



This form allows you the licence holder(s) to nominate a person to act as your Agent.

If you wish to nominate more than one Agent please complete a separate T-RA form for each agent.

Traditional Inhabitant Fishing Boat licence (TIB) holders, note:

Fishing boats must be fully operated and crewed by Australian traditional inhabitants only, please keep this in mind if your agent is your skipper or crew member.

All your concessions are covered by this nomination

Your agent may be registered as an AFMA GoFish Client
(GoFish is AFMA's online licensing portal and may not yet be fully available to you or your agent)

Licence Holder name(s)

AFMA Client ID (if known)

Agent details

Agent Name (complete as: first name, middle intial, surname)

AFMA Client ID (if known)

Agents Email address

Agents Date of birth

Agents Postal address

Postcode

Agents Street address (if same as postal address, write 'As above')

Postcode

Agents Phone No.

Agents Mobile No.

Agents Fax No.

Agent type

Fishing Licence holder - to nominate your agent to complete, sign and submit Daily Fishing Logs or sign fishers copy of the Catch Disposal Record on your behalf, tick Yes in the Logbook Agent section below. Also tick Yes if your agent is your skipper.

Fish Receiver Licence holder - to nominate your agent to complete, sign and submit the receivers copy of the Catch Disposal Records (TDB02) on your behalf, tick Yes in the Fish Receiver Agent section below.

Licensing Agent - the licence holder would only tick Yes in this section if you want to nominate an agent to complete, sign and submit licensing forms such as application, leasing and renewal forms on your behalf.

An agent may have more than one type of nomination and each section below must have a **Yes** or **No** ticked.

Logbook Agent

Yes No

A Logbook Agent may complete, sign and submit daily fishing logbooks or sign catch disposal records (TDB02) on your behalf.

Logbook Agents cannot access your licence information or undertake any other function.

Is your Agent the skipper? Yes No

Please Note: If you are nominating an agent for crew member [] or boat [] must be a Australian traditional inhabitant.

Fish Receiver Agent

Yes No

A Fish Receiver agent can complete, sign and submit catch disposal records (TDB02) on your behalf.

This type of Agent **cannot** undertake any other function.

Licensing Agent

Yes No

A Licensing Agent may administer licensing tasks on your behalf, such as applying for licenses and lodging temporary transfer applications.

This type of Agent **cannot** undertake permanent transfers unless they have been specifically authorised to do so.

Permanent transfer function Yes No

STOP please read before ticking **Yes** in this section - The permanent transfer function allows an Agent you nominate to **permanently** transfer your assets (licenses/ Quota Units) to another person on your behalf.

Where an Agent is nominated for the permanent transfer function, they will also be registered as a Licensing Agent.



Declaration by Licence holder(s)

To sign this form you must be the licence holder(s). Each person listed on the fishing licence must sign below to nominate the agent.

It is an offence under s.136.1(1) of the Criminal Code Act 1995 to make a false or misleading statement or omission.

I, the Licence holder(s) detailed in this form:

- Apply to have the person specified in this form appointed to act on my behalf for the purposes as specified, and
- Acknowledge that I will be bound by all acts or omissions of this Agent so appointed until written notice of removal of the Agent's authority is received by AFMA, and
- Agree to the terms and conditions for use of AFMA electronic services (if applicable), and
- Declare that the information provided on this form is, to the best of my knowledge, true and correct.

Signature and date

Full Name

Position held in the company (if applicable)

Signature and date

Full Name

Position held in the company (if applicable)

Signature and date

Full Name

Position held in the company (if applicable)

If there is insufficient space for all signatories please attach a separate sheet.

Declaration by Agent (your agent must sign this part)

It is an offence under s.136.1(1) of the *Criminal Code Act 1995* to make a false or misleading statement or omission.

I, the appointed Agent detailed in this form:

- Apply to be registered to act for and on behalf of the Licence holder for the purposes as specified in this form, and
- Acknowledge that I may be liable personally under the Act or to the Principal for unlawful actions as an Agent, and
- Agree (if applicable) to transact electronically with AFMA, in accordance with AFMA's requirements, and to receive formal notices electronically from AFMA, as allowed for under the *Electronic Transactions Act 1999*.
- Agree (if applicable) to the terms and conditions for use of AFMA electronic services as detailed overleaf, and
- Declare that the information I have provided on this form is, to the best of my knowledge, true and correct

Signature and date

Full Name

Notes on completing this form

This form should be used to nominate an Agent to do specific tasks on behalf of the Licence holder (or all joint Licence holders).

This authority is acknowledged to bind the Licence holder as principal and each co-owner jointly and severally for the acts and omissions of the authorised Agent appointed.

What you need to do

1. All joint Licence holders should sign and date this authority.
2. Post, fax or email this completed form along with any attachment(s) to:

Australian Fisheries Management Authority
 Box 7051
 Canberra Business Centre ACT 2610

Fax: **(02) 6225 5440**

Email: **licensing@afma.gov.au**



Who can sign this form?

Note: A business name is not necessarily a legal entity. Trades must either be registered in the name of an individual, company or joint holder (partnership).

Individual – The declaration by the licence holder on this form, must be signed by the registered license holder.

Companies – A company may sign in any manner authorised by s127 of the Corporations Act 2001. If a company has more than one Director this form is required to be signed and dated by two Directors. If a company only has one Director, that Director may sign and date this form. In each case the Director should print their name and note their designation as 'Director', 'Sole Director' or 'Sole Director and Secretary' as the case may be.

Joint holders (Partnership)– If the license(s) are in more than one name (partnership or otherwise), each licence holder must sign and date this form. Please attach a separate sheet if the number of holders exceeds the space available.

Power of Attorney or Authorities – If a holder(s) signs under a Power of Attorney, the attorney must state 'Signed by (name of principal) by his/her/their/its attorney (name of attorney) pursuant to Power of Attorney Register Number (number or date if not required to be registered in that State) who states that he/she has no notice of the revocation of the power'. A copy of the registered power should accompany this form.

Trusts – The beneficial interests in any trust will not be recognised.

Client Service Charter – This form will be processed in accordance with AFMA's Client Service Charter, available on the AFMA website www.afma.gov.au. This is subject to you supplying AFMA with everything needed to complete the transaction.

Terms and conditions for use of AFMA electronic services

Notices from AFMA – If available in your fishery you agree to transact electronically with us, in accordance with AFMA's requirements, and to receive formal notices electronically from us, as allowed for under the Electronic Transactions Act (1999). "Notice" means any form of written communication between you and us.

Restrictions and termination of access – We reserve the right to restrict your access to AFMA electronic services for any reason. You may cancel your use at any time by contacting AFMA. We may terminate your use at any time for any reason without prior notice, including for: security reasons; or if in our opinion you have breached these terms and conditions.

Maintaining security – If electronic transaction is available in your fishery . You must change your password on first use. "Password" means the 6-14 digit alphanumeric combination that enables you to use AFMA electronic services. You must not disclose your password to any other person. If you suspect or believe that another person knows your password, you must report the matter to us. You will be liable for all transactions carried out by any other person who uses your password to access AFMA electronic services. You must take reasonable steps to ensure the security of your ancillary equipment.

Inaccuracies and disputes – If you believe any transaction is wrong or unauthorised, you must immediately notify us. We may ask you to provide further information. We will investigate any complaint about disputed information. If we are unable to settle your complaint immediately, to your and our satisfaction, we will advise you of the procedures for further investigation and resolution and may request further relevant details from you. It is recommended that you record all receipt numbers, payment or transfer reference numbers as issued to you to assist in checking inaccuracies and resolving disputes.

Our liability – To the extent permitted by law, we, our Agents or nominated service providers will not be liable to you for any loss including consequential damage, arising as a result of: (i) your failure to properly protect your password; (ii) any breakdown or interruption in the AFMA electronic systems; (iii) any inaccuracy, corruption of data, errors or omissions resulting from a failure by you to properly protect your password; (iv) any inaccuracy, corruption of data, errors or omissions caused by the operation (or failure) of your ancillary equipment; (v) the use of your password by another person; (vi) any termination of your access to AFMA electronic services.

Miscellaneous – You are responsible for ensuring that your contact details are kept up to date. This Agreement with you and the transactions carried out under it are governed by and construed in accordance with the law for the time being in force in the Australian Capital Territory and the parties submit to the jurisdiction of the courts of the Australian Capital Territory. You authorise us to give information about you to others in order to execute your instructions to us where we reasonably think it necessary.

Changes to terms and conditions – We may change these terms and conditions from time to time or may vary services provided to you. We will notify you of any change to the terms and conditions. We are not obliged to give you advance notice if an immediate change to the terms and conditions is deemed necessary for the security of AFMA electronic services or individual accounts.

Privacy information – The Australian Fisheries Management Authority (AFMA) is authorised to collect the information provided on this form under the Torres Strait Fisheries Act 194.

Consistent with AFMA's objectives and/or functions and/or powers, the information provided may be disclosed in relation to:

- possible breaches of the laws of Australia or of a foreign country;
- the control and protection of Australia's borders;
- the administration and management of fisheries or marine environments;
- research or monitoring conducted, or proposed to be conducted, into fisheries or marine environments;

More information about privacy and the disclosure of information can be found in AFMA's Information Disclosure policy available on the AFMA website www.afma.gov.au.