

ANTIGUA AND BARBUDA



THE FISHERIES REGULATIONS, 2013

STATUTORY INSTRUMENT

2013, No. 2

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THE FISHERIES REGULATIONS, 2013**ARRANGEMENT****Regulations****PART I
PRELIMINARY**

1. Short title.
2. Interpretation.

**PART II
FISHERIES ADVISORY COMMITTEE**

3. Establishment of Fisheries Advisory Committee.
4. Functions.

**PART III
REGISTRATION, CONSTRUCTION, CERTIFICATION AND INSPECTION OF
LOCAL FISHING VESSELS**

5. Application.
6. Exemptions.
7. Names of local fishing vessels.
8. Application for registration.
9. Inspection for the purpose of registration of local fishing vessels.
10. Replacement registration certificate.
11. Register of local fishing vessels.
12. Notification of change of ownership and other changes.
13. Notification of intention to construct or import a local fishing vessel.
14. Vessel to be constructed, altered or converted at no less than prescribed standards.
15. Operational safety.
16. Requirements in respect of sea worthiness, safety equipment and sanitary conditions.
17. Registration and other identification markings.
18. Equipment to be kept in good condition.
19. Causing obstruction at mooring site.
20. Information to be true.

**PART IV
FOREIGN FISHING VESSELS**

21. Application Forms.
22. Prescribed fishing licence for foreign vessels.
23. Fees.
24. General conditions for foreign fishing vessels.
25. Additional Conditions for foreign sports fishing vessels.

26. Local Representative.
27. Storage of gear.

**PART V
LOCAL FISHING LICENCES**

28. Prescribed application form and licence for local fishing vessels.
29. Fees.
30. Grounds for refusal of licence.
31. General conditions for local fishing vessels.
32. Additional conditions for local commercial fishing vessels.
33. Additional conditions for local sports fishing vessels.
34. Additional conditions for local recreational fishing vessels.

**PART VI
RECORD OF LOCAL COMMERCIAL FISHERS**

35. Record of commercial fishers.
36. Suspension and revocation of registration.
37. Grounds for refusal of licence for a local commercial fisher

**PART VII
ARTIFICIAL REEFS AND FISH AGGREGATING DEVICES**

38. Placing of artificial reefs and fish aggregating devices.
39. Designated fish aggregating devices.
40. Marking of fish aggregating devices and artificial reefs.
41. Disposal of unauthorized fish aggregating devices or artificial reefs.

**PART VIII
FISHERIES CONSERVATION MEASURES**

42. Protection of lobsters.
43. Protection of marine turtles.
44. Turtle nesting areas.
45. Protection of conch.
46. Protection of spawning aggregations
47. Protection of parrotfish
48. Special permits
49. Special permit for coral.
50. Special permit for cockle, whelk and sea eggs.
51. Channel catfish
52. Aquarium fish.
53. Introduction of non-indigenous fish and import of live aquatic organisms
54. Restriction on use of spear gun and beach seine net.

55. Restriction on methods of fishing in inland water bodies
56. Minimum mesh sizes and gear specifications.
57. Incidental catch.
58. Fisheries research.
59. Marking of fishing gear.
60. Designation of landing sites.

**PART IX
MISCELLANEOUS PROVISIONS**

61. Compounding of offences.
62. Offences and penalties.
63. Repeal

Schedules

ANTIGUA AND BARBUDA
THE FISHERIES REGULATIONS, 2013
2013, No. 2

THE FISHERIES REGULATIONS made by the Minister in exercise of the powers contained in section 76 of the Fisheries Act, 2006.

1. Short title

These Regulations may be cited as the Fisheries Regulations, 2013.

2. Interpretation

In these Regulations—

“Act” means the Fisheries Act, 2006 (No. 22 of 2006)

“Committee” means the Fisheries Advisory Committee established under regulation 3.

“Minister” means the Minister responsible for Fisheries.

The terms and phrases defined in the Act shall be given the same meaning in these regulations, unless the context requires otherwise.

PART II – FISHERIES ADVISORY COMMITTEE

3. Establishment of Fisheries Advisory Committee

- (1) There is hereby established a Fisheries Advisory Committee.
- (2) The Committee shall consist of the following Committee persons
 - (a) a chairman, who shall be appointed by the Minister;
 - (b) a deputy chairman, who shall be appointed by the Minister;
 - (c) the Chief Fisheries Officer or his representative, who shall be the secretary;
 - (d) three persons nominated by professional fishers and appointed by the Minister to represent the views of professional fishers one of whom shall be from Barbuda.
 - (e) a person to be appointed by the Minister, and;
 - (f) a person to be nominated by the Barbuda Council.
- (3) At least one of the persons appointed by the Minister shall be a woman.

(4) The quorum for conducting the business of the Committee shall be four including the Chairman or in his absence the Deputy Chairman, the Secretary and one member from the professional fishers group.

(5) The Committee may invite such other persons as it may think fit, to participate in its meetings.

(6) The Committee may determine its own procedures but shall meet at least twice a year. The Chairman may call a meeting of the Committee at any time, or on the written request of at least two members. A meeting shall convene within fourteen days of the receipt of the request.

4. Functions

The functions of the Committee are as follows—

- (a) to advise the Minister on fisheries management and development;
- (b) to consider and advise the Minister on the fisheries management and development plan and the aquaculture management and development plan and on each review of these plans;
- (c) to consider and advise the Minister on the need for any amendment to the Act or to any Regulations made under it;
- (d) to consider and advise the Minister on any proposals for access agreements, joint venture investment in fisheries, or development projects in the fisheries sector;
- (e) to consider and advise the Minister on any initiative for the regional harmonization of fisheries regimes, including any regional licensing schemes for foreign fishing vessels;
- (f) to advise the Minister on the coordination of the policies and activities of Government Departments and ministries with respect to any of the above matters;
- (g) to advise the Minister on conditions to be imposed and the fees to be paid by any person or body applying for a licence under these Regulations;
- (h) to consider and advise the Minister on such other matters as he may from time to time assign to the Committee.

**PART III REGISTRATION, CONSTRUCTION, CERTIFICATION AND
INSPECTION OF LOCAL FISHING VESSELS**

5. Application

Unless otherwise specified, this part applies to all local fishing vessels, regardless of class, size, type or length overall, other than vessels used as life boats or survival craft that are part of the equipment of the fishing vessel.

6. Exemptions

Notwithstanding the entry into force of these Regulations, the Minister may, by a Notice published in the *Gazette*, suspend the application of all or certain provisions of this part to existing vessels or any class of vessels as specified in the notice, provided that such suspension shall be for a period not exceeding five years from the coming into force of these Regulations.

7. Names of local fishing vessels

(1) A local fishing vessel shall not be registered under the Act without an approved name.

(2) The Chief Fisheries Officer may approve the name or a change in the name of a local fishing vessel before it is first registered under this part or approve a change in the name of a local fishing vessel which is registered under this part.

(3) The application for reservation or approval of a name or change in the name for a local fishing vessel under the Act shall be made to the Chief Fisheries Officer as set out in Schedule I, Form A, and accompanied by the fee as set out in Schedule XIV.

(4) The Chief Fisheries Officer shall refuse to approve any name if

- (a) it is the same as the name of a ship considered to be or is an Antigua and Barbuda ship under the Antigua and Barbuda Merchant Shipping Act, 2006, or local fishing vessel registered under this Act;
- (b) it is likely, in the opinion of the Chief Fisheries Officer, to deceive or be confused with the name of a ship considered to be or is an Antigua and Barbuda ship under the Merchant Shipping Act, 2006, or a local fishing vessel registered under this Act or with a distress signal;
- (c) it is likely, in the opinion of the Chief Fisheries Officer, to be objectionable for reasons of decency or otherwise be offensive to members of the public;
- (d) its use is prohibited under any other law of Antigua and Barbuda; or
- (e) it is an inappropriate name for other reason as may be prescribed; and shall notify the applicant in writing that the name is not approved.

(5) Where the Chief Fisheries Officer has refused to reserve or approve a name under sub-regulation (4), the owner shall submit an application for a new name in accordance with this regulation.

8. Application for registration

(1) The application for the registration of a local fishing vessel shall be made to the Chief Fisheries Officer as set out in Schedule I, Form B.

(2) The application under sub-regulation (1) shall be submitted together with the following –

- (a) application fee for registration as set out in Schedule XIV, which shall not be refundable;
- (b) certificate of seaworthiness or survey, where applicable;
- (c) declaration of ownership of the vessel;
- (d) qualification and name of the master(s);
- (e) date and place of manufacture, where applicable;
- (f) builders certificate, where applicable;
- (g) Bill of Sale, where applicable;
- (h) application for approval of the name of the fishing vessel;
- (i) photographs of the vessel as required by the Chief Fisheries Officer;
- (j) in the case of a local fishing vessel previously registered in another country, proof that the entry of registration in such other country has been closed; and
- (k) such information as may be required by the Chief Fisheries Officer.

(3) Where the Chief Fisheries Officer requires additional information under this regulation, the Chief Fisheries Officer shall notify the applicant named on the application form of the required information and shall specify the time within which such information should be provided by the applicant.

(4) The application for registration shall not be considered by the Chief Fisheries Officer if the prescribed fee is not paid or if the information required to be stated in the form or pursuant to the Act is not provided by the applicant.

9. Inspection for the purpose of registration of local fishing vessels

(1) On the application by the owner of a local fishing vessel in Schedule I, Form B and on payment of the prescribed application fee for registration, the Chief Fisheries Officer shall as soon

as practicable, inspect or cause to be inspected the vessel to which the application refers and if on such inspection the vessel—

- (a) is found to be fit for fishing;
- (b) meets the ownership requirements for local fishing vessels;
- (c) meets the requirements in respect of sea worthiness, safety equipment and sanitary or other condition as set out in regulation 16;
- (d) meets such other requirements as may be prescribed by the Chief Fisheries Officer by notice published in the *Gazette*.

(2) Where the Chief Fisheries Officer is satisfied that the vessel meets the registration requirements under the Act, the Chief Fisheries Officer shall—

- (a) allocate a registration number to the vessel and cause the vessel to be registered in the register of local fishing vessel under this Act; and
- (b) issue a registration certificate in Schedule I Form C in respect of that vessel.

(3) Subject to sub-regulation (4), every local fishing vessel shall be registered in the register of local fishing vessels no later than five years after the entry into force of these Regulations.

(4) All new or imported vessels shall be registered in the register of local fishing vessels.

10. Replacement registration certificate

An application by or on behalf of the owner for a replacement registration certificate under section 14 of the Act shall be in Schedule I, Form D and shall be submitted to the Chief Fisheries Officer with the prescribed fee and such other information as the Chief Fisheries Officer specifies.

11. Register of local fishing vessels

The Chief Fisheries Officer shall cause to be entered in the register of local fishing vessels registered under this Act the following—

- (a) the vessel's name, registration number, previous names and place of landing and / or mooring (if known);
- (b) the vessel's previous flags (if any);
- (c) the vessel's International Radio Call Sign (if any);
- (d) the names and addresses of the vessel's owners and operators and the nature of ownership;
- (e) the place of mooring or beaching of the vessel;

- (f) where and when the vessel was built;
- (g) the type of vessel;
- (h) the vessel's length overall;
- (i) the draught of the vessel;
- (j) the moulded depth of the vessel;
- (k) the beam of the vessel;
- (l) the gross and net registered tonnage of the vessel;
- (m) the power of the main engine or engines of the vessel;
- (n) vessel navigation and position fixing equipment;
- (o) the type of fishing gear and methods of fishing; and
- (p) any other information the Minister or the delegated authority may require to be entered into the Register from time to time.

12. Notification of change of ownership and other changes

(1) The notification of sale or other change of ownership of a local fishing vessel registered under this Act and the name and address of the new owner shall be made in writing to the Chief Fisheries Officer.

(2) If the new owner wishes to register the vessel, the notification under sub-regulation (1) shall include the original registration certificate of the vessel and the application for registration in Schedule I, Form B, and such other information as is required under the Act.

(3) A notification in respect of an altered vessel which no longer corresponds with its description or particulars set out in its registration certificate, shall be in writing and shall be submitted to the Chief Fisheries Officer together with a written request for a survey or inspection of the altered vessel.

13. Notification of intention to construct or import a local fishing vessel

(1) Any person intending to –

- (a) construct or import a vessel intended to be registered and licensed as a local commercial fishing vessel;
- (b) alter a vessel registered and licensed as a local commercial fishing vessel, or;

- (c) convert an existing vessel into a vessel intended to be registered and licensed as a local commercial fishing vessel;

shall inform and consult with the Chief Fisheries Officer of the intention to import, construct, alter or convert the vessel.

- (2) The information shall be submitted in Schedule I, Form E.

14. Vessels to be constructed, altered or converted at no less than prescribed standards.

(1) All local fishing vessels shall be constructed, altered or converted at no less than the standard specifications made under these Regulations and, for a vessel of a specific make, class, type or length overall, in accordance with the Schedules to these Regulations that apply to such vessel of that specific make, class, type or length overall.

(2) All imported local fishing vessels shall be constructed, altered or converted so that they meet the standards which are no less than the standard specifications under these Regulations and, for a vessel of a specific make, class, type or length overall, that such vessel meets standard specifications in the Schedules to these Regulations that apply to such vessel of that specific make, class, type or length overall.

15. Operational safety

A person shall not operate a local fishing vessel as a fishing vessel if it does not meet the standard specifications for safety in these Regulations and for a vessel of a specific make, class or type, in accordance with the Schedules to these Regulations that apply to such vessel of that specific make, class or type.

16. Requirements in respect of sea worthiness, safety equipment and sanitary conditions

(1) Subject to sub-regulation (2) no vessel intended to be licensed as a local commercial fishing vessel shall be entered in the register of local fishing vessels unless it holds a valid certificate of seaworthiness, issued by an approved authorised surveyor or a designate, attesting that it meets the standards in respect of requirements pertaining to sea worthiness, safety equipment and sanitary conditions in Schedule II that apply to such vessel of that specific make, class, type or length overall.

(2) In respect of a vessel intended to be licensed as a local commercial fishing vessel a valid certificate of survey issued pursuant to the Antigua and Barbuda Merchant Shipping Act, 2006, shall be accepted in place of a certificate of seaworthiness required under sub-regulation (1).

(3) A vessel intended to be licensed as a local sports fishing vessel shall not be entered in the register of local fishing vessels unless it holds a valid certificate of survey issued pursuant to the Antigua and Barbuda Merchant Shipping Act, 2006.

(4) A vessel intended to be licensed as a local recreational fishing vessel shall not be entered in the register unless it complies with the requirements in respect of safety equipment in Schedule II that apply to such vessel of that specific make, class, type or length overall.

(5) The Minister shall cause to be kept a list of approved authorized surveyors for the purpose of sub-regulation (1). Only certificates issued by a person on the list of approved authorized surveyors shall be accepted for the purpose of sub-regulation (1).

(6) A certificate of seaworthiness issued pursuant to sub-regulation (1) shall be valid for no more than twelve months.

(7) The standard specifications contained in the schedules to these Regulations may designate the class or type of vessels to which the standard specifications apply.

17. Registration and other identification markings

(1) Any vessels registered in the register of local fishing vessels shall be marked with their registration number and other identification markings that the vessel is required to display in accordance with the specifications for vessel markings in Schedule III.

(2) Where sub-regulation (1) is contravened, the owner, master, charterer and agent of the vessel commit an offence and are jointly and severally liable on summary conviction to a fine not exceeding fifty thousand dollars.

18. Equipment to be kept in good condition

(1) Safety equipment that is required by these Regulations to be on board a fishing vessel

(a) shall be kept in good condition and shall be kept on board at all times when the vessel is in operation;

(b) shall be easily accessible in an emergency;

(c) shall be readily available for inspection;

(d) shall have the registration number of the vessel permanently marked on it;

(e) shall meet the standards prescribed under these Regulations.

(2) Where the provisions of sub-regulation (1) are contravened, the owner, master, charterer and agent of the vessel commit an offence and are jointly and severally liable on summary conviction to a fine not exceeding ten thousand dollars.

19. Causing obstruction at mooring site

(1) A person shall not moor a vessel at a mooring site in a manner that causes obstruction to other vessels or its operations.

(2) For the purposes sub-regulation (1)–

“moor” includes berth, dock and anchorage.

“mooring site” includes the foreshore, a fish market and a haul up site.

(3) Where in the opinion of an authorised officer a vessel, its equipment and/or gear is causing obstruction, the master of the vessel shall comply with any direction of the officer to eliminate the obstruction.

(4) The master of a vessel causing an obstruction who fails to comply with the direction of an authorised officer under sub-regulation (3) to eliminate the obstruction commits an offence and is liable on summary conviction to a fine not exceeding ten thousand dollars.

20. Information to be true

(1) Any information required to be recorded, or to be provided, notified, communicated or reported pursuant to a requirement of the Act shall be true, complete and accurate.

(2) Any change in circumstances which has the effect of rendering any such information referred to in sub-regulation (1) false, incomplete or misleading shall be notified immediately to the appropriate person, authority or body.

(3) A person who contravenes sub-regulation (1) or (2) commits an offence and is liable on summary conviction to a fine not exceeding fifty thousand dollars.

PART IV – FOREIGN FISHING VESSELS

21. Application forms

Every application for a licence in respect of a foreign fishing vessel shall —

(a) be as prescribed in Schedule IV, Form A, and;

(b) be addressed to the Minister; or

(c) in the case of a license for a foreign sport fishing vessel, be addressed to the Chief Fisheries Officer as prescribed in Schedule IV, Form B.

22. Prescribed fishing licence for foreign vessels

(1) Every licence for a foreign fishing vessel shall be as prescribed in Schedule IV, Form C.

(2) Every licence for a foreign sports fishing vessel shall be as prescribed in Schedule IV, Form D.

23. Fees

(1) The fee payable for the issue of a licence in respect of a foreign fishing vessel shall be determined by the Minister on the advice of the Committee.

(2) The Minister may determine the currency in which any fee payable under this regulation shall be paid.

(3) A licence for a foreign fishing vessel, except a foreign sports fishing vessel, shall not be issued unless the Minister is satisfied that any fees payable in respect of that licence have been

paid and that arrangements have been made for the payments of any royalties or other charges payable under section 27 of the Act.

(4) The Chief Fisheries Officer may waive the fees otherwise payable for any license for a foreign sports fishing vessel, or any part of such fees, where the Chief Fisheries Officer is satisfied that the vessel is to be used in Antigua and Barbuda waters for sports fishing only in connection with a sports fishing tournament for which permission has been granted under section 38 of the Act.

24. General conditions for foreign fishing vessels

(1) Every licence for a foreign fishing vessel issued under section 27 of the Act shall be subject to the following general conditions—

- (a) no fishing shall be undertaken in Antigua and Barbuda waters except as authorized by the licence;
- (b) any change in the information provided in the application form shall be notified to the Chief Fisheries Officer as soon as practicable and, in any case, not later than 7 days from the date of the change;
- (c) no fish shall be trans-shipped from or onto the vessel while in Antigua and Barbuda waters except with the written permission of the Chief Fisheries Officer and in accordance with such conditions as he may specify;
- (d) the master and each member of the crew of the vessel shall while in Antigua and Barbuda waters comply with any direction given to him by any authorized officer and, at the request of the officer
 - (i) stop the vessel;
 - (ii) permit an authorized officer to board the vessel and co-operate with him in any inspection; and
 - (iii) bring the vessel to port.
- (e) the master of the vessel shall, while in Antigua and Barbuda waters, take all reasonable measures and precautions to avoid causing damage to any local fishing operations including non-commercial operations.

(2) Subject to sub regulation (1) the master of every foreign fishing vessel with an overall length of 60 feet (18.29 metres) or more and licensed under section 27 of the Act shall—

- (a) while in Antigua and Barbuda waters –
 - (i) fly the flag of its flag state;

- (ii) display clearly the name of the vessel in large letters on the bows and stern of the vessel; and
 - (iii) display identification markings in accordance with the specifications set out in Schedule V of these Regulations;
- (b) have a logbook to be maintained on a daily basis by the master of the vessel in such form as the Chief Fisheries Officer may from time to time require for the purpose of recording the fishing operations of the vessel while within Antigua and Barbuda waters;
- (c) ensure that the logbook maintained under paragraph (b) shall be delivered in its original and unaltered form to the Chief Fisheries Officer or to any other person or organization designated by him --
- (i) on the completion of the voyage to which the logbook relates but not later than seven days after completing the voyage; or
 - (ii) at any other time at the request of the Chief Fisheries Officer or of any authorized officer;
- (d) shall cause reports in the form prescribed by the Chief Fisheries Officer to be made to the Chief Fisheries Officer or to such other person or organization as the Chief Fisheries Officer may designate, containing the information in paragraph (e) at the following times --
- (i) immediately upon entry into Antigua and Barbuda waters;
 - (ii) on every Wednesday or such other day as the Chief Fisheries Officer may specify while the vessel is in Antigua and Barbuda waters;
 - (iii) immediately upon departure from Antigua and Barbuda waters; and
 - (iv) on such other times as the Chief Fisheries Officer may specify;
- (e) ensure each report made under paragraph (d) shall contain details of --
- (i) the international radio call sign (or the number assigned to the vessel under any local or regional register);
 - (ii) the position of the vessel at the time of reporting;
 - (iii) the total catch by species on board the vessel at the time of reporting;
 - (iv) such other matters relating to the fishing operations as the Chief Fisheries Officer may from time to time require;

- (f) himself or through his authorized local representative notify the Chief Fisheries Officer or such other person or organization as the Chief Fisheries Officer may designate of the estimated time of entry of the vessel into any port in Antigua and Barbuda at least 24 hours prior to such entry;
- (g) while in Antigua and Barbuda waters, allow any fisheries officer or other person designated in writing by the Chief Fisheries Officer to board and remain on board the vessel as an observer and shall—
 - (i) allow the observer full access to all equipment, including navigation and communication equipment, records and documents and to any fish on board the vessel;
 - (ii) allow the observer to make such test observation and records and to take and remove such samples as he may reasonably require in connection with the vessel's activities in Antigua and Barbuda waters; and
 - (iii) provide, without charge, food and accommodation at least equivalent to that provided for officers of the vessel;
- (h) proceed to such port or place as the Chief Fisheries Officer may require to allow an observer to board or disembark from the vessel.

(3) Subject to sub-regulation (1) the master of every foreign fishing vessel with an overall length of less than 60 feet (18.29 meters) and licensed under section 27 of the Act shall while in Antigua and Barbuda waters—

- (a) display identification markings in accordance with the specifications set out in Schedule V to these Regulations;
- (b) maintain such record of catches and other information in such form as the Chief Fisheries Officer may require.

(4) The master, owner and operator of the vessel shall provide such information on the fishery operation carried out in the fishery waters in such form and at such times as the Chief Fisheries Officer may require.

(5) Any records, logbooks or notifications required to be maintained or made under this regulation shall be maintained or made in the English Language or any other language determined by the Minister.

25. Additional Conditions for Foreign Sports Fishing Vessels

(1) In addition to the general conditions of regulation 24, every licence for a foreign sports fishing vessel issued under section 27 of the Act shall, subject to sub-regulation (3), be subject to the following conditions

- (a) the licence shall be valid for three months or such other limited period of time as the Chief Fisheries Officer may prescribe in the licence;
- (b) a person shall fish by the method of angling with a hook or lure attached to a line held in the hand or attached to a pole, rod or reel;
- (c) a person unless otherwise authorized by the relevant licence, shall not use a spear, fish trap, or net other than a dip net or a landing net;
- (d) the owner or operator of the vessel shall not use more than six rods or reels with hooks unless he is in possession of a licence authorizing the use of more rods or reels;
- (e) not more than a total of 100 pounds (45.4 kilograms) of pelagic fish may be caught for consumption purposes during the licence period. Any fish taken after the limit has been reached shall not be injured unnecessarily and shall be returned to the sea alive;
- (f) a vessel shall not be used in fishing for, nor have on board any turtle, conch or lobster;
- (g) an owner or operator of a vessel shall not catch any demersal fish, shark or marine mammal, if caught shall be immediately released;
- (h) fish caught shall not be sold or bartered;
- (i) such special conditions as the Chief Fisheries Officer may attach to the licence.

(2) For the purpose of this regulation, "pelagic fish" includes mackerels, billfishes, dolphinfish, wahoo, kingfish, sailfish, swordfish, tuna and tuna like species.

(3) Where the Chief Fisheries Officer is satisfied that the vessel is to be used in Antigua and Barbuda waters for sports fishing only in connection with a sports fishing tournament for which permission has been granted under section 38 of the Act the Chief Fisheries Officer may exempt such vessel from one or more of the requirements of sub-regulation (1).

26. Local Representative

No licence shall be issued in respect of a foreign fishing vessel, except a foreign sports fishing vessel, unless there is appointed a local representative who is authorized to act on behalf of the master, owner or charterer of that vessel and who is able to accept legal responsibility on behalf of the master, owner or charterer for any action, judicial or otherwise, taken in respect of that vessel.

27. Storage of gear

(1) The following is the prescribed manner in which fishing gear shall be stowed for the purpose of section 28 of the Act—

- (a) the fishing gear shall be stowed in such a manner that it is not readily available for fishing;
- (b) the fishing gear shall be stowed wholly on board the vessel;
- (c) all nets, trawlboards and weights shall be disconnected from the towing or hauling wires or ropes and all mechanical hauling devices shall be sufficiently disconnected as to be incapable of immediate use;
- (d) where possible the fishing gear shall be stowed below deck; any fishing gear carried on or above deck shall be secured to some part of the super-structure or hull of the vessel.

(2) For the purpose of this regulation and of section 28 of the Act, the term fishing gear shall include any net, line, hook, float, pole, rope, trap, boat, helicopter or any other apparatus used for fishing.

(3) Where the fishing gear of a foreign fishing vessel which is prohibited by section 27 of the Act from fishing within Antigua and Barbuda waters is not stowed in the manner prescribed in this regulation while within Antigua and Barbuda waters, the master, owner and charterer of that vessel commits an offence and is liable on summary conviction to a fine of fifty thousand dollars.

PART V – LOCAL FISHING LICENCES

28. Prescribed application form and licence for local fishing vessel

Every application for a licence and every licence in respect of a local fishing vessel shall be in the forms prescribed in Schedule VI.

29. Fees

The fee payable for the issue or renewal of a licence in respect of a local fishing vessel shall be the amount prescribed in Schedule XIV.

30. Grounds for refusal of a licence

A licence in respect of a local fishing vessel may not be issued or renewed unless—

- (a) an application has been made in accordance with regulation 28 and is true and correct in every way;
- (b) any information requested by the Minister or the Chief Fisheries Officer and relevant to the proposed fishing operation has been provided in the manner requested;
- (c) the fee prescribed in Schedule XIV has been paid.

31. General conditions for local fishing vessels

Every licence in respect of a local fishing vessel shall be subject to the following general conditions—

- (a) any change in the information provided in the application form shall be notified to the Chief Fisheries Officer as soon as practicable and in any case not later than 7 days from the date of the change;
- (b) no fishing shall be undertaken except as authorized by the licence;
- (c) the master of the vessel shall, if so required by the Chief Fisheries Officer, cause a logbook to be maintained on a daily basis in such form as the Chief Fisheries Officer may from time to time require for the purpose of recording the fishing operations of the vessel;
- (d) any logbook maintained under the preceding paragraph shall be transmitted in its original and unaltered form to the Chief Fisheries Officer at such time as he may require;
- (e) no fish may be trans-shipped from or onto the vessel except with the permission of the Chief Fisheries Officer in accordance with such conditions as he may specify;
- (f) the master and each member of the crew of the vessel shall comply with any direction given to him by an authorized officer;
- (g) the master and each member of the crew of the vessel shall comply with the requirements of the Act and of any regulations or other instruments made under the Act.

32. Additional Conditions for Local Commercial Fishing Vessels

In addition to the general conditions of regulation 31, every licence in respect of a local commercial fishing vessel shall be subject to the following conditions

- (a) no commercial fishing vessel shall fish for or land any lobster or conch unless it holds a special permit for these species as prescribed in Schedule VI Form A;
- (b) the Chief Fisheries Officer may limit the number of permits in order to give effect to any management programme to limit fishing effort as specified in the fisheries plan;
- (c) such special conditions as the Chief Fisheries Officer may attach to the licence.

33. Additional Conditions for Local Sports Fishing Vessels

In addition to the general conditions of regulation 31, every licence in respect of a local sports fishing vessel shall, subject to sub-regulation (2), be subject to the following conditions

- (a) a person shall fish by the method of angling with a hook or lure attached to a line held in the hand or attached to a pole, rod or reel;
- (b) a person unless otherwise authorized by the relevant licence, shall not use a spear, fish trap, or net other than a dip net, cast net, or a landing net;
- (c) the owner or operator of the vessel shall not use more than six rods or reels unless he is in possession of a licence authorizing the use of more rods or reels;
- (d) not more than a total of 50 pounds (22.68 kilograms) of fish may be caught per boat per day. Any fish taken after the limit has been reached shall not be injured unnecessarily and shall be returned to the sea alive;
- (e) no vessel shall have on board any turtle, conch or lobster;
- (f) no fish caught shall be sold or bartered;
- (g) such special conditions as the Chief Fisheries Officer may attach to the licence.

34. Additional Conditions for Local Recreational Fishing Vessels

In addition to the general conditions of regulation 31, every licence in respect of a local recreational fishing vessel shall be subject to the following conditions —

- (a) not more than a total of 20 pounds (9.07 kilograms) of fish may be caught per boat per day,
- (b) a person shall fish by the method of angling with a hook or lure attached to a line or rod held in the hand or attached to a reel;
- (c) a person unless otherwise authorized by the relevant licence, shall not use a spear, fish trap, or net other than a dip net, cast net, or a landing net;
- (d) no vessel shall have on board any turtle, conch or lobster;
- (e) no fish caught shall be sold or bartered;
- (f) such special conditions as the Chief Fisheries Officer may attach to the licence.

PART VI - RECORD AND LICENCE OF LOCAL FISHERS

35. Record and licence of local fishers

(1) For the purpose of this regulation, the term local fisher applies to any person engaged in the harvesting, taking, processing, culturing or trading of fish or fishery products, to include any aquatic flora or fauna.

(2) The Chief Fisheries Officer shall keep or cause to be kept a record of licensed local fishers in which shall be entered the name of any person desirous of becoming a licensed local fisher and who meets the requirements set out in this regulation.

(3) To be entered into the record as a licensed local fisher, a person shall fulfill the following requirements:

- (a) be a citizen of Antigua and Barbuda or legal resident, or in the case of local commercial fishers hold a valid work permit specifying that the person can work in the fishing industry;
- (b) be 16 years of age or more;
- (c) have at least two years of practical experience for local commercial fishers;
- (d) be registered under the Social Security Act, 1972, and any other labour requirements for Antigua and Barbuda; and
- (e) such special conditions as the Chief Fisheries Officer may specify.

(4) Where a person is applying to be registered as a licensed local commercial fisher and fulfils all the requirements of sub-regulation (3) with the exception of paragraph (c), the Chief Fisheries Officer shall enter the name of the fisher in the record as a trainee commercial fisher.

(5) Every person whose name is entered in the record shall, upon payment of the fees prescribed in the Schedule XIV, be given an identification card and number signifying that he is recorded as a licensed local fisher.

(6) An identification card issued to a licensed local fisher under this regulation shall be in the form set out in Schedule VII.

(7) An identification card issued under this regulation shall be valid for a period of five years, unless earlier revoked under regulation 36 or—

- (a) in the case of a licensed trainee commercial fisher for a period of two years.
- (b) in the case of the work permit, the expiration date for the work permit.

(8) An identification card issued under this regulation shall be kept in safe custody by the fisher to whom it is issued and—

- (a) the original shall be produced for inspection at any reasonable time when so required by an authorized officer; and
- (b) while engaged in the activity for which fishers are licensed the original or a certified copy shall be clearly visible for inspection by an authorized officer.

(9) A person shall not undertake harvesting, taking, processing, culturing or trading of fish or fishery products, to include any aquatic flora or fauna in the waters of Antigua and Barbuda,

including inland waters, without being entered in the record as a licensed local fisher under this regulation.

(10) Minors less than 16 years of age that can demonstrate such with appropriate documents, do not require a fisher licence under this regulation. However, when fishing the minor shall be accompanied by an adult who has a fisher licence except when fishing in inland waters or from land or a structure fixed to land such as a pier, bridge or dock.

(11) Persons, not fishing commercially, do not require a local fisher licence if they are fishing with lines in inland waters or from land or a structure fixed to land such as a pier, bridge or dock.

36. Suspension and revocation of licence

(1) Where a local fisher entered in the record has been convicted of an offence under the Act or under these Regulations, the Chief Fisheries Officer may

- (a) in the case of a first offence, suspend the fisher licence for a period of not more than three months;
- (b) in the case of a second offence, suspend the fisher licence for a period of not more than six months;
- (c) in the case of a third offence, suspend the fisher licence for a period of not more than one year per offence;
- (d) for any additional offences, revoke or suspend the fisher licence for a period of more than one year.

(2) A fisher whose licence has been suspended or revoked under this regulation may appeal the decision of the Chief Fisheries Officer to the Minister, whose decision shall be final.

37. Grounds for refusal of licence for local commercial fisher

The Chief Fisheries Officer may refuse to grant a licence in respect of a local commercial fisher if—

- (a) the application is not in accordance with regulation 35;
- (b) the information requested by the Minister or the Chief Fisheries Officer and relevant to the proposed fishing operation has not been provided in the manner requested;
- (c) the information provided by the applicant is found to be incorrect or false;
- (d) the fee prescribed in Schedule XIV has not been paid;
- (e) a trainee fisher has not satisfied the requirements prescribed by the Chief Fisheries Officer.

PART VII – ARTIFICIAL REEFS AND FISH AGGREGATING DEVICES

38. Placing of artificial reefs and fish aggregating devices

(1) A person shall not place an artificial reef or a fish aggregating device in Antigua and Barbuda waters without the written permission of the Chief Fisheries Officer and otherwise than in accordance with such conditions as the Chief Fisheries Officer may specify in the permission or as are otherwise prescribed in these Regulations.

(2) An application for a permission for the placement of an artificial reef or a fish aggregating device shall be made to the Chief Fisheries Officer in the appropriate form set out in Schedule VIII, Form A, containing the information set out therein, and shall be accompanied by the fee as set out in Schedule XIV.

(3) Every permission for the placement of an artificial reef or a fish aggregating device issued under this regulation shall be in the appropriate form set out in schedule VIII, Form B, and shall contain the information set out therein.

(4) Permission to place an artificial reef or a fish aggregating device shall not confer any exclusive right to fish in the vicinity of the device.

(5) The holder of a permission to place an artificial reef or a fish aggregating device shall notify the Chief Fisheries Officer immediately on the completion of the placement of the reef or the device. The Chief Fisheries Officer shall immediately notify the relevant authorities responsible for shipping and navigation in Antigua and Barbuda waters of the placement of the reef or device.

(6) A person shall not, without the written permission of the Chief Fisheries Officer, destroy, willfully or negligently damage or otherwise tamper or interfere with any artificial reef or fish aggregating device that has been lawfully placed in the fishery waters.

(7) A person shall not use any artificial reef or fish aggregating device or any markings attached to such reef or device for mooring purposes.

(8) A person who contravenes this regulation commits an offence and shall be liable on summary conviction to a fine not exceeding twenty thousand dollars and shall, in addition to such fine, be liable to pay the costs of removal of the artificial reef or for the removal and repair of the fish aggregating device if so required by the Chief Fisheries Officer.

(9) Chief Fisheries Officer may issue guidelines concerning the conduct of fishing close to lawfully placed fish aggregating devices and artificial reefs.

39. Designated fish aggregating devices

(1) The Chief Fisheries Officer may, by notice published in the *Gazette*, declare any fish aggregating device to be a designated fish aggregating device for the purposes of this regulation.

(2) Subject to sub-regulation (3), a person shall not fish within a radius of 328 feet (100 meters) from a designated fish aggregating device without the written permission of the Chief

Fisheries Officer and otherwise than in accordance with such conditions as the Chief Fisheries Officer may specify.

(3) The Chief Fisheries Officer may, by notice published in the *Gazette*, declare that only certain categories of vessels or defined groups of persons may fish within a radius of 328 feet (100 meters) from one or more designated fish aggregating devices.

40. Marking of fish aggregating devices and artificial reefs

(1) Any fish aggregating device placed in the fishery waters shall bear a radar reflector or such other equipment and markings as the Chief Fisheries Officer may from time to time require.

(2) Any artificial reef shall bear such equipment and markings as the Chief Fisheries Officer may from time to time require.

41. Disposal of unauthorized fish aggregating devices or artificial reefs

(1) Any fish aggregating device or artificial reef placed in Antigua and Barbuda waters other than in accordance with a permission from the Chief Fisheries Officer under regulation 38 or found in the fishery waters without a marking or piece of equipment required under regulation 40 may be used or disposed of in such manner as the Chief Fisheries Officer may direct.

(2) Any fish aggregating device or artificial reef placed in Antigua and Barbuda waters prior to the entry into force of these regulations shall have one year to comply to the provisions of these regulations.

PART VIII - FISHERIES CONSERVATION MEASURES

42. Protection of lobsters

(1) A person shall not harm, take, have in his possession, place for sale or purchase—

(a) any lobster carrying eggs;

(b) any lobster which is moulting;

(c) any Caribbean spiny lobster (*Panulirus argus*) which is undersize; or

(d) any lobster carrying an intact tar spot (spermatophores).

(2) A person shall not capture any lobster other than by hand, loop, pot or trap.

(3) A person shall not have in his possession or place for sale any lobster that has been speared, hooked or otherwise impaled.

(4) A person shall not remove the tar spot (spermatophores) or eggs from a lobster, or have in his possession, place for sale or purchase lobster from which the tar spot (spermatophores) or eggs have been removed.

(5) The Minister shall by Notice published in the *Gazette* declare the close season for spiny lobster (*Panulirus argus*) which until otherwise declared shall commence from the 1st day of May and end on the 30th day of June of every year.

(6) A person shall not fish for, take, place for sale, purchase or have in his possession Caribbean spiny lobster (*Panulirus argus*) during the period of a closed season for spiny lobster.

(7) A person shall not land from a fishing vessel any lobster that is not whole.

(8) For the purposes of this regulation “undersize” means -

(a) a carapace length of less than 3 3/4 inches (95 millimetres) measured from immediately behind the rostral horns along the median dorsal line to the maximum concavity of the rear edge of the carapace; or

(b) less than one and a half pounds (680 grams) in weight; or

(c) having a tail weighing less than 7 ounces (200 grams);

43. Protection of marine turtles

(1) Subject to sub-regulation (2) a person shall not—

(a) fish for, take, place for sale, purchase or have in possession any turtle;

(b) disturb, take, place for sale, purchase or have in possession any turtle eggs;

(c) take, capture or disturb any turtle found on shore;

(d) disturb, alter or destroy any turtle nest.

(2) The Minister may by notice in the *Gazette* declare an open season for turtle. During the open season a person shall not—

(a) fish for, take, place for sale, purchase or have in possession any Hawksbill turtle (*Eretmochelys imbricate*), Olive Ridley turtle (*Lepidochelys olivacea*), Kemp’s Ridley turtle (*Lepidochelys kempii*) or Leatherback turtle (*Dermochelys coriacea*) or part thereof;

(b) take, place for sale, purchase or have in possession any Green turtle (*Chelonia mydas*) or Loggerhead turtle (*Caretta caretta*) which is greater than 24 inches (60 centimetres) in carapace (shell) length without permission of the Chief Fisheries Officer;

(c) disturb, take, place for sale, purchase or have in his possession any turtle eggs;

(d) take, capture or disturb any turtle found on shore;

- (e) take, place for sale, purchase or have in his possession any hatchlings;
- (f) take, place for sale, purchase or have in his possession more than a prescribed limit set by the Chief Fisheries Officer; and
- (g) disturb, alter or destroy any turtle nest.

(3) Subject to sub-regulation 2, the Chief Fisheries Officer shall determine the length of the open season based on regional and international guidelines and scientific principles.

(4) For the purpose of this regulation "part thereof" includes the meat, oil or shell of turtles.

44. Turtle nesting areas

(1) The Minister may, by notice in the *Gazette*, declare any area of Antigua and Barbuda waters and any adjoining land, to be a turtle nesting area where he considers that special measures are necessary to afford special protection to turtles and turtle eggs. The Minister shall declare that an area shall be a turtle nesting area either permanently, for certain periods of every year or for one or more specific periods.

(2) The Minister may publish, from time to time, guidelines for the protection of designated turtle nesting areas.

45. Protection of conch

(1) A person shall not take, place for sale, purchase or have in his possession any immature queen conch (*Strombus gigas*).

(2) The Minister shall by Notice published in the *Gazette* declare the close season for queen conch (*Strombus gigas*) which until otherwise declared shall commence from the 1st day of July and end on the 31st day of August of every year.

(3) A person shall not fish for, take, place for sale, purchase or have in his possession queen conch (*Strombus gigas*) during the period of a closed season for queen conch.

(4) For the purposes of this regulation "immature queen conch" means—

- (a) a queen conch (*Strombus gigas*), the shell of which is less than 7 inches (18 centimetres) in length; or
- (b) a queen conch (*Strombus gigas*), the shell of which does not have a flared lip or has a flared lip of less than 1/5 inch (5 millimetres) thickness measured in the mid-lateral region; or
- (c) a queen conch (*Strombus gigas*), with a total meat weight of less than 8 ounces (225 grams) after removal of the digestive gland.

(5) A person shall not fish for, take, place for sale, purchase or have in his possession any other species of marine Gastropod or parts thereof, without first having obtained the written permission from the Chief Fisheries Officer.

46. Protection of spawning aggregation

(1) The Minister shall by Notice published in the *Gazette* declare the close season for the following species which until otherwise declared shall commence from the 1st day of January and end on the 31st day of March of every year

- (a) Nassau grouper (*Epinephelus striatus*);
- (b) Red hind (*Epinephelus guttatus*);
- (c) Coney (*Cephalopholis fulvus*).

(2) A person shall not fish for, take, place for sale, purchase or have in his possession Nassau grouper (*Epinephelus striatus*), Red hind (*Epinephelus guttatus*) or Coney (*Cephalopholis fulvus*) during the period of a closed season for the fore mentioned species; if caught shall be immediately released.

47. Protection of Parrotfish (*Scaridae*)

(1) The Minister shall by Notice published in the *Gazette* declare the close season for parrotfish (*Scaridae*) which until otherwise declared shall commence from the 1st day of May and end on the 31st day of July of every year.

(2) A person shall not fish for, take, place for sale, purchase or have in his possession parrotfish (*Scaridae*) during the period of a closed season; if caught shall be immediately released.

48. Special permits

(1) A person shall not take or collect marine flora and fauna from Antigua and Barbuda waters without first having obtained the written permission from the Chief Fisheries Officer for the taking or collecting of such species.

(2) The Chief Fisheries Officer may grant upon an application a permit to take or collect marine flora and fauna from Antigua and Barbuda waters and may attach to such permit such conditions as the Chief Fisheries Officer considers necessary.

49. Special permit for coral

(1) A person shall not take or collect coral from Antigua and Barbuda waters without first having obtained the written permission from the Chief Fisheries Officer for the taking or collecting of such species.

(2) The Chief Fisheries Officer may grant upon an application a permit to take or collect coral from Antigua and Barbuda waters and may attach to such permit such conditions as the Chief Fisheries Officer considers necessary.

(3) An application for a permit to take or collect coral from Antigua and Barbuda waters shall be made to the Chief Fisheries Officer in the appropriate form set out in Schedule XIII, Form

A, containing the information set out therein, and shall be accompanied by the fee as set out in Schedule XIV.

(4) Special permit for the collection of coral from Antigua and Barbuda waters shall only be issued for the purpose of scientific research.

50. Special permit for cockle, whelk and sea egg

(1) Subject to sub-regulation (4) a person shall not take or collect cockle, whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*) from Antigua and Barbuda waters without first having obtained the written permission from the Chief Fisheries Officer for the taking or collecting of such species.

(2) The Chief Fisheries Officer may grant upon an application a permit to take or collect cockle, whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*) from Antigua and Barbuda waters and may attach to such permit such conditions as the Chief Fisheries Officer considers necessary.

(3) An application for a permit to take or collect cockle, whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*) from Antigua and Barbuda waters shall be made to the Chief Fisheries Officer in the appropriate form set out in Schedule XIII, Form A, containing the information set out therein, and shall be accompanied by the fee as set out in Schedule XIV.

(4) No permission under sub-regulation (1) is needed for the taking or collecting of cockle, whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*) for private consumption. A person taking or collecting cockle, whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*) for private consumption shall not take or collect more than 50 cockle, 25 whelks or 10 sea eggs or place for sale such cockle, whelk or sea egg.

(5) A person shall not fish for, take or have in his possession any sea egg (*Tripneustes ventricosus*) that is less than 3 ½ inches (90 millimetres) in diameter, measured at the widest length across the body of the animal.

(6) A person shall not fish for, take or have in his possession any whelk (*Cittarium pica*) that is less than 2 7/16 inches (62 millimetres) in shell diameter, measured at the widest length across the aperture of the shell.

(7) A person shall not land any cockle, whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*) that is not whole.

(8) A person shall not use SCUBA gear for the harvest of whelk (*Cittarium pica*) or sea egg (*Tripneustes ventricosus*).

51. Channel catfish

A person shall not take any channel catfish of the species *Ictalurus punctatus* which measures in total length under 12 inches (304.8 millimetres) from any inland water bodies within Antigua and Barbuda.

52. Aquarium fish

(1) A person shall not fish for, take, import, place for sale or export any aquarium fish except with the written permission of the Chief Fisheries Officer in accordance with such conditions as the Chief Fisheries Officer may specify in such permit.

(2) A person shall not discard or release any aquarium fish into the waters of Antigua and Barbuda, including inland waters, without the written permission of the Chief Fisheries Officer.

53. Introduction of non- indigenous fish and import of live aquatic organisms

(1) Subject to sub-regulation (2), an application for a permit to introduce exotic or non indigenous fish pursuant to section 55 of the Act or a permit to import live aquatic organisms pursuant to section 56 of the Act shall be made to the Chief Fisheries Officer in the appropriate form set out in Schedule XIII, containing the information set out therein, and shall be accompanied by the fee as set out in Schedule XIV.

(2) A person shall not import any of the species of fish mentioned in Schedule IX. The Minister may, by order published in the *Gazette*, amend Schedule IX, by deleting, varying or adding to the Schedule any aquatic organism.

54. Special permits for spear gun and beach seine net

(1) A person shall not use a spear gun (fish gun) or a beach seine net for fishing in Antigua and Barbuda waters without first having obtained the written permission from the Chief Fisheries Officer for the use of that type of fishing gear.

(2) Notwithstanding sub-regulation (4), the Chief Fisheries Officer may grant upon an application a permit to use a spear gun (fish gun) or a beach seine net for fishing in Antigua and Barbuda waters and may attach to such permit such conditions as the Chief Fisheries Officer considers necessary.

(3) An application for a permit to use a spear gun (fish gun) or a beach seine net shall be made to the Chief Fisheries Officer in the appropriate form set out in Schedule XIII, containing the information set out therein, and shall be accompanied by the fee as set out in Schedule XIV.

(4) The use of spear gun (fish gun) or a beach seine net for fishing is prohibited in all areas specified as conservation areas.

(5) A person shall not possess more than six fish that have been caught by a spear gun (fish gun).

(6) No more than three fish of any one species can be caught by a spear fisher within any twenty four hour period.

55. Restriction on methods of fishing in inland water bodies

(1) For the purpose of these regulations “inland waters” means ponds, dams, streams, estuaries, reservoirs whether natural or man-made.

(2) A person shall not fish or attempt to fish using any gear other than rod and reel or line in inland water bodies within Antigua and Barbuda without first having obtained the written permission from the Chief Fisheries Officer.

(3) The Chief Fisheries Officer may grant upon an application a permit to use other gear than rod and reel or line in the areas set out in sub-regulation (1) and may attach to such permit such conditions as the Chief Fisheries Officer considers necessary.

(4) An application for a permit to use other gear than rod and reel or line in the areas set out in sub-regulation (1) shall be made to the Chief Fisheries Officer in the appropriate form set out in Schedule XIII, containing the information set out therein, and shall be accompanied by the fee as set out in Schedule XIV.

56. Minimum mesh sizes and gear specifications

(1) A person shall not take or attempt to take any fish in Antigua and Barbuda waters by use of—

- (a) a seine net having an aperture of less than 1 1/2 inches (38.10 millimetres) stretched mesh and a combined maximum length of 450 feet (137.16 metres);
- (b) a bottom gill net having an aperture of less than 3 inches (76.25 millimetres) stretched mesh;
- (c) a bottom gill net or a combination of bottom gill nets with total length exceeding 1800 feet total (548.64 metres) per fishing vessel;
- (d) a flying fish gill net having an aperture of less than 1 1/2 inches (38.10 millimetres);
- (e) a ballyhoo gill net having an aperture of less than 1 1/4 inches (31.80 millimetres);
- (f) a mullet gill net having an aperture of less than 2 1/2 inches (63.75 millimetres);
- (g) trawl nets;
- (h) multi-panel nets;
- (i) multifilament nets;
- (j) electro-fishing;
- (k) a trap or fish pot having an aperture of less than 1 1/2 inches (38.10 millimetres) in diameter;
- (l) a trap or fish pot with mesh constructed of a corrosion-resistant material;
- (m) a trap or fish pot without an approved biodegradable panel;

(n) a hookah rig, meaning a diving apparatus where the diver is directly connected to a compressor at the surface by a long hose running through a regulator.

(2) The use of any other fishing gear shall require the written permission of the Chief Fisheries Officer.

(3) The provisions of sub-regulation (1) shall not apply to any net being used for the purpose of bait and shrimp fishing provided that such net is a maximum length of 60 feet (18.3 metres) and has a minimum aperture of ½ inch (12.7 millimetres) stretched mesh.

(4) A person shall not take or attempt to take any fish in Antigua and Barbuda waters using a trap or a fish pot unless its design and construction is in accordance with the specifications set out in Schedule X.

(5) A person shall not allow a fishing net to remain in place in the sea for longer than four consecutive hours without the written permission of the Chief Fisheries Officer and in accordance with any conditions that the Chief Fisheries Officer may specify.

57. Incidental catch

Any incidental catch of illegal lobster, conch or marine turtle shall be immediately returned to the sea.

58. Fisheries Research

It shall be a condition of any permission to conduct fisheries research, granted under the Act, that the data collected during the course of the research and the results of the research be made available to the Chief Fisheries Officer, within a reasonable period of time after the research has been carried out.

59. Marking of fishing gear

All fishing gear that is set in the sea and not attached to a fishing vessel shall be clearly marked in accordance with the requirements set out in Schedule XI.

60. Designation of landing sites

(1) The Minister may by Notice published in the *Gazette* declare designated landing sites.

(2) A person shall not land any catch except in designated landing sites where such have been declared.

(3) The Minister may by notice exempt any species of fish or any class or classes of vessels from the requirement in sub-regulation (2).

PART VII – MISCELLANEOUS PROVISIONS**61. Compounding of offences**

The Minister may, in pursuance of section 74 of the Act, require any person charged with an offence, other than an offence under sections 58 and 66 of the Act to sign a statement in the form set out in Schedule XII, admitting to the commission of the offence and expressing his willingness that the offence be dealt with in accordance with section 74 of the Act.

62. Offences and penalties

A person contravening any of the provisions of these Regulations commits an offence and is liable on summary conviction to a fine not exceeding fifty thousand dollars.

63. Repeal

The Fisheries Regulations, 1990 (No. 10 of 1990), the Fisheries (Restriction on Methods of Salt-Water Fishing) Regulations, 1978, the Fisheries (Restriction on Methods of Fresh-Water Fishing) Regulations, 1978 and the Fisheries (Restriction on Taking of Channel Catfish) Notice, 1978 are repealed.

SCHEDULES**SCHEDULE I****FORM A****APPLICATION FOR RESERVATION OR APPROVAL OF A NAME OR CHANGE OF NAME FOR A LOCAL FISHING VESSEL.****UNDER REGULATION 7 SUB-REGULATION 3 OF THE FISHERIES REGULATIONS 2013**

1. New name _____ Name Change _____
2. I hereby request the name (changed to) _____ for my fishing vessel.
3. Present name of vessel (if applicable):

4. Registration no. _____

 Owner (print)

Signature

Date

Fisheries Division use only:

The proposed name is hereby approved _____

The proposed name is hereby disapproved _____

Date _____

Chief Fisheries Officer

SCHEDULE I

APPLICATION FORM B

FOR REGISTRATION OF A LOCAL FISHING VESSEL

INSTRUCTIONS. Underline Surnames

For "address" provide as much detail as possible

If not applicable, write NA leave no blanks

Specify units of measure.

DOCUMENTS TO BE SUBMITTED ALONG WITH APPLICATION:

Certificate of seaworthiness

Declaration of ownership

Qualification of master

Date of place of manufacture (where applicable)

Builders certificate (where applicable)

Bill of sale (where applicable)

Application for approval of name for the fishing vessel

Photograph of the vessel as requires by the Chief Fisheries Officer

Proof of deregistration, for vessels previously registered in another country, and

ADDRESS TO: The Chief Fisheries Officer, Point Wharf Fisheries Complex, St. John's, Antigua

I hereby apply for a local fishing licence for the vessel described below:

1. Name of vessel _____
2. Name of owner _____ Fisher's Registration No. _____
and address _____

3. Name and address of any other person having an interest in the vessel

4. Name and address of charterer

5. Registration No: _____
6. International radio call sign (if any) _____
7. Previous flags (if any) _____
8. Previous names (if any) _____
9. Name of Master _____ Fisher's Registration No. _____
and address _____

10. Type of fishing licence being requested and nature of fishing to be undertaken (underline where appropriate):
Local commercial - (a) Trolling (b) Trapping (c) Longlining (d) seining
 (e) Gillnetting (f) Handlining (g) diving
 (h) Other, specify _____
Local Sports Fishing
Local Recreational

11. Nature of vessel:

Type of vessel _____ Where built _____
 Length overall _____ Beam _____ Draught _____
 Construction material _____ Colour _____
 Moulded depth _____ Gross tonnage _____
 Power of main engine or engines _____
 Vessel navigation and position fixing equipment _____
 Fish storage capacity _____

12. Number of crew expected _____

13. Operational Base _____

14. Fishing area(s) _____

I understand that I am required to report any changes in information contained in this form to the Chief Fisheries Officer within 7days of the change.

Signature of Applicant: _____ Date _____

Print name of Applicant _____

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE I

FORM C

REGISTRATION CERTIFICATE FOR LOCAL FISHING VESSELS

PARTICULARS OF FISHING VESSEL

Name of Vessel	Hull Registration Number	Vessel Registration

Name of Owner and address	Year and Place Built	Type of Fishing Licence	
Identification dimensions		Metric Unit	Imperial
Type of vessel:			
Hull Material:			
Overall length:			
Breath:			
Moulded draught:			
Tonnage:			

PARTICULARS OF PROPELLING ENGINES

No of sets of Engines	Description of Engines	When Made	Serial Nos.

Date of First Registration: _____

Chief Fisheries Officer

Date

Notice: A certificate of registry is not a document of title. It does not necessarily contain notice of all of the changes of ownership and in no case does it contain an official record of any mortgages affecting the vessel. In the case of any change of ownership or other changes to the vessel it is important that the change be registered in accordance with the Fisheries Regulations of 2013

SCHEDULE I

FORM D

APPLICATION FOR REPLACEMENT REGISTRATION CERTIFICATE

I hereby request a replacement registration certificate for:

Fishing Vessel _____ Registration no _____

Reason for replacement: _____

Owner _____

Signature _____

Date _____

SCHEDULE I

FORM E

NOTIFICATION OF INTENTION TO CONSTRUCT OR IMPORT LOCAL FISHING VESSEL

I am hereby notifying the Chief Fisheries Officer of my intention to alter / construct / import a vessel to be used as a local fishing vessel. (Underline appropriate one)

Name of person (print) _____

A. Vessel to be imported:

Vessel type: _____ Year Built _____ Hull Material: _____

Hull Serial Number _____ Overall length: _____ Breath: _____

Moulded draught: _____ Tonnage _____

Type of fish storage _____ Storage capacity _____

B. Vessel to be altered:

Name: _____ Registration Number _____

Description of Alteration _____

C. Vessel to be constructed

Vessel type: _____ Hull Material: _____ Overall length: _____

Breath: _____ Moulded draught: _____ Type of fish storage _____

Storage capacity _____

Other details

Owner's Signature _____ Date _____

SCHEDULE II**STANDARDS IN RESPECT OF SEA WORTHINESS,
SAFETY EQUIPMENT AND SANITARY CONDITIONS****A. Standards for seaworthiness**

A vessel shall be deemed to be seaworthy if an approved authorised surveyor or designate is satisfied that the vessel meets the following conditions—

(1) Hull is constructed from an approved material and be of strength and integrity to resist all ordinary action of the sea consistent with the size, location and use of the vessel.

(2) All machinery, electrical and navigational installations are in good working order.

(3) All deck fittings and fixtures are properly maintained.

(4) Vessel is outfitted with at least minimum safety equipment as required under Section B of the schedule. (section B requirements are dependent on size location and use of the vessel).

(5) All motorised fishing vessels should be equipped with engine(s) that fall within recommended horse power range for such vessels consistent with the size, location and use of the vessel.

(6) The vessel has a Captain and an adequate number of crew members who are properly licensed for their positions and competent to perform their assigned work consistent with the size, location and use of the vessel.

(7) The vessel must maintain local emergency procedure information together with adequate and current manuals as reference guides for all equipment on board.

(8) Any other conditions as may be required by the surveyor or designate.

B Safety equipment

(1) All fishing vessels shall carry on board at all times the following safety equipment

(a) a bailer capable of removing water from the vessel;

(b) a mounted or hand held compass;

- (c) a life jacket for each person on board;
- (d) a pair of oars, where applicable, of a length, determined by the Chief Fisheries Officer, appropriate to the vessel;
- (e) a VHF radio capable of receiving and transmitting messages or signals;
- (f) a marine tool kit to enable the crew to carry out minimal repair to the vessel while at sea. The tool kit might include wrenches, socket with ratchet driver and extension, a set of screw drivers, pliers, utility knife, a small hammer, an allen key set, a vice grip, spark plug remover, spark plug cleaner, a battery terminal cleaner, and an electrical wire cutter;
- (g) a basic spare kit (including spark plugs, oil filter, fuse, extra hoses, hose clips and clamps) to enable the crew to carry out minimum repairs to the vessel at sea;
- (h) a sea anchor of a size and design determined by the Chief Fisheries Officer, as being appropriate to the vessel, or some other device designed to slow the drift of the boat;
- (i) a sound making device, for preventing collision at sea;
- (j) not less than five gallons of reserved fuel for any motor on board the vessel, stowed in a closed and secure container separate from the tank feeding fuel to the motor of the vessel;
- (k) a battery-powered flash light;
- (l) a small mirror capable of being used as a reflector;
- (m) flares of type A, B, or C;
- (n) not less than one gallon of fresh drinking water for each person on board the vessel, stowed in a closed and secure manner;
- (o) non-perishable rations sufficient to sustain two persons for at least 3 days, stowed in a water-proof and secure container;
- (p) a first aid kit;

(2) In addition to the items listed in the paragraphs above, every vessel whose length is 27feet or more shall—

- (a) be fitted with a bilge pump;
- (b) a life buoy with lines attached;

- (c) port and starboard (or combination) navigational light;
- (d) fire extinguisher, approved for use on class A, B and C fires;
- (e) radar reflector;
- (f) if the vessel is over 40 feet, at all times carry on board or tow a life raft or dinghy, or any other buoyancy aid approved by the Chief Fisheries Officer, capable of carrying all the persons on board the vessel, together with a pair of oars.

(3) Each item of equipment required should be stored on or fitted to the vessel and shall at all times be maintained in good working order.

(4) The Chief Fisheries Officer may waive one or more of the items required in this schedule depending on the size of the vessel and nature of operation.

C. Sanitary Conditions for fishing vessel

(1) Any areas or containers used for storing fish and fishery products shall—

- (a) be kept and maintained in a satisfactory state of cleanliness and repair so that they do not constitute a source of contamination for the fish and fishery products;
- (b) be designed in such a way and be made of such watertight and corrosion resistant material as to ensure both the protection from contamination and the preservation under sufficiently hygienic conditions of fish and fishery products;
- (c) be easy to clean and disinfect and provide adequate drainage of melt water;
- (d) at all times be kept free of objects and substances which may contaminate the fish and fishery products, and in particular they must be kept free from oil residue, fuel and waste water;
- (e) be protected against insects, rodents, birds and other vermin;
- (f) before and after use be cleaned with potable water or clean seawater and, if necessary, disinfected.

(2) Working equipment, such as cutting tables and knives, used for gutting, fining, chopping or heading shall be made of corrosion resistant materials, easy to clean and disinfect.

(3) Ice used for chilling shall be made of potable water or clean seawater, and shall prior to use be kept under hygienic conditions.

(4) If poisonous and harmful materials, including pesticides, cleaning and disinfecting agents, are stored on board the vessel, they shall be kept in separate compartments, reserved and marked specifically for this purpose.

(5) If possible from a safety, technical and commercial point of view, fish weighing more than 3 lb (1.4 kg) whole, shall be, with the exception of live fish, gutted as soon as possible after being taken on board and subsequently washed using potable water or clean seawater.

(6) Fish and fishery products shall—

- (a) as soon as they are taken on board the fishing vessel be discharged in a clean and hygienic environment designed for that purpose;
- (b) not come in contact with bilge water, oil, fuel or other objectionable substances or objects that will contaminate the product;
- (c) be handled and kept in such a way that they are protected against physical damages and the drying effect of the sun and wind;
- (d) be, with the exception of fish to be marketed live, chilled as soon as possible after being taken on board.

(7) On vessels where chilling is not possible fish and fishery products shall be kept no longer than two hours.

SCHEDULE III

REGISTRATION AND IDENTIFICATION MARKINGS FOR LOCAL FISHING VESSELS

FISHERIES REGULATIONS 2013

All fishing vessels shall be marked permanently and conspicuously with the identification markings in accordance with this schedule and any other conditions to the satisfaction of the Chief Fisheries Officer.

1. Content of Markings

All fishing vessels shall be marked with—

- (a) the vessel registration number;
- (b) the vessel name in accordance with Regulation 7.

2. Location of Markings

(1) Identification marks shall be displayed

- (a) on the vessel's port and starboard side or superstructure, high above the waterline, but not on the flare of the bow, in such a way as to be clearly visible from both the sea and from the air, and;

(b) on the transom of vessels other than those propelled by outboard engine;

(2) Identification marks shall be placed that they

(a) are not obscured at any time by fishing gear whether stowed or in use;

(b) are clear of the flow from scuppers or overboard discharges and of areas that might be prone to damage or discolouration occurring during or as a result from fishing operations, and

(c) do not extend below the waterline.

3. Technical Specifications

(1) Vessel registration marking, shall be—

(a) arranged so as to read from left to right;

(b) of contrasting colour to the background;

(c) separate and apart from any other markings;

(d) of block alpha numeric characters which shall be—

(i) no less than four inches in height for vessels up to 25 ft in length;

(ii) no less than six inches in height for vessels over 25 ft in length.

(2) The length of the hyphen shall be half the height of the letters and numbers.

(3) The width of the stroke for all letters, numbers and hyphen shall be one sixth of the height of the letters and numbers.

(4) The space between the letters and/or numbers, except in the case of paragraph (e), shall not exceed one quarter of the height of the letters and numbers nor be less than one sixth of that height.

(5) The space between adjacent letters having sloped sides shall not exceed one eighth of the height of the letters nor be less than one tenth of that height.

(6) The identification marks and background shall be maintained in a good condition at all times

SCHEDULE IV

Form A

APPLICATION FORM FOR A FOREIGN FISHING LICENCE

FISHERIES REGULATIONS 2013

- INSTRUCTIONS -**
- Underline surnames.
 - For "address" provide complete mailing address.
 - If not applicable, write NA - leave no blanks.
 - Specify units of measurements.
 - Certificate of Registration to be presented for inspection.
 - Provide names and nationality of members of crew.

ADDRESS TO - The Minister, Ministry of Agriculture, Lands and Fisheries, St. John's, Antigua.

I hereby apply for a fishing licence to fish in Antigua and Barbuda waters.

1. Name of Vessel -
2. Name of Owner -
3. Address of Owner -
4. Name of Charterer -
5. Address of Charterer -
6. Country of Registration -
7. Registration Number
8. Details of Radio (V.H.F., S.S.B., A.M.) /Frequency
- Number of Channels / Radio Call Sign
9. Details of Navigational Equipment
(Auto-pilot, Loran, Sat. /Nav., Radar)
10. Details of proposed Fishing Operation
11. Operational Base or Bases (port/country)
12. Details of Fishing Gear
13. Details of Electronic Aids to Fishing
14. Name of Vessel Master

- 15. Home Address of Vessel Master
- 16. Nationality of Master
- 17. Number of Members of Crew
- 18. Type of Fishing Operations
- 19. Proposed fishing areas
- 20. Period of licence requested (Maximum 12 months)
- 21. Proposed commencement date of fishing operations
- 22. If previously licenced under the Act -
 - state the number of the last licence held
 - specify any changes to information previously provided
 -
 -
- 23. Current fishing licences held elsewhere in the region (state the number of each licence and the name of each licensing country) –
 -
 -

Questions 24-34 to be completed only if applying for a Fishing Licence for the first time

- 24. Normal total number of crew –
- 25. Hull materials -
- 26. Year built -
- 27. Place of construction -
- 28. Gross tonnage -
- 29. Overall length -
- 30. Main engine power -
- 31. Fuel capacity -
- 32. Daily freezing capacity for each freezing method -
- 33. Storage capacity for each storage method -
- 34. Type and quantity of fishing gear to be used -

ATTACH A RECENT SIDE-ON PHOTOGRAPH OF THE VESSEL IF APPLYING FOR A FISHING LICENCE FOR THE FIRST TIME.

I understand that I am required to report any changes in the information contained in this form to the Chief Fisheries Officer within 7 days of the change.

Signature of Applicant: Date

Specify whether owner, charterer or agent:

Print name of Applicant:

Address of Applicant:

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE IV

Form B

APPLICATION FORM FOR A FOREIGN SPORTS FISHING LICENCE

FISHERIES REGULATIONS 2013

INSTRUCTIONS

- Underline surnames.
- For "address" provide complete mailing address.
- If not applicable, write NA - leave no blanks.
- Specify units of measurements.
- Certificate of Registration to be presented for inspection.
- Provide names and nationality of members of crew.

ADDRESS TO -

The Chief Fisheries Officer, Fisheries Division, Ministry of Agriculture, Lands and Fisheries, St. John's, Antigua.

I hereby apply for a fishing licence to fish in Antigua and Barbuda waters.

1. Name of Vessel -
2. Name of Owner -
3. Address of Owner -
4. Name of Charterer -
5. Address of Charterer -

- 6. Country of Registration -
- 7. Registration Number
- 8. Details of Radio (V.H.F., S.S.B., A.M.) /Frequency
- Number of Channels / Radio Call Sign
- 9. Details of Navigational Equipment
(Auto-pilot, Loran, Sat. /Nav., Radar)
- 10. Operational Base while in Antigua and Barbuda
- 11. No. of lures (maximum 6)
- 12. Details of Electronic Aids to Fishing
- 13. Name of Vessel Master
- 14. Home Address of Vessel Master
- 15. Nationality of Master
- 16. Number of Members of Crew
- 17. Proposed fishing areas
- 18. Period of licence requested (Maximum 3 months)
- 19. Proposed commencement date of fishing operations
- 20. If previously licenced under the Act -
 - state the number of the last licence held
 - specify any changes to information previously provided –
.....
.....
- 21. Current fishing licences held elsewhere in the region (state the number of each licence and the name of each licensing country) –
.....
.....

Questions 22-32 to be completed only if applying for a Fishing Licence for the first time

- 22. Normal total number of crew –
- 23. Hull materials -
- 24. Year built -

- 25. Place of construction -
- 26. Gross tonnage -
- 27. Overall length -
- 28. Main engine power -
- 29. Fuel capacity -
- 30. Daily freezing capacity for each freezing method -
- 31. Storage capacity for each storage method -
- 32. Type and quantity of fishing gear to be used -

ATTACH A RECENT SIDE-ON PHOTOGRAPH OF THE VESSEL IF APPLYING FOR A FISHING LICENCE FOR THE FIRST TIME.

I understand that I am required to report any changes in the information contained in this form to the Chief Fisheries Officer within 7 days of the change.

Signature of Applicant: Date

Specify whether owner, charterer or agent:

Print name of Applicant:

Address of Applicant:

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE IV

Form C

LICENCE NUMBER: _____

FOREIGN FISHING LICENCE

FISHERIES ACT 2006 (No. of)

The person named as the licence holder below is hereby licensed in accordance with the Fisheries Act 2006 to use the vessel described below for fishing in Antigua and Barbuda waters at the times and in the areas specified in this licence and in accordance with the conditions set out in this licence and prescribed from time to time in the Fisheries Regulations.

Name of vessel:

Name of Licence holder:

Licence period: From / / / - To - / / /

Radio call sign (regional register no.) or registration no.:

Authorized fishing areas:

Authorized fishing times:

Authorized fishing operations:

Authorized target species/quota (where applicable):

Special Conditions.

-
-
-
-

Permitted trans-shipment (where applicable):

Permitted use of fish aggregating devices (where applicable)

.....
Signature of the Minister

Date

SCHEDULE IV

Form D

LICENCE NUMBER: _____

FOREIGN SPORTS FISHING LICENCE

FISHERIES ACT 2006 (No.)

The person named as the licence holder below is hereby licensed in accordance with Regulation 22 of the Fisheries Regulations 2013 use the vessel described below for fishing in Antigua and Barbuda waters at the times and in the areas specified in this licence and in accordance with the conditions set out in this licence and prescribed from time to time in the Fisheries Regulations.

Name of vessel:

Name of Licence holder:

Licence period: From / / / - To - / / /

Radio call sign (regional register no.) or registration no.:

Special Conditions.

-
-
-
-

Permitted trans-shipment (where applicable):

Permitted use of fish aggregating devices (where applicable)

.....
Signature of the Chief Fisheries Officer

Date

SCHEDULE V

SPECIFICATIONS FOR THE MARKINGS OF FOREIGN FISHING VESSELS

1. Content of identification marks

(1) Any vessel that has been assigned an International Telecommunication Union Radio Call Sign shall display that Radio Call Sign as its identification mark.

(2) Any vessel that has not been assigned an International Telecommunication Union Radio Call Sign, other than a vessel referred to in paragraph 1. (3) of this schedule, shall display an identification mark consisting of the characters allocated by the International Telecommunications Union to the flag state of the vessel, followed by a hyphen and the licence or registration number assigned to that vessel by its flag state.

(3) Any vessel that has not been assigned an International Telecommunication Union Radio Call Sign, but is normally carried on board another vessel for use in fishing operations shall display the identification mark assigned to that other vessel.

2. Location of markings

(1) Identification marks shall be prominently displayed—

- (a) on the vessel's port and starboard side or superstructure, high above the waterline, but not on the flare of the bow or on the stern, in such a way as to be clearly visible both from the sea and from the air; and
- (b) for vessels other than un-decked vessels, on a horizontal surface of the vessel, athwart-ships, with the top of the letters and numbers towards the bow of the vessel;

where an awning or other temporary cover is placed so as to obscure the marking, the awning or cover shall bear the same identification mark.

(2) Identification marks shall be so placed that they—

- (a) are not obscured at any time by fishing gear whether stowed or in use;
- (b) are clear from the flow from scuppers or overboard discharges and of areas that might be prone to damage or discolouration occurring during or as a result of fishing operations; and
- (c) do not extend below the waterline.

3. Technical specifications

- (a) Block lettering and numbering shall be used throughout.
- (b) The width of the letters and numbers shall be in proportion to the height as set out in the annex to this schedule.
- (c) The height of the letters and numbers shall be in proportion to the size of the vessel in accordance with the following criteria—

(i) for identification marks on the side or superstructure of the vessel;

Length overall of vessel (LOA) in metres (m)

25 m and over

20 m but less than 25m

15 m but less than 20m

12 m but less than 15 m

5m but less than 12 m

Under 5 m

Height of letters and numbers in metres (m)

1.0 m

0.8 m

0.6 m

0.4 m

0.3 m

0.1 m

- (ii) For marks to be displayed on the horizontal surface on vessels of 5 metres length overall and over, the height of the letters and numbers shall not be less than 0.3 metres.
- (d) The length of the hyphen shall be half the height of the letters and numbers.
- (e) The width of the strokes for all letters, numbers and hyphen shall be one sixth of the height of the letters and numbers.
- (f) The space between letters and/or numbers, except in the case referred to in paragraph (g), shall not exceed one quarter of the height of the letters and numbers nor be less than one sixth of that height.
- (g) The space between adjacent letters having sloping sides shall not exceed one eighth of the height of the letters nor be less than one tenth of that height.
- (h) Identification marks shall be white on black background or black on white background: the background shall extend to provide a border around the letters and numbers of not less than one sixth of the height of the letters and numbers.
- (i) Good quality marine paints shall be used in the marking of vessels in accordance with these specifications: Retro reflective or heat-generating substances may be also be used.
- (j) The identification marks, and the background shall be maintained in a good condition at all times.

A

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SCHEDULE VI

Form A

**APPLICATION FORM FOR A LOCAL COMMERCIAL FISHING VESSEL LICENCE
FISHERIES REGULATIONS 2013**

INSTRUCTIONS - Underline surnames.
For "address" provide complete mailing address.
If not applicable, write NA - leave no blanks.
Specify units of measurements.

ADDRESS TO - The Chief Fisheries Officer, Ministry of Agriculture, Lands and Fisheries, St. John's, Antigua.

I hereby apply for a local commercial fishing vessel licence for the vessel described below:

1. Name of vessel -
2. Registration No. -
3. Name of owner - Fisher No.....years
and address
4. Name and address of any other person having an interest in the vessel
.....
5. Name and address of charterer -
.....
6. International radio call sign (if any)
7. Name of master - Fisher No.....
and address -
8. Nature of fishing operation to be undertaken (X as appropriate)

<i>(a)</i> Trolling	<i>(e)</i> Gillnetting
<i>(b)</i> Trapping	<i>(f)</i> Handlining

- (c) Longlining
- (d) Seining
- (g) Any Other

9. Request Special Permits: Conch Lobster Other
(Please specify)

10. Nature of vessel (attach full description, including hull construction, main engine type and power, where and when built, history of use)

- 11. Number of crew expected -
- 12. Fish storage capacity for each storage method -
- 13. Operational base -
- 14. Fishing area -

I declare that the vessel described above is a local fishing vessel within the meaning of the Act.

I understand that I am required to report any changes in the information contained in this form to the Chief Fisheries Officer within 7 days of the change.

Signature of Applicant: Date:

Specify whether owner or charterer:

Print name of Applicant:

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE VI

Form B

APPLICATION FORM FOR A LOCAL SPORTS FISHING VESSEL LICENCE

FISHERIES REGULATIONS 2013

- INSTRUCTIONS -
- Underline surnames.
 - For "address" provide complete mailing address.
 - If not applicable, write NA - leave no blanks.
 - Specify units of measurements.

ADDRESS TO - The Chief Fisheries Officer, Ministry of Agriculture, Lands and Fisheries, St. John's, Antigua.

I hereby apply for a local sports fishing vessel licence for the vessel described below:

- 1. Name of vessel -
- 2. Registration No. -
- 3. Name of owner Fisher No.....years
and address
- 4. Name and address of any other person having an interest in the vessel
.....
- 5. Name and address of charterer -
.....
- 6. International radio call sign (if any)
- 7. Name of master - Fisher No.....
and address -

I declare that the vessel described above is a local fishing vessel within the meaning of the Act.

I understand that I am required to report any changes in the information contained in this form to the Chief Fisheries Officer within 7 days of the change.

Signature of Applicant: Date:

Specify whether owner or charterer:

Print name of Applicant:

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE VI

Form C

APPLICATION FORM FOR A LOCAL RECREATIONAL FISHING VESSEL LICENCE

FISHERIES REGULATIONS 2013

INSTRUCTIONS - Underline surnames.
For "address" provide complete mailing address.
If not applicable, write NA - leave no blanks.
Specify units of measurements.

ADDRESS TO - The Chief Fisheries Officer, Ministry of Agriculture, Lands and Fisheries, St. John's, Antigua.

I hereby apply for a local recreational fishing vessel licence for the vessel described below:

- 1. Name of vessel -
- 2. Registration No. -
- 3. Name of owner - Fisher No.....years
and address
- 4. Name and address of any other person having an interest in the vessel
.....
- 5. Name and address of charterer -
.....
- 6. International radio call sign (if any)
- 7. Name of master - Fisher No.....
and address -

I declare that the vessel described above is a local fishing vessel within the meaning of the Act.

I understand that I am required to report any changes in the information contained in this form to the Chief Fisheries Officer within 7 days of the change.

Signature of Applicant: Date:

Specify whether owner or charterer:

Print name of Applicant.

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE VI

Form D

LICENCE NUMBER:

LOCAL COMMERCIAL FISHING VESSEL LICENCE

FISHERIES REGULATIONS 2013

The person named as the licence holder below is hereby licensed in accordance with Regulation 28 of the Fisheries Regulations 2013 to use the vessel described below for fishing in accordance with the condition prescribed in this licence and the Fisheries Regulations.

Name of vessel:

Name of licence holder:

Licence period: From / / - To - / /

Vessel Registration Number:

Special Permits: _____

Special Conditions: _____

.....
Chief Fisheries Officer

.....
Date

SCHEDULE VI

Form E

LICENCE NUMBER:

LOCAL SPORTS FISHING VESSEL LICENCE

FISHERIES REGULATIONS 2013

The person named as the licence holder below is hereby licensed in accordance with Regulation 28 of the Fisheries Regulations 2013 to use the vessel described below for fishing in accordance with the condition prescribed in this licence and the Fisheries Regulations.

Name of vessel:

Name of licence holder:

Licence period: From / / - To - / /

Vessel Registration Number:

Special Conditions: _____

.....
Chief Fisheries Officer

.....
Date

SCHEDULE VI

Form F

LICENCE NUMBER:

LOCAL RECREATIONAL FISHING VESSEL LICENCE

FISHERIES REGULATIONS 2013

The person named as the licence holder below is hereby licensed in accordance with Regulation 28 of the Fisheries Regulations 2013 to use the vessel described below for fishing in accordance with the condition prescribed in this licence and the Fisheries Regulations.

Name of vessel:

Name of licence holder:

Licence period: From / / - To - / /

Vessel Registration Number:

Special Conditions: _____

.....
Chief Fisheries Officer

.....
Date

SCHEDULE VII

FORM A

APPLICATION FOR ENTRY INTO THE RECORD OF LOCAL FISHERS

FISHERIES REGULATIONS 2013

All application for entry into the record of Local Fishers shall at least include the Fisher's—

- 1 Registration number
- 2 First name
- 3 Middle name(s)
- 4 Last name
- 5 Alias/Nickname
- 6 Date of Birth
- 7 Sex
- 8 Address
- 9 Telephone number
- 10 Country of Birth
- 11 Nationality
- 12 For Non-nationals
 - a. Passport
 - b. Work Permit; Number-Issue Date-Expiration date
- 13 Photo Identification Document Document number
- 14 Social Security number
- 15 Emergency contact person

- a.* Name
- b.* Address
- c.* Telephone number
- d.* Relation
- 16 Role in Fishery
- 17 Educational Background
- 18 Qualification in Fishery
- 19 Work Status
- 20 Other occupations
- 21 Vessel affiliation
- 22 Family Status
- 23 Financial Dependents
- 24 Number of Children
- 25 Cooperative Affiliation
- 26 Signature
- 27 Date of application, and

any other information as may be required by the Chief Fisheries Officer.

SCHEDULE VII

FORM B

IDENTIFICATION CARD FOR LOCAL FISHERS

FISHERIES REGULATIONS 2013

1. All identification card for Local Fishers shall display the fisher's licence category.
2. All identification card for Local Fishers shall at least include—
 - (i) A recent photograph of the fisher, that shall have been taken no more than three months before the issuance of the identification card;
 - (ii) Registration number;
 - (iii) First, middle and Last name;
 - (iv) Date of Birth;
 - (v) Address;

(vi) Status in the Fishery;

(vii) Signature

3. All identification card for Local Fishers shall also include—

(i) The issue and expiration date of the identification card;

(ii) The authorizing signature, and

any other information as may be required by the Chief Fisheries Officer.

SCHEDULE VIII

FORM A

APPLICATION FOR PERMISSION TO PLACE AN ARTIFICIAL REEF OR FISH AGGREGATING DEVICE

FISHERIES REGULATIONS 2013

Type of Ownership: Government [] Cooperative Partnership [] Individual []

Proposed Location (Lat, Long) of FAD/Artificial Reef

Depth range for proposed Fad/Artificial Reef

Position relative to prominent land mark(s) and other Permanent physical features:

.....
.....

Description of FAD/Artificial Reef (including material to be used):

.....
.....
.....
.....

Exploitation method:

Trolling [] Nets [] Other

Hand/Drop Line [] Traps [] Please specify

Name of Applicant

Signature of Applicant

Date

SCHEDULE VIII

FORM B

LICENSE FOR ARTIFICIAL REEF OR FISH AGGREGATING DEVICE

FISHERIES REGULATIONS 2013

The individual/entity named as the licence holder below is hereby licensed in accordance with Regulation 38 of the Fisheries Regulations 2013 to place a Fish Aggregating Device/artificial reef in Antigua and Barbuda waters in accordance with the conditions set out in this licence and prescribed from time to time in the Fisheries Regulations.

Name of License Holder:

Type of Ownership: Government [] Cooperative Partnership [] Individual []

Approved Location (Lat, Long) of FAD/Artificial Reef

Approved Depth range for FAD/Artificial Reef

Conditions for use:

Chief Fisheries Officer

Date

SCHEDULE IX**SPECIES OF FISH PROHIBITED FROM LIVE IMPORT INTO THE STATE OF ANTIGUA AND BARBUDA**

Pursuant to Regulation 53 sub-regulation 2 the following fish are prohibited from live import into the state of Antigua and Barbuda:

Airsac catfish (Heteropneustidae)
 African Tiger Fishes - All species of genus *Hydrocynus*
 Asian swamp eel (*Monopterus albus*)
 Australian crayfish (Species of the genus *Cherax*)
 Candiru catfish (Trichonycteridae)
 Dorado - All species of genus *Salminus*
 Giant tiger prawn (*Penaeus monodon*)
 Green sunfish (*Lepomis cyanellus*)
 Indo-Pacific, portunid crab (*Charybdis hellerii*)
 Piranhas or any fish of the *Characidae* family
 Lamprey (Petromyzontidae)
 Mitten crabs (All species of the genus *Eriocheir*)
 Red alga native to Asia (*Grateloupia turuturu*)
 Red lionfish (*Pterois volitans*)
 Red swamp crayfish (*Procambarus clarkii*)
 Snakeheads (Channidae)
 South American Tiger Fishes (Erythrinidae)
 Stonefish (Species of the genus *Synanceia*)
 Walking Catfish (*Clarias batrachus*)
 Zebra Mussels (All species of the genus *Dreissena*)

SCHEDULE X**GEAR SPECIFICATION FOR FISH TRAP/ POT**

(1) Pursuant to Regulation 56 sub regulation (1)(k), (l), (m), all fish traps/ pots set, placed, fishing or used, in Antigua and Barbuda's marine waters, shall—

(a) be constructed from hexagon- mesh 'chicken wire' with—

- (i) minimum aperture of 1 ½ inches (38.10 millimetres);
- (ii) 16 gauge or higher;
- (iii) uncoated;

(b) have supporting frame constructed from Wattle, or welded Steel rods which shall be so designed to

- (i) keep the mesh wire rigid throughout the useful life of the trap;
 - (ii) prevent or resist the deformation of the trap during severe weather;
 - (iii) provide support for identification marking;
 - (iv) ensure failure of the escape panel after being submerged for more than a month, or irretrievably lost;
- (c) have 2 escape panels designed and positioned on opposite vertical sides of the main mesh wire cage, with minimum dimension of 12 inches wide, and 8 inches high, when the trap is in the designed fishing position;
- (d) have each escape panel held in place by—
- (i) degradable string made from untreated jute, hemp, cotton, sisal, manila rope or other approved material and 3/16 of an inch (4.76 millimetres) in diameter or less; or
 - (ii) aluminium wire, or un-galvanized iron wire with a diameter of 0.094 inches (23.876 millimetres) or less.
- (2) In addition to the general requirements for all traps any fish trap/ pot designed to be deployed in water deeper than 120 feet (20 fathoms) shall—
- (i) be large enough to lessen the tumbling over effect caused by strong currents;
 - (ii) have legs designed to prevent being pulled over the edge and become lost;
 - (iii) have weighted panels held in place with thin aluminium wire;
 - (iv) have funnel designed to be dislodged within a reasonable time, in a low oxygen, cold, dark environment;
 - (v) be deployed with enough surface buoys to aid in early identification, thus preventing propeller damage.
- (3) Any trap constructed from any other mesh material other than 1 ½ inches (38.10 millimetres), galvanized hexagon 'chicken wire' shall only be used for short- term - research or special permit approved by the Chief Fisheries Officer.
- (4) Coated wire mesh, synthetic mesh, stainless steel mesh, any mesh thicker than 16 gauge are not permitted.

SCHEDULE XI**MARKING OF FISHING GEARS****FISHERIES REGULATIONS 2013**

Pursuant to Regulation 59 of the Fisheries Regulations 2013 all fishing gear set in the sea and not attached to a fishing vessel shall be clearly marked in accordance with the requirements set out below—

Fish traps/pots—

(1) All surface markers or floats shall be permanently marked with the fisher's registration number.

(2) All fish traps/pots shall carry the fisher's registration number that shall be permanently attached to the frame of the trap.

Gillnets

(1) All bottom set gillnet shall have surface markers at both ends of the gear which shall be permanently marked with the fisher's registration number.

(2) All bottom set gillnet operating between 6:00pm and 6:00am shall be equipped with net lights at both ends of the gear. The visibility range of the said lights shall be greater than one kilometre (0.54 nautical miles).

Flying fish gillnets—

At least one end of every flying fish gillnet shall be equipped with a marker or float which shall be permanently marked with the fisher's registration number.

Vertical Longlines and Drop-lines

(1) All vertical longlines shall be equipped with a marker or float which shall be permanently marked with the fisher's registration number.

(2) All droplines shall be equipped with a marker or float which shall be permanently marked with the fisher's registration number.

Surface Longlines—

(1) All surface longlines shall have surface markers at both end of the gear which shall be permanently marked with the fisher's registration number.

(2) All surface longlines operating between 6:00pm and 6:00am shall be equipped with net lights at both ends of the gear. These visibility range of the said lights shall be greater than one kilometre (0.54 nautical miles).

Any other markings as may be required by the Chief Fisheries for any fishing gear.

SCHEDULE XII

**COMPOUNDING OF OFFENCES
UNDER SECTION 74 OF THE FISHERIES ACT 2006**

1. Name and address of person charged
.....
.....
2. Position and rank of person charged
.....
.....
3. Name and license number of vessel.....
.....
4. Name and address of owner of vessel
.....
.....
5. Name and address of Charterer
.....
.....
6. Country of Registration and Registration Number of vessel
.....
7. Area where offense occurred:
.....
8. Details of Offences:.....
.....
.....
.....
.....
9. I of

hereby admit to the commission of the offence, the details of which are stated above. I agree and consent that the offence with which I have been charged be dealt with by the Minister in accordance with section 74 of the Fisheries Act 2006.

Dated the day of 20.....

Signature of the person charged

Witness to Signature

Fees for compounded offences under the Fisheries Act 2006 and Regulations 2013

Offences	Fines 1st offence	Fines 2nd offence	Fines 3rd Offence	In contravention of :	Maximum fine
Local fishing vessels					
Use of a local vessel for fishing without registration	\$500.00	\$1,000.00	Vessel detained and taken to court	Act Sec. 11	\$100,000.00 imprisonment of 2 years
Operating a local fishing vessel without having the registration certificate on board	\$100.00	\$200.00	\$400.00	Act Sec. 14	\$25,000.00
Operating a local fishing vessel without a licence	\$25.00 per foot	\$50.00 per foot vessel detained	Vessel detained and taken to court	Act Sec. 30	\$300,000 or imprisonment of 12 months
Non compliance with notification of change of ownership conditions	\$200.00	\$400.00	\$800.00	Act Sec. 16	\$25,000.00
Non compliance with notification of the death of the owner of fishing vessel	\$200.00	\$400.00	\$800.00	Act Sec. 17	\$25,000.00
Non-compliance with the provisions for	Vessel licence fee for the	Vessel licence fee for the	Vessel licence fee for the	Act Sec. 18	\$25,000.00

suspension, cancellation, and reinstatement of a local fishing vessel	period	period	period		
Failure to comply with the conditions for local commercial fishing vessel	\$1,000.00	\$2,000.00 Vessel detained	Vessel detained and taken to court	Reg. 31 and 32	\$50,000.00
Failure to comply with the conditions for local sport fishing vessel	\$1,000.00	\$2,000.00 vessel detained	Vessel detained and taken to court	Reg. 33	\$50,000.00
Failure to comply with the conditions for local recreational fishing vessel	\$200.00	\$400.00	\$800.00	Reg. 34	\$50,000.00
Operating without an approved name	\$500.00	\$1,000.00	\$2,000.00	Reg. 7	\$50,000.00
Failure to notify of change ownership and other changes	\$200.00	\$400.00	\$800.00	Reg. 12	\$50,000.00
Failure to notify of intension to construct or import a local fishing vessel	\$200.00	\$400.00	\$800.00	Reg. 13	\$50,000.00
Operating a local fishing vessel without identification marking	\$500.00	\$1,000.00	Vessel detained until compliance	Reg. 17	\$50,000.00
Operating a local fishing vessel without safety equipment	\$500.00	\$1,000.00	Vessel detained until compliance	Reg. 18	\$50,000.00

Causing obstruction at mooring site	\$500.00	\$1,000.00	Vessel detained and taken to court	Reg. 19	\$10,000.00
Providing false information	\$1,000.00	\$2,000.00	Taken to court	Reg. 20	\$50,000.00
Foreign Fishing vessels					
Operating a foreign fishing vessel without a licence	Fine will take into consideration size of vessel, size of catch and level of fishing operation			Act Sec. 27(1)	\$3,000,000
Failure to comply with general conditions for a foreign fishing vessel	\$5,000.00	\$10,000.00 vessel detained	Vessel detained and taken to court	Reg. 24	\$50,000.00
Operating a foreign sport fishing vessel without a licence	Fine will take into consideration size of vessel, size of catch and level of fishing operation			Act Sec. 27 (7)	\$300,000
Failure to comply with license conditions for a foreign sport fishing vessel	\$2,000.00	\$4,000.00	Vessel detained and taken to court	Reg. 25	\$50,000.00
Fishing gear not stowed in prescribed manner	\$2,000.00	\$4,000.00	Vessel detained and taken to court	Reg. 27	\$50,000.00
Prohibited fishing gears					
A person engaging or attempting to engage a large drift net	\$50,000.00 Equipment confiscated	\$100,000.00 Equipment confiscated	Taken to court	Act Sec. 57 (1)	\$200,000.00
Use or attempt to use of large drift net by a foreign or local vessel	\$50,000.00 Equipment confiscated	\$100,000.00 Equipment confiscated	Vessel detained taken to court	Act Sec. 57(2)	\$200,000.00

Fishing vessel in possession of large drift net	\$25,000.00 Equipment confiscated	\$50,000.00 Equipment confiscated	Vessel detained taken to court	Act Sec. 57 (3)	\$100,000.00
Use or attempt to use explosive, poison, or other noxious substance	\$2,000.00	\$4,000.00	Taken to court	Act Sec. 58 (1)	\$200,000.00
Lands, places for sale, receives or is found in possession of fish caught through the use of explosive, poison, or other noxious substance	\$1,000.00	\$2,000.00	Taken to court	Act Sec. 58 (3 - 1 a)	\$200,000.00
Persons engaged in prohibited conduct with respect to aquaculture	\$5,000.00	\$10,000.00	Taken to court	Act Sec. 60	\$50,000.00
Licence of Local Fishers					
Local fisher convicted of an offense under the Act or regulation	Suspension of licence for 3 months	Suspension of licence for 6 months	Suspension of licence for 1 year	Reg. 36	
Artificial Reefs and Fish Aggregating Devices					
Placing an artificial reef or FAD without permission	\$5,000.00	\$10,000.00	\$15,000.00	Reg. 38 (1)	\$20,000 + other costs
Destroying /damaging /tamper FAD/artificial reef legally placed	\$5,000.00	Taken to court	Taken to court	Reg. 38 (6)	\$50,000.00

Placing an artificial reef/ FAD without marking	\$5,000.00	\$10,000.00	Taken to court	Reg. 40	\$50,000.00
Fisheries Conservation Measures- Lobster					
Harm, take, have in possession lobster carrying eggs.	\$100.00 per lobster and confiscate	\$200.00 per lobster and confiscate	Taken to court	Reg. 42(1)	\$50,000.00
Harm, take, have in possession lobster which is molting	\$50.00 per lobster and confiscate	\$100.00 per lobster and confiscate	Taken to court	Reg. 42(1)	\$50,000.00
Harm, take, have in possession undersized lobster.	\$100.00 per lobster and confiscate	\$200.00 per lobster and confiscate	Taken to court	Reg. 42 (1)	\$50,000.00
Harm, take, have in possession lobster which has been impaled	\$100.00 per lobster and confiscate	\$200.00 per lobster and confiscate	Taken to court	Reg. 42 (3)	\$50,000.00
Removal of tar spot or eggs	\$200.00 per lobster and confiscate	\$400.00 per lobster and confiscate	Taken to court	Reg. 42 (4)	\$50,000.00
Fish for, take, place for sale or purchase lobster during close season	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 42 (6)	\$50,000.00
Land lobster that is not whole	\$200.00 per lobster and confiscate	\$400.00 per lobster and confiscate	Taken to court	Reg. 42 (7)	\$50,000.00
Fisheries Conservation Measures- Marine turtles					
Fish for, take, place for sale, purchase or have in possession turtle in the closed season	\$5,000.00 per turtle	\$10,000.00 per turtle	Taken to court	Reg. 43	\$50,000.00

Disturb, alter or destroy turtle nest	\$5,000.00	\$10,000.00	Taken to court	Reg. 43 (1 d)	\$50,000.00
Take, place for sale, purchase or have in possession turtle eggs in closed season	\$5,000.00	\$10,000.00	Taken to court	Reg. 43 (1)	\$50,000.00
Take, capture or disturb turtle found on shore	\$5,000.00	\$10,000.00	Taken to court	Reg. 43 (1)	\$50,000.00
Fish for, take, place for sale, purchase or have in possession hawksbill, olive ridley, Kemp ridley, leatherback turtle in the open season	\$5,000.00 per turtle	\$10,000 per turtle	Taken to court	Reg. (2)	\$50,000.00
Fish for, take, place for sale, purchase or have in possession oversized green or loggerhead turtle in the open season	\$5,000.00 per turtle	\$10,000.00 per turtle	Taken to court	Reg. 43 (2)	\$50,000.00
Disturb, take, place for sale, purchase or have in possession turtle eggs in the open season	\$5,000.00	\$10,000.00	Taken to court	Reg. 43 (2)	\$50,000.00
Take, capture or disturb turtle found on shore in the open season	\$5,000.00	\$10,000.00	Taken to court	Reg. 43 (2)	\$50,000.00
Take, place for sale, purchase or have in	\$500.00 per hatchling	\$1,000.00	Taken to court	Reg. 43 (2)	\$50,000.00

possession hatchlings					
Fisheries Conservation Measures- conch and marine gastropods					
Take, place for sale, purchase or have in possession immature conch	\$50.00 per conch and confiscate	\$100.00 per conch and confiscate	Taken to court	Reg. 45(1)	\$50,000.00
Fish for, take, place for sale, purchase or have in possession conch during the close season	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 45 (3)	\$50,000.00
Fish for, take, place for sale, purchase or have in possession marine gastropods or parts there of without permission	\$100.00 and confiscate	\$200.00 and confiscate	Taken to court	Reg. 45 (5)	\$50,000.00
Other Fisheries Conservation Measures					
Fish for, take, place for sale, purchase or have in possession Nassau grouper, Red hind, Coney, during the close season	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 46	\$50,000.00
Fish for, take, place for sale, purchase or have in possession parrot fish during the close season	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 47	\$50,000.00
Special permits					
Take or collect marine flora and	\$1,000.00 and	\$2,000.00 and	Taken to court	Reg. 48	\$50,000.00

fauna without permission	confiscate	confiscate			
Take or collect coral without permission	\$5,000.00 and confiscate	\$10,000.00 and confiscate	Taken to court	Reg. 49	\$50,000.00
Take or collect cockle, whelk, or sea eggs without permission	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 50	\$50,000.00
Fish for, take, place for sale, purchase or have in possession undersized sea eggs	\$100.00 per sea egg and confiscate	\$200.00 per sea egg and confiscate	Taken to court	Reg. 50 (5)	\$50,000.00
Fish for, take, place for sale, purchase or have in possession undersized whelks	\$50.00 per whelk and confiscate	\$100.00 per whelk and confiscate	Taken to court	Reg. 50 (6)	\$50,000.00
Land cockle, whelk that is not whole	\$50.00 per whelk and confiscate	\$100.00 per whelk and confiscate	Taken to court	Reg. 50 (7)	\$50,000.00
Use SCUBA gear to harvest whelk or sea eggs	\$1,000.00	\$2,000.00	Taken to court	Reg. 50 (8)	\$50,000.00
Take Channel fish under 12 inches	\$1,000.00	\$2,000.00	Taken to court	Reg. 51	\$50,000.00
Fish for, take, import, place for sale, or export aquarium fish	\$1,000.00	\$2,000.00	Taken to court	Reg. 52	\$50,000.00
Discard or release aquarium fish without permission	\$5,000.00	\$10,000.00	Taken to court	Reg. 52	\$50,000.00
Introduction of non-indigenous fish or import of live aquatic	\$10,000.00	\$20,000.00	Taken to court	Reg. 53 Act Sec. 55	\$50,000.00 \$200,000.00

organisms without permission					
Use of a spear gun without permission	\$500.00 and confiscate	\$1,000.00 and confiscate	Taken to court	Reg. 54	\$50,000.00
Use of a beach seine without permission	\$500.00 and confiscate	\$1,000.00 and confiscate	Taken to court	Reg. 54	\$50,000.00
Use of a spear gun in prohibited areas	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 54 (4)	\$50,000.00
Use of a beach seine in prohibited areas	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 54(4)	\$50,000.00
Failure to comply with the condition for use of a spear gun	\$50 per extra fish and confiscate	\$100.00 per extra fish and confiscate	Taken to court	Reg. 54. (6)	\$50,000.00
Inland Waters					
Fish for, or attempt to fish using prohibited gear in inland waters	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 55	\$50,000.00
Gear and gear specifications					
Take or attempt to take fish with prohibited gears	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Act Sec. 59 Reg. 56	\$100,000.00 \$50,000.00
Take or attempt to take fish with nets with mesh below minimum mesh size	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court	Reg. 56	\$50,000.00
Take or attempt to take fish with traps with mesh below minimum mesh size	\$1,000.00 and confiscate	\$2,000.00 and confiscate	Taken to court.	Reg. 56	\$50,000.00
Take or attempt to take fish with traps not in	\$100.00 per trap	\$200.00 per trap	Taken to court	Reg. 56 (4)	\$50,000.00

compliance with design and construction specifications					
Allow a fishing net to remain for longer than four hours	\$500.00	\$1,000.00	Taken to court	Reg. 56 (5)	\$50,000.00
Failure to comply with the release of incidental catch	\$100.00 per fish and confiscate	\$200.00 per fish and confiscate	Taken to court	Reg. 57	\$50,000.00
Fisheries Research without permission	\$10,000.00	\$20,000.00	Taken to court	Reg. 58 Act Sec. 54	\$50,000.00 \$300,000.00
Failure to comply with gear marking specifications for gears not attached to vessel	\$500.00 and gear detained	\$1,000.00 and gear detained	Taken to court	Reg. 59	\$50,000.00

Fish processing Establishments

Operating a fish processing establishment without a licence	\$5,000.00	\$10,000.00	Taken to court	Act 39	\$150,000.00
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The Chief Fisheries Officer may at any time deviate from the prescribed fines depending on the severity of the offense.

SCHEDULE XIII

FORM A

APPLICATION FORM FOR SPECIAL PERMITS

FISHERIES REGULATIONS 2013

INSTRUCTIONS -

Underline surnames.

For "address" provide complete mailing address.

If not applicable, write NA - leave no blanks

ADDRESS TO - The Chief Fisheries Officer, Ministry of Agriculture, Lands and Fisheries, St. John's, Antigua.

- 1. Name of applicant
- 2. Address
- 3. Registration No. (where applicable)
- 4. Legal status:

I hereby apply for a special permit for (tick all that apply):

- A. Coral
 - Species
 - Purpose:
 - Quantity:
 - Location:
 - B. Cockle
 - Purpose:.....
 - Location:
 - C. Whelk
 - Purpose:.....
 - Location:
 - D. Introduction of non-indigenous fish Import of live aquatic organisms
 - Species.....
 - Country of origin
 - Purpose
 - Quantity
 - Location/release site
 - Type/Method of containment
 - E. Use of a spear gun
 - Area(s):.....
 - F. Use of a beach seine
 - Area(s):
 - Net length:
 - G. Use of gear other than rod and line in inland waters
 - Area(s):
 - Gear description:
 -
- Target species:

Signature of Applicant: Date:

Print name of Applicant:

Note: Any licence issued on the basis of this application form is liable to cancellation if any of the information given in this application form is incorrect.

SCHEDULE XIII

FORM B

LICENCE FOR SPECIAL PERMITS

FISHERIES REGULATIONS 2013

The person named as the licence holder below is hereby licensed in accordance with sections 50, 52, 53, 54 and 55 of the Fisheries Regulations 2013 and in accordance with the conditions prescribed in this licence and the Fisheries Regulations.

Name of licence holder:

Licence period: From - To -
dd/mm/yy dd/mm/yy

Special Conditions: _____

.....
Chief Fisheries Officer

.....
Date

SCHEDULE XIV**FEEES****Part I – Fees upon application for Licences or Approval**

- application for reservation or approval of name or change in the name for a local fishing vessel - \$20.00
- application for registration of local fishing vessel - \$20.00
- application for replacement registration certificate - \$10.00
- application for entry into record of local fisher - \$30.00
- application for entry into record of trainee commercial fisher - \$50.00
- application for entry into record of local commercial fishers - \$200.00
- application for permission for placement of artificial reefs and fish aggregating devices - \$20.00
- permission for placement of artificial reefs and fish aggregating devices - \$50.00
- special permit for lobster - \$150.00/vessel
- special permit for conch - \$100.00/vessel
- application for a special permit (coral, cockle, whelk, sea egg, introduction of non-indigenous fish, import of live aquatic organisms, use of spear gun, use of beach seine net and use of other gear than rod and line in inland fishing) - \$20.00
- Special permit for coral (research only) - \$1,000.00
- Special permit for cockle/whelk/sea egg - \$100.00
- Permit for introduction of non-indigenous fish and import of live aquatic organisms - \$100.00
- Permit for use of spear gun - \$100.00/person
- Permit for use of beach seine - \$100.00/vessel
- Permit for use of gear other than rod and line in inland water - \$500.00

Part II – Licence fees

License for foreign sport fishing vessel – \$100.00 USD

- License for foreign fishing vessel under access agreement
 - o Vessels up to 25 feet - \$2,000.00 USD

- Vessels 26 feet to 60 feet - \$5,000.00 USD
- Vessels over 60 feet - \$10,000.00 USD
- License for local commercial fishing vessel - \$5.00/foot
- License for local sport fishing vessel - \$150.00
- License for local recreational fishing vessel - \$100.00

Made the 14th day of January, 2013.

Hon. Hilson Baptiste,
*Minister of Agriculture and Minister
responsible for Fisheries.*