



Fisheries Management Act 2007
Fisheries Management (Miscellaneous Research Fishery) Regulations 2013

MISCELLANEOUS RESEARCH FISHING PERMIT APPLICATION FORM

Application Fee \$456

01/07/2023 – 30/06/2024

Checklist for this application:
(please tick when complete)

- I have enclosed the application fee of \$456.
- I have completed and enclosed a research proposal and all necessary supporting documents.
- I have checked if the proposed activity will be within a specially protected area (e.g. 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.
- If the application is submitted in a company name, I have enclosed a copy of an **ASIC full company search**, which lists all company directors(dated no older than 3 months).
- If the application is for a project funded by an external funding body, I have included the formal letter of funding.
- If the application is in an individual licence holders name, I have attached a relevant National Police Certificate.
- I have provided any information that I believe is relevant in demonstrating the benefits of the research.

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

INSTRUCTIONS FOR COMPLETION

1. Read the information in this application form carefully. Contact PIRSA Fisheries & Aquaculture if you need any clarification on any fisheries management or licensing matters contained in, or related to, this form.
2. You are advised to contact the Department of Planning, Transport and Infrastructure regarding qualifications necessary to operate a boat.
3. Seek professional advice if necessary in relation to the completion of this form, including taxation and legal issues.
4. The applicant must complete all parts of this form, and the statutory declaration.
5. All parts of the application form must be submitted at the same time.
6. The applicant must initial each page (at bottom right hand corner where indicated).
7. Personal information will be collected from you for the purpose of maintaining a register of persons holding authorities under the *Fisheries Management Act 2007* and will be used by PIRSA Fisheries & Aquaculture for the purposes permitted by this Act.
8. Please contact PIRSA Fisheries & Aquaculture on (08) 8207 5332 if you have any queries.
9. **All applications must be completed in full** before being lodged with PIRSA Fisheries and Aquaculture. Incomplete applications will not be assessed and will be returned to the sender. If the completed application is not received within 30 days then the application will be considered withdrawn.

FALSE AND MISLEADING INFORMATION

A person must not make a statement that is false or misleading in a material particular (whether by reason of the inclusion or omission of any particular) in any information provided, or record kept, under this Act.

Maximum penalty:

(a) if the case where the offence involved the making of a false or misleading statement, or the provision of false or misleading information, relating to a quota entitlement under a fishery authority—

(i) if the offender is a body corporate—\$300 000;

(ii) if the offender is a natural person—\$60 000;

(b) in any other case—

(i) if the offender is a body corporate—\$100 000;

(ii) if the offender is a natural person—\$20 000.

Fisheries Management Act 2007 (Section 119)

PART A – APPLICANT DETAILS

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):

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*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)

E-mail address:.....

MAIN CONTACT PERSON

Name:

Position/role:

Phone number:

CURRENT FISHING AUTHORITIES HELD BY APPLICANT

<input type="checkbox"/> Abalone Fishery	<input type="checkbox"/> Marine Scalefish Fishery
<input type="checkbox"/> Blue Crab Fishery	<input type="checkbox"/> Miscellaneous Fishery
<input type="checkbox"/> Charter Boat Fishery	<input type="checkbox"/> Prawn Fishery
<input type="checkbox"/> Lakes & Coorong Fishery	<input type="checkbox"/> Rock Lobster Fishery
<input type="checkbox"/> None	

Other, including Commonwealth or Interstate authorities (please specify):

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PART B – CONVICTION CHECKS

For the purposes of this application I consent to the release of full details of any convictions or charges for breaches of fisheries related legislation imposed on me in any Australian State or Territory during the period of three years immediately preceding the date of this application. I acknowledge that without this consent being provided, conviction details in some States may not be disclosed.

If the permit is held in your personal name, have you appeared before a Court or Tribunal, or do you have charges or prosecution action pending or likely to be commenced, for an offence involving a breach of legislation relating to fishing in any State or Territory of the Commonwealth during the preceding three years? **Yes / No**

If Yes, give details:

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Signature of Applicant: Date:

PART C – DETAILS OF PROPOSED RESEARCH FISHING ACTIVITY

1. Title of the research project proposed:
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Is the research funded by an external funding provider? (Please circle) **Yes / No**

If **Yes**, please name the funding provider (*Please attach a copy of notification of funding*):

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2. Has the research project proposal been peer reviewed by an external body?

(Please circle) **Yes / No**

If **No**, please note that further assessment of your application will require an independent review of the feasibility and attractiveness of the research project including: priority need for the research; end user relevance; cost/benefits; application of outcomes; scientific rigor; appropriateness of the budget; capacity of principal investigator to fulfill the research objectives. The costs of conducting this review may be sought from the applicant.

3. What commercial fishery does the fishing activity most closely emulate?

<input type="checkbox"/> Abalone Fishery	<input type="checkbox"/> Marine Scalefish Fishery
<input type="checkbox"/> Blue Crab Fishery	<input type="checkbox"/> Miscellaneous Fishery
<input type="checkbox"/> Charter Boat Fishery	<input type="checkbox"/> Prawn Fishery
<input type="checkbox"/> Lakes & Coorong Fishery	<input type="checkbox"/> Rock Lobster Fishery
<input type="checkbox"/> None	

4. State the species and quantities to be collected:

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

** Protected species can be found at this link: http://pir.sa.gov.au/fishing/protected_species

Species to be retained (Common name, Scientific name*)	Quantity (No. kg)	Description ie Lifestage/size	Protected**
			Y / N
			Y / N
			Y / N
			Y / N
			Y / N
Species to be surveyed (not retained) (Common name, Scientific name*)	Quantity (No. kg)	Description ie Lifestage/size	Protected
			Y / N
			Y / N
			Y / N
			Y / N
			Y / N

5. What activities will you be undertaking?

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6. 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

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

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

Boat 1

Name.....	Hull Construction.....
Length.....	Year of Construction.....
Main Colour.....	Survey Number.....
Home Port.....	

Boat 2

Name.....	Hull Construction.....
Length.....	Year of Construction.....
Main Colour.....	Survey Number.....
Home Port.....	

Boat 3

Name.....	Hull Construction.....
Length.....	Year of Construction.....
Main Colour.....	Survey Number.....
Home Port.....	

Does the vessel comply with Survey and Certificate of Operation requirements?

Boat 1 - Yes / No **Boat 2** - Yes / No **Boat 3** - Yes / No

Please provide a copy of the certificate of operation if available.

PLEASE NOTE: As the owner (and or master) of a vessel it is your responsibility to ensure that the vessel is fit for commercial fishing operations. If you are unsure please contact AMSA: Australian Maritime Safety Authority.

Australian Maritime Safety Authority

AMSA Connect: 1800 627 484

Email: amsaconnect@amsa.gov.au

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

If it is not possible to use the map or coordinates please detail the location:

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9. Are the waters where the noxious species will be held within any specially protected area eg. Marine Park, Adelaide Dolphin Sanctuary or River Murray Protected Area?

If yes, please provide details:

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

Commencement Date	Concluding Date	Activity

12. Please state any relevant experience or knowledge in relation to the proposed activity:

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13. Have you previously been provided a Ministerial Exemption or Permit for the same activity as the proposed activity? If so, please supply Ministerial Exemption/Permit number:

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14. Are you applying for a fee waiver? (If so please provide details i.e. how the application supports the objects of the *Fisheries Management Act 2007*. Fee waiver requests are considered by the Executive Director, PIRSA Fisheries and Aquaculture on a case by case basis)

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ADDITIONAL INFORMATION TO SUPPORT YOUR APPLICATION

Please provide any additional information that may support your application, including any social, economic or biological considerations. In particular, please include information to demonstrate how approval of your application would further the objectives of the *Fisheries Management Act 2007*. The statutory objectives of the *Fisheries Management Act 2007* ("the Act") are set out in section 7. Please refer to the excerpts on page 8 or internet site for further details.

Your application will be assessed against these objectives and must be consistent with fisheries management and protection arrangements that apply under the Act.

Please note that where a proposed activity will take place within the boundaries of a **specially protected area** the proposal should also fit within the objectives of the relevant Act (sub-section 7(4)). For example where a proposed activity will take place within the boundaries of a Marine Park the proposal should also fit within the objectives of the *Marine Parks Act 2007*.

Electronic copies of the *Marine Parks Act 2007*, the *Adelaide Dolphin Sanctuary Act 2005* and the *River Murray Act 2003* can be found at the following internet site:

<http://www.legislation.sa.gov.au/browseActs.aspx>

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DECLARATION

Full Name of Applicant

I(Natural Person/ Director) * of
(address)

Contact Telephone Number:

hereby certify that the contents of this application are to the best of my knowledge and belief true and accurate. I know that the information provided 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.

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).

