

F1302*

Fish Resources Management Act 1994

Fish Resources Management Amendment Regulations (No. 11) 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fish Resources Management Amendment Regulations (No. 11) 2003*.

2. The regulations amended

The amendments in these regulations are to the *Fish Resources Management Regulations 1995**.

[* Reprinted as at 17 May 2002.

For amendments to 1 September 2003 see Western Australian Legislation Information Tables for 2002, Table 4, p. 122-3, and Gazette 3, 27 and 30 June 2003.]

3. Schedule 1 replaced

Schedule 1 is repealed and the following Schedule is inserted instead —

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Schedule 1

Fees

Part 1 — General fees

	Fees	\$
1. Application for an exemption under section 7(4) of the Act (reg. 6)		105.00
2. Copy of entry on, or extract from, the register (reg. 114(2)(a))		26.00
3. Access to the register in electronic form (reg. 114(2)(b))		26.00
4. Fee for objection under section 149 of the Act (reg. 140)		365.00
5. Application for replacement authorisation (reg. 129)		16.00

Part 2 — Application fees

	Fees	\$
1. Fishing boat licence, grant or renewal (reg. 118)		67.00
For transfer		375.00
For variation		375.00
2. Carrier boat licence, grant or renewal (reg. 120)		67.00
For transfer		375.00
For variation		375.00
3. Commercial fishing licence, grant or renewal (reg. 122)		67.00
4. Recreational fishing licence, grant, variation or renewal (reg. 124) —		
(a) Fishing for rock lobster		31.00
(b) Fishing for marron		21.00
(c) Fishing for abalone		36.00

[reg. 135]

Fees		\$
(d)	Fishing for all freshwater fish (other than crustaceans) in waters south of 29 degrees south latitude above the tidal influence including all lakes, dams, rivers and their tributaries	21.00
(e)	Fishing by means of a fishing net	26.00
(f)	all the activities specified in paragraphs (a) to (e) endorsed on one licence	72.00
5.	Rock lobster pot licence, grant or renewal (reg. 126)	67.00
	For transfer	255.00
6.	Application for authority to use another boat (reg. 132)	375.00
7.	Grant of permit under section 80 of the Act	365.00
8.	Fish processor's licence under section 83 of the Act	365.00
	For renewal	72.00
	For transfer	425.00
	For variation (other than as set out in item 9)	425.00
9.	Variation of fish processor's licence to change place at which fish may be processed under the licence	425.00
10.	Aquaculture lease, grant or renewal (reg. 67)	1 910.00
11.	Aquaculture licence under section 92 of the Act —	
	In respect of freehold land	135.00
	In respect of non-freehold land	600.00
	For renewal	67.00
	For transfer (freehold land)	135.00
	For transfer (non-freehold land)	440.00
	For variation (freehold land)	135.00
	For variation (non-freehold land)	440.00
12.	Authorisation under section 66 of the Act	255.00
	For renewal	67.00
	For transfer	375.00
	For variation	375.00
13.	Oyster fishing licence (reg. 128)	255.00
	For renewal	67.00
14.	Exclusive licence, grant or renewal (reg. 166)	600.00
15.	Authority to take fish for scientific purposes (reg. 178)	67.00
16.	Authority to bring in non-endemic fish (reg. 176)	120.00
17.	Temporary transfer of part entitlements under section 141 of the Act	120.00
18.	Register — notation under section 127 of the Act	120.00
	Register — variation under section 131 of the Act	120.00
	Register — removal of record under section 131 of the Act ...	120.00
19.	Authority to take or handle fish for genetic or chemical extraction or analysis (reg. 179)	600.00
20.	Aquatic eco-tourism operator's licence (reg. 128B) or restricted fishing tour operator's licence (reg. 128J)	52.00
	For renewal	57.00
	For transfer	320.00
	For variation	320.00
21.	Fishing tour operator's licence (reg. 128J)	52.00
	For renewal	57.00
	For transfer	320.00
	For variation	320.00

Part 3 — Fees for the grant or renewal of authorisations

[reg. 137]

Fees		\$
1.	Fish processor's licence	
	Types of processing establishments —	
(a)	processing establishment that is erected on land and that is used for processing either rock lobsters or prawns	670.00

Fees		\$
(b)	processing establishment that is erected on land and that is used for processing both rock lobsters and prawns	1 335.00
(c)	processing establishment that is erected on land and that is used for processing any fish including rock lobsters and prawns	1 655.00
(d)	processing establishment that is erected on land and that is used for processing any fish including either rock lobsters or prawns	995.00
(e)	processing establishment that is erected on land and that is used for processing any fish other than rock lobsters and prawns	325.00
(f)	seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by it	325.00
(g)	seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by other boats	325.00
2.	Aquaculture licence	
(a)	any licence other than a licence referred to in paragraph (b)	280.00
(b)	a licence that authorises the aquaculture of marron only and is subject to the condition that the sale of the marron is prohibited unless the marron —	
(i)	are of a length not less than 76 mm; and	
(ii)	are sold to a person who holds an aquaculture licence or fish processor's licence	No fee
3.	Managed fishery licence fees	
(1)	Abalone Managed Fishery (as defined in the <i>Abalone Management Plan 1992</i>), the sum obtained by multiplying the number of units of entitlement (as defined in that management plan) conferred by the licence by the fee for each unit, as follows —	
(a)	for each Greenlip unit	46.91
(b)	for each Brownlip unit	46.91
(c)	for each Roe's unit	12.99
(2)	Abrolhos Islands and Mid West Trawl Managed Fishery per gear unit (as defined in the <i>Abrolhos Islands and Mid West Trawl Management Plan 1993</i>)	1 924.00
(2a)	Broome Prawn Managed Fishery (as defined in the <i>Broome Prawn Managed Fishery Management Plan 1999</i>)	10 360.00
(3)	Cockburn Sound (Crab) Managed Fishery (per pot) (as defined in the <i>Cockburn Sound (Crab) Management Plan 1995</i>)	36.38
(4)	Cockburn Sound (Fish Net) Managed Fishery (as defined in the <i>Cockburn Sound (Fish Net) Management Plan 1995</i>)	1 067.00
(5)	Cockburn Sound (Line and Pot) Managed Fishery (as defined in the <i>Cockburn Sound (Line and Pot) Management Plan 1995</i>)	83.81
(6)	Cockburn Sound (Mussel) Managed Fishery (as defined in the <i>Cockburn Sound (Mussel) Management Plan 1995</i>)	113.00
(7)	Esperance Rock Lobster Managed Fishery (per pot) (as defined in the <i>Esperance Rock Lobster Management Plan 1987</i>)	53.61
(8)	Exmouth Gulf Prawn Managed Fishery (as defined in the <i>Exmouth Gulf Prawn Management Plan 1989</i>)	24 459.00

Fees		\$
(9)	Kimberley Gillnet and Barramundi Managed Fishery (per boat) (as defined in the <i>Kimberley Gillnet and Barramundi Management Plan 1989</i>)	2 972.00
(10)	Kimberley Prawn Managed Fishery (as defined in the <i>Kimberley Prawn Management Plan 1993</i>) —	
	(a) for a Class 1 licence	1 015.00
	(b) for a Class 2 licence	1 015.00
	(c) for a Class 3 licence	5 000.00
(11)	Marine Aquarium Fish Managed Fishery (as defined in the <i>Marine Aquarium Fish Management Plan 1995</i>) —	
	(a) for an individual	882.00
	(b) for a body corporate	882.00
(12)	Nickol Bay Prawn Managed Fishery (as defined in the <i>Nickol Bay Prawn Management Plan 1991</i>)	6 148.00
(12a)	Northern Demersal Scalefish Fishery (as defined in the <i>Northern Demersal Scalefish Fishery Management Plan 2000</i>) —	
	(a) for an “A” class licence	56.25
	(b) for a “B” class licence (per unit of entitlement) ..	47.55
(13)	Onslow Prawn Managed Fishery (as defined in the <i>Onslow Prawn Management Plan 1991</i>) —	
	(a) for an “A” class licence	6 978.00
	(b) for a “B” class licence	2 221.00
	(c) for a “C” class licence	113.00
	(d) for a “D” class licence	113.00
(13a)	Pilbara Fish Trawl Interim Managed Fishery per fish trawl unit (as defined in the <i>Pilbara Fish Trawl Interim Managed Fishery Management Plan 1997</i>) ..	6.18
	(12 months)	3.01
	(6 months)	
(14)	Pilbara Trap Managed Fishery (per trap unit) (as defined in the <i>Pilbara Trap Management Plan 1992</i>) ..	6.37
(15)	Shark Bay Beach Seine and Mesh Net Managed Fishery per fishing unit (as defined in the <i>Shark Bay Beach Seine and Mesh Net Management Plan 1992</i>) ...	2 150.00
(16)	Shark Bay Prawn Managed Fishery (as defined in the <i>Shark Bay Prawn Management Plan 1993</i>)	30 126.00
(17)	Shark Bay Scallop Managed Fishery (as defined in the <i>Shark Bay Scallop Management Plan 1994</i>) —	
	(a) for a class A boat (per boat)	8 934.00
	(b) for a class B boat (per boat)	1 158.00
(18)	Shark Bay Snapper Managed Fishery (per unit) (as defined in the <i>Shark Bay Snapper Management Plan 1994</i>)	13.40
(19)	Specimen Shell Managed Fishery (as defined in the <i>Specimen Shell Management Plan 1995</i>)	954.00
(20)	South Coast Purse Seine Managed Fishery (as defined in the <i>South Coast Purse Seine Management Plan 1994</i>), the sum obtained by multiplying the number of tonnes of fish that may be taken in accordance with the appropriate managed fishery licence by —	
	(a) for zone 1	8.20
	(b) for zone 2	8.20
	(c) for zone 3	8.20
	(d) for zone 4	8.20
(21)	South Coast Salmon Managed Fishery (as defined in the <i>South Coast Salmon Management Plan 1982</i>) (per team)	1 476.00

Fees		\$
(22)	South-West Coast Salmon Managed Fishery (as defined in the <i>South-West Coast Salmon Management Plan 1982</i>) (per team)	200.00
(23)	South West Trawl Managed Fishery (as defined in the <i>South West Trawl Management Plan 1989</i>) —	
(a)	for zone A	882.00
(b)	for zone B	882.00
(c)	for zone A and B	882.00
(d)	for zone B and C	882.00
(e)	for zone B and D	882.00
(24)	Southern Demersal Gillnet and Demersal Longline Managed Fishery (as defined in the <i>Joint Authority Southern Demersal Gillnet and Demersal Longline Management Plan 1992</i>), per gear unit —	
(a)	for zone 1	32.89
(b)	for zone 2	38.04
(c)	for zone 3	32.89
(d)	for zone 4	38.04
(25)	Warnbro Sound (Crab) Managed Fishery (as defined in the <i>Warnbro Sound (Crab) Management Plan 1995</i>)	1 096.00
(26)	West Coast (Beach Bait Fish Net) Managed Fishery (as defined in the <i>West Coast (Beach Bait Fish Net) Management Plan 1995</i>)	375.00
(26a)	West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery (as defined in the <i>West Cost Demersal Gillnet and Demersal Longline Interim Managed Fishery Management Plan 1997</i>) (per unit)	52.21
(27)	West Coast Purse Seine Managed Fishery (as defined in the <i>West Coast Purse Seine Management Plan 1989</i>) —	
(a)	for a licence to operate	2 484.00
(b)	for supplementary access	179.00
(28)	West Coast Rock Lobster Managed Fishery (per unit) (as defined in the <i>West Coast Rock Lobster Management Plan 1993</i>)	131.00
(29)	Windy Harbour-Augusta Rock Lobster Managed Fishery (as defined in the <i>Windy Harbour-Augusta Rock Lobster Management Plan 1987</i>) (per pot)	40.80
4.	Aquatic eco-tourism operator's licence or restricted fishing tour operator's licence	
	Types of operation —	
(1)(a)	Using —	
(i)	one boat with a surveyed length of more than 7.5 m and an open water passenger capacity of 20 persons or less and an associated power boat with a length of 7.5 m or less but 4.5 m or more, in one zone; or	
(ii)	one or more boats with a surveyed length of 7.5 m or less and a combined open water passenger carrying capacity of 20 persons or less, in one zone	210.00
(b)	In addition to the fee specified in 4(1)(a) —	
(i)	for each additional 10 passengers or part thereof ..	105.00
(ii)	for each additional associated power boat with a surveyed length of 7.5 m or less but 4.5 m or more	210.00
(iii)	for a licence to operate the boat in more than one zone, for each additional zone	105.00

Fees	\$
(iv) for each additional boat specified in the licence with a surveyed length of more than 7.5 m and an open water passenger capacity of 20 persons or less	210.00
(2)(a) A land based operation authorised to operate in one zone with not more than 20 tourists taking part in the tour	210.00
(b) In addition to the fee specified in 4(2)(a) —	
(i) for each additional capacity of 10 tourists	105.00
(ii) for a licence to operate in more than one zone, for each additional zone	105.00
(3)(a) A combination of boat and land or boat and aircraft operations with a total passenger carrying capacity of 20 persons or less, authorised to operate in one zone and a maximum of 2 boats with a surveyed length of 7.5 m or less but more than 4.5 m	210.00
(b) In addition to the fee specified in 4(3)(a) —	
(i) for each additional capacity of 10 tourists or part thereof	105.00
(ii) for each additional associated power boat with a surveyed length not less than 4.5 m but not more than 7.5 m	210.00
(iii) for a licence to operate a boat in more than one zone, for each additional zone	105.00
5. Fishing tour operator's licence	
Types of operation —	
(1)(a) Using a boat with a surveyed length of more than 7.5 m and an open water passenger capacity of 20 persons or less and an associated power boat with a length of 7.5 m or less but 4.5 m or more in one zone	520.00
(b) In addition to the fee specified in 5(1)(a) —	
(i) for each additional associated power boat with a surveyed length of more than 7.5 m and a maximum passenger carrying capacity of 20 passengers or less	520.00
(ii) for each additional associated power boat with a surveyed length of more than 4.5 m but less than 7.5 m	260.00
(iii) for each additional passenger carrying capacity of 10 passengers or a part thereof	260.00
(iv) for a licence to operate in more than one zone, for each additional zone	520.00
(2)(a) A land based operation, authorised to operate in one zone with a maximum capacity of 20 passengers	210.00
(b) In addition to the fee specified in 5(2)(a) —	
(i) for each additional 10 passengers carrying capacity or part thereof	105.00
(ii) for a licence to operate in more than one zone, for each additional zone	105.00
(3)(a) A combination of boat and land or boat and aircraft operations with a total passenger carrying capacity of 20 persons or less, authorised to operate in one zone and a maximum of 2 boats with a surveyed length of 7.5 m or less but more than 4.5 m	520.00
(b) In addition to the fee specified in 5(3)(a) —	
(i) for each additional capacity of 10 passengers or part thereof	260.00

Fees		\$
(ii)	for each additional associated power boat with a surveyed length not less than 4.5 m but not more than 7.5 m	260.00
(iii)	for a licence to operate a boat in more than one zone, for each additional zone	520.00
6.	Fishing boat licence	
	Types of boat —	
(1)	a boat 6.5 m or longer	315.00
(2)	a boat shorter than 6.5 m	85.00
7.	Tag authorising the possession of one pink snapper in the Freycinet Estuary	10.00

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By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.