



Australian Capital Territory

Fisheries Regulations 2001 No 29

made under the

Fisheries Act 2000

Republication No 2

Republication date: 23 September 2002

Last amendment made by Act 2002 No 30

Amendments incorporated to 17 September 2002

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Fisheries Regulations 2001*, made under the *Fisheries Act 2000* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 23 September 2002. It also includes any amendment, repeal or expiry affecting the republished law to 17 September 2002.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.

Amendments incorporated to
17 September 2002



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Australian Capital Territory

Fisheries Regulations 2001

made under the

Fisheries Act 2000

1 Name of regulations

These regulations are the *Fisheries Regulations 2001*.

3 Prescribed number of fish—Act, s 37 (1)

The number of fish prescribed for any period is zero.

4 Prescribed quantity of fish—Act, s 45 (1)

The quantity of fish prescribed is 0kg.

5 Hoop nets

If the Minister declares, under the Act, section 17 (Declaration of fishing gear), that hoop nets are fishing gear that may be used for taking fish (or a particular kind of fish), a person must not use a hoop net other than by lowering it into the water and drawing it out by hand vertically.

Maximum penalty: 5 penalty units.

6 Infringement notice offences—Act, s 90, def of *infringement notice offence*

An infringement notice offence is an offence against a provision of the Act or these regulations mentioned in schedule 1, column 2.

7 Infringement notice penalties—Act, s 90, def of *infringement notice penalty*

- (1) The penalty payable by an individual under an infringement notice for an infringement notice offence is the amount mentioned in schedule 1, column 3 of the item applying to the offence.
- (2) The penalty payable by a corporation under an infringement notice for an infringement notice offence is 5 times the amount mentioned in schedule 1, column 3 of the item applying to the offence.

**8 Cost of serving reminder notice—Act, s 90, def of
infringement notice penalty, par (b)**

The cost of serving a reminder notice for an infringement notice offence is \$34.

Schedule 1 Infringement notice offences and penalties

Part 1.1 Offences against the Act

(see reg 8)

column 1 item	column 2 provision	column 3 infringement penalty (\$)
1	37 (1)	250
2	46 (1)	100
3	46 (2)	100
4	47 (1)	100
5	47 (2)	100
6	48	100
7	49 (3)	250
8	61 (2)	250
9	65 (2)	100
10	70	250
11	74 (1)	250
12	74 (2)	250
13	75	100
14	76 (1)	250
15	76 (2)	250
16	77 (1)	250
17	78	150
18	79	100

column 1 item	column 2 provision	column 3 infringement penalty (\$)
19	80 (1)	250
20	80 (2)	250
21	81 (1)	250
22	81 (2)	150
23	82	150
24	84 (1)	100
25	85 (1)	150
26	85 (2)	150
27	86	100
28	87 (1)	250
29	87 (2)	150
30	88 (1)	250
31	88 (2)	150

Part 1.2 **Offence against these regulations**

(see reg 8)

column 1 item	column 2 provision	column 3 infringement penalty (\$)
1	5	100

Endnotes

1 About the endnotes

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
IA = Interpretation Act 1967	renum = renumbered
ins = inserted/added	reloc = relocated
LA = Legislation Act 2001	R[X] = Republication No
LR = legislation register	s = section/subsection
LRA = Legislation (Republication) Act 1996	sch = schedule
mod = modified / modification	sdiv = subdivision
No = number	sub = substituted
num = numbered	SL = Subordinate Law
o = order	<u>underlining</u> = whole or part not commenced or to be expired
om = omitted/repealed	

3 Legislation history

Fisheries Regulations 2001 No 29

notified 30 August 2001 (Gaz 2001 No 35)
commenced 30 August 2001 (reg 2)

as amended by

Statute Law Amendment Act 2002 No 30 pt 3.30

notified LR 16 September 2002
s 1, s 2 taken to have commenced 19 May 1997 (LA s 75 (2))
pt 3.30 commenced 17 September 2002 (s 2 (1))

4 Amendment history

Commencement

reg 2 om R1 (LA s 89 (4))

Prescribed number of fish—Act, s 37 (1)

reg 3 sub Act 2002 No 30 amdt 3.374

Prescribed quantity of fish—Act, s 45 (1)

reg 4 sub Act 2002 No 30 amdt 3.374

5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (*) in column 1. Except for the footer, electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	not amended	30 August 2001

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