



Fisheries Management Act 2007
Section 78(1)

APPLICATION FOR A MINISTERIAL PERMIT TO POSSESS OR CONTROL NOXIOUS SPECIES

Application Fee \$139

01/07/2023 – 30/06/2024

With this completed application:

(Please tick when complete)

- I have enclosed the application fee of \$139.
- I have checked the Noxious Species list (http://pir.sa.gov.au/biosecurity/aquatics/aquatic_pests/noxious_fish_list)
- If in a company name, I have attached an ASIC full company search extract which lists all company directors (dated no older than 3 months).
- I have provided reports as required by condition of any previous permit, if applicable.
- I have checked if the proposed activity will be within a specially protected area (eg Aquatic Reserve, any area within a Marine Park, Adelaide Dolphin Sanctuary or River Murray Protected Area).
- If the proposed activity is within a specially protected area, I have contacted the relevant authorities to obtain information on any requirements of that area.
- I have attached a map of the proposed location for activity
- I have attached an additional project outline(s) (if undertaking research activity)
- I have attached other permits (if applicable)
- I have read section 78 and 79A of the Act and the Objects of the Act provided in attachment and I believe my application supports these objectives.

All sections of this form must be completed. If additional space is needed, attach a separate page. Application Forms insufficiently or partially completed and not provided within two weeks of request, will be returned to the applicant.

Completed applications to:

PIRSA FISHERIES & AQUACULTURE

2 Hamra Avenue, West Beach. SA 5024

GPO Box 1625, Adelaide SA 5001

Telephone (08) 8207 5332 Facsimile (08) 8207 5331

Email PIRSA.MinisterialExemptionsandPermits@sa.gov.au

http://www.pir.sa.gov.au/fishing/permits_and_exemptions

PERSONAL OR COMPANY DETAILS

Applicant (*name the permit is to be issued to*):

Date of Birth (*of applicant or nominated individual*):

If applicant is a company, organisation, or association, please provide name of person who will be acting on behalf of the company (name and position title):.....

Note: *If applicant is a company or organisation please attach an ASIC full company search extract (dated no older than 3 months) which lists all company directors. If acting on behalf of a company and not a director or company secretary you must provide evidence of authorisation.*

ABN:(if applicable) ACN.....(if applicable)

Residential / Business Address:

Postal Address:

Telephone: (W) (M) (H)

Fax: Email address:

Are you a fishery licence holder under the *Fisheries Management Act 2007* or an aquaculture licence holder under the *Aquaculture Act 2001*? If so, please supply details:

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SPECIES

1. State the species and quantities of each to be collected:

**Common name and scientific name can be found at this link: www.fishnames.com.au/*

Species to be retained (Common name, Scientific name*)	Quantity	Description ie Lifestage/size
Species to be surveyed (not retained) (Common name, Scientific name*)	Quantity	Description ie Lifestage/size

EQUIPMENT DETAILS

2. What equipment including quantity and dimensions will be used to undertake the proposed activity? *(If the equipment being used is not under the Fisheries Management (General) Regulations 2017 a S115 Ministerial Exemption application will need to be submitted) (Diagrams or photographs may be attached to support your application)*

Equipment type	Quantity	Dimensions

3. Describe the method intended to undertake the proposed activity:

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4. Will a boat be used to undertake the proposed activity?

Boat name	Length	Registration number	Survey details

5. Provide details of any nominated agents who may be undertaking the activity on your behalf *(if applicable provide their fishery authority number)*

Name	Address	Lic No

6. List the name, address and aquaculture licence numbers (if applicable) of the person(s) who will be supplying the species to you:

Name	Address	Lic No

LOCATION DETAILS

7. Please identify on attachment 1 the proposed location of activity including the GPS coordinates (GDA94). I have identified location on map attachment

Please provide further detail describing the location of the activity:
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.....

8. Are the waters where the noxious species will be held within any specially protected area eg. Aquatic Reserve, any area in a Marine Park, Adelaide Dolphin Sanctuary and River Murray Protected Area?

If yes, please provide details: **Note:** You are advised you should contact the relevant authority with regard to proposed activities within specially protected areas, for contact information please visit the Department for Environment and Water website at <http://www.environment.sa.gov.au>

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9. Please detail your method of disposal, including disposal of equipment and water. Will you be releasing the species? If so, you will need to complete a S78(2) permit to release fish.

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10. If noxious species are to be retained, provide details of the location where the species will be held?

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.....

11. Do you have an escape prevention strategy for the noxious species? Please detail:

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.....
.....

TIMEFRAMES

12. What are the proposed timeframes and dates of when the proposed activity will be undertaken:

Commencement Date..... Concluding Date.....

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.

I have completed the checklist on page 1 and addressed all matters

Dated the(day) of (month), 20..... (year)

Signed:

Witnessed by:
(Full Name)

of
(Address)

Signature of Witness:

*** Evidence may be required to prove authority to act on behalf of the company/organisation.**

Fisheries Management Act 2007

Part 2—Objects of Act

Part 2—Objects of Act**7—Objects of Act**

- (1) An object of this Act is to protect, manage, use and develop the aquatic resources of the State in a manner that is consistent with ecologically sustainable development and, to that end, the following principles apply:
 - (a) proper conservation and management measures are to be implemented to protect the aquatic resources of the State from over-exploitation and ensure that those resources are not endangered;
 - (b) access to the aquatic resources of the State is to be allocated between users of the resources in a manner that achieves optimum utilisation and equitable distribution of those resources to the benefit of the community;
 - (c) aquatic habitats are to be protected and conserved, and aquatic ecosystems and genetic diversity are to be maintained and enhanced;
 - (d) recreational fishing and commercial fishing activities are to be fostered for the benefit of the whole community;
 - (e) the participation of users of the aquatic resources of the State, and of the community more generally, in the management of fisheries is to be encouraged.
- (2) The principle set out in subsection (1)(a) has priority over the other principles.
- (3) A further object of this Act is that the aquatic resources of the State are to be managed in an efficient and cost effective manner and targets set for the recovery of management costs.
- (4) The Minister, the Director, the Council, the ERD Court and other persons or bodies involved in the administration of this Act, and any other person or body required to consider the operation or application of this Act (whether acting under this Act or another Act), must—
 - (a) act consistently with, and seek to further the objects of, this Act; and
 - (b) insofar as this Act applies to the Adelaide Dolphin Sanctuary, seek to further the objects and objectives of the *Adelaide Dolphin Sanctuary Act 2005*; and
 - (c) insofar as this Act applies to the River Murray, seek to further the objects of the *River Murray Act 2003* and the *Objectives for a Healthy River Murray* under that Act; and
 - (d) insofar as this Act applies to areas within a marine park, seek to further the objects of the *Marine Parks Act 2007*.
- (5) For the purposes of subsection (1), **ecologically sustainable development** comprises the use, conservation, development and enhancement of the aquatic resources of the State in a way, and at a rate, that will enable people and communities to provide for their economic, social and physical well-being while—
 - (a) sustaining the potential of aquatic resources of the State to meet the reasonably foreseeable needs of future generations; and
 - (b) safeguarding the life-supporting capacity of the aquatic resources of the State; and
 - (c) avoiding, remedying or mitigating adverse effects of activities on the aquatic resources of the State,

(taking into account the principle that if there are threats of serious or irreversible damage to the aquatic resources of the State, lack of full scientific certainty should not be used as a reason for postponing measures to prevent such damage).

Part 7 – Offences

78—Unauthorised activities relating to exotic organisms or noxious species prohibited

- (1) A person must not, except as authorised by a permit issued by the Minister—
- (a) bring, or cause to be brought, into the State; or
 - (b) take from any waters; or
 - (c) sell, purchase or deliver; or
 - (d) have possession or control of, aquatic resources of a noxious species.

Maximum penalty:

- (a) in the case of a body corporate—\$250 000;
- (b) in the case of a natural person—\$120 000.

- (2) A person must not, except as authorised by a permit issued by the Minister—
- (a) release or permit to escape into any waters—
 - (i) exotic fish; or
 - (ii) aquaculture fish; or
 - (iii) fish that have been kept apart from their natural habitat; or
 - (b) deposit in any waters—
 - (i) fish of a kind referred to in paragraph (a); or
 - (ii) exotic aquatic plants.

Maximum penalty:

- (a) in the case of a body corporate—\$250 000;
- (b) in the case of a natural person—\$120 000.

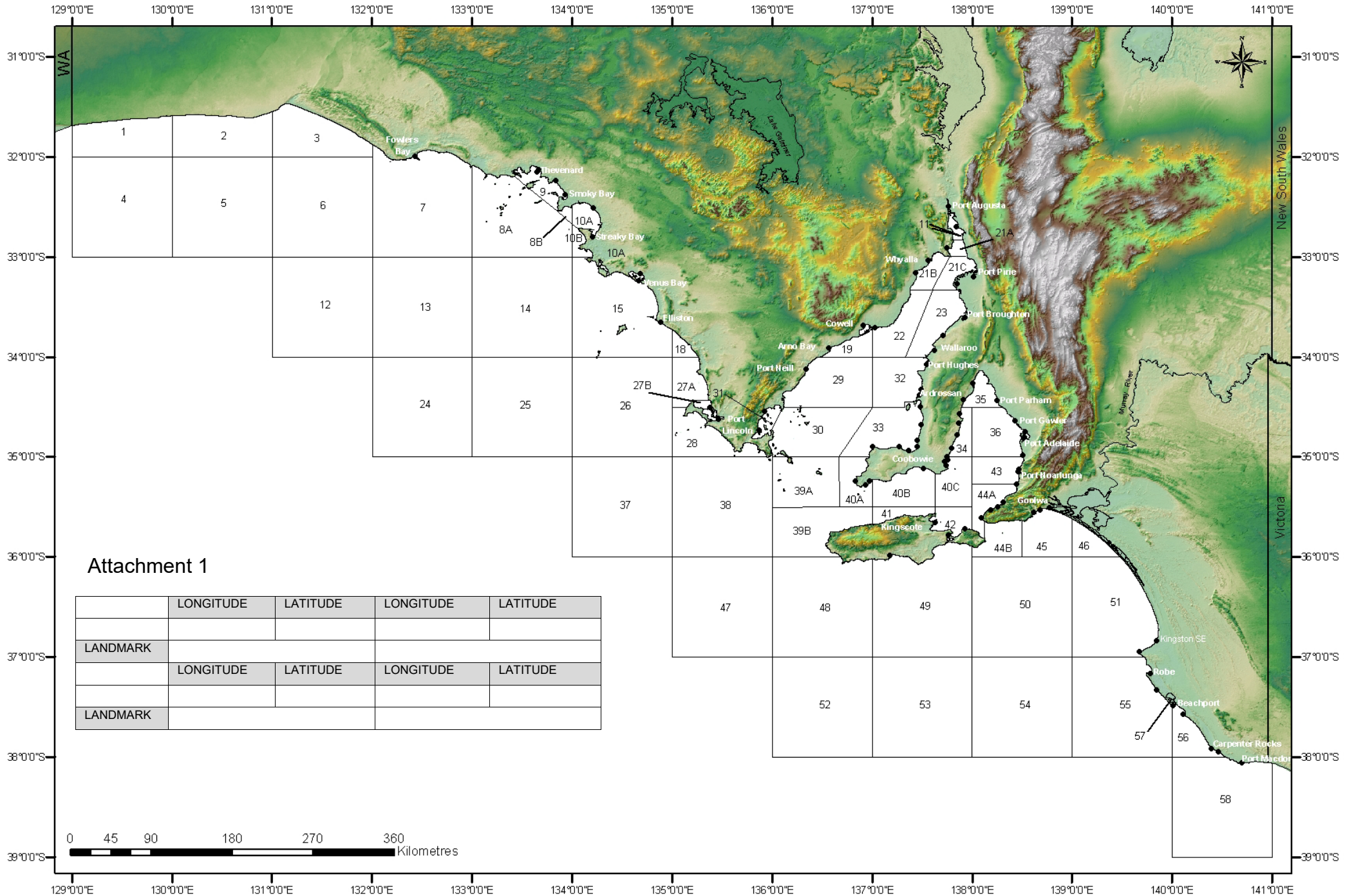
- (3) The Minister must, before making a decision on an application for a permit that relates to, or is to apply in respect of, a specially protected area, consult with the relevant Minister.

79A—Permits

- (1) A permit issued by the Minister for the purposes of this Part—
- (a) is not transferable; and
 - (b) is subject to such conditions as the Minister thinks fit and specifies in the permit.
- (2) The Minister may at any time, by written notice given to the holder of a permit, vary or revoke a condition of the authority, or impose a further condition.
- (3) The holder of a permit issued for the purposes of this Part must not contravene a condition of the permit.

Maximum penalty:

- (a) in the case of a body corporate—\$250 000;
- (b) in the case of a natural person—\$120 000.



Attachment 1

	LONGITUDE	LATITUDE	LONGITUDE	LATITUDE
LANDMARK				
	LONGITUDE	LATITUDE	LONGITUDE	LATITUDE
LANDMARK				