

Authorised Version No. 001
Seafood Safety Regulations 2014

S.R. No. 136/2014

Authorised Version as at
1 October 2014

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1 Objective

The objective of these Regulations is to exempt from the licensing requirements under the **Seafood Safety Act 2003** certain persons conducting a seafood business in relation to the sale of live yabbies.

2 Authorising provision

These Regulations are made under section 61 of the **Seafood Safety Act 2003**.

3 Commencement

These Regulations come into operation on 1 October 2014.

4 Definition

In these Regulations—

the Act means the **Seafood Safety Act 2003**.

5 Application for exemption from licensing requirements

- (1) A person conducting, or proposing to conduct, a seafood business in relation to the sale of live yabbies may apply to the Authority for an exemption from the operation of Part 3 of the Act.
- (2) An application made under subregulation (1) must be in the form approved by the Authority.

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- (3) A person conducting, or proposing to conduct, a seafood business in relation to the sale of live yabbies cannot make an application under this section if—
- (a) the seafood business involves the retail sale of live yabbies from a place other than the location of the business or the place of production; or
 - (b) the seafood business involves the retail sale of live yabbies from a vehicle; or
 - (c) the person does not hold a licence, authorisation or permit under the **Fisheries Act 1995** that is necessary to carry on the activities to which the seafood business relates.

6 Approval of exemption from licensing requirements

- (1) On receiving an application under regulation 5, the Authority must—
- (a) approve the application; or
 - (b) approve the application with conditions; or
 - (c) refuse to approve the application.
- (2) The Authority may refuse to approve an application if the applicant has been convicted of an offence against—
- (a) this Act, the **Public Health and Wellbeing Act 2008**, the **Food Act 1984**, the **Meat Industry Act 1993** or the **Dairy Act 2000**; or
 - (b) a law of the Commonwealth, another State or a Territory that corresponds to an offence against an Act referred to in paragraph (a).
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ENDNOTES

1. General Information

The Seafood Safety Regulations 2014, S.R. No. 136/2014 were made on 23 September 2014 by the Governor in Council under section 61 of the **Seafood Safety Act 2003**, No. 24/2003 and came into operation on 1 October 2014: regulation 3.

The Seafood Safety Regulations 2014 will sunset 10 years after the day of making on 23 September 2024 (see section 5 of the **Subordinate Legislation Act 1994**).

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Endnotes

2. Table of Amendments

There are no amendments made to the Seafood Safety Regulations 2014 by statutory rules, subordinate instruments and Acts.

3. Explanatory Details

No entries at date of publication.