

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, MONDAY, 7 APRIL 2003

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Travis Elsdon or persons acting as his agents (the 'exemption holder'), from Environmental Biology, School of Earth and Environmental Science, Faculty of Science, 1st Floor Darling Building, The University of Adelaide S.A. 5005 is exempt from the provisions of Clauses 60 and 95 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may take bream (*Acanthopagrus* spp.) below the legal minimum length and from the waters of the Onka-paringa River during the closed season for bream (the 'exempted activity'), subject to the conditions set out in Schedule 1, from the date of gazettal of this notice until 31 December 2003, unless varied or revoked earlier.

SCHEDULE 1

1. The specimens collected by the exemption holder are for scientific purposes only and must not be sold.
2. The exempted activity may be undertaken in aquatic reserves where line fishing is permitted.
3. The exemption holder and any agents may only use a rod and line or a hand line to undertake the exempted activity.
4. Before collecting any specimens pursuant to this notice, the exemption holder must advise PIRSA Fisheries on 1800 065 522 with names and contact details of the persons undertaking the exempted activity, the proposed locations and the dates on which the exempted activity is to be undertaken.
5. The exemption holder may not conduct any other activity whilst undertaking the exempted activity.
6. While engaging in the exempted activity, the exemption holder must be in possession of a copy of this notice which must be produced to a PIRSA Fisheries Compliance Officer if such an officer requests that it be produced.

7. 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 26 March 2003.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Dr Wook Jae Lee and Eun Chan Yang (the 'exemption holders'), of the Department of Biology, Chungnam National University, 220 Gung-dong Yusung-gu Daejeon, 305-764 Korea are exempt from section 48G (2) of the Fisheries Act 1982 but only insofar as they are permitted to collect beach-cast seagrass/seaweed and algae material from the area described in Schedule 1 (the 'exempted activity'), subject to the conditions specified in Schedule 2, from the date of gazettal of this notice until 31 April 2003, unless varied or revoked earlier.

SCHEDULE 1

South Australian coastal waters excluding aquatic reserves.

SCHEDULE 2

1. The specimens collected by the exemption holders are for scientific and research purposes only and must not be sold.
2. Only unattached beach-cast seagrass/seaweed and algae shall be harvested.
3. The method of removal shall not involve the taking of any sand. Sand taken incidental to the harvesting operations is to be returned to the foreshore.
4. The exempted activity must not take place within 4 m of the toe of the foredune.

5. Before collecting any specimens pursuant to this notice, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522 with the name of the person who will be conducting the exempted activity, details of the proposed locations and the dates on which the exempted activity is to be undertaken.

6. While engaged in the exempted activity the exemption holders shall 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.

7. 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 exempted by this notice.

Dated 26 March 2003.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Rolf Czabayski, 5 Willowbridge Grove, Burnside, S.A. 5066 (hereinafter referred to as the 'exemption holder'), is exempt from Regulation 24 (1) of the Fisheries (General) Regulations 2000, in that the exemption holder shall not be guilty of an offence only insofar as being permitted to use blood, bone, meat offal or skin of an animal as berley within the coastal waters contained within the Neptune Islands Conservation Park to attract white sharks (*Carcharodon carcharias*) for the purpose of cage viewing only (hereinafter referred to as the 'permitted activity'), subject to the conditions specified in Schedule 1, from the date of gazettal of this notice until 30 May 2003, or until this exemption is varied or revoked.

SCHEDULE 1

1. The exemption holder must be on board the boat when conducting the permitted activity.

2. All berley used while conducting the permitted activity must consist of fish based products only. All berley (other than fish oil) must be stored below a maximum temperature of 4°C.

3. The exemption holder shall not goad or provoke a white shark in an attempt to change its normal behaviour during the exempted activity.

4. When using bait as an attractant for the shark, the bait shall be attached to a length of rope by natural fibre twine of no less than 30 cm in length.

5. The exemption holder must, at least 24 hours prior to conducting the permitted activities, inform the local coastguard and the Fisheries Compliance Unit on 1800 065 522.

6. The exemption holder must allow an officer of the Department for Environment and Heritage (DEH) or Fisheries Officer or nominee to be present on board the boat during the permitted activity if requested, subject to negotiation and availability of space.

7. The exemption holder must comply with all instructions (including ceasing to berley if so instructed) given by an officer from DEH or Fisheries Officer.

8. Whilst engaged in the permitted activity, a pennant (approved by DEH) must be flown from the boat so as to be clearly visible.

9. Whilst engaged in the permitted 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 Fisheries Officer.

10. The exemption holder 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.

11. The exemption holder must maintain a log whilst engaged in the permitted activity which includes the date and location, number of passengers, number of hours berleying, number of sharks observed and any other relevant observations or comments. Records must be kept in a form determined by the operators association in conjunction with the CSIRO Marine Research Unit and endorsed by the Minister for Environment and Heritage. A copy of the log must be provided to the relevant DEH office within 14 days of the end of each calendar month.

12. The exemption holder must conform to a code of conduct developed by the operators association and endorsed by the Minister for Environment and Conservation.

13. The exemption holder will operate in co-operation with and in agreement of any other approved operator at the same location.

14. The exemption holder must have public liability insurance to an amount determined by the Minister for Environment and Conservation and ensure vessels are surveyed and staffed as per Department of Transport regulations.

Dated 4 April 2003.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 43

TAKE notice that the notice number P008/03 made under section 43 of the Fisheries Act 1982, and published in the *South Australian Government Gazette*, page 1266, dated 27 March 2003, being the sixth notice on that page, referring to the Spencer Gulf prawn fishery, is hereby revoked from 2100 hours on 3 April 2003.

Dated 4 April 2003.

J. PRESSER, Principal Fisheries Manager

R007-03

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in waters of Spencer Gulf within the area commencing at position latitude 33°57.00'S, longitude 137°38.00'E, then to position latitude 33°52.00'S, longitude 137°29.00'E, then to position latitude 33°45.00'S, longitude 137°34.00'E, then to position latitude 33°38.00'S, longitude 137°34.00'E, then to position latitude 33°46.00'S, longitude 137°44.00'E.

SCHEDULE 2

2100 hours on 3 April 2003 to 0630 hours on 4 April 2003.

Dated 4 April 2003.

J. PRESSER, Principal Fisheries Manager

P010/03

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in waters of Spencer Gulf north of the line commencing at position latitude 33°45.00'S, longitude 136°52.00'E, then to position latitude 33°56.00'S, longitude 137°03.00'E, then to position latitude 33°52.00'S, longitude 137°15.00'E, then to position latitude 34°09.00'S, longitude 137°28.00'E.

SCHEDULE 2

1900 hours on 4 April 2003 to 0630 hours on 10 April 2003.

Dated 4 April 2003.

J. PRESSER, Principal Fisheries Manager

P011/03

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in waters of Spencer Gulf within the area commencing at position latitude 34°03.00'S, longitude 136°50.00'E, then to position latitude 34°00.00'S, longitude 136°56.00'E, then to position latitude 34°13.00'S, longitude 136°53.00'E, then to position latitude 34°13.00'S, longitude 136°43.00'E, then back to position latitude 34°03.00'S, longitude 136°50.00'E.

SCHEDULE 2

1900 hours on 4 April 2003 to 0630 hours on 10 April 2003.

Dated 4 April 2003.

J. PRESSER, Principal Fisheries Manager

P012/03

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in all waters of Spencer Gulf.

SCHEDULE 2

From 0630 hours to 1900 hours from 4 April 2003 to 9 April 2003.

Dated 4 April 2003.

J. PRESSER, Principal Fisheries Manager

P013/03

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for any person to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of western king prawn (*Penaeus latisulcatus*) in all waters of Spencer Gulf.

SCHEDULE 2

From 0630 hours on 10 April 2003 to 2400 hours on 31 December 2003.

Dated 4 April 2003.

J. PRESSER, Principal Fisheries Manager

P014/03
