



Section 37A - Fisheries Management Act 1994

This form is to be completed in full when applying for a permit under section 37A of the Fisheries Management Act 1994 to authorise the possession of fish for sale (by auction / raffle) for a charitable purpose.

To avoid delays or refusal, this form should be completed in full with supporting information and contact details attached. It is important that all information is provided, as any change in dates, fish species or location may affect the conditions of the permit or render the permit invalid.

Applications are considered on merit and the issue of a permit is not guaranteed. Factors considered include the proposed fishing method/s, quantities of fish and sustainability of the resource. Please allow up to three weeks for the processing of the application.

Please note that an application fee of \$63 applies. Please see the current fee schedule at www.dpi.nsw.gov.au for details.

Is this a new application or a replacement of an existing/expired permit? \_\_\_\_\_

If replacement please provide the existing/expired Permit Number \_\_\_\_\_

1. APPLICANT(S) DETAILS

| FULL NAME OF APPLICANT(S) |                | ORGANISATION |
|---------------------------|----------------|--------------|
|                           |                |              |
| BUSINESS ADDRESS          |                |              |
|                           |                |              |
| TOWN                      | STATE          | POST CODE    |
|                           |                |              |
| TEL: HOME                 | TEL: WORK      | MOBILE       |
| ( )                       | ( )            |              |
| FAX                       | E-MAIL ADDRESS |              |
| ( )                       |                |              |

2. AUCTION DETAILS

Proposed location of auction?

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Proposed date(s) for auction

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(Any date that is to be changed requires written notification to the issuing NSW Department of Primary Industries (NSW DPI) Office not less than 14 days prior to the proposed date)

Proposed number of participants donating their catch to auction: \_\_\_\_\_

Fish to be auctioned will be obtained from: \_\_\_\_\_

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Funds raised from the auction will be used for what purpose?

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Authority Number (obtain from The Office of Liquor, Gaming & Racing):

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### 3. NSW DPI CONDITIONS

1. The District Fisheries Officer in the area where the event is undertaken is to be notified at least 48 hours prior to the commencement of the event.
2. The permit holder is required to notify the NSW Food Authority of the event prior to it occurring. Permit holders should notify via the internet at [www.foodnotify.nsw.gov.au](http://www.foodnotify.nsw.gov.au) or call 1300 552 406 for further information.
3. The organiser is responsible for ensuring the fish that are auctioned are fit for human consumption.
4. All fish taken to be auctioned under this permit must be kept on ice or slurred ice as soon as possible after capture.
5. This permit does not authorise the collection of species listed under the *Fisheries Management Act 1994* as either threatened or protected.
6. Competitors must pay the NSW Recreational Fishing Fee (unless otherwise exempt) prior to going fishing.
7. No fish are to be taken by commercial fishers or from licensed fishing boats.
8. Fish which have been auctioned **must not** be resold.
9. Any fish auctioned under this permit are for consumption only and not used for any commercial purpose. **Organisers must ensure the public is made**

**aware of this condition prior to the auction either through signage or public announcement.**

10. No person is to take fish unlawfully.
11. Participants must not spear Eastern Blue Groper and this species must not be auctioned.
12. This permit does not authorise the sale, auction or raffle of abalone species of the genus *Haliotis* or lobster species of the genus *Panulirus* (tropical) or *Jasus* (eastern and southern rock lobster).
13. Individuals donating fish must not be in possession of prohibited size fish as outlined in Clause 11 of the *Fisheries Management (General) Regulation 2010* or be in possession of greater than the prescribed bag limits as per Clause 13 of the *Fisheries Management (General) Regulation 2010*.
14. Fish allowed to be auctioned under a permit **must not**, in the case of individual lots, exceed the quantities prescribed under Clause 218 of the *Fisheries Management (General) Regulation 2010*. Maximum quantities include:
  - 3kg whole weight
  - 1.5kg fillet weight
15. Net monies raised are to go to the nominated charity.
16. Records are to be kept of quantity and species of fish auctioned and details made available to the Director-General, NSW Department of Primary Industries and the Office of Liquor, Gaming & Racing, Charities Administration.
17. The organiser and/or permit holder is to be in attendance at the auction and ensure that proceedings are in accordance with the requirements of the NSW DPI permit.
18. The permit holder must complete an inventory for the type, number and weight for each lot of fish and monies raised (using the DPI List of Fish Auctioned and Monies Raised from Charity Raffle/ Auction form). This inventory must be submitted to NSW DPI.
19. The permit holder must submit a report listing income, expenditure and donations for each auction (using the DPI Income and Expenditure Account form). Expenses deducted from the proceeds from the charity auction/raffle should be lawful, proper and reasonable and should relate directly to the auction/raffle.
19. Proof of donation such as a receipt from the charity should be provided with the Income and Expenditure Account Form. (This requirement does not apply when the charitable organisation is the permit holder). Please note that the Lotteries and Art Unions Act also has conditions on the conduct of auctions/raffles, which the Department encourages you to adhere to. Further information is available from: [www.olgr.nsw.gov.au](http://www.olgr.nsw.gov.au).

20. Please note that it is an offence under the Fisheries Management (General) Regulation 2010 to contravene a condition of the permit. Failure to comply with these conditions may jeopardize the issue of permits in the future.

#### 4. SIGNATURE

**I have read the conditions and my organisation agrees to abide with the conditions set out:**

Signature of applicant \_\_\_\_\_ Position \_\_\_\_\_

Date \_\_\_\_\_

**NOTE:**

Under the *Environmental Planning & Assessment Act 1979*, any proposed activity likely to have an impact on threatened species, endangered populations, endangered ecological communities, or their habitats will be required to address the requirements of Section 5A of the EP&A Act (8-part test). If the assessment indicates that a significant effect is likely, then a Species Impact Statement (SIS) is required to be prepared. This will need to be lodged with NSW DPI **BEFORE** the application is processed.

#### 5. PAYMENT OPTIONS

- Submit a cheque or money order made payable to NSW Department of Primary Industries with the application.
- Pay at any office of NSW DPI using the methods available there and attach the receipt to the application.
- Complete the credit card section on this application form to make payment by credit card.

**Credit card payment** (To pay the application fee by credit card simply fill out the credit card authority below)

| Card type<br>(please circle) | American Express | Master Card | Visa |
|------------------------------|------------------|-------------|------|
| Card number                  | -----            |             |      |
| Card expiry date             | -- / --          |             |      |
| CVV number                   | ---              |             |      |
| Amount to be debited         | \$               |             |      |
| Name of card holder          |                  |             |      |

Your completed application should be lodged with NSW DPI at the following address:

**Recreational Fishing Permit Administration  
NSW Department of Primary Industries  
Locked Bag 3020  
NOWRA NSW 2541**

**Enquiries:**



Monday to Friday 8:30 am – 4:30 pm  
**Telephone (02) 4424 7411**

**PRIVACY INFORMATION**

Information collected by way of this application form is subject to the *Privacy and Personal Information Act 1998*. The information will be used only for the purposes of assessing this application and where necessary to support lawful systems used to manage the activity to which this application relates. Information is stored securely and is held in the strictest confidence but may be pooled in a manner not identifying individuals to form activity-based statistics. Information may be given to authorised agencies for purposes approved by the Privacy Commissioner. For more privacy information in aquaculture call Aquaculture Administration 02 4982 1232 or visit our Internet homepage on [www.dpi.nsw.gov.au](http://www.dpi.nsw.gov.au).