

SUPPLEMENTARY GAZETTE



THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE

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PUBLISHED BY AUTHORITY

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ADELAIDE, FRIDAY, 3 SEPTEMBER 2004

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Benjamin Crabb and Kangaroo Island Charters, 4 Telegraph Road, Kingscote, S.A. 5223 (the 'principal exemption holder'), and the class of persons specified in Schedule 1 (the 'other exemption holders'), are exempt from clauses 66, 70 and 73 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holders may exceed the prescribed boat limits during a chartered fishing trip on the *Vernita* in accordance with the allowable limits specified in Schedule 2 (the 'exempted activity'), subject to the conditions specified in Schedule 3, from the date of gazettal of this notice until 30 November 2004, unless varied or revoked earlier.

SCHEDULE 1

Any person or persons who charter the boat *Vernita* from Benjamin Crabb for the purpose of recreational fishing.

SCHEDULE 2

1. Where the number of 'other exemption holders' exceeds six, all of the 'other exemption holders' on board the boat are each restricted to taking no more than one half of the daily bag limit (rounded up to the nearest whole number if necessary) for those species of scalefish subject to a limit as specified in the Fisheries (General) Regulations 2000 in any one day.

2. Where the number of 'other exemption holders' exceeds eight, all of the 'other exemption holders' on board the boat are each restricted to taking no more than one rock lobster in any one day.

3. Where the number of 'other exemption holders' exceeds ten, each 'other exemption holder' may take no more than one abalone in any one day.

SCHEDULE 3

1. The principal exemption holder, its employees or agents must not take any fish during the chartered fishing trip.

2. The principal exemption holder must not use any boat other than the *Vernita* for the purpose of engaging in the exempted activity.

3. Neither the principal exemption holder nor the other exemption holders may sell any fish taken pursuant to this notice.

4. The principal exemption holder must not accept any fish taken by the other exemption holders as all or part of the consideration for the charter agreement.

5. The principal exemption holder must contact PIRSA Fishwatch on 1800 065 522 at least 24 hours prior to commencing the exempted activity and advise the time and date of departure of the *Vernita* and the estimated time of return to port.

6. While engaged in the exempted activity the principal exemption holder must have in their possession a copy of this notice. Such notice must be produced to a PIRSA Fisheries Officer if requested.

7. The exemption holders must 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 30 August 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Jason Wright, 16 Linklater Street, Streaky Bay, S.A. 5680 (the 'exemption holder'), is exempt from the provisions of Regulation 15 (2) of the Scheme of Management (Marine Scalefish Fishery) Regulations 1991, but only insofar as the exemption holder shall not be guilty of an offence when permitting more than two persons to act as his agents when taking Australian salmon (*Arripis trutaceus*) and mullet (Family Mugilidae) from the shore for the purposes of trade or business (the 'exempted activity'), subject to the conditions specified in Schedule 1, from the date of gazettal of this notice until 30 June 2005, unless varied or revoked earlier.

SCHEDULE 1

1. The exemption holder may not use more than nine persons acting as his agents at any one time when engaged in the exempted activity.

2. The exempted activity may only be undertaken using gear endorsed on Marine Scalefish Fishery Licence No. M522.

3. The exemption holder must be within 700 m of all agents conducting fishing activities pursuant to this exemption.

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

5. The exemption holder must not contravene or fail to comply with the Fisheries Act 1982, or any regulation made under that Act, except where specifically exempted by this notice.

Dated 30 August 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Tom Hyde, P.O. Box 2260, Port Lincoln, S.A. 5607 (the 'exemption holder'), is exempt from sections 34 and 41 of the Fisheries Act 1982, but only insofar as he may take brownlip abalone (*Haliotis conicopora*), staircase abalone (*Haliotis scalaris*), greenlip abalone (*Haliotis laevisgata*), Roe's abalone (*Haliotis roei*) and blacklip abalone (*Haliotis rubra*) for the purpose of aquaculture broodstock (the 'exempted activity') in the waters specified in Schedule 1, subject to the conditions in Schedule 2 from the date of gazettal of this notice until 30 September 2004.

SCHEDULE 1

South Australian coastal waters.

SCHEDULE 2

1. The exemption holder may take a maximum of 50 brownlip abalone (*Haliotis conicopora*), 50 staircase abalone (*Haliotis scalaris*), 50 Roe's abalone (*Haliotis roei*), 50 blacklip abalone (*Haliotis rubra*) and 200 greenlip abalone (*Haliotis laevisgata*), however these species may only be taken pursuant to this exemption if they are already a licensed species listed on Landbased Aquaculture Licence No. FT000423.

2. All brownlip abalone (*Haliotis conicopora*), staircase abalone (*Haliotis scalaris*), Roe's abalone (*Haliotis roei*), blacklip abalone (*Haliotis rubra*) and greenlip abalone (*Haliotis laevisgata*) taken pursuant to this exemption must not be sold or transferred to another party.

3. All brownlip abalone (*Haliotis conicopora*), staircase abalone (*Haliotis scalaris*), Roe's abalone (*Haliotis roei*), blacklip abalone (*Haliotis rubra*) and greenlip abalone (*Haliotis laevisgata*) taken pursuant to this exemption must be delivered to and retained on the registered aquaculture site of Landbased Aquaculture Licence No. FT000423.

4. The exempted activity may only be conducted on the exemption holder's behalf by Craig Marshall, Shane McLinden, Anthony McNair, Rick Scoones, David Buckland and Andrew Christian.

5. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 at least 24 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions.

6. The exemption holder must, within 50 m of the point of landing of any brownlip abalone, staircase abalone, Roe's abalone, blacklip abalone and greenlip abalone taken pursuant to this notice, complete the PIRSA Fisheries form 'Broodstock Collection Report Form'. Immediately upon arrival at the exemption holder's registered aquaculture site, this form must be faxed to PIRSA Fisheries on (08) 8226 0434. Prior to release into the registered aquaculture site, all abalone taken pursuant to this notice must be tagged so as to be clearly identified as wild broodstock.

7. The exemption holder must record the number of wild broodstock held pursuant to this notice in a register to be maintained at the registered aquaculture site, which must be made available for inspection by a PIRSA Fisheries Officer upon request.

8. The exemption holder must allow a Fisheries Officer to accompany the exemption holder at any time during the exempted activity.

9. While engaged in the exempted activity the exemption holder must carry or have about or near their person a copy of this notice. Such notice must be produced to a PIRSA Fisheries Officer upon request.

10. The exemption holder must 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 30 August 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE note that the notice made under section 59 of the Fisheries Act 1982, and published in the *South Australian Government Gazette* on page number 2731, dated 30 July 2004, being the first notice on that page, referring to Tom Hyde and the collection of abalone for broodstock, is hereby revoked.

Dated 30 August 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Dr Bronwyn Gillanders from the Southern Seas Ecology Laboratories of the School of Earth and Environmental Science, The University of Adelaide, S.A. 5005 (the 'exemption holder'), or a person acting as her agent, is exempt from the Fisheries (General) Regulations 2000 and the Fisheries (Aquatic Reserves) Regulations 1989, but only insofar as they may engage in the collection of cuttlefish from the waters listed in Schedule 1 using the gear specified in Schedule 2 (the 'exempted activity'), subject to the conditions set out in Schedule 3 from the date of gazettal of this notice until 30 September 2005, unless varied or revoked earlier.

SCHEDULE 1

All South Australian coastal waters including aquatic reserves.

SCHEDULE 2

- Jig fishing equipment.
- Snorkel/dive gear.

SCHEDULE 3

1. The specimens collected pursuant to this notice may only be used for scientific research purposes and must not be sold.

2. All specimens collected pursuant to this notice must be retained by the University of Adelaide or transferred to the South Australian Museum.

3. Before collecting any specimens pursuant to this notice, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522, at least 24 hours prior to undertaking the exempted activity, with details of the persons undertaking the exempted activity, proposed locations and the dates on which the collections are to be made. Failure to do so will result in a breach of permit conditions.

4. The exemption holder or her agents must not conduct any other fishing activity including recreational fishing whilst undertaking the exempted activity.

5. The exemption holder must provide a report in writing detailing the outcomes of the research and the collection of organisms pursuant to this notice to the Director of Fisheries, (G.P.O. Box 1625, Adelaide, S.A. 5001) within three months of the expiry of this notice, giving the following details:

- the date and time of collection;
- the description of all species collected; and
- the number of each species collected.

6. While engaged in the exempted activity, the exemption holder or her agents must be in possession of a copy of this notice. The exemption holder must also provide each of the agents with a short letter confirming that they may act as her agents. A copy of this notice and such a letter must be produced to a PIRSA Fisheries Compliance Officer if requested.

7. The exemption holder must 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 30 August 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, the persons listed in Schedule 1 (the 'exemption holders') of Southern Australian Seafoods Pty Ltd, P.O. Box 2516, Port Lincoln, S.A. 5607, are exempt from sections 34 and 41 of the Fisheries Act 1982 and the Scheme of Management (Abalone Fisheries) Regulations 1991, but only insofar as they may take greenlip abalone, blacklip abalone and Roe's abalone for the purpose of aquaculture broodstock (the 'exempted activity') in the waters specified in Schedule 2, subject to the conditions in Schedule 3 from the date of gazettal of this notice until 31 August 2005.

SCHEDULE 1

Andrew Christian, Megan Russell and Douglas Graske.

SCHEDULE 2

Area 1: South Australian coastal waters south and east of a line drawn due south through Point Brown (latitude 32°32.6'S, longitude 133°50.8'E) and west of the meridian of longitude 136°30'E.

Area 2: South Australian coastal waters between the meridians of longitude 136°30'E and 139°E but does not include the waters of the Coorong or any other waters inside the Murray Mouth (this includes the area known as Tiperra Reef).

SCHEDULE 3

1. The exemption holder may take a maximum of 75 greenlip, 25 blacklip abalone and 25 Roe's abalone from Area 1 as described in Schedule 2.

2. The exemption holder may take a maximum of 50 greenlip abalone and 25 blacklip abalone from Area 2 as described in Schedule 2.

3. The exemption holder is exempt from the size limit prescribed in Schedule 6 of the Fisheries (General) Regulations 2000 when undertaking the exempted activity in relation to the taking of Roe's abalone.

4. All abalone taken pursuant to this notice must not be sold or transferred to another party.

5. All abalone taken pursuant to this notice must be delivered to and retained on the registered aquaculture site of Land Based Aquaculture Licence No. FT00620.

6. The exemption holder must notify PIRSA Fishwatch on 1800 065 522 at least 24 hours prior to conducting the exempted activity and answer a series of questions about the exempted activity. The exemption holder will need to have a copy of the exemption notice at the time of making the call, and be able to provide information about the area and time of the exempted activity, the vehicles and boats involved, the number of agents undertaking the exempted activity and other related questions.

7. The exemption holder must, within 50 m of the point of landing of any abalone taken pursuant to this notice, complete the PIRSA form 'Abalone Broodstock Collection Statement'. Immediately upon arrival at the exemption holder's registered aquaculture site, this form must be faxed to PIRSA Fisheries on (08) 8226 0434. Prior to release into the registered aquaculture site, all abalone taken pursuant to this notice must be tagged so as to be clearly identified as wild broodstock.

8. The exemption holder shall record the number of wild broodstock held pursuant to this notice in a register to be maintained at the registered aquaculture site, which must be made available for inspection by a PIRSA Fisheries Officer upon request.

9. PIRSA Fishwatch retains the right for a Fisheries Officer to accompany the exemption holder at any time during the exempted activity.

10. While engaged in the exempted activity the exemption holder must carry or have about or near their person a copy of this notice. Such notice must be produced to a PIRSA Fisheries Officer upon request.

11. The exemption holder must 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 2 September 2004.

W. ZACHARIN, Director of Fisheries