



DEPARTMENT OF PRIMARY INDUSTRIES AND REGIONS

APPLICATION TO AMALGAMATE A MARINE AQUACULTURE LEASE / LICENCE

(Pursuant to Regulation 33 & 35 of the *Aquaculture Regulations 2016*)

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>

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

Please Note:

- Pursuant to the *Aquaculture Act 2001* PIRSA Fisheries and Aquaculture is unable to consider aquaculture applications for the division, movement, or amalgamation of an aquaculture lease, if the aquaculture lease site is associated with a lease for a land title registered under the *Real Property Act 1886*. To assist in determining whether an aquaculture lease site is associated, please visit www.aginsight.sa.gov.au/
- Regulation 33(2)(e) of the *Aquaculture Regulations 2016* state the term of the substituted lease must be for the aggregate of the balance of the terms of the original leases, divided by the number of original leases.

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;
- 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 LEASE AND LICENCE HOLDER

Please complete the following application checklist for the lease and all corresponding licences:

- ☐ **Outstanding Fees:** Current Lease and/or Licence Holder(s) must ensure all outstanding fees owed to PIRSA are settled before any application for lease or 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) annual reporting periods for all corresponding licences.
- ☐ **Production Return:** This report has been submitted to PIRSA Fisheries and Aquaculture for the most recent three (3) annual reporting periods for all corresponding licences.
- ☐ **Licensed Surveyors Report:** A report provided by a Licensed Surveyor with a statement of the author’s qualifications and experience is required.
- ☐ **Notification of a Nominated Specified Person:** (if applicable) Section 3 of the application has been completed.
- ☐ **ASIC Company Extract:** (if the lease and/or licence is held by a body corporate) A current company extract, no more than 3 months old, is required with full company details including current company directors.
- ☐ **Certificate of Currency for Public Liability Insurance:** A current document is attached to this application, stating the lease holder’s name, the lease number covered, showing the expiry date, be in the amount of \$10 million and noting the Minister for Primary Industries and Regional Development as an Interested Party.
- ☐ **Bank Guarantee or proof of contribution to an Approved Indemnity Scheme:** A current document is attached to this application. An original Bank guarantee document in the lease holder’s name and in an amount approved by the Minister to enable full rehabilitation of an aquaculture site per lease **or** a current Association membership (with an approved indemnity scheme), stating the lease holder’s name, the lease number covered by the Association’s rehabilitation indemnity fund and the term of cover (start and end date). Note – an email confirmation from the Association may be required.

- ☐ I understand that my existing lease and/or licence numbers may change on approval of the application.
- ☐ I understand that my application will be refused if I have outstanding fees with PIRSA.

2 – LEASE AND LICENCE HOLDER DETAILS

Please note: The sites that you wish to amalgamate are required to be held by the same individual/s and/or company/body corporate; i.e. the leases are required to be held by the same individual/s and/or company/body corporate and the licences are required to be held by the same individual/s and/or company/body corporate. Please contact PIRSA Fisheries & Aquaculture on (08) 8207 5332 for assistance or further information.

2.1 – TO BE COMPLETED BY THE LEASE HOLDER

Lease numbers to be amalgamated:

Name of lease holder:

Telephone number:

Mobile number:

Email address:

Postal address

Suburb:StatePost Code

2.2 – TO BE COMPLETED BY THE LICENCE HOLDER/S

Licence numbers to be amalgamated:

Name of licence holder:

Telephone number:

Mobile number:

Email address:

Postal address

Suburb:StatePost Code

3 – NOTIFICATION 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 lease or licence. This interest is currently recorded on the public register established by section 80 of the *Aquaculture Act 2001*.

Lease and/or Licence numbers 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:

.....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:StatePost Code

As a nominated specified person recorded on the Aquaculture Public Register as having an interest in the above named lease / licence, I consent to the lease / licence holders submitting this amalgamation application.

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

4 – AMALGAMATIONS

4.1 Please list the sites proposed to be amalgamated:

Aquaculture zone:

Lease No: Licence No: Ha:

Species:

Farming methods:

Lease No: Licence No: Ha:

Species:

Farming methods:

Lease No: Licence No: Ha:

Species:

Farming methods:

Lease No: Licence No: Ha:

Species:

Farming methods:

4.2 Please indicate within the proposed amalgamated area:

☐ Licences are to remain separate

Or;

☐ Licences are to be amalgamated. **Please Note:** If licences are to be amalgamated, an additional fee may apply.

Preferred lease and/or licence number to be retained

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4.3 Species and farming methods within the proposed amalgamated area:

Please note: When amalgamating licences, the species and farming methods on each licence must be identical.

4.4 Do you need to remove a species or farming method?

If **yes**, please list the species and/ or farming method/s you wish to remove and from which licence (**Please Note:** no fee will apply to remove a species or method):

.....
.....

Corresponding Licence holder/s permission:

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

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

4.5 Do you need to add a species or farming method?

If **yes**, please list the species and/ or farming methods you wish to add and to which licence:

.....
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Please Note: If you answered **yes**, a separate application is required to vary a licence. Please contact PIRSA Fisheries & Aquaculture on (08) 8207 5332 to request an Application to Vary a Marine Aquaculture Licence. If licences are to be varied, an additional fee will apply.

Corresponding Licence holder/s acknowledgement:

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

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

5 – SURVEYORS REPORT

5.1 Please attach a report provided by a Licensed Surveyor with a statement of the author's qualifications and experience and a map of the licensed area showing:

Coordinates (GDA 2020 preferred) for all corners of the proposed amalgamated lease and licence area.

5.2 Provide any other details which may be relevant to your application to amalgamate:

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6 – DECLARATION BY LEASE AND LICENCE HOLDERS

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

Section 85 *Aquaculture Act 2001* - 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 lease and/or licence registered by notation on the public register established by section 80 of the *Aquaculture Act 2001* have provided their consent to this amalgamation.

I/We seek the Minister's consent to amalgamate these sites.

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

PLEASE NOTE

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

If the lease/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 lease/licence.

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

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

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

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