



See attached page for application fee
GST exempt
01/07/11-30/06/12
Processing time:
5 business days

FISH PROCESSOR REGISTRATION
Fisheries Management Act 2007
Fisheries Management (Fish Processors) Regulations 2007

APPLICATION FOR FISH PROCESSOR REGISTRATION

PART 1 – APPLICANT DETAILS

Name.....
Address.....
.....Postcode.....
Telephone Number.....
If registration to be held by a company, ACN

*If registered business name/trading name is shown please ensure the details of the principal/owner are completed in the declaration below and you must provide a certified copy of an **ASIC full company search** that is dated not earlier than one month before the date of receipt of this application and a certified copy of the Certificate of Registration of the company.

PART 2 – REGISTERED PREMISES, VEHICLES, VESSELS

Include the **trading name and address (not postal)** (or registered number if a vessel or vehicle) of all premises at which processing (see reverse side for definition of processing) will be conducted and where fish are stored. Where the application relates to a private dwelling, please state which part of the premises relate to the processing activity. i.e. Shed at rear of property at Lot 123 Fish Road, ADELAIDE SA

.....
.....
.....
.....
.....
.....
.....
.....

PIRSA FISHERIES & AQUACULTURE
Level 14, 25 Grenfell Street, Adelaide SA 5000
GPO Box 1625, Adelaide SA 5001
Telephone (08) 8204 1370 Facsimile (08) 8204 1388
Email PIRSA.FisheriesS&I@sa.gov.au
<http://www.pir.sa.gov.au/fisheries/home>

Lic.Holder init's

PART 3 - SPECIES TO BE PROCESSED (Place an X next to species processed)

Prawn Rock Lobster Abalone Other species

**** For fee details please refer to the reverse side of this form ****

PART 4 – FOR COMMERCIAL FISHERY LICENCE & AQUACULTURE LICENCE HOLDERS ONLY

Licence No.

Do you process fish other than your own catch? **Yes/ No**

The regulations provide that the concession is only available where the licence holder is the same person as the registered processor, and only processes their own catch and only sells fish to a specific class of unregistered processors being retail fish shops, restaurants, hotels and takeaways.

PART 5 - DECLARATION

I hereby apply for registration as a fish processor.

I

of (address)

hereby certify that this application is to the best of my knowledge and belief true and accurate. I know that this information is to be used for the purpose of the administration of the *Fisheries Management Act 2007* and if it is false or misleading in a material particular (whether by reason of inclusion or omission of any particular) I may be guilty of an offence.

Dated the of, 20

Signed:

Witnessed by:
(Full Name)

of
(address)

Signed (Witness)

Do you wish to receive **SMS** alerts/reminders for this registration? **Yes / No**

Mobile phone number to use :

FOR OFFICE USE ONLY:

Registration No.: Expiry Date:/...../.....

GUIDE TO REGISTRATION AS A FISH PROCESSOR

Definition of Fish Processing:

The *Fisheries Management Act 2007* defines a fish processor as:

“a person who for the purpose of trade or business processes or purchase or obtains fish.”

and processing is defined as:

“scaling, gilling, gutting, filleting, freezing, chilling, packing or other activity involved in preparing fish for sale.”

This means that any person who purchases, for the purpose of trade or business, from a licence holder must register as a fish processor.

Amendments to the Processor Registration Details:

Processors may register additional processing premises during the year by making an application to the Minister. Application forms to register additional or remove premises are available from Fisheries Licensing on the number below. The fee for such additional registration will be **\$28.25**. Please note that it is an offence to use any premises in connection with processing fish unless the premises are specified in the certificate of registration.

FEE STRUCTURE

	Annual Fee
BASE FEE - trade in scalefish and associated species (not including other major species ie prawn, rock lobster, or abalone)	\$931.00
1 x OTHER MAJOR SPECIES - trade in scalefish and associated species and one other major species (either prawn, rock lobster or abalone)	\$2137.00
2 x OTHER MAJOR SPECIES - trade in scalefish and associated species and two other major species (either prawn and rock lobster, prawn abalone or rock lobster and abalone)	\$3343.00
3 x OTHER MAJOR SPECIES - trade in scalefish and associated species and all three other major species (prawn, rock lobster and abalone)	\$4549.00
Commercial Fishery Licence Holders (restricted)	\$162.00

PLEASE NOTE: *This fee structure reflects the annual fee. Please contact Fisheries & Aquaculture on (08) 8204 1370 to obtain the relevant monthly pro-rata fee that will apply to your application.*

Lic.Holder init's



GUIDELINES RELATING TO FISH PROCESSING IN SOUTH AUSTRALIA

A **fish processor** is a person who, for a commercial purpose, processes, stores, transports or deals with fish or other aquatic resources

ANY PERSON WHO TRADES IN FISH IS REQUIRED TO KEEP A RECORD OF ALL FISH PURCHASED OR OBTAINED

(Section 6 of the *Fisheries Management [Fish Processors] Regulations 2007*)

There are three classes of fish processors in South Australia:

(Refer to Section 62 of the *Fisheries Management Act 2007* [attached] to determine whether registration is required):

1. REGISTERED FISH PROCESSOR (FP – Full Fee Paying)

A Registered Fish Processor may buy and sell product from:

- A licensed commercial fisher
- A licensed aquaculture authority holder
- Another registered fish processor (FP)

In order to process Abalone, Prawn or Rock Lobster (as a first receiver in the supply chain), these species must be endorsed on the FP registration. This can be organised through Licensing Services on 8204 1370 by paying an additional fee.

Due to legislative requirements, wild caught quota species (i.e. Abalone, Blue Crab, Pipi, Mud Cockle, Rock Lobster, Sardine) must only be consigned by a commercial fisher directly to a registered fish processor (FP) in the first instance.

2. REGISTERED FISH PROCESSOR (FX – Restricted/Concessional)

A person or company may process fish taken under a:

- Fishing authority (commercial fishing licence); or
- Aquaculture licence

All fish processed/consigned under this form of registration must be sold directly to:

- The consumer; and/or
- Hotels, clubs, restaurants etc. (where the product is on-sold directly as a meal or part of a meal)

NOTE: A person or company must NOT sell this product to a registered fish processor (FP).

3. UN-REGISTERED FISH PROCESSOR

A person or company may only purchase fish from:

- A registered fish processor (Full Registration Fee paying - FP)
- A fish wholesaler (provided the fish were sourced from an FP processor during the processing chain)

Further queries may be directed to the Policy Manager, Fish Processors on telephone (08) 8226 2962 in business hours.

PIRSA Fisheries and Aquaculture staff are not able to provide legal advice or interpret legislation. You should obtain your own independent advice in relation to those matters.

Fisheries Management (Fish Processors) Regulations 2007

6—Written records to be kept

- (1) A fish processor must keep a separate written record for each of the premises, places, boats or vehicles used by the fish processor for, or in connection with, the processing, storage or transport of, or dealing with, aquatic resources.
- (2) A written record must contain the following information in relation to each consignment or batch of aquatic resources received for storage, processing or transport, or for dealing with, at or by the premises, place, boat or vehicle:
 - (a) the name and address of the person from whom the aquatic resources were purchased or obtained;
 - (b) if the person from whom the aquatic resources were purchased or obtained is the holder of a fishery licence or permit—the person's licence or permit number;
 - (c) the date on which the aquatic resources were purchased or obtained;
 - (d) the species of aquatic resource and, for each species, the quantity of and price (if any) paid for the aquatic resource;
 - (e) if any of the aquatic resources are undersize fish—the species of fish and, for each species, the quantity of the fish.
- (3) The information required under this regulation must be entered—
 - (a) immediately after the aquatic resources were purchased or obtained in a book or register the pages of which are numbered consecutively; and
 - (b) in the order in which the transactions to which the information relates occurred; and
 - (c) so that each entry is made immediately below the previous entry and each page of the book or register is filled before an entry is made on the next page.
- (4) The records made in accordance with this regulation must be kept—
 - (a) for 12 months after the aquatic resources to which they relate were purchased or obtained by the fish processor; and
 - (b) at or in the premises, place, boat or vehicle to which they relate, or, if the Minister specifies some other place for that purpose in the fish processor's certificate of registration, that place.
- (5) A person who contravenes or fails to comply with this regulation is guilty of an offence.
Maximum penalty: \$2500.
Expiation fee: \$210.
- (6) The holder of a fishery authority or aquaculture licence is not required to comply with this regulation in relation to aquatic resources taken or farmed under the fishery authority or aquaculture licence.

Fisheries Management Act 2007

62—Obligation of fish processors to be registered

- (1) A person must not act as a fish processor unless he or she is registered as a fish processor under this Division.

Maximum penalty:

- (a) in the case of a body corporate—\$50000;
 - (b) in the case of a natural person—\$10000.
- (2) However, a person is not required to be registered as a fish processor if—
- (a) the person only processes aquatic resources obtained from a registered fish processor; or
 - (b) the person—
 - (i) is the holder of a fishery authority or aquaculture licence; and
 - (ii) only processes aquatic resources taken under the fishery authority, or aquatic resources farmed under the aquaculture licence (as the case may be) for sale to a registered fish processor or directly to persons who consume such aquatic resources; or
 - (c) the person belongs to a prescribed class of persons.
- (3) A registered fish processor must not use any premises, place, boat or vehicle for or in connection with processing, storing, transporting or dealing with aquatic resources unless the premises, place, boat or vehicle is specified in the certificate of registration.

Maximum penalty:

- (a) in the case of a body corporate—\$50000;
- (b) in the case of a natural person—\$10000.

Expiation fee: \$500.

- (4) Aquatic resources present in any premises, place, boat or vehicle specified in the certificate of registration of a registered fish processor will be taken to be present for a commercial purpose.