

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.

CONDITIONS

This licence is subject to the following conditions:

General

1. The vessel to which this licence relates shall be registered as a fishing vessel under the Merchant Shipping Act 1995, or in the Channel Islands or Isle of Man.

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

3.1 This licence, and any variations granted by or on behalf of any of the Ministers, shall be carried on board the vessel to which it relates at all times and must be produced to a British Sea Fishery Officer or Marine Enforcement Officer on demand.

3.2 Subject to paragraph 3.3 below, for vessels not subject to electronic reporting requirements the current paper logbook and those for the previous six months, or a receipt issued by a British Sea Fishery Officer or Marine Enforcement Officer where a logbook has been taken into his/her custody, shall be carried on board the vessel to which they relate at all times and must be produced to a British Sea Fishery Officer or Marine Enforcement Officer on demand.

3.3 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 British Sea Fishery Officer or Marine Enforcement Officer, on the vessel to which they relate, on demand.

4. 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

5.1 This condition applies to any vessel whose total landings of stocks subject to quotas, 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 January and 31st December in any given year.

5.2 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.

5.3 The real economic link condition shall be deemed to have been complied with where any one of the following options is satisfied during each of the periods specified in paragraph 5.1 above:

(a) at least 50 per cent by weight 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 UK coastal areas or the Channel Islands or Isle of Man; or

(c) the vessel owner achieves another arrangement which consists of:

- (i) a combination of the above options (the minimum percentage chosen for any one option may be less than 50 per cent but the percentages chosen individually and in combination must genuinely provide a real economic link); or
- (ii) criteria other than the above options which genuinely provide a real economic link; or
- (iii) a combination of (i) and (ii) which genuinely provides a real economic link.

5.4 It is the responsibility of the licence holder to demonstrate compliance with whatever option has been chosen to the satisfaction of Fisheries Administrations. If the licence holder fails to comply with whatever option has been chosen by no more than 10 percentage points, 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 licence holder chooses to comply with in the following licence period. In such case, an Economic Link Notice of Variation will be issued to the licence holder in the following licence period to increase the percentage threshold requirements of the economic link condition by such percentage shortfall.

Compliance Visiting Condition

6.1 This condition applies only to any vessel which, during each of the periods 1 April – 30 September in any given year and 1 October – 31 March in any given year, 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 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 TAC stocks is less than 2 tonnes. To enable inspections to be made of the vessel and of any catch, 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 United Kingdom 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 by telephone (and not by facsimile) in England and

Wales to the Sea Fisheries District Inspector of the proposed port to be visited, in Scotland to the Scottish Fisheries Protection Agency (SFPA) or in Northern Ireland to the Fisheries Inspectorate, DAERA;

- (ii) during any such visit the vessel ties up alongside;
and
- (iii) qualifying visits in the specified periods are at least 2 months apart.

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.

6.2 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

REVOCATION

7. Any licence in respect of the areas and species covered by this licence, previously issued in respect of the above-named vessel, is hereby revoked.