applicable Acts.

10. The permit holder must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the approved site for the purposes of inspecting the approved site, the sea floor and the flora and fauna on or in the vicinity of the approved site.

11. The permit holder must comply with all reasonable directions of any such person authorised by the Minister to inspect the conduct of the permit holder's activities at the approved site.

12. The permit holder must at all times comply with all laws, by-laws or regulations in force which relate to the approved site or the activities conducted on the approved site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the approved site.

13. The permit holder must not do or permit to be done in upon or about the approved site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment.

14. In the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters

could present a danger to the health of the consumer, the permit holder must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted activity or else conduct the permitted activity as directed within the notice.

15. The permit holder must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the approved site.

16. The Minister may terminate this permit immediately by notice in writing served on the permit holder if the permit holder commits or permits any breach or default of the obligations imposed on the permit holder by this permit.

17. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

18. The permit holder must retain a copy of this permit which has been supplied by the Minister, and if requested by a PIRSA Fisheries and Aquaculture Officer, produce that permit for inspection.

SCHEDULE 3

South Australian coastal waters bounded by a geodesic commencing at position latitude 34°33.82'S, longitude 136°00.04'E, then to position latitude 33.34.66'S, longitude 136°00.04'E, then to position latitude 34°33.82'S, longitude 136°01.02'E, then to position latitude 34°34.66'S, longitude 136°01.02'E, then to the point of commencement.

Dated 9 December 1999.

ROB KERIN, Deputy Premier, Minister for Primary Industries

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Sea Marine Holdings, P.O. Box 1829, Port Lincoln, S.A. 5606, or persons acting as their agents (hereinafter referred to as the 'permit holder') are exempt from the provisions of sections 50 and 53 of the Fisheries Act 1982 in so far as they may engage in the activities and do the acts specified in Schedule 1 (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in Schedule 2 in the waters specified in Schedule 3 (hereinafter referred to as the 'approved site'), from the date of gazettal of this notice until 31 December 1999 unless earlier revoked or terminated by the Minister for Primary Industries (hereinafter referred to as the 'Minister').

SCHEDULE 1

The deposit and subsequent removal of Southern Bluefin Tuna (*Thunnus maccoyii*) hereinafter referred to as the 'permitted species' into temporary cages located in the waters specified in Schedule 3 for the purpose of conducting the business of fish farming.

SCHEDULE 2

1. The permit holder must not farm or introduce any permitted species at the approved site other than specified in the permitted activity.

2. The permit holder must not take any wild fish from the approved site.

3. The permit holder must not use the approved site for any purpose other than the permitted activity.

4. The permit holder must not stock the approved site at a rate greater than 4 kg of fish per m².

5. The permit holder must not use the anti-fouling chemical tributyltin (TBT) on any equipment used at the approved site.

6. The permit holder must not use any chemical or drug for either therapeutic or prophylactic purpose except with the prior approval of the Minister.

7. The permit holder must ensure that the approved site is maintained in a good, tidy and safe condition to the satisfaction of the Minister.

8. The permit holder must remove and lawfully dispose of any waste or debris on the approved site as soon as is reasonably practicable and in particular must comply with any instructions issued from time to time by the Minister or an officer acting on his behalf in relation to the removal from the approved site of any unhealthy or dead fish.

9. The permit holder must mark the approved site boundary in accordance with any requirements of the Harbors and Navigation Act 1993 or other applicable Acts.

10. The permit holder must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the approved site for the purposes of inspecting the approved site, the sea floor and the flora and fauna on or in the vicinity of the approved site.

11. The permit holder must comply with all reasonable directions of any such person authorised by the Minister to inspect the conduct of the permit holder's activities at the approved site.

12. The permit holder must at all times comply with all laws, by-laws or regulations in force which relate to the approved site or the activities conducted on the approved site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the approved site.

13. The permit holder must not do or permit to be done in upon or about the approved site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment.

14. In the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the permit holder must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted activity or else conduct the permitted activity as directed within the notice.

15. The permit holder must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgments, proceedings, damages, losses, costs, charges and expenses in respect of any loss of life, personal injury and/or damage to property caused or suffered in any manner in or about the approved site.

16. The Minister may terminate this permit immediately by notice in writing served on the permit holder if the permit holder commits or permits any breach or default of the obligations imposed on the permit holder by this permit.

17. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the Act, except where specifically permitted by this notice.

18. The permit holder must retain a copy of this permit which has been supplied by the Minister, and if requested by a PIRSA Fisheries and Aquaculture Officer, produce that permit for inspection.

SCHEDULE 3

South Australian coastal waters bounded by a geodesic commencing at position latitude 34°37.552'S, longitude 135°59.744'E, then to position latitude 34.37.193'S, longitude 135°59.744'E, then to position latitude 34°37.180'S, longitude 136°00.030'E, then to position latitude 34°37.552'S, longitude 136°00.030'E, then to the point of commencement.

Dated 9 December 1999.

ROB KERIN, Deputy Premier, Minister for Primary Industries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Andrew Lord (hereinafter referred to as the 'permit holder'), 1 Michelle Street, Wallaroo, S.A. 5556 is exempt from sections 34 and 41 of the Fisheries Act 1982, but only insofar as he may engage in the taking of those fish specified in Schedule 1, subject to the conditions in Schedule 2 (hereinafter referred to as the 'permitted activity') for the purposes of trade or business.

SCHEDULE 1

Sea Anemone.

SCHEDULE 2

1. The permit holder may only engage in the permitted activity from the date of gazettal of this notice to 30 June 2000.

2. The permit holder may engage in the permitted activity only in those waters of the tidal pond situated on Crown Lease Volume 1598 (Parcel No. 2903, Hundred of Wallaroo).

3. The permit holder must provide a report within 14 days of the expiry of this permit showing the number of anemone collected. This report should be marked 'Attention Roger Hill' and sent to PIRSA Fisheries, G.P.O. Box 1625, Adelaide, S.A. 5001.

4. While engaged in the permitted activity the permit holder shall carry or have about or near his person a copy of this notice. Such notice must be produced to a Fisheries Compliance Officer upon request.

5. PIRSA Fisheries retains the right for a departmental officer to accompany the permit holder at any time whilst conducting the permitted activity.

6. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982 or any regulations made under that Act, except where specifically exempted by this notice.

Dated 9 December 1999.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Andrew Lord (hereinafter referred to as the 'permit holder'), 1 Michelle Street, Wallaroo, S.A. 5556 is exempt from sections 34 and 41 of the Fisheries Act 1982, but only insofar as he may engage in the taking of those fish specified in Schedule 1, subject to the conditions in Schedule 2 (hereinafter referred to as the 'permitted activity') for the purposes of trade or business.

SCHEDULE 1

Common Starfish (*Patriella exigua*).

SCHEDULE 2

1. The permit holder may only engage in the permitted activity from the date of gazettal of this notice to 30 June 2000.

2. The permit holder may engage in the permitted activity only in those waters of the tidal pond situated on Crown Lease Volume 1598 (Parcel No. 2903, Hundred of Wallaroo).

3. The permit holder must provide a report within 14 days of the expiry of this permit showing the number of starfish collected. This report should be marked 'Attention Roger Hill' and sent to PIRSA Fisheries, G.P.O. Box 1625, Adelaide, S.A. 5001.

4. While engaged in the permitted activity the permit holder shall carry or have about or near his person a copy of this notice. Such notice must be produced to a Fisheries Compliance Officer upon request.

5. PIRSA Fisheries retains the right for a departmental officer to accompany the permit holder at any time whilst conducting the permitted activity.

6. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982 or any regulations made under that Act, except where specifically exempted by this notice.

Dated 8 December 1999.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, the South Australian Native Fish Association, 10 Dennead Avenue, Campbelltown, S.A. 5074 or persons acting as their agents (hereinafter referred to as the 'permit holder') is exempt from the provisions of the Fisheries Act 1982, but only insofar as they may engage in the activities specified in Schedule 1 (hereinafter referred to as the 'permitted activity'), subject to the conditions set out in Schedule 2 from the date of gazettal of this notice until 31 December 1999.

SCHEDULE 1

The collection of Big Headed Gudgeon (*Philypnodon Grandiceps*) and Blue Spot Goby (*Lizagobius Galwayi*) from the inland waters of the Adelaide plains and the subsequent release of the fish taken in to the District Council of Kapunda's wetlands situated on sections 112, 113, 132, 60, 61, 652 and 653, Hundred of Nuriootpa.

SCHEDULE 2

1. No more than 200 of either species are to be collected pursuant to this notice.

2. The fisher shall not contravene or fail to comply with the Fisheries Act 1982 or any regulations made under that Act, except where specifically exempted by this notice.

3. While engaging in the permitted activity, the permit holder must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries and Aquaculture Compliance Officer if such an officer requests that it be produced.

4. Before collecting any specimens pursuant to this notice, the permit holder must advise the PIRSA Fisheries and Aquaculture Compliance Unit on 1800 065 522 with details of the proposed locations and the dates on which the collections are to be made.

Dated 14 December 1999.

W. ZACHARIN, Principal Fisheries Manager

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Michael Hammer, 17 Hamilton Crescent, Aberfoyle Park, S.A. 5159 or persons acting as his agents (hereinafter referred to as the 'permit holder') is exempt from the provisions of the Fisheries Act 1982, but only insofar as the permit holder may engage in the activities specified in Schedule 1 (hereinafter referred to as the 'permitted activity'), using the gear specified in Schedule 2, subject to the conditions specified in Schedule 3 from the date of gazettal of this notice until 31 July 2000.

SCHEDULE 1

The collection of native fish, including those species protected pursuant to section 42 of the Fisheries Act 1982, from the inland waters of the South East coastal drainage system of South Australia.

SCHEDULE 2

Two seine nets, maximum length 7 m, minimum mesh 3 mm; one cast net, maximum diameter 2 m; 30 fish traps, maximum dimension 1 m, maximum entrance size 10 cm; 1 dab net per person; 2 fyke nets, maximum width 10 m, minimum mesh size 3 mm.

SCHEDULE 3

1. All fish collected pursuant to this notice must be either returned to the water on completion of scientific evaluation or lodged with the South Australian Museum.

2. The fisher shall not contravene or fail to comply with the Fisheries Act 1982 or any regulations made under that Act, except where specifically exempted by this notice.

3. While engaging in the permitted activity, the permit holder must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries and Aquaculture Compliance Officer if such an officer requests that it be produced.

4. Before collecting any specimens pursuant to this notice, the permit holder must advise the PIRSA Fisheries and Aquaculture Compliance Unit on 1800 065 522 with details of the proposed locations and the dates on which the collections are to be made.

Dated 14 December 1999.

W. ZACHARIN, Principal Fisheries Manager