



New South Wales

# Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011

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*.

KATRINA HODGKINSON, MP  
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), 40 (2) (m), 70 (5), 76 (3), 91 (3) (d), 97 (1), 110 (7), 115A (3), 118 (2), 127C (8) (b), 145 (2) (c), 156 (1) (a), 165 (5), 167 (7), 172 (2), 173 (2), 174 (2) and 289 (the general regulation-making power).

**2011 No 299**

Clause 1 Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011

---

**Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011**

under the

Fisheries Management Act 1994

**1 Name of Regulation**

This Regulation is the *Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011*.

**2 Commencement**

This Regulation commences on 1 July 2011 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 "\$268" from clause 9 (2) (a). Insert instead "\$277".

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

Omit "\$469". Insert instead "\$484".

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

Omit "\$201". Insert instead "\$208".

**[4] Appendix, clause 36 (1)**

Omit "\$334". Insert instead "\$345".

### **1.2 Fisheries Management (Aquaculture) Regulation 2007**

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

Omit "\$268" wherever occurring in clause 5 (1) (a) and (b).  
Insert instead "\$277".

**[2] Clauses 5 (1) (c) and (f) and 38 (2) (b) and (d)**

Omit "\$402" wherever occurring. Insert instead "\$415".

**[3] Clauses 5 (1) (d), (g) and (h), 31 (2) (a)–(c) and 38 (2) (c)**

Omit "\$670" wherever occurring. Insert instead "\$692".

**[4] Clauses 5 (1) (e), 38 (2) (a), 48 (2) (c) and 49 (2) (c)**

Omit "\$535" wherever occurring. Insert instead "\$553".

**[5] Clauses 5 (1) (i) and (2) (a), 45 (3), 46 (2), 47 (2), 50 (1) (a) and (3) (c) and 54 (4)**

Omit "\$68" wherever occurring. Insert instead "\$70".

**[6] Clauses 5 (2) (b), 11 (3) (b) and (c) (i), 40 (1) (a) and 66 (10)**

Omit "\$134" wherever occurring. Insert instead "\$138".

## 2011 No 299

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011

Schedule 1 Amendments relating to fees, charges and contributions

---

- [7] **Clauses 7 (2), 44, 46 (1) (b) and 47 (3) (d)**  
Omit "\$469" wherever occurring. Insert instead "\$484".
- [8] **Clause 11 Aquaculture permit holders liable to pay contributions for research**  
Omit "\$37" from clause 11 (3) (a). Insert instead "\$38".
- [9] **Clause 11 (3) (c) (ii)**  
Omit "\$28". Insert instead "\$29".
- [10] **Clause 31 Application for, and refusal of, aquaculture lease**  
Omit "\$1,072" from clause 31 (2) (d). Insert instead "\$1,107".
- [11] **Clause 40 Minimum rent for leased area**  
Omit "\$49" from clause 40 (1) (b). Insert instead "\$51".
- [12] **Clause 45 Procedure for getting Minister's consent to transfer of aquaculture lease**  
Omit "\$737" from clause 45 (2) (c). Insert instead "\$761".
- [13] **Clause 47 Aquaculture lease may be surrendered**  
Omit "\$335" from clause 47 (1) (b). Insert instead "\$346".
- [14] **Clause 67 Fee for permit under section 37 of the Act**  
Omit "\$201" from clause 67 (1). Insert instead "\$208".

### 1.3 Fisheries Management (General) Regulation 2010

#### Schedule 8

Omit the Schedule. Insert instead:

#### Schedule 8 Fees

Column 1	Column 2	Column 3
Item	Matter for which fee is payable	Amount
1	Permit or renewal of permit to use explosives (clause 71 (5))	\$310
2	Permit or renewal of permit to use electrical devices (clause 73 (5))	\$310

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item</b>	<b>Matter for which fee is payable</b>	<b>Amount</b>
3	Fishing fee (clause 81):	
	(a) for a period of 3 days	\$6
	(b) for a period of 1 month	\$12
	(c) for a period of 12 months	\$30
	(d) for a period of 3 years	\$75
4	Issue of replacement receipt (clause 84 (2))	\$6.70
5	Fishing fee exemption certificates:	
	(a) one year exemption certificate under clause 87 (1) (a)	\$120
	(b) one year exemption certificate under clause 87 (1) (b)	\$2,400
	(c) one year exemption certificate under clause 87 (1) (c) (i)	\$120
	(d) one year exemption certificate under clause 87 (1) (c) (ii)	\$120 plus \$30 for the fifth and each additional passenger to be exempted
	(e) one year exemption certificate under clause 87 (1) (c) (iii)	\$300
6	Application for amendment of exemption certificate (clause 88 (3) (a))	\$12
7	Marine park permit (clause 98)	\$70
8	Application for approval by Director-General of transfer of endorsement or share (clause 114 (5))	\$277
9	Special endorsement to take fish in share management fishery (clause 119)	\$138
10	Lodgment of appeal to Share Appeal Panel (clause 122 (1) (c))	\$275
11	Application for registration of transaction under clause 123 (1) (a)	\$277
12	Application for registration of transaction under clause 123 (1) (b)	\$484

**2011 No 299**

## Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011

Schedule 1 Amendments relating to fees, charges and contributions

---

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item</b>	<b>Matter for which fee is payable</b>	<b>Amount</b>
13	Inspection of entry in the Share Register conducted with assistance of officer of the Department (clause 124 (a) (i))	\$15
14	Inspection of registered document retained by Director-General (clause 124 (b))	\$70
15	Application for issue of Class 1 commercial fishing licence (clause 127 (2))	\$553
16	Application for renewal of Class 1 commercial fishing licence (clause 130 (3))	\$277
17	Contribution by owner of southern fish trawl fishing business the other components of which include shares in a share management fishery (clause 132 (2) (a))	\$368
18	Contribution by owner of any other southern fish trawl fishing business (clause 132 (2) (b))	\$577
19	Contribution by participant in sea urchin and turban shell restricted fishery (clause 133 (2))	\$1,386
20	Application for issue of fishing boat licence under clause 135 (2) (a)	\$193
21	Application for issue of fishing boat licence under clause 135 (2) (b)	\$193 plus \$29 for each metre or part of metre by which the boat exceeds 3 metres
22	Application for renewal of fishing boat licence under clause 139 (3) (a)	\$54
23	Application for renewal of fishing boat licence under clause 139 (3) (b)	\$54 plus \$29 for each metre or part of metre by which the boat exceeds 3 metres
24	Application for approval of transfer of right to fishing boat licence (clause 143 (3))	\$346
25	Application for registration of crew members (clause 147)	\$138

---

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item</b>	<b>Matter for which fee is payable</b>	<b>Amount</b>
26	Application for approval of transfer of quota (clause 164 (2) (c))	\$208
27	Class A endorsement in inland restricted fishery (clause 186 (1))	\$2,768
28	Class B endorsement in inland restricted fishery (clause 186 (1))	\$346
29	Class D endorsement in inland restricted fishery (clause 186 (1))	\$346
30	Approval of transfer of endorsement (clause 190 (1))	\$3,458
31	Application for registration as Class A Registered Fish Receiver (clause 209 (2))	\$1,037
32	Application for registration as Class B Registered Fish Receiver (clause 209 (2))	\$3,380 for one or two premises at which the fish receiver receives fish and \$1,689 for each additional premises
33	Issue or renewal of charter fishing boat licence (clause 226 (1))	\$519
34	Authorised activity specified on charter fishing boat licence (clause 226 (1))	\$104
35	Application for approval of transfer of right to transferable licence (clause 229 (2))	\$346
36	Application for approval of boat replacement (clause 231 (1) (b))	\$346
37	Additional licence fee for application for renewal of charter fishing boat licence (clause 233 (5))	\$138
38	Application for a permit under Part 7 of the Act (clause 258 (2) (a))	\$155
39	Minor assessment (clause 258 (4) (a))	\$155
40	Moderate assessment (clause 258 (4) (b))	\$361

## 2011 No 299

Fisheries Management Legislation Amendment (Fees, Charges and Contributions) Regulation 2011

Schedule 1 Amendments relating to fees, charges and contributions

---

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Item</b>	<b>Matter for which fee is payable</b>	<b>Amount</b>
41	Major assessment (clause 258 (4) (c))	\$1,291
42	Complex assessment (clause 258 (4) (d))	\$3,357
43	Additional assessment (clause 258 (8))	\$64

---

### 1.4 Fisheries Management (Lobster Share Management Plan) Regulation 2000

**[1] Appendix Lobster Share Management Plan**

Omit "\$268" from clause 9 (2) (a). Insert instead "\$277".

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

Omit "\$469". Insert instead "\$484".

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

Omit "\$201". Insert instead "\$208".

**[4] Appendix, clause 53 (1)**

Omit "\$82". Insert instead "\$85".