



DEPARTMENT OF PRIMARY INDUSTRIES AND REGIONS

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

(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.
- ☐ **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 current lease will need to be rehabilitated no later than 3 months from the date of approval of the variation of conditions (movement).**

☐ I understand that **my application will be refused if I have outstanding fees** with PIRSA.

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

2.1 – 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 lease and/or 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:

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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

Please note, once PIRSA has assessed the site location, a video and biogeographical report identifying the benthic environment of the site may be required. Upon assessment, PIRSA will notify you of this requirement (if required) and the specifications of the information needed for assessment.

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: /...../.....