



Government of South Australia

Department of Primary Industries
and Regions

Fisheries Management Act 2007
Section 115

APPLICATION FOR A MINISTERIAL EXEMPTION VARIATION

Application Fee \$188
01/07/2026 – 30/06/2027

With this completed application:
(Please tick when complete)

- ☐ I have enclosed the application fee of \$188.
- ☐ If in a company name, I have attached an ASIC full company search extract, which lists all company directors (dated no older than 3 months).
- ☐ I have provided reports as required by condition of any previous exemption, if applicable.
- ☐ I have checked whether the proposed variation activity will affect an aquatic reserve.
- ☐ I have checked if the proposed variation activity will occur within the boundary of a specially protected area (eg Aquatic Reserve, all areas of a Marine Park, Adelaide Dolphin Sanctuary or River Murray Protected Area).
- ☐ If the proposed variation will occur within a specially protected area, I have contacted the relevant authorities to obtain information on any requirements restrictions or prohibitions of that area.
- ☐ I have attached any additional supporting paperwork (eg project outline, diagrams, other permits).
- ☐ I have read the Objects of the Act provided in the attachment and I believe my application supports these objectives.

All sections of this form must be completed. If additional space is needed, attach a separate page. Application Forms insufficiently or partially completed and not provided within two weeks of request, will be returned to the applicant.

Completed applications to:

PIRSA FISHERIES & AQUACULTURE

2 Hamra Avenue, West Beach. SA 5024

GPO Box 1625, Adelaide SA 5001

Telephone (08) 8207 5332 Facsimile (08) 8207 5331

Email PIRSA.MinisterialExemptionsandPermits@sa.gov.au

http://www.pir.sa.gov.au/fishing/permits_and_exemptions

CURRENT DETAILS

Current Exemption Number:

Current Exemption Holder:.....

Date of Birth:

Which of the following do you propose a variation to?

- | | |
|---|---|
| ☐ Personal / Company details | ☐ Nominated Agents |
| ☐ Species | ☐ Equipment |
| ☐ Methods | ☐ Boat |
| ☐ Location | ☐ Timeframe |

***Note:** Please only complete the following questions relevant to the proposed variation.*

PROPOSED VARIATION TO PERSONAL / COMPANY / ORGANISATION OR ASSOCIATION DETAILS

(Please complete the relevant question/s)

1. Exemption Holder:

***Note:** If applicant is a company or organisation please attach an **ASIC full company search extract (dated no older than 3 months)** which lists all company directors. If acting on behalf of a company and not a director or company secretary you must provide evidence of authorisation.*

2. ABN: (if applicable)

3. Residential / Business Address:

4. Postal Address:

5. Telephone (W) (M)..... (H)

6. Fax:

7. Email Address:

DETAILS OF PROPOSED VARIATION TO ACTIVITY

(Please complete the relevant question/s)

1. Reasons for change(s)

.....
.....
.....

2. Agent(s) details (name, address, licence number)

Name	Address	Lic No

3. Species details

*Common name and scientific name can be found at this link: www.fishnames.com.au/

** Protected species can be found at this link: http://pir.sa.gov.au/fishing/protected_species

*** Noxious species can be found at this link: http://pir.sa.gov.au/biosecurity/aquatics/aquatic_pests/noxious_fish_list

Note that activities that involved Protected or Noxious species may also require a Ministerial Permit.

Species to be retained (Common name, Scientific name)	Quantity	Description ie Lifestage/size	Protected	Noxious
			Y / N	Y / N
			Y / N	Y / N
			Y / N	Y / N
			Y / N	Y / N
			Y / N	Y / N
Species to be surveyed (not retained) (Common name, Scientific name)	Quantity	Description ie Lifestage/size	Protected	Noxious
			Y / N	Y / N
			Y / N	Y / N
			Y / N	Y / N
			Y / N	Y / N
			Y / N	Y / N

4. Equipment details

Equipment type	Quantity	Dimensions

5. Method intended to undertake the proposed activity

.....

.....

.....

6. Boat details

☐ Add Boat

☐ Remove Boat

☐ Modify Boat

Boat name	Length	Registration number	Survey details

7. Location details – please identify on attachment 1

Current Location:

New Location:

8. Timeframe of activity

.....

.....

.....

ADDITIONAL INFORMATION TO SUPPORT YOUR APPLICATION

Please provide any additional information that may support your application, including any social, economic or biological considerations. In particular, please include information to demonstrate how approval of your application would further the objectives of the *Fisheries Management Act 2007* (“the Act”).

The statutory objectives of the *Fisheries Management Act 2007* are set out in section 7. Please refer to the excerpts on page 6 of application form or internet site for further details.

Your application will be assessed against these objectives and must be consistent with fisheries management and protection arrangements that apply under the Act.

Please note that where an activity is to take place within an aquatic reserve established under the Act a Ministerial permit may also be required. Please ensure that any relevant aquatic reserves are identified in this variation.

Please note that where a proposed activity will take place within the boundaries of a **specially protected area** the proposal should also fit within the objectives of the relevant Act (sub-section 7(4)). For example where a proposed activity will take place within the boundaries of a Marine Park the proposal should also fit within the objectives of the *Marine Parks Act 2007*.

Electronic copies of the *Marine Parks Act 2007*, the *Adelaide Dolphin Sanctuary Act 2005* and the *River Murray Act 2003* can be found at the following internet site:

<http://www.legislation.sa.gov.au/browseActs.aspx>

[illegible]

Are you applying for a fee waiver? *(If so, please provide details i.e. how the application supports the Fisheries Management Act 2007. Waiver requests are considered on a case-by-case basis – separate document may be attached)*

.....

.....

.....

.....

.....

.....

.....

DECLARATION

Full Name of Applicant

I(Natural Person/ Director) *

of (address)

Contact Telephone Number:

hereby certify that the contents of this variation application is to the best of my knowledge and belief true and accurate. I know that the information provided is to be used for the purpose of the administration of the *Fisheries Management Act 2007* and if it is false or misleading in a material particular (whether by reason of inclusion or omission of any particular) I may be guilty of an offence.

☐ I have completed the checklist on page 1 and addressed all matters

Dated the(day) of (month), 20..... (year)

Signed:

Witnessed by:
(Full Name)

of
(Address)

Signature of Witness:

*** Evidence may be required to prove authority to act on behalf of the company/organisation.**

Part 2—Objects of Act

7—Objects of Act

- (1) An object of this Act is to protect, manage, use and develop the aquatic resources of the State in a manner that is consistent with ecologically sustainable development and, to that end, the following principles apply:
 - (a) proper conservation and management measures are to be implemented to protect the aquatic resources of the State from over-exploitation and ensure that those resources are not endangered;
 - (b) access to the aquatic resources of the State is to be allocated between users of the resources in a manner that achieves optimum utilisation and equitable distribution of those resources to the benefit of the community;
 - (c) aquatic habitats are to be protected and conserved, and aquatic ecosystems and genetic diversity are to be maintained and enhanced;
 - (d) recreational fishing and commercial fishing activities are to be fostered for the benefit of the whole community;
 - (e) the participation of users of the aquatic resources of the State, and of the community more generally, in the management of fisheries is to be encouraged.
- (2) The principle set out in subsection (1)(a) has priority over the other principles.
- (3) A further object of this Act is that the aquatic resources of the State are to be managed in an efficient and cost effective manner and targets set for the recovery of management costs.
- (4) The Minister, the Director, the Council, the ERD Court and other persons or bodies involved in the administration of this Act, and any other person or body required to consider the operation or application of this Act (whether acting under this Act or another Act), must—
 - (a) act consistently with, and seek to further the objects of, this Act; and
 - (b) insofar as this Act applies to the Adelaide Dolphin Sanctuary, seek to further the objects and objectives of the *Adelaide Dolphin Sanctuary Act 2005*; and
 - (c) insofar as this Act applies to the River Murray, seek to further the objects of the *River Murray Act 2003* and the *Objectives for a Healthy River Murray* under that Act; and
 - (d) insofar as this Act applies to areas within a marine park, seek to further the objects of the *Marine Parks Act 2007*.
- (5) For the purposes of subsection (1), **ecologically sustainable development** comprises the use, conservation, development and enhancement of the aquatic resources of the State in a way, and at a rate, that will enable people and communities to provide for their economic, social and physical well-being while—
 - (a) sustaining the potential of aquatic resources of the State to meet the reasonably foreseeable needs of future generations; and
 - (b) safeguarding the life-supporting capacity of the aquatic resources of the State; and
 - (c) avoiding, remedying or mitigating adverse effects of activities on the aquatic resources of the State,

(taking into account the principle that if there are threats of serious or irreversible damage to the aquatic resources of the State, lack of full scientific certainty should not be used as a reason for postponing measures to prevent such damage).

