

# — PART 1 —

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## FISHERIES

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FI301\*

Fish Resources Management Act 1994

### Fish Resources Management Amendment Regulations (No. 9) 2009

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council.

**1. Citation**

These regulations are the *Fish Resources Management Amendment Regulations (No. 9) 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 1 July 2009.

**3. Regulations amended**

These regulations amend the *Fish Resources Management Regulations 1995*.

**4. Regulation 129 amended**

In regulation 129(2)(b) delete “item 5” and insert:

item 4

**5. Regulation 166 amended**

In regulation 166(1)(b) delete “item 14” and insert:

item 13

**6. Regulation 176 amended**

In regulation 176(2)(b) delete “item 16” and insert:

item 15

**7. Regulation 178 amended**

In regulation 178(2)(b) delete “item 15” and insert:

item 14

**8. Regulation 179 amended**

In regulation 179(3)(b) delete “item 19” and insert:

item 18

**9. Schedule 1 replaced**

Delete Schedule 1 and insert:

**Schedule 1 — Fees****Part 1 — General fees****Table**

<b>Fees</b>	<b>\$</b>
1. Application for an exemption under section 7(4) —	
(a) to the Minister, for any purpose (as provided by section 7(2) of the Act)	2 220.00
(b) to the CEO, for the purposes of scientific research (as provided by section 7(3)(a)), or for educational and community awareness programmes (as provided by section 7(3)(g))	290.00
(c) to the CEO, for one of the purposes provided by section 7(3)(b), (c), (d), (e), or (f)	1 170.00
2. Copy of entry on, or extract from, the register (reg. 114(2)(a))	31.00
3. Access to the register in electronic form (reg. 114(2)(b))	31.00
4. Application for replacement authorisation (reg. 129)	19.00

**Part 2 — Application fees**

[reg. 135]

Fee	\$
1. Fishing boat licence, grant or renewal (reg. 118)	82.00
For transfer	453.00
For variation	453.00
2. Carrier boat licence, grant or renewal (reg. 120)	82.00
For transfer	453.00
For variation	453.00
3. Commercial fishing licence, grant or renewal (reg. 122)	82.00
4. Recreational fishing licence, grant, variation or renewal (reg. 124) —	
(a) Fishing for rock lobster	38.00
(b) Fishing for marron	26.00
(c) Fishing for abalone	44.00
(d) Fishing for all freshwater fish (other than crustaceans) in waters south of 29 degrees south latitude above the tidal influence including all lakes, dams, rivers and their tributaries	26.00
(e) Fishing by means of a fishing net	31.00
(f) All the activities specified in paragraphs (a) to (e) endorsed on one licence	87.00
5. Rock lobster pot licence, grant or renewal (reg. 126)	82.00
For transfer	310.00
6. Application for authority to use another boat (reg. 132)	453.00
7. Grant of permit under section 80 of the Act	442.00
8. Fish processor's licence under section 83 of the Act	442.00
For renewal	86.00
For transfer	517.00
For variation (other than as set out in item 9)	517.00
9. Variation of fish processor's licence to change place at which fish may be processed under the licence	517.00
10. Aquaculture lease, grant or renewal (reg. 67)	2 340.00

Fee	\$
11. Aquaculture licence under section 92 of the Act —	
In respect of freehold land	162.00
In respect of non-freehold land	733.00
For renewal	82.00
For transfer (freehold land)	162.00
For transfer (non-freehold land)	539.00
For variation (freehold land)	162.00
For variation (non-freehold land)	539.00
12. Authorisation under section 66 of the Act	312.00
For renewal	82.00
For transfer	453.00
For variation	453.00
13. Exclusive licence, grant or renewal (reg. 166)	733.00
14. Authority to take fish for scientific purposes (reg. 178)	82.00
15. Authority to bring in non-endemic fish (reg. 176)	145.00
16. Temporary transfer of part entitlements under section 141 of the Act	145.00
17. Register — notation under section 127 of the Act	145.00
Register — variation under section 131 of the Act	145.00
Register — removal of record under section 131 of the Act	145.00
18. Authority to take or handle fish for genetic or chemical extraction or analysis (reg. 179)	733.00
19. Aquatic eco-tourism operator's licence (reg. 128B) or restricted fishing tour operator's licence (reg. 128J)	65.00
For renewal	70.00
For transfer	393.00
For variation	393.00
20. Fishing tour operator's licence (reg. 128J)	65.00
For renewal	70.00
For transfer	393.00
For variation	393.00

**Part 3 — Fees for the grant or renewal of authorisations**

[reg. 137]

Fee	\$
1. Fish processor's licence Types of processing establishments —	
(a) processing establishment that is erected on land and that is used for processing either rock lobsters or prawns	819.00
(b) processing establishment that is erected on land and that is used for processing both rock lobsters and prawns	1 503.00
(c) processing establishment that is erected on land and that is used for processing any fish including rock lobsters and prawns	2 020.00
(d) processing establishment that is erected on land and that is used for processing any fish including either rock lobsters or prawns	1 217.00
(e) processing establishment that is erected on land and that is used for processing any fish other than rock lobsters and prawns	399.00
(f) seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by it	399.00
(g) seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by other boats	399.00
2. Aquaculture licence	
(a) any licence other than a licence referred to in paragraph (b)	345.00
(b) a licence that authorises the aquaculture of marron only and is subject to the condition that the sale of the marron is prohibited unless the marron — (i) are of a length not less than 76 mm; and (ii) are sold to a person who holds an aquaculture licence or fish processor's licence	No fee
3. Managed fishery licence fees	
(1) Abalone Managed Fishery, the sum obtained by multiplying the total kg of entitlement conferred by the licence (but excluding any entitlement transferred to or from the licence	

Fee	\$
under section 141 of the Act) by the fee for each kg, as follows —	
(a) for greenlip abalone, per kg	10.80
(b) for brownlip abalone, per kg	10.80
(c) for Roe's abalone, per kg	3.30
(2) Abrolhos Islands and Mid West Trawl Managed Fishery, per gear unit	6 049.00
(3) Broome Prawn Managed Fishery	8 504.00
(4) Cockburn Sound (Crab) Managed Fishery, per pot	27.29
(5) Cockburn Sound (Fish Net) Managed Fishery	815.00
(6) Cockburn Sound (Line and Pot) Managed Fishery	119.00
(7) Cockburn Sound (Mussel) Managed Fishery	122.00
(8) Esperance Rock Lobster Managed Fishery, per pot	61.93
(9) Exmouth Gulf Prawn Managed Fishery	18 792.00
(10) Kimberley Gillnet and Barramundi Managed Fishery, per boat	2 466.00
(11) Kimberley Prawn Managed Fishery —	
(a) for a Class 1 licence	945.00
(b) for a Class 2 licence	945.00
(c) for a Class 3 licence	5 000.00
(12) Marine Aquarium Fish Managed Fishery —	
(a) for an individual	955.00
(b) for a body corporate	955.00
(13) Nickol Bay Prawn Managed Fishery	3 592.00
(14) Northern Demersal Scalefish Fishery —	
(a) for an "A" class licence	17.00
(b) for a "B" class licence, per unit of entitlement	62.45
(15) Onslow Prawn Managed Fishery —	
(a) for an "A" class licence	10 404.00
(b) for a "B" class licence	3 663.00
(c) for a "C" class licence	122.00
(d) for a "D" class licence	122.00
(16) Pilbara Fish Trawl Interim Managed Fishery, per fish trawl unit	8.25
(17) Pilbara Trap Managed Fishery, per trap unit	6.95

Fee	\$
(18) Shark Bay Beach Seine and Mesh Net Managed Fishery, per fishing unit	2 748.00
(19) Shark Bay Prawn Managed Fishery	33 912.00
(20) Shark Bay Scallop Managed Fishery —	
(a) for a class A boat, per boat	27 223.00
(b) for a class B boat, per boat	3 529.00
(21) Shark Bay Snapper Managed Fishery, per unit	15.47
(22) South Coast Estuarine Managed Fishery	1 163.00
(23) South Coast Purse Seine Managed Fishery, the sum obtained by multiplying the number of units of entitlement determined in accordance with that management plan, conferred by the licence by the fee for each unit as follows —	
(a) for zone 1	18.32
(b) for zone 2	25.56
(c) for zone 3	54.87
(d) for zone 4	105.16
(24) South Coast Salmon Managed Fishery, per team	1 268.00
(25) South West Coast Salmon Managed Fishery, per team	624.00
(26) South West Trawl Managed Fishery —	
(a) for zone A	955.00
(b) for zone B	955.00
(c) for zone A and B	955.00
(d) for zone B and C	955.00
(e) for zone B and D	955.00
(27) Specimen Shell Managed Fishery	1 030.00
(28) Warnbro Sound (Crab) Managed Fishery	1 083.00
(29) West Coast (Beach Bait Fish Net) Managed Fishery	277.00
(30) West Coast Demersal Gillnet and Demersal Longline Interim Managed Fishery, per unit	3.25
(31) West Coast Purse Seine Managed Fishery	2 235.00
(32) West Coast Rock Lobster Managed Fishery, per unit	147.00
(33) Windy Harbour-Augusta Rock Lobster Managed Fishery, per pot	46.67

Fee	\$
4. Aquatic eco-tourism operator's licence or restricted fishing tour operator's licence Types of operation —	
(1)(a) Using — (i) one boat with a surveyed length of more than 7.5 m and an open water passenger capacity of 20 persons or less and an associated power boat with a length of 4.5 m or more but 7.5 m or less, in one zone; or (ii) one or more boats with a surveyed length of 7.5 m or less and a combined open water passenger carrying capacity of 20 persons or less, in one zone	259.00
(b) In addition to the fee specified in item 4(1)(a) —	
(i) for each additional 10 passengers or part thereof	129.00
(ii) for each additional associated power boat with a surveyed length of 4.5 m or more but 7.5 m or less	259.00
(iii) for a licence to operate the boat in more than one zone, for each additional zone	129.00
(iv) for each additional boat specified in the licence with a surveyed length of more than 7.5 m and an open water passenger capacity of 20 persons or less	259.00
(2)(a) A land based operation authorised to operate in one zone with not more than 20 tourists taking part in the tour	259.00
(b) In addition to the fee specified in item 4(2)(a) —	
(i) for each additional capacity of 10 tourists	129.00
(ii) for a licence to operate in more than one zone, for each additional zone	129.00
(3)(a) A combination of boat and land or boat and aircraft operations with a total passenger carrying capacity of 20 persons or less, authorised to operate in one zone and a maximum of 2 boats with a surveyed length of 4.5 m or more but 7.5 m or less	259.00



Fee	\$
(b) In addition to the fee specified in item 4(3)(a) —	
(i) for each additional capacity of 10 tourists or part thereof	129.00
(ii) for each additional associated power boat with a surveyed length of 4.5 m or more but 7.5 m or less	259.00
(iii) for a licence to operate a boat in more than one zone, for each additional zone	129.00
5. Fishing tour operator's licence Types of operation —	
(1)(a) Using a boat with a surveyed length of more than 7.5 m and an open water passenger capacity of 20 persons or less and an associated power boat with a length of 4.5 m or more but 7.5 m or less, in one zone	636.00
(b) In addition to the fee specified in item 5(1)(a) —	
(i) for each additional associated power boat with a surveyed length of more than 7.5 m and a maximum passenger carrying capacity of 20 passengers or less	636.00
(ii) for each additional associated power boat with a surveyed length of more than 4.5 m but less than 7.5 m	312.00
(iii) for each additional passenger carrying capacity of 10 passengers or a part thereof	312.00
(iv) for a licence to operate in more than one zone, for each additional zone	636.00
(2)(a) A land based operation, authorised to operate in one zone with a maximum capacity of 20 passengers	259.00
(b) In addition to the fee specified in item 5(2)(a) —	
(i) for each additional 10 passengers carrying capacity or part thereof	129.00
(ii) for a licence to operate in more than one zone, for each additional zone	129.00

Fee	\$
(3)(a) A combination of boat and land or boat and aircraft operations with a total passenger carrying capacity of 20 persons or less, authorised to operate in one zone and a maximum of 2 boats with a surveyed length of 4.5 m or more but 7.5 m or less	636.00
(b) In addition to the fee specified in item 5(3)(a) —	
(i) for each additional capacity of 10 passengers or part thereof	312.00
(ii) for each additional associated power boat with a surveyed length of 4.5 m or more but 7.5 m or less	312.00
(iii) for a licence to operate a boat in more than one zone, for each additional zone	636.00
6. Fishing boat licence Types of boat —	
(1) a boat 6.5 m or longer	315.00
(2) a boat shorter than 6.5 m	85.00
7. Tag authorising the possession of one pink snapper in the Freycinet Estuary	10.00

By Command of the Lieutenant-Governor and  
deputy of the Governor,

R. KENNEDY, Clerk of the Executive Council.