



DEPARTMENT OF PRIMARY INDUSTRIES AND REGIONS

APPLICATION TO VARY CONDITIONS (MOVEMENT) OF A MARINE AQUACULTURE LEASE

(Pursuant to Section 25A of the *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>

Lease Number:	Name of Lease Holder/s:
Corresponding Licence Number/s:	Name of Licence Holder/s:
Aquaculture Zone/Location:	Hectares (Ha):

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/
- In accordance with section 25A(c) the variation may not be made unless the holder of each corresponding licence has requested or consented to a variation of the conditions of the licence by substitution of the licence area and the EPA has approved the variation (to take effect on variation of the 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;
- 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

- ☐ **Outstanding Fees:** Current Lease and Licence Holder(s) must ensure all outstanding fees owed to PIRSA are settled before any application for lease and 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.
- ☐ **Production Return:** This report has been submitted to PIRSA Fisheries and Aquaculture for the most recent three (3) reporting periods.
- ☐ **Licensed Surveyors Report:** A report provided by a Licensed Surveyor with a statement of the author’s qualifications and experience and a map of the licenced area is required.
- ☐ **Reports and/or Videos:** All required reports and/or videos are attached to this application.
- ☐ **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 application will be refused if I have outstanding fees** with PIRSA.

☐ I understand that my current lease will need to be rehabilitated as soon as possible and no later than 3 months from the date of approval of the variation of conditions (movement).

2 – LEASE AND LICENCE HOLDER DETAILS

2.1 – TO BE COMPLETED BY THE LEASE HOLDER

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 Number:
Name of licence holder:
Telephone number:
Mobile number:
Email address:
Postal address
Suburb:StatePost Code

If there are more than two parties, please provide the personal details (as above) of additional licence holders on a separate page.

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 and/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):

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(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 application to vary (move) the lease.

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

4 – PROPOSED VARIATION

4.1 Please detail your proposed variation and why you are applying to relocate the lease.

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5- SURVEYORS REPORT

5.1 Please attach a report provided by a Licensed Surveyor with a map of the licensed area showing:

Coordinates (GDA 2020 preferred) and Map Zone for all corners of the existing lease area.

Coordinates (GDA 2020 preferred) and Map Zone for all corners of the proposed varied lease area.

Coordinates (GDA 2020 preferred) and Map Zone for all corners of the proposed varied licence area.

6 – BIOLOGICAL CHARACTERISTICS OF THE SITE

6.1 Describe the benthic habitat (seafloor) within your proposed new location?

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6.2 Does the location of the original biogeographical report remain wholly within the new proposed leased boundary?

☐ Yes ☐ No

6.3 Was the biogeographical report conducted on the site in the last 5 years?

☐ Yes ☐ No

If **yes** to both questions, please go to 7

If **no** to either question, please go to Question 6.4. Please contact PIRSA Fisheries and Aquaculture on (08) 8207 5332 to discuss your requirements prior to undertaking video footage and obtaining a Biogeographical Report.

6.4 You must attach a Biogeographical Report by a Biologist, or similarly qualified person that includes both video footage of the seafloor and a written report. The written report must contain:

- A statement of the author's qualification and experience
- Description of the common animals and plants at the site using scientific names where possible. Include a description of any seagrasses on the site and their coverage in terms of percentage of the site and density of coverage
- A description of the seafloor including types and sizes of sediments
- Description of the substrate at the site (reef, boulders, pebbles, sand, silt)
- A proforma showing the distribution of substrate types, as well as the location of the dominant fauna and flora on the site should be completed as shown below. Each 10m of the path must be summarised (e.g. if 150 m path = 15 summaries).
- Included in each of these summaries should be a level of sedimentary disturbance from biological activity (bioturbation), undulation, natural organic waste, aquacultural waste, colour of seafloor, macroalgal cover, seagrass cover, microbial mat cover (e.g. blue-green algae, sulphur reducing bacteria), sponge cover, presence of (sea cucumbers, sea squirts, razor fish, scallops, crabs, gastropods, fish, seahorses).

Please note:

- (a) the above Biogeographical Report conditions are based on requirements for environmental monitoring program requirements, set out in *Aquaculture Regulations 2016*;
- (b) a template for the transect summaries of the Biogeographical Report has been attached at the end of this application form

This report must be supported by at least one **video or photographic transect** that should:

- Be a minimum length of 150 m
- Be filmed at a slow pace (1 m every 2 to 4 seconds).
- Pass through the centre of the site and be in a straight line
- Where practical, images should be taken at about 2 metres above the sea floor at an angle of about 45 degrees
- Show clear GPS co-ordinates at start and end of each video
- Where a video is used it must be continually filmed without any editing breaks (from the GPS co-ordinates and a 360° pan at the start, throughout the drop to the seafloor, along the seafloor, rising to the surface and finally to the 360° pan and GPS co-ordinates at the end of the video).
- Have adequate light and resolution to show benthic flora and fauna detail and colours.
- Where photos are used these should be taken at intervals no greater than 10 metres and be sequentially numbered

7 – ABORIGINAL HERITAGE ACT 1998 CONSIDERATIONS

Pursuant to section 23(c) of the *Aboriginal Heritage Act 1998*, it is an offence to damage, disturb or interfere with any Aboriginal site or object. If you wish to undertake an Aboriginal Sites and Object Search please contact the Department of Premier and Cabinet Aboriginal Affairs and Reconciliation (link below) to request that a basic search be undertaken within the coordinates of your proposed site location.

Request can be lodged via Taa wika <https://taawika.sa.gov.au/public/application-for-advice/enter>
Or email DPC-AAR.HeritageSites1@sa.gov.au

8 – FARMING OPERATIONS

8.1 Will any of the proposed changes detailed in this application impact on your current strategies relating to the escape of stock and interactions with seabirds and large marine vertebrates?

☐ Yes ☐ No

If yes, you will need to resubmit your strategies with this application, incorporating any changes to be approved by the Minister.

9 – REHABILITATION

If you are applying to alter the coordinates of your site, you are required to fully rehabilitate the area no longer being used for aquaculture. This includes the removal of all infrastructure, stock and debris from the area within 90 days of the application being approved.

9.1 Please provide details of the infrastructure and/or stock on your current site?

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9.2 What are your plans to rehabilitate the current site?

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10 – 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 movement.

I/We the current lease holder/s seek the Minister's consent to vary (movement) this site.

I/We the current licence holder/s have been informed of this movement application.

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 hold the lease/licence.

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

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

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

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

11 – EXAMPLE ONLY – TEMPLATE FOR BIOGEOGRAPHICAL REPORT

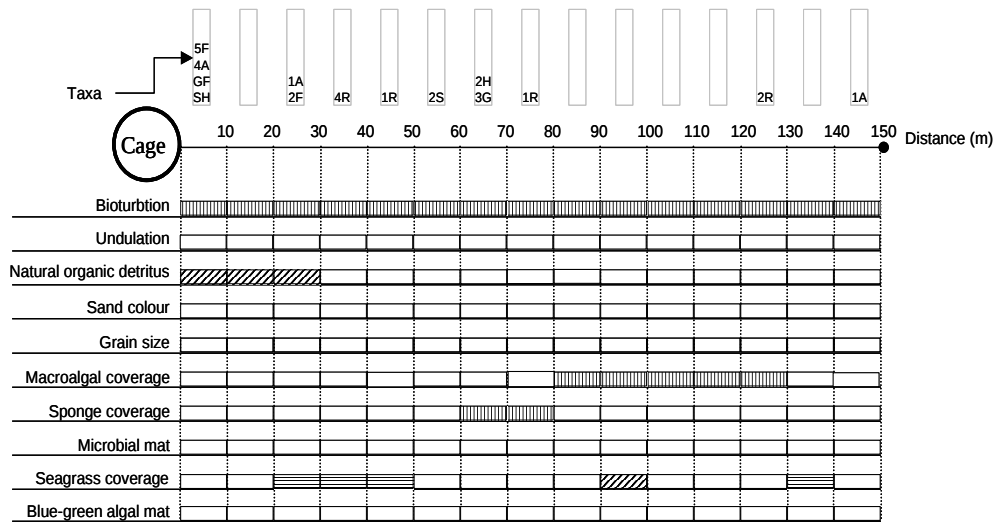
Please Note - For a blank copy to fill out electronically please contact PIRSA Fisheries and Aquaculture.

Bioturbation	0 = ☐	Low = 	Medium = 	High = 
Undulation	0 = ☐	Low = 	Medium = 	High = 
Natural Organic detritus	0 = ☐	Low = 	Medium = 	High = 
Sand colour	Neutral = ☐	Grey = 	Black = 	
Grain size	Fine = ☐	Medium = 	Coarse = 	
Macroalgal coverage	0 = ☐	Low = 	Medium = 	High =  Very High = 
Sponge coverage	0 = ☐	Low = 	Medium = 	High = 
Microbial mat	0 = ☐	<25% = 	25-50% = 	51-75% =  >75% = 
Seagrass coverage	0 = ☐	<25% = 	25-50% = 	51-75% =  >75% = 
Blue-green algal mat	0 = ☐	<25% = 	25-50% = 	51-75% =  >75% = 

Taxa codes

A = Ascidian - sea squirt	C = Crab
R = Razorfish	F = Fish
H = Holothurian - sea cucumber	GF = Globefish
G = Gastropod	SH = Seahorse
B = Bivalve	P = Pilchard
S = Scallop	WB = Waste bait

Pontoon Video Transect 1 – EXAMPLE ONLY



12 – TEMPLATE FOR BIOGEOGRAPHICAL REPORT

Biogeographic Video Transect

