

LICENCE PART 3

GENERAL CONDITIONS FOR TRAWLERS (Revised 2023)

Introductory

1. The licence is only valid for such activities, for such periods and for such areas as are specified in the licence. All Masters fishing in Falkland Islands waters must have undergone a pre-license inspection briefing before commencing fishing for any license they will be using during the validity of that license.
2. The licence does not extend to the territorial sea or internal waters of the Falkland Islands unless the licence otherwise states.
3. Only such species of fish shall be fished for in such quantities, and only using methods of fishing and such fishing gear, as are authorised by the licence.
4. All relevant laws and regulations regarding the conservation and management of fisheries resources in the Falkland Islands and the conduct of fishing operations must be complied with.

Records

5. The master must, on a daily basis, maintain accurate records of the fishing effort and catch of the vessel, in such form as the Director of Natural Resources may approve. The records must include daily catch reports in the format distributed to the vessel by the Director of Natural Resources.
6. Catch reports must specify the amount of all fish and squid caught, including any that are later discarded.
7. **All seabird and marine mammal incidental captures and mortalities must be included on the catch report.**
8. All vessels must submit their reports, by 1200 hours local on the day following that to which the catch report applies, to both FISHOPS and the data manager at **fishops@naturalresources.gov.fk** and **data.manager@naturalresources.gov.fk**

Multiple Licences

9. This section applies to vessels issued more than one licence type (multiple licences) with overlapping valid periods. If the licenced vessel is already fishing in Falkland Islands waters, on a licence issued by the Falkland Islands Government, it must not change to operating on another licence type, without the Master notifying FISHOPS that they intend to change to a different licence type.

10. A change of licence must apply to a full fishing day (whole calendar day). Notice must be given to FISHOPS of an intention to change licence type by 16:00 hours Stanley time **at the latest**, on the day prior to the change of licences coming into effect.

Protection of Wildlife

11. The Master and crew of the vessel must not deliberately kill, injure or capture any wild bird or marine mammal while fishing in Falkland Islands waters.

Discard Management:

12. All discards from the vessel must cease at least 5 minutes before commencing shooting, hauling and all manoeuvres.

13. Nets must be thoroughly cleaned between trawls. Shooting must only take place with a clean net. It is acceptable for a **closed** full, or partially full, net from a previous trawl to be on deck during the shooting of a second net.

14. Vessels must hold a discard storage tank system, the design and operation of which must be approved by the Director of Natural Resources.

15. Any variation to the design and operation of the discard storage system must be approved before implementation by the Director of Natural Resources.

Seabird Incidental Mortality Mitigation

16. **All trawlers must deploy Bird Scaring Lines (Tori Lines or Fixed Aerial Array).** *Approved specifications for Bird Scaring Lines are found in section 6 of Guidance Notes for Masters (Trawlers) 2023*

17. All warp cable splices must be covered.

18. All Streamers must be thoroughly maintained, kept free of warp grease, and replaced whenever broken.

Inspection

19. The Master must bring the vessel into Stanley, or another port or harbour, for inspection when directed by the Director of Natural Resources.

20. The Master, at all times when in the fishing waters of the Falkland Islands, must comply with any instructions given by any Fisheries Officer and co-operate with the Fisheries Officer in any inspection. In particular, the Master must bring the fishing vessel to Stanley when requested to do so. The master must permit and facilitate any Fisheries Officer or Fisheries Observer to board and disembark from the vessel in safety, and in accordance with the ordinary practice of seamen the vessel must be manoeuvred to make a lee for the boarding to be conducted.

Identification

21. The vessel must at all times, when within the fishing waters of the Falkland Islands:
- a) Fly the flag of the vessel's country of registry;
 - b) Have the vessel's name and port of registry painted in a permanent colour, contrasting with the colour of the ground on which they are painted, on the stern of the vessel, with the name in similar lettering on the port and starboard bow in letters not less than 10 centimetres in height and 2 centimetres in thickness; and
 - c) Display the vessel's radio callsign clearly on its hull or superstructure.

Vessel Monitoring System (VMS)

22. The vessel must be fitted with an Inmarsat 'C' terminal which is compatible with the Falkland Islands Fisheries Department VMS. The equipment must be maintained in good working order and be capable of being polled by the Fisheries Department's VMS.

22.1. Falkland Islands registered vessels only

The vessel's Inmarsat 'C' system must be operational at all times while the vessel is at sea, and in a condition which ensures it responds to polls sent from the Falkland Islands Fisheries Department.

22.2. Non-Falkland Islands registered vessels only

The vessel's Inmarsat 'C' system must be operational at all times whilst the vessel is within the fishing waters of the Falkland Islands.

Automatic Identification System (AIS)

23. The vessel must be fitted with class 'A', AIS equipment. The equipment must be maintained in good working order, and must be switched on and be operational at all times and transmitting on full power whilst the vessel is within the fishing waters of the Falkland Islands.

Departure

24. All vessels leaving the fishing waters of the Falkland Islands must give FISHOPS a minimum of 72 hours advance notice of their intention and may be required to bring their

vessels to Stanley for inspection prior to departure from the fishing waters. This includes vessels returning to their home port following completion of their fishing period.

If intentions change for any reason then the master must contact FISHOPS to inform them of any changes.

Transshipment

25. Any transshipment of fish must be undertaken in Stanley Harbour, Port William, Berkeley Sound or such other place as the Director of Natural Resources may approve.

26. The Director of Natural Resources is entitled to specify during what hours transshipment may take place.

27. If the vessel has not already entered the fishing waters of the Falkland Islands for the collection of this licence, and in any case on each subsequent entry, the master or some person acting on their behalf must notify the Director of Natural Resources

a) of the date, estimated time and co-ordinates of the vessel entering the fishing waters; and

b) the intended activities while the vessel is within the fishing waters on that occasion, including the name of each vessel from that it is intended to tranship fish products from or to each such vessel.

28. During or immediately after each transshipment, the master or some person acting on their behalf must notify the Director of Natural Resources, in such form as the Director of Natural Resources may require, of the vessel from or to which fish is being or has been transhipped and of the quantity of fish transhipped specified by individual species.

29. The Master, or some person on their behalf, must cause records in writing to be maintained, in a Fishing Vessel Transshipment Log in such form as specified by the Director of Natural Resource, of all transshipments of fish made in the fishing waters of the Falkland Islands. These records must be produced on demand to a Fisheries Officer. A copy of the records must be transmitted forthwith to the Director of Natural Resources if so requested during the period of this licence or within 30 days after it expires.

30. The Master is responsible for ensuring that the vessel from or to which fish is being or has been transhipped is properly licensed for the transshipment operation.

Catch Verification

31. When selected for catch verification, the master must bring the vessel directly into Port Stanley (FIPASS) or such other port or harbour notified to him for catch verification at any time when instructed to do so by the Director of Natural Resources.

32. The Master and fishing vessel owner/operator receiving a catch verification instruction under Licence Condition 31 above must make appropriate arrangements for the complete discharge of frozen fish cargo at their expense.

33. The arrangements for discharging the frozen cargo from the vessel must include the catch verification procedures required by the Director of Natural Resources. Discharging of cargo must only commence once these procedures are confirmed to be in place and authorisation to proceed with the discharge is given to the Master by a Fisheries Officer.

Safety Certificate

34. The vessel must have a Safety Certificate from the vessel's Flag State valid for the entire period that the vessel is in Falkland Islands waters.

Safety Equipment

35. The vessel must have sufficient life jackets and immersion survival suits suitable for cold water operations for everyone onboard, including the Fisheries Observers. All life jackets must be in good condition, fitted with a light, whistle and reflective tape, and be readily accessible in the event of an emergency.

36. The vessel must have sufficient life rafts for everyone onboard, including Fisheries Observers. All life rafts must be in serviceable condition and be readily accessible in the event of an emergency.

Pilot Ladder

37. The vessel must be equipped with a properly constructed and secured pilot ladder to facilitate boarding by Fisheries Officers and Fisheries Observers. Pilot ladders are to be constructed and fitted according to the provisions of SOLAS Chapter V, Regulation 23, and IMO resolution A889.

Observers

38. The vessel must embark and accommodate up to **2 Observers** if directed to do so by the Director of Natural Resources.

39. **A safety briefing must be provided to the Observer/s as soon as they arrive on board.** The content that must be included in the briefing is set out in *Guidance Notes for Trawlers 2023*.

40. Observers must be provided with officer standard accommodation and all food must be provided, along with sufficient workspace to carry out their designated tasks, access to samples, access to catch reports, and access to communications equipment. A sea survival suit and life jacket must be provided for the Observer/s.

Sanitation Certificate

41. The vessel must have a Ship's Sanitation Certificate valid for the entire period that vessel is in Falkland Islands waters.

Waste Management

42. The Master and crew of the vessel must comply with MARPOL as enacted in Falkland Islands regulations.