

### Authority/ Limitations

1. All Bailiwick of Guernsey fishing vessel licences, including conditions, are subject to variation, suspension and/ or revocation and are issued subject to the discretion of the President in accordance with The Sea Fish Licensing (Bailiwick of Guernsey) Law, 2012, The Sea Fish Licensing (Sark) Ordinance, 2003, and The Sea Fish Licensing (Alderney) Ordinance, 2003.
2. Subject to the limitations set out below or on any other licence also held by this vessel, and to any prohibition imposed by enforceable UK, European or local fisheries legislation, this licence hereby authorises the above named vessel to fish within the 0-12 nautical mile (nm) limit of Bailiwick waters.
3. This licence is valid from 00.00 hours on the issue date and expires at 23.59 hours on the expiry date as specified at Section 6 of the licence.
4. Any unauthorised change from the details recorded at Sections 1 to 4 of this licence will immediately make this licence invalid. In addition;
  - a) the details recorded on any other licence issued by any other authority also held by this vessel must conform to those on this licence. Any difference will invalidate this licence.
  - b) any change to the details contained on this licence must be notified to Sea Fisheries immediately.

### General Conditions

5. The licenced vessel must be a British fishing boat within the meaning of The Sea Fish Licensing (Bailiwick of Guernsey) Law, 2012, and registered in the name of the owner(s)/ charterer(s) named at Section 4 of the licence.
6. This licence must be carried onboard the vessel to which it relates at all times and must be produced on demand to any British Sea Fisheries Officer (BSFO) or Marine Enforcement Officer (MEO). On vessels of less than 10 metres length overall (LOA) where it may not be practicable to carry a licence on board the vessel at all times due to a lack of secure dry space, the licence card must be presented to any BSFO or MEO.
7. This licence is invalid if a Marine Management Organisation (MMO) licence, or equivalent, also held by this vessel is suspended.
8. This licence will be forfeit if an MMO licence, or equivalent, also held by this vessel is revoked, sold or becomes an entitlement.
9. Licence holders of vessels of 10 metres and under LOA are required to provide statistical information with regard to their fishing effort and catches on a logbook issued by Sea Fisheries.
  - a) The white copy should be submitted to Sea Fisheries within seven days of each month end. Completed logsheets can be submitted via:  
  
**Freepost** to Sea Fisheries, Freepost GU245, Guernsey, GY1 5SS  
**Designated post boxes** situated outside of the company known as Surf and Turf, on the Albert Dock fish quay and in the lay-up area of Rousse.  
**Alderney Harbour Office** accepts returns on behalf of Alderney fishermen.
  - b) The bottom copy (blue) is to be retained as a personal record.

**Bailiwick of Guernsey Fishing Vessel Licence: Schedule & Conditions - V01/2021**  
**Over 10 Metre and Under 10 Metre Sector and Non-Sector Vessels (0-12nm Limit Licence)**

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10. Licence holders of vessels of 10 metres and over LOA are required to complete European logbooks in accordance with Council Regulation (EC) No 1224/2009 and Commission Implementing Regulation (EU) No 404/2011. A copy must be submitted to Sea Fisheries within 48 hours of landing.
11. Licence holders of vessels over 12 metres LOA are required to maintain an Electronic Logbook in accordance with Council Regulation (EC) No 1224/2009 and Commission Implementing Regulation (EU) No 404/2011.
12. When fishing within Bailiwick waters licence holders shall comply or, if not also the master of the licenced vessel, ensure compliance with all relevant monthly catch limits and any closures set by or on behalf of the MMO or the relevant Organisation in respect of the vessel.
13. All vessels of 12 metres and over LOA are required to be fitted with Vessel Monitoring System (VMS) in accordance with Council Regulation (EC) No 1224/2009.
14. All vessels of 15 metres and over LOA are required to be fitted with Automatic Identification System (AIS) and continually transmit the vessel's position whilst present within Bailiwick waters in accordance with Council Regulation (EC) No 1224/2009.
15. A licence may authorise fishing unconditionally or subject to such conditions as may appear to the Committee to be necessary or expedient for the regulation of sea fishing.
16. Any stop order or licence variation issued in respect of this licence will be deemed to have been received in accordance with The Sea Fish Licensing (Documents and Notices) (Bailiwick of Guernsey) Regulations, 2015.
17. A vessel of 10 metres and under LOA shall not trans-ship sea fish (except sea fish used as fresh bait) to or from a vessel of 10 metres and over LOA.

**Fishing Restrictions for Shellfish**

18. Unless expressly permitted at Section 3, this licence does not authorise the licenced vessel to fish for shellfish. A vessel not so authorised may retain on board and land:
  - a) up to 5 lobsters or crawfish per day, caught with pots or nets; and
  - b) up to 25 crabs per day caught with pots or nets or
  - c) any shellfish, excluding green crabs, taken as permitted bycatch when fishing for other species using towed gear, up to a maximum of 10% by weight of the total catch.

**Restriction on the Use of Nets**

19. When using any form of set net within the 3-12nm limit (or median) a licenced vessel shall not retain on board any combination of cod (*Gadus morhua*), pollack (*Pollachius pollachius*) or ling (*Molva molva*) exceeding 40% by weight of the total catch held on board the vessel.
20. Within the territorial waters of Guernsey a person shall not use or cause or permit any other person to use any net for the purpose of fishing for crawfish, in accordance with Article 2 of The Restricted Fishing Areas Order, 1997. Any crawfish caught in contravention shall be returned to the sea forthwith.
21. Effective for the period commencing on the 1<sup>st</sup> November each year and ending on the 30<sup>th</sup> April the year following, both dates inclusive, it is not permitted to fish with any enmeshing net within a 0.5nm radius of 49°29.760' North 002° 42.020' West (WGS84 datum), this being the charted reef Boue Blondel.

**Fishing Restrictions for Sea Bass**

22. It shall only be permitted to fish for, retain on board, relocate, tranship or land sea bass (*Dicentrarchus labrax*) subject to conditions and restrictions contained within Article 10 of Council Regulation (EU) 2020/123, as amended.

### Landing Obligation

23. Where any sea fish 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.

### Protected Species

24. This licence does not permit fishing for, retaining on board, relocating, transshipping or landing Small-Eyed Ray (*Raja microocellata*) within Bailiwick waters. When accidentally caught, this species shall not be harmed and promptly released.
25. Undulate Ray (*Raja undulata*) shall not be targeted. A permitted bycatch of undulate ray may only be landed whole or gutted. The catches shall remain under the quota permitted for UK vessels. Bycatches of undulate ray shall be reported separately under the following code: RJU/67AKXD.
26. This licence does not permit fishing for, retaining on board, relocating, transshipping or landing any species contained in Article 16 of EU Regulation 2020/123, as amended.
27. This licence does not permit fishing for, retaining on board, relocating, transshipping or landing any cetacean or basking shark. When accidentally caught, these species shall not be harmed and promptly released.
28. This licence does not permit fishing for, retaining on board, relocating, transshipping or landing Atlantic Bluefin Tuna (*Thunnus thynnus*). When accidentally caught, this species shall not be harmed and promptly released.

### Restrictions on Pair Trawling

29. A licenced vessel shall not pair trawl with a vessel which does not hold a valid licence to fish by pair trawling granted by the Committee for Economic Development, or a vessel from another country. The quantities of fish attributed to each vessel shall be the quantities on board and landed by that vessel.
30. A licenced vessel shall not participate in pair trawling for sea fish within the 6nm limit or median of Bailiwick waters, including the area east of Sark and Guernsey and south of Alderney between the 6nm limits of those Islands and the median line with France (the area known as the Schole Bank and Haricot).

### Restrictions on Beam Trawling

31. No vessel over ten metres LOA other than a vessel whose licence is endorsed to allow it to do so may fish with beam trawls within Bailiwick waters.
32. Within the 3-6nm limit (or median) a licenced vessel shall not use any beam trawl of which the beam length, or any beam trawls of which the aggregate beam length (measured as the sum of the length of

each beam), is greater than 6.5 metres or can be extended to a length greater than 6.5 metres. The beam shall be measured between its extremities including all attachments thereto.

### **Restrictions on Scallop Dredging**

33. No vessel over ten metres LOA other than a vessel whose licence is endorsed to allow it to do so may fish with scallop dredges within Bailiwick waters.
34. Scallop dredging is not permitted within the 3nm territorial waters of Sark. Within the territorial waters of Sark a licenced vessel shall ensure that any dredges carried on board are disconnected from the towing bar and are securely lashed and stowed.
35. Any dredge towed or carried within Bailiwick waters shall be constructed in accordance with Section 3 of The Scallop Fishing (England) Order 2012.
36. Within the 3nm territorial waters of Guernsey a licenced vessel shall only fish using a maximum of four dredges.
37. Within the 3-6nm limit (or median) of Bailiwick waters, a licenced vessel shall only fish using up to a maximum of eight dredges in total and the total length of any tow bar shall not exceed four metres. The tow bar must not be constructed or rigged in a way which enables more than four scallop dredges to be attached to it at the same time. The towing bar shall not be extendable beyond the prescribed maximum length and shall be measured between its extremities including all attachments thereto.
38. Within the 6-12nm limit (or median) of Bailiwick waters, a licenced vessel shall only fish using up to a maximum of 12 dredges in total and the total length of any tow bar shall not exceed 5.8 metres. The tow bar must not be constructed or rigged in a way which enables more than six scallop dredges to be attached to it at the same time. The towing bar shall not be extendable beyond the prescribed maximum length and shall be measured between its extremities including all attachments thereto.

### **Stowage of Towed Gear**

39. When a licenced vessel is in an area within Bailiwick waters where it is either prohibited from fishing or limited by the amount of gear it can use in that area its towed fishing gear (trawls or dredges), or so much of the towed gear as is not permitted, shall be lashed and stowed.

### **Economic Link**

40. The owner of a vessel registered in Guernsey must maintain an economic link between the vessel to which this licence is applied and the Bailiwick of Guernsey.
41. A Guernsey registered vessel must be permanently based and operating from any of the Islands of Alderney, Guernsey or Sark.
42. The owner (or in the case of a vessel registered to a limited liability company, the beneficial owner) of a Guernsey registered vessel must be principally resident in Alderney, Guernsey, or Sark.

### **Domestic Legislation**

43. Each Island has its own fishing legislation within its territorial waters and it is a condition of this licence that the holder must comply with all relevant local fisheries legislation whilst engaged in sea fishing within territorial waters.
44. Relevant legislation applicable in the territorial waters of Guernsey is contained within The Fishing Ordinance, 1997, and associated Orders and The Sea Fish Licensing (Bailiwick of Guernsey) Law, 2012. This list is not necessarily exhaustive and further information may be obtained from Sea Fisheries by phoning +44(0)1481 234567 or emailing [seafisheries@gov.gg](mailto:seafisheries@gov.gg).
45. Relevant legislation applicable in the territorial waters of Alderney is contained within The Fishing (Alderney) Ordinance, 1967, (as amended), The Fishing (Parlour Pots) (Prohibition) Ordinance, 1995, (as amended), The Fishing (Regulation of Trawling) Ordinance, 1999, and The Sea Fish Licensing (Alderney) Ordinance, 2003. This list is not necessarily exhaustive and further information may be obtained from the Alderney Harbour Master on +44(0)1481 822620.
46. Relevant legislation applicable in the territorial waters of Sark is contained within The Fishing (Sark) Ordinance, 1996, (as amended), The Fishing (Conservation of Small Cetaceans) (Sark) Ordinance, 2000, The Scallops (Sark) Ordinance, 1998, and The Sea Fish Licensing (Sark) Ordinance, 2003. This list is not necessarily exhaustive and further information may be obtained from the Sark Sea Fisheries Committee on +44(0)7781 101908.

#### Revocation

47. Any licence in respect of the vessel to which this licence is applied, previously issued by the States of Guernsey Committee *for* Economic Development, is hereby revoked.
48. This licence may be revoked or suspended if it appears to the Committee to be necessary or expedient for the regulation of sea fishing, or to be appropriate in a case where there is an offence under The Sea Fish Licensing (Bailiwick of Guernsey) Law 2012, The Sea Fish Licensing (Sark) Ordinance 2003 and The Sea Fish Licensing (Alderney) Ordinance 2003 or any other enactment relating to the regulation of sea fishing.

#### Warning

49. Any licence granted on the basis of false or misleading information will be revoked.
50. A person committing a breach of licence conditions may be disqualified for a specified time from holding a Bailiwick of Guernsey fishing vessel licence. On conviction, they may also be liable to a substantial fine and in some cases forfeiture of the vessel, fish and fishing gear.
51. Where an offence is committed the master, the owner and charterer (if any) shall each be guilty of the offence and therefore liable to prosecution.

#### Definitions

**Bailiwick waters** – waters lying within 12nm of the baseline from which the breadth of the territorial waters adjacent to Guernsey, Alderney and Sark respectively is measured, but not extending beyond the median line.

**Enmeshing net** – includes any form of net, either towed or set, used for the purposes of fishing.

**Lashed and stowed** – all towed gears shall be carried wholly inboard; all nets, trawlboards and weights shall be disconnected from their towing wires; all trawlboards shall be secured at deck level; all nets on or above deck shall be securely lashed to some part of the superstructure; and all dredges and any towing bars which are on or above deck shall be securely lashed to some part of the superstructure.

**LOA** – the overall length of the vessel as detailed at Section 2 of the licence.

**Median line** – a line every point of which is equidistant from the nearest points of the baselines from which the breadth of the territorial waters adjacent to the Bailiwick and the corresponding baselines of the Bailiwick of Jersey and France is measured.

**Pair trawling** – fishing, by two or more vessels, carried out by a net or combinations of nets.

**Principally resident** – for the purposes of this licence an individual shall be treated as being principally resident in Guernsey, Alderney or Sark in any calendar year if in that year he spends 182 days or more in Guernsey, Alderney or Sark, as the case may be.

**Relevant organisation** – the MMO or, if the vessel is a member of a Producer Organisation, that Producer Organisation.

**Shellfish** – includes lobster (*Homarus gammarus*), crawfish (*Palinurus spp.*), edible crab (*Cancer pagurus*), velvet crab (*Liocarcinus puber*), spider crab (*Maia squinado*) and green crab (*Carcinus maenus*) and ‘crabs’ means the four species of crabs specified.

**Territorial waters** – waters extending to a line not exceeding 3 nautical miles from the baselines from which the breadth of the territorial waters adjacent to those islands is measured.

**The Committee** – the States of Guernsey Committee *for* Economic Development.

**The President** – the President of the Committee *for* Economic Development.

### Enquiries

Enquiries regarding this licence should be directed to the Senior Sea Fisheries Officer:

Post: Committee *for* Economic Development  
Raymond Falla House  
PO Box 459  
Longue Rue  
St Martin  
Guernsey  
GY1 6AF  
Tel: +44(0) 1481 234567  
Email: [seafisheries@gov.gg](mailto:seafisheries@gov.gg)  
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