



Not relevant



6 Cabinet Notes for Discussion

601 EX-GRATIA PAYMENT OFFER TO FINALISE RIVER FISHERY RESTRUCTURE
(Rory McEwen) - NOTED

Not relevant



TO: THE PREMIER FOR CABINET TO NOTE

RE: EX-GRATIA PAYMENT OFFER TO 6(1) Personal affairs TO FINALISE RIVER FISHERY RESTRUCTURE

1. PROPOSAL

For Cabinet to note a final ex-gratia offer of financial assistance is to be made to 6(1) Personal affairs to finalise the restructure of the River Fishery.

2. BACKGROUND

- 2.1 The Government made a decision to restructure the commercial River Fishery in 2002, removing the harvesting of all native fish species and the use of gill nets from licences.
- 2.2 An ex-gratia payment to relinquish existing licences in the South Australian River Fishery was offered by the Minister for Agriculture, Food and Fisheries, the Hon. Paul Holloway MLC, to all members of the River Fishery on 30 July 2002.
- 2.3 From 1 July 2003, River Fishery licences ceased to exist as the Scheme of Management Regulations (River Fishery) were rescinded.
- 2.4 The offer of an ex-gratia payment based on licence holders' reliance on the fishery for income was provided to assist them in finding alternative employment opportunities following the finalisation of a legal challenge to the fishery restructure by members of the River Fishery.


3. DISCUSSION

- 3.1 All members of the River Fishery except 6(1) Personal affairs accepted a financial offer to relinquish their licences.
- 3.2 6(1) Personal affairs has recently approached my office for reconsideration of the financial offer made to him previously. An offer to provide an ex-gratia payment of 6(1) Personal affairs in line with the last ex-gratia payment offer will be extended to him to finalise the restructure of this fishery. Monies will be provided through existing funds in the Fisheries Research and Development Fund and from within PIRSA's existing budget.

- 3.3 **6(1) Personal affairs** will be required to sign a Deed of Settlement and Release before payment is made. This Deed will contain clauses pertaining to release and indemnity, no further action and no admission.

4. RECOMMENDATIONS

It is recommended that Cabinet note that the Treasurer's approval will be sought for an ex-gratia offer of financial assistance that will be made to **6(1) Personal affairs** to finalise the restructure of the River fishery.



Hon Rory McEwen MP
MINISTER FOR AGRICULTURE, FOOD AND FISHERIES
MINISTER FOR FORESTS

Date: 16 APR 2008

In Cabinet

21 APR 2008

