

THE FISHERIES (CONSERVATION AND MANAGEMENT) ORDINANCE 2005

LICENCE PART 2

RESTRICTED FINFISH

SPECIFIC CONDITIONS

A. Fishing Area

A1. The licence is only valid for fishing in the area depicted as the permitted fishing area on the chart attached and titled: **Falkland Conservation Zones – valid Fishing Area: Licence Category W.**

A2. The licensee must not fish in the area depicted on the attached chart as the area closed to vessels operating on a category **W** licence.

A3. The licenced vessel shall not proceed through the closed area for transit purposes **unless all nets and fishing gear are stowed in such a way as to be unavailable for use.**

B. Mesh and Net Regulations

B1. The licensee must comply with the provisions of the Fishing (Nets and Supplementary Net Equipment) Regulations Order 1990.

a) A strengthening bag is permitted only when the mesh size of such a bag is at least one and a half times the minimum mesh size of a permitted trawl net (presently 110mm), i.e the strengthening bag mesh size, measured by inserting an approved net gauge by its narrowest extremity into the mesh opening along the diagonal of the mesh, must be at least 165mm. Any strengthening bag used must not obscure or extend over the square mesh panel referred to in licence condition B4 below.

b) If a strengthening bag is not used, belly chafers may be used, provided that the mesh size of the chafers is at least one and a half times the minimum mesh size, measured by inserting an approved net gauge by its narrowest extremity into the mesh opening along the long diagonal of the mesh, must be at least 165mm. Belly chafers must be unattached at the lower end.

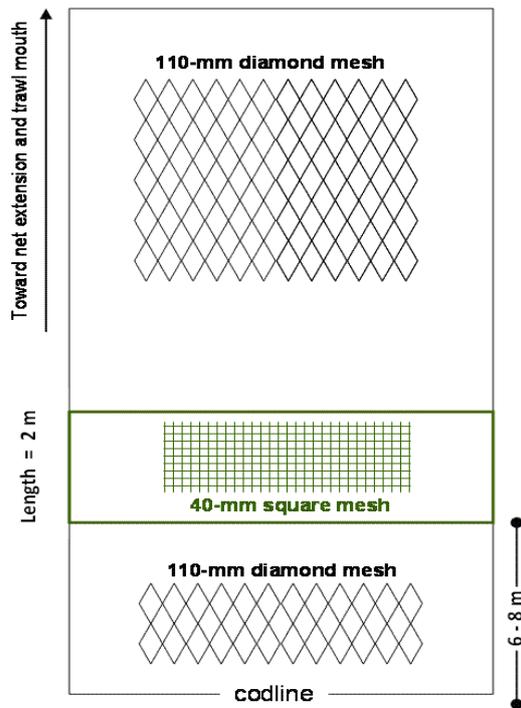
c) The use of top chafers is prohibited.

d) Round or lifting straps may be used, so long as they are no smaller than the circumference of the cod-end measured with the meshes stretched. The distance between each strap must be no less than 1 metre.

B2. The minimum mesh size of trawl nets including cod-ends is 110mm, measured by inserting an approved net gauge by its narrowest extremity into the mesh opening along the long diagonal of the mesh.

B3. Cod-end liners of any size MUST NOT be used by the licensee.

B4 A 40mm square mesh panel shall be inserted a minimum of 6 metres from the codline and no more than 8 metres from the codline. The INSIDE of the mesh should measure at least 40mm when inserting an approved net gauge by its narrowest extremity into the mesh. The mesh panel should be at least 2 metres in length and should cover the whole upper part of the codend. No straps or other attachments shall be placed on or over the mesh panel, that would reduce the size of the panel in any way.



B5 The use of a tickler chain is prohibited

C. Mitigation of Seabird Mortalities

C1. In order to minimise seabird interactions with trawl warps and net:

- a) **All trawlers must deploy Bird Scaring Lines or an approved Fixed Aerial Array. The Fixed Aerial Array should remain deployed throughout fishing operations. The Bird Scaring Lines should be deployed as soon as the trawl doors are submerged during net deployment, and throughout the trawl, until hauling operations commence.**
- b) **Discards from the ship of unwanted whole fish, offal and waste must cease during manoeuvres (net shooting, hauling, door and net retrieval, net and door deployments, turning and paying out of warp cables).**
- c) **Nets must be cleaned thoroughly prior to shooting to remove items that might attract birds.**

C2. For trawlers using Bird Scaring Lines instead of a Fixed Aerial Array

a) All trawlers using Bird Scaring Lines must deploy two Bird Scaring Lines, one on each side of the ship outboard of the trawl warps.

b) Bird Scaring Lines must be fixed at the stern of the vessel from attachment points higher than the trawl blocks and **no more than 2 metres horizontally** from the trawl blocks. Extension pieces may need to be fabricated to allow correct positioning of the Bird Scaring Lines. Fisheries Officers may advise of correct fixing points during inspections.

c) The first Bird Scaring Lines streamer must be positioned at 1 metre distance from the stern of the vessel, **as measured at the waterline**.

d) A third spare Bird Scaring Lines must be available for immediate deployment in the event of a mishap with either of the two Bird Scaring Lines in use.

e) All vessels must conform to the following design of Bird Scaring Lines as shown in figures 1a and 1b. This design has been tested and shown to significantly reduce the number of seabirds hitting the trawl warps whilst foraging astern of fishing vessels, reducing bird entanglements and improving durability.

(i) The lines must be made from **8-10 millimetre floating line**, either laid or pleated. The recommended total length of the line astern the vessel is **30 metres**. Depending on the distance between the stern of the vessel and the warp/water interface, the total Bird Scaring Line length **may vary between 27 metres and 33 metres**. This variation in length can only be adjusted for between the last streamer and the buoy.

(ii) Six double streamers are to be attached at intervals indicated in Fig 1. Attachment may be by light weight swivels (less than 50 grams) with stoppers or directly into the lay of the rope (Fig 1a). Streamer lengths range from 2 × 8 metre streamers closest to the stern to 2 × 3 metre streamers nearest the buoy. The length of the first set of streamers (2 x 8 metre and 2 x 7 metre) may be adjusted to optimise mobility and reduce drag (Fig 1b). The length of these two sets may vary between 2 x 7.5 - 8.5 metres and 2 x 6.5 - 7.5 metres for the first and second respectively (Fig 1a).

(iii) It is required that the streamers be made from semi-flexible tubing of high visibility (red, orange or yellow). The recommended tubing is **Red Mazzerpur 10 millimetre** polyurethane tubing. Polythene and materials such as fire hose; old waterproofs, nylon covered rope, and dark coloured tubing are **NOT ACCEPTABLE**.

(iv) The drag buoy is a net covered 300 millimetre diameter HDP moulded fishing float attached by a swivel. Any other buoys are **NOT ACCEPTABLE**.

Fig 1a. Design of Approved Bird Scaring Lines

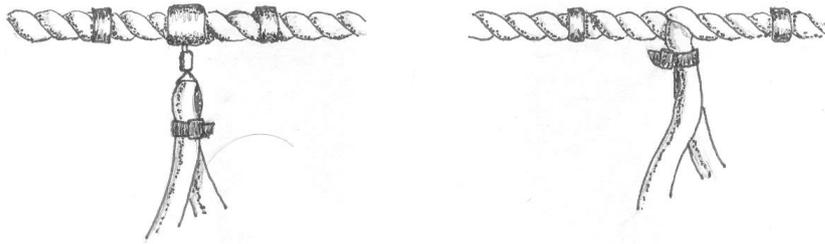
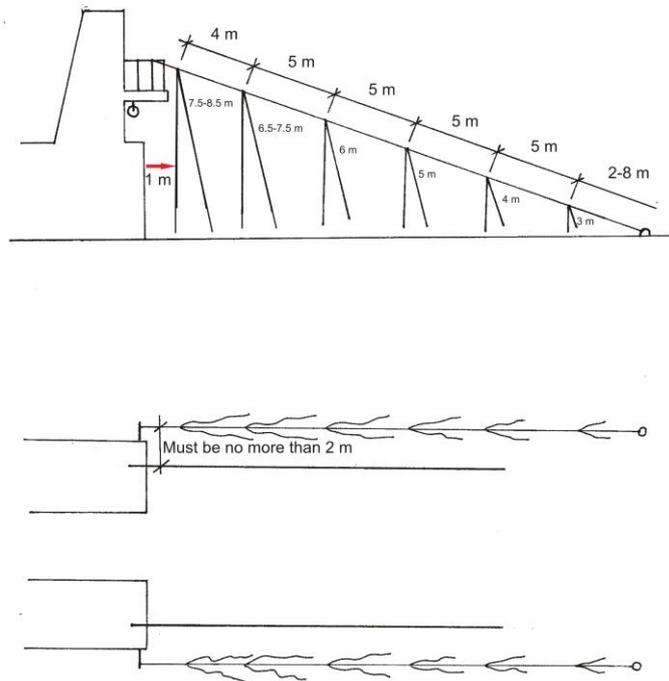


Fig 1b. Bird Scaring Line specifications



D. Mitigation of Seal Mortalities

(This section is to be applied **if** instructed to do so by the Director of Natural Resources. Any such instruction will be issued to the Registered Owner of the Catch Entitlement as recorded in Part 1 of the licence. The registered Owner of the Catch Entitlement will be instructed to ensure these measures are implemented by fishing vessels utilising their Catch Entitlement. If the application of this section has not been activated it is not necessary to use Seal Exclusion Devices although they may be used).

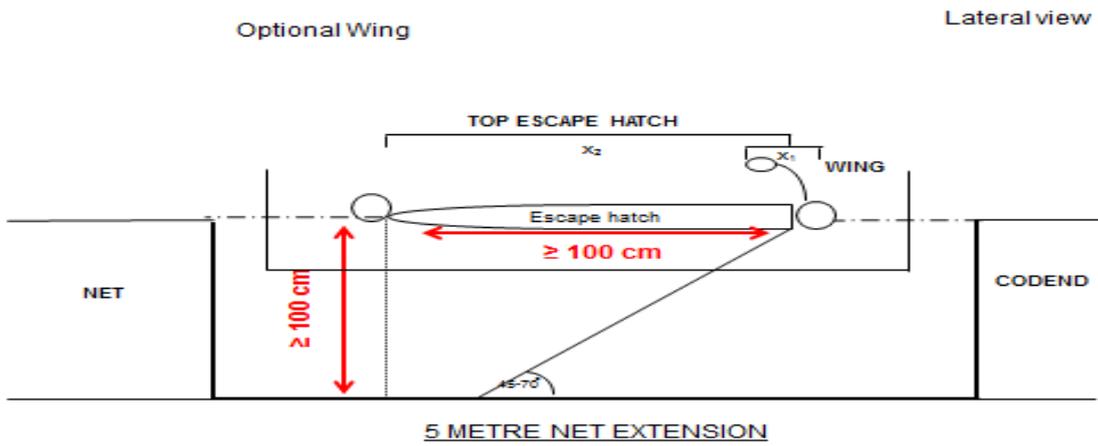
D1. In order to minimise seal interactions with the net during shooting and hauling:

- a) **Discards from the ship of unwanted whole fish, offal and waste must cease during shooting, hauling** and turning to avoid attracting seals.
- b) Before each shoot, the net **must be properly cleaned** to prevent scavenging.
- c) An approved Seal Exclusion Device (SED) must be installed to allow the fur seals and sea lions to escape safely from the net.

d) During the haul, the deck crew should make their best efforts to detect seals trapped in the net and facilitate their escape whilst the SED is still in the water, by working cables/bridles back and forth.

D2. Three models of SED have been approved (see diagrams A, B, C, below), and their standard components are:

1. Grid with vertical bars made of metal or other rigid material. [The grid is likely to be most effective if it matches the shape of the net at the point of attachment]
2. The angle of the grid with respect to the bottom of the net must be **45-70°** to easily guide the seals to the escape hatch;
3. The space between the vertical bars must be **≤ 15 cm**;
4. The shape of the top escape hatch should be either semi-circular or triangular with the base at the **top** of the grid, and it must keep its shape at all times. The distance from the base to the apex of a triangular design or zenith of a semicircular design must be **at least 100cm**;
5. The seal escape hatches (top and internal) must be **at least 120 cm** wide, or 90% of the top bar of the grid or whichever is greater;
6. The height of any internal seal escape hatch must be **at least 100 cm** above the bottom of the net (see red vertical arrows in the diagrams);
7. All escape hatches (top and internal) must **not be obstructed** by any **mesh** or **ropes**.
8. Several floats must be attached to **both** the upper side of the grid and the border of the escape hatch in order to prevent the SED from collapsing during shooting/hauling of the net.
9. If an optional wing is installed at the base of the top escape hatch, its maximum width x_1 should be **not more than** a quarter of the SED's escape hatch length x_2 and it should have enough flotation to avoid covering part of the top seal escape hatch, as it may discourage seals from escaping.



D3. Approved net configurations with SED:

1. **SED – Model A:** The SED is installed in a net extension piece [a net extension of c 5m has proved effective] in front of the codend to improve the water flow (Fig.1, 2).

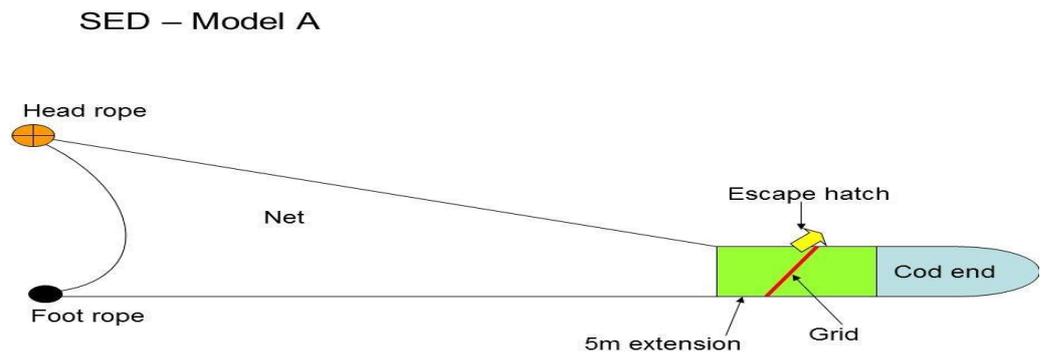


Fig.1. General diagram SED-A with 5 m net extension

SED - Model A

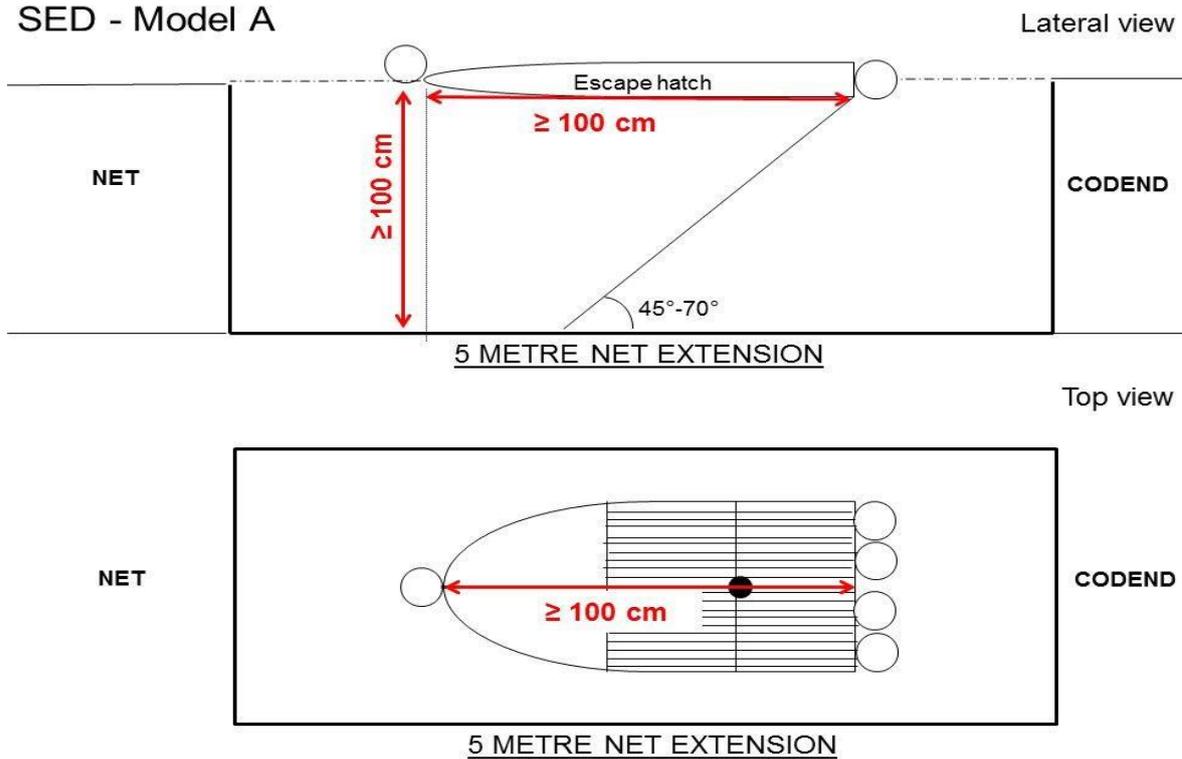


Fig.2. Lateral and top view of SED-A.

2. **SED - Model B:** A small mesh panel is installed to direct the water flow to the lower part of the grid (Fig.3, 4).

- i. The **escape hatch** in the small mesh panel must have the **same dimensions** as the escape hatch at the **top** of the net;
- ii. The base of the mesh panel must be **attached only to the sides** of the grid. Attachment ropes to the grid are **not acceptable**;
- iii. The point [level] at which the small mesh panel connects or meets the grid must be at least 100cm above the bottom of the net when measured vertically.

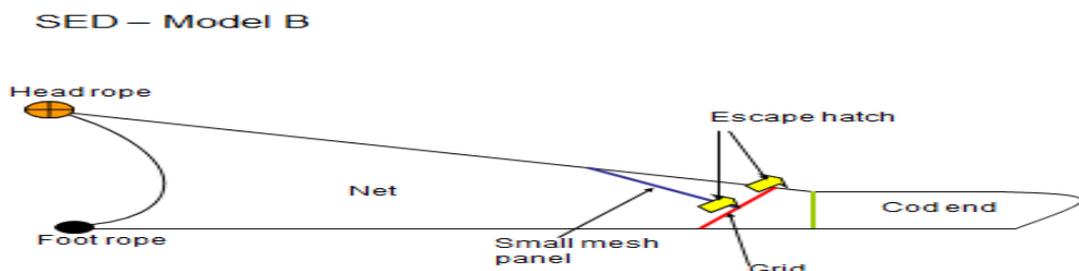


Fig.3. General diagram SED-B

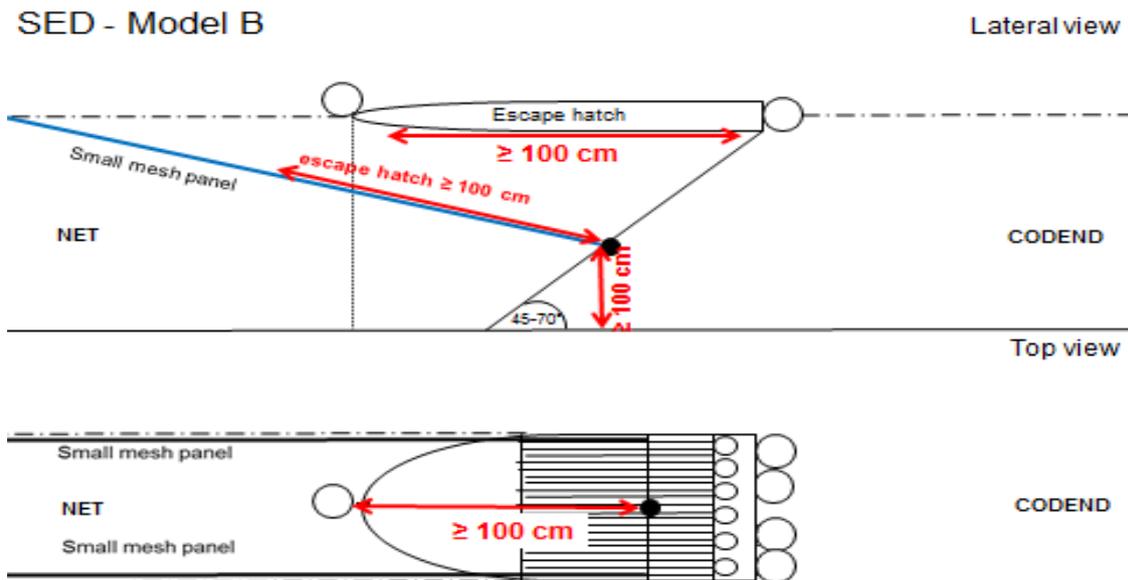


Fig.4. Lateral and top view of SED-B.

3. SED - Model C: A small mesh funnel is installed to direct water flow towards the grid (Fig.5, 6).

- i. The **width** of the small mesh funnel must be at least as wide as the escape hatch at the **top** of the net;
- ii. The small mesh funnel must be **attached only to the sides** of the net. Attachment ropes to the grid are **not acceptable**;
- iii. The horizontal distance from the mouth of the small mesh funnel to the bottom of the grid must be **at least 100 cm**.

SED – Model C

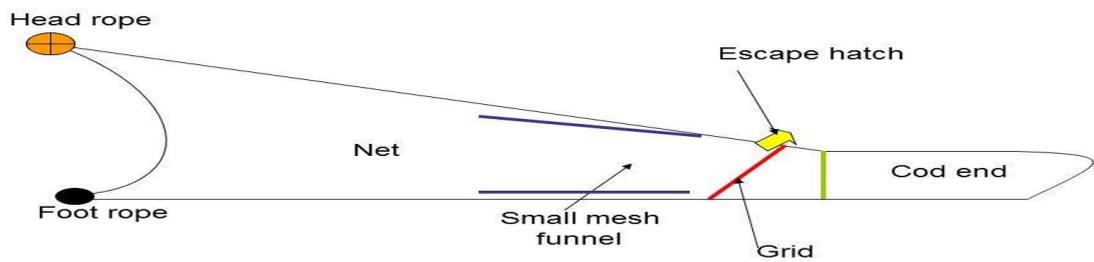


Fig.5. General diagram SED-C.

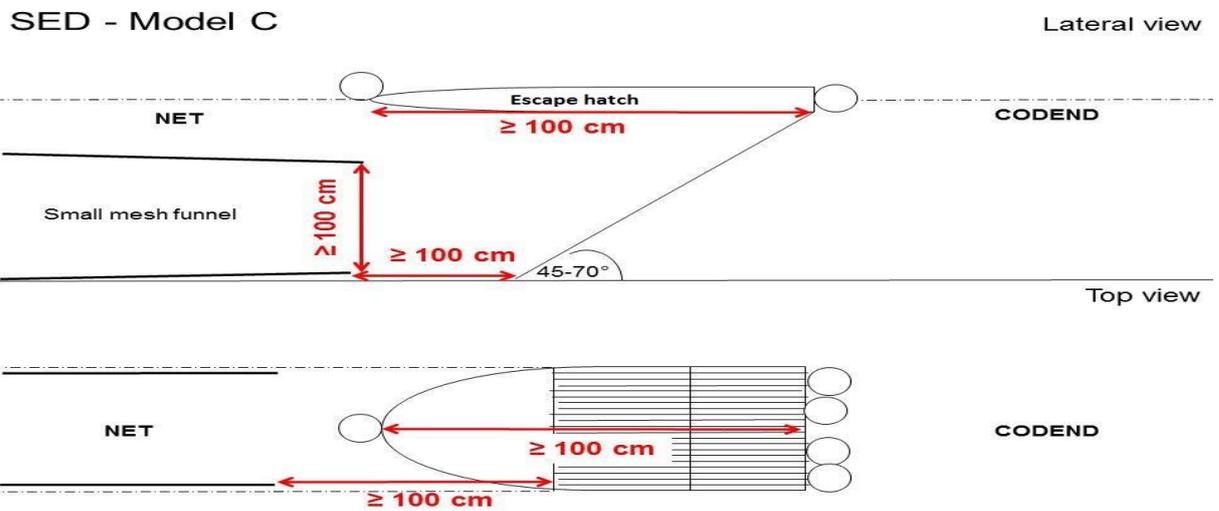


Fig.6. Lateral and top view of SED-C.

D4. Advisory Text:

[For attachment of either the small mesh panel (SED-B) or funnel (SED-C), a PVC tube with a rope inside can be a good option, as it gives stability].

(EXPLANATORY NOTES)

D5. Examples of compliant and non-compliant SED configurations:



Fig.7. Compliant SED-B. The arrows indicate the attachment of the small mesh panel to the sides of the net. The internal escape hole is neither blocked by ropes nor mesh. Note the PVC tube in the border of the panel.

E. Multiple Licences

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 the fishing waters of the Falkland Islands on a licence issued by the Falkland Islands Government it must not change to operating on another licence type without the Master giving the required notice that operations are to commence under a different licence type. A change of licence must apply to a full fishing day (whole calendar day). The minimum period of notice to be given to the Director of Fisheries (through FISHOPS) of a change of licence type is by noon (1200) Stanley time on the day prior to the change in licence types coming into effect.