

## FISHERIES AND OYSTER FARMS (AMENDMENT) BILL 1988

NEW SOUTH WALES



### EXPLANATORY NOTE

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The object of this Bill is to amend the Fisheries and Oyster Farms Act 1935—

- (a) to remove the requirement that a person have a licence in order to fish in inland waters; and
- (b) to provide that no one shall be taken, after 18 April 1988, to have committed the offence of fishing in inland waters without a licence; and
- (c) to abolish the Inland Fisheries Fund, the Tidal Angling Fund and the Commercial Fisheries Exploration and Development Fund established under that Act; and
- (d) to validate the payment of certain money into and out of the Consolidated Fund; and
- (e) for related purposes.

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**Clause 1** specifies the short title of the proposed Act.

**Clause 2** provides that the proposed Act is to commence on the date of assent.

**Clause 3** repeals Divisions 3A, 3B and 3C of Part 3 and sections 53 (4) and 90C (3) of the Principal Act. Division 3A imposed the requirement that a person have a licence to fish in inland waters and established the Inland Fisheries Fund. Divisions 3B and 3C established the Tidal Angling Fund and the Commercial Fisheries Exploration and Development Fund. Sections 53 and 90C contained references to the repealed Divisions.

**Clause 4** provides that no one shall be taken to have committed an offence because he or she fished in inland waters after 18 April 1988 without a licence under section 25B of the Principal Act.

**Clause 5** abolishes the Inland Fisheries Fund, the Tidal Angling Fund and the Commercial Fisheries Exploration and Development Fund and—

- (a) credits the balances in those funds to the Consolidated Fund; and

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- (b) validates the payment of money into the Consolidated Fund instead of those funds and the payment of money out of the Consolidated Fund for the purposes of those funds from 1 July 1988 to the commencement of the Appropriation Act 1988.
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