

**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. This licence shall not authorise fishing anywhere unless the vessel is registered as a fishing vessel under the Merchant Shipping Act 1995, or in the Channel Islands or Isle of Man.

2.1 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 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 to the schedule to this licence is subject to the landing obligation in article 15 of Regulation (EU) 1380/2013 of the European Parliament and of the Council, 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.

2.2 a) Subject to paragraph (b), the vessel to which this licence relates must not retain on board, land or transship, fish taken in accordance with this licence in excess of the amounts specified in relation to each such species in the Schedule and at Part II of the annex 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 to the schedule of this licence is subject to the landing obligation in Article 15 of Regulation (EU) No 1380/2013 of the European Parliament and of the Council 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) Where the vessel to which this licence relates is permitted to fish in waters outside British fishery limits, the amounts of fish that may be caught in the Schedule and part II of the annex are taken to be cumulative to include any fishing which takes place outside British fishery limits and all such catches must be counted against the limits in this licence.

3. The vessel to which this licence relates shall not trans-ship sea fish (except sea fish used as fresh bait) to or from a vessel of 10 metres and under overall length.

4. 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.

5. The vessel shall not pair trawl with a vessel which does not hold a licence to fish granted by one of the Fisheries Ministers in the UK or, in the case of a foreign-flagged vessel, the authorities of the flag state. The vessel shall not pair trawl with a vessel from another country without the prior approval of the UK 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

6.1 This licence, and any fishing authorisation issued in accordance with article 7 of Council Regulation (EC) 1224/2009 must either:

- a) be carried on board the vessel and be produced to a Marine Enforcement Officer or British Sea Fishery Officer on demand; or
- b) within five working days of a request made by a Marine Enforcement Officer or British Sea Fishery Officer to the master, owner or their representative, be presented during normal office hours to the requesting officer at a location nominated at the time of the request

6.2 Subject to paragraph 6.3 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.

6.3 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.

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

- a) it has notified the Marine Management Organisation in writing, in such form as may be prescribed by the MMO; and
- b) it has been issued with a written licence variation ("leasing letter") by the MMO in email or paper format stating the additional quantities of fish which may be retained on board, landed or transhipped

#### **Fishing Gear and Equipment Restrictions**

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, and which the vessel is licensed to retain on board during the period for which this licence is

## **Category A Licence (Island Vessels): Conditions (12)**

issued, amount to 2 tonnes or more between 1st January and 31st December in any given year.

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 70 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 70 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 20 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 not met, the cumulative total is such that a 70% threshold is reached.

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 Fisheries Administrations. If the owner of the vessel 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 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 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 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](mailto:UKFMC@gov.scot) inserting Compliance visit in the subject box;
- (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.

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 and Other Requirements for All Stocks Other than Pelagic Stocks**

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

10.2 Except as provided for in Condition 17, landings of sea fish shall be made only:

- (a) at one of the designated ports listed in column 1 of the table below; and
- (b) where appropriate, at the designated location within the port specified in column 3 of that table.

When entering any designated port vessels must arrive within the designated times listed in column 2 of the table.

**Category A Licence (Island Vessels): Conditions (12)**

<b>Column 1</b>	<b>Column 2</b>		<b>Column 3</b>	<b>Column 4</b>
Ports at which sea fish may be landed	Times during which vessels may arrive in port (UK local time)		Location (where appropriate) within port where sea fish may be landed	Location of logbook post box
	From	To		
<b>ENGLAND AND WALES</b>				
North Shields	09:00 (Mon-Fri)	23:00 (Mon-Fri)		On right hand side of entrance to Auction Hall next to Quaymaster's Office.
Whitby	23:00 (Sun – Thur)	07:00 (Mon – Fri)	Fish Quay	On market wall of office block West of the Auction Hall
Scarborough	23:00 (Sun - Thur)	07:00 (Mon – Fri)	West Pier	On West facing wall of office block West of the Auction Hall.
Humberside (Hull and Grimsby)	18:00 (Sun – Thur)	07:00 (Mon – Fri)	Hull - North Side of Albert & William Wright Dock Grimsby - Fish Dock, Market Quay	On side wall, Marr Building, St Andrews Dock Entry to Bay 16, Grimsby Yard Fish Market.
Lowestoft	07:00 (Mon - Fri)	16:00 (Mon - Fri)	Waveney Dock	Outside wall of fishmarket near northern corner of Waveney Dock.
Shoreham	08:00 (Mon - Fri)	16:00 (Mon – Fri)	Within the confines of the harbour	On wall of Port Control Office at lockgates
Brixham	08:00 (Mon - Fri)	20:00 (Mon – Fri)		Set in MMO's Fish Laboratory Wall.
Plymouth	08:00 (Mon - Fri)	20:00 (Mon – Fri)	Sutton harbour, New Fish Market	On MMO Marine Office Wall.
Newlyn	08:00 (Mon-Fri)	20:00 (Mon-Fri)		Outside of Harbour Master's Office.
Padstow	08:00 (Mon-Fri)	20:00 (Mon-Fri)		South Quay, Padstow
Milford Haven Dock	08:00 (Mon - Fri)	17:00 (Mon – Fri)		Outside of Auction Hall's wall.
Holyhead	08:00 (Mon-Fri)	17:00 (Mon-Fri)	Fish Dock	On Wall of Dockmaster's Office at South Quay
Fleetwood	22:00 (Sun - Thur)	07:30 (Mon - Fri)	Wyre Fish Dock	Outside wall of Auction Hall.
Whitehaven	09:00 (Mon – Fri)	17:00 (Mon – Fri)	North Harbour on the Old North Wall Quay adjacent to the Ice Plant and on the North Wall Quay adjacent to the Fish Handling Facility building	Outside the Fish Handling Facility building on the North Wall Quay

<b>Column 1</b>	<b>Column 3</b>	<b>Column 4</b>
Ports at which sea fish may be landed	Location (where appropriate) within port where sea fish may be landed	Location of logbook post box
<b>SCOTLAND</b>		
Eyemouth		Front of the Fishermen's Mutual Association building, Harbour Road, Eyemouth TD14 5JA

## Category A Licence (Island Vessels): Conditions (12)

Pittenweem	Fishmarket Quay	Inside fishmarket, by the notices on the rear wall of the chilled area.
Aberdeen	Palmerston Quay & Commercial Quay	On North wall of Palmerston Quay fishmarket outside Berthing Master's Office.
Peterhead	Peterhead Harbour excluding Peterhead Bay Harbour	Centrally on the seaward side of the new fishmarket on Merchants Quay
Fraserburgh		On quayside wall of 1st market between doors 9 and 10, about 20 metres on North side of the Faithlie Jetty.
Buckie		On outside front wall of fishmarket next to the entrance door.
Lerwick	All piers, quays and docks within harbour limits excluding those in Dales Voe	On seaward side of the Northmost end of fishmarket on Alexandra Wharf.
Scalloway		On seaward wall at the South end of the fishmarket.
Kirkwall	East Pier, Kirkwall	On external wall of North Isles Passenger Terminal Building.
Scrabster		On the outside front wall of Scrabster fishmarket.
Kinlochbervie	All quays lying to the North of the ice factory quay	On the Southmost external wall of new fishmarket.
Lochinver		On the wall to the right of the fishmarket entrance.
Ullapool		North Facing wall at eastern end of Harbour Building
Stornoway		On West facing wall on the Fishmarket on Esplanade Quay.
Portree		On lamp post outside Pier Master's Office.
Mallaig		On wall of Prawnmarket adjacent to Whitefish market entrance.
Oban		On the seaward end of the Westward wall of the fish market building.
Campbeltown		On the seaward wall to the right of right-hand door of the fishmarket next to a life buoy.
Troon		On the Pier-side wall of Troon fish market building.
Cullivoe	Cullivoe Pier	On the North side of the Ice Plant, adjacent to the Ice Plant Control Box

<u>Column 1</u>	<u>Column 2</u>		<u>Column 3</u>	<u>Column 4</u>
Ports at which sea fish may be landed	Times during which vessels may arrive in port (UK local time)		Location (where appropriate) within port where sea fish may be landed	Location of logbook post box
	From	To		
<b>NORTHERN IRELAND</b>				
Ardglass	09:00 (Mon - Fri)	21:00 (Mon - Fri)		On the wall of the fishmarket and port office.
Kilkeel	06:00 (Mon - Fri)	22:00 (Mon - Fri)		On the wall of the fishmarket and port office.
Portavogie	09:00 (Mon - Fri)	21:00 (Mon - Fri)		On the wall of the fishmarket and port office.
Bangor <sup>1</sup>	-	-		
Ballycastle <sup>1</sup>	-	-		
Lisahally <sup>1</sup>	-	-		

<sup>1</sup> Permitted landing port **only** for vessels with over 2 tonnes of either **cod** or **hake** on board to land. As usual arrivals of such vessels are subject to prior notification as specified in paragraphs 11.1 to 11.7.

11.1 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 for which a TAC has been set or have on board more than one tonne, live weight, of scallops caught in ICES Divisions 7 d, e and h; 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 of the following information shall be 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 email to [UKFMC@gov.scot](mailto:UKFMC@gov.scot) inserting Notice Arrival in the subject box:

- (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**

11.2 When all the information has been provided in accordance with paragraph 11.1 above by telephone or marine radio, an authorisation number will be issued by the 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 logsheet(s) 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.

11.3 When all the information has been provided in accordance with paragraph 11.1 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 logsheet(s) 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.

11.4 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 11.2 or 11.3 above.

11.5 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 11.4, 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 logsheet(s) (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 11.4 occurs within designated arrival times at that port.

11.6 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 in the table at paragraph 10.2 above, a further authorisation number must be obtained from the UK Fisheries Monitoring Centre by making a notification in accordance with paragraph 11.1. This information must be recorded in the comments section of the logsheet(s) (where applicable) relating to the sea fish, before the arrival of the vessel in port.

11.7 The vessel may not commence landing sea fish at the port or location communicated in terms of paragraph 11.1 any earlier than 4 hours from the time that the notification made under paragraph 11.1, 11.5 or 11.6 is recorded as having been received by the UK Monitoring Centre, whichever is the later, unless otherwise authorised by a British Sea Fishery Officer or Marine Enforcement.

12. 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 as specified in column 4 of the table above, unless it has been handed to a British Sea Fishery Officer or Marine Enforcement Officer. 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**

13.1 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 ICES Sub Area 6 or 7, at any port other than a United Kingdom port shall, on completion of fishing operations in ICES Sub Area 6 or 7 and before exiting the area, notify the UK Fisheries Monitoring Centre with the following information:

- (i) the name and registered number of the vessel;

## Category A Licence (Island Vessels): Conditions (12)

- |  |                            |                                      |
|--|----------------------------|--------------------------------------|
| (ii) the name of the master of the vessel;   | Weymouth<br>Harbour Master | within the jurisdiction of the       |
| (iii) the current position of the vessel (latitude and longitude) within Sub Area 6 or 7;  | Blyth                      | inside harbour limits                |
| (iv) the intended country, port and date of landing;   | Port of Tyne               | inside Port of Tyne authority limits |
| (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. |                            |                                      |

13.2 Notice, under this condition, shall be made to the UK 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](mailto:UKFMC@gov.scot), inserting [hke/lez/anf](#) in the subject box.

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

13.3 An acknowledgement of notifications by 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

*Note: for the purposes of this licence "pelagic species" means fish of any of the following descriptions:*

*Mackerel (Scomber scombrus), Herring (Clupea harengus), Sprat (Sprattus sprattus), Pilchard (Sardina pilchardus), Horse Mackerel (Trachurus trachurus) and Blue Whiting (Micromesistius poutassou).*

14.1 Subject to paragraphs 14.3 and 14.4 below, herring and mackerel taken under the authority of this licence shall only be trans-shipped to a licensed receiving vessel at the following ports:

Ullapool	inside harbour limits
Mallaig	inside a line drawn between Harbour Point (57°0'25"N, 5°49'45"W) and An Fhaochag (57°3'50"N, 5°47'25"W) and the parallel of latitude 57°N (Loch Nevis)
Lerwick	inside harbour limits
Fraserburgh	the area enclosed by a line due north from Kinnaird Head Lighthouse (57° 41' 54"N, 2° 0' 08"W) to a point (57° 42' 54"N, 2° 0' 08" W) then due south east to a point (57° 42' 04"N, 1° 56' 21" W) and then south to Cairnbulg Briggs Light (57° 41' 06"N, 1° 56' 21"W)
Peterhead	inside harbour limits
Falmouth	inside a line drawn between Rosemullion Head and Zone Point
Plymouth	inside a line drawn between Pembrokewse Point (50° 19.8'N, 4° 12'W) and Andurn Point (50° 19.6'N, 4° 7.2'W)

14.2 Prior to the commencement of trans-shipment to a licensed receiving vessel, the quantity of fish on board shall be notified to the local Fishery or Marine Officer and be made available for inspection.

14.3 Herring caught in ICES Divisions 4a and 4b shall only be trans-shipped in Scotland at Lerwick, Fraserburgh and Peterhead. Herring caught in ICES Division 5b and Sub Areas 6 and 7 shall only be trans-shipped in Scotland at Mallaig and Ullapool.

14.4 Mackerel shall only be trans-shipped in Scotland at Ullapool or Lerwick.

15. 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.

### Restrictions on dredges

16.1 Any dredge carried on board or used by a vessel in ICES Divisions 7d,e,f and h, must comply with the following requirements:

- it must consist of a frame which does not exceed 0.85 metres in width (where width is the maximum external measurement across the front of the dredge);
- it must comprise a functioning spring-loaded tooth bar which must be operational and moveable. It must not contain a fixed tooth bar;
- there must be no attachments to the rear, top or inside of the dredge, nor shall it contain either a diving plate or other similar device;
- the weight of the complete dredge including belly, back and all fittings shall not exceed 150 kgs.

16.2 Notwithstanding paragraph 16.1 but subject to paragraph 16.3, a vessel in ICES Divisions 7d,e,f and h, may carry a dredge not complying with paragraph 16.1 provided such dredge is disconnected from the towing bar and is either securely lashed to some part of the superstructure or stowed and may not readily be used.

16.3 A vessel in ICES Divisions 7d,e,f and h, shall not carry or use dredges which comply with paragraph 16.1 above whilst having on board any dredges which do not meet the requirements of that paragraph.

16.4 The restrictions in paragraph 16.1 and 16.2 do not apply to any vessel fishing with dredges only in areas which are shellfish production areas for the purpose of the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998 or to vessels which on any voyage or fishing trip are only fishing for and retaining on board 'seed' mussel for relaying into classified shellfish production areas.

### **Prohibition on the Deployment of Mechanical Dredging Gear in the Solway Firth**

17.1 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)

17.2 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.

### **Prohibition on fishing with trawls and dredges in specified areas in Lochs Duich, Long and Alsh**

18.1 Subject to paragraphs 18.2 and 18.3, 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 Lochs Duich, Long and Alsh, being the area of waters bounded sequentially by:

— a straight line drawn from a point on Skye (Rubhna na h-Airde Glaise) at 57° 16.364N, 005° 46.010W; then to 57° 16.590N 005° 46.105W; then to 57° 16.850N 005° 44.335W, then to a point on the mainland (Skye bridge) at 57° 16.871N 005° 43.976W; then along the coastline of the mainland to point 57° 13.546N 005° 39.125W (near Sgeir nan Laogh); then to a point on Skye at 57° 13.522N 005° 39.789W (near Kylerhea); and then finally along the coastline of Skye to 57° 16.364N 005° 46.010W (Rubhna na h-Airde Glaise)<sup>2</sup>.

18.2 The prohibition in paragraph 18.1 does not apply to fishing with a trawl or dredge (including a suction dredge) within the area of waters within Loch Alsh bounded by straight lines drawn from point 57° 15.889N 005° 42.630W and sequentially joining the following geographical co-ordinates:

57° 16.706N 005° 42.005W;  
57° 16.703N 005° 39.865W;  
57° 16.850N 005° 39.321W;  
57° 16.851N 005° 38.742W;  
57° 16.417N 005° 37.975W;  
57° 16.334N 005° 36.969W;  
57° 16.502N 005° 36.396W;  
57° 16.323N 005° 36.059W;  
57° 15.998N 005° 35.381W;  
57° 15.390N 005° 36.880W;  
57° 15.371N 005° 37.351W;  
57° 16.151N 005° 39.012W;  
57° 16.132N 005° 41.140W;  
and finally 57° 15.889N 005° 42.630W.

18.3 The prohibition in paragraph 18.1 does not apply to fishing with a trawl within the area of waters within Loch Duich bounded by straight lines drawn from point 57° 16.107N 005°

30.791W and sequentially joining the following geographical co-ordinates:

57° 15.944N 005° 30.579W;  
57° 15.431N 005° 29.559W;  
57° 15.208N 005° 28.763W;  
57° 14.541N 005° 28.101W;  
57° 14.356N 005° 27.629W;  
57° 14.356N 005° 28.654W;  
57° 14.551N 005° 28.830W;  
57° 15.012N 005° 29.713W;  
57° 16.035N 005° 30.959W;  
and finally 57° 16.107N 005° 30.791W;

18.4 While the vessel is within the area specified in paragraph 18.1 but is outwith the areas specified in paragraphs 18.2 and 18.3, any trawl or dredge (including any suction dredge) carried on board the vessel must be properly lashed and stowed in such a way that it may not be used readily and to avoid any doubt of its deployment in the water.

### **Deep-sea Species**

19. For the purposes of this licence, 'deep-sea species' means sea fish of any of the following descriptions:-

Black scabbardfish (*Aphanopus carbo*)  
Alfonsinos (*Beryx spp.*)  
Roundnose grenadier (*Coryphaenoides rupestris*)  
Orange roughy (*Hoplostethus atlanticus*)  
Red seabream (*Pagellus bogaraveo*)

When referring to Deep Sea Sharks this shall relate to the following:

Deep-water catsharks (*Apristurus spp.*)  
Frimled shark (*Chlamydoselachus anguineus*)  
Gulper shark (*Centrophorus granulosus*)  
Leafscale gulper shark (*Centrophorus squamosus*)  
Portuguese dogfish (*Centroscymnus coelolepis*)  
Longnose velvet dogfish (*Centroscymnus crepidate*)  
Black dogfish (*Centroscyllium fabricii*)  
Birdbeak dogfish (*Deania calceus*)  
Kitefin shark (*Dalatias licha*)  
Greater lanternshark (*Etmopterus princeps*)  
Velvet belly (*Etmopterus spinax*)  
Blackmouth dogfish (*Galeus melastomus*)  
Mouse catshark (*Galeus murinus*)  
Bluntnose Six-gilled shark (*Hexanchus griseus*)  
Sailfin roughshark (Sharpback shark) (*Oxynotus paradoxus*)  
Knifetooth dogfish (*Scymnodon ringens*)  
Greenland shark (*Somniosus microcephalus*)

### **Effort control: Cod in 7d**

20. The vessel may not be absent from port and present in the part of ICES area 7d as authorised by this licence whilst carrying on board any of the fishing gear specified in condition 21, unless the owner, master, or his representative has been authorised in writing by the appropriate UK fisheries administration in accordance with Article 7 of Council Regulation (EC) 1224/2009.

The vessel must at all times comply with the rules for cod in 7d as published by the Marine Management Organisation on its website

<sup>2</sup> All co-ordinates in this condition are on WGS84 datum and are accurate at a scale of 1:10,000.

## Category A Licence (Island Vessels): Conditions (12)

<https://www.gov.uk/government/publications/manage-your-fishing-effort-cod-in-ices-area-viid>

21. Regulated fishing gear in ICES area 7d:

**Vessels with eligibility may use any of the following gears:**

(a) bottom trawls and seines (OTB, OTT, PTB, SDN, SSC, SPR) of mesh:

(i) equal to or larger than 100 mm; (TR1)

(ii) equal to or larger than 70 mm and less than 100 mm; (TR2)

(iii) equal to or larger than 16 mm and less than 32 mm; (TR3)

(b) beam trawls (TBB) of mesh:

(i) equal to or larger than 120 mm; (BT1)

(ii) equal to or larger than 80 mm and less than 120 mm; (BT2)

(c) gill nets, entangling nets (GN); (GN1)

(d) trammel nets (GT); (GT1)

(e) longlines (LL); (LL1)

### **Effort control: Real Time Closures and Seasonal Closures**

22.1 A vessel authorised to fish in the cod recovery zone in accordance with condition 20 above must not be present in an area specified in paragraphs 22.4, 22.5, 22.6 and 22.7 below, other than when transiting at a speed of more than six knots (except in the case of force majeure or adverse conditions).

22.2 (a) For vessels participating in MMO fully documented 'catch quota' trials (and not subject to 22.2(a)), paragraph 22.1 shall not apply in respect of the areas specified in paragraphs 22.4 and 22.5.

(b) If a vessel participating in MMO fully documented 'catch quota' trials is pair trawling with a vessel administered by Marine Directorate of the Scottish Government, 23.2 shall not apply.

22.3 In the case of force majeure or adverse conditions, the master must immediately inform the UK Fisheries Monitoring Centre.

22.4 For the purposes of paragraph 22.1 above, the following real time closure areas apply:

RTC No	Closed until 23:59 on	Latitude and longitude coordinates	

22.5 For the purposes of paragraph 22.1 above, the following real time closure areas issued by Marine Directorate of the Scottish Government apply:

RTC No	Closed until 23:59 on	Latitude and longitude coordinates	

22.6 For the purposes of paragraph 22.1, the following seasonal closure areas apply during the period 1<sup>st</sup> January – 30<sup>th</sup> April of each year:

Closure number	Coordinates and description
Seasonal closure 1	52°41.000'N 003°18.000'E – circle of 10 nautical miles from this point
Seasonal closure 2	52°10.500'N 002°50.750'E – circle of 10 nautical miles from this point

22.7 For the purposes of paragraph 22.1 above, the following real time closure areas issued by Marine Directorate of the Scottish Government apply. The areas set out in the table below shall be closed for all gear, except pelagic gear (purse seines and trawls), during the identified period:

Closure number	Coordinates and description	Closed between
Seasonal closure 1	<b>Long Hole</b> 59° 07.35'N, 0° 31.04'W 59° 03.60'N, 0° 22.25'W 58° 59.35'N, 0° 17.85'W 58° 56.00'N, 0° 11.01'W 58° 56.60'N, 0° 08.85'W 58° 59.86'N, 0° 15.65'W 59° 03.50'N, 0° 20.00'W 59° 08.15'N, 0° 29.07'W	00:00 1st January – 23:59 31st March
Seasonal Closure 2	<b>Papa Bank</b> 59° 56'N, 03° 08'W 59° 56'N, 02° 45'W 59° 35'N, 03° 15'W 59° 35'N, 03° 35'W	00:00 1st January – 23:59 15th March
Seasonal Closure 3	<b>North West Sule</b> 59° 22.130'N, 4° 52.000'W 59° 13.000'N, 4° 52.000'W 59° 13.000'N, 5° 28.000'W 59° 16.850'N, 5° 28.000'W	00:00 1st February – 23:59 31st March
Seasonal Closure 4	<b>Firth of Clyde</b> That part of ICES statistical rectangle 39E4 which lies to the east of the Kintyre peninsula and to the north of a straight line between 55°18'18"N, 05°38'50"W, and 55°00'30"N, 05°09'24"W, and	00:00 14th February – 23:59 30th April
Seasonal closure 4	That part of ICES statistical rectangle 39E4 which lies to the north of a straight line between 55°17'57"N, 05°47'54"W and 55°00'00"N, 05°21'00"W and	00:00 14th February – 23:59 30th April



## Category A Licence (Island Vessels): Conditions (12)

continued	to the south of a straight line between 55°18'18"N, 05°38'50"W and 55°00'30"N, 05°09'24"W.	
Seasonal Closure 5	<b>Stanhope Ground</b> 60° 10'N, 01° 45'E 60° 10'N, 02° 00'E 60° 25'N, 01° 45'E 60° 25'N, 02° 00'E	00:00 1st January – 30th April
Seasonal Closure 6	<b>Foula Deeps</b> 60° 17.5'N, 01° 45'W 60° 11.0'N, 01° 45'W 60° 11.0'N, 02° 10'W 60° 20.0'N, 02° 00'W 60° 20.0'N, 01° 50'W	00:00 1st November – 31st December
Seasonal Closure 7	<b>East of Fair Isle</b> 59° 40'N, 01° 23'W 59° 40'N, 01° 13'W 59° 30'N, 01° 20'W 59° 10'N, 01° 20'W 59° 10'N, 01° 28'W 59° 30'N, 01° 28'W	00:00 1st January – 15th March

22.8 When fishing in the waters of another UK fisheries administration (other than Scotland), paragraph 22.1 also applies to an area closed by the relevant fisheries administration for those waters.

22.9 It is the responsibility of the master to ascertain, before going to sea, which areas have been closed by other fisheries administrations.

### **Effort Control: Sole Recovery Zone**

23.1 The vessel may not be absent from port and present in the part of ICES area 7e authorised by this licence whilst carrying on board one of the following regulated fishing gears:

- beam trawls of mesh size equal to or greater than 80 mm;

unless the owner, master, or his representative, has been authorised in writing by the appropriate UK fisheries administration in accordance with article 7 of Council Regulation (EC) 1224/2009.

23.2 The vessel must at all times comply with the sole recovery zone rules published by the Marine Management Organisation on its website see <https://www.gov.uk/government/publications/manage-your-fishing-effort-sole-recovery-zone/sole-recovery-zone-rules>.

If the vessel is also authorised through a separate licence to be present in the EU part of ICES area 7e any sole days allocated will be for the whole of 7e combined rather than in addition to the allocation in UK waters.

### **Single Area Licencing**

24.1 Where the vessel deploys beam trawls within that part of British Fishery Limits which falls within ICES area 7e east of 5 degrees west ('the relevant area'), it may not fish in any other ICES area within British Fishery Limits during the same voyage. For any voyage where beam trawls are deployed in the

relevant area the vessel must depart from and return to (and only to) a UK port.

24.2 The vessel shall be exempt from the provisions in condition 24.1 provided the following requirements are met;

- a. The master, owner or (where appropriate) the charterer vessel contacts the UKFMC at least 4 hours and no more than 8 hours prior to entry into the area in the relevant area and, if requested, facilitates an inspection of the vessel at a position and time provided by the MMO FMC Operations team, prior to commencing fishing operations;. and,
- b. The master, owner or (where appropriate) the charterer vessel contacts the UKFMC at least 4 hours and no more than 8 hours before leaving the relevant area and, if requested, facilitates an inspection of the vessel at a position and time provided by the MMO FMC Operations team, before leaving the relevant area.

24.3 The notification at 24.2(a) shall contain the following information:

- a. Subject heading: NOTIFICATION OF ENTRY INTO SOLE RECOVERY ZONE RELEVANT AREA
- b. The name, external identification, and international radio call sign of the vessel;
- c. The name of the master of the vessel;
- d. Date/time/location of intended entry into the area and the intended commencement of fishing activity in the relevant area in the following format:
  - i. in respect of the position of entry, the approximate latitude and longitude of the position at which the vessel will enter the area, and
  - ii. in respect of intended fishing grounds, the ICES statistical rectangles in which fishing operations will be commenced.
- e. The total quantity of sole retained on board in kilograms live weight.

24.4 The notification at 24.2(b) shall contain the following information:

- a. Subject heading: NOTIFICATION OF EXIT FROM SOLE RECOVERY ZONE RELEVANT AREA
- b. The name, external identification, and international radio call sign of the vessel;
- c. The expected date/time/location of exiting the relevant area.
- d. The total quantity of sole retained on board in kilograms live weight.

24.5 If, at the point the vessel enters the area the quantity of sole retained on board is different to the quantity reported in accordance with condition 24.3(e) above then the master, owner or (where appropriate) the charterer of the vessel must immediately, and before commencing fishing operations, notify the UKFMC of the quantity of sole retained on board.

24.6 The vessel may not be present in the relevant area whilst carrying beam trawls on board other than in accordance with condition 24.1 and 24.2 or when transiting at a speed of greater than six knots (except in the case of force majeure or adverse conditions) or when in port. Beam trawls carried on board the

vessel must be properly lashed and stowed in such a way that it may not be used readily and to avoid any doubt of its deployment in the water.

### **UK Celtic Sea Technical Measures**

25.1 Where the vessel fishes using bottom otter trawls or bottom seines (OTB, OTT, OT, PTB, PT, SSC, SDN, SPR, SX, SV, TBN, TBS, TB, TX) in those parts of British fishery limits which fall within the Celtic Sea Protection Zone it must use a codend<sup>3</sup> with minimum 110 mm mesh size and fitted with a square mesh panel with 120 mm minimum mesh size.

25.2 Where the vessel fishes using otter trawls or bottom seines in those parts of British fishery limits which fall within ICES divisions 7e-j other than those referred to in condition 25.1 above, it must use a codend with minimum 100 mm mesh size, and when fishing west of longitude 5° W it must also use a square mesh panel with minimum 100 mm mesh size.

25.3 Where the vessel fishes using otter trawls or bottom seines in ICES divisions 7e-J it must use a codend that is constructed of a single twine of a maximum of 6 mm or a double twine of a maximum of 4mm.

25.4. Where the vessel fishes using otter trawls or bottom seine in ICES divisions 7e-j, other than when targeting nephrops, it must not use or carry on board a strengthening bag<sup>4</sup>.

25.5. The obligation in condition 25.1 does not apply to a vessel which fishes using otter trawls or bottom seines in ICES division 7f within 12 nautical miles of the baseline from which the breadth of the territorial sea adjacent to the United Kingdom is measured, which must instead use a codend with minimum 100 mm mesh size and square mesh panel with minimum 100 mm mesh size.

25.6. The obligation in conditions 25.1 and 25.2 do not apply to a vessel whose catch comprises 5% or more of nephrops, which must instead use any one of the following gear configurations:  
(a) a codend of at least 80mm mesh size coupled with a 300 mm square mesh panel (for vessels in excess of 12 metres in length) or a 200 mm square mesh panel (for vessels below 12 metres in length);

(b) Seltra panel;

(c) Sorting grid with a 35 mm bar spacing;

(d) 100 mm codend with a 100 mm square mesh panel;

(e) Dual codend with the uppermost codend constructed with T90 mesh of at least 90 mm and fitted with a separation panel with a maximum mesh size of 300 mm.

25.7. The obligation in condition 25.1 does not apply to a vessel whose catch comprises more than 55% of whiting, or 55% of anglerfish, hake or megrim combined, which must instead use a codend with minimum 100 mm mesh size and square mesh panel with minimum 100 mm mesh size.

25.8. The obligation in condition 25.1 does not apply to a vessel which fishes solely in ICES division 7f to the east of longitude 5° West and whose catch comprises less than 10 % gadoids (*Gadidae*), which must instead use a codend with minimum 80 mm mesh size and a square mesh panel with minimum 120 mm mesh size.

25.9. The obligation in condition 25.1, 25.2, or condition 25.5 does not apply to a vessel which fishes west of longitude 5° West, in ICES divisions 7e, or in ICES division 7f within 12 nautical miles of the baseline from which the breadth of the territorial sea adjacent to the United Kingdom is measured, provided that the vessel instead uses a 100mm single twine codend with maximum 5mm twine thickness, derogating from the twine thickness requirements in 25.3.

25.10 By way of derogation to points 25.1, 25.2 and 25.5 – 25.9 above, vessels of 12m or less and an engine power of 221kw or less fishing within 12nm of the United Kingdom in ICES area 7e east of 5° West, may fish in accordance Regulation (EU) 2019/1241 of the European Parliament and of the Council of 20 June 2019 on the conservation of fisheries resources and the protection of marine ecosystems through technical measures.

25.11. For the purposes of this condition, the Celtic Sea Protection Zone shall mean ICES divisions 7f, 7g, that part of ICES division 7h which is north of latitude 49° 30' N and that part of ICES division 7j which is north of latitude 49° 30' North and east of longitude 11° W.

25.12. Square mesh panels as referred to in this condition shall be placed into the top panel of the codend. The rearmost edge of the square mesh panel, which is the part closest to the codline, shall be no more than 9 metres from the codline.

### **Marine Mammal Reporting**

26.1 Where the vessel undertakes fishing activities the result of which causes or contributes to the mortality of or injury to any species of marine mammal, or where such species are taken as bycatch (regardless of whether such catches are retained on board) the master, owner, 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.

26.2 For the purposes of this licence condition, the term “marine mammal” means any mammal which (a) is morphologically adapted to the marine environment including sea otters and members of the orders Cetacea (whales, dolphins, and porpoises), Pinnipedia, (walrus, seals and sea lions) and Sirenia (dugongs and manatees), or (b) primarily inhabits the marine environment (such as the polar bear); and includes any part of any such marine mammal, including but not limited to its raw, dressed, or dyed fur or skin.

### **REVOCATION**

27. 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.

<sup>3</sup> Including any extension piece attached thereto.

<sup>4</sup> As defined by Article 6 of Commission Regulation (EEC) No 3440/84 of 6 December 1984 on the attachment of devices to trawls, Danish seines and similar nets.

