

Fisheries Act 1935

As at 23 July 2001

Fisheries and Oyster Farms Act 1935

Reprint history (since 1972):

Reprint No 1

21 February 1974

Reprint No 2

28 April 1978

Reprint No 3

25 November 1981

Reprint No 4

30 June 1983

Reprint No 5

24 March 1986

Reprint No 6

28 November 1988

Reprint No 7

8 April 1991

Reprint No 8

23 January 1995

Reprint No 9

29 June 1999

Long Title

An Act relating to fisheries and fishing, and to oyster farms; to repeal the *Fisheries Act 1902*, the *Fisheries (Amendment) Act 1910* and the *Net Fishing (Port Hacking) Act 1901*; to amend the *Sydney Corporation Act 1932* and certain other Acts; and for the purposes connected therewith.

Part 1 – Preliminary

1 Name of Act, commencement and construction

(1) This Act may be cited as the *Fisheries Act 1935*.

(2) This Act shall commence on a date to be appointed by the Governor and notified by proclamation published in the Gazette.

(3) This Act shall be read and construed subject to the Commonwealth of Australia Constitution Act, and so as not to exceed the legislative power of the State, to the intent that where any provision of this Act, or the application thereof to any person or circumstance is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances shall not be affected.

2, 3 (Repealed)

4 Definitions

(1) In this Act, unless the context or subject-matter otherwise indicates or requires: "**commercial fisher**" has the same meaning as it has in the *Fisheries Management Act 1994*. "**Director General**" means the Director of NSW Fisheries. "**District**" means any fish supply district constituted under and for the purposes of this Act. "**Fish**" has the same meaning as it has in the *Fisheries Management Act 1994*. "**Inspector**" means a fisheries officer within the meaning of the *Fisheries Management Act 1994*. "**Oyster**" means any bivalve mollusc of the family Ostreidae, and includes an oyster without the shell, but not a canned oyster. "**Sell**" includes:

- (a) sell by wholesale, retail, auction or tender,
- (b) barter or exchange,
- (c) supply for profit,
- (d) offer for sale, receive for sale, have in possession for sale or expose for sale,
- (e) consign or deliver for sale, and
- (f) cause, suffer or allow to be done anything referred to in paragraph (a), (b), (c), (d) or (e).

"**This Act**" includes any proclamation, regulation, notice, or notification made or issued thereunder.

(2), (3) (Repealed)

Parts 1A-2B – (Repealed)

Part 3 – Fishing generally

Divisions 1-5 – (Repealed)

Division 6 – Consignment and sale of fish

35-41 (Repealed)

Division 6A – (Repealed)

Division 7 – Returns

42 Returns

(1) The Minister may, from time to time, by notice published in the Gazette, require persons engaged in the operations referred to in subsection (2), to keep records as prescribed and to furnish returns in or to the effect of the prescribed form as to the catch, sales, output, gear used in connection with the operations, or business of such persons.

(1A) The notice may require that a return is to be furnished even if the operations in respect of which the return is required indicate a nil return.

(2) The operations in respect of which a return may be required under this section shall be:

- (a), (b) (Repealed)
- (c) the sale of fish at any market or at any establishment at which fish is sold which has not passed through a market,
- (d) the preserving, curing, smoking, drying, or salting of fish,

- (e) the canning or bottling of fish or of any fish product intended for human consumption,
- (f) the preparation of fertilisers from fish or of any fish product or by-product not intended for human consumption,
- (g) the carriage of fish or oysters by sea, land or air,
- (h) any other operations relating to the fishing and oyster farming industries as may be prescribed.

(3) A notice under this section may require that a return shall be furnished by all persons engaged in the operations referred to in subsection (2), or in such of those operations as are specified in the notice, or by any specified class of such persons, or by all such persons other than persons of a specified class.

(4) The notice may require returns to be furnished at such periods as may be specified therein, and may require that separate particulars shall be furnished as to the weight, quantity, value, or price of any one or more varieties or species of fish specified in the notice or as to the locality in which any fish or any one or more varieties or species of fish specified in the notice were taken.

(4A) A person who, under subsection (1), is required to furnish a return shall keep a copy of the return for a period of one year after it has been furnished and shall make the copy available for inspection by an inspector on demand.

(4B) A person authorised in writing by the Director may, or an inspector may, for the purpose of checking the information in a return under this section, at all times enter a market, shop, place of business, cool store, smokehouse, cannery or factory, or any other place, where any operation referred to in subsection (2) is carried on by the person who furnished the return and inspect any books of account, records or other documents relating to that operation.

(4C) A person who carries on any operation referred to in subsection (2) shall, where the Director gives the person notice in writing so to do, produce for inspection by a person specified in the notice all books of account, records and other documents which are in the possession or under the control of the person who carries on that operation and which relate to that operation.

(5) Any person who neglects or fails to furnish a return in accordance with this section, or who furnishes any false information in any such return, or otherwise fails to comply with any provision of this section, is guilty of an offence. Maximum penalty: 25 penalty units in the case of a corporation or 10 penalty units in any other case.

Part 4 – Trout and salmon

Division 1 – Acclimatisation districts

43 Acclimatisation districts

The Governor may, from time to time, by proclamation published in the Gazette, declare that any specified area within the boundaries of which trout fry, or young or mature salmon or trout, have been or are being liberated, placed or transplanted, shall be an acclimatisation district for the purposes of this Part.

Any such proclamation shall define the boundaries of the area thereby declared to be an acclimatisation district.

Such definition or any definition pursuant to section 44 may be by reference to county, parish or portion boundaries or to roads or natural features.

The Governor may, from time to time, by a further proclamation published in the Gazette, revoke or amend any such proclamation.

Division 2 – Acclimatisation societies

44 Registration of acclimatisation societies

(1) Any society consisting of not less than ten members (in this Part referred to as an acclimatisation society) the objects of which as set out in the rules are wholly or mainly the distribution or protection of salmon or trout, may, subject to any regulations made under this Part, apply to the Governor for registration by depositing in the office of the Minister a copy of its rules signed by the chairperson of the society and countersigned by three of the members thereof, together with a statement showing the number of members of the society and indicating the area in respect of which the society desires to be registered. Such area may comprise the whole of or any part of an acclimatisation district. The rules shall provide for the nomination of a person who may be served with notices to the society and the person's address, and for the communication to the Minister of any change of such person or the person's address.

(2) If the Governor is satisfied that the rules deposited are not repugnant to this Act or to any regulation made thereunder, and that the society is qualified to apply for registration under this section, the Governor may by writing under the Governor's hand grant the application for registration either without amendment or with such amendment of the area indicated therein as to the Governor seems fit.

(3) As soon as is practicable after the grant of registration, a notification of the registration shall, together with the name or description of the area in respect of which the registration was granted, be published in the Gazette, and the date of such publication shall be deemed to be the date of registration.

(4) No amendment of the rules of an acclimatisation society shall have any force or effect, unless application for the registration of the amendment has been made and granted in like manner.

(5) Upon registration under this section an acclimatisation society shall become a body corporate by the name or title stated in the rules, and shall have perpetual succession and a common seal, and in its corporate name may hold and dispose of real and personal property, and may sue and be sued, and may recover any moneys due to the body corporate, whether by a member thereof or not.

(6) Not more than one acclimatisation society shall be registered in respect of the same area.

(7)

(a) The Governor may at any time, upon application by any acclimatisation society, by notification in the Gazette, increase, reduce or alter in any way the area in respect of which such society is registered.

(b) The Governor may in like manner, notwithstanding that no such application may have been made, reduce or alter the area in respect of which any acclimatisation society is registered, after having given such notice to such society as may be prescribed by the regulations.

(c) Every such notification shall define the area as increased, reduced or altered in pursuance of this subsection, and the area as so increased, reduced or altered shall be deemed to be the area in respect of which the society is registered.

45 (Repealed)

46 Acclimatisation society may provide camping grounds etc

A registered acclimatisation society may, with the approval of the Minister, expend any moneys received under this Act in the purchase of land within the area in respect of which it has been registered for camping grounds for anglers and in the erection thereon or on any lands, the control and management of which are vested in the society, of necessary buildings for the accommodation of anglers, and in otherwise providing for their convenience.

47 Accounts

(1) Every duly registered acclimatisation society shall on or before the thirty-first day of May in each year furnish to the Minister a full statement of its accounts, showing in detail the several receipts and items of expenditure of the society up to the thirtieth day of April next preceding. Such statement shall be accompanied by a balance-sheet duly audited.

(2) If any society makes default for a period of 3 months, or such longer period as the Minister may determine in a particular case, in forwarding such statement and balance-sheet in manner aforesaid, such society shall not thereafter be entitled to receive, nor shall the Minister thereafter pay to such society during such default, any moneys under this Act.

48 Cancellation of registration

(1) If any registered acclimatisation society fails to comply with the requirements of section 47, or contravenes or fails to comply with any other provision of this Part, or of the regulations made in respect of any of the matters referred to in such Part, the Governor may by notification in the Gazette cancel the registration of the society.

(2)

(a) If it appears from the report of an inspector or other officer that any registered acclimatisation society is not taking proper steps to carry out, within the area in respect of which it is registered, such of its objects as stated in its rules as relate to the distribution or protection of salmon or trout, the Minister may by notice served upon the person nominated pursuant to the rules to be served with notices to the society, require the society to show cause why its registration should not be cancelled.

(b), (c) (Repealed)

(2A) If no representations are made by a registered acclimatisation society within 1 month after the service on the society of a notice under subsection (2) (a) or, if after consideration of any such representations made by a society the Minister is satisfied that the society has for a period of 3 months or upwards failed to take proper steps to carry out the objects referred to in subsection (2) (a), the Governor may, on the recommendation of the Minister, by notification published in the Gazette, cancel the registration of the society.

(3) Where the registration of an acclimatisation society is cancelled under this section:

(a), (b) (Repealed)

(c) the property in any land purchased by the society out of moneys received under this Act and any buildings or other improvements erected on any lands out of such moneys, shall be divested from the society and shall vest in the Minister,

(d) any moneys received by the society under this Act, and held by the society at the date upon which its registration is so cancelled shall be paid to and may be recovered by the Minister,

(e) the society shall cease to have the control and management of any lands, the control and management of which was at the date upon which its registration was cancelled, vested in the society.

(f) (Repealed)

Divisions 3-7 – (Repealed)

Parts 5-5B – (Repealed)

Part 6 – General and supplemental

91 Recovery of rents etc

All rents, costs, charges and fees due and payable under this Act may be sued for and recovered by and in the name of the Minister on behalf of the Crown.

91A-108 (Repealed)

108A Service of notices etc

Any notice or other document, other than a summons, to be given or served on any person for the purposes of this Act may, unless otherwise specially provided, be given or served:

- (a) by delivering it personally to the person to whom it is addressed,
- (b) by posting it by certified mail in an envelope duly stamped and addressed to the person to whom it is addressed at the place last known as the person's place of abode or business, or
- (c) by delivering it to the place last known as the place of abode or business of the person to whom it is addressed and by leaving it there for the person with some other person.

109-119 (Repealed)

119A Application of enforcement provisions of Fisheries Management Act 1994

- (1) Part 9 (Enforcement) of the *Fisheries Management Act 1994* applies for the purposes of this Act and the regulations under this Act.
- (2) Accordingly, references in that Part to that Act, the regulations under that Act or anything done under that Act extend to this Act, the regulations under this Act or anything done under this Act.

119B Delegations

- (1) The Minister may delegate to the Director any function of the Minister under this Act, other than this power of delegation.
- (2) This section is taken to have had effect on and from the repeal of section 8A by the *Fisheries Management Act 1994* and any delegation purported to have been made by the Minister under this Act after that repeal is taken to have been made under this section.

119C Offences by corporations

- (1) If a corporation contravenes, whether by act or omission, any provision of this Act or the regulations, each person who is a director of the corporation or who is concerned in the management of the corporation is taken to have contravened the same provision if the person knowingly authorised or permitted the contravention.
- (2) A person may be proceeded against and convicted under a provision pursuant to this section whether or not the corporation has been proceeded against or been convicted under that provision.
- (3) Nothing in this section affects any liability imposed on a corporation for an offence committed by the corporation against this Act or the regulations.

119D Penalties and proceedings for offences

- (1) A person guilty of an offence under this Act is, where no specific penalty is provided for the offence, liable to a penalty not exceeding 100 penalty units in the case of a corporation or 50 penalty units in any other case.
- (2) The provisions of the *Fisheries Management Act 1994* relating to the bringing of proceedings apply to offences under this Act in the same way as they apply to offences under that Act.

Part 7 – Regulations

120 Regulations

- (1) The Governor may make regulations not inconsistent with this Act prescribing all matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying this Act into effect.
- (2) Without limiting the generality of the power conferred by subsection (1) the Governor may make regulations:
 - (a) defining the duties of inspectors and other persons upon whom any duty or authority is imposed or conferred by or under this Act,
 - (b) prescribing the forms or other documents required for the purposes of this Act,

- (c) (Repealed)
- (d) prescribing the fee or deposit to be paid for or with respect to any lease, licence, permit, consent, certificate of exemption or other authority made, issued or given, or for any service rendered, under this Act,
- (e)-(v) (Repealed)
- (w) providing for the method and means of consigning or conveying any fish or oysters to any destination for the purpose of sale,
- (x)-(gg) (Repealed)
- (hh) regulating the icing, packing, handling, and storage of fish for sale, and regulating or prohibiting the repacking of fish intended for sale,
- (ii) providing for the inspection of fish intended for sale, and requiring the use of standard containers for fish intended for sale,
- (jj)-(ss) (Repealed)
- (tt) providing for fixing, levying and collecting rents, commissions, tolls, dues, rates, fees and charges and the granting of a rebate of portion of such rents, commissions, tolls, dues, rates, fees and charges to specified persons or classes of persons in specified circumstances,
- (uu)-(mmm) (Repealed)
- (nnn) regulating vehicles used for the carrying of fish for sale; providing for the carrying on any such vehicle of lists containing the prescribed particulars relating to fish carried on such vehicle,
- (ooo), (ppp) (Repealed)
- (qqq) regulating, restricting or imposing conditions on canning, smoking, freezing or otherwise preserving, processing or storing fish and providing for the inspection of any premises where fish are canned, smoked, frozen or otherwise preserved or processed or stored.
- (rrr)-(www) (Repealed)

(2A)-(4) (Repealed)

121 Penalties and application of regulations

- (1) A regulation may impose a penalty not exceeding 100 penalty units in the case of a corporation or 50 penalty units in any other case.
- (2) The regulations may apply generally or may differ in their application according to different factors.
- (3) A regulation may authorise any matter or thing to be from time to time determined, applied, or regulated, by the Governor or the Minister or by an inspector or other officer authorised in that behalf by the regulations either generally or for any class of cases or in any particular case.
- (4), (5) (Repealed)

122 (Repealed)

Schedules A-E (Repealed)

Historical notes

The following abbreviations are used in the Historical notes:

Am	amended	LW	legislation website	Sch	Schedule
Cl	clause	No	number	Schs	Schedules
Cll	clauses	p	page	Sec	section
Div	Division	pp	pages	Secs	sections
Divs	Divisions	Reg	Regulation	Subdiv	Subdivision

GG	Government Gazette	Regs	Regulations	Subdivs	Subdivisions
Ins	inserted	Rep	repealed	Subst	substituted

Table of amending instruments *Fisheries Act 1935 No 58* (formerly *Fisheries and Oyster Farms Act 1935*). Assented to 17.12.1935. Date of commencement, 16.11.1936, sec 1 (2) and GG No 181 of 6.11.1936, p 4591. This Act has been amended as follows:

1937	No 35	<i>Statute Law Revision Act 1937</i> . Assented to 23.12.1937.
1938	No 12	<i>Fisheries and Oyster Farms (Amendment) Act 1938</i> . Assented to 21.10.1938. Date of commencement, 28.10.1938, sec 1 (2) and GG No 158 of 28.10.1938, p 4183.
1942	No 28	<i>Fisheries and Oyster Farms (Amendment) Act 1942</i> . Assented to 18.12.1942.
1948	No 30	<i>Local Government (Areas) Act 1948</i> . Assented to 3.9.1948. Date of commencement of sec 25, 1.1.1949, secs 3, 24.
1949	No 41	<i>Co-operation (Amendment) Act 1949</i> . Assented to 16.11.1949. Date of commencement, 16.1.1950, sec 1 (2).
1957	No 52	<i>Fisheries and Oyster Farms (Amendment) Act 1957</i> . Assented to 4.12.1957. Date of commencement, 30.12.1957, sec 1 (3) and GG No 165 of 13.12.1957, p 3968.
1960	No 4	<i>Fisheries and Oyster Farms (Amendment) Act 1960</i> . Assented to 24.3.1960.
1963	No 20	<i>Fisheries and Oyster Farms (Amendment) Act 1963</i> . Assented to 10.4.1963. Date of commencement of amendments for certain purposes, 10.4.1963; date of commencement of Act for all purposes, 18.4.1964, sec 1 (3) and GG No 37 of 26.3.1964, p 969.
1965	No 33	<i>Decimal Currency Act 1965</i> . Assented to 20.12.1965. Date of commencement of sec 4, 14.2.1966, secs 1 (3), 2 (1) and the <i>Currency Act 1965</i> (Commonwealth), sec 2 (2).
1966	No 63	<i>Maritime Services (Amendment) Act 1966</i> . Assented to 16.12.1966. Date of commencement of secs 8 and 9, 6.1.1967, sec 1 (6) and GG No 1 of 6.1.1967, p 1.
1968	No 14	<i>Fisheries and Oyster Farms (Amendment) Act 1968</i> . Assented to 20.9.1968. Date of commencement, 1.10.1968, sec 1 (3) and GG No 116 of 30.9.1968, p 3953.
1970	No 69	<i>Fisheries and Oyster Farms (Amendment) Act 1970</i> . Assented to 27.11.1970. Date of commencement of sec 4, 18.12.1970, sec 4 (2) and GG No 161 of 18.12.1970, p 5034.
1976	No 4	<i>Statutory and Other Offices Remuneration Act 1975</i> . Assented to 7.1.1976. Date of commencement of Sch 5, 2.2.1976, sec 2 (2) and GG No 15 of 30.1.1976, p 398.
1977	No 19	<i>Notice of Action and Other Privileges Abolition Act 1977</i> . Assented to 24.3.1977. Date of commencement, 19.8.1977, sec 2 and GG No 92 of 19.8.1977, p 3541.
1978		<i>Fisheries and Oyster Farms (Maritime Services) Amendment Act 1978</i> . Assented to

8	No 15	16.3.1978.
1979	No 112	<i>Fisheries and Oyster Farms (Amendment) Act 1979</i> . Assented to 18.5.1979. Date of commencement of Schs 1 (2) (j), 4 (30), 4 (31) and 4 (32), 1.12.1981, sec 2 (3) (h) and GG No 178 of 27.11.1981, p 6025; date of commencement of Schs 1 (2) (k), 1 (3) (h), 1 (3) (w), 4 (36), 4 (37) and 10 (1) (ff), 1.6.1981, sec 2 (3) (j) and GG No 75 of 29.5.1981, p 2866; date of commencement of Schs 1 (2) (m), 1 (2) (o), 1 (3) (e), 1 (3) (k), 2 (6), 4 (15) (a), 4 (15) (b), 6 (7), 6 (10), 6 (11), 6 (13), 6 (14) (c), 7 and 8 (1), 1.3.1987, sec 2 (3) (l) and GG No 33 of 13.2.1987, p 715; date of commencement of Schs 1 (2) (n), 4 (1), 4 (11) (b), (12) (b), (13) and (14) and 6 (8), 1.1.1982, sec 2 (3) (c)-(e) and GG No 181 of 4.12.1981, p 6165; date of commencement of Schs 1 (2) (p) and 8 (2), 18.11.1979, sec 2 (4); date of commencement of Schs 1 (3) (m), 1 (3) (s), 1 (3) (y), 2 (7) (a), 2 (7) (e), 4 (22), 9 (22), 10 (1) (l), 10 (1) (m), 10 (1) (gg) and 11 (2), 1.2.1982, sec 2 (3) (b) and GG No 14 of 29.1.1982, p 343; date of commencement of Schs 2 (2) and 10 (1) (r), 1.5.1987, sec 2 (3) (a) and GG No 70 of 24.4.1987, p 2046; date of commencement of Sch 4 (16), 1.9.1982, sec 2 (3) (f) and GG No 107 of 13.8.1982, p 3669; date of commencement of Sch 4 (19) and (20), 1.5.1989, sec 2 (3) (g) and GG No 37 of 31.3.1989, p 1604; date of commencement of Sch 4 (33), 1.12.1981, sec 2 (3) (i) and GG No 178 of 27.11.1981, p 6024; date of commencement of Sch 5 (1) and (2), 14.12.1979, sec 2 (3) (k) and GG No 178 of 14.12.1979, p 6324; date of commencement of Schs 9 (4), 9 (5), 9 (6), 9 (7), 9 (9), 9 (10), 9 (11), 9 (16) and 10 (1) (d), 1.1.1982, sec 2 (3) (m) and GG No 185 of 11.12.1981, p 6357; date of commencement of Sch 9 (18), 1.3.1982, sec 2 (3) (n) and GG No 28 of 19.2.1982, p 705. Amended by <i>Statute Law (Miscellaneous Provisions) Act (No 2) 1986 No 218</i> .
	No 205	<i>Miscellaneous Acts (Planning) Repeal and Amendment Act 1979</i> . Assented to 21.12.1979. Date of commencement of Sch 2, Part 1, 1.9.1980, sec 2 (4) and GG No 91 of 4.7.1980, p 3366.
1981	No 82	<i>Public Authorities (Financial Accommodation) Act 1981</i> . Regulation published in Gazette No 158 of 23.10.1981, p 5427.
	No 123	<i>Miscellaneous Acts (Companies) Amendment Act 1981</i> . Assented to 30.12.1981. Date of commencement of Sch 8 (except as provided in sec 2 (6) (a)-(c)), 1.7.1982, sec 2 (6) and GG No 90 of 30.6.1982, p 2959.
1982	No 71	<i>Fisheries and Oyster Farms (Commonwealth-State Arrangements) Amendment Act 1982</i> . Assented to 21.5.1982. Date of commencement of Schs 1 and 2, 14.2.1983, sec 2 (2) and Commonwealth Gazette No S 29 of 9.2.1983, p 1.
1983	No 153	<i>Miscellaneous Acts (Public Finance and Audit) Repeal and Amendment Act 1983</i> . Assented to 29.12.1983. Date of commencement of Sch 2, 6.1.1984, sec 2 (2) and GG No 4 of 6.1.1984, p 19.
1984	No 123	<i>Fisheries and Oyster Farms (Amendment) Act 1984</i> . Assented to 23.11.1984. Date of commencement of Sch 1 (1) (2) (3) (5) (6) (a), 1.7.1985, sec 2 (2) and GG No 98 of 28.6.1985, p 3004; date of commencement of Sch 3 (10), 1.3.1987, sec 2 (3) and GG No 33 of 13.2.1987, p 715.
1985	No 38	<i>Miscellaneous Acts (Search Warrants) Amendment Act 1985</i> . Assented to 26.4.1985. Date of commencement of Sch 1 (except as provided by sec 2 (3)), 28.2.1986, sec 2 (2) and GG No 29 of 14.2.1986, p 654.
	No 160	<i>Fisheries and Oyster Farms (Noxious Fish) Amendment Act 1985</i> . Assented to 29.11.1985.
	No	<i>Statute Law (Miscellaneous Provisions) Act 1985</i> . Assented to 18.12.1985. Date of

	23 1	commencement of Sch 9 (7), 1.3.1987, sec 2 (5) and GG No 33 of 13.2.1987, p 715.
198 6	No 16	<i>Statute Law (Miscellaneous Provisions) Act 1986</i> . Assented to 1.5.1986.
	No 21 8	<i>Statute Law (Miscellaneous Provisions) Act (No 2) 1986</i> . Assented to 23.12.1986. Date of commencement of Sch 15 (1), 1.5.1989, sec 2 (4) and GG No 37 of 31.3.1989, p 1605; date of commencement of Sch 15 (2), 3.4.1987, sec 2 (4) and GG No 62 of 3.4.1987, p 1752.
198 7	No 48	<i>Statute Law (Miscellaneous Provisions) Act (No 1) 1987</i> . Assented to 28.5.1987. Date of commencement of Sch 32, except as provided by sec 2 (13), 1.9.1987, sec 2 (12) and GG No 136 of 28.8.1987, p 4809.
	No 67	<i>Fisheries and Oyster Farms (Amendment) Act 1987</i> . Assented to 3.6.1987. Date of commencement of Sch 1 (2), 1.3.1988, sec 2 (2) and GG No 33 of 19.2.1988, p 931.
198 8	No 11 8	<i>Fisheries and Oyster Farms (Amendment) Act 1988</i> . Assented to 21.12.1988. Date of commencement, assent, sec 2.
198 9	No 52	<i>Fisheries and Oyster Farms (Penalties and Enforcement) Amendment Act 1989</i> . Assented to 19.5.1989. Date of commencement of Schs 1-3, 1.10.1989, sec 2 and GG No 94 of 15.9.1989, p 7094.
	No 89	<i>Statute Law (Miscellaneous Provisions) Act 1989</i> . Assented to 13.6.1989. Date of commencement of the provisions of Sch 1 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , 1.2.1990, sec 2 (2) and GG No 14 of 25.1.1990, p 555.
	No 17 7	<i>Fisheries and Oyster Farms (Advisory Council) Amendment Act 1989</i> . Assented to 14.12.1989. Date of commencement of Sch 1 (1), (2) and (4), 28.1.1991, sec 2 (1) and GG No 18 of 25.1.1991, p 649; date of commencement of Sch 1 (3), assent, sec 2 (2).
199 0	No 42	<i>Fisheries and Oyster Farms (Oyster Leases) Amendment Act 1990</i> . Assented to 22.6.1990. Date of commencement, 1.2.1991, sec 2 and GG No 167 of 14.12.1990, p 10877.
	No 46	<i>Statute Law (Miscellaneous Provisions) Act 1990</i> . Assented to 22.6.1990. Date of commencement of the provisions of Sch 1 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , assent, sec 2.
	No 99	<i>Anti-Discrimination (Compulsory Retirement) Amendment Act 1990</i> . Assented to 13.12.1990. Date of commencement, 1.1.1991, sec 2.
	No 10 8	<i>Statute Law (Miscellaneous Provisions) Act (No 2) 1990</i> . Assented to 13.12.1990. Date of commencement of the provision of Sch 1 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , assent, sec 2.
199 1	No 92	<i>Search Warrants (Amendment) Act 1991</i> . Assented to 17.12.1991. Date of commencement, 20.9.1992, sec 2 and GG No 116 of 18.9.1992, p 6837.
199 2	No 34	<i>Statute Law (Miscellaneous Provisions) Act 1992</i> . Assented to 18.5.1992. Date of commencement of the provision of Sch 2 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , assent, Sch 2.
	No 11 1	<i>Statute Law (Miscellaneous Provisions) Act (No 3) 1992</i> . Assented to 8.12.1992. Date of commencement of the provisions of Sch 2 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , assent, Sch 2.
199 4	No 37	<i>Fish Marketing Act 1994</i> . Assented to 2.6.1994. Date of commencement of the provisions of sec 21 (1) relating to the <i>Fisheries Act 1935</i> , 1.11.1999, sec 20 (1) (as substituted by the <i>Fish Marketing Amendment (Deregulation) Act 1997 No 10</i> , Sch 1 [1]); date of commencement of Sch 1, 24.6.1994, sec 2 and GG No 83 of 24.6.1994, p

		3107; date of commencement of Sch 2, 31.10.1994, secs 2, 6, 11 and 12 and GG No 145 of 28.10.1994, p 6450.
	No 38	<i>Fisheries Management Act 1994</i> . Assented to 2.6.1994. Date of commencement, 16.1.1995, sec 2 and GG No 3 of 13.1.1995, p 44.
	No 45	<i>Native Title (New South Wales) Act 1994</i> . Assented to 2.6.1994. Date of commencement of the provisions of Sch 1 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , 28.11.1994, sec 2 and GG No 156 of 25.11.1994, p 6868.
	No 95	<i>Statute Law (Miscellaneous Provisions) Act (No 2) 1994</i> . Assented to 12.12.1994. Date of commencement of the provision of Sch 2 relating to the <i>Fisheries and Oyster Farms Act 1935</i> , assent, Sch 2.
1995	No 11	<i>Statute Law Revision (Local Government) Act 1995</i> . Assented to 9.6.1995. Date of commencement of the provision of Sch 1 relating to the <i>Fisheries Act 1935</i> , 23.6.1995, sec 2 (1) and GG No 77 of 23.6.1995, p 3279.
1996	No 30	<i>Statute Law (Miscellaneous Provisions) Act 1996</i> . Assented to 21.6.1996. Date of commencement of Sch 3, 3 months after assent, sec 2 (3).
1997	No 10	<i>Fish Marketing Amendment (Deregulation) Act 1997</i> . Assented to 21.5.1997. Date of commencement of Sch 2, assent, sec 2 (1).
	No 153	<i>Fisheries Management Amendment Act 1997</i> . Assented to 19.12.1997. Date of commencement of Sch 6, 1.7.1998, sec 2 and GG No 100 of 26.6.1998, p 5093.
2001	No 34	<i>Corporations (Consequential Amendments) Act 2001</i> . Assented to 28.6.2001. Date of commencement of Sch 2.19, 15.7.2001, sec 2 (1) and Commonwealth Gazette No S 285 of 13.7.2001.

This Act has also been amended:

- (a) by regulations under this Act and the *Public Authorities (Financial Accommodation) Act 1981* No 82, and
- (b) pursuant to an order under secs 8 (2) and 9 (3) of the *Reprints Act 1972* No 48 (formerly *Acts Reprinting Act 1972*). Order dated 13.4.1978, and published in GG No 43 of 21.4.1978, p 1366, declaring that:
 - (i) the *Fisheries and Oyster Farms Act 1935* is an enactment to which sec 8 (2) of the *Acts Reprinting Act 1972* applies, and
 - (ii) the *Fisheries and Oyster Farms Act 1935*, the words "to this Act" where secondly occurring in sec 120 (3) excepted, is an enactment to which sec 9 (3) of the *Acts Reprinting Act 1972* applies.

Table of amendments No reference is made to certain amendments made by the *Decimal Currency Act 1965*, the *Reprints Act 1972*, and Schedule 3 (amendments replacing gender-specific language) to the *Statute Law (Miscellaneous Provisions) Act 1996*.

Sec 1	Am 1994 No 38, Sch 8.
Sec 2	Am 1979 No 112, Sch 1 (1). Rep 1987 No 48, Sch 32.
Sec 3	Am 1957 No 52, sec 2 (a); 1963 No 20, sec 2 (a); 1970 No 69, secs 3 (a), 4 (1) (a); 1979 No 112, Sch 1 (2) (a)-(h) (j)-(l) (n) (p); 1982 No 71, Sch 1 (1). Rep 1984 No 123, Sch 4 (1).
Sec 4	Am 1942 No 28, sec 2 (a); 1960 No 4, sec 2 (a); 1963 No 20, sec 2 (b); 1966 No 63, sec 8 (1); 1970 No 69, secs 2 (1) (a), 4 (1) (b); 1978 No 15, sec 2; 1979 No 112, Sch 1 (3); 1982 No 71, Sch 2 (1); 1984 No 123, Sch 4 (2); 1992 No 111, Sch 2; 1994 No 37, sec 21 (1) (a), Sch 2; 1994 No 38, Sch 8; 1994 No 45, Sch 1.
Part 1A	Ins 1982 No 71, Sch 1 (2). Rep 1994 No 38, Sch 8.
Secs	Ins 1982 No 71, Sch 1 (2). Rep 1994 No 38, Sch 8.

4A-4D	
Sec 4E	Ins 1982 No 71, Sch 1 (2). Am 1987 No 48, Sch 32. Rep 1994 No 38, Sch 8.
Secs 4F, 4G	Ins 1982 No 71, Sch 1 (2). Rep 1994 No 38, Sch 8.
Sec 4H	Ins 1982 No 71, Sch 1 (2). Am 1985 No 231, Sch 9 (2) (3); 1986 No 16, Sch 23. Rep 1994 No 38, Sch 8.
Secs 4I, 4J	Ins 1982 No 71, Sch 1 (2). Rep 1994 No 38, Sch 8.
Sec 4K	Ins 1982 No 71, Sch 1 (2). Am 1984 No 123, Sch 1 (1); 1985 No 231, Sch 9 (2) (3). Rep 1994 No 38, Sch 8.
Sec 4L	Ins 1982 No 71, Sch 1 (2). Am 1984 No 123, Sch 1 (2); 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Secs 4M, 4N	Ins 1982 No 71, Sch 1 (2). Rep 1994 No 38, Sch 8.
Part 2	Rep 1994 No 38, Sch 8.
Sec 5	Subst 1979 No 112, Sch 2 (1). Rep 1994 No 38, Sch 8.
Sec 5A	Ins 1994 No 37, Sch 1. Am 1994 No 95, Sch 2. Rep 1994 No 38, Sch 8.
Sec 6	Rep 1994 No 38, Sch 8.
Sec 7	Subst 1979 No 112, Sch 2 (2). Am 1989 No 52, Sch 2 (1). Rep 1994 No 38, Sch 8.
Sec 8	Subst 1979 No 112, Sch 2 (3). Rep 1994 No 38, Sch 8.
Sec 8A	Ins 1970 No 69, sec 2 (1) (b). Am 1979 No 112, Sch 2 (4); 1982 No 71, Sch 1 (3); 1984 No 123, Sch 4 (3); 1992 No 111, Sch 2. Rep 1994 No 38, Sch 8.
Sec 8B	Ins 1970 No 69, sec 2 (1) (b). Rep 1994 No 38, Sch 8.
Secs 9, 10	Rep 1994 No 38, Sch 8.
Sec 11	Am 1970 No 69, sec 2 (1) (c); 1979 No 112, Sch 2 (5); 1984 No 123, Sch 4 (4). Rep 1994 No 38, Sch 8.
Sec 12	Am 1979 No 112, Sch 2 (6). Rep 1994 No 38, Sch 8.
Sec 13	Am 1979 No 112, Sch 2 (7). Rep 1994 No 38, Sch 8.
Sec 14	Am 1979 No 112, Sch 2 (8); 1984 No 123, Sch 3 (1); 1985 No 231, Sch 9 (2); 1989 No 52, Sch 3 (1). Rep 1994 No 38, Sch 8.
Sec 15	Am 1979 No 112, Sch 2 (9); 1984 No 123, Sch 3 (2). Rep 1994 No 38, Sch 8.
Sec 16	Am 1979 No 112, Sch 2 (10); 1984 No 123, Sch 4 (5). Rep 1994 No 38, Sch 8.
Sec 16A	Ins 1979 No 112, Sch 2 (11). Rep 1994 No 38, Sch 8.
Sec 17	Am 1979 No 112, Sch 2 (12); 1984 No 123, Sch 2 (1). Rep 1994 No 38, Sch 8.
Sec 17A	Ins 1979 No 112, Sch 2 (13). Am 1992 No 34, Sch 2. Rep 1994 No 38, Sch 8.
Sec 17AB	Ins 1994 No 45, Sch 1. Rep 1994 No 38, Sch 8.
Sec 17B	Ins 1979 No 112, Sch 2 (13). Am 1994 No 45, Sch 1. Rep 1994 No 38, Sch 8.
Part 2A, heading	Am 1985 No 231, Sch 9 (4). Rep 1994 No 38, Sch 8.
Part 2A	Ins 1979 No 112, Sch 3. Rep 1994 No 38, Sch 8.
Sec 17C	Ins 1979 No 112, Sch 3. Am 1985 No 231, Sch 9 (5). Rep 1994 No 38, Sch 8.
Secs 17D, 17E	Ins 1979 No 112, Sch 3. Rep 1994 No 38, Sch 8.
Part 2B	Ins 1989 No 177, Sch 1 (1). Rep 1994 No 38, Sch 8.
Secs 17F-17L	Ins 1989 No 177, Sch 1 (1). Rep 1994 No 38, Sch 8.
Sec 17M	Ins 1989 No 177, Sch 1 (1). Am 1992 No 111, Sch 2. Rep 1994 No 38, Sch 8.
Secs 17N-17P	Ins 1989 No 177, Sch 1 (1). Rep 1994 No 38, Sch 8.
Sec 18	Am 1979 No 112, Schs 4 (1), 12 (1); 1984 No 123, Schs 2 (2), 4 (6). Rep 1994 No 38, Sch 8.

Sec 19	Am 1938 No 12, sec 2 (a); 1942 No 28, sec 5 (a) (b); 1979 No 112, Schs 4 (2), 12 (2); 1984 No 123, Sch 3 (3); 1987 No 67, Sch 1 (1). Rep 1994 No 38, Sch 8.
Part 3, Div 1A, heading	Ins 1979 No 112, Sch 4 (3). Rep 1994 No 38, Sch 8.
Sec 20	Am 1979 No 112, Schs 4 (4), 12 (3); 1982 No 71, Sch 2 (2). Rep 1994 No 38, Sch 8.
Sec 20A	Ins 1979 No 112, Sch 4 (5). Am 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Part 3, Div 1B	Ins 1979 No 112, Sch 4 (6). Rep 1994 No 38, Sch 8.
Sec 20B	Ins 1979 No 112, Sch 4 (6). Am 1985 No 160, Sch 1 (1). Rep 1994 No 38, Sch 8.
Sec 20C	Ins 1979 No 112, Sch 4 (6). Am 1985 No 160, Sch 1 (2). Rep 1994 No 38, Sch 8.
Sec 20D	Ins 1979 No 112, Sch 4 (6). Rep 1994 No 38, Sch 8.
Sec 20E	Ins 1979 No 112, Sch 4 (6). Am 1984 No 123, Sch 4 (4). Rep 1994 No 38, Sch 8.
Sec 20F	Ins 1979 No 112, Sch 4 (6). Rep 1994 No 38, Sch 8.
Sec 20G	Ins 1979 No 112, Sch 4 (6). Subst 1985 No 38, Sch 1. Am 1991 No 92, Sch 2. Rep 1994 No 38, Sch 8.
Sec 21	Am 1979 No 112, Schs 4 (7), 12 (4). Rep 1994 No 38, Sch 8.
Sec 22	Rep 1979 No 112, Sch 4 (8).
Part 3, Div 2A	Ins 1979 No 112, Sch 4 (9). Rep 1994 No 38, Sch 8.
Sec 22A	Ins 1979 No 112, Sch 4 (9). Am 1982 No 71, Sch 2 (3); 1984 No 123, Sch 1 (3); 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Sec 22B	Ins 1979 No 112, Sch 4 (10). Am 1984 No 123, Sch 1 (1). Rep 1994 No 38, Sch 8.
Sec 23	Am 1970 No 69, sec 2 (1) (d); 1979 No 112, Schs 4 (11), 12 (5); 1982 No 71, Sch 2 (4). Rep 1994 No 38, Sch 8.
Sec 24	Am 1979 No 112, Schs 4 (12), 12 (6); 1982 No 71, Sch 2 (5); 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Sec 24A	Ins 1979 No 112, Sch 4 (13). Am 1984 No 123, Sch 1 (4); 1985 No 231, Sch 9 (2) (3). Rep 1994 No 38, Sch 8.
Sec 24B	Ins 1979 No 112, Sch 4 (13). Am 1984 No 123, Sch 4 (4). Rep 1994 No 38, Sch 8.
Sec 24C	Ins 1984 No 123, Sch 1 (5). Am 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Sec 25	Am 1942 No 28, sec 5 (c); 1970 No 69, sec 2 (1) (e); 1979 No 112, Sch 12 (7). Subst 1979 No 112, Sch 4 (14). Am 1982 No 71, Sch 2 (6); 1984 No 123, Sch 1 (6), 1985 No 231, Sch 9 (2) (3). Rep 1994 No 38, Sch 8.
Part 3, Div 3A, heading	Ins 1957 No 52, sec 2 (b). Subst 1984 No 123, Sch 4 (7). Rep 1988 No 118, sec 3.
Part 3, Div 3A	Ins 1957 No 52, sec 2 (b). Rep 1988 No 118, sec 3.
Sec 25A	Ins 1957 No 52, sec 2 (b). Am 1979 No 112, Sch 4 (15); 1984 No 123, Sch 3 (4); 1985 No 231, Sch 9 (3); 1985 No 231, Sch 9 (7). Rep 1988 No 118, sec 3.
Sec 25B	Ins 1957 No 52, sec 2 (b). Am 1960 No 4, sec 2 (b); 1968 No 14, sec 2 (1); 1979 No 112, Sch 12 (8). Subst 1979 No 112, Sch 4 (16). Am 1984 No 123, Sch 2 (3); 1985 No 231, Sch 9 (2) (3). Rep 1988 No 118, sec 3.
Sec 25C	Ins 1957 No 52, sec 2 (b). Am 1979 No 112, Sch 4 (17); 1985 No 231, Sch 9 (3); 1986 No 16, Sch 23. Rep 1988 No 118, sec 3.
Part 3, Div 3B	Ins 1979 No 112, Sch 4 (18). Rep 1988 No 118, sec 3.
Sec 25D	Ins 1979 No 112, Sch 4 (18). Am 1982 No 71, Sch 2 (7). Rep 1988 No 118, sec 3.
Part 3, Div 3C	Ins 1979 No 112, Sch 4 (18). Rep 1988 No 118, sec 3.

(sec 25E)	
Part 3, Div 4, heading	Am 1979 No 112, Sch 4 (19). Rep 1994 No 38, Sch 8.
Sec 26	Am 1979 No 112, Sch 12 (9). Subst 1979 No 112, Sch 4 (20). Am 1989 No 52, Sch 2 (2). Rep 1994 No 38, Sch 8.
Sec 27	Am 1979 No 112, Sch 12 (10). Rep 1986 No 218, Sch 15 (1).
Sec 28	Am 1979 No 112, Schs 4 (22), 12 (11); 1989 No 52, Sch 1 (1). Rep 1994 No 38, Sch 8.
Sec 29	Am 1979 No 112, Schs 4 (23), 12 (12); 1984 No 123, Sch 3 (5); 1989 No 52, Sch 1 (2). Rep 1994 No 38, Sch 8.
Sec 30	Am 1979 No 112, Schs 4 (24), 12 (13); 1989 No 52, Sch 2 (3). Rep 1994 No 38, Sch 8.
Sec 31	Am 1979 No 112, Sch 4 (25). Rep 1994 No 38, Sch 8.
Sec 32	Am 1979 No 112, Schs 4 (26), 12 (14); 1984 No 123, Sch 3 (6). Rep 1994 No 38, Sch 8.
Sec 32A	Ins 1979 No 112, Sch 4 (27). Am 1989 No 52, Sch 2 (4). Rep 1994 No 38, Sch 8.
Sec 33	Am 1979 No 112, Schs 4 (28), 12 (15); 1982 No 71, Sch 2 (8). Rep 1994 No 38, Sch 8.
Sec 34	Am 1979 No 112, Schs 4 (29), 12 (16). Rep 1994 No 38, Sch 8.
Sec 35	Rep 1979 No 112, Sch 4 (30).
Sec 36	Am 1979 No 112, Schs 4 (31), 12 (17). Rep 1994 No 38, Sch 8.
Sec 37	Am 1979 No 112, Sch 12 (18). Rep 1979 No 112, Sch 4 (32).
Sec 38	Am 1979 No 112, Sch 12 (19). Subst 1979 No 112, Sch 4 (33). Am 1989 No 52, Sch 2 (5). Rep 1994 No 37, sec 21 (1) (b).
Sec 39	Am 1979 No 112, Sch 4 (34). Rep 1994 No 37, sec 21 (1) (b).
Sec 40	Am 1942 No 28, sec 2 (b); 1949 No 41, sec 3 (1) (a). Subst 1963 No 20, sec 2 (c). Am 1979 No 112, Sch 4 (35). Rep 1994 No 37, Sch 2.
Sec 40A	Ins 1942 No 28, sec 2 (c). Am 1963 No 20, sec 2 (d). Rep 1994 No 37, sec 21 (1) (b).
Sec 40B	Ins 1942 No 28, sec 2 (c). Am 1949 No 41, sec 3 (1) (b); 1963 No 20, sec 2 (e); 1979 No 112, Sch 12 (20). Subst 1979 No 112, Sch 4 (36). Rep 1994 No 37, sec 21 (1) (b).
Sec 40C	Ins 1963 No 20, sec 2 (f). Am 1979 No 112, Sch 12 (21). Subst 1979 No 112, Sch 4 (37). Am 1994 No 37, Sch 2. Rep 1994 No 37, sec 21 (1) (b).
Sec 40D	Ins 1979 No 112, Sch 4 (37). Am 1994 No 37, Sch 2. Rep 1994 No 37, sec 21 (1) (b).
Sec 40DA	Ins 1987 No 67, Sch 1 (2). Rep 1994 No 38, Sch 8.
Sec 40E	Ins 1979 No 112, Sch 4 (37). Am 1984 No 123, Sch 4 (4); 1994 No 37, Sch 2. Rep 1994 No 37, sec 21 (1) (b).
Sec 40F	Ins 1979 No 112, Sch 4 (37). Rep 1994 No 37, Sch 2.
Sec 40G	Ins 1994 No 37, Sch 2. Am 1997 No 10, Sch 2. Rep 1994 No 37, sec 21 (1) (b).
Sec 41	Am 1937 No 35, Second Sch; 1942 No 28, sec 4 (3). Rep 1948 No 30, Fourth Sch.
Part 3, Div 6A, heading	Am 1970 No 69, sec 4 (1) (c). Rep 1994 No 37, Sch 2.
Part 3, Div 6A	Ins 1942 No 28, sec 3 (a). Subst 1963 No 20, sec 2 (g). Rep 1994 No 37, Sch 2.
Sec 41A	Ins 1942 No 28, sec 3 (a). Subst 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (d); 1976 No 4, Sch 5; 1979 No 112, Sch 5 (1); 1984 No 123, Schs 3 (7), 4 (4) (8) (9); 1990 No 46, Sch 1; 1992 No 111, Sch 2. Rep 1994 No 37, Sch 2.
Sec 41B	Ins 1942 No 28, sec 3 (a). Subst 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (e); 1979 No 112, Sch 5 (2). Rep 1994 No 37, Sch 2.
Sec 41C	Ins 1942 No 28, sec 3 (a). Subst 1963 No 20, sec 2 (g). Am 1979 No 112, Sch 5 (3);

	1984 No 123, Sch 4 (9); 1990 No 99, Sch 4. Rep 1994 No 37, Sch 2.
Sec 41D	Ins 1942 No 28, sec 3 (a). Subst 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (f); 1979 No 112, Sch 5 (4). Rep 1994 No 37, Sch 2.
Sec 41E	Ins 1942 No 28, sec 3 (a). Am 1949 No 41, sec 3 (1) (c). Subst 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (g); 1979 No 112, Schs 5 (5), 12 (22). Rep 1994 No 37, Sch 2.
Sec 41F	Ins 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (h). Rep 1994 No 37, Sch 2.
Sec 41G	Ins 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (i). Rep 1994 No 37, Sch 2.
Sec 41H	Ins 1963 No 20, sec 2 (g). Subst 1970 No 69, sec 4 (1) (j). Rep 1994 No 37, Sch 2.
Sec 41I	Ins 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (k); 1979 No 112, Sch 5 (6). Rep 1994 No 37, Sch 2.
Sec 41J	Ins 1963 No 20, sec 2 (g). Rep 1970 No 69, sec 4 (1) (l).
Sec 41K	Ins 1963 No 20, sec 2 (g). Rep 1970 No 69, sec 4 (1) (m).
Sec 41L	Ins 1963 No 20, sec 2 (g). Rep 1970 No 69, sec 4 (1) (n).
Sec 41M	Ins 1963 No 20, sec 2 (g). Rep 1970 No 69, sec 4 (1) (o).
Sec 41N	Ins 1963 No 20, sec 2 (g). Rep 1994 No 37, Sch 2.
Sec 41O	Ins 1963 No 20, sec 2 (g). Subst 1983 No 153, Sch 2. Rep 1994 No 37, Sch 2.
Sec 41P	Ins 1963 No 20, sec 2 (g). Rep 1983 No 153, Sch 2.
Sec 41Q	Ins 1963 No 20, sec 2 (g). Rep GG No 158 of 23.10.1981, p 5427.
Sec 41R	Ins 1963 No 20, sec 2 (g). Am 1970 No 69, sec 4 (1) (p). Rep 1994 No 37, Sch 2.
Sec 41S	Ins 1963 No 20, sec 2 (g). Am 1970 No 69, sec 2 (1) (f); 1979 No 112, Sch 5 (7). Rep 1994 No 37, Sch 2.
Sec 41T	Ins 1963 No 20, sec 2 (g). Rep 1994 No 37, Sch 2.
Sec 42	Am 1970 No 69, sec 2 (1) (g); 1979 No 112, Schs 4 (38), 12 (23); 1984 No 123, Sch 4 (4); 1989 No 52, Sch 2 (6); 1990 No 108, Sch 1; 1994 No 38, Sch 8.
Sec 44	Am 1979 No 112, Sch 6 (1).
Sec 45	Rep 1979 No 112, Sch 6 (2).
Sec 46	Am 1979 No 112, Sch 6 (3).
Sec 47	Am 1979 No 112, Sch 6 (4).
Sec 48	Am 1979 No 112, Sch 6 (5); 1981 No 123, Sch 8; 2001 No 34, Sch 2.19.
Part 4, Div 3 (sec 49)	Rep 1979 No 112, Sch 6 (6).
Part 4, Div 3A (sec 49A)	Ins 1970 No 69, sec 3 (b). Rep 1979 No 112, Sch 6 (7).
Part 4, Div 4	Rep 1979 No 112, Sch 6 (8).
Sec 50	Am 1970 No 69, sec 3 (c). Rep 1979 No 112, Sch 6 (8).
Sec 51	Rep 1957 No 52, sec 2 (c).
Part 4, Div 6	Rep 1994 No 38, Sch 8.
Sec 52	Rep 1994 No 38, Sch 8.
Sec 53	Am 1979 No 112, Sch 6 (9); 1984 No 123, Sch 3 (8); 1988 No 118, sec 3. Rep 1994 No 38, Sch 8.
Sec 54	Am 1979 No 112, Sch 12 (24); 1989 No 52, Sch 2 (7). Rep 1994 No 38, Sch 8.
Sec 55	Am 1979 No 112, Sch 6 (10); 1984 No 123, Sch 3 (9). Rep 1994 No 38, Sch 8.
Sec 55A	Ins 1979 No 112, Sch 6 (11). Rep 1994 No 38, Sch 8.
Sec 56	Am 1979 No 112, Schs 6 (12), 12 (25). Rep 1994 No 38, Sch 8.
Sec 56A	Ins 1970 No 69, sec 3 (d). Rep 1979 No 112, Sch 6 (13).
Part 4,	Am 1957 No 52, sec 2 (d); 1979 No 112, Sch 6 (14). Rep 1994 No 38, Sch 8.

Div 7 (sec 57)	
Part 5, heading	Am 1979 No 112, Sch 7 (1). Rep 1994 No 38, Sch 8.
Part 5	Rep 1994 No 38, Sch 8.
Sec 58	Subst 1979 No 112, Sch 7 (2). Rep 1994 No 38, Sch 8.
Sec 59	Subst 1979 No 112, Sch 7 (3). Rep 1994 No 38, Sch 8.
Sec 59A	Ins 1979 No 112, Sch 7 (4). Rep 1994 No 38, Sch 8.
Sec 59B	Ins 1979 No 112, Sch 7 (4). Rep 1994 No 38, Sch 8.
Sec 60	Am 1970 No 69, sec 2 (1) (h). Subst 1979 No 112, Sch 7 (5). Rep 1994 No 38, Sch 8.
Secs 61-64	Rep 1979 No 112, Sch 7 (6).
Sec 65	Am 1979 No 112, Sch 7 (7). Rep 1994 No 38, Sch 8.
Secs 65A, 65B	Ins 1979 No 112, Sch 7 (8). Rep 1994 No 38, Sch 8.
Sec 66	Am 1979 No 112, Sch 7 (9). Rep 1994 No 38, Sch 8.
Sec 67	Am 1979 No 112, Sch 7 (10); 1984 No 123, Sch 4 (10). Rep 1994 No 38, Sch 8.
Sec 68	Am 1979 No 112, Schs 12 (26), 7 (11). Rep 1994 No 38, Sch 8.
Sec 69	Am 1979 No 112, Sch 7 (12). Rep 1994 No 38, Sch 8.
Sec 70	Rep 1979 No 112, Sch 7 (13). Ins 1990 No 42, Sch 1 (1). Rep 1994 No 38, Sch 8.
Sec 71	Rep 1994 No 38, Sch 8.
Sec 72	Am 1979 No 112, Sch 7 (14). Rep 1994 No 38, Sch 8.
Sec 73	Subst 1979 No 112, Sch 7 (15). Rep 1994 No 38, Sch 8.
Sec 74	Am 1979 No 112, Sch 7 (16); 1990 No 42, Sch 1 (2). Rep 1994 No 38, Sch 8.
Sec 75	Subst 1979 No 112, Sch 7 (17). Rep 1994 No 38, Sch 8.
Sec 76	Am 1979 No 112, Sch 7 (18); 1979 No 205, Sch 2, Part 1. Rep 1994 No 38, Sch 8.
Sec 77	Rep 1994 No 38, Sch 8.
Sec 78	Subst 1979 No 112, Sch 7 (19). Rep 1994 No 38, Sch 8.
Sec 79	Rep 1979 No 112, Sch 7 (20).
Sec 80	Am 1979 No 112, Sch 12 (27). Subst 1979 No 112, Sch 7 (21). Rep 1994 No 38, Sch 8.
Sec 81	Am 1979 No 112, Schs 12 (28), 7 (22). Rep 1994 No 38, Sch 8.
Sec 82	Am 1979 No 112, Sch 12 (29). Rep 1979 No 112, Sch 7 (23).
Sec 83	Am 1979 No 112, Sch 7 (24); 1990 No 42, Sch 1 (3). Rep 1994 No 38, Sch 8.
Sec 84	Am 1979 No 112, Sch 12 (30); 1984 No 123, Sch 4 (11). Rep 1994 No 38, Sch 8.
Sec 85	Am 1979 No 112, Sch 12 (31); 1989 No 52, Sch 2 (8). Rep 1994 No 38, Sch 8.
Sec 86	Am 1979 No 112, Schs 7 (25), 12 (32). Rep 1994 No 38, Sch 8.
Sec 87	Am 1979 No 112, Sch 12 (33); 1989 No 52, Sch 2 (9). Rep 1994 No 38, Sch 8.
Sec 88	Am 1979 No 112, Sch 7 (26). Rep 1994 No 38, Sch 8.
Sec 89	Rep 1979 No 112, Sch 7 (27). Ins 1990 No 42, Sch 1 (4). Rep 1994 No 38, Sch 8.
Sec 90	Am 1979 No 112, Sch 12 (34); 1984 No 123, Sch 2 (4); 1985 No 231, Sch 9 (2); 1989 No 52, Sch 2 (10). Rep 1989 No 89, Sch 1.
Part 5A	Ins 1979 No 112, Sch 8 (1). Rep 1994 No 38, Sch 8.
Sec 90A	Ins 1979 No 112, Sch 8 (1). Am 1984 No 123, Sch 3 (10). Rep 1994 No 38, Sch 8.
Sec 90B	Ins 1979 No 112, Sch 8 (1). Rep 1994 No 38, Sch 8.
Sec 90C	Ins 1979 No 112, Sch 8 (1). Am 1988 No 118, sec 3. Rep 1994 No 38, Sch 8.
Sec 90D	Ins 1979 No 112, Sch 8 (1). Rep 1994 No 38, Sch 8.
Part 5B	Ins 1979 No 112, Sch 8 (2). Rep 1994 No 38, Sch 8.
Secs 90E-90K	Ins 1979 No 112, Sch 8 (2). Rep 1994 No 38, Sch 8.
Sec 90L	Ins 1979 No 112, Sch 8 (2). Am 1984 No 123, Sch 3 (11). Rep 1994 No 38, Sch 8.

Sec 91	Am 1979 No 112, Sch 9 (1).
Sec 91A	Ins 1979 No 112, Sch 9 (2). Am 1984 No 123, Sch 4 (4); 1986 No 218, Sch 15 (2). Rep 1994 No 38, Sch 8.
Sec 92	Am 1979 No 112, Sch 9 (3). Subst 1989 No 52, Sch 3 (2). Rep 1994 No 38, Sch 8.
Sec 92A	Ins 1989 No 89, Sch 1. Rep 1994 No 38, Sch 8.
Sec 93	Rep 1994 No 38, Sch 8.
Sec 94	Subst 1979 No 112, Sch 9 (4). Am 1985 No 231, Sch 9 (2); 1989 No 52, Sch 3 (3). Rep 1994 No 38, Sch 8.
Sec 95	Subst 1979 No 112, Sch 9 (5). Am 1987 No 67, Sch 1 (3); 1989 No 52, Sch 3 (4). Rep 1994 No 38, Sch 8.
Sec 96	Am 1979 No 112, Sch 9 (6). Subst 1989 No 52, Sch 3 (5). Rep 1994 No 38, Sch 8.
Sec 97	Am 1979 No 112, Sch 9 (7). Subst 1989 No 52, Sch 3 (5). Rep 1994 No 38, Sch 8.
Sec 98	Am 1979 No 112, Sch 9 (8). Rep 1994 No 38, Sch 8.
Sec 99	Am 1979 No 112, Sch 9 (9). Rep 1994 No 38, Sch 8.
Sec 100	Rep 1979 No 112, Sch 9 (10).
Sec 101	Am 1979 No 112, Sch 9 (11); 1984 No 123, Sch 4 (5) (11). Rep 1994 No 38, Sch 8.
Sec 102	Rep 1994 No 38, Sch 8.
Sec 103	Am 1979 No 112, Schs 9 (12), 12 (35), 1984 No 123, Schs 2 (5), 3 (12); 1989 No 52, Sch 1 (3). Rep 1994 No 38, Sch 8.
Sec 104	Am 1979 No 112, Schs 9 (13), 12 (36); 1985 No 231, Sch 9 (2); 1989 No 52, Sch 2 (11). Rep 1994 No 38, Sch 8.
Sec 105	Rep 1994 No 38, Sch 8.
Sec 106	Am 1979 No 112, Sch 12 (37); 1984 No 123, Sch 2 (6); 1989 No 52, Sch 1 (4). Rep 1994 No 38, Sch 8.
Sec 107	Am 1979 No 112, Sch 9 (14); 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Sec 107A	Ins 1979 No 112, Sch 9 (15). Rep 1994 No 38, Sch 8.
Sec 108	Rep 1977 No 19, Sch (1).
Sec 108A	Ins 1970 No 69, sec 2 (1) (i). Am 1984 No 123, Sch 4 (12).
Sec 109	Am 1979 No 112, Schs 9 (16), 12 (38); 1989 No 52, Sch 3 (6). Rep 1994 No 38, Sch 8.
Sec 110	Am 1979 No 112, Sch 9 (17). Rep 1994 No 38, Sch 8.
Sec 111	Am 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Sec 112	Subst 1979 No 112, Sch 9 (18). Rep 1994 No 38, Sch 8.
Sec 113	Rep 1979 No 112, Sch 9 (19).
Sec 114	Am 1979 No 112, Schs 9 (20), 12 (39); 1984 No 123, Sch 2 (7); 1989 No 52, Sch 1 (5). Rep 1994 No 38, Sch 8.
Sec 115	Rep 1979 No 112, Sch 9 (21).
Sec 116	Am 1979 No 112, Sch 12 (40). Subst 1979 No 112, Sch 9 (22). Am 1984 No 123, Schs 2 (8), 4 (13), 1989 No 52, Sch 1 (6). Rep 1994 No 38, Sch 8.
Sec 116A	Ins 1979 No 112, Sch 9 (23). Rep 1994 No 38, Sch 8.
Sec 116B	Ins 1979 No 112, Sch 9 (23). Am 1984 No 123, Sch 4 (4); 1989 No 52, Sch 2 (12). Rep 1994 No 38, Sch 8.
Sec 117	Am 1979 No 112, Schs 9 (24), 12 (41); 1984 No 123, Sch 3 (13). Rep 1994 No 38, Sch 8.
Sec 118	Am 1979 No 112, Sch 9 (25). Rep 1994 No 38, Sch 8.
Sec 119	Am 1979 No 112, Sch 9 (26); 1984 No 123, Sch 1 (7); 1985 No 231, Sch 9 (2). Rep 1994 No 38, Sch 8.
Sec 119A	Ins 1994 No 38, Sch 8.
Secs 119B-119D	Ins 1997 No 153, Sch 6.2.

Sec 120	Am 1942 No 28, sec 3 (b); 1957 No 52, sec 2 (e); 1960 No 4, sec 2 (c); 1963 No 20, sec 2 (h); 1979 No 112, Sch 10 (1) (a)-(t) (v) (x)-(gg); 1982 No 71, Sch 2 (9); 1984 No 123, Schs 3 (14), 4 (14); 1985 No 231, Sch 9 (2); 1989 No 52, Sch 2 (13); 1989 No 177, Sch 1 (2); 1994 No 37, sec 21 (1) (c), Sch 2; 1994 No 38, Sch 8; 1995 No 11, Sch 1.
Sec 121	Am 1963 No 20, sec 2 (i); 1979 No 112, Sch 10 (2); 1984 No 123, Sch 2 (9); 1987 No 48, Sch 32; 1989 No 52, Sch 1 (7).
Sec 122	Ins 1985 No 231, Sch 9 (8). Rep 1994 No 38, Sch 8.
Sch A	Am 1942 No 28, sec 5 (d). Subst 1979 No 112, Sch 11 (1). Rep 1994 No 38, Sch 8.
Sch B	Am 1938 No 12, sec 2 (b); 1942 No 28, sec 5 (d). Subst 1979 No 112, Sch 11 (1). Rep 1994 No 38, Sch 8.
Sch C	Am <i>Fisheries and Oyster Farms (General) Regulations</i> reg 116, GG No 202 of 29.12.1939 (am GG Nos 11 of 24.1.1941 and 18 of 7.2.1941); reg 119, GG No 50 of 27.3.1942; reg 129, GG No 138 of 13.12.1946; reg 131, GG No 79 of 4.7.1947; reg 133, GG No 37 of 9.4.1948 (am GG No 114 of 24.9.1948); reg 134, GG No 114 of 24.9.1948; reg 136, GG No 159 of 19.8.1949; reg 137, GG No 5 of 12.1.1951; reg 140, GG No 77 of 11.5.1951; reg 141, GG No 188 of 2.11.1951; reg 142, GG No 61 of 21.3.1952; reg 143, GG No 153 of 25.7.1952; reg 144, GG No 266 of 12.12.1952; reg 145, GG No 20 of 23.1.1953; reg 146, GG No 75 of 17.4.1953; reg 148, GG No 209 of 20.11.1953; reg 150, GG No 114 of 23.7.1954; reg 151, GG No 193 of 26.11.1954; reg 152, GG No 141 of 9.12.1955; reg 153, GG No 87 of 10.8.1956; reg 154, GG No 113 of 19.10.1956; reg 157, GG No 126 of 19.12.1958; reg 159, GG No 14 of 9.2.1962; reg 161, GG No 79 of 24.8.1962; reg 163, GG No 34 of 1.4.1966; reg 165, GG No 135 of 9.12.1966; reg 166, GG No 93 of 25.8.1967; reg 167, GG No 140 of 15.12.1967; reg 169, GG No 142 of 5.12.1969; reg 171, GG No 138 of 23.10.1970; reg 173, GG No 9 of 19.2.1971; reg 182, GG No 114 of 20.9.1974; reg 159A, GG No 92 of 4.7.1975; reg 184, GG No 46 of 30.3.1979; reg 185, GG No 71 of 25.5.1979; reg 186, GG No 140 of 12.10.1979. Rep 1979 No 112, Sch 11 (2). Ins 1985 No 231, Sch 9 (9). Am 1989 No 177, Sch 1 (3). Rep 1994 No 38, Sch 8.
Schs D, E	Ins 1989 No 177, Sch 1 (4). Rep 1994 No 38, Sch 8.
The whole Act	Am 1992 No 111, Sch 2 ("Director-General" and "Director of Fisheries, Department of Agriculture and Fisheries" omitted wherever occurring, "Director" inserted instead).