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### FISHERIES ADJUSTMENT SCHEMES ACT 1987

#### SOUTH COAST ESTUARINE FISHERY AND RELATED FISHERIES VOLUNTARY FISHERIES ADJUSTMENT SCHEME NOTICE 2002

FD 2014/00 (473)

Made by the Minister under section 10B of the Act.

#### Citation

1. This notice may be cited as the *South Coast Estuarine Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme Notice 2002*.

#### Interpretation

2. In this notice—

“authorization” means a commercial fishing licence or a fishing boat licence granted under the *Fish Resources Management Regulations 1995* which—

- (a) is not subject to a condition prohibiting estuarine fishing; and
- (b) specifies that fish may be taken for sale in the South Coast Estuarine Fishery;

“Committee” means the South Coast Estuarine Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme Committee of Management established by written instrument dated 18 February 2002 and made under section 11 of the Act;

“South Coast Estuarine Fishery” means the commercial fishery in the waters of all estuaries on the south coast of Western Australia between Cape Beaufort and 129° east longitude, including Princess Royal Harbour and Oyster Harbour;

“related fishery” means any fishery, other than the South Coast Estuarine Fishery, in which a person is authorised by or entitled under an authorization (including by reference to any exception to an order made under or continuing in force under section 43 of the *Fish Resources Management Act 1994*) to—

- (a) fish; or
- (b) use a specified boat for fishing;

“scheme” means the South Coast Estuarine Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme 2002 established in clause 3.

#### Establishment of fisheries adjustment scheme

3. There is established a fisheries adjustment scheme in respect of the South Coast Estuarine Fishery and related fisheries to be known as the *South Coast Estuarine Fishery and Related Fisheries Voluntary Fisheries Adjustment Scheme 2002*.

#### Objective

4. The objective of the scheme is to reduce the size of the South Coast Estuarine Fishery and the related fisheries by reducing—

- (a) the number of persons authorised to fish in those fisheries; and
- (b) the number of boats that may be used for fishing in those fisheries.

#### Fisheries to which this scheme applies

5. The fisheries to which this scheme applies are the South Coast Estuarine Fishery and the related fisheries.

#### Who may offer to surrender an authorization

6. Any person who is the holder of an authorization is entitled to offer to the Minister the surrender of the authorization.

**Manner of operation**

7. The manner of operation of the scheme shall be that—

- (a) invitations for offers to surrender authorizations shall be made in accordance with section 10C(4) of the Act;
- (b) any offer shall be submitted to the Committee in the form approved by that Committee;
- (c) the Committee shall forward any offers to the Minister as soon as practicable and advise the Minister whether to accept or decline any offer or to make a counter offer;
- (d) the Minister shall respond to any offer in accordance with section 10C(5) of the Act after considering any advice of the Committee.

**Duration of scheme**

8. This scheme shall commence operation on the date it is published in the Gazette and cease operation on 28 June 2002.

**Terms of the scheme**

9. The terms of the scheme are that, provided that the objective specified in clause 4 will be attained, compensation in an amount agreed between the Minister and the holder of an authorization shall be paid for the surrender of the authorization.

Dated this 11<sup>th</sup> day of April 2002.

K. M. CHANCE, Minister for Agriculture, Forestry and Fisheries.

