



Western Australia

## **Fisheries Adjustment Schemes Regulations 2009**

Compare between:

[14 Jan 2015, 00-d0-03] and [23 Jan 2016, 00-e0-00]



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~~ 2010* and the [Abrolhos Islands and Mid West Trawl Managed Fishery Voluntary Fisheries Adjustment Scheme Amendment Notice 2015](#);

**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.

[Regulation 3 amended in Gazette 12 Feb 2010 p. 589; 5 Jul 2011 p. 2823; [22 Jan 2016 p. 197](#).]

### 4. Fee under section 8 of Act imposed

For the purposes of the Abrolhos Islands Voluntary Scheme the following fees are imposed in respect of each authorisation —

- (a) a fee of \$~~120 135~~[123 459](#) for ~~payments~~[payment](#) due on 1 March ~~of each year from 2015 to 2018~~ [2016](#);
- (b) a fee of \$~~281 540~~[123 467](#) for [payments due on 1 March 2017 and 1 March 2018](#);
- (c) [a fee of \\$284 872](#) for payment due on 1 March 2019;
- (~~e~~[d](#)) a fee of \$~~173 504~~[176 837](#) for payments due on 1 March 2020 and 1 March 2021~~;~~

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(e) a fee of \$101 918 for payment due on 1 March 2022.

*[Regulation 4 inserted in Gazette ~~5 Jul 2011~~ 22 Jan 2016  
p. ~~2824~~; amended in Gazette ~~13 Jan 2015~~ p. ~~247~~ 198.]*

**5. Payments to be made on 1 March**

(1) The fee referred to in regulation 4(a) is payable ~~annually~~ on 1 March, ~~the first payment being due on 1 March 2015, and the final payment being due on 1 March 2018~~ 2016.

(2) The fee referred to in regulation 4(b) is payable on 1 March ~~2019~~ 2017 and 1 March 2018.

(3) The fee referred to in regulation 4(c) is payable on 1 March 2019.

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

~~(4)~~ (5) The fee referred to in regulation 4(e) is payable on 1 March 2022.

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

*[Regulation 5 inserted in Gazette ~~13-22 Jan 2015~~ 2016  
p. ~~248~~ 198.]*

*[~~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 \$215 476 is imposed in respect of each authorisation.

*[Regulation 11 inserted in Gazette 5 Jul 2011 p. 2825; amended in Gazette 13 Jan 2015 p. 248.]*

### **12. Payments to be made on 1 March**

- (1) The fee referred to in regulation 11 is payable annually on 1 March.
- (2) The first payment is due on 1 March 2015, 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; amended in Gazette 13 Jan 2015 p. 248.]*

## **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 the following fees are imposed in respect of each managed fishery licence —

- (a) a fee of \$61 456 for payments due on 1 March of each year from 2015 to 2018;
- (b) a fee of \$128 954 for payment due on 1 March 2019;
- (c) a fee of \$108 159 for payments due on 1 March 2020 and 1 March 2021.

*[Regulation 14 inserted in Gazette 13 Jan 2015 p. 248.]*

**15. Payments to be made on 1 March**

- (1) The fee referred to in regulation 14(a) is payable annually on 1 March, the first payment being due on 1 March 2015, and the final payment being due on 1 March 2018.
- (2) The fee referred to in regulation 14(b) is payable on 1 March 2019.
- (3) The fee referred to in regulation 14(c) is payable on 1 March 2020 and 1 March 2021.
- (4) The fee is payable to the CEO at the head office of the Department.

*[Regulation 15 inserted in Gazette 13 Jan 2015 p. 249.]*

**Notes**

- <sup>1</sup> 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**

<b>Citation</b>	<b>Gazettal</b>	<b>Commencement</b>
<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))
<i>Fisheries Adjustment Schemes Amendment Regulations 2011</i>	5 Jul 2011 p. 2823-5	r. 1 and 2: 5 Jul 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 6 Jul 2011 (see r. 2(b))
<i>Fisheries Adjustment Schemes Amendment Regulations 2015</i>	13 Jan 2015 p. 247-9	r. 1 and 2: 13 Jan 2015 (see r. 2(a)); Regulations other than r. 1 and 2: 14 Jan 2015 (see r. 2(b))
<a href="#"><u><i>Fisheries Adjustment Schemes Amendment Regulations 2016</i></u></a>	<a href="#"><u>22 Jan 2016</u></a> <a href="#"><u>p. 197-8</u></a>	<a href="#"><u>r. 1 and 2: 22 Jan 2016</u></a> <a href="#"><u>(see r. 2(a));</u></a> <a href="#"><u>Regulations other than r. 1 and 2:</u></a> <a href="#"><u>23 Jan 2016 (see r. 2(b))</u></a>