

Application to Register a Caveat over ACE (Annual Catch Entitlement)



Document Number

FishServe use only

ACE Owner Details

This is the person whose ACE is being caveated.

ACE owner client number

Full legal name

Business postal address

Caveator Details

This is the person who is registering the caveat over the ACE.

Caveator client number

Caveator full legal name

Business postal address

Fishing Year

Tick the fishing year which applies to the stocks which you are caveating and then specify the fishing year for which you want to caveat ACE. e.g. "This caveat application is for stocks with an April fishing year, and ACE for the 2001/2002 fishing year of these stocks".

Note:

- All lines listed in this application will be caveated for the fishing year your specify here.
- You must complete a separate application for each fishing year. e.g. Stocks with a fishing year of October 2001/2002 must be caveated on a separate application to stocks with an April fishing year, and so on.

This caveat application is for:

Stocks with either: (Tick one only)

- an October fishing year
or
 a February fishing year
or
 an April fishing year

and

ACE for the

 /

Year Year

fishing year of these stocks.

FishServe Use Only

Fee paid \$ _____

Receipt No. _____ Initials _____

OFFICE USE ONLY

Fee required \$ _____

Data Entry completed ____/____/____

DATE PRESENTED

Caveat Details

If you are registering a caveat over ACE for more stocks than this form provides for, continue on a photocopy of the caveat details table on page two or three of this form. Any additional caveat details pages must be signed by both the ACE Owner and the Caveator and must be securely attached to this application.

Caveat Amount

This is the amount of ACE being caveated for the stock. The amount must be given in whole kilograms or, for OYU5 in whole numbers. You do not need to write "kgs" or "oyster numbers", as the official unit of measure for the stock will apply automatically to the amount given.
e.g. If you want to caveat 1200kg of ACE, write "1200". Do not write "1.2" or any other unit of measure.

End Date

Specify an end date only if you want the caveat to lapse automatically on a specified date. The end date cannot be greater than the 15th day after the end of the fishing year specified on page One of this form.

If you do not specify an end date, a caveat will automatically cease to have effect on the 15th day after the end of the fishing year.

	Stock Code		Caveat Amount	End Date	
	species	area		Optional - refer note	
1				/	/
2				/	/
3				/	/
4				/	/
5				/	/
6				/	/
7				/	/
8				/	/
9				/	/
10				/	/
11				/	/
12				/	/
13				/	/
14				/	/
15				/	/
16				/	/
17				/	/
18				/	/
19				/	/
20				/	/
21				/	/
22				/	/
23				/	/
24				/	/
25				/	/
26				/	/
27				/	/
28				/	/
29				/	/
30				/	/
31				/	/
32				/	/
33				/	/
34				/	/
35				/	/
36				/	/
37				/	/
38				/	/

Continue on the next page if necessary

Caveat Details continued

	Stock Code species area	Caveat Amount	End Date Optional - refer note
39			/ /
40			/ /
41			/ /
42			/ /
43			/ /
44			/ /
45			/ /
46			/ /
47			/ /
48			/ /
49			/ /
50			/ /
51			/ /
52			/ /
53			/ /

Have you attached any additional caveat details pages?

No
 Yes
 → Number of additional caveat details pages attached

ACE Owner Declaration

I declare that:

- The information I have given on this application is true and correct.
- I am authorised to give this consent and make this declaration.
- I am aware it is an offence to provide false or misleading information or omit any material information to obtain a benefit under the Fisheries Act 1996.
- I have read and understood the Collection of Personal Information details supplied with this form.
- I consent to the registration of the caveats detailed in this application.

Full Legal Name (Please PRINT)	Position	Signature	Date
			/ /
			/ /
			/ /
			/ /

Caveator Declaration

I declare that:

- The information I have given on this application is true and correct.
- I am authorised to complete this form and make this declaration.
- I am aware it is an offence to provide false or misleading information or omit any material information.
- I have read and understood the Collection of Personal Information details supplied with this form.

If there are more signatories than space provided make further declarations on a copy of this page.

Full Legal Name (Please PRINT)	Position	Signature	Date
			/ /
			/ /
			/ /
			/ /

General Notes

- All information on this application must be typewritten or handprinted in legible letters using ink. Correction fluid may not be used.
- All amendments must be initialled.
- Both the ACE owner and the caveator are required to sign this form.
- You may only caveat ACE where the owner holds sufficient ACE for the stock. You are unable to caveat ACE that is already subject to a caveat.
- The ACE owner and the caveator will be notified of the outcome of this application.
- This caveat application is not effective until successfully registered.
- A successful application for registration will be registered pursuant to section 159 of the Fisheries Act 1996.
- This application must be accompanied by the prescribed fee.
- The fee for this application can be determined by referring to the Schedule of Fees available from FishServe.
- Please make cheques payable to Commercial Fisheries Services Limited.
- This fee is inclusive of GST.
- Please present this document with the prescribed fee by post to FishServe, PO Box 297, Wellington or in person to level 6, Eagle Technology House, 135 Victoria Street, Wellington 6011.
- If you have any queries regarding this form, please contact the FishServe helpline on 04 460 9555.

Fishing Year

- A separate application form is required to caveat ACE for stocks with different fishing year start and end dates. If you are caveating ACE for different periods (ie current or previous fishing years), you must use a separate form for each period.
- ACE may only be caveated for the following periods:
 - The current fishing year for a stock; or
 - The previous fishing year for a stock. Such as an application must be received and registered by FishServe by the 15th day after the end of that fishing year, and will only have effect until the end of that 15th day.

Effect of a Caveat

- A caveat over ACE prevents the transfer of the amount of ACE caveated.
- A caveat over ACE does not prevent reported catch being compared against caveated ACE balancing purposes.
- For the owner to be able to transfer caveated ACE, the caveator must first withdraw the caveat, either in whole or in part.
- A caveator may withdraw a caveat in whole or in part at any time before the 15th day after the end of a fishing year, whether or not you have specified an end date.

Collection of Personal Information

In regard to any information being collected on this form that is personal information, notification is hereby provided, in accordance with Principle 3 of the Privacy Act 1993 of the following matters:

This information is being collected for purposes relating to the management of fisheries resources in accordance with the Fisheries Act 1996 and regulations made pursuant to the Act.

The agency that will collect the information is FishServe (PO Box 297, Wellington) on behalf of SeaFiC (Private Bag 24901, Wellington).

The provision of this information is mandatory for the registration of this consensual caveat under section 149 of the Fisheries Act 1996.

It is an offence under the Fisheries Act 1996 to make a false or misleading statement or entry of information. Penalties are set out in the Fisheries Act 1996.

You are reminded that under Principles 6 and 7 of the Privacy Act 1993, you have the right of access to, and correction of, any personal information which has been provided.

You may apply to FishServe to prevent the display of your address on registers kept under the Fisheries Act 1996 where you consider that disclosure would be prejudicial to your personal safety or to the safety of your family.