



Statutory Fishing Rights Charge Act 1991

Act No. 157 of 1991

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An Act to impose a charge on the grant of statutory fishing rights

1 Short title [see Note 1]

This Act may be cited as the *Statutory Fishing Rights Charge Act 1991*.

2 Commencement [see Note 1]

- (1) Sections 1 and 2 commence on the day on which this Act receives the Royal Assent.
- (2) Subject to subsection (3), the remaining provisions of this Act commence on a day to be fixed by Proclamation.
- (3) If a provision mentioned in subsection (2) does not commence under that subsection within the period of 6 months commencing on the day on which this Act receives the Royal Assent, it commences on the first day after the end of that period.

3 Interpretation

In this Act, unless the contrary intention appears:

statutory fishing right means a statutory fishing right granted under Part 3 of the *Fisheries Management Act 1991*.

4 Application of Act

This Act extends to every external Territory and applies both within and outside Australia.

5 Imposition of charge

Subject to section 6, charge is imposed on the grant of a statutory fishing right.

6 Exemption from charge

Charge is not payable on a grant of a statutory fishing right declared by the regulations to be exempt from charge.

7 Amount of charge

The amount of the charge payable in respect of the grant of a statutory fishing right is such amount as is equal to:

- (a) if the right is auctioned—the amount of the highest bid made at the auction by the grantee of the right; or
- (b) if tenders were called in respect of the grant of the right—the amount of the bid submitted by the grantee of the right; or
- (c) if the grant of the right is made otherwise than by auction or by calling tenders—such amount as is calculated in accordance with the regulations.

8 By whom is charge payable?

Charge is payable by the person to whom the right is granted.

9 Regulations

The Governor-General may make regulations, not inconsistent with this Act, prescribing all matters:

- (a) required or permitted by this Act to be prescribed; or
- (b) necessary or convenient to be prescribed in carrying out or giving effect to this Act.

Table of Acts

Notes to the *Statutory Fishing Rights Charge Act 1991***Note 1**

The *Statutory Fishing Rights Charge Act 1991* as shown in this compilation comprises Act No. 157, 1991 amended as indicated in the Tables below.

Table of Acts

Act	Number and year	Date of Assent	Date of commencement	Application, saving or transitional provisions
<i>Statutory Fishing Rights Charge Act 1991</i>	157, 1991	21 Oct 1991	Ss. 1, 2: Royal Assent Remainder 3 Feb 1992 (see <i>Gazette</i> 1992, No. GN1)	

