

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, 5 OCTOBER 1999

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, the class of persons specified in Schedule 1 and Double Header Fishing Charter, 6 St Margarets Drive, Stirling, S.A. 5152, (hereinafter referred to as the 'charter boat operator') are exempt from the provisions of Clause 71AA and Clause 70 (b) of Schedule 1 of the Fisheries (General) Regulations 1984 and section 41 of the Fisheries Act 1982, insofar as the charter boat operator may exceed the boat limits as specified in Schedule 2, subject to the conditions specified in Schedule 3.

SCHEDULE 1

Any person or persons who charter the boat *Sea Eagle* (hereinafter referred to as the 'permitted boat') from the charter boat operator in South Australia, for the purpose of recreational fishing for scalefish, abalone and rock lobster.

SCHEDULE 2

1. The charter boat operator may engage in the taking of no more than one rock lobster (*Jasus edwardsii*) per paying passenger in any one day where the number of paying passengers exceeds eight.

2. The charter boat operator may engage in the taking of no more than one abalone (*Haliotis* spp.) per paying passenger in any one day where the number of paying passengers exceeds ten.

3. The charter boat operator may engage in the taking of no more than twenty blue swimmer crab (*Portunus pelagicus*) per paying passenger in any one day where the number of paying passengers exceeds six.

4. The charter boat operator may engage in the taking of no more than one half of the daily bag limit for those species of scalefish subject to such a limit as specified in the Fisheries (General) Regulations 1984 per paying passenger in any one day where the number of paying passengers exceeds five.

SCHEDULE 3

1. This exemption is valid from the date of gazettal of this notice until 30 June 2000.

2. The charter boat operator shall not use any other boats for the purpose of engaging in the permitted activity except the permitted boat.

3. The charter boat operator shall not sell any fish taken pursuant to this notice.

4. The charter boat operator 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.

5. While engaged in the permitted activity the charter boat operator shall have in their possession 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 so produced.

Dated 26 September 1999.

W. ZACHARIN, Principal Fisheries Manager

FISHERIES ACT 1982: SECTION 59

TAKE notice that Jeffrey M. How, 6 Caffrey Crescent, Port Willunga, S.A. 5173, (hereinafter referred to as the 'fisher') is exempt from the provisions of paragraph 24 of Schedule 1 of the Fisheries (General) Regulations 1994 in that he shall not be guilty of an offence when using a hauling net for the purpose of trade or business (hereinafter referred to as the 'permitted activity') in the waters described in Schedule 1, subject to the conditions contained in Schedule 2, from the date of gazettal of this notice until 30 June 2000.

SCHEDULE 1

The fisher may only engage in the permitted activity within the waters of Gulf St Vincent south of latitude 35°14.75'S, Gull Rock (situated near Blanche Point) which are otherwise closed to net fishing, except the waters of the Aldinga Aquatic Reserve.

SCHEDULE 2

1. This exemption is valid only for so long as the fisher is the holder of Marine Scalefish Fishery Licence No. M217.

2. The fisher may only use those hauling nets registered on his Marine Scalefish Fishery Licence No. M217 when engaged in the permitted activity.

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

4. Whilst engaged in the permitted activity the fisher 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.

Dated 26 September 1999.

W. ZACHARIN, Principal Fisheries Manager

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Melbourne Underwater World Pty Ltd or persons acting as their agents (hereinafter referred to as the 'permit holder'), Level 10, 474 Flinders Street, Melbourne, Vic. 3000 are exempt from section 41 of the Fisheries Act 1982 in that the permit holders shall not be guilty of an offence when engaging in the activity specified in Schedule 1, in the waters specified in Schedule 2, subject to the conditions specified in Schedule 3, using the gear specified in Schedule 4, from the date of gazettal of this notice until 30 June 2000.

SCHEDULE 1

Activities involving the taking and possessing of aquatic organisms, including organisms below the legal minimum length, (not including species protected pursuant to section 42 of the Fisheries Act 1982, or organisms of the family (Sygnathidae) from the waters specified in Schedule 2 for display purposes.

SCHEDULE 2

South Australian marine coastal waters excluding aquatic reserves.

SCHEDULE 3

1. All organisms taken by the permit holders are for display purposes only and may not be sold.

2. An employee of the Melbourne Underwater World must be present at all times whilst conducting the permitted activity.

3. No more than ten of any species may be taken or possessed at any one time.

4. Within 14 days of the collection of organisms pursuant to this notice, the permit holder must provide a report in writing to the Director of Fisheries, (Attention Roger Hill, G.P.O. Box 1625, Adelaide, S.A. 5001), giving the following details:

- the location, method, date and time of collection; and
- the name and number of each species taken, including any mortalities resulting from collecting.

5. 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 the notice.

6. Whilst engaged in the permitted activity, the permit holder must have in their possession a copy of this notice and produce a copy of the notice if required by a PIRSA Fisheries and Aquaculture Compliance Officer.

7. Before collecting any organisms pursuant to this notice, the permit holder must advise a Fisheries Compliance Officer of PIRSA Fisheries and Aquaculture on 1800 065 522 with the following details:

- the proposed location of collection;
- the proposed time and date on which the collections are to be made;
- details of any boats which may be used in the permitted activity; and
- the name of the authorised person conducting the permitted activity.

SCHEDULE 4

Device	Maximum number	Dimensions
Fish traps	20	1 m greatest dimension
Set lines	10	Max. of 50 hooks per line
Hand (dab) nets	—	Max. 2 per person
Barrier nets	4	Max. length 20 m, max drop 4 m

Dated 26 September 1999.

W. ZACHARIN, Principal Fisheries Manager