



Western Australia

## **Fisheries Adjustment Schemes Regulations 2009**

Compare between:

[10 Mar 2017, 01-a0-00] and [06 Jan 2018, 01-b0-01]





Western Australia

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at 10 March 2017

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*<sup>1</sup>.

#### 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*<sup>1</sup>;
- (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* 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~~Fees under section 8 of Act imposed**

(1) For the purposes of the Abrolhos Islands Voluntary Scheme the ~~following~~ fees specified in the Table are imposed in respect of each authorisation —:

- ~~———— (a) — a fee of \$123 459 for payment due on 1 March 2016;~~
- ~~———— (b) — a fee of \$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;~~
- ~~———— (d) — a fee of \$176 837 for payments due on 1 March 2020 and 1 March 2021;~~

~~———— (e) — a fee of \$101 918 for payment due on 1 March 2022.  
———— [Regulation 4 inserted in Gazette 22 Jan 2016 p. 198.]~~

~~5. — Payments to be made on 1 March~~

~~— (1) — The fee referred to in regulation 4(a) is payable on  
1 March 2016.~~

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

(2) The date by which each fee specified in the Table must be paid  
is the date specified in the Table that corresponds to that fee.

~~(3) The fee referred to fees specified 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.~~

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

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

Table

<u>Fee imposed</u>	<u>Date by which fee must be paid</u>
<u>\$129 167</u>	<u>1 March 2018</u>
<u>\$288 055</u>	<u>1 March 2019</u>
<u>\$180 021</u>	<u>1 March 2020</u>
<u>\$180 020</u>	<u>1 March 2021</u>
<u>\$105 101</u>	<u>1 March 2022</u>

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<u>Fee imposed</u>	<u>Date by which fee must be paid</u>
<u>\$99 439</u>	<u>1 March 2023</u>

[Regulation ~~5~~ 4 inserted ~~in~~: Gazette 5 Jan 2018 p. 3-4.]

[5. ~~Deleted:~~ Gazette 22-5 Jan-2016 2018 p. 1983.]

[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.]*

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**Notes**

<sup>1</sup> This ~~reprint~~ is a compilation ~~as at 10 March 2017~~ of the *Fisheries Adjustment Schemes Regulations 2009* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

**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))
<i>Fisheries Adjustment Schemes Amendment Regulations 2016</i>	22 Jan 2016 p. 197-8	r. 1 and 2: 22 Jan 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 23 Jan 2016 (see r. 2(b))
<b>Reprint 1: The <i>Fisheries Adjustment Schemes Regulations 2009</i> as at 10 Mar 2017</b> (includes amendments listed above)		
<a href="#"><u><i>Fisheries Adjustment Schemes Amendment Regulations 2017</i></u></a>	<a href="#"><u>5 Jan 2018</u></a> <a href="#"><u>p. 3-4</u></a>	<a href="#"><u>r. 1 and 2: 5 Jan 2018 (see r. 2(a));</u></a> <a href="#"><u>Regulations other than r. 1 and 2:</u></a> <a href="#"><u>6 Jan 2018 (see r. 2(b))</u></a>