

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1996, No. 18*

Regulations under the *Business Franchise Act*

I, KEITH JOHN AUSTIN ASCHE, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the *Business Franchise Act*.

Dated 29 April 1996.

K.J.A. ASCHE
Administrator

AMENDMENT OF BUSINESS FRANCHISE REGULATIONS

NEW REGULATION

The Business Franchise Regulations are amended by inserting after regulation 4AA the following:

"4AB. REMISSION REGARDING FUEL SOLD BY MOTHER SHIPS TO TRAWLERS IN CARPENTARIA REGION

"(1) For the purposes of this regulation -

'Carpentaria region' means the area of water bounded by an imaginary line commencing at the point where the baseline and the Queensland border intersect and running parallel to, and 3 nautical miles seaward of, the baseline to the point seaward of where the baseline touches the Marchinbar Island and then to the low water mark of the most north easterly point of that island and then along the low water mark of the east coast of the island and then to the most north easterly point of Guluwuru Island and then along the low water mark of that island to its most south westerly point and then in a south easterly direction, in a straight line, to Cape Wilberforce, then to Cape Wirawawai and then along the low water mark of the coastline of the Territory in a southerly direction to where the coastline intersects with the Queensland border;

* Notified in the *Northern Territory Government Gazette* on 8 May 1996.

Business Franchise Regulations

'baseline' means the territorial sea baseline of the Territory declared under the *Seas and Submerged Lands Act 1973* of the Commonwealth by Proclamation published in the Commonwealth Gazette No. S29 of 9 February 1983 (as amended);

'mother ship' means a vessel used for the purpose of providing petroleum products and provisions to a trawler;

'trawler' means a vessel used to take fish or aquatic life under a licence granted under the *Fisheries Act* or under an Act of the Commonwealth or a State or another Territory of the Commonwealth which corresponds, as near as practicable, to the *Fisheries Act*.

"(2) Notwithstanding regulation 4, where the Commissioner is satisfied that -

- (a) a licensee who is carrying on the business of selling petroleum products has sold or intends to sell petroleum products; and
- (b) the petroleum products were sold and delivered, or are to be sold and delivered, in the Carpentaria region from a mother ship to a trawler for the purposes of the trawler being used to take fish or aquatic life,

the Commissioner may, in his absolute discretion, remit a licence fee otherwise payable by the licensee under the Act."
