INVITATION TO SUBMIT A PROPOSAL TO VOLUNTARILY SURRENDER A FISHERY AUTHORITY

Marine Scalefish Fishery Reform: Voluntary Licence Surrender Program

You are invited to submit to the Minister for Primary Industries and Regional Development via PIRSA a proposal to voluntarily surrender a fishery authority.

A fishery authority for the purpose of this program means a licence issued in respect of the Marine Scalefish Fishery or Restricted Marine Scalefish Fishery under the *Fisheries Management Act 2007* (the Act) and includes related registrations and entitlements.

Proposals must be received by PIRSA by no later than Friday 13 November 2020. If you intend to apply in relation to more than one fishery authority, please complete a separate form for each authority.

Note: For proposals received by 5 June 2020, PIRSA will endeavour to advise applicants of the Minister’s response to those proposals and finalise Surrender Deeds prior to 30 June 2020.

This invitation comprises:

- **Section A - Schedule of Items**
- **Section B - Conditions**

Neither this Invitation nor any proposal submitted in response to this Invitation gives rise to or amounts to a contract. Any surrender shall be subject to and conditional upon you and the Minister entering into a Surrender Deed in the form provided by the Minister.

**Section A: Schedule of Items**

<table>
<thead>
<tr>
<th>Item 1: Registered name of licence holder</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Item 2: Contact Information – please nominate a contact person</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name:</td>
</tr>
<tr>
<td>Address:</td>
</tr>
<tr>
<td>State: Postcode:</td>
</tr>
<tr>
<td>Telephone No: Mobile No:</td>
</tr>
<tr>
<td>Fax No: Email:</td>
</tr>
</tbody>
</table>

OFFICE USE ONLY

Application No. Received:
Item 3: Relevant fishery authority being proposed. If more than one licence is being proposed please complete a separate form for each licence.

<table>
<thead>
<tr>
<th>Marine Scalefish Fishery or Restricted Marine Scalefish Fishery</th>
<th>Licence Number:</th>
</tr>
</thead>
</table>

Line licence [ ] OR Net licence [ ] Mark whichever box applies

Item 4a: Total payment amount details for a line licence

<table>
<thead>
<tr>
<th>Total value amount in figures</th>
<th>$140,000.00</th>
<th>Ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total value amount in words</td>
<td>ONE HUNDRED AND FORTY THOUSAND DOLLARS</td>
<td>Ex GST</td>
</tr>
</tbody>
</table>

OR

Item 4b: Total payment amount details for a net licence

<table>
<thead>
<tr>
<th>Total value amount in figures</th>
<th>$180,000.00</th>
<th>Ex GST</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total value amount in words</td>
<td>ONE HUNDRED AND EIGHTY THOUSAND DOLLARS</td>
<td>Ex GST</td>
</tr>
</tbody>
</table>

Item 5: Australian Business Number (ABN) and GST details

Please note that an ABN provided should be registered in the name of the licence holder.

<table>
<thead>
<tr>
<th>ABN:</th>
</tr>
</thead>
</table>

Please note that if a valid ABN is not provided, should a Surrender Deed be entered into, PIRSA may be required to withhold 46.5% of the payment and remit it to the Australian Taxation Office.

Please indicate whether the licence holder is registered for GST. (Note this item concerns the GST status of the ABN held in relation to this licence and not any other associated business).

| GST registered? | Yes | No |

Section B: Conditions

1. Terms of Proposal to Surrender

   This Invitation is made on the following conditions:

   a) The Minister or a person nominated by the Minister may in writing respond to the proposal at any time up to the close of business on Friday 18 December 2020.

   b) Unless the Minister or a person nominated by the Minister has provided notice in writing of acceptance or rejection of your proposal, you may withdraw your proposal at any time by giving the Minister or nominee written notification of the withdrawal (to address provided below).

2. Consent of registered third party

   Any specified persons who have an interest in the licence noted under section 116(2)(e)(vi) of the Act must consent in writing to the surrender of the fishery authority.
You are encouraged to discuss this Invitation with any third party interest prior to submitting the proposal to ensure the third party is willing to consent to the surrender should that transpire.

3. Acknowledgements by licence holder

You acknowledge:

a) you are the registered holder of the relevant licence and are authorised to make this proposal and enter into any resulting deed with the Minister;

b) you have read this document and fully understand the conditions of this Invitation;

c) you have freely and voluntarily made this proposal;

d) you have discussed and/or informed the holder of any third party interest in the fishery authority of your intention to make this proposal;

e) there will be no pro-rata refund of fishery access and licence registration fees, and such fees will continue to accrue up until the date of surrender;

f) you have had the opportunity to seek financial, business, legal and taxation advice;

g) if this Invitation leads to a Surrender Deed, the monetary amount will be reduced by the amount of any outstanding fees or other debts payable to the Minister or PIRSA by the holder of the fishery authority.

4. Reservation of Rights

The Minister is not obliged to accept a surrender proposal.

The Minister or nominee will issue a written notice of the decision to accept or reject the surrender proposal by 18 December 2020.

The Minister may accept proposals received prior to 5 June 2020 and seek to enter into Surrender Deeds prior to 30 June 2020 at the Minister's sole discretion.

5. Surrender Deed

Upon receipt of a written notice by the Minister of acceptance of the proposal arising from this Invitation process, you will be required to enter into a Surrender Deed in the form provided by the Minister within 15 business days of receipt of the said notice. The Surrender Deed will include a requirement for you to complete all necessary documentation to effect the surrender of the licence/authority (including return of the required original licence and the Registrations and Entitlements Extract, and submission of all SARDI Fishing returns).

6. Payment

Upon the voluntary surrender of the fishery authority (by execution of a Surrender Deed in accordance with paragraph 5 above), the Minister will pay you the monetary amount specified therein, less any adjustment consistent with paragraph 3, to your nominated bank account, on receipt of a valid tax invoice within 30 days, subject to all other obligations imposed upon you, as set out in the Surrender Deed, being complied with.

7. Modifications

No modifications to this Invitation will be considered.
Acknowledgment – please sign below:

I submit that the information provided in this proposal is true and correct in every particular and by submitting this proposal I am inviting the Minister to consider the proposed amount specified herein and the Minister may, at his discretion, either accept the proposal specified herein and provide me with a Surrender Deed for execution; or reject the proposal.

Signed this __________ day of ________________________________ 2020

Individual

Print full name: ____________________________________________

Signature_________________________________________________

Signing clauses for use where the holder is a company:

Company

Signed on behalf of:

Print company name: ________________________ ACN: _____________

Director

Print full name: ________________________ Signature________________

Director/Secretary

Print full name: ________________________ Signature________________

The completed and signed Proposal must be received by PIRSA by no later than 13 November 2020. Proposals are to be addressed to the PIRSA – MSF Reform: Voluntary Licence Surrender Program and sent via registered mail to:

Post: PIRSA Fisheries and Aquaculture
       MSF Reform: Voluntary Licence Surrender Program
       GPO Box 1671
       Adelaide SA 5001