

## 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, 28 JULY 2003

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, Louth Bay Abalone Pty Ltd, P.O. Box 2946, Port Lincoln, S.A. 5606 (the 'exemption holder') or their agent are exempt from section 41 of the Fisheries Act 1982, schedule 6 of the Fisheries (General) Regulations 2000 and the provisions of the Scheme of Management (Abalone Fisheries) Regulations 1991 but only insofar as they may take greenlip abalone (*Haliotis laevis*) 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 the gazettal of this notice until 30 June 2004, unless this notice is varied or revoked earlier.

SCHEDULE 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.

SCHEDULE 2

1. The exemption holder may take a maximum of 200 greenlip abalone (*Haliotis laevis*).

2. Abalone taken pursuant to this exemption must not be sold or transferred.

3. All abalone taken pursuant to this notice must be delivered to and retained on the registered aquaculture site of landbased Aquaculture Licence No. FT00089.

4. The only person who may act as an agent of the exemption holder is Doug Graska.

5. The exemption holder shall notify the PIRSA Fisheries Compliance Unit on 1800 065 522 at least 24 hours prior to conducting the exempted activity with the following information:

- details of the boat that will be used to engage in the exempted activity;
- the name of the person who will be conducting the exempted activity;
- the intended place and time of launching and retrieval of the nominated boat for that day; and
- the intended area of conducting the exempted activity.

6. The exemption holder must, within 50 m of the point of landing of any abalone taken pursuant to this notice, complete the PIRSA Fisheries 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) 8347 6150. 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 Compliance Officer upon request.

8. The exemption holder must allow a departmental 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 his person a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance 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 22 July 2003.

W. ZACHARIN, Director of Fisheries

## FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, David Macdonald, 23 Ferry Street, Whyalla Playford, S.A. 5600 (the 'exemption holder') is exempt from sections 34 and 41 of the Fisheries Act 1982 but only insofar as he may engage in the taking of those fish specified in Schedule 1 (the 'exempted activity'), subject to the conditions specified in Schedule 2, for the purpose of trade or business.

## SCHEDULE 1

Molluscs other than fish of the species abalone (*Haliotis* spp.), octopus (*Octopus* spp.), squid (order Teuthoidea), cuttlefish (*Sepia* spp.), Tate king scallop, queen scallop (*Mimachlamys*, *Equichlamys* and *Pecten* spp.), mud oyster (*Ostrea* spp.), cockles of the genus *Donax* and *Katelsysia*, mussels (*Mytilus* and *Perna* spp.) and razor fish (*Pinna bicolor*).

## SCHEDULE 2

1. The exemption holder may only engage in the exempted activity from the date of gazettal of this notice until 30 June 2004, unless varied or revoked earlier.

2. No more than 1 fish per day may be taken of any cowrie belonging to the *Zoila* sub-genus of *Cypraea armeniaca*.

3. The exemption holder may only use the registered boat number JO199S for the purpose of conducting the exempted activity.

4. The exemption holder may not engage in the exempted activity within the waters of Coffin Bay south of latitude 34°31.2'S.

5. The exemption holder may collect fish pursuant to this notice by diving either from a boat or from the shore. When diving from the shore no more than one agent may also be engaged in the exempted activity and that agent must be no more than 50 m from the exemption holder.

6. Any fish taken whilst conducting the exempted activity pursuant to this exemption must be sold as specimen shells only and the meat must not be sold.

7. The exemption holder must complete a daily logbook of catch and effort information in the form provided by the South Australian Research and Development Institute (SARDI). This information must be provided to SARDI on a monthly basis.

8. The exemption holder must provide any additional information in relation to the exempted activity if and when required by the Director of Fisheries.

9. 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.

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

Dated 23 July 2003.

W. ZACHARIN, Director of Fisheries

## FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Greg Noble of Noble Projects Pty Ltd, trading as Why Not Fishing Charters, P.O. Box 394, Brighton, S.A. 5048 (the 'principal exemption holder'), and the class of persons specified in Schedule 1 (the 'other exemption holders'), are exempt from clauses 66, 73, and 77B of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holders may exceed the bag or boat limits as specified in Schedule 2 (the 'exempted activity'), subject to the conditions specified in schedule 3.

## SCHEDULE 1

Any person or persons who charter the boat *Why Not* from the principal exemption holder in South Australia, for the purpose of recreational fishing.

## SCHEDULE 2

1. Where the number of other exemption holders exceeds six, each other exemption holder may take 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 six, each other exemption holder may take no more than a combined total of twenty blue crabs and sand crabs each in any one day.

3. Where the number of other exemption holders exceeds eight, each other exemption holder may take no more than one rock lobster (*Jasus edwardsii*) in any one day.

## SCHEDULE 3

1. This exemption is valid from the date of gazettal of this notice until 31 July 2004, unless varied or revoked earlier.

2. The principal exemption holder must not use any other boat other than the *Why Not* whilst engaged in the exempted activity.

3. 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.

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

5. The principal 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.

6. The principal exemption holder must 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 22 July 2003.

W. ZACHARIN, Director of Fisheries

## FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Peter Schultz, c/o Patawalonga and Torrens Catchment Water Management Boards, 5 Greenhill Road, Wayville, S.A. 5034 (the 'exemption holder') is exempt from section 41 of the Fisheries Act 1982 and the Fisheries (General) Regulations 2000 but only insofar as he may collect fish from the waters described in Schedule 1 (the 'exempted activity'), using up to 2 fish bait traps, 40 cm x 25 cm with a maximum opening of 5 cm, subject to the conditions set out in Schedule 2, from the date of gazettal of this notice until 30 June 2004, unless varied or revoked earlier.

## SCHEDULE 1

- Torrens water catchment
- Patawalonga water catchment

## SCHEDULE 2

1. The specimens collected by the exemption holder are for scientific and research purposes only and must not be sold.

2. All native fish taken pursuant to the exempted activity must be immediately returned to the water unless retained for the purpose of species identification.

3. A maximum of 5 fish of any species per location may be taken for the purpose of species identification.

4. Before conducting the exempted activity, the exemption holder must advise the PIRSA Fisheries Compliance Unit on 1800 065 522 with the name of the person or persons who will be conducting the exempted activity, details of the proposed locations and the dates on which the collections are to be made.

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, (Attention: Kristy Power, P.O. Box 282, Port Adelaide, S.A. 5015) within 3 months of the expiry of this notice, giving the following details:

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

6. 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 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 22 July 2003.

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, Jeffrey P. Wait, 31 Sir Keith Smith Drive, North Haven, S.A. 5018, holder of Marine Scalefish Fishery Licence No. M492 (the 'exemption holder'), is exempt from clause 37 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may use a fish net specified in Schedule 1 for the purpose of trade or business in waters greater than 5 m in depth (the 'exempted activity'), within the area specified in Schedule 2, subject to the conditions in Schedule 3, from the date of gazettal of this notice until 30 June 2004, unless varied or revoked earlier.

#### SCHEDULE 1

One floating hauling net or purse seine net not exceeding 600 m in length and 160 meshes in depth, and with a mesh size of not less than 3 cm.

#### SCHEDULE 2

The waters of Gulf St Vincent and Investigator Strait within blocks 34, 35, 36, 43, 44A and 44B as defined in the South Australian Commercial Fishing Summary Sheets supplied by the South Australian Research and Development Institute (SARDI).

#### SCHEDULE 3

1. The exemption holder may only conduct the exempted activity from a boat registered on Marine Scalefish Fishery Licence No. M492.

2. The exemption holder must provide separate statistical catch and effort information, in the form of a daily log, with details of fishing conducted pursuant to the exempted activity.

3. PIRSA Fisheries retains the right for a departmental officer or an officer of the South Australian Research and Development Institute to accompany the exemption holder at any time while engaged in the exempted activity.

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 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 23 July 2003.

W. ZACHARIN, Director of Fisheries

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