



Western Australia

Fisheries Adjustment Schemes Regulations 2009

Compare between:

[21 Nov 2020, 01-d0-00] and [27 Mar 2021, 01-e0-01]

Fisheries Adjustment Schemes Regulations 2009

Part 1 — Preliminary

[Heading inserted: 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: 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: Gazette 12 Feb 2010 p. 589; 5 Jul 2011 p. 2823; 22 Jan 2016 p. 197.]

4. Fee under s. 8 imposed

- (1) For the purposes of the Abrolhos Islands Voluntary Scheme the fees specified in the Table are imposed in respect of each authorisation.
- (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 fees specified in the Table are payable to the CEO at the head office of the Department.

Table

<u>Item</u>	Fee imposed	Date by which fee must be paid
	\$184 297	1 March 2020
\$183-3701.	<u>\$84 858</u>	1 <u>31</u> March 2021
\$110-2432.	<u>\$112 921</u>	1 March 2022
\$104-7843.	<u>\$107 461</u>	1 March 2023
<u>4.</u>	<u>\$108 015</u>	<u>1 March 2024</u>
<u>5.</u>	\$105 335 <u>273</u>	1 March 2024 <u>2025</u>
<u>6.</u>	\$102 595 <u>531</u>	1 March 2025 <u>2026</u>
<u>7.</u>	<u>\$101 115</u>	<u>1 March 2027</u>

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[Regulation 4 inserted: Gazette 5 Jan 2018 p. 3-4; amended: Gazette 20 Sep 2019 p. 3386; [SL 2021/29 r. 4.](#)]

5. ~~Specific provision for 2020~~ Waiver of fee to be paid on 1 March 2021

- (1) The fee payable on 1 March 2021 under ~~this Part on 1 March 2020~~ is waived.
- ~~(2) For the purposes of the Abrolhos Islands Voluntary Scheme, the fee of \$79 803 is~~
 - ~~(a) imposed in respect of each authorisation; and~~
 - ~~(b) due on 4 December 2020; and~~

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~~(c) payable in accordance with~~ regulation 4(3), as in force immediately before the commencement of the *Fisheries Adjustment Schemes Amendment Regulations 2021* regulation 4, is waived.

[Regulation 5 inserted: SL ~~2020/226~~2021/29 r. 45.]

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

[Part 3 (r. 7-9) deleted: Gazette 20 Sep 2019 p. 3387.]

Part 4 — Shark Bay Prawn Managed Fishery

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

11. Fee ~~under for 2021 — Act s. 8-imposed~~

- (1) For the purposes of the Shark Bay Prawn Managed Fishery Voluntary Scheme, ~~a fee of \$215 476 is~~ the fees specified in the Table are imposed in respect of each authorisation ~~and must be paid by the date set out opposite the fee in the Table.~~

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

12. ~~Payments to be made on 1 March~~

~~(1) Table~~

<u>Item</u>	<u>Fee imposed</u>	<u>Date by which fee must be paid</u>
<u>1.</u>	<u>\$56 354</u>	<u>31 March 2021</u>

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<u>Item</u>	<u>Fee imposed</u>	<u>Date by which fee must be paid</u>
<u>2.</u>	<u>\$52 790</u>	<u>1 June 2021</u>
<u>3.</u>	<u>\$52 887</u>	<u>1 September 2021</u>
<u>4.</u>	<u>\$53 000</u>	<u>1 December 2021</u>

~~(2) 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~~ fees specified in the Table to subregulation (1) are payable to the CEO at the head office of the Department.

[Regulation 11 inserted: SL 2021/29 r. 6.]

12. Waiver of fee to be paid on 1 March 2021

The fee payable on 1 March 2021 under this Part, as in force immediately before the commencement of the *Fisheries Adjustment Schemes Amendment Regulations 2021* regulation 6, is waived.

[Regulation 12 inserted: Gazette 5 Jul 2011 p. 2825; amended: Gazette 13 Jan 2015 p. 248; SL 2021/29 r. 6.]

[12A. Specific provision for 2020 fee

~~(1) The fee payable under this Part on 1 March 2020 is waived to the extent of \$107 738.~~

~~(2) For the purposes of the Shark Bay Prawn Managed Fishery Voluntary Scheme, the fee of \$103 713 is~~

~~(a) imposed in respect of each authorisation; and~~

~~(b) due on 4 December 2020; and~~

~~(c) payable in accordance with regulation 12(3).~~

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Shark Bay Prawn Managed Fishery **Part 4**

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~~[Regulation 12A inserted Deleted: SL 2020/226 2021/29 r. 56.]~~ |

Part 5 — Shark Bay Scallop Managed Fishery

[Heading inserted: 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 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: Gazette 5 Jul 2011 p. 2825; amended: Gazette 20 Sep 2019 p. 3387.]

14. Fee under s. 8 imposed — generally

- (1) For the purposes of the Shark Bay Scallop Managed Fishery Voluntary Scheme, the fees specified in the Table are imposed in respect of each managed fishery licence, other than Managed Fishery Licence No. SBSC2094.
- (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 fees specified in the Table are payable to the CEO at the head office of the Department.

Table

Fee imposed	Date by which fee must be paid
\$110 097	1 March 2020
\$109 521	1 March 2021

Fee imposed	Date by which fee must be paid
\$52 496	1 March 2022
\$51 526	1 March 2023

[Regulation 14 inserted: Gazette 20 Sep 2019 p. 3387.]

15. Fee under s. 8 imposed — Managed Fishery Licence No. SBSC2094

- (1) For the purposes of the Shark Bay Scallop Managed Fishery Voluntary Scheme, the fees specified in the Table are imposed in respect of Managed Fishery Licence No. SBSC2094.
- (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 fees specified in the Table are payable to the CEO at the head office of the Department.

Table

Fee imposed	Date by which fee must be paid
\$107 526	1 March 2020
\$106 951	1 March 2021

[Regulation 15 inserted: Gazette 20 Sep 2019 p. 3387-8.]

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Notes Compilation table

Notes

This is a compilation of the *Fisheries Adjustment Schemes Regulations 2009* and includes amendments made by other written laws. For provisions that have come into operation, and for information about any reprints, see the compilation table.

Compilation table

Citation	Published	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))
<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))
Reprint 1: The Fisheries Adjustment Schemes Regulations 2009 as at 10 Mar 2017 (includes amendments listed above)		
<i>Fisheries Adjustment Schemes Amendment Regulations 2017</i>	5 Jan 2018 p. 3-4	r. 1 and 2: 5 Jan 2018 (see r. 2(a)); Regulations other than r. 1 and 2: 6 Jan 2018 (see r. 2(b))
<i>Fisheries Adjustment Schemes Amendment Regulations 2019</i>	20 Sep 2019 p. 3386-8	r. 1 and 2: 20 Sep 2019 (see r. 2(a)); Regulations other than r. 1 and 2: 21 Sep 2019 (see r. 2(b))
<i>Fisheries Adjustment Schemes Amendment Regulations 2020</i>	SL 2020/226 20 Nov 2020	r. 1 and 2: 20 Nov 2020 (see r. 2(a)); Regulations other than r. 1 and 2: 21 Nov 2020 (see r. 2(b))

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Compilation table

Notes

Citation	Published	Commencement
<i>Fisheries Adjustment Schemes Amendment Regulations 2021</i>	SL 2021/29 26 Mar 2021	r. 1 and 2: 26 Mar 2021 (see r. 2(a)); Regulations other than r. 1 and 2: 27 Mar 2021 (see r. 2(b))