



NORTHERN TERRITORY OF AUSTRALIA

No. 31 of 1984

AN ACT

To amend the *Fish and Fisheries Act*

[Assented to 20 July 1984]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Fish and Fisheries Amendment Act 1984*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. PRINCIPAL ACT

The *Fish and Fisheries Act* is in this Act referred to as the Principal Act.

4. NEW SECTION

The Principal Act is amended by inserting in Division 2 of Part III, after section 26, the following:

"26A. REGISTER

"(1) The Director shall maintain a register which shall contain particulars of the grant, renewal, endorsement, variation of a provision, transfer, expiry, suspension or cancellation of -

- (a) certificates of registration of a boat; and
- (b) licences and permits.

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"(2) An extract from, or a copy of, an entry in the register certified by the Director shall, in all proceedings, be prima facie evidence of all particulars contained in that entry without requiring the production of the register.

"(3) All courts and persons acting judicially shall take judicial notice of -

- (a) the official signature of a person who holds or has held the office of Director; and
- (b) a certificate in writing signed by the Director that, on a day or during a period -
 - (i) a boat was not registered; or
 - (ii) a person was not licensed or did not have a permit,

and such certificate shall be prima facie evidence of the matter contained in the certificate."

5. NEW SECTION

The Principal Act is amended by inserting in Division 5 of Part III, before section 54, the following:

"54A. RESTRICTION ON GEAR

"(1) The Minister may, by notice in the Gazette, declare restrictions relating to -

- (a) the size;
- (b) the design;
- (c) the construction materials;
- (d) the amount or number; or
- (e) such other specifications as the Minister thinks fit,

of the gear used in or in connection with the taking of fish.

"(2) A declaration referred to in sub-section (1) may be in relation to a specified area or a specified period.

"(3) A person who is the registered owner of a boat, a licensee or the holder of a permit shall comply with and not contravene a declaration made under sub-section (1).

Penalty: \$2,000 or imprisonment for 12 months."