



Fishing Levy Amendment (2019-2020 Levy Amounts) Regulations 2019

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 28 November 2019

David Hurley
Governor-General

By His Excellency's Command

Jonathon Duniam
Assistant Minister for Forestry and Fisheries
Parliamentary Secretary to the Minister for Agriculture

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1 Name

This instrument is the *Fishing Levy Amendment (2019-2020 Levy Amounts) Regulations 2019*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	7 December 2019

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Fishing Levy Act 1991*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Part 1—Main amendments

Fishing Levy Regulations 2018

1 Subsection 5(1) (definition of *Management Regulations*)

Omit “*Fisheries Management Regulations 1992*”, substitute “*Fisheries Management Regulations 2019*”.

2 Section 6

Repeal the section (including the note), substitute:

6 References to fisheries

A reference in this instrument to a fishery using a name mentioned in the table in subsection 18(1) of the Management Regulations, or a name used in a plan of management determined under section 17 of the Management Act, is a reference to the fishery of that name as described in that table or that plan.

3 Subsection 8(2)

Omit “\$0.90755”, substitute “\$0.7425”.

4 Paragraph 9(2)(a)

Omit “\$7,159.50”, substitute “\$9,391.43”.

5 Subsection 9(2) (table)

Repeal the table, substitute:

Amount of levy for a sector of the Coral Sea Fishery		
Item	Sector	Amount (\$)
1	Aquarium	755.53
2	Line	2,267.20
3	Line—autobait	2,267.20
4	Lobster and trochus	755.53
5	Sea cucumber	755.53

6 Subsection 10(2)

Omit “\$1,379.39”, substitute “\$1,918.37”.

7 Subsection 11(2) (table)

Repeal the table, substitute:

Amount of levy—Eastern Tuna and Billfish Fishery		
Item	SFR	Amount (\$)
1	Leviable ETBF Albacore Tuna SFR	0.1021

Amount of levy—Eastern Tuna and Billfish Fishery

Item	SFR	Amount (\$)
2	Leviable ETBF Bigeye Tuna SFR	0.1874
3	Leviable ETBF Broadbill Swordfish SFR	0.2650
4	Leviable ETBF longline boat SFR	4,140.95
5	Leviable ETBF minor line boat SFR	2,176.65
6	Leviable ETBF Striped Marlin SFR	0.0383
7	Leviable ETBF Yellowfin Tuna SFR	0.5378

8 Subsection 12(2)

Omit “\$16.54”, substitute “\$22.83”.

9 Subsection 13(2)

Omit “\$22.19”, substitute “\$8.4711”.

10 Subsection 14(2)

Omit “\$62.26”, substitute “\$67.10277”.

11 Subsection 15(2)

Omit “\$10,906.57”, substitute “\$5,700.43”.

12 Subsection 16(2) (table)

Repeal the table, substitute:

Amount of levy—Small Pelagic Fishery

Item	SFR	Amount (\$)
1	Leviable SPF Australian Sardine quota SFR	0.0112661
2	Leviable SPF Eastern sub-area Blue Mackerel quota SFR	0.0681798
3	Leviable SPF Eastern sub-area Jack Mackerel quota SFR	0.0255709
4	Leviable SPF Eastern sub-area Redbait quota SFR	0.0076661
5	Leviable SPF Western sub-area Blue Mackerel quota SFR	0.0076661
6	Leviable SPF Western sub-area Jack Mackerel quota SFR	0.0076661
7	Leviable SPF Western sub-area Redbait quota SFR	0.0076661

13 Subsection 17(2) (table)

Repeal the table, substitute:

Amount of levy—Southern and Eastern Scalefish and Shark Fishery—SFRs (other than quota SFRs)

Item	SFR	Amount (\$)
1	Leviable SESSF GAB trawl boat SFR	57,537.00
2	Leviable SESSF gillnet boat SFR	6,179.51
3	Leviable SESSF scalefish hook boat SFR	2,830.99

Schedule 1 Amendments
Part 1 Main amendments

Amount of levy—Southern and Eastern Scalefish and Shark Fishery—SFRs (other than quota SFRs)

Item	SFR	Amount (\$)
4	Leviable SESSF shark hook boat SFR	5,073.20
5	Leviable SESSF trawl boat SFR	9,119.59

14 Subsection 17(3) (table)

Repeal the table, substitute:

Amount of levy—Southern and Eastern Scalefish and Shark Fishery—quota SFRs

Item	Quota species	Amount (\$)
1	Alfonsino	0.00220
2	Bight redfish	0.00465
3	Blue eye trevalla	0.31679
4	Blue grenadier	0.06420
5	Blue warehou	0.00515
6	Deepwater flathead	0.00628
7	Elephantfish	0.16999
8	Flathead	0.35302
9	Gummy shark	0.39939
10	Jackass morwong	0.04246
11	John dory	0.06140
12	Mirror dory	0.05827
13	Ocean perch	0.09633
14	Oreodory	0.00714
15	Pink ling	0.58929
16	Redfish	0.03081
17	Ribaldo	0.02459
18	Royal red prawn	0.05747
19	Saw shark	0.13118
20	School shark	0.40938
21	School whiting	0.08057
22	Silver trevally	0.01541
23	Silver warehou	0.10524

15 Subsection 17(4) (table)

Repeal the table, substitute:

Amount of levy—Southern and Eastern Scalefish and Shark Fishery—quota SFRs for species in particular sectors or zones

Item	Quota species	Sector or zone	Amount (\$)
1	Deepwater shark	Eastern	0.00513

Amount of levy—Southern and Eastern Scalefish and Shark Fishery—quota SFRs for species in particular sectors or zones

Item	Quota species	Sector or zone	Amount (\$)
2	Deepwater shark	Western	0.01452
3	Gemfish	Eastern	0.09410
4	Gemfish	Western	0.09459
5	Orange roughy	Albany and Esperance	0.00063
6	Orange roughy	Cascade Plateau	0.00017
7	Orange roughy	Eastern	0.02364
8	Orange roughy	Southern	0.00289
9	Orange roughy	Western	0.00580
10	Smooth oreodory	Cascade Plateau	0.00000
11	Smooth oreodory	A sector or zone other than the Cascade Plateau	0.01963

16 Subsection 18(1) (paragraph (b) of the definition of *leviable SESSF GHT fishing permit*)

Omit “leviable SESSF quota species”, substitute “quota species”.

17 Subsection 18(2) (heading)

Omit “*quota fishing permits*”, substitute “*leviable SESSF quota fishing permits*”.

18 Subsection 18(2) (table)

Repeal the table, substitute:

Amount of levy—Southern and Eastern Scalefish and Shark Fishery—fishing permits (other than leviable SESSF quota fishing permits)

Item	Fishing permit	Amount (\$)
1	Leviable SESSF autolongline fishing permit	5,172.67
2	Leviable SESSF ECDT fishing permit	533.14
3	Leviable SESSF GHT fishing permit	2,258.95
4	Leviable SESSF GHT trap fishing permit	3,879.50
5	Leviable SESSF VCW fishing permit	380.82

19 Subsection 18(3) (heading)

Repeal the heading, substitute:

Leviable SESSF quota fishing permits

20 Subsection 18(3) (table)

Repeal the table, substitute:

Schedule 1 Amendments
Part 1 Main amendments

Amount of levy—Southern and Eastern Scalegfish and Shark Fishery—leviable SESSF quota fishing permits

Item	Quota species	Amount (\$)
1	Deepwater shark in the Eastern zone	0.01540
2	Deepwater shark in the Western zone	0.04357
3	Oreodory	0.02143
4	Ribaldo	0.07376
5	Smooth oreodory in the Cascade Plateau zone	0.00000
6	Smooth oreodory in a sector or zone other than the Cascade Plateau zone	0.05889

21 Paragraphs 18(4)(a) and (b)

Omit “2019”, substitute “2020”.

22 Subsection 19(2)

Omit “\$0.2917”, substitute “\$0.2853”.

23 Subsection 20(2)

Omit “\$19.3414”, substitute “\$23.8548”.

24 Subsection 21(2)

Omit “\$7,477.09”, substitute “\$1,710.73”.

25 Subsection 22(2)

Omit “\$1,379.39”, substitute “\$1,918.37”.

26 Subsection 23(2) (table)

Repeal the table, substitute:

Amount of levy—Western Tuna and Billfish Fishery

Item	SFR	Amount (\$)
1	Leviable WTBF Bigeye Tuna quota SFR	0.04840
2	Leviable WTBF boat SFR	1,167.03
3	Leviable WTBF Broadbill Swordfish quota SFR	0.04840
4	Leviable WTBF Striped Marlin quota SFR	0.04840
5	Leviable WTBF Yellowfin Tuna quota SFR	0.04840

Part 2—Amendments relating to new levy day

Fishing Levy Regulations 2018

27 Subsection 5(1)

Insert:

new levy day means the day when the *Fishing Levy Amendment (2019-2020 Levy Amounts) Regulations 2019* commence.

28 Subsection 8(1) (paragraph (b) of the definition of *leviable BSCZSF SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

29 Subsection 9(1) (paragraph (b) of the definition of *leviable CSF fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

30 Subsection 10(1) (paragraph (b) of the definition of *leviable ESF fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

31 Subsection 11(1) (paragraph (c) of the definition of *leviable ETBF Albacore Tuna SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

32 Subsection 11(1) (paragraph (c) of the definition of *leviable ETBF Bigeye Tuna SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

33 Subsection 11(1) (paragraph (c) of the definition of *leviable ETBF Broadbill Swordfish SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

34 Subsection 11(1) (paragraph (b) of the definition of *leviable ETBF longline boat SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

35 Subsection 11(1) (paragraph (b) of the definition of *leviable ETBF minor line boat SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

36 Subsection 11(1) (paragraph (c) of the definition of *leviable ETBF Striped Marlin SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

37 Subsection 11(1) (paragraph (c) of the definition of *leviable ETBF Yellowfin Tuna SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

38 Subsection 12(1) (paragraph (b) of the definition of *leviable HIMI SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

39 Subsection 13(1) (paragraph (b) of the definition of *leviable MITF SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

40 Subsection 14(1) (paragraph (b) of the definition of *leviable NPF gear SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

41 Subsection 15(1) (paragraph (b) of the definition of *leviable NWSTF fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

42 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Australian Sardine quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

43 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Eastern sub-area Blue Mackerel quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

44 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Eastern sub-area Jack Mackerel quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

45 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Eastern sub-area Redbait quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

- 46 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Western sub-area Blue Mackerel quota SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 47 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Western sub-area Jack Mackerel quota SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 48 Subsection 16(1) (paragraph (c) of the definition of *leviable SPF Western sub-area Redbait quota SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 49 Subsection 17(1) (definition of *leviable SESSF GAB trawl boat SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 50 Subsection 17(1) (definition of *leviable SESSF gillnet boat SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 51 Subsection 17(1) (paragraph (b) of the definition of *leviable SESSF quota SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 52 Subsection 17(1) (definition of *leviable SESSF scalefish hook boat SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 53 Subsection 17(1) (definition of *leviable SESSF shark hook boat SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 54 Subsection 17(1) (definition of *leviable SESSF trawl boat SFR*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 55 Subsection 18(1) (paragraph (c) of the definition of *leviable SESSF autolongline fishing permit*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
- 56 Subsection 18(1) (paragraph (c) of the definition of *leviable SESSF ECDT fishing permit*)**
Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.
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57 Subsection 18(1) (paragraph (c) of the definition of *leviable SESSF GHT fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

58 Subsection 18(1) (paragraph (c) of the definition of *leviable SESSF GHT trap fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

59 Subsection 18(1) (paragraph (c) of the definition of *leviable SESSF quota fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

60 Subsection 18(1) (paragraph (c) of the definition of *leviable SESSF VCW fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

61 Subsection 19(1) (paragraph (b) of the definition of *leviable SBTF SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

62 Subsection 20(1) (paragraph (b) of the definition of *leviable SSJF gear SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

63 Subsection 21(1) (paragraph (b) of the definition of *leviable WDWTF fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

64 Subsection 22(1) (paragraph (b) of the definition of *leviable WSF fishing permit*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

65 Subsection 23(1) (paragraph (c) of the definition of *leviable WTBF Bigeye Tuna quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

66 Subsection 23(1) (paragraph (b) of the definition of *leviable WTBF boat SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

67 Subsection 23(1) (paragraph (c) of the definition of *leviable WTBF Broadbill Swordfish quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

68 Subsection 23(1) (paragraph (c) of the definition of *leviable WTBF Striped Marlin quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.

69 Subsection 23(1) (paragraph (c) of the definition of *leviable WTBF Yellowfin Tuna quota SFR*)

Omit “starting on the commencement of this instrument and ending on 30 June 2019”, substitute “starting on the new levy day and ending on the next following 30 June”.