

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, FRIDAY, 19 JANUARY 2001

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Bevan C. Mills or persons acting as his agents (hereinafter referred to as the 'exemption holder') of Beachport Sea Products, P.O. Box 217, Beachport, S.A. 5280 is exempted from the provision of section 41 of the Fisheries Act 1982, but only insofar as the exemption holder may engage in the collection and sale of no more than 100 tonnes (wet weight) of drift-cast seagrass and macroalgae (hereinafter referred to as the 'exempted activity') in the waters specified in Schedule 1 (hereinafter referred to as the 'permitted area'), subject to the conditions specified in Schedule 2, from the date of gazettal of this notice until 30 June 2001.

SCHEDULE 1

An area of foreshore above the low water line commencing at the Lake George outlet and proceeding in a south-easterly direction for 8 km.

SCHEDULE 2

1. The exemption holder shall use non-mechanical means only to engage in the exempted activity from the permitted area.

2. No equipment used during the exempted activity shall be left within the permitted area at the completion of daily collection activities.

3. No harvesting is to take place within 4 m of the toe of the foredune.

4. No material is to be stored or processed in any way on the foreshore.

5. Only unattached beach-cast seagrass and macroalgae shall be harvested.

6. The exemption holder must provide reports at the end of each month to PIRSA Fisheries detailing for each species harvested:

- The species harvested;
- the amount harvested;
- the location species are harvested from;
- the length of time taken to collect the species;
- the use of the species harvested.

7. Whilst engaged in the exempted activity the exemption holder must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer if such an officer requests that it be produced.

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

Dated 18 January 2001.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Bevan Mills, of Beachport Sea Products, P.O. Box 217, Beachport, S.A. 5280 or persons acting as his agents (hereinafter referred to as the 'exemption holders'), is exempted from Section 41 of the Fisheries Act 1982, but only insofar as to engage in the activities specified in Schedule 1, subject to the conditions in Schedule 2, in the waters specified in Schedule 3 (hereinafter referred to as the 'permitted area') from the date of *Gazettal* of this notice until 30 June 2001.

SCHEDULE 1

The collection of no more than a total of 1000 litres per month (dry weight 0.5 tonnes) of *Macrosystis angustifolia* and *Ecklonia radiata* and no more than 5000 litres per month of *Durvillaea potatorum* (dry weight 2.5 tonnes) (hereinafter referred to as the 'exempted activity').

SCHEDULE 2

1. The exemption holders shall use non-mechanical means only to engage in the exempted activity from the permitted area.

2. No equipment used during the exempted activity shall be left within the permitted area at the completion of daily collection activities.

3. No harvesting is to take place within 4 m of the toe of the foredune.

4. No material is to be stored or processed in any way on the foreshore.

5. The exemption holders must provide reports at the end of each month to PIRSA Fisheries detailing, for each species harvested:

- the species harvested;
- the amount harvested;
- the vehicles and methods used in the harvested operation;
- access points and areas harvested;
- an estimation of the remaining biomass of each species in the harvest area;
- the length of time taken to collect the species;
- the method used to process the species; and
- the intended use of the species harvested

6. The exemption holders must comply with any Local Government, State and Commonwealth legislation (including the holding of relevant planning approval) relating to the exempted activity.

7. Whilst engaged in the exempted activity the exemption holders must be in possession of a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer if such an officer requests that it be produced.

8. The exemption holders shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act, except where specifically permitted by this notice.

SCHEDULE 3

Between the high water mark and the low water mark of the coastal beaches between Margaret Brock reef and Nora Creina (south-east region of South Australia) excluding all aquatic reserves proclaimed under the Fisheries Act 1982 and any beaches adjacent to lands owned and managed by the Minister for Environment, Heritage and Aboriginal Affairs Department.

Dated 18 January 2001.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Neville Mattsson (hereinafter referred to as the 'exemption holder'), P.O. Box 261, Coffin Bay, S.A. 5607, holder of Marine Scalefish Fishery Licence No. M454, is exempt from section 41, section 69 (4) (a) (for the acts or omissions of the person acting in the place of the exemption holder with the Director's consent, namely Kelvin Mattsson) and section 37 (4) (in relation to licence condition 91 of the exemption holder's Marine Scalefish Fishery Licence) of the Fisheries Act 1982, subject to the conditions in Schedule 1, but only insofar as the exemption holder shall not be guilty of an offence when using up

to 50 crab pots for the taking of sand crabs (*Ovalipes australiensis*), rock crabs (*Nectocarcinus integrifrons*) and spider crabs (*Leptomithrax australiensis*) (hereinafter referred to as the 'permitted species') for the purpose of trade or business in coastal marine waters of South Australia (hereinafter referred to as the 'exempted activity').

SCHEDULE 1

1. The exemption holder may engage in the exempted activity from the date of this notice until 30 June 2001.

2. The exemption holder may only use a boat (hereinafter referred to as the 'permitted boat') registered on Marine Scalefish Fishery Licence No. M454 to conduct the exempted activity.

3. The exemption holder or Kelvin Mattsson must be on board the permitted boat at all times whilst the exempted activity is being conducted.

4. The exemption holder shall not use any kind of device other than a crab pot for the purpose of engaging in the exempted activity which has attached a buoy that is constructed of material that is durable in water, has a volume of not less than 4L, is of orange colour and is clearly marked with the registered number of the boat with letters and figures of not less than 7 cm in height.

5. Any fish, other than the permitted species, taken as by-catch by the exemption holder during the exempted activity must be immediately returned to the water.

6. The exemption holder must complete a monthly return within 14 days of the end of the previous month and forward it to the South Australian Research and Development Institute, P.O. Box 120, Henley Beach, S.A. 5022. This return must be completed regardless of whether the exemption holder took fish or not (nil returns are required).

7. While engaged in the exempted activity the exemption holder must have in his possession a copy of this notice and produce a copy of the notice if required by a PIRSA Fisheries Compliance Officer.

8. The exemption 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 18 January 2001.

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 589, dated 22 August 2000, referring to Neville Mattsson and the use of 100 crab pots for the taking of sand crabs, rock crabs and spider crabs, is hereby revoked.

Dated 18 January 2001

W. ZACHARIN, Director of Fisheries