

[Legal Notice No. 48]

**FISHERIES MANAGEMENT (FISHERIES ADVISORY COUNCIL)
REGULATIONS 2020**

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**FISHERIES MANAGEMENT (FISHERIES ADVISORY COUNCIL)
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In exercise of the powers conferred by section 12 of the *Fisheries and Management Act 2015*, the Minister for Ministry of Fisheries and Marine Resources makes the following Regulations:

1 Citation

These Regulations may be cited as the *Fisheries Management (Fisheries Advisory Council) Regulations 2020*.

2 Commencement

These Regulations commence on the date of publication in the *Gazette*.

3 Definitions

“Council” means the Fisheries Advisory Council established under section 12 of the Act.

4 Membership of Council

- (1) The Council members are:
 - (a) a Chairperson; and
 - (b) a representative from the Attorney Generals Chambers; and
 - (c) a representative from the ministry responsible for finance; and
 - (d) a representative from the Ministry responsible for environment, climate change, disaster management and meteorology; and
 - (e) a person to represent indigenous fishing communities; and
 - (f) a person to represent the fishing industry; and
 - (g) a person to represent regional fisheries organisations; and

- (h) a person to represent non-government fisheries organisations.
- (2) The Minister must notify the appointment of the member by notice in the *Gazette*.

5 Appointment Period

- (1) A Council member is appointed for a period of 3 years.
- (2) A person may only serve two consecutive terms, after which he or she must step down for a minimum of one term and may be re-appointed.

6 Allowance

- (1) A Council member must be paid an allowance of \$700.00 for each meeting.
- (2) The cost of transport, per diem and accommodation for Council members residing outside of Honiara to attend meetings will be met by the Ministry.

7 Meetings

- (1) The Chairperson will call a meeting on a quarterly basis and whenever necessary.
- (2) The Chairperson will preside at all meetings of the Council, and in his or her absence, the members present must elect a person to preside at that meeting.
- (3) A decision at a meeting of the Council is determined by the majority vote of Council members present and voting.
- (4) If there is an equality of votes, the person who presides at that meeting has the casting vote.
- (5) Any member of the Council may submit an agenda item to the Secretary 48 hours before a meeting.
- (6) The quorum for a meeting of the Council is 5 members.

8 Disclosure of Interest

- (1) Any member of the Council who has a direct or indirect interest in the agenda for discussion before the Council, must disclose the nature of his or her interest at a Council meeting as soon as practicable.
- (2) The disclosure must be recorded in the Council's minutes.
- (3) The member must not, while having that interest:
 - (a) take part in any deliberation or decision of the council relating to the matter in question; or
 - (b) form part of the quorum of the Council in any deliberation or decision of the Council relating to that matter.

9 Recommendations on the request of the Permanent Secretary

- (1) The Permanent Secretary, having consulted with the heads of each division within the Ministry, may request the Council to make recommendations about the following matters:
 - (a) resource management plans;
 - (b) fisheries development plans.
- (2) When preparing the recommendations, the Council must consider the Ministry's policies in general.

10 Advising the Minister

For the purposes of the Council advising the Minister, the Minister may authorise the Council to make inquiries, conduct research and make reports on matters relating to fisheries, conservation, management, development and sustainable use.

11 Repeal

The *Fisheries Advisory Council Regulations 2019* (Legal Notice No.97 of 2019) is repealed.

MADE IN HONIARA this fourth day of May, 2020.

HON. NESTOR GHIRO
MINISTER FOR FISHERIES AND MARINE RESOURCES