Fisheries Management (Small Pelagic Fishery) Regulations 2010

Select Legislative Instrument 2010 No. 145

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the Fisheries Management Act 1991.

Dated 29 June 2010

QUENTIN BRYCE
Governor-General

By Her Excellency’s Command

TONY BURKE
Minister for Agriculture, Fisheries and Forestry
1 Name of Regulations

These Regulations are the *Fisheries Management (Small Pelagic Fishery) Regulations 2010*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Interpretation

(1) In these Regulations:

*Act* means the *Fisheries Management Act 1991*.

*Fisheries Management Regulations* means the *Fisheries Management Regulations 1992*.

*identification code* has the meaning given by regulation 12 of the Fisheries Management Regulations.

*Management Plan* means the *Small Pelagic Fishery Management Plan 2009*.

*Note* The following terms are defined in subsection 4 (1) of the Act:

- AFMA
- boat
- Joint Authority
- Register
- statutory fishing right.

These terms have the same meaning in these Regulations as they do in the Act: see paragraph 13 (1) (b) of the *Legislative Instruments Act 2003*.

(2) The following terms have the same meaning in these Regulations as they have in the Management Plan:

(a) holder;

(b) nominated boat;

(c) statutory fishing right.
4 Particulars to be entered in Register (Act, s 45)

(1) For paragraph 45 (1) (f) of the Act, the particulars that AFMA must enter in the Register are:
   (a) the name of the holder of a statutory fishing right; and
   (b) the postal address of the holder of the right as shown in the last written notice of address received by AFMA from the holder; and
   (c) the telephone number, fax number and email address (if any) of the holder of the right as shown in the last written notice received by AFMA from the holder that mentions such a number or an address; and
   (d) if the holder of the right is a corporation — its ABN and ACN (if any).

(2) AFMA must also enter in the Register the following particulars that relate to a nominated boat of the holder:
   (a) the name of the boat;
   (b) if AFMA, a Joint Authority, or a State or Territory authority, issues an identification code or a distinguishing symbol for the boat — a description or representation of the code or symbol.

Note