

SUPPLEMENTARY GAZETTE



THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE

www.governmentgazette.sa.gov.au

PUBLISHED BY AUTHORITY

ALL PUBLIC ACTS appearing in this GAZETTE are to be considered official, and obeyed as such

ADELAIDE, FRIDAY, 7 JANUARY 2005

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to Section 59 of the Fisheries Act 1982, David Corston (the 'exemption holder'), P.O. Box 2141, Port Lincoln, S.A. 5607, is exempt from section 34 of the Fisheries Act 1982, but only insofar as he may take Turbo (*Turbo undulatis*) from South Australian coastal waters for the purposes of trade or business (the 'exempted activity'), subject to the conditions in Schedule 1, from 1 January 2005 until 30 June 2005, unless this notice is revoked or varied earlier.

SCHEDULE 1

1. The exemption holder may take Turbo (*Turbo undulatis*) by diving and collection by hand.

2. The exemption holder may take no more than 200 kg of Turbo (*Turbo undulatis*) in any one calendar week.

3. The exempted activity may only be conducted by David Corston and/or the permitted agent of the exemption holder, Reece Gynell. Only one person may conduct the exempted activity at any time.

4. The exemption holder must provide the Director of Fisheries with separate statistical catch and effort information, in the form of a daily log as provided by the Director. The exemption holder must fill out the log every day and send a completed monthly log to the Director no later than the 15th day of the following month to the address specified.

5. The exemption holder shall notify the PIRSA Fisheries Compliance Unit on 1800 065 522 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 area of conducting the exempted activity.
- The intended place and time of launching and retrieval of the nominated boat for that day.

6. A PIRSA Fisheries Departmental Officer may accompany the exemption holder at any time during fishing operations.

7. While engaged in the exempted activity the exemption holder 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 if requested.

8. 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 30 December 2004.

J. PRESSER, Principal Fisheries Manager

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to Section 59 of the Fisheries Act 1982, Jeff Holmes and Colleen Holmes, Smoky Bay Oyster Tours, 6/8 Sandy Creek Drive, Smoky Bay, S.A. 5680 (the 'exemption holders'), or persons acting as their agents, are exempt from clauses 7 and 10 of Schedule 6 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holders shall not be guilty of an offence when engaging in the activity specified in Schedule 1 (the 'exempted activity'), subject to the conditions specified in schedule 2, from 12 January 2005 until 31 December 2005.

SCHEDULE 1

The taking and possession of Southern Rock Lobster (*Jasus edwardsii*) and Snapper (*Pagrus auratus*) below the minimum legal length.

SCHEDULE 2

1. Any specimens that are taken and held pursuant to this exemption may be used for display purposes only at Smoky Bay Oyster Tours, 8 Sandy Creek Drive, Aquaculture Park, Smoky Bay and must not be sold, released or removed from the site without the written permission of the Director of Fisheries.

2. The exemption holders must not, at any one time, possess more than one Southern Rock Lobster (*Jasus edwardsii*) and one Snapper (*Pagrus auratus*).

3. Within 14 days of the take and release of organisms at the premises specified in condition 1 above, the exemption holders must provide a report in writing to the Director of Fisheries, (Attention: Alex Chalupa, G.P.O. Box 1625, Adelaide, S.A. 5001), giving the date and time of collection, the name and number of each species taken, the name of the person who collected the organisms and the number of mortalities resulting from the exempted activity.

4. Whilst engaged in the exempted activity, the exemption holders must have in their possession of a copy of this notice and produce a copy of the notice if required by a PIRSA Fisheries Compliance Officer.

5. 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.

Dated 6 January 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Tracy Warland, P.O. Box 2236, Port Lincoln, S.A. 5607, (the 'exemption holder'), or a person acting as her agent, is exempt from the Fisheries (General) Regulations 2000 and the Fisheries Act 1982, but only insofar as the exemption holder shall not be guilty of an offence when engaging in the collection of aquatic and benthic flora and fauna from coastal waters (the 'exempted activity'), subject to the conditions specified in Schedule 1, from 12 January 2005 until 31 December 2005, unless varied or revoked earlier.

SCHEDULE 1

1. The specimens collected pursuant to this notice may be used for display purposes only at South Australian Seahorse Marine Services, 5 Mallee Crescent, Port Lincoln and must not be sold, released or removed from the site without the written permission of the Director of Fisheries.

2. Seagrass wrack may only be collected from South Australian coastal waters and beaches adjacent to Port Lincoln.

3. All marine plant specimens taken shall be for the supplementing of diet for seahorse captive breeding program and may not be sold.

4. No more than 20 collections of beach-cast seagrass are to be made during the term of this exemption.

5. No more than one 60 L bin of sea grass castings may be taken per calendar month.

6. One undersize rock lobster may be collected pursuant to this notice. (All other size limits must be adhered to).

7. The exemption holder may not take more than 10 of any species pursuant to this notice, except those species that have a daily bag limit prescribed in the Fisheries (General) Regulations 2000. Any species that has a prescribed bag limit is limited to that bag limit, or 10 fish, whichever is the lesser.

8. The exemption holder must not take any species that are protected in accordance with section 42 of the Fisheries Act 1982 or of the family Syngnathidae.

9. The exemption holder must not collect any marine organisms from within:

- an aquatic reserve declared under section 47 of the Fisheries Act 1982;
- a rock lobster sanctuary described in clause 85 of Schedule 1 of the Fisheries (General) Regulations 2000; or
- the Whyalla cuttlefish closure.

10. At least two hours prior to engaging in the exempted activity, the exemption holder must contact PIRSA Fisheries Compliance on 1800 065 522 with the following information:

- the name of the person who will conducting the exempted activity;

- the intended location for conducting the exempted activity;
- the method of conducting the exempted activity; and
- if using a boat to conduct the exempted activity, the description of the boat and the intended area of launching and retrieval.

11. The exemption holder must provide a written report on the number of animals taken, specific location and their condition to the Director of Fisheries (Attention: Alex Chalupa, G.P.O. Box 1625 Adelaide, S.A. 5001) within seven days of the completion of each collection.

12. 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 requested.

13. 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 permitted by this notice.

Dated 6 January 2005.

W. ZACHARIN, Director of Fisheries

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982 a person in the class of persons specified in Schedule 1 (the 'exemption holder') is exempt from section 34 of the Fisheries Act 1982 and clause 37 of Schedule 1 of the Fisheries (General) Regulations 2000, but only insofar as the exemption holder may undertake the fishing activity described in Schedule 2 within coastal waters adjacent to South Australia excluding State internal waters, subject to the conditions set out in Schedule 3, from 17 January 2005 until 31 December 2005.

SCHEDULE 1

A person who is engaged in a fishing activity pursuant to a fishing concession granted under the Commonwealth Fisheries Management Act 1991, that authorises fishing in the Southern and Western Tuna and Billfish Fishery or the Southern Bluefin Tuna Fishery, including a scientific permit.

SCHEDULE 2

The taking of fish of the genera or species set out below, using a lift net or a small purse seine net, for the purposes of collecting live bait for tuna fishing:

- Emmelichthyes
- Trachurus
- Sardinops
- Clupe
- Scomber australasicus
- Engraulis

SCHEDULE 3

1. The exempted activity may only be undertaken from a boat that is nominated against the fishing concession pursuant to which the tuna fishing is to be undertaken.

2. Fish taken pursuant to this exemption may only be used as live bait or dead bait and must not be sold.

3. A maximum of three tonnes per trip of fish may be taken pursuant to this exemption for use as dead bait.

4. Fish taken pursuant to this exemption must not be transferred to another boat.

5. A purse seine net used pursuant to this exemption must not exceed 300 m.

6. Fishing activity must not be undertaken pursuant to this exemption in waters less than 10 m in depth.

7. The exemption holder must 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.

Dated 6 January 2005.

W. ZACHARIN, Director of Fisheries