

LICENCE TO FISH IN THE FAROE ISLANDS EXCLUSIVE ECONOMIC ZONE (EEZ) – UK VESSEL

PART 2: LICENCE CONDITIONS

Unless otherwise stated, reference in this licence to EU, Council or Commission Regulations shall be read as reference to those Regulations as they form part of retained EU law which, by virtue of the European Union (Withdrawal) Act 2018, forms part of UK domestic law and as may subsequently be amended from time to time.

1. VALIDITY

- 1.1. This licence variation 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.
- 1.2. This licence variation shall not authorise fishing anywhere unless the vessel holds a valid licence to fish in United Kingdom waters issued by the Scottish Ministers, Welsh Ministers, the Department of Agriculture, Environment and Rural Affairs in Northern Ireland or the Marine Management Organisation.
- 1.3. Any licence in respect of the areas and species covered by this licence previously issued in respect of the above-named vessel, is revoked immediately prior to the point at which this licence comes into force.
- 1.4. This licence, and any fishing authorisation issued in accordance with Article 7 of Council Regulation (EC) 1224/2009 must be carried on board the vessel and be produced to a Marine Enforcement Officer or British Sea Fishery Officer on demand. This condition may be fulfilled by production of a copy in electronic format.
- 1.5. This licence variation supplements the domestic fishing licence held in respect of the vessel to which it relates. It is not transferrable and will cease to have effect if the domestic fishing licence becomes no longer attached to the vessel to which it relates.
- 1.6. In accordance with regulation 3(2)(c)(ii) of the Sea Fishing (Licences and Notices) (Scotland) Regulations 2011², regulation 3(4)(b) of the Sea Fishing (Licences and Notices) Regulations (Northern Ireland) 2014³ and regulations 3(3)(b) of the Sea Fishing (Licences and Notices) (England) Regulations 2012⁴ and the Sea Fishing (Licences and Notices) (Wales) Regulations 2019⁵ respectively, this external waters licence may be varied by publishing a notice on the following website:
<https://www.gov.uk/guidance/united-kingdom-single-issuing-authority-uksa>

² S.S.I No. 70 (<https://www.legislation.gov.uk/ssi/2011/70/contents>)

³ S.R (N.I) 2014 No.209 (<https://www.legislation.gov.uk/nisr/2014/209/contents/made>)

⁴ S.I No.827 (<https://www.legislation.gov.uk/uksi/2012/827/contents>)

⁵ S.I. 2019 No.500 W.116 (<https://www.legislation.gov.uk/wsi/2019/500/contents/made>)

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2. PERMITTED CATCHES

- 2.1. The vessel to which this licence relates shall not retain on board, land or tranship any sea fish of the descriptions set out in paragraphs 1 and 2 of Part 3: Annex to this licence. Any sea fish so caught must be returned to the sea immediately.
- 2.2. Notwithstanding the provisions of condition 2.1, where any sea fish of the descriptions set out in paragraph 2 of Part 3: Annex 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.
- 2.3. The vessel to which this licence relates must not retain on board, land or tranship, fish in excess of the amounts specified in relation to each such species in paragraph 3 of Part 3: Annex to this licence.
- 2.4. Notwithstanding the provision of condition 2.3, where any sea fish of the descriptions set out in paragraph 3 of Part 3: Annex 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.
- 2.5. The quantities of fish that may be caught which are set out in paragraph 3 of Part 3: Annex are cumulative to any fishing which takes place within British fishery limits and catches made in Faroese waters will count towards the overall quantities of fish the vessel is permitted to catch in British fishery limits, third country and international waters.

3. GENERAL CONDITIONS

- 3.1. Unless otherwise stated in this licence, the conditions which apply to the vessel licence which authorises fishing within British fishery limits apply to this licence insofar as the vessel must comply with those conditions whilst operating in the waters to which this licence grants access.
- 3.2. The vessel must always comply with the rules applicable to vessels whilst operating in waters over which a country other than the UK has sovereignty or sovereign rights or subject to the measures or recommendations of a regional fisheries management organisation.
- 3.3. Condition 3.1 above is applicable only insofar as the relevant licence conditions are compatible with the rules referred to in condition 3.2. Should any conflict between licence conditions and the rules referred to in condition 3.2 occur, those rules have supremacy.

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4. RECORDING AND REPORTING REQUIREMENTS

- 4.1. Masters shall send all electronic reports in conditions 4.2, 4.4 and 4.5 below to the Faroe Islands Fisheries Monitoring Centre (FMC) by e-mail to vakt@vorn.fo
- 4.2. The master of a vessel intending to fish in Faroe Islands waters shall send a catch on entry (COE) report at least 2 hours and no more than 6 hours prior to entry into the Faroese Exclusive Economic Zone (EEZ).
 - 4.2.1. The notification in condition 4.2 shall contain the following information:
 - a) Email subject heading: NOTIFICATION OF CATCH ON ENTRY (UK VESSEL)
 - b) Sequence number of the code
 - c) Licence number (optional)
 - d) Directed Species (Target species)
 - e) International Radio Call Sign (IRCS)
 - f) The vessel's IMO number
 - g) The number of the trip within this year (optional)
 - h) Name of Vessel
 - i) The name of the Master of the vessel
 - j) External registration number
 - k) Area in which the vessel will fish
 - l) Latitude of report transmission
 - m) Longitude of report transmission
 - n) Total Catch on Board by Species (FAO 3 alpha code) in kilogrammes (kg) live weight
 - o) Date of report transmission (dd-mm-yyyy)
 - p) Time of report transmission UTC (24 hh:mm)
 - q) Remarks
- 4.3. The vessel may only commence fishing activities after having received authorisation from the Faroe Islands Fisheries Monitoring Centre (FMC) in response to the report outlined in condition 4.2.
- 4.4. The master shall send a daily catch (CAT) report every day before 12:00 UTC of the previous day's catches. This report shall be sent even if there are no catches.
 - 4.4.1. The notification in condition 4.4 shall contain the following information:
 - a) Subject heading: NOTIFICATION OF DAILY CATCH (UK VESSEL)
 - b) Sequence number of the code
 - c) Licence number (optional)

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- d) Directed Species (Target species)
- e) International Radio Call Sign (IRCS)
- f) The vessel's IMO number
- g) The number of the trip within this year (optional)
- h) Name of vessel
- i) The name of the Master of the vessel
- j) External registration number
- k) The area in which the ship is fishing
- l) Latitude of report transmission
- m) Longitude of report transmission
- n) Catch of the previous day (00:00 to 23:59) by species (FAO 3 alpha code) in kilogrammes (kg) live weight
- o) Total catch on board by species (FAO 3 alpha code) in kilogrammes (kg) live weight.
- p) Date of CAT report transmission (dd-mm-yyyy)
- q) Time of report transmission UTC (24 hh:mm)
- r) Remarks

4.5. The master of the vessel shall send a Catch on Exit (COX) at least four hours prior to the intention of leaving Faroe Islands waters. This report may be cancelled or corrected.

4.5.1. The notification in condition 4.5 shall contain the following information:

- a) Subject heading: NOTIFICATION OF CATCH ON EXIT (UK VESSEL)
- b) Sequence number of the code
- c) Licence number (optional)
- d) Directed Species (Target species)
- e) International Radio Call Sign (IRCS)
- f) The vessel's IMO number
- g) The number of the trip within this year (optional)
- h) Name of vessel
- i) The name of the Master of the vessel
- j) External registration number

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- k) The area in which the ship is fishing
- l) Latitude of report transmission
- m) Longitude of report transmission
- n) Catch of the previous day (00:00 to 23:59) by species (FAO 3 alpha code) in kilogrammes (kg) live weight
- o) Total catch on board by species (FAO 3 alpha code) in kilogrammes (kg) live weight.
- p) Port of landing or transhipment
- q) Company or vessel to which the catch will be landed or transhipped
- r) Estimated date of landing or transhipment (dd-mm-yyyy).
- s) Estimated time of landing or transhipment (UTC) (24 hh:mm)
- t) Remarks

4.6. The vessel may only leave Faroe Islands waters after having received acknowledgement from the Faroe Islands Fisheries Monitoring Centre (FMC) in response to the report outlined in condition 4.5.

4.7. If instructions have been received by the Faroe Islands Fisheries Monitoring Centre (FMC) to present the vessel for inspection at a Control Area in response to reports sent in line with conditions 4.2 and 4.5, the master will use one of the following Control Areas.

Control Area	Code
FRO Inspection CPT 1 (ICES rectangle 53 E3)	FROCPT1
FRO Inspection CPT 2 (ICES rectangle 52 E3)	FROCPT2

4.8. If instructions have been received by the Faroe Islands Fisheries Monitoring Centre (FMC) to present the vessel for inspection at a Faroese Port, it will be one of the ports specified below:

- Tvøroyri
- Fuglafjørður
- Kláksvík
- Runavík

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Marine Mammal Bycatch Reporting

- 4.9. 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/guidance/marine-mammal-reporting-requirements> no later than 48 hours after the vessel returns to port.
- 4.10. 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.

5. LANDING AND OTHER REQUIREMENTS FOR ALL STOCKS

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6. AREAS IN WHICH YOU MAY NOT FISH

6.1. In the areas set out below the vessel must not be present in an area specified in the table below, other than when transiting at a speed of more than six knots (except in the case of force majeure or adverse conditions).

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

6.1.2. Vessels transiting through the areas listed below must ensure that all fishing gear is lashed and stowed in accordance with Article 47 of Council Regulation (EC) 1224/2009 at all times.

Closed Areas	Coordinates (WGS84)
Faroe Bank 01 January to 31 December (both days inclusive)	1. 60°50.000'N 07°57.000'W 2. 61°03.000'N 07°57.000'W 3. 61°15.500'N 08°16.000'W 4. 61°13.333'N 08°42.200'W 5. 61°00.000'N 09°11.000'W 6. 60°48.667'N 09°25.000'W 7. 60°24.000'N 09°07.000'W 8. 60°50.000'N 07°57.000'W
Notwithstanding the closure of Faroe Bank above: Fishing is permitted in the period 01 September to 31 May (both days inclusive) in the following area:	1. 60°50.000'N 07°57.000'W 2. 60°57.333'N 07°57.000'W 3. 60°45.667'N 08°37.000'W 4. 60°36.500'N 08°45.000'W 5. 60°26.000'N 09°08.417'W 6. 60°24.000'N 09°07.000'W 7. 60°50.000'N 07°57.000'W

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PART 3: ANNEX

1. PROHIBITED SPECIES

Any species which are listed in part I of the annex to the schedule to the licence authorising the vessel to fish within British fishery limits apply to fishing under the authority of this licence, subject to any amendment or addition in the table below.

Description of Sea Fish	Areas of Sea
INTENTIONALLY BLANK	

2. SPECIES FOR WHICH YOU MAY NOT FISH

Any species which are listed in part I of the annex to the schedule to the licence authorising the vessel to fish within British fishery limits apply to fishing under the authority of this licence, subject to any amendment or addition in the table below.

Description of Sea Fish	Areas of Sea
INTENTIONALLY BLANK	

3. SPECIES FOR WHICH YOU MAY FISH IN LIMITED QUANTITIES

Any limits on species which are listed in the part II of the annex to the schedule to the licence authorising the vessel to fish within British fishery limits also apply to fishing under the authority of this licence, subject to any amendment or addition in the table below.

Description of Sea Fish	Areas of Sea
Cod (<i>Gadus morhua</i>) ¹ and Haddock (<i>Melanogrammus aeglefinus</i>)	ICES division 5b (Faroes EEZ)
Saithe (<i>Pollachius virens</i>)	ICES division 5b (Faroes EEZ)
Redfish (<i>Sebastes mentella</i>)	ICES division 5b (Faroes EEZ)
Blue ling (<i>Molva dypterygia</i>)	ICES division 5b (Faroes EEZ)
Ling (<i>Molva molva</i>) ²	ICES division 5b (Faroes EEZ)
Flatfish	ICES division 5b (Faroes EEZ)
Other species	ICES division 5b (Faroes EEZ)

¹ Of which no more than 255 tonnes may consist of cod, and as bycatch only. No directed fisheries for cod are permitted under this quota.

² Bycatch only