

Scallop Diving Permit

1. Terms and Conditions relevant to all types of Permit

- 1.1 This permit is valid only within the territorial waters of the Island of Jersey except as otherwise specified or except in relation to the areas described in the permit. **This permit must be carried at all times whilst undertaking diving operations for scallops.**
- 1.2 **On changing address, email address or telephone number, the permit holder must forward the new details to Marine Resources within 7 days.**
- 1.3 The permit holder shall at all times comply with the Sea Fisheries (Underwater Fishing)(Jersey) Regulations 2003 and the Sea Fisheries (Jersey) Law 1994 and any Regulations made there under. In particular, your attention is drawn to the following:
- a) The minimum legal size for a Scallop is **105mm** as measured across the broadest part of the shell and all scallops must be retained on board a vessel whole.
 - b) It is prohibited to dive for all other shellfish with the exception of crab.
- 1.4 **Restriction on scallop diving in concession areas.**
No permit holder, with any breathing apparatus, or wearing a face visor, mask or goggles, shall be in possession of any scallops (*Pecten maximus*) while in a defined concession area established under the authority of a licence issued in accordance with the Sea Fisheries (Fisheries)(Jersey) Regulations 2010.
- 1.5 In this condition "breathing apparatus" has the same meaning as that stated in the Sea Fisheries (Underwater Fishing)(Jersey) Regulations 2003 namely "any apparatus used to enable or facilitate respiration under water."
- 1.6 A permit holder must not use a dive support vessel that has scallops (*Pecten maximus*) on board that vessel, wherever it may be, when the permit holder is diving in or has dived in during that dive, the concession area with breathing apparatus.
- 1.7 **Disposal of Scallop Shells**
Divers are reminded that both the Policing of Beaches (Jersey) Regulations 1959 and the Food and Environment Protection Act 1985 (Jersey) (Order) 1987 (FEPA) generally prohibit the dumping of scallop shells on beaches and slips.

2. Terms and Conditions relevant to a Recreational Diving Permit only

- 2.1 The permit holder is authorised only to dive for and collect a maximum of 40 scallops in any day and they may not be traded or sold for gain or profit.
- 2.2 The permit holder shall record the number of scallops caught during the year for which the permit is valid and submit the total number of scallops caught to Marine Resources.

3. Terms and Conditions relevant to a Commercial Diving Permit only

- 3.1 The permit holder is authorised only to dive for and collect scallops, which may be traded or sold for gain or profit.
- 3.2 All diving operations for scallops must be conducted from a licensed and registered fishing vessel.
- 3.3 Permit holders diving from a Jersey Licensed fishing vessel shall ensure that the number and location of dives and weight of scallops, caught each day, are recorded in that vessel's fishing log book.
- 3.4 The permit holder shall at all times comply with any current fishing and landing regulations that apply in their flag state.
- 3.5 **FEPA Licence for Commercial Permit Holders to dispose of Scallop Shells**
The holder of a commercial scallop permit is automatically licensed to dispose of scallop shells caught whilst using that Permit, providing the following conditions are adhered to:
- a) At any time that detached scallop meat is being carried onboard, no Regulators (which term includes any demand valve designed to assist in breathing gas) may be carried on the same vessel.
 - (b) Scallop shells shall only be disposed of in areas below the area uncovered by the lowest astronomical tide and then not in any area licensed for aquaculture.

PLEASE NOTE

Failure to comply with these conditions may result in the Minister revoking or suspending your permit. Diving for scallops without a permit or otherwise than in compliance with the conditions in the permit is an offence. Maximum fine £2,000, plus forfeiture of instruments and catch.

IMPORTANT INFORMATION

Prohibited area for possession of and diving for scallops.

The Minister has granted a concessionary area in which scallop farming takes place. Possession of scallops and diving for scallops is prohibited in the concession located in the following area:

The area of approximately 50 hectares situated in the southern part of St Catherine's Bay. (see Fig.1)

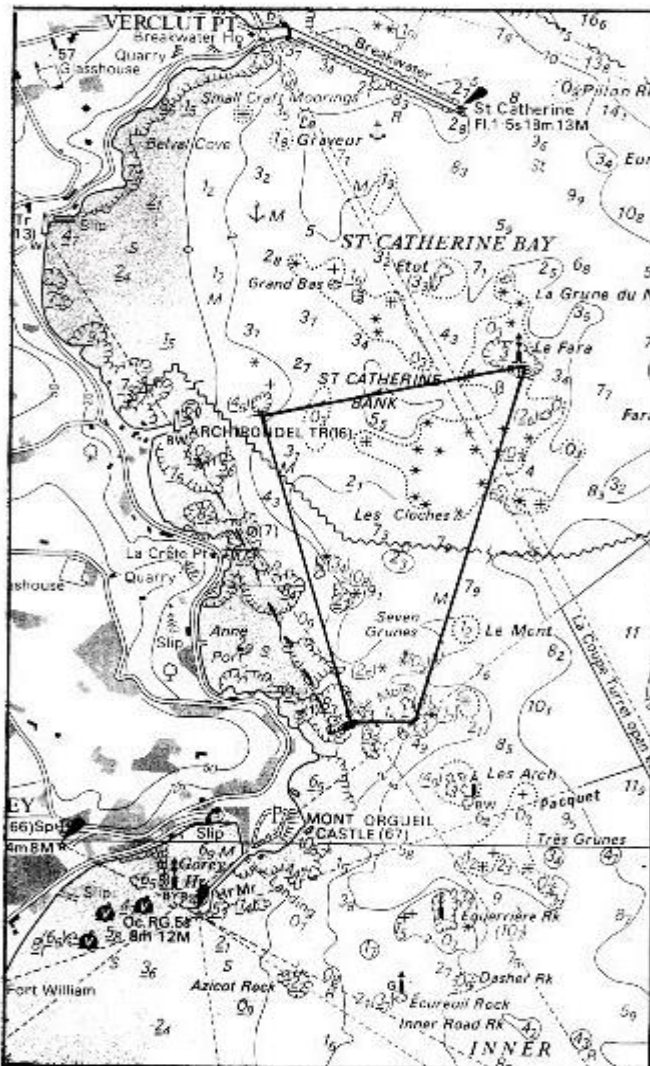


Fig.1

North West corner

49° 12.783'N 002° 01.218'W

South West corner

49° 12.192'N 002° 00.988'W

South East corner

49° 12.192'N 002° 00.748'W

North East corner

49° 12.856'N 002° 00.479'W

Note: This chartlet is for information only and should not be used for navigational purposes.