

Fishing Levy Amendment (2022‑2023 Levy Amounts) Regulations 2022

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 8 December 2022

David Hurley

Governor‑General

By His Excellency’s Command

Murray Watt

Minister for Agriculture, Fisheries and Forestry

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1 Name

 This instrument is the *Fishing Levy Amendment (2022-2023 Levy Amounts) Regulations 2022*.

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. | 16 December 2022 |

Note: This table relates only to the provisions of this instrument as originally made.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 Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Fishing Levy Regulations 2018

1 Subsection 5(1) (definition of *new levy day*)

Omit “*Fishing Levy Amendment (2021‑2022 Levy Amounts) Regulations 2021*”, substitute “*Fishing Levy Amendment (2022‑2023 Levy Amounts) Regulations 2022*”.

2 Subsection 8(2)

Omit “$0.8028”, substitute “$0.9093”.

3 Paragraph 9(2)(a)

Omit “$7,977.08”, substitute “$1,576.67”.

4 Subsection 9(2) (table)

Repeal the table, substitute:

| Amount of levy for a sector of the Coral Sea Fishery |
| --- |
| Item | Sector | Amount ($) |
| 1 | Aquarium | 187.00 |
| 2 | Line | 748.00 |
| 3 | Line—autobait | 748.00 |
| 4 | Lobster and trochus | 187.00 |
| 5 | Sea cucumber | 187.00 |

5 Subsection 10(2)

Omit “$1,058.33”, substitute “$1,215.10”.

6 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 | 0.0855 |
| 2 | Leviable ETBF Bigeye Tuna SFR | 0.1569 |
| 3 | Leviable ETBF Broadbill Swordfish SFR | 0.2219 |
| 4 | Leviable ETBF longline boat SFR | 3,692.00 |
| 5 | Leviable ETBF minor line boat SFR | 1,940.10 |
| 6 | Leviable ETBF Striped Marlin SFR | 0.0321 |
| 7 | Leviable ETBF Yellowfin Tuna SFR | 0.4503 |

7 Subsection 12(2)

Omit “$25.2340”, substitute “$27.6951”.

8 Subsection 13(2)

Omit “$18.3676”, substitute “$16.1123”.

9 Subsection 14(2)

Omit “$57.15”, substitute “$55.97”.

10 Subsection 15(2)

Omit “$8,925.29”, substitute “$11,432.29”.

11 Subsection 16(2) (table)

Repeal the table, substitute:

| Amount of levy—Small Pelagic Fishery |
| --- |
| Item | SFR | Amount ($) |
| 1 | Leviable SPF Australian Sardine quota SFR | 0.010862 |
| 2 | Leviable SPF Eastern sub‑area Blue Mackerel quota SFR | 0.022122 |
| 3 | Leviable SPF Eastern sub‑area Jack Mackerel quota SFR | 0.010862 |
| 4 | Leviable SPF Eastern sub‑area Redbait quota SFR | 0.010862 |
| 5 | Leviable SPF Western sub‑area Blue Mackerel quota SFR | 0.022122 |
| 6 | Leviable SPF Western sub‑area Jack Mackerel quota SFR | 0.010862 |
| 7 | Leviable SPF Western sub‑area Redbait quota SFR | 0.010862 |

12 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 | 54,376.29 |
| 2 | Leviable SESSF gillnet boat SFR | 6,280.47 |
| 3 | Leviable SESSF scalefish hook boat SFR | 2,635.85 |
| 4 | Leviable SESSF shark hook boat SFR | 4,439.98 |
| 5 | Leviable SESSF trawl boat SFR | 0 |

13 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 | 0.001464 |
| 2 | Bight redfish | 0.006290 |
| 3 | Blue eye trevalla | 0.180616 |
| 4 | Blue grenadier | 0.314471 |
| 5 | Blue warehou | 0.000120 |
| 6 | Deepwater flathead | 0.007130 |
| 7 | Elephantfish | 0.116453 |
| 8 | Flathead | 0.031438 |
| 9 | Gummy shark | 0.433965 |
| 10 | Jackass morwong | 0.000707 |
| 11 | John dory | 0.000977 |
| 12 | Mirror dory | 0.000004 |
| 13 | Ocean perch | 0.029269 |
| 14 | Oreodory | 0.006936 |
| 15 | Pink ling | 0.187922 |
| 16 | Redfish | 0.000124 |
| 17 | Ribaldo | 0.036121 |
| 18 | Royal red prawn | 0.018756 |
| 19 | Saw shark | 0.141167 |
| 20 | School shark | 0.350881 |
| 21 | School whiting | 0.035852 |
| 22 | Silver trevally | 0.000196 |
| 23 | Silver warehou | 0.000055 |

14 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 | 0.034852 |
| 2 | Deepwater shark | Western | 0.039616 |
| 3 | Gemfish | Eastern | 0.067887 |
| 4 | Gemfish | Western | 0.066427 |
| 5 | Orange roughy | Albany and Esperance | 0.001650 |
| 6 | Orange roughy | Cascade Plateau | 0.061615 |
| 7 | Orange roughy | Eastern | 0.023529 |
| 8 | Orange roughy | Southern | 0.002354 |
| 9 | Orange roughy | Western | 0.001433 |
| 10 | Smooth oreodory | Cascade Plateau | 0.000636 |
| 11 | Smooth oreodory | A sector or zone other than the Cascade Plateau | 0.009776 |

15 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 | 4,201.82 |
| 2 | Leviable SESSF ECDT fishing permit | 555.46 |
| 3 | Leviable SESSF GHT fishing permit | 2,347.57 |
| 4 | Leviable SESSF GHT trap fishing permit | 23,884.02 |
| 5 | Leviable SESSF VCW fishing permit | 714.17 |

16 Subsection 18(3) (table)

Repeal the table, substitute:

| Amount of levy—Southern and Eastern Scalefish and Shark Fishery—leviable SESSF quota fishing permits |
| --- |
| Item | Quota species | Amount ($) |
| 1 | Deepwater shark in the Eastern zone | 0.104556 |
| 2 | Deepwater shark in the Western zone | 0.118848 |
| 3 | Oreodory | 0.020809 |
| 4 | Ribaldo | 0.108362 |
| 5 | Smooth oreodory in the Cascade Plateau zone | 0.001907 |
| 6 | Smooth oreodory in a sector or zone other than the Cascade Plateau zone | 0.029329 |

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

Omit “2022”, substitute “2023”.

18 Subsection 19(2)

Omit “$0.304”, substitute “$0.2772”.

19 Subsection 20(2)

Omit “$33.3413”, substitute “$31.203”.

20 Subsection 21(2)

Omit “$5,334.64”, substitute “$5,267.64”.

21 Subsection 22(2)

Omit “$1,058.33”, substitute “$1,215.10”.

22 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 | 0.0418 |
| 2 | Leviable WTBF boat SFR | 933.58 |
| 3 | Leviable WTBF Broadbill Swordfish quota SFR | 0.0418 |
| 4 | Leviable WTBF Striped Marlin quota SFR | 0.0418 |
| 5 | Leviable WTBF Yellowfin Tuna quota SFR | 0.0418 |