



DEPARTMENT OF PRIMARY INDUSTRIES AND REGIONS

APPLICATION TO TRANSFER A MARINE AQUACULTURE LICENCE

(Pursuant to section 55 *Aquaculture Act 2001*)

Applications must be lodged by:

Email: PIRSA.aquaculture@sa.gov.au

Or

Mail: PIRSA Aquaculture, GPO Box 1625, Adelaide SA 5001

For assistance or further information:

Telephone: (08) 8207 5332

Email: PIRSA.aquaculture@sa.gov.au

Visit: <http://www.pir.sa.gov.au/aquaculture>

Licence Number:		Name of Licence Holder/s:
-----------------	--	---------------------------

PLEASE NOTE

Are you intending to transfer the lease also? YES ☐ NO ☐

Please Note: If you answered **YES**, ***a separate application is required to activate the lease transfer.***
This application is to transfer the licence only. Please contact PIRSA Fisheries & Aquaculture on (08) 8207 5332 to request an *Application to Transfer a Marine Aquaculture Lease*.

1 – INSTRUCTIONS & APPLICATION CHECKLIST

1.1 – INSTRUCTIONS FOR APPLICANT

- Carefully read all information contained in this application form and complete all parts of the application form in full, including all attachments and checking each box of the application checklists on page 2 where applicable;
- Write legibly using a blue or black pen, or use a software program “Fill & Sign” function;
- PIRSA Fisheries and Aquaculture may request supporting documentation or further information beyond what is contained in this application form in assessing the application;
- Incomplete applications, or those requiring additional information, may be refused if the information is not provided within the specified period as requested by PIRSA Fisheries and Aquaculture.
- An application fee invoice will be generated once the completed application has been received.

1.2 – APPLICATION CHECKLIST TO BE COMPLETED BY CURRENT LICENCE HOLDER

- ☐ **Outstanding Fees:** Current Licence Holder(s) must ensure all outstanding fees owed to PIRSA are settled before any application for licence-related changes is approved. PIRSA reserves the right to withhold or refuse any applications in cases of outstanding debt.
- ☐ **Environmental Monitoring Program:** This report has been submitted to PIRSA Fisheries & Aquaculture for the most recent three (3) reporting periods.
- ☐ **Annual Production Return:** All reports have been submitted to PIRSA Fisheries and Aquaculture for the most recent three (3) reporting periods.
- ☐ I acknowledge that immediately prior to the transfer of an aquaculture licence, I will be required to complete and submit an Intermediate Production Return for the aquaculture licence to account for stock sales or introductions which may have occurred since the end of last full reporting period (financial year).
- ☐ **Remove the Registration of a Nominated Specified Person:** (if applicable) Section 4 of the application has been completed.
- ☐ **Reason for the transfer:** (e.g. sale of business/death)
For a deceased licence holder, please forward a certified copy of grant of probate.
- ☐ **ASIC Company Extract:** (if the licence is held by a company/body corporate) A current company extract, no more than 3 months old, is required with full company details including current company directors.
- ☐ I understand that **my application will be refused if I have outstanding fees** with PIRSA.
- ☐ I understand that **I remain responsible for the aquaculture licence** until the licence transfer has been approved, and written confirmation of such approval has been received.
- ☐ **I understand the licence will not be transferred if the above requirements are not met.**

1.3 – APPLICATION CHECKLIST TO BE COMPLETED BY NEW LICENCE HOLDER

- ☐ **Outstanding Fees:** New Licence Holder(s) must ensure all outstanding fees owed to PIRSA are settled before any application for licence-related changes is approved. PIRSA reserves the right to withhold or refuse any applications in cases of outstanding debt.
- ☐ **ASIC Company Extract:** (if the licence is held by a company/body corporate) A current company extract, no more than 3 months old, is required with full company details including current company directors.
- ☐ **Add a Nominated Specified Person:** (if applicable) A separate application to nominate a specified person (third party) has been submitted. Please contact PIRSA Fisheries & Aquaculture on (08) 8207 5332 if you require a copy of this application.
- ☐ I understand that **my application will be refused if I have outstanding fees** with PIRSA.
- ☐ I understand that unless I am the licence holder listed on the authority or am employed by such person or entity, **I may not undertake aquaculture on the licence area** until the licence transfer has been approved, and written confirmation of such approval and a licence certificate has been received.
- ☐ **I understand the licence will not be transferred if the above requirements are not met.**

2 – LICENCE DETAILS

2.1 – TO BE COMPLETED BY THE CURRENT LICENCE HOLDER

Type of licence:

Corresponding Lease Number:

Name of lease holder/s:

Name of licence holder/s:

Telephone number:

Mobile number:

Email address:

Postal address

Suburb:StatePost Code

3 – AGENT OR REPRESENTATIVE HANDLING THIS APPLICATION

Is an agent or representative (broker/solicitor/conveyancer) handling this application? YES ☐ NO ☐

Name of Agent/ Representative:

Full Name of Contact Person:

Preferred Contact Number:

Email:

Please indicate whether you are:

☐ Agent acting on behalf of current licence holder; and/or

☐ Agent acting on behalf of new licence holder

4 – REMOVING THE INTEREST OF A NOMINATED SPECIFIED PERSON

To be completed by the nominated specified person (if applicable)

A nominated specified person is a person or company who is recorded as having an interest in a specified aquaculture licence. This interest is currently recorded on the public register established by section 80 of the *Aquaculture Act 2001*.

This application is to have the notation of this interest **removed** from the register.

Licence number to which interest relates:

Full Name of Specified Person (First Name, Company Name or Bank):

.....

(If the Interest Holder is a Bank) Full Name of Bank representative and sign declaration below:

.....

Position within bank:

Official Bank Stamp:

(If the interest holder is a Company) Full Name of the Director completing this form on behalf of the company:

.....

Please attach a current ASIC Company extract no more than 3 months old from lodging this application. The extract should list the details of all directors of the company.

Address:

Suburb: State Post Code

As a nominated specified person recorded on the Aquaculture Public Register as having an interest in the above named licence, I consent to have the notation of this interest removed and the licence transferred.

Signed.....Date/...../.....

5 – NOTIFICATION TO A LEASE HOLDER

To be completed by all lease holder/s for this corresponding licence

Corresponding lease number:

All lease holder/s have been notified of this transfer application being submitted:

Please Note:

If the lease is held by individual/s, the signature of all individual/s is required.

If the lease is held by a company/body corporate, one of the following is required:

- The signature of two directors of the company; or
- The signature of a director and a company secretary; or
- If the company has a sole director who is also the sole company secretary, that director.

These requirements apply to all company applicants where multiple companies hold the lease.

Full Name:Signature: Date: ../../.....

Full Name:Signature: Date: ../../.....

6 – DECLARATION OF CURRENT LICENCE HOLDER

To be completed by all current licence holders - Individual/s and/or Company/Body Corporate Directors

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 under the *Aquaculture Act 2001*.

Maximum penalty: \$5,000

All parties who have an interest in the licence registered by notation on the public register established by section 80 of the *Aquaculture Act 2001* have provided their consent to this transfer.

I/We seek the Minister's consent to transfer this licence to the new licence holder/s.

I/We declare that the information provided in this form is true and accurate.

Please Note:

If the licence is held by individual/s, the signature of all individual/s is required.

If the licence is held by a company/body corporate, one of the following is required:

- The signature of two directors of the company; or
- The signature of a director and a company secretary; or
- If the company has a sole director who is also the sole company secretary, that director.

These requirements apply to all company applicants where multiple companies are applying for or hold the licence.

Full Name:Signature: Date: ../../.....

Full Name:Signature: Date: ../../.....

Full Name:Signature: Date: ../../.....

Full Name:Signature: Date: ../../.....

7 – TRANSFEREE DETAILS

7.1 TO BE COMPLETED BY THE NEW LICENCE HOLDER

Pursuant to the *Aquaculture Act 2001*, the holder of an aquaculture lease/licence must be a *person*, and a person includes an Individual/s and/or a Company/Body Corporate.

Please note: A company/body corporate must be registered with ASIC (Australian Securities and Investments Commission). It is not a trading name or a trust fund or a superannuation fund. A current company extract, no more than 3 months old, is required with full company details including current company directors

Name of all new licence holders

Licence Holder 1:

Licence Holder 2:

7.2 The licence is to be held by Individual/s

This person will also be the primary contact for all correspondence.

Title (Dr, Mr, Mrs, Miss, Ms):

First name: Middle name:

Surname:

Date of birth:/...../.....

Phone number: Mobile number:

I would like to receive reminders for payment of licence fees by SMS? YES ☐ NO ☐

Email address:

Residential address:

Suburb: State: Postcode:

Postal address:

Suburb: State: Postcode:

7.2 The licence is to be held by Individual/s

Title (Dr, Mr, Mrs, Miss, Ms):

First name: Middle name:

Surname:

Date of birth:/...../.....

Phone number:Mobile number:

Email address:

Residential address.....

Suburb:State:.....Postcode:.....

Postal address.....

Suburb:State:Postcode:

If the licence is being transferred to more than two parties, please provide the personal details (as above) of additional transferees on a separate page.

7.3 The licence is to be held by a Company/Body Corporate

Company name:

Full name of primary contact person:

This person will be the primary contact for all correspondence

ACN:

Phone number:Mobile number:

I would like to receive reminders for payment of licence fees by SMS? YES ☐ NO ☐

Business email address:

Business address.....

Suburb:State:.....Postcode:.....

Postal address.....

Suburb:State:Postcode:.....

7.3 The licence is to be held by a Company/Body Corporate

Please list the details of all directors of the company/body corporate

Full name of director 1:Date of birth:/...../.....

Preferred contact number:Email address.....

Residential address:

Full name of director 2:Date of birth:/...../.....

Preferred contact number: Email address.....

Residential address:

Full name of director 3:Date of birth:/...../.....

Preferred contact number: Email address.....

Residential address:

Full name of director 4:Date of birth:/...../.....

Preferred contact number:Email address.....

Residential address:

List the details of additional directors on a separate page.

8 – AQUACULTURE STRATEGIES

8.1 Escape Strategy – Strategy for minimising the escape of aquaculture stock into the wild resulting from aquaculture that is carried out under the licence.

☐ I have included this strategy document as part of the application being submitted.

8.2 Interaction Strategy – Strategy for minimising adverse interactions with seabirds and large marine vertebrates resulting from aquaculture that is to be carried out under this licence.

☐ I have included this strategy document as part of the application being submitted.

Please contact PIRSA Fisheries & Aquaculture if you have any questions or require more information.

9 – DECLARATION BY TRANSFEREE

To be completed by the new licence holder/s – Individual/s and/or Company/Body Corporate Director/s

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 under the *Aquaculture Act 2001*.

Maximum penalty: \$5,000

- ☐ I / We consent to the release of our information for the purpose of seeking information related to any offences committed by me/us against the *Aquaculture Act 2001* or any other law of this State or another State or Territory of the Commonwealth relating to aquaculture, fishing or environment protection.
- ☐ I/ We understand that if the licence is transferred to me/us we must comply with all licence conditions, statutes, regulations, by-laws, ordinances, rules or other forms of statutory instruments or delegated legislation applicable to the licence area or to the use of the licence area by the Licensee, including but not limited to the *Aquaculture Act 2001*, *Aquaculture Regulations 2016* and the *Livestock Act 1997*.
- ☐ **I / We agree to the transfer of this licence to me/us once the Minister has given consent to the transfer.**
- ☐ **I/We declare that the information provided in this form is true and accurate.**

PLEASE NOTE

If the licence is held by individual/s, the signature of all individual/s is required.

If the licence is held by a company/body corporate, one of the following is required:

- The signature of two directors of the company; or
- The signature of a director and a company secretary; or
- If the company has a sole director who is also the sole company secretary, that director.

These requirements apply to all company applicants where multiple companies are applying for or hold the licence.

Full Name: Signature: Date:/...../.....

Full Name: Signature: Date:/...../.....

Full Name: Signature: Date:/...../.....

Full Name: Signature: Date:/...../.....