



New South Wales

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009

under the

Fisheries Management Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Fisheries Management Act 1994*.

IAN MACDONALD, MLC
Minister for Primary Industries

Explanatory note

The object of this Regulation is to increase certain fees, charges and contributions payable under the *Fisheries Management Act 1994*.

This Regulation is made under the *Fisheries Management Act 1994*, including sections 37 (6), 70 (5), 76 (3), 84 (4), 91 (3) (d), 97 (1), 110 (7), 115A (3), 118 (2), 127C (8) (b), 145 (2) (c), 156 (1) (a), 172 (2), 173 (2), 174 (2) and 289 (the general regulation-making power).

2009 No 302

Clause 1 Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009

under the

Fisheries Management Act 1994

1 Name of Regulation

This Regulation is the *Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009*.

2 Commencement

This Regulation commences on 1 July 2009 and is required to be published on the NSW legislation website.

Schedule 1 Amendments relating to fees, charges and contributions

1.1 Fisheries Management (Abalone Share Management Plan) Regulation 2000

[1] Appendix Abalone Share Management Plan

Omit "\$254" from clause 9 (2) (a). Insert instead "\$260".

[2] Appendix, clause 9 (2) (b)

Omit "\$445". Insert instead "\$456".

[3] Appendix, clause 19 (2) (b)

Omit "\$190". Insert instead "\$195".

1.2 Fisheries Management (Aquaculture) Regulation 2007

[1] Clause 5 Fee payable when applying for an aquaculture permit

Omit "\$254" wherever occurring in clause 5 (1) (a) and (b).
Insert instead "\$260".

[2] Clause 5 (1) (c) and (f)

Omit "\$381" wherever occurring. Insert instead "\$391".

[3] Clause 5 (1) (d), (g) and (h)

Omit "\$635" wherever occurring. Insert instead "\$651".

[4] Clause 5 (1) (e)

Omit "\$507". Insert instead "\$520".

[5] Clause 5 (1) (i) and (2) (a)

Omit "\$64" wherever occurring. Insert instead "\$66".

[6] Clause 5 (2) (b)

Omit "\$127". Insert instead "\$130".

[7] Clause 7 Aquaculture permit holders liable to pay contributions towards cost of administration

Omit "\$445" from clause 7 (2). Insert instead "\$456".

2009 No 302

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009

Schedule 1 Amendments relating to fees, charges and contributions

- [8] **Clause 11 Aquaculture permit holders liable to pay contributions for research**
Omit “\$35” from clause 11 (3) (a). Insert instead “\$36”.
- [9] **Clause 11 (3) (b) and (c) (i)**
Omit “\$127” wherever occurring. Insert instead “\$130”.
- [10] **Clause 11 (3) (c) (ii)**
Omit “\$26”. Insert instead “\$27”.
- [11] **Clause 31 Application for, and refusal of, an aquaculture lease**
Omit “\$635” wherever occurring in clause 31 (2) (a)–(c).
Insert instead “\$651”.
- [12] **Clause 31 (2) (d)**
Omit “\$1,017”. Insert instead “\$1,042”.
- [13] **Clause 38 Application for renewal of an aquaculture lease**
Omit “\$507” from clause 38 (2) (a). Insert instead “\$520”.
- [14] **Clause 38 (2) (b) and (d)**
Omit “\$381” wherever occurring. Insert instead “\$391”.
- [15] **Clause 38 (2) (c)**
Omit “\$635”. Insert instead “\$651”.
- [16] **Clause 40 Minimum rent for leased area**
Omit “\$127” from clause 40 (1) (a). Insert instead “\$130”.
- [17] **Clause 40 (1) (b)**
Omit “\$47”. Insert instead “\$48”.
- [18] **Clause 44 Fee payable for Minister’s consent to subletting of leased area**
Omit “\$445”. Insert instead “\$456”.
- [19] **Clause 45 Procedure for getting Minister’s consent to transfer of aquaculture lease**
Omit “\$699” from clause 45 (2) (c). Insert instead “\$716”.
- [20] **Clause 45 (3)**
Omit “\$64”. Insert instead “\$66”.

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- [21] **Clause 46 Transmission of aquaculture lease on lessee's death**
Omit "\$445" from clause 46 (1) (b). Insert instead "\$456".
- [22] **Clause 46 (2)**
Omit "\$64". Insert instead "\$66".
- [23] **Clause 47 Aquaculture lease may be surrendered**
Omit "\$318" from clause 47 (1) (b). Insert instead "\$326".
- [24] **Clause 47 (2)**
Omit "\$64". Insert instead "\$66".
- [25] **Clause 47 (3) (d)**
Omit "\$445". Insert instead "\$456".
- [26] **Clause 48 Aquaculture leases may be consolidated**
Omit "\$507" from clause 48 (2) (c). Insert instead "\$520".
- [27] **Clause 49 Aquaculture leases may be subdivided**
Omit "\$507" from clause 49 (2) (c). Insert instead "\$520".
- [28] **Clause 50 Certified copy of lease or plan**
Omit "\$64" wherever occurring in clause 50 (1) (a) and (3) (c).
Insert instead "\$66".
- [29] **Clause 54 Obligations of aquaculture lessee to mark out leased area**
Omit "\$64" from clause 54 (4). Insert instead "\$66".
- [30] **Clause 66 Permit required to gather marine vegetation for commercial purposes**
Omit "\$127" from clause 66 (10). Insert instead "\$130".
- [31] **Clause 67 Fee for permit under section 37 of the Act**
Omit "\$190" from clause 67 (1). Insert instead "\$195".
- 1.3 Fisheries Management (General) Regulation 2002**
- [1] **Clause 24 Registration**
Omit "\$26" from clause 24 (4). Insert instead "\$27".

2009 No 302

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009

Schedule 1 Amendments relating to fees, charges and contributions

- [2] **Clause 121 Issue of replacement receipts**
Omit "\$6". Insert instead "\$6.60".
- [3] **Clause 133A Fees for marine park permits under section 37 of the Act**
Omit "\$64" from clause 133A (1). Insert instead "\$66".
- [4] **Clause 133O Approval of transfers by Director-General**
Omit "\$254" from clause 133O (5). Insert instead "\$260".
- [5] **Clause 137 Special endorsements to take fish in share management fishery**
Omit "\$127". Insert instead "\$130".
- [6] **Clause 141 Fee for registration of dealings in shares**
Omit "\$254" from clause 141 (1) (a). Insert instead "\$260".
- [7] **Clause 141 (1) (b)**
Omit "\$445". Insert instead "\$456".
- [8] **Clause 142 Fee for inspection of Share Register and registered documents**
Omit "\$13" from clause 142 (1) (a) (i). Insert instead "\$14".
- [9] **Clause 142 (1) (b)**
Omit "\$64". Insert instead "\$66".
- [10] **Clause 144 Fee for application for issue of commercial fishing licence**
Omit "\$507" wherever occurring in clause 144 (2) (a) and (b).
Insert instead "\$520".
- [11] **Clause 144 (2) (c)**
Omit "\$127". Insert instead "\$130".
- [12] **Clause 147 Renewal of commercial fishing licence**
Omit "\$254" from clause 147 (2A) (a). Insert instead "\$260".
- [13] **Clause 147 (2A) (b)**
Omit "\$127". Insert instead "\$130".

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- [14] **Clause 150C Annual contribution by participants in southern fish trawl restricted fishery**
Omit "\$530" from clause 150C (2) (a). Insert instead "\$543".
- [15] **Clause 150C (2) (b)**
Omit "\$338". Insert instead "\$346".
- [16] **Clause 150D Annual contribution by participants in sea urchin and turban shell restricted fishery**
Omit "\$1,272" from clause 150D (2). Insert instead "\$1,304".
- [17] **Clause 151 Fee for application for issue of fishing boat licence**
Omit "\$178" wherever occurring in clause 151 (2) (a) and (b).
Insert instead "\$182".
- [18] **Clause 151 (2) (b)**
Omit "\$26". Insert instead "\$27".
- [19] **Clause 154 Renewal of fishing boat licence**
Omit "\$50" wherever occurring in clause 154 (2A) (a) and (b).
Insert instead "\$51".
- [20] **Clause 154 (2A) (b)**
Omit "\$26". Insert instead "\$27".
- [21] **Clause 158 Transfer of right to a fishing boat licence**
Omit "\$318" from clause 158 (3). Insert instead "\$326".
- [22] **Clause 161 Fee to accompany application for registration**
Omit "\$127". Insert instead "\$130".
- [23] **Clause 181 Transfer of quota**
Omit "\$190" from clause 181 (2) (c). Insert instead "\$195".
- [24] **Clause 238 Endorsement fees**
Omit "\$2,540" from clause 238 (1) (a). Insert instead "\$2,604".
- [25] **Clause 238 (1) (b) and (c)**
Omit "\$318" wherever occurring. Insert instead "\$326".

2009 No 302

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2009

Schedule 1 Amendments relating to fees, charges and contributions

- [26] **Clause 242 Transfer fee**
Omit "\$3,175" from clause 242 (1). Insert instead "\$3,254".
- [27] **Clause 285 Applications for registration as fish receiver**
Omit "\$952" from clause 285 (2). Insert instead "\$976".
- [28] **Clause 285 (3) (a)**
Omit "\$3,102". Insert instead "\$3,180".
- [29] **Clause 285 (3) (b)**
Omit "\$1,550". Insert instead "\$1,589".
- [30] **Clause 299 Annual licence fee**
Omit "\$476" from clause 299 (1). Insert instead "\$488".
- [31] **Clause 299 (1)**
Omit "\$96". Insert instead "\$98".
- [32] **Clause 305 Transfer of entitlement to history of operations**
Omit "\$318" from clause 305 (3). Insert instead "\$326".
- [33] **Clause 306 Boat replacement**
Omit "\$318" from clause 306 (1) (b). Insert instead "\$326".
- [34] **Clause 308 Renewal of licence**
Omit "\$127" from clause 308 (5). Insert instead "\$130".
- 1.4 Fisheries Management (Lobster Share Management Plan) Regulation 2000**
- [1] **Appendix Lobster Share Management Plan**
Omit "\$254" from clause 9 (2) (a). Insert instead "\$260".
- [2] **Appendix, clause 9 (2) (b)**
Omit "\$445". Insert instead "\$456".
- [3] **Appendix, clause 19 (2) (b)**
Omit "\$190". Insert instead "\$195".

1.5 Fisheries Management (Supporting Plan) Regulation 2006

[1] Appendix

Omit "\$795" wherever occurring in clause 10A (2) and (3) (a).

Insert instead "\$815".

[2] Appendix, clause 10A (3) (b)

Omit "\$99". Insert instead "\$101".