

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, TUESDAY, 7 AUGUST 2001

FISHERIES ACT 1982: SECTION 59

TAKE notice that pursuant to section 59 of the Fisheries Act 1982, Neville Mattsson (hereinafter referred to as the 'exemption holder'), P.O. Box 261, Coffin Bay, S.A. 5607, holder of Marine Scalefish Fishery Licence No. M454, is exempt from section 41, section 69(4)(a) (for the acts or omissions of the person acting in the place of the exemption holder with the Director's consent namely the nominated person) of the Fisheries Act 1982, subject to the conditions in schedule 1, but only insofar as the exemption holder shall not be guilty of an offence when he, or the nominated person, is using up to 100 crab pots for the taking of sand crabs (*Ovalipes australiensis*), rock crabs (*Nectocarcinus integrifrons*) and spider crabs (*Leptomithrax australiensis*) (hereinafter referred to as the 'permitted species') for the purpose of trade or business in coastal marine waters of South Australia (hereinafter referred to as the 'exempted activity').

SCHEDULE 1

1. The exemption holder may engage in the exempted activity from the date of this notice until 30 June 2002.
2. The exemption holder may only use a boat (hereinafter referred to as the 'permitted boat') registered on Marine Scalefish Fishery Licence No. M454 to conduct the exempted activity.
3. The exemption holder or nominated person must be on board the permitted boat at all times whilst the exempted activity is being conducted.
4. Should the exemption holder wish to nominate another person to undertake the exempted activity, then the Director of Fisheries must be notified in writing and approve the nominee prior to fishing activities being undertaken.

5. The exemption holder shall not use any kind of device other than a crab pot for the purpose of engaging in the exempted activity which has attached a buoy that is constructed of material that is durable in water, has a volume of not less than 4 L, is of orange colour and is clearly marked with the registered number of the boat with letters and figures of not less than 7 cm in height.

6. Any fish, other than the permitted species, taken as by-catch by the exemption holder during the exempted activity must be immediately returned to the water.

7. The exemption holder must complete a monthly return within 14 days of the end of the previous month and forward it to the South Australian Research and Development Institute, P.O. Box 120, Henley Beach, S.A. 5022. This return must be completed regardless of whether the exemption holder took fish or not (nil returns are required).

8. While engaged in the exempted activity the exemption holder must have in his possession a copy of this notice and produce a copy of the notice if required by a PIRSA Fisheries Compliance Officer.

9. The exemption holder 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.

Dated 3 August 2001.

W. ZACHARIN, Director of Fisheries
