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**FISHERIES**

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FI301\*

Fish Resources Management Act 1994

**Fish Resources Management Amendment  
Regulations (No. 5) 2005**

Made by the Administrator in Executive Council.

**1. Citation**

These regulations are the *Fish Resources Management Amendment Regulations (No. 5) 2005*.

**2. Commencement**

These regulations come into operation on 4 October 2005.

**3. The regulations amended**

The amendments in these regulations are to the *Fish Resources Management Regulations 1995*\*.

[\* *Reprint 4 as at 14 November 2003.*

*For amendments to 3 August 2005 see Western Australian Legislation Information Tables for 2004, Table 4, p. 130-1, and Gazette 1 March and 3 June 2005.]*

**4. Schedule 1 amended**

(1) Schedule 1 Part 1 is amended as follows:

(a) in items 2 and 3 by deleting “26.00” and inserting instead —

“ 27.00 ”;

(b) in item 5 by deleting “16.00” and inserting instead —

“ 17.00 ”.

- (2) Schedule 1 Part 2 is repealed and the following Part is inserted instead —

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## Part 2 — Application fees

[reg. 135]

Fees	\$
1. Fishing boat licence, grant or renewal (reg. 118) .....	70.00
For transfer .....	390.00
For variation .....	390.00
2. Carrier boat licence, grant or renewal (reg. 120) .....	70.00
For transfer .....	390.00
For variation .....	390.00
3. Commercial fishing licence, grant or renewal (reg. 122) .....	70.00
4. Recreational fishing licence, grant, variation or renewal (reg. 124) —	
(a) Fishing for rock lobster .....	32.00
(b) Fishing for marron .....	22.00
(c) Fishing for abalone .....	38.00
(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 .....	22.00
(e) Fishing by means of a fishing net .....	27.00
(f) all the activities specified in paragraphs (a) to (e) endorsed on one licence .....	75.00
5. Rock lobster pot licence, grant or renewal (reg. 126) .....	70.00
For transfer .....	265.00
6. Application for authority to use another boat (reg. 132) .....	390.00
7. Grant of permit under section 80 of the Act .....	380.00
8. Fish processor's licence under section 83 of the Act .....	380.00
For renewal .....	75.00
For transfer .....	445.00
For variation (other than as set out in item 9) .....	445.00
9. Variation of fish processor's licence to change place at which fish may be processed under the licence .....	445.00
10. Aquaculture lease, grant or renewal (reg. 67) .....	2 000.00
11. Aquaculture licence under section 92 of the Act —	
In respect of freehold land .....	140.00
In respect of non-freehold land .....	628.00
For renewal .....	70.00
For transfer (freehold land) .....	140.00
For transfer (non-freehold land) .....	460.00
For variation (freehold land) .....	140.00
For variation (non-freehold land) .....	460.00
12. Authorisation under section 66 of the Act .....	267.00
For renewal .....	70.00
For transfer .....	392.00
For variation .....	392.00
13. Oyster fishing licence (reg. 128) .....	265.00
For renewal .....	70.00
14. Exclusive licence, grant or renewal (reg. 166) .....	628.00
15. Authority to take fish for scientific purposes (reg. 178) .....	70.00
16. Authority to bring in non-endemic fish (reg. 176) .....	125.00
17. Temporary transfer of part entitlements under section 141 of the Act .....	125.00
18. Register — notation under section 127 of the Act .....	125.00
Register — variation under section 131 of the Act .....	125.00
Register — removal of record under section 131 of the Act ...	125.00
19. Authority to take or handle fish for genetic or chemical extraction or analysis (reg. 179) .....	628.00

	Fees	\$
20.	Aquatic eco-tourism operator's licence (reg. 128B) or restricted fishing tour operator's licence (reg. 128J) .....	55.00
	For renewal .....	60.00
	For transfer .....	335.00
	For variation .....	335.00
21.	Fishing tour operator's licence (reg. 128J) .....	55.00
	For renewal .....	60.00
	For transfer .....	335.00
	For variation .....	335.00

- (3) Schedule 1 Part 3 item 1 is deleted and the following item is inserted instead —

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 ..... 700.00
  - (b) processing establishment that is erected on land and that is used for processing both rock lobsters and prawns ..... 1 395.00
  - (c) processing establishment that is erected on land and that is used for processing any fish including rock lobsters and prawns ..... 1 730.00
  - (d) processing establishment that is erected on land and that is used for processing any fish including either rock lobsters or prawns ..... 1 040.00
  - (e) processing establishment that is erected on land and that is used for processing any fish other than rock lobsters and prawns ..... 340.00
  - (f) seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by it ..... 340.00
  - (g) seagoing processing establishment that is used solely for processing fish including rock lobsters and prawns taken by other boats ..... 340.00

- (4) Schedule 1 Part 3 item 2(a) is amended by deleting "280.00" and inserting instead —

“ 295.00 ”.

- (5) Schedule 1 Part 3 items 4 and 5 are deleted and the following items are inserted instead —

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 .....	220.00
(b) In addition to the fee specified in item 4(1)(a) —	
(i) for each additional 10 passengers or part thereof .....	110.00
(ii) for each additional associated power boat with a surveyed length of 4.5 m or more but 7.5 m or less .....	220.00
(iii) for a licence to operate the boat in more than one zone, for each additional zone .....	110.00
(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 .....	220.00
(2)(a) A land based operation authorised to operate in one zone with not more than 20 tourists taking part in the tour .....	220.00
(b) In addition to the fee specified in item 4(2)(a) —	
(i) for each additional capacity of 10 tourists ...	110.00
(ii) for a licence to operate in more than one zone, for each additional zone .....	110.00
(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 .....	220.00
(b) In addition to the fee specified in item 4(3)(a) —	
(i) for each additional capacity of 10 tourists or part thereof .....	110.00
(ii) for each additional associated power boat with a surveyed length of 4.5 m or more but 7.5 m or less .....	220.00
(iii) for a licence to operate a boat in more than one zone, for each additional zone .....	110.00
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 .....	545.00
(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 .....	545.00
(ii) for each additional associated power boat with a surveyed length of more than 4.5 m but less than 7.5 m .....	270.00
(iii) for each additional passenger carrying capacity of 10 passengers or a part thereof ..	270.00
(iv) for a licence to operate in more than one zone, for each additional zone .....	545.00

(2)(a)	A land based operation, authorised to operate in one zone with a maximum capacity of 20 passengers .....	220.00
(b)	In addition to the fee specified in item 5(2)(a) —	
(i)	for each additional 10 passengers carrying capacity or part thereof .....	110.00
(ii)	for a licence to operate in more than one zone, for each additional zone .....	110.00
(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 .....	545.00
(b)	In addition to the fee specified in item 5(3)(a) —	
(i)	for each additional capacity of 10 passengers or part thereof .....	270.00
(ii)	for each additional associated power boat with a surveyed length of 4.5 m or more but 7.5 m or less .....	270.00
(iii)	for a licence to operate a boat in more than one zone, for each additional zone .....	545.00

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By Command of the Administrator,

M. C. WAUCHOPE, Clerk of the Executive Council.