



Department of Fisheries  
Government of Western Australia



*Fish Resources Management Act 1994*

---

**ADDITIONAL INFORMATION SHEET TO SUPPORT  
APPLICATION FOR AN AQUACULTURE LEASE**  
Section 97 & Regulation 67

**(Aquaculture lease over coastal waters or land/water vested in Minister)**

Department of Fisheries  
168-170 St. George's Terrace  
Perth WA 6000

June 2006

---

**ADDITIONAL INFORMATION SHEET TO SUPPORT  
APPLICATION FOR AN AQUACULTURE LEASE**

**(AQUACULTURE LEASE OVER COASTAL WATERS OR  
LAND / WATER VESTED IN MINISTER)**

**Instructions**

- The Minister does not have legislative power to grant a section 97 aquaculture lease in all parts of Western Australia. In order to determine if the area of interest is in an area in which the Minister has the power to grant a lease, the applicant should refer to the 'Step 1' of the Fisheries Management Paper: 'The Granting, Renewal and Regulation of Aquaculture Leases in Western Australia'. If the proposed lease area is one in which a Section 97 aquaculture lease cannot be granted, the application fee will not be refunded.
- All applicants for an aquaculture lease must complete SECTION ONE and TWO of this form.
- Applicants who already have an aquaculture licence for the site complete PART A of SECTION TWO while applicants who do NOT have an aquaculture licence for the site complete PART B of SECTION TWO.
- Applicant then signs all pages of this Additional Information Sheet and submits this with the completed Application for Aquaculture Lease.
- Attach additional sheets where insufficient space is provided, or attachments (eg maps) are requested.
- If an application is being made jointly by one or more persons (including bodies corporate) then answer questions / provide requested information in relation to each and all of the applicants.
- The executing parties of the application must sign each page of the Additional Information Sheet and any other pages attached.
- Please document the total number of pages of Additional Information Sheet : \_\_\_\_\_

---

**SECTION ONE**

---

**DETAILS OF APPLICANT FOR AQUACULTURE LEASE**

**AND**

**GENERAL MATTERS (INCLUDING “FIT AND PROPER”  
AND “BETTER INTERESTS” CONSIDERATIONS)**

**Details of Applicant**

The applicant is to provide the following additional information about the application.

---

---

---

If a partnership, company, trust or joint venture a list of all partners or directors listed on formal Australian Securities Commission documents must be attached together with a copy of the Partnership Deed, Trust Deed and Company Constitution each company.

---

---

---

If a company, provide details of major shareholding and State of Registration together with an official copy of the list of Directors. Also provide current ASIC search and Business Name Search as appropriate.

---

---

---

---

---

List names and responsibilities of key staff.

---

---

---

---

---

---

---



**Honesty**

List (and detail circumstances of) any convictions (relating to you /the company directors/key staff) for offences under the *Fish Resources Management Act 1994* (“the Act”), *Fish Resources Management Regulations 1995* (“the Regulations”), *Pearling Act 1990*, *Pearling Regulations 1991*, Environmental legislation, Commonwealth and Interstate Law equivalents and all breaches of conditions of licences or permits issued under these Act or Regulations.

---

---

List (and detail circumstances of) any convictions (relating to you/the company directors/key staff) for any other offences

---

---

---

**Financial Capability/Viability of Business Plan**

Demonstrate financial capability to pay rents and fees and provide bonds and/or bank guarantees in relation to the lease.

---

---

---

---

Have you ever been declared bankrupt YES  NO   
If yes, specify when you were declared bankrupt, whether the bankruptcy has been discharged and date of discharge.

---

---

Has a restriction ever been placed on you managing a company? YES  NO   
(Eg by court order under *Corporations Act 2001* disqualifying you from managing corporations.)

If yes, specify when you were made subject to the restriction, what the restriction was, what the circumstances leading to the restriction were, whether you have been released from the restriction and date of release.

---

---

---

---

If a company, has the company ever been placed into administration or receivership? YES  NO

If a company, is the company solvent? YES  NO

List and fully describe all other matters that you know that might reasonably be relevant to the consideration whether you are a fit and proper person to be granted an aquaculture lease (eg have you ever been adversely named in public

inquiry, have you ever made voluntary undertakings to ACCC in relation to misleading conduct, have you ever had a licence withdrawn by an authority etc) \_\_\_\_\_

---

---

---

---

---

---

List the names and contact details of three referees \_\_\_\_\_

---

---

**Attach a business plan in relation to the management, use and operation of the site.**

**BETTER INTEREST OF THE AQUACULTURE INDUSTRY CONSIDERATIONS**

The Minister for Fisheries needs to be satisfied that the grant or renewal of the relevant aquaculture lease is in the better interests of the aquaculture industry in Western Australia. In formulating a recommendation, the Executive Director may, amongst other matters, take into account the following matters which the applicant should address:

- (a) The appropriateness of the species, size of lease, and other factors relevant to the viability of the proposed purpose;

---

---

---

---

---

- (b) The impact the grant or renewal may have on other stakeholders with an interest in or adjacent to the area of land or water;

---

---

---

---

---

- (c) The social and economic or other industry benefits that can be gained for the aquaculture industry;

---

---

---

---

---

- (d) Any potential negative impact to the aquaculture industry that may result;

---

---

---

---

- (e) The cumulative impact that might result from the granting of the lease;

---

---

---

---

- (f) Comment from the peak bodies and advisory committees.

---

---

---

**HISTORY AND/OR DEMONSTRATED ABILITY TO EFFECTIVELY USE THE SITE FOR AQUACULTURE (Complete only if there is an existing aquaculture licence over the site)**

A performance review will be conducted in relation to the operation of the aquaculture licence. This will be a considered in the assessment of the lease application. Please provide the following as input into the performance review:

▪ **Level of infrastructure development on the site**

---

---

---

---

▪ **Level of production (value and/or quantity) as evidenced on production returns**

Have you filed production returns or annual reports with the Department for the whole of the period of the last 5 years or for the whole of the period since the aquaculture licence was granted? YES  NO

If not all (or no) production returns or annual reports were filed, are the missing returns attached.

YES  NO

Explain why all returns / reports were not submitted to the Department (if that is the case) and what production levels have been achieved and what development has occurred.

---

---

---

---

▪ **Compliance with any development plan submitted to the Department**

Have you met all development plans for the site submitted to the Department of Fisheries? If applicable, explain why you have not complied with development plans.

---

---

---

---

▪ **Compliance with any agreed individual or industry performance standards**

Have you met all performance standards for the site submitted to the Department of Fisheries? If applicable, explain why you have not complied with performance standards.

---

---

---

---

- **Set out more detail on the future development / work you have planned for the site including what action has already been taken to implement the planned work / development**

---

---

---

---

- **Describe the results of any trial or research work undertaken on the site**

---

---

---

---

- **Compliance with licence conditions**

Have you met all licence conditions of the aquaculture licence related to this site? If applicable, explain why you have not complied with all conditions.

---

---

---

---

**Note that if there is not an existing aquaculture licence over the site, relevant information is to be provided under the Fit and Proper Person criteria.**



---

## SECTION TWO

---

### **DETAILS OF EFFECTIVE USE OF SITE FOR WHICH AQUACULTURE LEASE IS SOUGHT**

**Instructions:**

*If you have an aquaculture licence for the site COMPLETE PART A.*

*If you DO NOT have an aquaculture licence for the site COMPLETE PART B.*

*Complete EITHER PART A OR PART B.*

*It is strongly recommended that you provide as much detailed and precise information in this section as possible. The Minister has decided that effective use of the site is an important matter to be considered in assessing applications. Obviously then, the greater the detail and precision of the information supplied, the greater the likelihood of you being offered a lease or a longer lease term.*

**PART A**

**(COMPLETE THIS PART IF THERE IS ALREADY  
AN AQUACULTURE LICENCE FOR THE SITE)**

Copy of licence (including map of site with coordinates of boundaries) attached      YES       NO

Enclose a recognised map or chart indicating the precise area or areas of the site in which your current aquaculture operation is located.

Area sought (ie the area of the licensed site). \_\_\_\_\_

General description of location. \_\_\_\_\_

Geographic location (ie closest town). \_\_\_\_\_

Distance of proposed site from the nearest town. (in a straight line) \_\_\_\_\_

Distance from nearest residential area. \_\_\_\_\_

Name of local Shire or Council. \_\_\_\_\_

Current and Proposed Access (boat, shore, etc) \_\_\_\_\_

Attach a recognised map or chart indicating current and any future planned access routes to the site.

Attach a map or marked up chart showing navigation marking and lighting on the proposed area (including co-ordinates). General comments on navigation, lighting and mooring (if relevant), consistent with the Standard Guideline.

\_\_\_\_\_

**PART B**

**(COMPLETE THIS PART IF THERE IS NO AQUACULTURE LICENCE FOR THE SITE)**

Set out information on your intended use / development of the site over time (eg intended percentage of site area used as development progresses, intended development of particular portions of the site etc, intended production over specific time periods).

Area sought (in hectares). \_\_\_\_\_

General description of location. \_\_\_\_\_

Geographic location (ie closest town). \_\_\_\_\_

Distance of proposed site from the nearest town. (in a straight line) \_\_\_\_\_

Distance from nearest residential area. \_\_\_\_\_

Name of local Shire or Council. \_\_\_\_\_

Proposed Access (boat, shore, etc) \_\_\_\_\_

Attach a recognised map or chart indicating future planned access routes to the site.

Attach a map or marked up chart showing actual and planned navigation marking and lighting on the proposed area (including co-ordinates). General comments on navigation, lighting and mooring (if relevant).

\_\_\_\_\_

Set out more detail on the future development / work you have planned for the site including what action has already been taken to implement the planned work / development.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_