

## 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, 27 SEPTEMBER 2002

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Michael Hammer or persons acting as his agents (hereinafter referred to as the 'exemption holder'), c/o Department of Environmental Biology, Faculty of Science, Ground Floor, Darling Building, University of Adelaide, S.A. 5005, is exempt from the provisions of the Fisheries Act 1982, but only insofar as the exemption holder may engage in the activities specified in Schedule 1 (hereinafter referred to as the 'exempted 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 December 2003, unless varied or revoked earlier.

SCHEDULE 1

The collection of fish of the family Gadopsidae and Nannopercidae from the inland waters of South Australia.

SCHEDULE 2

- 2 seine nets, maximum length 25 m, minimum mesh 3 mm.
- 60 fish traps, maximum dimension 1 m, maximum entrance size 10 cm.
- 1 dab net per person.
- 3 fyke nets, maximum width 10 m, minimum mesh size 3 mm.

SCHEDULE 3

1. All fish of the family Gadopsidae and Nannopercidae 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. All native fish, other than those of the family Gadopsidae and Nannopercidae, must be returned to the water immediately.

3. The exemption holder must provide a report in writing detailing the outcomes of the research and the collection of fish pursuant to this notice to the Director of Fisheries, (Attention: Roger Hill, P.O. Box 282, Port Adelaide, S.A. 5015) within 3 months of the expiry of this notice, giving details of the date, time and location of collection and the number of each species collected.

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

5. While engaging 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.

6. 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 25 September 2002.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Michael Hammer or persons acting as his agents (hereinafter referred to as the 'exemption holder'), c/o Department of Environmental Biology, Faculty of Science, Ground Floor, Darling Building, University of Adelaide, S.A. 5005, is exempt from section 50 of the Fisheries Act 1982, in that the exemption holder shall not be guilty of an offence when releasing southern pygmy perch (*Nannoperca australis*) into inland waters of South Australia (hereinafter referred to as the 'exempted activity'), subject to the conditions specified in Schedule 1, from the date of gazettal of this notice until 30 June 2003, unless varied or revoked earlier.

SCHEDULE 1

1. The exempted activity may only be undertaken into dams that form part of the catchment of the Angas, Inman or Finnis Rivers.

2. Any fish being released pursuant to this notice must be released into a dam that is in the same catchment that the fish were collected from.

3. Any dam being used for the exempted activity must be located in close proximity to the place of collection and must be within the same stream reach, such that fish that overflow can only recharge the original population.

4. Whilst 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.

5. 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 25 September 2002.

W. ZACHARIN, Director of Fisheries

#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Rychard Oleszczyk or persons acting as his agents (hereinafter referred to as the 'exemption holder') from TXU Torrens Island Pty Ltd, P.O. Box 195, Port Adelaide, S.A. 5015, is exempt from the provisions of section 48G of the Fisheries Act 1982, but only insofar as to engage in the collection of seeds from mangroves (*Avicennia marina*), in the Barker Inlet-St Kilda Aquatic Reserve, (hereinafter referred to as the 'exempted activity'), subject to the conditions set out in Schedule 1 from the date of gazettal of this notice until 31 March 2003, unless varied or revoked earlier.

##### SCHEDULE 1

1. No more than 50 seeds from mangroves (*Avicennia marina*) are to be collected during the term of this notice.

2. The specimens collected by the exemption holder may not be sold.

3. Collections undertaken in the Barker Inlet-St Kilda Aquatic Reserve must be undertaken with due consideration of other members of the public already in the area.

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

5. While engaging 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.

6. 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 25 September 2002.

W. ZACHARIN, Director of Fisheries

#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, John McKinnon (hereinafter referred to as the 'exemption holder') of McKinnon Fisheries, P.O. Box 289, Port MacDonnell, S.A. 5291 is exempt from section 45 of the Fisheries Act 1982, but only insofar as the exemption holder shall not be guilty of an offence when removing and relocating rock lobster pots (hereinafter referred to as the 'exempted activity'), subject to the conditions specified in Schedule 1, from the date of gazettal of this notice until 7 December 2002, unless varied or revoked earlier.

##### SCHEDULE 1

1. The exempted activity pursuant to this notice may only be undertaken using the boat *Perfect Lady*.

2. The exemption holder shall notify the PIRSA Fisheries Compliance Unit on 1800 065 522 prior to conducting the exempted activity with the following information:

- the intended start and finish time of the exempted activity; and
- the intended area of conducting the exempted activity.

3. The exemption holder shall notify the PIRSA Fisheries Compliance Unit on 1800 065 522 upon completion of the exempted activity providing the following information:

- the number of pots moved;
- the identifying number of any pot moved; and
- the location of pots after being moved.

4. Whilst 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.

5. 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 25 September 2002.

W. ZACHARIN, Director of Fisheries

#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Terrence W. Baker, holder of Southern Zone Rock Lobster Fishery Licence No. S015, (hereinafter referred to as the 'exemption holder'), P.O. Box 383, Robe, S.A. 5276, is exempt from Regulation 14 (1) (a) (ii) of the Scheme of Management (Rock Lobster Fisheries) Regulations 1991, but only insofar as the exemption holder may take rock lobster for trade or business with less than 40 pot entitlements endorsed on Southern Zone Rock Lobster Fishery Licence No. S015 (hereinafter referred to as the 'exempted activity'), subject to the conditions specified in Schedule 1, from the date of gazettal of this notice until 30 June 2003, unless varied or revoked earlier.

##### SCHEDULE 1

1. The pot entitlement on the licence must not be less than 34 pots.

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

3. 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 25 September 2002.

W. ZACHARIN, Director of Fisheries

#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Neil D. Schmucker, holder of Marine Scalefish Fishery Licence No. M520, P.O. Box 42, Streaky Bay, S.A. 5680 (hereinafter referred to as the 'exemption holder') is exempt from the provisions of Clause 61 of Schedule 1 of the Fisheries (General) Regulations 2000, subject to the conditions specified in Schedule 1, but only insofar as the exemption holder shall not be guilty of an offence when taking up to 150 razor fish (*Pinna bicolor*) in any one day from South Australian coastal marine waters (hereinafter referred to as the 'exempted activity') from the date of gazettal of this notice until 30 June 2003, unless varied or revoked earlier.

##### SCHEDULE 1

1. All razor fish (*Pinna bicolor*) taken pursuant to this notice shall be used for bait only.

2. The total number of razor fish (*Pinna bicolor*) taken in any one day, shall be no greater than 150.

3. The exemption holder must include all razor fish (*Pinna bicolor*) taken under this permit on the monthly catch and effort summary provided to the South Australian Research and Development Institute (SARDI).

4. Whilst 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 forthwith, if and when an officer requests the exemption holder to produce it.

5. 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 23 September 2002.

W. ZACHARIN, Director of Fisheries

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#### FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Dale Steele, c/o Wildfishin Charters SA, 62 Bay Road, Moonta Bay, S.A. 5558 (hereinafter referred to as the 'principal exemption holder'), and the class of persons specified in Schedule 1 (hereinafter referred to as the 'other exemption holders'), are exempt from the provisions of Clauses 66, 70, 73, 77A and 77C of Schedule 1 of the Fisheries (General) Regulations 2000, insofar as the exemption holders may exceed the bag or boat limits as specified in Schedule 2 (hereinafter referred to as the 'exempted activity'), subject to the conditions specified in Schedule 3.

#### SCHEDULE 1

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

#### SCHEDULE 2

1. The exemption holders may engage in the taking of no more than one rock lobster (*Jasus edwardsii*) per other exemption holder in any one day where the number of other exemption holders exceeds eight, excluding the principal exemption holder and assistants.

2. The exemption holders may engage in the taking of no more than one abalone (*Haliotis spp.*) per other exemption holder in any one day where the number of other exemption holders exceeds 10, excluding the principal exemption holder and assistants.

3. The exemption holders may engage in the taking of 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 such a limit as specified in the Fisheries (General) Regulations 2000) per other exemption holder in any one day, where the number of other exemption holders exceeds six, excluding the principal exemption holder and assistants.

#### SCHEDULE 3

1. This exemption is valid from the date of gazettal of this notice until 31 October 2002, unless varied or revoked earlier.

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

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

4. While engaged in the exempted activity the principal exemption holder shall have in his possession a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer if such an officer requests that it be so produced.

5. The principal 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.

6. The principal exemption holder shall not cause, suffer or permit any other exemption holder to 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 23 September 2002.

W. ZACHARIN, Director of Fisheries

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