

## **SCHEDULE 2**

### **Licence Conditions Applicable to the Jersey Fishing Licence – EU Vessels**

#### **AUTHORITY**

Subject to the conditions set out below, and to any prohibition on fishing imposed by Regulation or Order under the Sea Fisheries (Jersey) Law, 1994, the vessel to which this licence is granted is only authorised to fish in the territorial sea of Jersey<sup>1</sup> within the areas authorised under section 1.3 of this Schedule.

Unless otherwise stated, this licence does not permit the vessel to undertake fishing activities in other areas within territorial sea of Jersey.

For avoidance of doubt, this licence does not authorise fishing within any part of the territorial sea of Jersey which did not form part of the Area as defined in the former Bay of Granville Agreement.

#### **VALIDITY OF LICENCE**

This licence is valid from 0001 hours on the issue date of this licence as specified at section 6 and expires at 2359 hours on the expiry date of the licence also at section 6, subject to any revocation, suspension or variation.

This licence may be revoked, suspended, or varied at any time by a notice communicated in accordance with the Sea Fisheries (Licensing of Fishing Boats) (Jersey) Regulations 2003.

In accordance with regulation 10(3) of the Sea Fisheries (Licensing of Fishing Boats) (Jersey) Regulations 2003, notices and variations to this Schedule will be published on the [www.gov.je](http://www.gov.je) website.

It is the responsibility of the vessel owner, and the master or, where appropriate, charterer of the vessel, to ensure that they are aware of the licence conditions and any variations to them, as made from time to time.

The vessel must be registered as a fishing vessel and hold a valid fishing licence and SMEFF Authorisation (in accordance with EU Regulation 2017/2403 on the sustainable management of external fishing fleets) issued by its flag state. If at any time following the issue of this licence the vessel ceases to hold a valid fishing licence issued by its flag state, this licence shall immediately cease to be valid.

The licence may 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.

This licence is invalid if any of the details on pages 1 and 2 of the licence change or are incorrect.

#### **CONDITIONS**

##### **1.0 General Conditions**

1.1 This licence must be carried on board the boat to which it relates at all times and be produced on demand to any Jersey Sea Fishery Officer.

##### **1.2 Change of Details**

Any unauthorised change of the vessel or ownership details recorded on this licence will immediately make this licence invalid. These details must match those on the vessel's Certificate of Registry and National fishing licence. Any difference will invalidate this licence.

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<sup>1</sup> In accordance with the Territorial Sea Act 1987 (Jersey) Order 1997

**1.3 Areas in which the vessel is licensed to fish**

The vessel to which this licence relates is only permitted to fish within those parts of the territorial sea of Jersey authorised in Section 4b of the licence. The boundaries and limitations of these zones are formally defined under the former Bay of Granville Agreement as shown in chart A in part III of the Annex.

**1.4 Areas in which the vessel is not licensed to fish**

1.4.a In an area where a vessel is not licensed to fish or where a condition of this licence or a Regulation prohibits the vessel to which this licence relates from fishing in an area, the vessel must not be present in that area other than when travelling at a speed of greater than six knots (except in the case of force majeure or adverse weather conditions).

1.4.b In case of force majeure or adverse weather conditions during which the vessel is or will be present in such an area, the master of the vessel must immediately notify Jersey Coastguard. The notification shall contain the following information:

- i the subject heading: FORCE MAJEURE OR ADVERSE WEATHER CONDITIONS
- ii the name, external identification and international radio call sign of the vessel;
- iii the name of the master of the vessel;
- iv the geographical location of the vessel to which the notification refers;
- v the area into which the fishing vessel will enter;
- vi the expected date and time of exit;
- vii the catch retained on board by species in kilograms live weight.

1.4.c Where a condition of this licence or regulation prohibits a vessel to use trawls and dredges in a certain area, the vessel may transit any such area provided that all trawls and dredges are disconnected from the towing cable, lashed and stowed in such a way that may not be used or deployed into the water prior to entry to the area and remain disconnected, lashed and stowed until its departure from that area.

**1.5 Sea Bream Research - mobile gear restricted zones**

The vessel to which this licence relates shall not tow or use any mobile gear (which includes all dredges and trawls) within a restricted zone for the period 00:00 hours on 1<sup>st</sup> April 2022 to 23:59 hours on 31<sup>st</sup> July 2022. The following restricted zones are shown in chart B in part III of the Annex.

**1.5.a Restricted Zone 1 – North west Dirouilles**

An area of sea off the north west Dirouilles bounded by straight lines joining the following points in order (all positions referenced to WGS84):

Latitude (N) Degrees Minutes	Longitude (W) Degrees Minutes
49° 22.1'N	002° 05.0'W
49° 20.0'N	002° 05.0'W
49° 20.0'N	002° 09.6'W
49° 22.1'N	002° 09.6'W

1.5.b Restricted Zone 2 – South Frouquier Aubert Buoy

An area of sea south of the Frouquier Aubert buoy bounded by straight lines joining the following points in order (all positions referenced to WGS84):

Latitude (N) Degrees Minutes	Longitude (W) Degrees Minutes
49° 05.1'N	001° 55.0'W
49° 02.5'N	001° 55.0'W
49° 02.5'N	002° 03.2'W
49° 05.1'N	002° 03.2'W

1.6 **Statistical Information**

In addition to the requirements of the Sea Fisheries (Logbooks, Transshipment and Landing Declarations) (Jersey) Regulations 2014, licence holders are required to provide statistical information with regard to their fishing effort and catches in Jersey territorial waters by completing and submitting catch returns. Where a vessel has fished in Jersey territorial waters, details of that fishing activity and catches must be submitted to Jersey Marine Resources, by completing an electronic PDF logsheet published at [www.gov.je/fisheries](http://www.gov.je/fisheries). These must be completed in accordance with the instructions as appended at Schedule 3 - EU vessels of this licence and emailed to [fisheries@gov.je](mailto:fisheries@gov.je) within 48 hours of landing.

1.7 **Species for which you may not fish**

- 1.7.a This licence does not authorise fishing for any species that are not authorised by the vessel's national and regional licences or permits.
- 1.7.b In addition this licence does not authorise the vessel to which this licence relates to fish for, or land in Jersey sea fish of the description set out in Part I of the Annex to this Schedule, unless authorised as a permitted by-catch.

1.8 **Permitted By-catches**

- 1.8.a This licence does not authorise fishing for sword fish. An incidental by-catch of two fish of this species will however be allowed to be retained on board during any fishing trip.
- 1.8.b This licence does not authorise fishing for albacore tuna. However, a fishing vessel may retain on board any albacore tuna caught as a permitted by-catch when fishing for other species.
- 1.8.c This licence does not authorise fishing for crawfish during the period 1<sup>st</sup> January to 31<sup>st</sup> May (inclusive). However, a fishing vessel may retain on board one crawfish caught as a permitted by-catch when fishing for other species during this period.
- 1.8.d This licence does not authorise fishing for undulate ray (*Raja undulata*). However, between the hours of 00.01 on 1st January and 23.59 on 30th April; and 00.01 on 21st August and 23.59 on 31<sup>st</sup> December each calendar year a fishing vessel may retain on board and land any undulate ray caught as a bycatch when fishing for other species provided that the following conditions are met:
- (i) No more than 50 kilogrammes of undulate ray in live weight may be retained on board or landed per fishing trip,
  - (ii) No undulate ray which measures less than 78 centimetres when measured from the tip of the snout to the tip of the tail shall be retained on board or landed,
  - (iii) No undulate ray which measures more than 97 centimetres when measured from the tip of the snout to the tip of the tail shall be retained on board or landed,
  - (iv) No undulate ray may be transhipped,
  - (v) Undulate ray may only be retained on board or landed whole or gutted.

## 2.0 **Conditions relating to the use of Fishing Gear**

2.1 With effect from 00:01 hours on 1<sup>st</sup> October 2021 the vessel to which this licence relates is permitted to fish using the fishing gears authorised by its national licence.

2.1.a With effect from 00:01 hours on 1<sup>st</sup> October 2021 the vessel to which this licence relates is authorised to use mobile gears without a limit on the number of days at sea.

2.1.b It is prohibited between 16<sup>th</sup> May and 30<sup>th</sup> September for the vessel to which this licence relates to use or carry on board scallop dredges unless they are disconnected from the towing cable, lashed and stowed in such a way that may not be used or deployed.

2.1.c It is prohibited during the month of January for the vessel to which this licence relates to use or set whelk pots in the sea.

## 2.2 **Pair Trawling Restriction**

The vessel to which this licence relates shall not pair trawl with another vessel which does not also hold a licence to fish in the territorial sea of Jersey which authorises it to use pair trawls.

## 2.3 **Beam Trawling Restriction**

Notwithstanding an authorisation in section 4a of the licence, the vessel to which this licence relates shall not use more than one beam trawl.

## 2.4 **Restriction on the number of scallop dredges that can be towed on each side of a vessel**

These conditions take effect from 00:01 hours on 1<sup>st</sup> October 2021.

2.4.a The vessel to which this licence relates, where authorised under section 4a of the licence, shall not, tow or use, more than one beam (to which scallop dredges are attached) from either side of the vessel or any beam to which more than six scallop dredges are attached.

2.4.b It is prohibited to carry onboard more than two beams to which scallop dredges are attached and to carry onboard any beam to which more than six scallop dredges are attached, unless the beams and dredges that would cause these limitations to be exceeded are stowed in a way in which they may not readily be used.

2.4.c The vessel to which this licence relates, where authorised under section 4a of the licence, shall not tow or use a number of scallop dredges at any one time with aggregate mouth sizes that exceed 9.6 metres.

2.4.d It is prohibited to carry onboard a number of scallop dredges with aggregate mouth sizes that exceed 9.6 metres unless the dredges that would cause that size to be exceeded are stowed in a way in which they may not readily be used.

## 3.0 **Conditions relating to Minimum Size of Fish**

### 3.1 **Minimum Landing Size of Skate & Ray**

No person shall land in Jersey from the fishing vessel to which this licence relates Skate or Ray being smaller than 40cm measured from wing tip to wing tip.

### 3.2 **Minimum Landing Size for Sole**

No person shall land in Jersey from the fishing vessel to which this licence relates sole (*Solea vulgaris*) being smaller than 26cm measured from the tip of the snout to the extreme end of the tail fin.

### 3.3 **Minimum Landing Size for Whelks**

No person shall land in Jersey from the fishing vessel to which this licence relates, Whelk (*Buccinum undatum*) having a length of less than 50 millimetres.

#### 4.0 **Conditions relating to Catch Restrictions**

- 4.1 The vessel to which this licence relates shall abide by their flag state quota restrictions for TAC species in ICES area VIIIE and any additional catch limitations specified in this schedule.

It is the responsibility of owners and masters to ensure that the licensed vessel is fishing within their current catch limits.

Any catch restrictions specified in this schedule shall apply concurrently with, and not in addition to, any other catch restrictions for the time being in force which have been imposed by any other licence issued by any other authority, wherever established.

All quantitative limitations are in live weight and relate to the maximum amount that may be caught and retained on board, landed or transhipped per calendar month unless otherwise stated.

#### 4.2 **Processing of fish**

All species of Skate and Ray must be landed whole. Skinning and the removal of wings and other parts of all species of Skate and Ray may not take place onboard.

#### 4.3 **Shellfish Catch Restrictions**

- 4.3.a The vessel to which this licence relates may only fish for shellfish using pots or fixed nets if authorised under section 4a of the licence. For the purpose of this Condition, shellfish means lobsters (*Homarus gammarus*), crawfish (*Palinurus* spp.), edible crabs (*Cancer pagurus*), velvet crabs (*Liocarcinus puber*), spider crabs (*Maia squinado* / *Maia Brachydactyla*) and green crabs (*Carcinus maenas*), and 'crabs' means the four species of crabs so specified.

- 4.3.b It is prohibited to land berried female crawfish at any time.

#### 4.4 **Shellfish from towed gear**

Where shellfish (other than green crabs) are caught in trawls it is prohibited to land or tranship shellfish in excess of 5% by weight of the total quantity of fish landed using that method of fishing.

#### 4.5 **Whelks**

- 4.5.a The vessel to which this licence relates may only fish for whelks, using whelk pots (a whelk pot being a pot specifically designed for catching whelks), if authorised under section 4a of the licence.

- 4.5.b Where the vessel to which this licence relates is authorised to use whelk pots under section 4a of the licence, the vessel shall be restricted to the number of whelk pots specified in section 4a of the licence. All whelk pots must be tagged with a valid whelk pot tag if the tags have been issued in respect of that vessel by the Department.

- 4.5.c Where whelks are caught as by-catch using any type of fishing gear other than whelk pots, the maximum live weight of whelks that may be landed in any day (a day being from 0001 hours until 2359 hours) shall be 5kg.

- 4.5.d Where grading of whelks for size is conducted using a drum or table type grader, then the spacing between the bars of that grader must be equal to or greater than 22 millimetres.

#### 4.6 **Fishing Restrictions for Bass**

- 4.6.a This licence does not authorise fishing for bass (*Dicentrarchus labrax*)

- 4.6.b By way of derogation from 4.7.a any bass caught as an unavoidable by-catch may only be landed subject to restrictions applied by the flag state of the vessel to which this licence relates.

- 4.6.c The vessel to which this licence relates is not authorised to land bass during the period 1<sup>st</sup> February to 31<sup>st</sup> March.

#### 4.7 **Fishing Restrictions for Edible Crabs**

##### 4.7.a **Newly moulted Edible Crabs**

No person shall from the fishing vessel for which this licence relates land or use as bait newly moulted or 'soft shelled' edible crab (*Cancer pagurus*) or parts thereof. Any such crabs taken on board must be returned to the sea forthwith.

Newly moulted edible crabs are defined as crabs whose top shell edge has not yet reached a uniform dark brown and shows pale indentations along the side edges and the claws have a sharp claw tip and / or a mottled light brown colouration on the upper side.

##### 4.7.b **Detached Claws**

When edible crabs are caught using static nets or mobile fishing gear, a maximum of 1% by weight of the total catch of edible crabs or parts of edible crabs retained on board at any one time during a fishing voyage or landed at the end of a fishing voyage may consist of detached claws.

## EU Vessel - Jersey Fishing Boat Licence: Annex

### Part I: Species For Which You May Not Fish.

Albacore Tuna, Bluefin Tuna, Big-Eye Tuna, Angel Shark, Basking Shark, Deep Sea Sharks, White Sharks, Common Skate, Norwegian Skate, Orange Roughy, Porbeagle, Spurdog, Swordfish, Small Eyed Ray, Undulate Ray, White Skate.

### Part II: Quota Limitations

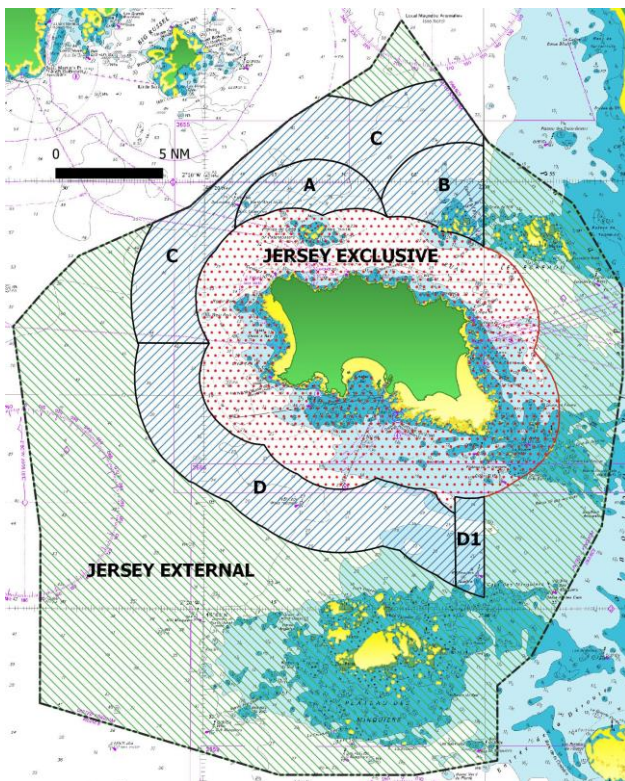
The TAC quota species subject to the ICES sea area VIIE are subject to catch limits applied by the vessels flag state.

When a 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.

**N.B. Quotas can change on a regular basis and it is the responsibility of vessel owners and masters to ensure that the licensed vessel is fishing within the current catch limits.**

### Part III: Charts

#### Chart A – Former Granville Bay Zones



#### Chart B – Sea Bream Research Zones

