

Isle of Man Sea Fishing Licence - Category A (Pelagic): Conditions (17)

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 Annexe (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 Annexe (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 Annexe (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 Annexe 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 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 Annexe 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.

5.1 – 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.

5.2 – Official Documents (logbooks)

Subject to paragraph 5.3 below, where the vessel to which this licence relates is not subject to the requirement to submit a logbook of operations by electronic means, the logbook and those for the previous six months, or a receipt by an authorised person where a logbook has been taken into his/her custody, shall be carried on board the vessel at all times and must be produced to a Fisheries Enforcement Officer on demand.

5.3 – Official Documents (logbooks cont.)

The current logbook and those for the previous six months may be removed from the vessel to which they relate while the vessel is in port, but must be readily produced to a Fisheries Enforcement Officer, on the vessel to which they relate, on demand.

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 3 a) with regard to Part I of the Schedule (Section H) and Part II of the Annexe (Section I) to the Schedule unless and until:

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

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- 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.

not met, the cumulative total is such that a 50% threshold is reached.

ELECTRICAL GENERATING EQUIPMENT

7.1 – 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.

ECONOMIC-LINK

8.1 – This condition applies to any vessel whose total landings of stocks subject to quotas determined by the UK Secretary of State, and which the vessel is licensed to retain on board during the period for which this licence is issued, amount to 2 tonnes or more between 1st April and 31st March annually.

8.2 – The licence holder must ensure that there is a real economic link between the vessel to which this licence relates and the United Kingdom, Channel Islands or Isle of Man, in so far as this link concerns only the connections between the fishing activities of the vessel and those communities which are dependent on fisheries and related industries.

8.3 – There shall be a real economic link for the purposes of condition 8.2 above where any one of the following options is satisfied during the period specified in paragraph 8.1 above:

- a) at least 50 per cent by weight or by monetary value of the total landings of all stocks subject to quotas landed by the vessel, and which the vessel is licensed to retain on board, has been landed in the United Kingdom, Channel Islands or Isle of Man; or
- b) at least 50 per cent of the vessel's crew (measured by reference to the total number of crew-days at sea) is made up of persons who normally reside in the United Kingdom, the Channel Islands or Isle of Man; or
- c) the owner of the vessel transfers to its fisheries administration fishing opportunities for quota species equivalent to 16.5 per cent by weight or monetary value of the shortfall in landings of quota species that would result in compliance with condition 8.3(a) above.
- d) the owner of the vessel achieves a combination of the landing and crewing requirements at condition 8.3(a) and (b), or a combination of condition 8.3(c) and (b) such that, notwithstanding the individual requirements are

8.4 – It is the responsibility of the owner of the vessel to demonstrate compliance with whatever option has been chosen to the satisfaction of the UK Fisheries Administration that has issued the vessel with a British sea fishing licence. If the owner of the vessel fails to comply with whatever option has been chosen by no more than 10 percentage points, UK Fisheries Administrations may, at their discretion, allow such shortfall to be met by adding the same number of percentage points to the option which the owner of the vessel chooses to comply with in the following licence period. In such case, an Economic Link Notice of Variation will be issued to the vessel owner in the following licence period to increase the percentage threshold requirements of the economic link condition by such percentage shortfall.

COMPLIANCE VISITING CONDITION

9.1 – This condition applies only to any vessel which, during each of the periods 1 April – 30 September and 1 October – 31 March;

- a) lands in the United Kingdom, Channel Islands or Isle of Man less than 50 per cent by weight of its total landings of all stocks subject to quotas which the vessel is licensed to retain on board, subject however to;
- b) its total landings of such quota stocks (wherever landed) amounting to 2 tonnes or more.

The condition shall not apply therefore where the total weight of landings anywhere of quota stocks is less than 2 tonnes.

To enable inspections to be made of the vessel and of any catch taken within the territorial waters of the Isle of Man, equipment or documents or other materials retained on board, in each of the specified periods during any part of which it fishes under the authority of this licence, the licence holder must ensure that the vessel is present in any port in the Isle of Man on at least 1 occasion of at least 8 hours duration between 08:00 and 18:00 hours Monday to Friday, in each period between April to September and October to March of the licence duration, provided that:

- (i) before any qualifying visit at least 24 hours' notice of the particulars specified below is given to the UK Fisheries Monitoring Centre by one of the following means, properly designated as required:
- by telephone or marine radio on 0131 271 9700;
- by e-mail to UKFMC@gov.scot inserting "Compliance visit" in the subject box;
- (ii) during any such visit the vessel ties up alongside in an Isle of Man port or harbour; and
- (iii) qualifying visits in the specified periods are at least 2 months apart.

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Specified Particulars

1. Name and address of caller;
2. Name of vessel, its port letters and registration number;
3. Intended port of arrival;
4. Estimated date and time of arrival;
5. Name, address and telephone number of contact point in the United Kingdom for enquiries;
6. Date and time of telephone call.

9.2 – The Master shall ensure that a person(s) is present on board the vessel at all times during the minimum duration period of 8 hours between 08:00 and 18:00 hours Monday to Friday, or until an inspection has been carried out within these times. That person(s) must be capable of facilitating an inspection of the vessel and have access to all relevant documents and relevant areas of the vessel.

LANDING OF PELAGIC STOCKS IN THE UNITED KINGDOM OR ISLE OF MAN

10. – Landing Requirements for all Pelagic Stocks

10.1 – Herring, mackerel and horse mackerel caught under the authority of this licence shall only be landed;

- a) into the Isle of Man at one of the following ports;
 - Douglas;
 - Peel;
 - Port St Mary;
 - Ramsey; or
- b) a port in the UK specified in the licence issued to the vessel by a UK Fisheries Authority;

10.2 – i) Subject to sub-paragraph ii) below, no herring, mackerel or horse mackerel caught under the authority of this licence shall be landed at any of the ports specified in condition 10.1 unless the UK Fisheries Monitoring Centre has been notified of:-

- a) the intention to land and of the port of landing;
- b) the estimated time of arrival in port; and
- c) the quantities in kilograms live weight by species retained on board; and
- d) the ICES sub area(s) of capture.

ii) Notice, under this condition, shall be given to the UK Monitoring Centre, at least 4 hours in advance of entry in to port, by telephone or marine radio on **0131 271 9700**.

iii) If required by a Fisheries Enforcement Officer, the vessel must first be made available for inspection before discharge of the catch commences.

10.3 – Authority to land herring, mackerel or horse mackerel in accordance with paragraph 10.2 above, unless otherwise instructed not to land, shall be deemed to have been given when the original copy of the Logsheet(s), completed, relating to the sea fish, has been deposited in

the box marked for this purpose and located in the port of landing, and is deemed to have been submitted in compliance with Regulation (EC) No. 1224/2009. Where no facility is available at the port for deposit of the Logsheet(s), authority to land will be deemed to have been given when the original copy of the Logsheet(s) has been handed to the Fishery Officer on duty. No landing may take place unless a logsheet has been submitted in accordance with this condition.

LANDING OF PELAGIC STOCKS ABROAD

11. – i) Masters wishing to land pelagic species outwith the United Kingdom, or Isle of Man, shall first seek approval from the UK Fisheries Monitoring Centre and pass on the following information:

- (a) name and registered number of vessel;
- (b) position of capture (latitude and longitude);
- (c) intended date & time of vessel leaving present position;
- (d) destination and estimated date & time of arrival;
- (e) estimated catch of pelagic sea fish on board by ICES area and by species; and
- (f) date of departure for this voyage.

Prior to obtaining such approval, the master may be required to proceed to a designated port for inspection and validation of the declared amount of pelagic sea fish on board.

i) In relation to landings of herring, mackerel and horse mackerel, where the quantities per landing exceed 10 tonnes of any of these species or a combination thereof, the master shall be required to notify the competent authorities of the Member State in which the landing is to be made, in line with the requirements specified in condition 10.2 i) and at least 4 hours in advance of entry in to port. Such notification shall be made after approval to land has been sought in accordance with condition 11. i).

ii) Notice, under this condition, shall be made to the UK Fisheries Monitoring Centre, at least 4 hours before the intended time of landing, by one of the following means, properly designated as required:

- by telephone or marine radio on **0131 271 9700**;
- by e-mail to UKFMC@gov.scot inserting Pelagic landing abroad in the subject box.

LANDING AND OTHER REQUIREMENTS FOR ALL STOCKS OTHER THAN PELAGIC STOCKS

12. – This condition applies to any vessel with an overall length of 15 metres or more.

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Except as provided for in Condition 15., landings of sea fish shall be made only;

- a) into the Isle of Man at one of the following ports;
 - Douglas;
 - Peel;
 - Port St Mary;
 - Ramsey; or
- b) a designated port (and at the times) specified in the licence issued to the vessel by a UK Fisheries Authority.

13. – Non-Designated Ports (UKFMC Notification)

13.1 – The provisions of this paragraph apply to all vessels which:

- a) have an overall length of 15 metres or more; and
- b) have more than one tonne, live weight, in total on board of species subject to UK catch quota; and
- c) intend to arrive at a port other than a designated port, or intend to arrive at a designated port outside designated times and locations;

Notification shall be given to the UK Fisheries Monitoring Centre by one of the following means:

- by telephone or marine radio on **0131 271 9700**;
- by email to UKFMC@gov.scot inserting Notice Arrival in the subject box

Notification shall include the following information:

- a) the name of the person making the call;
- b) the name and registered number of the vessel for which authority to arrive in port is sought;
- c) the port or location at which the vessel is to arrive;
- d) the intended date and time (UK local time) of arrival in port;
- e) details of the catch on board by species in kilogrammes live weight.

Such notifications shall be given at any time between:

- (1) 4 and 24 hours prior to arrival in port where arrival will occur between 00:01 hours on Tuesday and 23:59 on Saturday; and
- (2) 4 and 72 hours prior to arrival in port where arrival will occur between 00:01 hours on Sunday and 23:59 on Monday.

NOTE: Calls to the UK Fisheries Monitoring Centre will be recorded

13.2 – When all the information has been provided in accordance with paragraph 13.1 above by telephone or marine radio, an authorisation number will be issued by UK Fisheries Monitoring Centre along with the recorded time of the authorisation and confirmation of the date and time after which the vessel may arrive at the nominated port or location. This information must be recorded in the comments section of the logbook relating to the sea fish before arrival in port. For the purposes of this paragraph “recorded time” means the date and time (in UK local time)

of issue of the authorisation number recorded by the person issuing it.

13.3 – When all the information has been provided in accordance with paragraph 13.1 above by email, details of the authorisation number along with the recorded time of the authorisation and confirmation of the date and time after which the vessel may arrive at the nominated port or location will not automatically be transmitted to the vessel by the UK Fisheries Monitoring Centre. Further contact must be made with the Monitoring Centre by telephone or marine radio to obtain the authorisation number and authorised date and time of arrival in port which must then be recorded in the comments section of the logbook relating to the sea fish before arrival in port. For the purposes of this paragraph “recorded time” means the date and time (in UK local time) of issue of the authorisation number recorded by the person issuing it.

13.4 – Following the issue of an authorisation referred to above, the vessel must arrive at the nominated port or location within a period of 4 hours commencing from the date and time as confirmed in accordance with paragraph 13.2 or 13.3 above.

13.5 – If, following the issue of an authorisation number, it is not possible to arrive at the nominated port or location within the time period specified in paragraph 13.4, authorisation to amend that period must be sought from the UK Fisheries Monitoring Centre. A further authorisation number shall be issued and this must be recorded in the comments section of the logbook (where applicable) relating to the current voyage. This paragraph shall not apply where the vessel is entering a designated port and expiry of the time limit specified in paragraph 13.4 occurs within designated arrival times at that port.

13.6 – After the authorisation number and confirmation of the date and time of arrival has been issued, the vessel may go to another port or location. If that port, location of landing or time of arrival are not all designated (see condition 10 above), a further authorisation number must be obtained from the UK Fisheries Monitoring Centre by making a notification in accordance with paragraph 13.1. This information must be recorded in the comments section of the logbook (where applicable) relating to the sea fish, before the arrival of the vessel in port.

13.7 – The vessel may not commence landing sea fish at the port or location communicated in terms of paragraph 13.1 any earlier than 4 hours from the time that the notification made under paragraph 13.1, 13.5 or 13.6 is recorded as having been received by the UK Fisheries Monitoring Centre, whichever is the later, unless otherwise authorised by a British Sea Fishery Officer or Marine Enforcement Officer.

14. – This condition applies to all vessels which are required to submit a logbook other than by electronic means, landing sea fish at a designated port. Prior to commencing landing, the original (white) copy of the logbook, completed in accordance with Council Regulation (EC) No. 1224/2009, relating to the sea fish, shall be deposited in the box marked for this purpose and located in the port of landing in a logbook box (as specified in the

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vessel's British sea fishing licence for ports not in the Isle of Man), unless it has been handed to an authorised person. A logbook submitted in this way shall be deemed to have been submitted in compliance with Council Regulation (EC) No. 1224/2009.

ADDITIONAL LANDING AND OTHER REQUIREMENTS FOR HAKE, MEGRIM AND ANGLERFISH

15.1 – The master of any British fishing vessel wishing to land more than 1 tonne, live weight, in combination of hake, megrim or anglerfish taken from the Isle of Man territorial sea at any port other than a United Kingdom or Isle of Man port shall, on completion of fishing operations in the Isle of Man territorial sea and before exiting the Isle of Man territorial sea, notify the UK Fisheries Monitoring Centre with the following information:

- (i) the name and registered number of the vessel;
- (ii) the name of the master of the vessel;
- (iii) the current position of the vessel (latitude and longitude) within Sub Area VI or VII;
- (iv) the intended country, port and date of landing;
- (v) the amount of all species, including hake, megrim and anglerfish on board, recorded in the vessel's logbook, together with ICES sub area of capture at the time of the notification.

15.2 – Notice, under this condition, shall be made to the UK Fisheries Monitoring Centre by one of the following means, properly designated as required:

by telephone or marine radio on **0131 271 9700**; by email to UKFMC@gov.scot, inserting "hke/lez/anf" in the subject box.

The owner, charterer or representative may forward notifications on the master's behalf.

15.3 – An acknowledgement of notifications by fax and e-mail will be given and which should be retained on board the vessel. Fisheries Administrations may require the

fishing vessel either to go to a specified position and rendezvous with a Fishery Protection Vessel or proceed to a UK port, for inspection.

TRANS-SHIPMENT OF PELAGIC STOCKS

16.1 – Subject to paragraphs 16.3 and 16.4 below, herring and mackerel taken under the authority of this licence shall only be trans-shipped to a receiving vessel that is authorised by a Transshipment Notice of Variation, and at the designated ports specified in the licence issued to the vessel by a UK Fisheries Authority.

16.2 – Prior to the commencement of trans-shipment to a licensed receiving vessel, the quantity of fish on board shall be notified to a Sea Fisheries Officer and be made available for inspection.

16.3 – Herring caught in the Isle of Man territorial sea shall only be trans-shipped in Scotland at Mallaig or Ullapool.

16.4 – Mackerel caught in the Isle of Man territorial sea shall only be trans-shipped in Scotland at Ullapool or Lerwick.

16.5 – The vessel to which this licence relates shall not trans-ship mackerel, herring, sprats, pilchards or horse mackerel to any vessel other than a vessel licensed to receive trans-shipped fish of those species.

MARINE MAMMAL REPORTING

17.1 – 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 to 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 the Licence, Conditions, Schedule and Annexe 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 a “**Trans-Shipement Notice of Variation**” issued by the Department.

14.2. – Condition 14.1 does not include the movement of sea fish passed to a licensed 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 Table 5 (a) of the Annexe (Section I) Part III at a speed of less than 4.0 knots (speed over ground).

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

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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 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.

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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 –

- 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

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- 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.

MARINE NATURE RESERVES

36. – No person shall fish within the Marine Nature Reserves (as designated by the Manx Marine Nature Reserve Bye-laws 2018) for the species, or 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.

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.