

Freshwater Fisheries Amendment Regulations 1997

PURSUANT to sections 48 and 48A of the Conservation Act 1987, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, makes the following regulations.

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1 Title and commencement

- (1) These regulations may be cited as the Freshwater Fisheries Amendment Regulations 1997, and are part of the Freshwater Fisheries Regulations 1983¹ (“the principal regulations”).
- (2) These regulations come into force on 1 October 1997.

2 Interpretation

- (1) Section 2(1) of the principal regulations is amended—
 - (a) By revoking the definition of the term **adult licence**;
 - (b) By revoking the definition of the term **junior licence** (as inserted by regulation 2 of the Freshwater Fisheries Regulations 1983, Amendment No 1):

¹ SR 1983/277

Amendment No 1: SR 1984/259

Amendment No 2: (*Revoked by SR 1985/222*)

Amendment No 3: SR 1985/222

Amendment No 4: SR 1986/197

Amendment No 5: (*Revoked by SR 1988/222*)

Amendment No 6: SR 1988/222

Amendment No 7: (*Revoked by SR 1990/136*)

Amendment No 8: SR 1990/136

Amendment No 9: SR 1990/209

Amendment No 10: SR 1991/83

Amendment No 11: SR 1991/151

Amendment No 12: (*Revoked by SR 1992/229*)

Amendment No 13: (*Revoked by SR 1993/153*)

Amendment No 14: SR 1993/153

Amendment No 15: SR 1993/270

Amendment No 16: SR 1994/85

Amendment No 17: SR 1994/193

Amendment No 18: SR 1995/178

Amendment No 19: SR 1996/246

- (c) By revoking the definitions of the terms **new participant** and **young adult** (as inserted by regulation 2 of the Freshwater Fisheries Regulations 1983, Amendment No 18).
- (2) Section 2(1) of the principal regulations is amended by revoking the definition of the term **licence**, and substituting the following definition:
- “**Licence** means a licence to take acclimatised fish issued in accordance with these regulations and in accordance with a notice in the *Gazette*”.
- (3) The following regulations are consequentially revoked:
- (a) So much of regulation 2 of the Freshwater Fisheries Regulations 1983, Amendment No 1 as relates to the definition of the term **junior licence**:
- (b) Regulation 2 of the Freshwater Fisheries Regulations 1983, Amendment No 18.

3 Classes and forms of licences

The principal regulations are amended by revoking regulation 4, and substituting the following regulation:

“4

Licences issued to take acclimatised fish must be in the forms and for the classes fixed by notice in the *Gazette*.”

4 Licence fees

- (1) The principal regulations are amended by revoking regulation 14 (as amended by regulation 2(1) of the Freshwater Fisheries Regulations 1983, Amendment No 6), and substituting the following regulation:
- “14
- The fees fixed by notice in the *Gazette* for a licence must be paid and received for that licence.”
- (2) Regulation 2(1) of the Freshwater Fisheries Regulations 1983, Amendment No 6 is consequentially revoked.

5 Reduction or waiver of fees

Regulation 15 of the principal regulations is amended by omitting the words “these regulations prescribing”, and substituting the words “a *Gazette* notice fixing”.

6 Revocations

The following regulations are revoked:

- (a) Regulations 5 to 7 and the Second Schedule of the principal regulations:
- (b) Regulation 4 of the Freshwater Fisheries Regulations 1983, Amendment No 1:
- (c) Regulation 2 of the Freshwater Fisheries Regulations 1983, Amendment No 10:
- (d) Regulation 2 of the Freshwater Fisheries Regulations 1983, Amendment No 11:
- (e) Regulation 7 of the Freshwater Fisheries Regulations 1983, Amendment No 18:
- (f) The Freshwater Fisheries Regulations 1983, Amendment No 19.

MARIE SHROFF,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 October 1997, amend or revoke those provisions of the Freshwater Fisheries Regulations 1983 relating to classes of licences and licence fees. The definition of **licence** is also amended. The Conservation Amendment Act (No 3) 1996 amended the Conservation Act 1987 to allow the forms and classes of licences to fish for sports fish, the scope and effect of licences to fish for sports fish, the availability of licences to fish for sports fish, and the fees payable for those licences to be fixed by notice in the *Gazette*.

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