

SUPPLEMENTARY GAZETTE



THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE

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ADELAIDE, FRIDAY, 14 MAY 2004

FISHERIES ACT 1982: SECTION 59

TAKE notice that, pursuant to section 59 of the Fisheries Act 1982, a person of a class listed in Schedule 1 (the 'exemption holders'), are exempt from sections 34 and 44 of the Fisheries Act 1982, the Fisheries (Scheme of Management Abalone Fisheries) Regulations 1991, and clause 1 of Schedule 6 of the Fisheries (General) Regulations 2000, insofar as they may undertake the fishing activity described in Schedule 2 without a fishery licence (the 'exempted activity'), subject to the conditions in Schedule 3, from 17 May 2004 to 11 June 2004, unless varied or revoked earlier.

SCHEDULE 1

All persons in the following classes of persons are all exemption holders:

1. Holders of a Central Zone Abalone Fishery licence during the period to which the exemption applies (17 May 2004 to 11 June 2004).
2. Persons registered and endorsed on a Central Zone Abalone Fishery licence as a registered master, during the period to which the exemption applies (17 May 2004 to 11 June 2004).

SCHEDULE 2

Fishing activity consisting of the taking of greenlip abalone, or acts preparatory to or involved in the taking of greenlip abalone, including the taking of undersized greenlip abalone, in the waters adjacent to South Australia in the area bounded on the west by a line following the meridian 136°30'E, bounded on the east by a line following the meridian 137°30'E and bounded on the south by a line following the latitude 34°S.

SCHEDULE 3

1. The exempted activity may only be undertaken for the purposes of the experimental fishing project being conducted by SARDI Aquatic Sciences.

2. The exemption holders must not harvest greenlip abalone with a shell length less than 120 mm.

3. The exemption holders must land all greenlip abalone in the shell unless specifically directed by the Chief Scientist of SARDI Aquatic Sciences or his nominated delegate to do otherwise.

4. The exemption holders may only undertake the exempted activity at the direction of the Chief Scientist of SARDI Aquatic Sciences or his nominated delegate.

5. Prior to each day's fishing, the exemption holders must report in person to the Chief Scientist of SARDI Aquatic Sciences or his nominated delegate in Cowell, where the following will be provided:

- (a) a list of the fishing blocks required to be fished by that exemption holder on that day; and
- (b) sufficient bags, tags and data sheets that must be used and completed for the purpose of recording the scientific information that is to be collected.

6. The exemption holders must not dive outside the fishing blocks designated in accordance with condition 6 (a) above for each day's fishing.

7. The exemption holders may only dive for a maximum of one hour (60 minutes) in each of the fishing blocks designated for each day's fishing.

8. At the conclusion of each day's fishing, the exemption holders must report in person to the Chief Scientist of SARDI Aquatic Sciences or his nominated delegate in Cowell and provide duly completed catch and effort forms in relation to each fishing block fished and any other data, shells or abalone as requested by the SARDI Aquatic Sciences.

9. While engaged in the exempted activity the exemption holders must carry or have about or near their person a copy of this notice. Such notice must be produced to a PIRSA Fisheries Compliance Officer upon request.

10. The exemption holders 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.

11. The exemption holders may only undertake the exempted activity using a fishing boat registered on a Central Zone Abalone Fishery licence.

12. The exemption holders must notify PIRSA Fishwatch on 1800 065 522 each day prior to conducting the exempted activity and provide a daily report.

13. The exemption holders must complete a CDR form at the completion of each day's fishing activity and within 50 m of the point of landing.

Dated 12 May 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 43

TAKE notice that it is hereby declared that it shall be unlawful for those persons, or their registered masters, who hold a licence pursuant to the Scheme of Management (Abalone Fisheries) Regulations 1991 for the Central Zone Abalone Fishery to engage in the class of fishing activity specified in Schedule 1 during the periods specified in Schedule 2, unless fishing in accordance with the exemption granted by the Director of Fisheries under section 59 of the Fisheries Act 1982 in relation to experimental fishing for greenlip abalone in the waters off Cowell, Spencer Gulf.

SCHEDULE 1

The act of taking or the act preparatory to or involved in the taking of abalone (*Haliotis* spp.) in all waters of Central Zone Abalone Fishery.

SCHEDULE 2

From 0500 hours on 17 May 2004 to 1900 hours on 11 June 2004.

Dated 12 May 2004.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Hot Dog Fisheries Pty Ltd of 81 Flinders Drive, Cape Jervis, S.A. 5204, registered fish processor FP0379 (the 'exemption holder') is exempted from the provisions of section 44 (2) of the Fisheries Act 1982 and clause 1 of Schedule 6 of the Fisheries (General) Regulations 2000 but only insofar as the exemption holder shall not be guilty of an offence when in possession of greenlip abalone, including undersize greenlip abalone, with a shell length greater than 120 mm, (the 'exempted activity') pursuant to the conditions specified in Schedule 1 from 17 May 2004 until 30 June 2004.

SCHEDULE 1

1. Whilst engaged in the exempted activity, the exemption holder may possess greenlip abalone, including undersized greenlip abalone with a shell length greater than 120 mm, taken in accordance with the exemption granted by the Director of Fisheries under section 59 of the Fisheries Act 1982 in relation to experimental fishing for greenlip abalone in the waters off Cowell, Spencer Gulf.

2. Whilst engaged in the exempted activity, the exemption holder must weigh all greenlip abalone within the State of South Australia, immediately upon arrival at the registered premises listed on the certificate of registration granted under the Fisheries Act 1982.

3. The exemption holder must ensure that all proceeds from the sale of the greenlip abalone are forwarded to the Director of Fisheries, for payment into the Fisheries Research and Development Fund established by the Fisheries Act 1982 in accordance with the agreed arrangements for the research project being conducted by the South Australian Research and Development Institute.

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 regulations made under that Act, except where specifically exempted by this notice.

Dated 12 May 2004.

W. ZACHARIN, Director of Fisheries