



# **Fisheries Management (Macquarie Island Toothfish Fishery) Regulations 2006<sup>1</sup>**

**Select Legislative Instrument 2006 No. 255**

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I, PHILIP MICHAEL JEFFERY, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Fisheries Management Act 1991*.

Dated 4 October 2006

P. M. JEFFERY  
Governor-General

By His Excellency's Command

ERIC ABETZ  
Minister for Fisheries, Forestry and Conservation

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**1 Name of Regulations**

These Regulations are the *Fisheries Management (Macquarie Island Toothfish Fishery) Regulations 2006*.

**2 Commencement**

These Regulations commence on the day after they are registered.

**3 Interpretation**

- (1) In these Regulations:

*Act* means the *Fisheries Management Act 1991*.

*Management Plan* means the *Macquarie Island Toothfish Fishery Management Plan 2006*.

- (2) In these Regulations, the following expressions have the same meaning as they have in the Management Plan:

- (a) fishery;
- (b) fishing year;
- (c) holder;
- (d) owner;
- (e) statutory fishing right.

*Note* The following expressions are defined in the Act and, unless the contrary intention appears, have the meaning they have in the Act: see paragraph 13 (1) (b) of the *Legislative Instruments Act 2003*:

- (a) AFMA;
- (b) Register;
- (c) take.

**4 Details to be included in Register (Act s 45)**

- (1) In this regulation:

*contact and SFR information*, in relation to a person, means:

- (a) the name of the person; and

- (b) if the person is a company — the ACN (within the meaning given by section 9 of the *Corporations Act 2001*) of the company; and
  - (c) the person's postal address, email address, and telephone and fax numbers; and
  - (d) if the person is the owner of a statutory fishing right — the number of rights the person owns; and
  - (e) if the person is the holder, but not the owner, of a right — the number of rights the person holds; and
  - (f) the total weight, in kilograms, of fish that may be taken each fishing year under the rights mentioned in paragraph (d) or (e).
- (2) For paragraph 45 (1) (f) of the Act, AFMA must enter in the Register, for each statutory fishing right granted for the fishery:
    - (a) the owner's contact and SFR information; and
    - (b) if the owner of the right is not the holder of the right — the holder's contact and SFR information.
  - (3) AFMA may alter the Register to reflect a change in information mentioned in subregulation (2).
  - (4) For paragraph 1 (c), the postal address, email address, and telephone and fax numbers of a person that is an owner or holder are the addresses and numbers most recently notified to AFMA by the owner or holder.

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**Note**

- 1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See [www.frli.gov.au](http://www.frli.gov.au).