



FFA

**Fisheries And Related Legislation Of FFA
Member Countries**

**Index Updated To April 1992
Legal Services Division, FFA**

FFA Report 92/18

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**FISHERIES AND RELATED LEGISLATION
OF FFA MEMBER COUNTRIES**

Access to up to date legislation is vital for lawyers and fisheries managers in FFA member countries. Similarly, if FFA is to provide a prompt response to requests for legal assistance from member countries it is essential that we have complete and up to date holdings of all legislative materials relating to fisheries matters.

In the FFA Corporate Plan 1990 - 1999, member countries recommended that FFA establish a computer database of regional fisheries legislation. Although various factors have made it impossible to achieve this objective to date, considerable efforts have been made by FFA's legal services and information divisions to collect and index copies of all relevant legislation from member countries. It is hoped that it will soon be possible to collate this information for publication as a compendium of regional fisheries legislation.

In the meantime it is hoped that this comprehensive index of the available legislation will be of assistance to member countries. It is envisaged that only will it enable non-lawyers to find out what legislation is current in their own countries, but also it will allow lawyers to readily ascertain what legislation applies in other countries in the region. Except where otherwise indicated, the FFA Library holds copies of all the materials in this index.

The index will be regularly updated. We would therefore be grateful of any errors or omissions from this index can be made known to FFA as soon as possible.

Michael W. Lodge
LEGAL COUNSEL, FORUM FISHERIES AGENCY

April 1992

AUSTRALIA

Note: Australia has recently made very substantial changes to its fisheries legislation. The new Fisheries Management Act came into force in February 1992. With the assistance of the Office of International Law of the Attorney-General's Department, the Agency has at long last been able to update its holdings of Australian Fisheries and Offshore legislation.

An index to the legislation appears below. This index shows the new legislation of 1991, relevant offshore and other legislation still in force, and the fisheries legislation as is stood before the 1991 legislation came into force. The references in the latter table are to the principal Acts and amendments thereto since each Act was passed or alternatively since the last reprint was issued of a particular Act.

New Fisheries Legislation 1991

Foreign Fishing Licences Levy Act 1991 (No.150 of 1991)
Fisheries Agreements (Payments) Act 1991 (No.151 of 1991)
Fishing Levy Act 1991 (No. 156 of 1991)
Fisheries Administration Act 1991 (No.161 of 1991)
Fisheries Management Act 1991 (No.162 of 1991)
Fisheries Legislation (Consequential Provisions) Act 1991 (No.163 of 1991)

Fisheries Legislation in force before 1992

Fisheries Act 1952 *Reprinted as at 30 November 1989*
Repealed (except Part IVA) by No. 163 of 1991
 Am. Fisheries Legislation Amendment Act (No 30 of 1984)
Fishing Industry Act 1956 *Reprinted as at 31 January 1983*
Fishing Industry Research Act 1969 *Reprinted as at 31 August 1981*
 Am. Fisheries Legislation Amendment Act (No. 30 of 1984)
 Am. Act 175 of 1987
Foreign Fishing Boats Levy Act 1981 (No. 179 of 1981)
 Am. Act 112 of 1985
Fisheries Agreements (Payments) Act 1981 (No.180 of 1981) **Repealed by No. 163 of 1991**

Am. Act 113 of 1985

Fishing Legislation Amendment Act 1984 (No.30 of 1984)

Fishing Industry Research and Development Act 1987 (No.174 of 1987)

Torres Strait Fisheries Act 1984

Reprinted as at 31 May 1988

Am. Fisheries Legislation (Consequential Provisions) Act 1991 (No. 163 of 1991)

Boundary Delimitation

Seas and Submerged Lands Act 1973

Reprinted as at 28 February 1983

Offshore Legislation

Antarctic Treaty (Environment Protection) Act 1980 (No.103 of 1980)

Am. Act 76 of 1986

Antarctic Marine Living Resources Conservation Act 1981 (No.30 of 1981)

Am. Act 163 of 1991

Minerals (Submerged Lands) Act 1981 (No. 81 of 1981)

Am. Act 176 of 1981

Am. Act 111 of 1988

Petroleum (Submerged Lands) Act 1967

Reprinted as at 31 August 1986

Am. Act 75 of 1991

Am. Act 106 of 1987

Petroleum Resource Rent Tax (Miscellaneous Provisions) Act 1987 (No. 145 of 1987)

ANL (Conversion into Public Company) Act 1988 (No. 127 of 1988)

Primary Industries and Energy Legislation Amendment Act (No.2) 1989 (No. 15 of 1990)

Sea Installations Act 1987 (No. 102 of 1987)

Am. Taxation Laws Amendment Act 1988 (No. 11 of 1988)

Am. Civil Aviation Act 1988 (No. 63 of 1988)

Am. Arts, Territories and Environment Legislation Amendment Act 1989 (No. 60 of 1989)

Am. Telecommunications and Postal Services (Transitional Provisions and Consequential Amendments) Act 1989 (No. 63 of 1989)

Am. Therapeutic Goods Act 1989 (No. 21 of 1990)

Am. Telecommunications (Transitional Provisions and Consequential Amendments) Act 1991 (No. 99 of 1991)

Am. AUSSAT Repeal Act 1991 (No. 145 of 1991)

Sea Installations Levy Act 1987 (No. 103 of 1987)

Sea Installations (Miscellaneous Amendments) Act 1987 (No. 104 of 1987)

Am. Community Services and Health Legislation Amendment Act (No.2) 1988 (No. 155 of 1988)

Petroleum (Australia-Indonesia Zone of Cooperation) Act 1990 (No. 36 of 1990)

Petroleum (Australia-Indonesia Zone of Cooperation) (Consequential Provisions) Act 1990 (No. 37 of 1990)

Other Legislation

Acts Interpretation Act 1901

Reprinted as at 31 August 1979

Am. No. 27 of 1984

Crimes Act 1914

Reprinted as at 31 December 1979

Am. No. 67 of 1982

COOK ISLANDS

Acts and Subsidiary Legislation

Cook Islands Act 1915

Commercial Fishing Regulations 1951

Repealed by Marine Resources Act 1989

Fishing Ordinance 1950

Repealed by Marine Resources Act 1989

Continental Shelf Act 1964 (No. 28 of 1964)

Marine Farming Act 1971 (No. 29 of 1971)

Conservation Act 1975 (No. 16 of 1975)

Trochus Act 1975 (No. 4 of 1975)

Repealed by Marine Resources Act 1989

Fisheries Protection Act 1976 (No. 4 of 1976)

Repealed by TS&EEZ Act 1977

Territorial Sea and Exclusive Economic Zone Act 1977 (No. 16 of 1977)

Am. Act 34 of 1989

s.19 EEZ (Foreign Fishing Craft) Regulations 1979

Ministry of Agriculture and Fisheries Act 1978 (No. 13 of 1978)

Am. Act 15 of 1984

Am. Act 34 of 1989

The Pearl and Pearl-Shell (Penrhyn, Rakahanga and Manihiki Lagoons) Act 1982 (No. 8 of 1982)

Repealed by Marine Resources Act 1989

Ministry of Marine Resources Act 1984 (No.15 of 1984)

Conservation Act 1986-87 (No. 29 of 1986-87)

Marine Resources Act 1989 (No. 34 of 1989)

Am. Act 5 of 1990

Am. Act 1 of 1991

Outer Islands Local Government Act 1987 (No. 25 of 1987)

ss.15 & 16 Aitutaki Fisheries Protection By-Laws 1990

s.15 Manihiki Pearl and Pearl-shell By-Laws 1991

FJI

Acts and Subsidiary Legislation

Fisheries Act (Cap.158)		<i>Revised Edition 1978</i>
Am.		LN 87/1979
s.9	Fisheries Regulations	<i>Revised Edition 1978</i>
	am. 1988	LN 113/88
	am. 1990	LN 25/90
	am. 1990	LN 105/90
	am. 1991	LN 140/91
Marine Spaces Act (Cap.158A)		<i>Revised Edition 1978</i>
s.4	Marine Spaces (Archipelagic Baselines and Exclusive Economic Zone) Order 1981	LN 117/1981
s.4, 6	Marine Spaces (Territorial Seas) (Rotuma and its Dependencies) Order 1981	LN 118/1981
s.8	Marine Spaces (Notification under s.8 (charts)) 1981	LN 119/1981
s.20	Marine Spaces (Foreign Fishing Vessels) Regulations 1979	LN 137/1979
	Date of Commencement	LN 122/1981
Diplomatic Privileges and Immunities Act (Cap.8)		

FEDERATED STATES OF MICRONESIA

Constitution of the Federated States of Micronesia

Public Laws

Resource Conservation (Title 23)

Marine Resources (Title 24)

Amended	PL 3- 9
	PL 3-10
	PL 3-34
	PL 6-11

Public Law 5-112 (amending Title 18 of the Code to establish an EEZ)

KIRIBATI

Acts and Subsidiary Legislation

The Constitution

Fisheries Act (No. 22 of 1977) (Cap.33)

Revised Edition 1979

Am. Act 9 of 1978

Am. Act 8 of 1983

Am. Act 9 of 1984

s.2	Proclamation	LN 31/79
s.22	Fisheries (Protection of Crayfish) Regulations	LN 52/77
	Prohibited Fishing Areas (Designation) Regulations	LN 61/78, LN 71/78
	Fisheries Conservation and Protection (Rock Lobster) Regulations	LN 3/79
	Fisheries (Processing and Export) Regulations 1981	LN 41/81
	Fisheries (Vessel Licences) Regulations 1981	LN 40/81
	Fisheries (Vessel Licences) Regulation (No.1) 1982	LN 13/82

Marine Zones (Declaration) Act 1983 (No. 7 of 1983)

Fisheries (Pacific Island States' Treaty with the USA) Act 1988

Wildlife Conservation Act (Cap.100)

MARSHALL ISLANDS

Acts

Marine Resources Jurisdiction Act 1978

Marine Zones (Declaration) Act 1984

Marshall Islands Marine Resources Authority Act 1988 (Title 33, Marshall Islands Revised Code, Chapter 4)

Marshall Islands Marine Resources Authority (Amendment) Act 1989

Subsidiary Legislation

Presidential Proclamation 1979 (Exclusive Economic Zone)

MIMRA Rules & Regulations on Foreign Fishing Agreements and Fish Processing Establishments

NAURU

Acts

The Constitution of Nauru 1968

Interpretation Act 1971 (No. 12 of 1971)

Am. Act 12 of 1975

Am. (No.2) Act 13 of 1975

Marine Resources Act 1978 (No. 8 of 1978)

NEW ZEALAND

Note: Principal legislation only is included in this list.

Fisheries Legislation

Driftnet Prohibition Act 1991 (No. 18 of 1991)

Fisheries Act 1983 (No. 14 of 1983)

Am. Act 34 of 1986

Am. Act 29 of 1990

Am. Act 85 of 1990

Am. Act 149 of 1991

Fish Royalties Act 1985 (No. 140 of 1985)

Am. Act 69 of 1986

Fisheries Industry Board Act 1963 (No. 70 of 1963)

Reprinted as of 1 August 1990

Fishing Vessel Ownership Savings Act 1977 (No. 62 of 1987)

Am. Act 13 of 1980

Am. Act 74 of 1983

Am. Act 22 of 1984

Am. Act 101 of 1987

Maori Fisheries Act 1989 (No. 159 of 1989)

Marine Farming Act 1971 (No. 29 of 1971)

Reprinted as of 1 August 1990

Am. Act 86 of 1990

Marine Mammals Protection Act 1978 (No. 80 of 1979)

Ministry of Agriculture and Fisheries Act 1973 (No. 7 of 1973)

Reprinted as of 1 December 1986

Am. Act 17 of 1989

Am. Act 53 of 1990

Other Legislation

Acts Interpretation Act 1924 (No. 11 of 1924)

Reprinted as of 1 January 1979

Am. Act 71 of 1979

Am. Act 128 of 1979

Am. Act 22 of 1983

Am. Act 115 of 1986

Am. Act 113 of 1988

Admiralty Act 1973 (No. 119 of 1973)

Reprinted as of 1 March 1986

Antarctic Marine Living Resources Act 1981 (No. 53 of 1981)

Boilers Lifts and Cranes Act 1950 (No. 53 of 1950)

Reprinted as of 1 April 1979

Am. Act 101 of 1990

Am. Act 177 of 1988

Clean Air Act 1972 (No. 31 of 1972)

Reprinted as of 1 May 1989

Conservation Act 1987 (No. 65 of 1987)

Am. Act 131 of 1988

Am. Act 237 of 1988

Am. Act 106 of 1990

Conservation Law Reform Act 1990 (No. 31 of 1990)

Continental Shelf Act 1964 (No. 28 of 1964)

Reprinted as of 1 October 1984

Crown Minerals Act 1991 (No. 70 of 1991)

Dangerous Goods Act 1974 (No. 26 of 1974)

Reprinted as of 1 May 1989

Am. Act 84 of 1989

Marine Pollution Act 1974 (No. 14 of 1974)

Reprinted as of 1 August 1989

Am. Act 34 of 1990

Marine Reserves Act 1971 (No. 15 of 1971)

Reprinted as of 1 August 1988

Petroleum Act 1937 (No. 27 of 1937)

Reprinted as of 1 June 1981

Am. Act 153 of 1982

Am. Act 35 of 1985

Am. Act 78 of 1985

Radiocommunications Act 1989 (No. 148 of 1989)

Resources Management Act 1991 (No. 69 of 1991)

Shipping and Seamen Act 1952 (No. 49 of 1952)

Reprinted as of 31 December 1979

Am. Act 49 of 1985

Am. Act 184 of 1987

Am. Act 118 of 1988

Am. Act 211 of 1988

Am. Act 121 of 1990

Submarine Cables and Pipelines Protection Act 1966 (No. 5 of 1966)

Reprinted as of 1 October 1983

Sugar Loaf Islands Marine Protected Area Act 1991 (No. 8 of 1991)

Territorial Sea and Exclusive Economic Zone Act 1977 (No. 28 of 1977)

Am. Act 146 of 1980

Am. Act 192 of 1985

Wildlife Act 1953 (No. 31 of 1953)

Reprinted as of 1 June 1981

Am. Act 48 of 1983

NIUE

Acts

Niue Fish Protection Ordinance 1965 (No. 32 of 1965)

Am. Act 105 of 1985

Territorial Sea and Exclusive Economic Zone Act 1978 (No. 38 of 1978)

Reprinted 1987

Am. Act 90 of 1984

Am. Act 123 of 1987

Sunday Fishing Prohibition Act 1980 (No. 54 of 1980)

Safety at Sea Act 1980 (No. 66 of 1980)

PALAU

Acts

Republic of Palau Constitution

Palau National Code, Title 27: Fishing

Palau National Code, Title 24: Environmental Protection

PAPUA NEW GUINEA

Acts and Subsidiary Legislation

Constitution of the Independent State of Papua New Guinea

Fisheries Act (Cap.214)

Am. Fisheries (Declared Fishing Zone) Act 1977

Am. Fisheries (Amendment) (Use of Foreign Boats) Act 1978

Am. Fisheries (Processors) Act 1982

s. Fisheries Regulations 1975 (under Cap.214)
am.
am.

SI No.10 of 1978

SI No.21 of 1984

Declaration of Fishing Zone (Gazette 24, 30/3/78)

Tuna Resources Management Act (Cap.224)

Whaling Act (Cap.225)

National Seas Act (Cap.361)

Offshore Seas Proclamation 1978

Continental Shelf (Living Natural Resources) Act (Cap.210)

Am. Act 16 of 1984

Am. Torres Strait Treaty (Miscellaneous Amendments) Act 1984 (No. 26 of 1984)

Fisheries (Torres Strait Protected Zone) Act 1984 (No. 22 of 1984)

List unconfirmed

SOLOMON ISLANDS

Acts and Subsidiary Legislation

Fisheries Act 1972 (No.13 of 1972) Reprint 1981

Am. Act 9 of 1977	43/77
am.	LN18/77; LN46a/78; LN88/78; LN68/81; LN69/81
s.2 Appointment of authorised officer	LN 10/74
s.20 Fisheries Regulations 1972	LN 76/72
am.	LN56/73; LN112/77; LN112/88; LN67/89
Exemption from Licensing	LN3/74
Fisheries (Prohibition of Importation of Live Fish) Regulations	LN75/73
Principal Licensing Officer	LN26/74
Fisheries (Foreign Fishing Vessels) Regulations	LN68/81
am.	LN84/83
Fisheries (Local Fishing Vessels) Regulations	LN69/81
am.	LN26/83; LN105/84; LN71/88; LN113/88

Delimitation of Marine Waters Act (No. 32 of 1978) 295/78

Notice of Commencement	LN36/79
Notice of Commencement ss.6,7	LN119/86
s.2(1) Declaration of Archipelagos	LN40/79
s.4(2) Declaration of Archipelagic Baselines	LN41/79

Fishery Limits (No. 18 of 1977) 123/77

Notice of Commencement	LN1/78
Proclamation	LN2/78
Am.	LN46a/78

Fisheries (USA) (Treaty) Act 1988 (No. 4 of 1988)

Notice of Commencement	LN47/89
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TOKELAU

Acts and Subsidiary Legislation

Tokelau Act 1948

Tokelau (Territorial Sea and Exclusive Economic Zone) Act 1977 (No. 125 of 1977)

s.8,11 The Tokelau (Exclusive Economic Zone) Fishing Regulations 1988

SI 1988/262

TONGA

Note: A revised edition of the Laws of Tonga was published in 1988 under the authority of the Laws Consolidation Act 1988. This revised edition contains the law in force up to 31 December 1987. Unfortunately, it does not include either the Fisheries Act 1989 or the Territorial Sea and Exclusive Economic Zone Act 1978 (which is not in force as at 31 March 1992).

Acts and Subsidiary Legislation

Royal Proclamation 1887

Gazette Vol II, No.55

Royal Proclamation 1972

Fisheries Act 1989 (No. 18 of 1989)

Repeals:

Fisheries Regulation Act 1923 (Cap.122)

s.3,10 Stowage of Gear Regulations

G.4/74

Whaling Industry Act 1935 (Cap.124)

Fisheries Protection Act 1973 (Cap.123)

Territorial Sea and Exclusive Economic Zone Act 1978 (No. 30 of 1978)

TUVALU

Acts and Subsidiary Legislation

Constitution 1986

Fisheries Act (Cap.45)

Revised ed. 1990

s.2	Proclamation of Fishery Limits	LN16/78
	Appointment of Authorised Officers	GN12/80
s.5A	Foreign Fishing Vessels Licensing (US Treaty) Order	LN 6/87
s.22	Foreign Fishing Vessel Regulations am.	LN 6/83 LN22/84
	Fisheries (ATA Access Agreement) Regulations	LN18/83
	Fisheries (Trochus) Regulations	LN 2/90

Marine Zones (Declaration) Act 1983 (No. 5 of 1983)

National Fishing Corporation of Tuvalu (Cap.106)

VANUATU

Acts and Subsidiary Legislation

Constitution of Vanuatu

First Amendment Act No. 10 of 1980
Second Amendment Act No. of 1981
Third Amendment Act No. 20 of 1983

Fisheries Act (No. 37 of 1982)

Am. Act No. 2 of 1989

s.7 Fisheries (Registration of Foreign Fishing Vessels) Order 1983 LN27/83

s.34 Fisheries Regulations (Order No.49 of 1983)
am. LN23/86

Fisheries (Consequential Repeals) Act (No. 22 of 1983)

Marine Zones Act (No. 23 of 1981)

List unconfirmed

WESTERN SAMOA

Acts and Subsidiary Legislation

Agriculture, Forests and Fisheries Act 1959

Territorial Sea Act 1971 (No. 3 of 1971)

Fisheries Protection Act 1972 (No. 2 of 1972)

Repealed by Fisheries Act 1988

Fish Dynamiting Act 1972 (No. 16 of 1972)

Repealed by Fisheries Act 1988

The Exclusive Economic Zone Act 1977 (No. 3 of 1977)

Am. Act 19 of 1988

s.11 EEZ (Foreign Fishing Craft) Regulations 1984

Fisheries Act 1988 (No. 19 of 1988)*

** Passed by Parliament but never printed to date.*

FFA Library Locations of
FFA Member Countries
Regional Fisheries Legislation

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Ref 121 Aus Marine Leg	Australia
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