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# POLICY DIRECTIVE

No.2 of 2004

## PUBLIC REGISTER OF AUTHORITIES

### PURPOSE OF DIRECTIVE

This policy directive outlines the information to be included on the public register of authorities established by section 65 of the *Fisheries Act 1982*.

### APPLICATION OF POLICY DIRECTIVE

This Policy Directive applies from 1 August 2004.

This Policy Directive replaces all previous Policy Directives or other determinations in relation to the information to be contained in the public register of authorities in accordance with section 65 of the *Fisheries Act 1982*.

### LEGISLATION

Section 65 provides:

**Director to keep register of authorities**

65. (1) The Director must keep a register of all authorities granted under this Act in such form and containing such information as the Director thinks fit.

(2) The register referred to in subsection (1) must be made available for public inspection.

(3) The Director must, on application by the holder of a fishery licence and payment of the prescribed fee, make a notation on the register that a specified person nominated by the holder of the licence has an interest in the licence.

(4) Where—

- (a) the register includes a notation made pursuant to subsection (3) that a specified person has an interest in a fishery licence; and
- (b) proceedings for an offence against this Act are commenced against the holder of the licence,

the Director must give or cause to be given to the person specified in the notation written notice of the particulars of the alleged offence.

(5) Where the register includes a notation made pursuant to subsection (3) that a specified person has an interest in a fishery licence, the Director must, on application by that person, remove that notation from the register.

An “authority” is defined in the Act to include any licence, permit, registration or lease provided for by or under the Act. The following are authorities:

- Fishery licence
- Boat registration
- Master registration
- Fish processor registrations
- Commercial fishing device registration
- Recreational rock lobster pot registrations
- Recreational mesh net registrations
- Section 48G permit (aquatic reserves, disturbance of sea bed or benthic flora or fauna)
- Section 50 permit (release of exotic fish, farm fish or other fish that have been kept apart from their habitat)

(Section 59 exemptions are not “authorities”.)

### **POLICY TO BE APPLIED**

The register is to include information set out in the table (Attachment 1).

### **PROCESS TO BE FOLLOWED**

The information set out above is currently contained in the Fisheries Licensing and Management System (FLAMS). Information from that database will be made available for public inspection, upon request. A request form is available from PIRSA Fisheries Licensing on (08) 8347 6107 or from the PIRSA website (<http://www.pir.sa.gov.au>). PIRSA will endeavour to respond to a request within 10 working days.

An application form for registering a 3<sup>rd</sup> party interest is also available from PIRSA Fisheries Licensing or the web. There is a prescribed fee in relation to registration of an interest.

Will Zacharin  
**DIRECTOR OF FISHERIES**

July 2004

The register is to include the following information in relation to the respective categories of authority:

AUTHORITY	INFORMATION
Fishery licence	Fishery Licence number Licence holder Postal address of licence holder Current quota holdings Registered masters Registered boats Registered devices 3 <sup>rd</sup> party interests (as per s.65) Commonwealth entitlements packaged with licence
Fish processor registration	Registration number Registration holder Registered premises (motor vehicle, boat or other) Species for which fish processing is permitted
Recreational rock lobster pot registrations	Registration number Tag number Registration holder Postal address of holder
Recreational mesh net registration	Registration number Registration holder Postal address of holder
Permits	Permit number Permit holder Purpose of permit (eg. exotic fish permit etc)