

Statutory Document No. 0065/2013

*Sea-Fisheries Act 1971*

SEA FISHERIES (LICENSING ETC.) (AMENDMENT) BYELAWS 2013

Approved by Tynwald: 16 April 2013
Coming into Operation: 1 April 2013

The Department of Environment, Food and Agriculture makes the following Byelaws under section 2(1) of the Sea-Fisheries Act 1971 and after and having complied with section 2(2A) of that Act.

1 Title

These Byelaws are the Sea Fisheries (Licensing Etc.) (Amendment) Byelaws 2013.

2 Commencement

These Byelaws come into operation on 1 April 2013.

3 Amendment of the Sea-Fisheries (Licensing, Etc) Bye-Laws 2004

For bye-law 4 of the Sea-Fisheries (Licensing, Etc) Bye-Laws 2004¹ substitute –

4 Applications for, duration and transfer of licences

- (1) An application for, or renewal of, a licence must be made in writing to the Department and the application must –
 - (a) include such information as the Department may require;
 - (b) be accompanied by the required fee, such fee being refundable if no licence is granted.
- (2) A licence granted under this bye-law relates to a named British fishing vessel and –
 - (a) is issued with effect from a date determined by the Department (which may be a date in the past); and

¹ SD 784/04

- (b) expires 24 months after that date unless the circumstances set out in paragraph (3) apply before such expiry.
- (3) The circumstances are-
 - (a) ownership of the vessel is transferred; or
 - (b) the vessel sinks, is scrapped or is for any other reason deregistered.
- (4) The fee for a licence is £435.
- (5) However, if the application is received more than 12 months after the date mentioned in paragraph (2)(a) only 60% of the fee is payable.
- (6) An amendment fee of £35 is payable in addition to the licence if, during the currency of the licence, there is any change to-
 - (a) the owner's details;
 - (b) the vessel's registration details, including name, port of registration, port letters and numbers or RSS number; or
 - (c) the vessel's technical details, including length, breadth, tonnage or engine power
- (7) An additional fee of £50 may be payable if an application for a licence is made in person at the Department's headquarters, such fee being accepted at the discretion of the Department and refundable if the licence is not granted within 3 working days of the application. **22**.

MADE 7TH MARCH 2013

PHIL GAWNE

Minister for Environment, Food and Agriculture

EXPLANATORY NOTE

(This note is not part of the Byelaws)

These Byelaws amend the Sea-Fisheries (Licensing, Etc) Bye-Laws 2004 so as to –

- (a) require a fee of £435 to be paid for a fishing licence;
- (b) provide for the licence to be valid for 2 years from a date determined by the Department;
- (c) provide for a reduced fee for a licence that will expire within 12 months or less;
- (d) provide that new licences are to be issued where a vessel is sold, transferred or scrapped;
- (e) provide for a fee for amending any licence during the period of its currency. Circumstances such as change in vessel owner or change in a vessel's registration or technical details;
- (f) provide for a 'fast track' fee where a licence is requested to be granted within three working days of application.