

## **APPLICATION FOR THE GRANT OF A COMMERCIAL FISHING LICENCE**

This form is to be used by a person to apply for a Commercial Fishing Licence.

Commercial Fishing Licences are required by persons who engage in commercial fishing (such as Masters and Crew of licensed fishing boats).

The holder of a Commercial Fishing licence must not hold a Recreational Fishing Licence relating to rock lobster, abalone or net fishing (See Regulations 123 and 124).

A person who applies for a Commercial Fishing Licence may surrender a Recreational Fishing Licence by giving written notice of their intention to do so (and enclosing the Recreational Fishing Licence). The licence will be surrendered 28 days after giving the notice (see section 144 of the Act) and the person will then be eligible to apply for a Commercial Fishing Licence.

The grant of a commercial fishing licence is governed by Regulations 121 - 124. (Regulations 122 and 123 are set out below).

**122. Grant of commercial fishing licence** - If a person applies to the CEO\* for the grant of a commercial fishing licence authorizing that person to engage in commercial fishing **and the CEO \* is satisfied that it is in the better interests of the fishing industry to grant the licence** the CEO\* may do so.

**123.(1) Recreational fishing licence** - Subject to subregulation (3), a person who carries out any activity set out in the Table to regulation 124 must hold a recreational fishing licence specifying that the person may engage in the activity unless -

- (a) the activity is carried out for a commercial purpose; or
- (b) the person is an Aboriginal person not required to hold a recreational fishing licence under section 6 of the Act.

Penalty: \$2,000.

(2) The holder of a commercial fishing licence must not hold a recreational fishing licence for any activity other than the activities set out in items 2 and 4 of the Table to regulation 124 and a recreational fishing licence granted to the holder of a commercial fishing licence specifying that the holder may engage in any other activity is not valid insofar as it relates to that other activity.

Penalty: \$1,000.

(3) A person who is under the age of 16 years is not required to hold a recreational fishing licence to carry out the activity set out in item 4 of the Table to regulation 124.

Applications may be lodged at all of the Departments Regional and District Offices.

### **Application Fee**

The Prescribed Application Fee must accompany this application

Note: Application Fees are set out in *Fish Resources Management Regulations 1995*, Schedule 1, Part 2. Fees may be subject to change.

\* On 1 July 2006 the *Machinery of Government Act 2006*, commenced operation. Under s.242 of that Act, any reference to "Executive Director" in the regulations is to be taken to be a reference to "CEO".

## Instructions for completing this Application

### PART A

1. **Applicant** - state the full name, residential address, postal address, email address (where available) and date of birth of the applicant. Enter the daytime telephone number at ☎. A residential address must be provided in addition to a Post Office Box number. If postal address is the same as the residential address write 'As Above' in postal address.

Note: When a licence is granted, written notice of every change of address must be given to the Executive Director within 7 days of the change. [see Regulation 139]

2. **Name of boat** - state the name and Boat Registration of the fishing boat you will be operating from (if applicable)
3. **Recreational fishing licence** – State whether you hold a recreational fishing licence for abalone, rock lobster or net fishing.

### PART B

4. **Capacity in which the Commercial Fishing Licence will be used.**

The applicant must state whether the Commercial Fishing Licence will be used to 'skipper' [Master] or crew a licensed fishing boat (or otherwise give details - e.g. Marine Aquarium Fish Managed Fishery - "nominated operator" or "nominated person" or Abalone Fishery - "nominated diver").

5. **Better interests of the Industry** – state why the Executive Director should consider it in the "better interests of the fishing industry" to grant the licence.
6. **Declaration** - there are penalties under the *Fish Resources Management Act 1994* for making false or misleading statements.
7. **Execution of Documents** -

Sign and date Application where indicated.

Department of Fisheries  
3<sup>rd</sup> Floor, SGIO Atrium  
168-170 St Georges Terrace  
PERTH WA 6000  
Phone: (08) 9482 7333  
Fax: (08) 9482 7390

Office Use Only	
Date Received	
Applications Fee Paid	
Receipt No.	

*Fish Resources Management Regulations 1995*  
Regulation 122

**APPLICATION FOR A COMMERCIAL FISHING LICENCE**

**To the Chief Executive Officer  
Department of Fisheries**

The applicant named in Part A hereby applies for a Commercial Fishing Licence.

**Please ensure all the information requested is provided.**

**PART A**

1. Name: .....

Residential Address: ..... Postcode: .....

Postal Address: ..... Postcode: .....

Date of Birth: ..... Email Address: .....

Phone No.: ..... Fax No.: .....

2. **Name of fishing boat:**

Boat Registration: LFB .....

Boat Name: .....

3. **Recreational fishing licence** (N.B. see instructions 3.)

Do you hold a recreational fishing licence for rocklobster, abalone or net fishing?

Yes

No

If yes, state the licence number: .....

**PART B**

**4. Activity for which Commercial Fishing Licence is required**

In what capacity will you be using your Commercial Fishing Licence?

Please tick relevant box below -

Master   
[Skipper]

Crew

Other

.....  
.....

**5. Why is it in the Better Interests of the fishing industry to grant you a licence?**

.....  
.....  
.....

**6. Declaration**

I declare that the statements made in this Application are true and correct.

**7. Execution of Application**

**6.1 Individual**

.....  
(signature)

.....  
(print name)

.....  
(date)

<p>I would like to receive a complimentary subscription to Western Fisheries Magazine: (please tick)</p> <p>Yes <input type="checkbox"/>                      No <input type="checkbox"/></p> <p>Please forward to the following address:</p> <p>Address: .....</p>
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