

APPLICATION FOR A PERMIT TO CONSTRUCT, ESTABLISH OR MODIFY A FISH PROCESSING PLACE

Part 7

This form is to be used by a person to apply for a permit to construct, establish or modify a fish processing place to process fish for sale or otherwise for gain or reward.

The policy underlying the issue of permits for fish processing places for certain species - eg. rock lobster, is the subject of Ministerial Guidelines published from time to time. Applicants should make themselves aware of any guidelines affecting a proposal - eg. Foreign Interests.

Standard conditions relating to disease-control in processing places and associated movement control of fish stock apply to the processing of marron under the *Fish Resources Management Regulations 1995*, Regulation 66.

Applications for permits are subject to an "objections" procedure, whereby "affected persons" are given the opportunity to object to proposals to grant permits and licences. It should be noted that the issue of a permit in respect of a place and compliance with its conditions is a pre-requisite to the issue or re-location of a processor's licence for that place.

Affected persons have a right to object to the grant of a permit or the issue or transfer of a processor's licence.

(For the definition of an "affected person" see *Fish Resources Management Act 1994* Section 146).

The Application form, accompanied by all necessary documentation and the statutory fee, should be forwarded to the Executive Director at the address shown on Page 3.

Section 80 of the Act states -

- (1) If a person applies to the Executive Director for a permit and the Executive Director is satisfied that -
 - (a) the person is a **fit and proper person** to hold such a permit;
 - (b) the person intends to process fish for a commercial purpose in or on the place;
 - (c) the person appears likely to satisfy the criteria for the grant of a fish processor's licence;
 - (d) it is in the **better interests of the fishing industry to grant the permit** having regard to -
 - (i) the number of establishments in respect of which permits or fish processor's licences have already been granted or sought;
 - (ii) the size and nature of those establishments; and
 - (iii) such other matters as the Executive Director thinks fit; and
 - (e) the construction or modification (as the case may be) and the use of the place has been approved by other relevant authorities,

the Executive Director may grant to the person a permit.

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.

Applicants should be aware that details of any permit received as a result of this Application may appear on the Register of Authorisations and be available for public search.

Instructions for completing this Application

Please use block letters when completing this Application.

PART A

1. **Applicant** - specify the full name, business address, postal address and email address (if applicable). If a corporation, print the Australian Company Number ('ACN') and the Australian Business Number ("ABN") after the name. Specify the business hours telephone and facsimile numbers.

PART B

2. **Location of proposed place** - Show details of the:
 - 2.1 Tenure of the Land - e.g. Freehold/Lease/Licence
 - 2.2 Lot No. or Location description
 - 2.3 Address of proposed processing place or, where sea-based, the Boat name and registration and home port details
 - 2.4 Enclose copy of approved builder's plan or floor plan (as applicable) for proposed construction, modification of premises or establishment of facilities including (where relevant) any proposed retail sales facility.
3. **Proposed processing - species and activity** -
 - 3.1 **Species of fish** - List the names of the species of fish to be processed - e.g. Rock Lobster, Prawns, Scallops, Marron
 - 3.2 **Processing Activity** - Describe the processing activity that will occur at the proposed processing place (ie. cut up, break up, shell, skin, shuck, fillet, cook, void, purge, pack, chill, freeze, can, preserve, or otherwise treat any fish and, in relation to fish of a prescribed class, including hold or consign the fish live for export).
4. **Approval by relevant Authorities**

Provide copies of necessary approvals from Local Government or any other relevant Authorities, confirming that the proposed processing place meets their requirements.
5. **Declaration**

Note there are penalties under the *Fish Resources Management Act 1994* for making false or misleading statements in an application.
6. **Execution of Documents** -
 - 6.1 **Signatures** - if the permit is to be held by more than one person, then all persons to be named on the permit must sign and date this application.
 - 6.2 **Corporation** - if the proposed permit holder is a corporation, the application must be signed and sealed in accordance with the sealing clause of the corporation's articles of Association.
 - 6.3 **Attorney** - if the proposed permit holder has appointed an Attorney, the Attorney signing may be requested to produce the relevant Power of Attorney instrument for viewing and a copy for recording.

ATTACH ADDITIONAL SHEETS WHERE NECESSARY

**Department of Primary Industries and
 Regional Development**
Locked Bag 4
Bentley Delivery Centre
WA 6983
Phone: 1300 374 731
Email: Licensing@dpird.wa.gov.au

| Office Use Only | |
|----------------------|--|
| Date Received | |
| Application Fee Paid | |
| Receipt No. | |

Fish Resources Management Act 1994

**APPLICATION FOR A PERMIT TO CONSTRUCT, ESTABLISH OR MODIFY A FISH
 PROCESSING PLACE**
 Parts 7, 13 & 14, Regulation 66

To the Executive Director
Department of Primary Industries and Regional Development

The person whose name appears in Part A below, in accordance with Part 7 of the *Fish Resources Management Act 1994*, hereby applies for a permit to construct/establish/modify the fish processing place set out in Part B, for the purpose of sale or otherwise for gain or reward.

PART A

1. **Applicant (s):**

Business Address:

Postal Address:

ACN: **ABN:** **Fax:**

ABN: **Email:**

PART B

2. **Location of proposed processing place:**

3. **Proposed processing:**

3.1 **Species:**

3.2 **Processing activity:**

4. Approval by relevant authorities:

Authority

Authority

Authority

Authority

5. Applicant's Declaration

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

6. Execution of Application

6.1 Individual Applicant(s) to sign and date -

.....
(signature) (print name) (date)

.....
(signature) (print name) (date)

6.2 Corporation to sign and date



Director :
(signature) (print name) (date)

Director/Secretary:
(signature) (print name) (date)

6.3 Signature of Attorney under power

Attorney under Power:
(signature) (print name) (date)