



Western Australia

Fisheries Adjustment Schemes Regulations 2009

Compare between:

[13 Feb 2010, 00-b0-02] and [06 Jul 2011, 00-c0-03]

Western Australia

Fisheries Adjustment Schemes Act 1987

Fisheries Adjustment Schemes Regulations 2009

Part 1 — Preliminary

[Heading inserted in Gazette 12 Feb 2010 p. 589.]

1. Citation

These regulations are the *Fisheries Adjustment Schemes Regulations 2009*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

Part 2 — Abrolhos Islands Fishery

[Heading inserted in Gazette 12 Feb 2010 p. 589.]

3. Terms used

In this Part —

Abrolhos Islands Fishery means the Fishery as defined in the Abrolhos Islands Notice clause 2;

Abrolhos Islands Notice means the *Abrolhos Islands and Mid West Trawl Managed Fishery Voluntary Fisheries Adjustment Scheme Notice 2009* as amended by the *Abrolhos Islands and Mid West Trawl Managed Fishery Voluntary Fisheries Adjustment Scheme Amendment Notice 2010*;

Abrolhos Islands Voluntary Scheme means the voluntary fisheries adjustment scheme established by the Abrolhos Islands Notice clause 3;

authorisation means an authorisation that authorises fishing in the Abrolhos Islands Fishery;

~~**gear unit** has the meaning given in the *Abrolhos Islands and Mid West Trawl Limited Entry Fishery Notice 1993* clause 2.~~

~~[Regulation 3 amended in Gazette 12 Feb 2010 p. 589;
5 Jul 2011 p. 2823.]~~

4. Fee under section 8 of Act imposed

~~(1)~~ For the purposes of the Abrolhos Islands Voluntary Scheme, the ~~fee calculated in accordance with regulation 5 is~~ following fees ~~are~~ imposed.

~~(2)~~ ~~The fee is payable by the holder~~ in respect of ~~an~~ each authorisation.

5. ~~Amount of~~ (a) ~~a fee fixed~~

~~(of \$120 134.95 for payments due on 1)~~ ~~If the number~~ March of ~~gear units that apply~~ each year from 2012 to ~~an~~ authorisation is a whole number, the fee referred to in

r. 6

~~regulation 4 is the amount equal to \$5 011.34 multiplied by the number of gear units. 2019;~~

~~(2) If the number of gear units that apply to an authorisation is not a whole number, the fee referred to in regulation 4 is the amount equal to the sum of—~~

~~(a) \$5 011.34 multiplied by the number of gear units, disregarding any part of that number that is less than a whole number; and~~

~~(b) \$2 505.67.~~

6 (b) a fee of \$98 586.26 for payments due on 1 March 2020 and 1 March 2021.

[Regulation 4 inserted in Gazette 5 Jul 2011 p. 2824.]

5. Payments to be made on 1 March for 10 years

(1) The fee referred to in regulation 4(a) is payable annually on 1 March.

~~(2) The, the first payment is being due on 1 March 2010 2012, and the final payment is being due on 1 March 2019.~~

(2) The fee referred to in regulation 4(b) is payable on 1 March 2020 and 1 March 2021.

(3) The fee is payable to the CEO at the head office of the Department.

[Regulation 5 inserted in Gazette 5 Jul 2011 p. 2824.]

[6. Deleted in Gazette 5 Jul 2011 p. 2824]

Part 3 — Exmouth Gulf Fishery

[Heading inserted in Gazette 12 Feb 2010 p. 590.]

7. Terms used

In this Part —

authorisation means an authorisation that authorises fishing in the Exmouth Gulf Fishery;

Exmouth Gulf Fishery means the Fishery as defined in the Exmouth Gulf Notice clause 2;

Exmouth Gulf Notice means the *Exmouth Gulf Prawn Managed Fishery Voluntary Fisheries Adjustment Scheme Notice 2009*;

Exmouth Gulf Voluntary Scheme means the voluntary fisheries adjustment scheme established by the Exmouth Gulf Notice clause 3.

[Regulation 7 inserted in Gazette 12 Feb 2010 p. 590.]

8. Fee under section 8 of Act imposed

For the purposes of the Exmouth Gulf Voluntary Scheme, a fee of \$21 865.69 is imposed in respect of each authorisation.

[Regulation 8 inserted in Gazette 12 Feb 2010 p. 590.]

9. Payments to be made on 14 March for 10 years

- (1) The fee referred to in regulation 8 is payable annually on 14 March.
- (2) The first payment is due on 14 March 2010, and the final payment is due on 14 March 2019.
- (3) The fee is payable to the CEO at the head office of the Department.

[Regulation 9 inserted in Gazette 12 Feb 2010 p. 590.]

Part 4 — Shark Bay Prawn Managed Fishery

[Heading inserted in Gazette 5 Jul 2011 p. 2824.]

10. Terms used

In this Part —

authorisation means an authorisation that authorises fishing in the Shark Bay Prawn Managed Fishery;

Shark Bay Prawn Managed Fishery means the Fishery as defined in the Shark Bay Prawn Managed Fishery Notice clause 2;

Shark Bay Prawn Managed Fishery Notice means the *Shark Bay Prawn Managed Fishery Voluntary Fisheries Adjustment Scheme Notice 2010*;

Shark Bay Prawn Managed Fishery Voluntary Scheme means the voluntary fisheries adjustment scheme established by the Shark Bay Prawn Managed Fishery Notice clause 3.

[Regulation 10 inserted in Gazette 5 Jul 2011 p. 2824.]

11. Fee under section 8 of Act imposed

For the purposes of the Shark Bay Prawn Managed Fishery Voluntary Scheme, a fee of \$176 408.00 is imposed in respect of each authorisation.

[Regulation 11 inserted in Gazette 5 Jul 2011 p. 2825.]

12. Payments to be made on 1 March for 10 years

- (1) The fee referred to in regulation 11 is payable annually on 1 March.
- (2) The first payment is due on 1 March 2012, and the final payment is due on 1 March 2021.
- (3) The fee is payable to the CEO at the head office of the Department.

[\[Regulation 12 inserted in Gazette 5 Jul 2011 p. 2825.\]](#)

Part 5 — Shark Bay Scallop Managed Fishery

[Heading inserted in Gazette 5 Jul 2011 p. 2825.]

13. Terms used

In this Part —

managed fishery licence has the meaning given in the Shark Bay Scallop Managed Fishery Notice clause 2;

Shark Bay Scallop Managed Fishery means the Fishery as defined in the Shark Bay Scallop Managed Fishery Notice clause 2;

Shark Bay Scallop Managed Fishery Notice means the *Shark Bay Scallop Managed Fishery Voluntary Fisheries Adjustment Scheme Notice 2010*;

Shark Bay Scallop Managed Fishery Voluntary Scheme means the voluntary fisheries adjustment scheme established by the Shark Bay Scallop Managed Fishery Notice clause 3.

[Regulation 13 inserted in Gazette 5 Jul 2011 p. 2825.]

14. Fee under section 8 of Act imposed

For the purposes of the Shark Bay Scallop Managed Fishery Voluntary Scheme, a fee of \$61 456.37 is imposed in respect of each managed fishery licence.

[Regulation 14 inserted in Gazette 5 Jul 2011 p. 2825.]

15. Payments to be made on 1 March for 10 years

- (1) The fee referred to in regulation 14 is payable annually on 1 March.
- (2) The first payment is due on 1 March 2012, and the final payment is due on 1 March 2021.
- (3) The fee is payable to the CEO at the head office of the Department.

[\[Regulation 15 inserted in Gazette 5 Jul 2011 p. 2825.\]](#)

Notes

- ¹ This is a compilation of the *Fisheries Adjustment Schemes Regulations 2009* and includes the amendments made by the other written laws referred to in the following table.

Compilation table

Citation	Gazettal	Commencement
<i>Fisheries Adjustment Schemes Regulations 2009</i>	8 Dec 2009 p. 4992-3	r. 1 and 2: 8 Dec 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 9 Dec 2009 (see r. 2(b))
<i>Fisheries Adjustment Schemes Amendment Regulations 2010</i>	12 Feb 2010 p. 589-90	r. 1 and 2: 12 Feb 2010 (see r. 2(a)); Regulations other than r. 1 and 2: 13 Feb 2010 (see r. 2(b))
<u><i>Fisheries Adjustment Schemes Amendment Regulations 2011</i></u>	<u>5 Jul 2011</u> <u>p. 2823-5</u>	<u>r. 1 and 2: 5 Jul 2011 (see r. 2(a));</u> <u>Regulations other than r. 1 and 2:</u> <u>6 Jul 2011 (see r. 2(b))</u>