

SUPPLEMENTARY GAZETTE



THE SOUTH AUSTRALIAN
GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

ALL PUBLIC ACTS appearing in this GAZETTE are to be considered official, and obeyed as such

ADELAIDE, WEDNESDAY, 21 JULY 1999

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, David MacDonald (hereinafter referred to as the 'permit holder'), 23 Ferry Street, Whyalla Playford, S.A. 5600 is exempt from sections 34 and 41 of the Fisheries Act 1982, but only insofar as he may be engaged in the taking of those fish specified in Schedule 1 subject to the conditions specified in Schedule 2 (hereinafter referred to as the 'permitted activity') for the purpose of trade or business.

SCHEDULE 1

Molluscs other than fish of the species abalone (*Haliotis* spp.), octopus, squid, cuttlefish, Tate king scallop, queen scallop, mud oyster, cockles of the genus *Donax* and *Katylisia*, mussels and razor fish.

SCHEDULE 2

1. The permit holder may only engage in the permitted activity from the date of this notice until 30 June 2000.

2. The permit holder may only take fish of the Phylum Mollusca as specified in Schedule 1.

3. No more than one fish per day may be taken of any cowrie belonging to the *Zoila* sub-genus of *Cypraea armeniaca*.

4. The permit holder may only use the registered boat No. JO1 99S for the purpose of the permitted activity.

5. When engaged in the permitted activity the permit holder may collect fish by diving or from the shore. When engaged in collecting fish from the shore no more than one agent may also be engaged in the collecting activity and that agent should be no more than 50 m from the permit holder.

6. Any fish taken as part of the permitted activity must be for sale as specimen shells only and the meat must not be sold.

7. The permit holder must complete a daily logbook of catch and effort information in the form provided by the South Australian Research and Development Institute (SARDI). This information must be provided to SARDI on a monthly basis.

8. The permit holder is to provide any additional information in relation to their permitted activity if required by the Director of Fisheries.

9. The permit holder may not engage in the permitted activity within any area closed to fishing or within an aquatic reserve.

10. The permit holder may not engage in the permitted activity within the waters of Coffin Bay south of latitude 34°31.2'S.

11. While engaged in the permitted activity the permit holder shall carry or have about or near their person a copy of this notice. Such notice shall be produced to a Fisheries Compliance Officer upon request.

12. The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulation made under the Act, except where specifically exempted by this notice.

Dated 20 July 1999.

D. MACKIE, Manager, Legislation and Policy

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, the class of persons specified in Schedule 1 and Cousin Jack's Tours and Fishing Charters, 1 Martin Street, Moonta Bay, S.A. 5558 (hereinafter referred to as the 'charter boat operator') are exempt from the provisions of Clause 71AA and Clause 70 (b) of Schedule 1 of the Fisheries (General) Regulations 1984, and section 41 of the Fisheries Act 1982, insofar as the charter boat operator may exceed the boat limits as specified in Schedule 2, subject to the conditions specified in Schedule 3.

SCHEDULE 1

Any person or persons who charter the boat *C J Explorer* (hereinafter referred to as the 'permitted boat') from the charter boat operator in South Australia, for the purpose of recreational fishing for scalefish, abalone and rock lobster.

SCHEDULE 2

1. The charter boat operator may engage in the taking of no more than one rock lobster (*Jasus edwardsii*) per paying passenger in any one day where the number of paying passengers exceeds eight.

2. The charter boat operator may engage in the taking of no more than one abalone (*Haliotis* spp.) per paying passenger in any one day where the number of paying passengers exceeds ten.

3. The charter boat operator may engage in the taking of no more than 20 blue swimmer crabs (*Portunus pelagicus*) per paying passenger in any one day where the number of paying passengers exceeds six.

4. The charter boat operator may engage in the taking of no more than one half of the daily bag limit (for those species of scalefish subject to such a limit as specified in the Fisheries (General) Regulations 1984, per paying passenger in any one day where the number of paying passengers exceeds five.

SCHEDULE 3

1. This exemption is valid from the date of gazettal of this notice until 30 June 2000.

2. The charter boat operator shall not use any other boats for the purpose of engaging in the permitted activity except the permitted boat.

3. The charter boat operator shall not sell any fish taken pursuant to this notice.

4. The charter boat operator shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under that Act except where specifically exempted by this notice.

5. While engaged in the permitted activity the charter boat operator shall have in their possession a copy of this notice. Such notice must be produced to a PIRSA Fisheries and Aquaculture Compliance Officer if such an officer requests that it be so produced.

Dated 19 July 1999.

D. MACKIE, Manager, Legislation and Policy
