

Application to transfer a NSW Charter Fishing Business

This form is to be used when applying to transfer a NSW Charter Fishing Business. Transfers are subject to the rules and fees as outlined in Division 6 of the *Fisheries Management (General) Regulation 2019*. Refer to page three for important information relating to the completion your application. Incomplete applications will encounter processing delays or may be rejected. **Please Note: ALL forms must be signed in person before submitting. Electronic signatures will NOT be accepted.**

Part A: Transferor's Details

| | | | |
|----------------------|--|---------|----------------------|
| Full Name: | | | |
| Registration No: | | | Fishing Business No: |
| Residential Address: | | | |
| Postal Address: | | | |
| Email Address: | | | |
| Home Telephone: | | Fax: | |
| Work Telephone: | | Mobile: | |

Part B: Transferee's Details

Place a tick in the box to select the appropriate customer registration type and provide all relevant details.

| | | | |
|---|------------------|---------------------------|---------------------------|
| <input type="checkbox"/> Company OR | Company name: | | |
| | Trading as: | | |
| | ABN: | | ACN: |
| <input type="checkbox"/> Individual OR | First name: | D.O.B _ _ / _ _ / _ _ _ _ | |
| | Surname: | | |
| <input type="checkbox"/> Partnership | <u>Partner 1</u> | | |
| | First name: | | D.O.B _ _ / _ _ / _ _ _ _ |
| | Surname: | | |
| | <u>Partner 2</u> | | |
| | First name: | | D.O.B _ _ / _ _ / _ _ _ _ |
| | Surname: | | |
| All partners must provide details. If required, attach a separate page to list additional partners. | | | |

Transferee's Contact Details

| | | | |
|-------------------|--|---------|--|
| Physical Address: | | | |
| Postal Address: | | | |
| Email Address: | | | |
| Home Telephone: | | Fax: | |
| Work Telephone: | | Mobile: | |

Part C: Fishing Business Details - This section is to be completed by transferor (current charter fishing business owner)

Please tick the appropriate box against each declared charter fishing activity and record the number of seats as specified on the fishing business determination certificate held in relation to the Charter Fishing Business:

The Charter Fishing Business licence is a transferable licence: ☐ Yes ☐ No

- ☐ Estuarine fishing
☐ Nearshore bottom fishing and sport fishing
☐ Game fishing
☐ Deep sea bottom fishing

Estuary:

Ocean:

Are there any other additional conditions specified on the licence? ☐ No ☐ Yes If yes, please specify:

Is the charter fishing business current? ☐ No ☐ Yes Expiry date:

Please be advised that a transfer application will not be approved if the licence is expired.

Is there any outstanding fees associated with this licence? ☐ No ☐ Yes

If yes, please specify the amount : \$

Please be advised that a transfer application will not be approved if there are outstanding fees associated with the licence.

Part D: Transfer Details - This section is to be completed by the transferee

I/We are purchasing this licence for the sale price of:
Optional - You do not have to disclose the sale price.

\$

Part E: Declarations- Note: Electronic signatures will NOT be accepted.

I/We hereby apply for transfer of the right to a licence under clause 223 of the Fisheries Management (General) Regulation 2019. I/We have read and understand the "Charter Fishing Boat Licence Transfer Conditions" specified on page three. For partnerships, all partners must sign.

| Transferor Name | Position in company (if applicable) | Signature | Date |
|--|-------------------------------------|-----------|------|
| | | | |
| | | | |
| For partnerships, all partners must sign. For companies, the person authorised to sign on behalf of the company must provide their full name, position in company (e.g., Sole Director, Director and Secretary, or 2 Directors) and supply a current (within 1 month) company extract with authorisation of signatories. | | | |

| Transferee Name | Position in company (if applicable) | Signature | Date |
|--|-------------------------------------|-----------|------|
| | | | |
| | | | |
| For partnerships, all partners must sign. For companies, the person authorised to sign on behalf of the company must provide their full name, position in company (e.g., Sole Director, Director and Secretary, or 2 Directors) and supply a current (within 1 month) company extract with authorisation of signatories. | | | |

Part F: Payment Details

Amount to be Charged: \$ 401.00

Method of Payment: ☐ Credit Card - Please note: CFCS team will contact you at the appropriate time to take payment
Surcharges apply: 0.4% for Visa and MasterCard, 1.5% for Amex

APPLICATION CHECKLIST (Incomplete applications will not be accepted).

- ☐ The Charter Fishing Business is current, and all outstanding fees have been paid.
- ☐ I have enclosed the current charter fishing licence card.
- ☐ I have enclosed the original recreational fishing fee exemption certificate (if current).
- ☐ I have enclosed the recreational fishing logbooks and completed log sheets have been returned.

Charter Fishing Business Transfer Conditions

- Subject to Approval: Charter fishing businesses may be transferred only if approved. It should not be assumed that transfer approval will be automatic on application.
- A recognised charter fishing business may only be transferred if:
 - (a) a transferable licence is a component of the charter fishing business, and
 - (b) all components of the charter fishing business are transferred to the transferee.
- Some licences are not transferable: Only transferable charter fishing businesses may be transferred.
- Entitlements: By signing this application each party accepts that any authorisations, entitlements, endorsements or history of operations associated with the licence are transferred to the transferee on approval of the application.
- Licence must be in force: The use of a boat for guided recreational charter fishing is authorised when a licence is in force and held by the responsible person. Licences may be cancelled or suspended by notice in writing.
- Licence conditions: A charter fishing boat licence is subject to conditions prescribed in the *Fisheries Management (General) Regulation 2019* and to any further conditions specified in the licence.
- Boat capacity: It is a condition of a licence that a boat being used for a charter fishing activity does not carry more persons than the lesser of the following:
 - (i) the number of persons that may be carried on the boat according to the certificate of survey for the boat
 - (ii) the number of seats that is a component of the relevant charter fishing business
- Marine Parks: The transferee understands that holding a charter fishing boat licence to operate in NSW coastal waters does not automatically allow the boat to operate in a Marine Park. Enquiries concerning operations within Marine Parks can be made to the Marine Environment Branch on 1300 550 474.
- Recreational fishing fee exemption certificate: Recreation fishing fee exemption certificates are non-transferable. Enquiries concerning application for an exemption certificate can be made to the Recreational Licensing Unit on (02) 4424 7400.
- Outstanding fees: A transfer will not be approved if there are unpaid fees associated with the licence. All fees must be up to date prior to transfer.

WARNING – DPI NSW strongly recommends that you do not make any financial commitments in relation to the sale of a licence until you have been formally notified of the approval of the application. Please be advised that there may be outstanding fees associated with the licence which will prevent the approval of the application until all outstanding fees are paid. This transfer will not be approved if incorrect licence details have been completed by current licence holder. This transfer is not effective until approved.

The completed and signed form is to be sent to Commercial Fisheries Customer Services by one of the following:

- Email: Scanned/Photo to cfcs@dpi.nsw.gov.au
- Post: LMB 3020 Nowra NSW 2541
- Fax: (02) 4424 7449

If you require any assistance completing this form please contact the Commercial Fisheries Customer Services on 1300 720 662 during business hours (Monday to Friday 8.30am to 4.30pm excluding public holidays)

Privacy notice:

The personal information provided by you on this form is subject to the Privacy and Personal Information Protection Act 1989. You must provide this information, otherwise the Department Primary Industries and Regional Development Fisheries (DPIRD Fisheries) cannot assess your application for a commercial fishing licence.

In addition to assessing your application, DPIRD Fisheries may use and disclose your personal information to carry out its functions under the Fisheries Management Act 1994 to conserve, develop and share the fishery resources of NSW. This may include disclosing your information to third parties such as other Government agencies, independent researchers (for example, university researchers), mailing houses, and data, insights, and research organisations.

DPIRD Fisheries will not disclose your personal information to any person except as set out in this privacy notice or where permitted or required by law. If you want to gain access to or amend your personal information or want more details about privacy, please contact us at gipa@regional.nsw.gov.au. For more information refer to the [Privacy Management Plan | NSW Government](#).

Office use only

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|----------------|--|-----------------|--|
| Entered by | | Transferor WHF: | |
| INW Reference: | | Transferee WHF: | |