

No. S 30

**FISHERIES ACT
(CHAPTER 61)**

FISHERIES (FISH CULTURE FARMS) REGULATIONS, 2002

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SCHEDULE — FEES

**FISHERIES ACT
(CHAPTER 61)**

FISHERIES (FISH CULTURE FARMS) REGULATIONS, 2002

In exercise of the power conferred by section 5 of the Fisheries Act, the Minister of Industry and Primary Resources hereby makes the following Regulations —

Citation.

1. These Regulations may be cited as the Fisheries (Fish Culture Farms) Regulations, 2002.

Interpretation.

2. In these Regulations, unless the context otherwise requires —

"fish culture" means any activity involving the maintenance, propagation and promotion of the growth of fish in captivity or upon the sea bed within the territorial waters;

"fish culture farm" means any establishment or site in which fish culture is carried out and includes all structures and equipment within the establishment or site;

"infectious disease" means any disease of an infectious or contagious nature, dangerous to other fish or species of fish;

"licence" means a fish culture farm licence issued under sub-regulation (3) of regulation 4.

Designated areas.

3. The Director may designate areas within which fish culture may be carried out on fish culture farms and may specify the species of fish to be cultured in each fish culture farm.

Licence.

4. (1) No person shall erect, operate or maintain a fish culture farm unless he has a licence issued under these Regulations.

(2) An application for a fish culture farm licence shall be in such form as the Director may determine.

(3) The Director shall issue a fish culture farm licence upon payment of the fee as prescribed in Part I of the Schedule and such licence shall be subject to the conditions set out in the licence.

(4) The Director may refuse to issue a fish culture farm licence or may vary the conditions of the licence or impose such other conditions as he thinks fit or revoke any licence already issued without assigning any reason.

Description of fish.

5. In the event of any doubt arising as to the correct description of the species of fish cultured under the licence, the name and description given by the Director shall be deemed to be correct.

Control of areas and species of fish.

6. The Director may restrict the number of licences which may be issued in any area and in respect of any species of fish to be cultured.

Removal of equipment.

7. (1) The licensee shall upon expiry or revocation of the licence or when he ceases to operate the fish culture farm, remove forthwith or within such time as a licensing officer or an Authorised Officer may direct, any structure, pole, anchor, float and ancillary equipment used for fish culture.

(2) Where the licensee fails to comply with sub-regulation (1), a licensing officer or an Authorised Officer may remove or demolish the structure and any expense incurred thereby shall be paid by and recoverable from the licensee.

Inspection.

8. Any Authorised Officer may enter any fish culture farm at any appropriate time to inspect the premises and fish or to take samples for analysis or any other relevant purpose to ensure that any conditions of the licence or the provisions of these Regulations have been complied with or that the fish or pond in respect thereof is free from any infectious disease, as the case may be.

Quarantine.

9. (1) Notwithstanding anything to the contrary in any other written law, where any Authorised Officer is satisfied, after the inspection or taking of samples mentioned in regulation 8, that the fish or pond in respect thereof is infected with an infectious disease, he may cause such fish or pond to be isolated or put under medical surveillance for such period as he may think necessary to prevent the spread of the disease.

(2) Sub-regulation (2) of regulation 10 shall apply, with such variations as may be necessary, to this regulation.

Services.

10. (1) On the application of any person, the Director may, if he thinks fit, allow any fisheries officers to perform such services as mentioned in Part II of the Schedule in or on any fish culture farm.

(2) The applicant shall pay to the Director or any Authorised Officer for the performance of such services, such fees as prescribed in Part II of the Schedule.

Exemption.

11. The Director may if he thinks fit exempt any person from all or any provision of these Regulations.

SCHEDULE

(regulations
4(3) dan 10(2))

FEES**PART I**

Licence	\$50.00 each activity per year
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PART II

Quarantine service

(i) Fish fry	\$10.00 every 100,000 or part thereof
(ii) Shrimp fry	\$10.00 every 100,000 or part thereof
(iii) Brood stock	\$20.00 every 10 or part thereof

Analysis of water quality

a. Normal	\$3.00 per sample
b. Specific	\$5.00 per test

Confirmation of disease

a. Visits	\$20.00 per visit
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b. Laboratory analysis

(i) for parasite	\$5.00 per sample
(ii) for germs	\$5.00 per sample
(iii) for histopathology	\$5.00 per sample

13th. JUNE, 2002

Licence	\$50.00 each activity per year
Training	\$100 per person

Made this 5th. day of Rabiulawal, 1423 Hijriah corresponding to the 18th. day of May, 2002.

PEHIN ORANG KAYA SETIA PAHLAWAN
DATO SERI SETIA HAJI AWANG ABDUL RAHMAN BIN
DATO SETIA HAJI MOHD TAIB
Minister of Industry and Primary Resources,
Brunei Darussalam.