

## Category A (10 metre and under) Licence: Schedule (91) Non Sector

**WITHIN THIS LICENCE ANY REFERENCE TO AN EU REGULATION IS A REFERENCE TO THAT REGULATION AS IT FORMS PART OF UNITED KINGDOM DOMESTIC LAW BY VIRTUE OF SECTION 3 OF THE EUROPEAN UNION (WITHDRAWAL) ACT 2018 IN ACCORDANCE WITH SCHEDULE 8 (1) OF THAT ACT**

### **AUTHORITY**

1.1 Subject to the limitations set out below and in the licence-type specific Annexe to this Schedule, and to any prohibition on fishing imposed by order under Section 5 of the Sea Fish (Conservation) Act 1967 (as amended) this licence hereby authorises the above-named vessel to fish for all species of sea fish (including shellfish) in British Fishery Limits excluding those waters lying within 12 miles of the baseline from which the breadth of the territorial sea adjacent to the Isle of Man and Channel Islands respectively is measured, but not extending beyond a line every point of which is equidistant from the nearest points of such baselines adjacent to the United Kingdom and France respectively.

1.2. Subject to Paragraph 6.1, if the above named vessel is over 15 metres in overall length, this licence is also a special permit to fish in Western waters and to fish, retain on board, trans-ship and land fishery resources. This licence is also a special permit to fish in the Biologically Sensitive Area, as defined in Article 6.1 of Council Regulation (EC) No. 1954/2003.

### **LIMITATIONS TO AUTHORITY**

2. This licence is valid from 00:01 hours on 1 July 2014 or the date of issue thereof whichever is the later until further notice from DAERA subject to any revocation, suspension or variation.

3.1 This licence may be revoked, suspended or varied at any time, by a notice communicated in accordance with The Sea Fishing (Licence and Notices) (England) Regulation 2012 or, in the case of a vessel administered in Wales or Northern Ireland, The Sea Fishing (Licences & Notices) Regulations 1994.

3.2 In accordance with The Sea Fishing (Licences and Notices) Regulations (Northern Ireland) 2014, notices of variation will be published on the DAERA website at:

<https://www.daera-ni.gov.uk/articles/vessel-licence-variations>

3.3 The licence shall also cease to have effect if by virtue of an Order of the Court the licensee has been disqualified from holding a licence in respect of the vessel.

4. **This licence is invalid if any of the details at Sections 1 to 5 on pages 1 and 2 of the licence change.**

### **SPECIES FOR WHICH YOU MAY NOT FISH**

5.1 Subject to the following provisions of this Schedule, this licence does not authorise the above-named vessel to fish for, or retain on board, sea fish of the descriptions set out at **Part I** of the **Annexe to this Schedule**, in the sea areas listed opposite those descriptions. This limitation shall last for the duration of the licence unless otherwise indicated. Any sea fish so caught must be returned to the sea immediately.

5.2 Notwithstanding the provisions of paragraph 5.1 and of **Part I** of the **Annexe to this Schedule**, this licence does not authorise fishing for mackerel within ICES Division IVa, by any vessel, except by handline, at any time.

5.3 This licence does not authorise fishing for queen scallops (*aequipecten opercularis*) in ICES area VIa and VIIa between 00:01 hours on 1st April 2024 and 23:59 hours on 30th June 2024.

### **OTHER PROVISIONS**

6.1 Unless expressly permitted at section 3, this licence does not authorise the above named vessel to fish for shellfish. However vessels not so authorised may retain on board and land:

(a) up to 5 lobsters or crawfish per day, caught with pots or nets; and

(b) up to 25 crabs per day, caught with pots or nets; or

(c) any shellfish, excluding green crabs, taken as a permitted bycatch when fishing for other species using towed gear, up to a maximum limit of 10% by weight of the total catch.

6.2 For the purposes of this paragraph 'shellfish' means lobsters (*Homarus gammarus*), crawfish (*Palinurus* spp.), edible crabs (*Cancer pagurus*), velvet crabs (*Liocarcinus puber*), spider crabs (*Maia squinado*) and green crabs (*Carcinus maenas*), and 'crabs' means the four species of crabs so specified.

## **Category A (10 metre and under) Licence: Schedule (91) Non Sector**

---

### **PERMITTED BYCATCHES**

7.1 This licence does not authorise fishing for sword fish. An incidental bycatch of **two fish** of this species will however be allowed to be retained on board during any fishing trip.

7.2 This licence does not authorise fishing for Albacore tuna. However, a fishing vessel may retain on board any Albacore tuna caught as a permitted bycatch when fishing for other species.

7.3 This licence does not authorise fishing for tuna by the drift net method.

7.4 When, during any fishing trip, dredges are used or carried on board, it is prohibited for the quantities of marine organisms (as defined in Article 3(a) of Council Regulation (EC) No. 850/98) retained on board, landed or trans-shipped, with the exception of bivalve molluscs, to exceed 5% of the total weight of marine organisms on board.

### **CATCH RESTRICTIONS AND QUOTA LIMITATIONS**

8. The Authority of this licence is subject to the quota limitations as set out in Part II of the Annexe to this Schedule. All quantitative limitations are in live weight and relate to the maximum amount that may be caught and retained on board, landed or trans-shipped per calendar month unless otherwise stated. Where weekly catch limits are set, a “week” means 00:01 hours on any Sunday until 23:59 hours on the following Saturday. The quota limitations in this licence shall apply concurrently with, and not in addition to, any other quota limitations for the time being in force which have been imposed by any other licence issued by any other authority, wherever established.

### **FISHING RESTRICTIONS FOR BASS**

9.1 This licence does not authorise fishing for, retaining on board, relocating, transshipping or landing European sea bass (*Dicentrarchus labrax*) in ICES divisions 4b and 4c, and in ICES sub-area 7.

9.2 Condition 9.1 above does not apply in ICES divisions 4b, 4c, 7d, 7e, 7f and 7h and in waters within 12 nautical miles from baselines under the sovereignty of the United Kingdom in ICES divisions 7a and 7g between 00:00 on 1<sup>st</sup> January and 23:59 on 31<sup>st</sup> January and between 00:00 on 1<sup>st</sup> April and 23:59 on 31<sup>st</sup> December to a vessel which has a record of catches of sea bass between 1<sup>st</sup> July 2015 and 30<sup>th</sup> September 2016 and has been authorised to fish with a permitted gear, by DAERA.

9.3 For the purposes of conditions 9.1 and 9.2, a permitted gear means one of the following gear types:

- (a) Demersal trawls<sup>1</sup>
- (b) seines,<sup>1</sup>
- (c) hooks and lines<sup>2</sup>,
- (d) fixed gillnets<sup>3</sup>.

9.4 For vessels which have been authorised to fish with demersal trawls the vessel may only retain on board:

- a) unavoidable by-catches of sea bass that do not exceed 1% of the weight of the total catches of marine organisms on board in any single day, and
- b) no more than 100 kilogrammes of sea bass per calendar month.

9.5 For vessels which have been authorised to fish with seines the vessel may only retain on board:

- a) unavoidable by-catches of sea bass that do not exceed 1% of the weight of the total catches of marine organisms on board in any single day, and
- b) no more than 180 kilogrammes of sea bass per calendar month.

9.6 For vessels which have been authorised to fish using hooks and lines, the vessel may only retain on board or land sea bass which does not exceed in total 5 tonnes per calendar year.

## **Category A (10 metre and under) Licence: Schedule (91) Non Sector**

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9.7 For vessels which have been authorised to fish using fixed gillnets, the vessel may only retain on board unavoidable bycatches of sea bass not exceeding 1.2 tonnes per calendar year.

9.8 A vessel authorised to fish for sea bass may not retain on board sea bass if more than one of the gear types as set out in condition 9.3 is present on board the vessel.

<sup>1</sup> A vessel authorised to fish for sea bass using more than one of the gear types set out in condition 14.3 may not retain on board sea bass if more than one of those gear types is present on board the vessel. All types of demersal trawls including Danish/Scottish seines, including OTB, OTT, PTB, TBB, SSC, SDN, SPR, SV, SB, SX, TBN, TBS, TB.

<sup>2</sup> All long lines or pole and line or rod and line fisheries, including LHP, LHM, LLD, LL, LTL, LX and LLS.

<sup>3</sup> All fixed gillnets and traps, including GTR, GNS, FYK, FPN and FIX.

### **FARNE DEEPS FISHING RESTRICTIONS**

10.1 Subject to the exemptions below, vessels deploying demersal trawls and seines (with the exception of beam trawls) are prohibited from fishing in the Farne Deeps.

10.2 The prohibition in condition 10.1 shall not apply to vessels with an engine power of 350 kw or less deploying a single-rig demersal trawl or seine within 12 nautical miles of the baselines from which the breadth of the territorial sea is measured and:

- a. of which the mesh size of the cod-end and any extension piece is 90 mm or greater and is constructed wholly or in part of a single twine having a thickness of 5mm or less and of which the foot rope (as would be viewed from above whilst the gear is deployed) is comprised of a single curved line only, or
- b. of which the mesh size of the cod-end and any extension piece is 100mm or greater and is constructed wholly or in part of a multiple twine of which no twine is of a thickness greater than 5 mm and of which the foot rope (as would be viewed from above whilst the gear is deployed) is comprised of a single curved line only and which is deployed only between 00:00hrs on 15th May and 23:59 hrs on 15th September, or
- c. of which the mesh size of the cod-end and any extension piece is 120 mm or greater and is constructed wholly or in part of a multiple twine of which no twine is of a thickness greater than 5 mm and of which the foot rope (as would be viewed from above whilst the gear is deployed) is comprised of a single curved line only.

10.3 The prohibition in condition 10.1 shall not apply to vessels deploying single-rig or twin-rig demersal trawls or seines outside 12 nautical miles of the baselines from which the breadth of the territorial sea is measured and:

- a. of which the mesh size of the cod-end and any extension piece is 90 mm or greater in respect of single rigged vessels and is constructed wholly or in part of a single twine of 5 mm or less, or
- b. of which the mesh size of the cod-end and any extension piece is 100mm or greater and is constructed wholly or in part of a multiple twine of which no twine is of a thickness greater than 5 mm and which is deployed only between 00:00hrs on 15th May and 23:59 hrs on 15th September, or
- c. of which the mesh size of the cod-end and any extension piece is 95 mm or greater in respect of twin rigged vessels, and is constructed wholly or in part of a single twine of 5 mm or less, or
- d. of which the mesh size of the cod-end and any extension piece is 120 mm or greater and is constructed wholly or in part of a multiple twine of which no twine is of a thickness greater than 5 mm.

10.4 Vessels fishing in accordance with the prohibitions in 10.2 and 10.3 above are not permitted to deploy demersal trawls or seines with more than one cod-end per rig.

10.5 For the purposes of the prohibitions above “Farne Deeps” shall consist of all waters within the following ICES statistical rectangles:

- 38E8,
- 38E9,
- 39E8,
- 39E9,
- 40E8,
- 40E9

## **Category A (10 metre and under) Licence: Schedule (91) Non Sector**

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### **SOUTH DEVON INSHORE FISHING GROUNDS**

11.1 Subject to the exceptions set out in sub-paragraph 11.3 below, no trawling or dredging shall take place in the areas and zones covered by the crabbing chart titled "South Devon Trawling and Crabbing Chart" operational from 1<sup>st</sup> January each year.

11.2 No fishing boat shall carry a scallop dredge or beam trawl in any part of the specified areas or zones unless every part of any dredge or beam trawl is totally inboard the boat.

11.3 Trawling or dredging may take place as follows:

a) anywhere by vessels fishing with pelagic trawls;

b) in those areas and zones on the chart in which trawling is permitted and during those periods specified in the schedule accompanying the chart;

c) in the area between Berry Head and Mewstone, east of the River Dart, enclosed by straight lines sequentially joining the following geographical co-ordinates:

50°20.30'N, 003°32.10'W  
50°19.50'N, 003°30.20'W  
50°20.40'N, 003°27.85'W  
50°23.90'N, 003°29.00'W

by vessels using trawl nets, provided such vessels have an engine power of no more than 100kW, or by vessels using scallop dredges, provided such vessels have an engine power of no more than 100kW and use no more than two tow bars, and that any tow bar used does not exceed 2.6m in total length, and that there are no more than three dredges attached to each tow bar; and

d) in the area seaward of a line drawn from Splat Point to Limebury Point to the southern limit of a line drawn from Bolt Head to Garra Sands, and in the area landward of a line drawn from Greystone Ledge to Gregory Rocks, by vessels fishing for sandeels, with trawl or seine nets of a mesh size less than 16mm provided such vessels have an engine power of no more than 100kW.

11.4 Copies of the crabbing chart and the full list of co-ordinates and seasonal restrictions are available from any Marine Management Organisation office and on the MMO website. This information is also held at the offices of the Devon and Severn Inshore Fisheries and Conservation Authority (IFCA), the South Western Fish Producer Organisation Limited and the South Devon and Channel Shell Fishermen's Association.

### **PROHIBITION ON THE DEPLOYMENT OF MECHANICAL DREDGING GEAR IN THE SOLWAY FIRTH**

12.1 The vessel to which this licence relates is prohibited, at all times, from deploying mechanical dredging gear in that area of the Solway Firth, defined as those portions of the shore and bed of the sea, the estuaries and the tidal rivers, which lie within the area bounded by the mean high-water mark of ordinary spring tides, by a straight line extending due East from the Isle of Whithorn, at a point 54°41'46" North latitude and 04°22'00" West longitude and by the line referred to in article 3(b)(i) of the Scottish Adjacent Waters Boundaries Order 1999 (S.I. 1999/1126).

12.2 While the vessel is in the specified area, any mechanical dredging gear carried on board the vessel, must be properly stored and secured in such a way, that it may not be used readily and to avoid any doubt of its deployment in the water.

### **PAIR TRAWLING**

13. When the vessel pair fishes with another vessel, the quantities of sea fish attributable to each vessel will be the quantities on board and landed by that vessel.

### **PROHIBITION ON THE DEPLOYMENT OF A TRAWL OR DREDGE - INNER HEBRIDES**

14. The vessel to which this licence relates is prohibited, at all times, from fishing with a trawl or dredge (including a suction dredge) in that area of the Inner Hebrides, being the area of waters bounded sequentially by:

56° 37.460'N 006° 19.830'W  
56° 35.620'N 006° 24.500'W  
56° 28.850'N 006° 34.330'W  
56° 28.680'N 006° 28.170'W

\* All co-ordinates in this condition are on WGS84 datum and are accurate at a scale of 1:10,000.

**FISHING RESTRICTIONS FOR SPURDOG**

15. A fishing vessel may retain on board and land spurdog (also known as Picked dogfish (*Squalus acanthias*)) caught in Western (ICES areas: 6, 7 and 8; United Kingdom and international waters of 5; international waters of 1, 12 and 14) and North Sea (ICES areas: United Kingdom and European Union waters 4; United Kingdom waters of 2a) areas - provided that the following conditions are met:

- a. It is prohibited to retain, tranship or land specimens over 100cm in length as measured from the end of the tail to the tip of the snout.
- b. In ICES areas 6, 7 and 8; United Kingdom and international waters of 5; international waters of 1, 12 and 14 (Western Spurdog), no more than 5 tonnes (live weight), may be retained on board or landed per calendar month.

**MINIMUM CONSERVATION REFERENCE SIZE FOR CRAWFISH**

16. In ICES sea area VII (of English waters), the minimum conservation reference size for crawfish (*Palinurus spp.*) shall be 110mm and shall be measured, as the length of the carapace, parallel to the midline, from the tip of the rostrum to the midpoint of the distal dorsal edge of the carapace.