



Isle of Man Sea Fishing Licence - Category A (Under 10): Conditions (91)

CONDITIONS (Section G)

This licence is subject to the following conditions (Part I and Part II):

PART I – UK conditions as applied within the Isle of Man territorial sea

GENERAL

1. – British Fishing Vessel Registration

This licence shall not authorise fishing within the Isle of Man territorial sea unless the vessel is registered as a fishing vessel under the Merchant Shipping Registration Act 1991, or in the United Kingdom or the Channel Islands under legislation that has the equivalent effect in that part of the United Kingdom or in the Channel Islands, as the case may be, as section 49 of the Merchant Shipping Registration Act 1991 has in the Isle of Man, and in relation to which there is a British sea fishing licence.

2 – Species for which you may not fish

a) The vessel to which this licence relates shall not retain on board, land or trans-ship any sea fish of the descriptions set out in Part I of the Annex (Section I) to the Schedule to this licence in the sea areas listed therein. Any sea fish so caught must be returned to the sea immediately.

b) Notwithstanding the provisions of paragraph a), where any sea fish of the descriptions set out in Part I of the Annex (Section I) to the Schedule to this licence is subject to the landing obligation in Article 15 of Regulation (EU) 1380/2013, as amended, this licence shall not authorise fishing for any sea fish of those descriptions. Any such fish caught shall, in any event, be retained on board, landed and shall count against quota.

3. – UK Catch Quota Limits

a) Subject to paragraph b), the vessel to which this licence relates must not retain on board, land or trans-ship, sea fish taken in accordance with this licence in excess of the amounts specified in relation to each such species in the Schedule (Section H) and at Part II of the Annex (Section I) to the Schedule.

b) Notwithstanding the provision of paragraph a), where any sea fish of the descriptions set out at Part II of the Annex (Section I) to the Schedule of this licence is subject to the landing obligation in Article 15 of Regulation (EU) No 1380/2013, as amended, it shall be retained on board, recorded, landed and shall be included in calculating the total amount of fish of that description landed by and attributed to the vessel for the relevant period.

c) Any sea fish which are subject to quota which are retained on board and not returned to the sea in accordance with Article 15 of Council Regulation (EC) No. 1380/2013, as amended, shall be landed and count against quota.

d) Where the vessel to which this licence relates is permitted to fish in waters outside the Isle of Man territorial sea, the amounts of fish that may be caught in the Part II of the Annex are taken to be **cumulative** to include any fishing which takes place outside the Isle of Man territorial sea and all such catches must be counted against the limits of this licence.

4. – Pair Trawling

a) The vessel shall not pair trawl with a vessel which does not hold a licence to fish granted by the Department.

b) The vessel shall not pair trawl with a vessel from another country without the prior approval of the competent authorities. For quota management purposes catches by the pair team shall be attributed to and counted against the quota of the vessel landing the fish.

5. – Official Documents

This licence, and any fishing authorisation issued to the vessel, must either:

a) be carried on board the vessel and be produced to a Fisheries Enforcement Officer on demand; or

b) within five working days of a request made by the Department to the master, owner or their representative, be presented during normal office hours to the requesting officer at a location nominated by the officer at the time of the request.

6. – Quota Leasing

The vessel to which this licence relates may not rely upon a quota leasing arrangement to fish for, retain on board or tranship fish in excess of the limits which apply under condition 2.2 unless and until:

a) it has notified the Department in writing, in such form as may be prescribed by the Department; and

b) it has been issued with a written licence variation ("leasing letter") by the Department in email or paper format stating the additional quantities of fish which may be retained on board and landed.

ELECTRICAL GENERATING EQUIPMENT

7. The vessel to which this licence relates shall only carry on board, electrical generating equipment required for safe navigation and safe operation of the vessel. The vessel shall not carry on board nor deploy into the sea any electrical equipment, including electrical generators, cables, probes, grids or any other equipment capable of transmitting electrical currents to the seabed.

CATCH RECORDING

8. – Catch Recording

a) The master, or their representative, shall complete either:-



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- (i) a paper logbook in accordance with Schedule 2 of the [Sea Fisheries \(Logbook\) Regulations 2015](#); or
(ii) an Electronic Catch Record

for each fishing operation undertaken in Isle of Man territorial waters, indicating specifically all quantities of each species caught.

- b) The Electronic Catch Record referred to in (a)(ii) must be completed and submitted via:-

- (i) the world wide web at the following URL address: <https://record-catch.service.gov.uk>; or
(ii) the official 'Record Your Catch' application available from:

- **Google Play Store** [bit.ly/3zysBUM]
- **Apple Store** [apple.co/3zA3tgI]

- c) The Electronic Catch Record referred to in (a) shall contain at least the following information:

1. the external identification number and the name of the fishing vessel;
2. the date on which the fishing vessel departed port on the fishing trip in which the catch was taken;
3. the port from which the vessel departed;
4. the date on which the landing to the catch will be taking place;
5. the port to which the landing of the catch will take place;
6. the type of fishing gear used to catch the fish species to be landed, including the mesh size, dimensions and/or number as applicable;
7. the FAO 3-Alpha Species Code of each species and the relevant ICES statistical sub-rectangle where the catches were taken;
8. the estimated quantities of each species in kilograms live weight;

9. the estimated quantities in kilograms for discards of any species not subject to landing obligation pursuant to article 15 of Regulation (EU) 1380/2013, as amended;

10. The permitted margin of tolerance in estimates recorded in the electronic catch record of the quantities in kilograms of fish landed or retained on board shall be 10% for all species.

- d) Where the vessel retains on board any quantity of species subject to catch limits, the Electronic Catch Record referred to in (a) must be submitted after the last fishing operation for the fishing trip in question has been completed, and on landing or transshipping any fish that was retained on board. This shall apply even to those species subject to catch limits that are retained on board and not landed.

- e) Where the vessel lands any quantity of fish and condition (d) does not apply, the Electronic Catch Record referred to in (a) must be submitted no later than 24 hours after landing.

MARINE MAMMAL REPORTING

9.1 – Where the vessel undertakes fishing activities the result of which causes or contributes to the mortality or injury to any species of marine mammal, or where such species are taken as bycatch (regardless of whether such catches are retained onboard), the master, owners, charterer, as appropriate, of the vessel to which this licence relates must complete and submit to the Marine Management Organisation a marine mammal injury reporting form in accordance with the guidance provided at <https://www.gov.uk/government/publications/marine-mammal-bycatch-reporting-requirements> no later than 48 hours after the vessel returns to port.



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PART II – Isle of Man Government Conditions as applied within the Isle of Man territorial sea

GENERAL

1. – This licence is non-transferable.
2. – This licence is invalid if any of the details specified in Sections A to E change.
3. – In the event of any changes to the details specified at sections A to E of the licence, the owner must notify the Department to request an amended licence.
4. – The;
 - Conditions (Section G),
 - Schedule (Section H)
 - Annexe (Section I),
 - Glossary of Terms (Section J), and
 - Legislation Index (Section K)are considered as part of the licence are to be kept with the licence.
5. – It is the responsibility of the master, the owner and the charterer (if any) to be familiar with the legislation relating sea fisheries and marine conservation in the Isle of Man territorial sea listed in the Legislation Index (Section K).
6. – It is the responsibility of the master, the owner and the charterer (if any) to ensure that the vessel to which this licence relates is operated in compliance with the legislation of the Isle of Man (Section K) and all Sections and Parts of this licence.

VARIATIONS TO THIS LICENCE

7. – Variations to your licence will be made via the website at www.gov.im/fishing/conditions. Usually this will occur on a weekly basis, no later than 13.00 every Thursday. However, due to the reactive nature of fisheries management this may not always be possible. Variations to your licence will also be available over the counter at DEFA Office in St John's, Isle of Man, or available via post upon telephone request (please phone Fisheries on +441624 685 857).
8. – Where possible a notification of variation will be sent to the nominated mobile phone number(s) or email address(es) provided by the licensee for this purpose.
9. – Such notifications will not inform specific details but rather that a variation has been made, the details of which may be found at the above website.
10. – It is the responsibility of the master, the owner and the charterer (if any) to ensure that the nominated mobile telephone number(s) and / or email address(es) are accurate.
11. – Notwithstanding conditions 7 to 10, it remains the responsibility of the master, the owner and the charterer (if

any) to ensure that they are aware of the most up to date information and that all Sections of this licence are kept up to date.

RESTRICTIONS & REQUIREMENTS OF THIS LICENCE

12. – Specific Fishery Authorisations

No person shall fish within the Isle of Man territorial sea for any of the species listed in the Schedule (Section H) Part II unless authorised to do so at section C of their Licence.

13. – Extent and Nature of activity

No person shall fish within the Isle of Man territorial sea for the species specified in the Schedule (Section H) Part II (1) other than in accordance with the tables “**Tables of Extent and Nature of authorised fishing activity**” in the Annexe (Section I) Part III.

14. – Tran-Shipment

14.1. – Within the territorial waters of the Isle of Man, sea fish received by any vessel trans-shipped from any other vessel is prohibited unless explicitly authorised by, and in accordance with, a “**Trans-Shipments Notice of Variation**”.

14.2. – Condition 14.1 does not include the movement of sea fish passed to a partner vessel whilst undertaking pair trawling.

KING SCALLOP AND QUEEN SCALLOP

15. – Scallop Restricted and Closed Areas

- (a) Vessels authorised to fish for king scallops in Section C of the Licence in the 0-3 and/or 3-12 nautical miles (NM) may only fish in:
 - i. the Targets Restricted Area on one calendar-day per calendar-week (Monday-Sunday) while partaking in the Isle of Man king scallop dredge fishery.
- (b) No vessel authorised to fish for king scallops in Section C of the Licence, may be present in any of the designated areas specified in Table 5 (a) of the Annexe (Section I) Part III, at a speed of less than 4.0 knots (speed over ground), other than those vessels fishing in the Targets Restricted Area in accordance with 15 (a).

16. – Queen Scallop Restricted and Closed Areas

No vessel authorised to fish for queen scallops in Section C of the Licence, may be present in any of the designated closed areas specified in Table 5 (a) of the Annexe (Section I) Part III at a speed of less than 4.0 knots (speed over ground).



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17. – Queen Scallop (Point of Ayre / territorial sea fishing restriction)

No vessel authorised to fish for queen scallops in Section C of the Licence, which fishes at Point of Ayre on any permitted calendar-day for queen scallops, is authorised to fish elsewhere within the territorial sea on that same calendar-day for queen scallops.

18. – Queen Scallop fishing (Retention)

Having fished for queen scallops within the territorial sea on any calendar-day within the queen scallop season, no person shall retain on board more than the Catch Limits stated in the tables “**Tables of Extent and Nature of authorised fishing activity**” in the Annexe (Section I) Part III at any time during the relevant period to which the catch limit applies.

19. – Dredges-a-side restrictions (King Scallop)

19.1. – Within the three mile area of the Isle of Man (0-3 NM zone), the vessel to which this licence relates must not fish for, take, or kill king scallops, using scallop dredges by means of —

- (a) a system of scallop dredges with an aggregate width of more than 762 cms;
- (b) more than 10 dredges in total.

19.2. – Within the extended territorial sea of the Isle of Man (3-12 NM zone), the vessel to which this licence relates must not fish for, take, or kill king scallops, using scallop dredges by means of —

- (a) a system of scallop dredges with an aggregate width of more than 915 cms;
- (b) more than 6 scallop dredges from any side of the vessel; and,
- (c) more than 12 scallop dredges in total.

19.3. – Within the territorial sea of the Isle of Man, the vessel to which this licence relates must not have onboard scallop fishing gear designed for king scallop fishing other than in accordance with the above conditions, or any tow bar extensions, except where —

- (a) the vessel is transiting the territorial sea at a speed of no less than 4.0 knots (speed over ground); and,
- (b) the gear is lashed and stowed so that it is not readily available for use whilst the vessel is in the territorial sea.

20. – Scallop dredge technical specification

Within the territorial sea of the Isle of Man, the vessel to which this licence relates must not fish for, take, or kill king scallops, using scallop dredges by means of —

- (a) a tow bar that exceeds 5.5 metres in length;
- (b) a tow bar 5.5 metres or less in length which is constructed in such a way as to enable more than 6 scallop dredges to be attached to it at the same time.
- (c) a scallop dredge with more than 8 teeth per dredge;
- (d) a tow bar that exceeds 185 mm in diameter;

- (e) a scallop dredge with a tooth spacing between the internal edges of less than 85 mm on the dredge or tooth bar;
- (f) a scallop dredge with belly rings having a clear opening of less than 75 mm internal diameter;
- (g) a scallop dredge with a mesh size of less than 100 mm in the netting cover; and
- (h) a French dredge.

21. – Permissible King scallop bycatch

No person fishing in the territorial sea for sea fish by any other means than a scallop dredge or system of scallop dredges shall take or kill scallops which comprise more than 1% by weight of the total catch on board. This does not apply to persons collecting scallops by hand. Note the restrictions of Part III of the Annexe to this licence (Section I) apply.

22. – Permissible Queen scallop bycatch

- (a) No person shall retain onboard any quantity of queen scallops during the period 01 April to 30 June (inclusive).
- (b) During the period 01 November to 31 March, no person shall retain any bycatch of queen scallops when fishing for king scallops with a scallop dredge unless they are authorised to fish for queen scallops in Section C of the Licence.
- (c) Subject to (b), bycatch of queen scallops on any calendar day must not exceed 20% of the daily catch limit for king scallops that applies in that period.

23. – ‘Shucked’ King scallop and Queen scallop meat

No person shall -

- (a) land any king or queen scallop meat in the Island from a fishing vessel; or
- (b) have any king or queen scallop meat in their possession on board any fishing vessel in the territorial sea.

24. – Transiting territorial limits with King and Queen Scallops

Before transiting the limit of the territorial sea –

- a) all king and queen scallops caught within the territorial sea which are to be retained shall be graded and bagged and the bags tied or closed; and
- b) all king and queen scallops caught within the territorial sea which are not to be retained shall be returned to the territorial sea.

Note: **Condition 18** may apply a limit to “retained” queen scallops or king scallops, wherever caught, if fishing has been undertaken within the territorial sea of the Isle of Man on the same calendar day.

25. – Scallop Scientific Sampling

The vessel to which this licence relates shall, if requested to do so by the Department, when fishing for either king



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scallops or queen scallops, retain samples of their catch for scientific purposes, in accordance with the conditions of any permit issued under Section 75 of the Fisheries Act 2012.

WHELK

26. – Whelk pots (interference)

No person shall lift, raise, haul, take fish from, re-bait, or in any way use or interfere with a whelk pot, other than;

- a) From the registered and licenced vessel that set that whelk pot, or;
- b) Having received written permission to do so from the Department.

27. – Whelk pots (marking and setting)

No person shall use a whelk pot (or string of whelk pots) unless –

- a) They are licenced to fish for whelks at Section C of the Licence; and
- b) It is securely attached, by means of weighted rope, to a buoy that is rigged to float on the surface of the water and be clearly visible at all states of the tide; and
- c) The attached buoy is clearly and indelibly marked, so as to be clearly read from the bridge of a vessel at sea, indicating the Port Letters and Numbers (PLN) of the vessel to which the licence relates.

ADDITIONAL MONITORING

28. – Electronic Daily Catch Return - NESTFORMS

The master of the vessel to which this licence relates shall, in addition to completion and submission of any logbook or electronic logbook when –

- a) fishing for king and queen scallops in the territorial sea, accurately complete a NESTFORMS Electronic Daily Catch Return. The NESTFORMS Electronic Daily Catch Return must be submitted to the Department by no later than 23:59hrs on the day that the fishing activity occurred;
- b) fishing for king scallops or queen scallops in the territorial sea, completion of a NESTFORMS Electronic Daily Catch Return shall include indicating whether the vessel fished in a restricted area (if applicable for the fishery), or for queen scallops at the Point of Ayre as defined in the Annexe Part III.

More information on completing the NESTFORMS Electronic Daily Catch Return can be found at www.gov.im/fishing/conditions or by contacting the Department using the details below.

29. – GPS Devices

The vessel to which this licence relates shall, if requested to do so by the Department, carry on board and operate a GPS logger when fishing within the territorial sea. Masters shall ensure that data loggers are returned to the Manx Fish Producers Organisation (MFPO), The Heritage Centre, The Quay, Peel, IM5 1TA, by 17.00 on the Friday of any calendar week during which fishing activity has been undertaken within the territorial sea. Alternatively, if it is not possible to return the data logger to the MFPO, masters shall ensure that the data is downloaded from the GPS logger and transmitted to the Department by 17.00 on the Friday of any calendar week during which fishing activity has been undertaken within the territorial sea. Details regarding how to obtain a GPS logger and how to download and transmit the data may be found at www.gov.im/fishing/conditions or by contacting the Department using the details below.

30. – Onboard Observer

The vessel to which this licence relates shall, if requested to do so by the Department, carry on board one or more Observers and shall ensure their safety and co-operate with their requests at all times.

31. – Vessel Monitoring Systems

31.1. – Any fishing vessel, regardless of size or port of origin, fishing for king or queen scallops within the territorial sea must have an operational VMS device installed which is capable of relaying information to a Fisheries Monitoring Centre.

31.2. – Any fishing vessel, regardless of size or port of origin, fishing for king or queen scallops within the territorial sea must have an operational VMS device installed capable of sending accelerated polls over a GPRS network.

33. – Fishing Activity Reports (FAR)

In addition to the requirements of the Sea Fisheries (Logbook) Regulations 2015 the master of the vessel to which this licence relates shall, upon each transit of the limit of the territorial sea;

- a) Complete and submit a new Fishing Activity Report if using an electronic logbook system or;
- b) If using paper logbooks, complete a new line entry in the paper logbook.

34. – Remote Electronic Reporting System

Vessels that have a Remote Electronic Monitoring (REM) (on-board camera) system installed must have the system operating when fishing for king scallops in the Isle of Man territorial sea.

STORE POTS

35. – Store-pots

No person shall use a stock cage for storing or holding sea fish unless –



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- a) It is clearly and indelibly marked so as to indicate the PLN number and the Licence to which the stock cage relates;
- b) They advise the Department of the location of the stock cage when requested to do so; and
- c) In the case of storing or holding sea fish other than European lobster (*H. gammarus*), they have notified the Department in writing at least seven days before such use of the exact location of the stock cage.

DURATION

40. – This licence expires on 31 March following the date on which the licence is issued, unless cancelled under the Sea Fisheries (Licensing) (Fishing Vessels) Regulations 2021 before that date.

MARINE NATURE RESERVES

36. – No person shall fish within the Marine Nature Reserves (as designated by the Manx Marine Nature (Designation) Order 2018) using the gear-types specified in the Schedule (Section H) Part II Table 2 of the Licence, unless they are issued a “**Marine Nature Reserve Notice of Variation**” by the Department.

TEMPORARY MUD CLOSED AREAS

37. –

- a) A person must not use bottom towed fishing gear in the mud closed areas.
- b) A vessel transiting through the mud closed areas must have all bottom towed fishing gear inboard, lashed and stowed.
- c) A vessel must not be present within the mud closed areas at a speed of less than 4.0 knots unless the vessel is -
 - i. issued a Category A (Pelagic) licence; or
 - ii. fishing for Nephrops using prawn creels.
- d) “Mud closed areas” in 37(a) means –
 - i. the West of Targets (Mud) CA as defined in the Schedule (Section H) Part II (no. 6);
 - ii. the Bradda (Mud) CA as defined in the Schedule (Section H) Part II (no. 6);
 - iii. the Southwest (Mud) CA as defined in the Schedule (Section H) Part II (no. 6);
- e) “Bottom towed fishing gear” in 37(a) and 37(b) means any trawls, seines, dredges or similar gear towed on or very close to the sea bed, which are actively moved in the water by one or more fishing vessels or by any other mechanised system and in which any part of the gear is designed and rigged to operate on, and be in contact with, the seabed, but does not include mid-water (pelagic) trawls.

REVOCATION

38. – Any sea fishing licence previously issued by the Department in respect of the above named vessel is hereby revoked.

SUSPENSION

39. – This licence may be suspended under Section 38 of the Fisheries Act 2012.