

## 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, FRIDAY, 4 JUNE 1999

## FISHERIES ACT 1982: SECTION 59

TAKE notice that the notice made under section 59 of the Fisheries Act 1982, dated 28 April 1999 and published in the *South Australian Government Gazette* of 29 April 1999 at page 2390 (such notice being the second notice appearing on that page), referring to the deposit and subsequent removal of Southern Rock Lobster (*Jasus edwardsii*) into cages by Boston Shellfish Pty Ltd is revoked as of 21 May 1999.

Dated 31 May 1999.

D. MACKIE, Manager Legislation and Policy

## FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Boston Shellfish Pty Ltd, (ACN 086 043 530), c/o Court & Co., First Floor, 64 Greenhill Road, Wayville, S.A. 5034 or persons acting as his agents (hereinafter referred to as the 'permit holder') are exempt from the provisions of sections 50 and 53 of the Fisheries Act 1982 insofar as they may engage in the activities and do the acts specified in Schedule 1 (hereafter referred to as the 'permitted use') during the times specified in Schedule 2 subject to the conditions specified in Schedule 3 from the waters specified in Schedule 4 (hereinafter referred to as the 'site').

## SCHEDULE 1

The deposit, and subsequent removal and sale of Southern Rock Lobster (*Jasus edwardsii*) (hereinafter referred to as the 'permitted species'), into cages located in the area of water specified in Schedule 4, for the purpose of conducting research and development into their farming.

## SCHEDULE 2

This permit is valid to 2400 hours on 30 June 1999.

## SCHEDULE 3

- 3.1 The permit holder must not farm or introduce any species at the site other than the permitted species.
- 3.2 The permit holder must not use the site for any purpose other than the permitted use.
- 3.3 The permit holder must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister.
- 3.4 The permit holder must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any instructions issued from time to time by the Minister or an officer acting on his behalf in relation to the removal from the site of any unhealthy or dead fish.
- 3.5 The permit holder must mark the site boundary in accordance with any requirements of the Harbors and Navigation Act 1993 or other applicable Acts.
- 3.6 The permit holder must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site.
- 3.7 The permit holder must comply with all reasonable directions of any such person authorised by the Minister to inspect the conduct of the permit holder's activities at the site.
- 3.8 The permit holder must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site.
- 3.9 The permit holder must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment.

- 3.10 The permit holder must maintain a Stock Movement Register for all of the permitted species introduced onto the site. The information must be recorded in sufficient detail so as to identify:
- the provider of each batch of stock, including the name and signature of the permit holder or the permit holder's delegate;
  - all movements of stock onto and removed from the site;
  - the date on which the stock was placed on or removed from the site;
  - the numbers of stock moved on each occasion;
  - mortalities of stock;
  - the number of stock held on site at the first day of every month.
- 3.11 The permit holder must ensure the Stock Movement Register is written in ink in a bound book with consecutively numbered pages, each entry must be made immediately below the previous entry and each page must be filled before commencing the next page.
- 3.12 The permit holder must keep the Stock Movements Register for 12 months from the date of last entry. A photocopy of the register must be forwarded to PIRSA Fisheries Aquaculture Compliance on or before 30 June 1999.
- 3.13 The permit holder must use bins, lids, labelling and seals during transporting of stock as defined by the National Docketing System.
- 3.14 The permit holder must not use chemical or drug for therapeutic or prophylactic purpose except with the prior approval of the Minister.
- 3.15 In the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the permit holder must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.
- 3.16 The permit holder must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgements, proceedings, damages, losses, costs, charges, and expenses in respect of any loss of life, personal injury and/or damages to property caused or suffered in any manner in or about the site.
- 3.17 The Minister may terminate this permit immediately by notice in writing served on the permit holder if the permit holder commits or permits any breach or default of the obligations imposed on the permit holder by this permit.
- 3.18 The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the act, except where specifically permitted by this notice.
- 3.19 The permit holder must retain a copy of this permit which has been supplied by the Minister, and if requested by a Fisheries Officer, produce that permit for inspection.
- 3.20 The maximum standing stock on the site must not exceed 1 (one) tonne.

## SCHEDULE 4

Zone 53	Hectares
579551E 6163492N	1
579551E 6163392N	
579451E 6163392N	
579451E 6163492N	

Dated 31 May 1999

D. MACKIE, Manager Legislation and Policy

FC00008

## FISHERIES ACT 1982: SECTION 59

TAKE notice that the notice made under section 59 of the Fisheries Act 1982, dated 28 April 1999 and published in the *South Australian Government Gazette* of 29 April 1999 at page 2389 (such notice being the first notice appearing on that page), referring to the deposit and subsequent removal of Southern Rock Lobster (*Jasus edwardsii*) into cages by Southern Lobster Farmers Pty Ltd is revoked as of 21 May 1999.

Dated 31 May 1999.

D. MACKIE, Manager Legislation and Policy

## FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Southern Lobster Farmers Pty Ltd, P.O. Box 267, Port Lincoln, S.A. 5606 or persons acting as his agents (hereinafter referred to as the 'permit holder') are exempt from the provisions of sections 50 and 53 of the Fisheries Act 1982 in so far as they may engage in the activities and do the acts specified in Schedule 1 (hereafter referred to as the 'permitted use') during the times specified in Schedule 2 subject to the conditions specified in Schedule 3 from the waters specified in Schedule 4 (hereinafter referred to as the 'site').

## SCHEDULE 1

The deposit, and subsequent removal and sale of Southern Rock Lobster (*Jasus edwardsii*) (hereinafter referred to as the 'permitted species'), into cages located in the area of water specified in Schedule 4, for the purpose of conducting research and development into their farming.

## SCHEDULE 2

This permit is valid to 2400 hours on 30 June 1999.

## SCHEDULE 3

- 3.1 The permit holder must not farm or introduce any species at the site other than the permitted species.
- 3.2 The permit holder must not use the site for any purpose other than the permitted use.
- 3.3 The permit holder must ensure that the site is maintained in a good, tidy and safe condition to the satisfaction of the Minister.
- 3.4 The permit holder must remove and lawfully dispose of any waste or debris on the site as soon as is reasonably practicable and in particular must comply with any instructions issued from time to time by the Minister or an officer acting on his behalf in relation to the removal from the site of any unhealthy or dead fish.
- 3.5 The permit holder must mark the site boundary in accordance with any requirements of the Harbors and Navigation Act 1993 or other applicable Acts.
- 3.6 The permit holder must at all times permit the Minister, his employees, agents or contractors or any employees, agents or contractors of the Crown to enter the site for the purposes of inspecting the site, the sea floor and the flora and fauna on or in the vicinity of the site.
- 3.7 The permit holder must comply with all reasonable directions of any such person authorised by the Minister to inspect the conduct of the permit holder's activities at the site.
- 3.8 The permit holder must at all times comply with all laws, by-laws or regulations in force which relate to the site or the activities conducted in the site and with all notices, orders or requirements lawfully given or made by any authority or authorities in respect of the site.
- 3.9 The permit holder must not do or permit to be done in upon or about the site anything which in the opinion of the Minister would cause or contribute to the degradation or pollution of any coastal land or the surrounding marine environment.
- 3.10 The permit holder must maintain a Stock Movement Register for all of the permitted species introduced onto the site. The information must be recorded in sufficient detail so as to identify:

- the provider of each batch of stock, including the name and signature of the permit holder or the permit holder's delegate;
  - all movements of stock onto and removed from the site;
  - the date on which the stock was placed on or removed from the site;
  - the numbers of stock moved on each occasion;
  - mortalities of stock;
  - the number of stock held on site at the first day of every month.
- 3.11 The permit holder must ensure the Stock Movement Register is written in ink in a bound book with consecutively numbered pages, each entry must be made immediately below the previous entry and each page must be filled before commencing the next page.
- 3.12 The permit holder must keep the Stock Movements Register for 12 months from the date of last entry. A photocopy of the register must be forwarded to PIRSA Fisheries Aquaculture Compliance on or before 30 June 1999.
- 3.13 The permit holder must use bins, lids, labelling and seals during transporting of stock as defined by the National Docketing System.
- 3.14 The permit holder must not use chemical or drug for therapeutic or prophylactic purpose except with the prior approval of the Minister.
- 3.15 In the event that the Minister is satisfied, on reasonable grounds, that the fish taken from the waters are not fit for human consumption or that consumption of fish taken from the waters could present a danger to the health of the consumer, the permit holder must, in accordance with a written notice from the Minister, cease or suspend the conduct of the permitted use or else conduct the permitted use as directed within the notice.

- 3.16 The permit holder must at all times indemnify the Minister, his officers, employees, contractors and agents from and against all claims, demands, actions, judgements, proceedings, damages, losses, costs, charges, and expenses in respect of any loss of life, personal injury and/or damages to property caused or suffered in any manner in or about the site.
- 3.17 The Minister may terminate this permit immediately by notice in writing served on the permit holder if the permit holder commits or permits any breach or default of the obligations imposed on the permit holder by this permit.
- 3.18 The permit holder shall not contravene or fail to comply with the Fisheries Act 1982, or any regulations made under the act, except where specifically permitted by this notice.
- 3.19 The permit holder must retain a copy of this permit which has been supplied by the Minister, and if requested by a Fisheries Officer, produce that permit for inspection.

## SCHEDULE 4

Zone 53	Hectares
579480E 6160580N	1
579580E 6160580N	
579580E 6160480N	
579480E 6160480N	

Dated 31 May 1999

D. MACKIE, Manager Legislation and Policy

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