



**Section B**

**Permit Conditions for the Own Consumption in Small  
Fishery: 2024**

**DATE OF APPROVAL:**

*1 of March 2024.*

**DEPT. VAN BOSBOU,  
VISSERYE EN DIE OMGEWING**

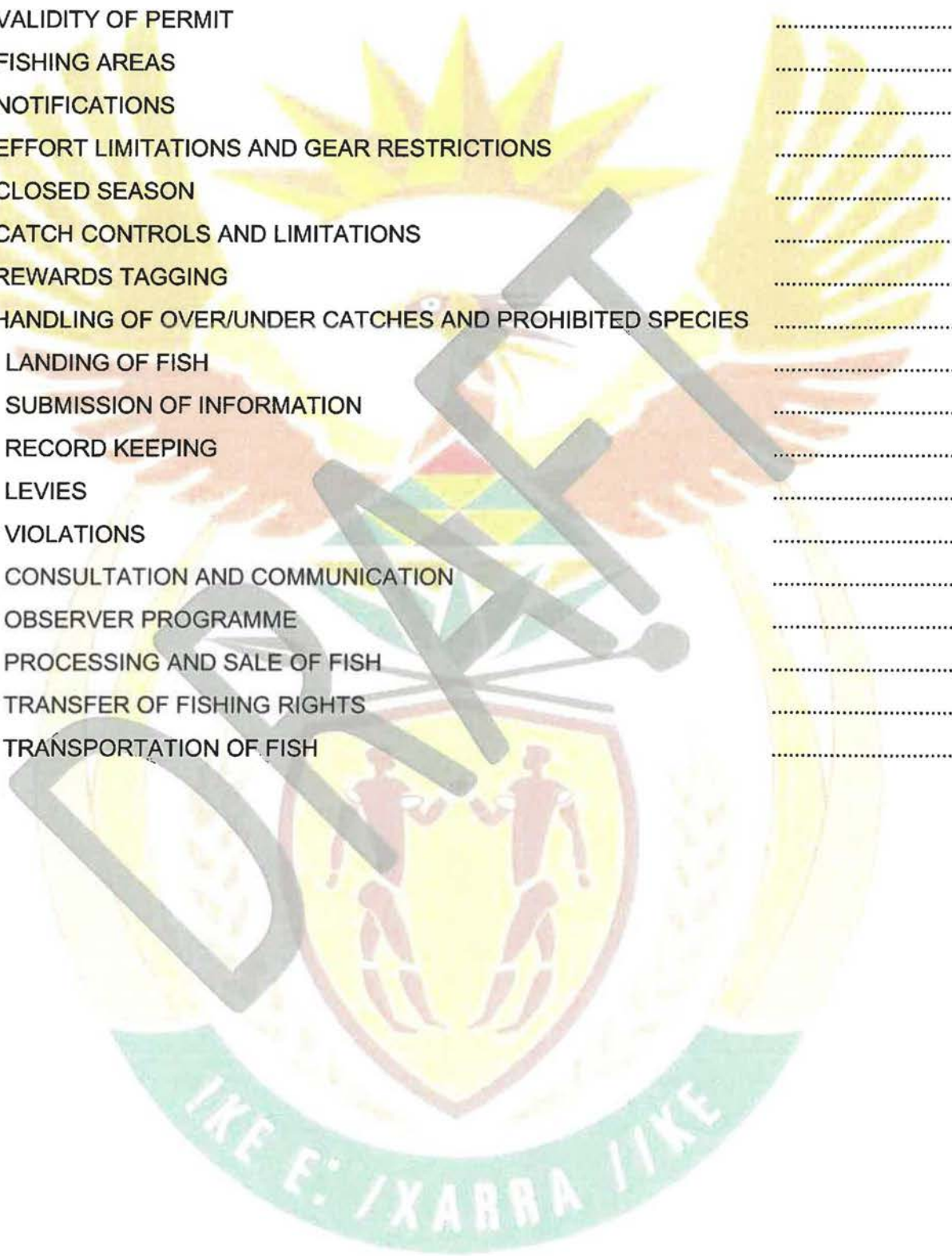
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PRIVATE BAG X2, VLAEBERG 8018  
BRANCH: FISHERIES MANAGEMENT

**DEPT. OF FORESTRY,  
FISHERIES AND THE ENVIRONMENT**

**TABLE OF CONTENTS**

1. APPLICABLE ACTS, POLICIES AND DELEGATIONS	.....3
2. VALIDITY OF PERMIT	.....4
3. FISHING AREAS	.....4
4. NOTIFICATIONS	.....4
5. EFFORT LIMITATIONS AND GEAR RESTRICTIONS	.....5
6. CLOSED SEASON	.....5
7. CATCH CONTROLS AND LIMITATIONS	.....6
8. REWARDS TAGGING	.....6
9. HANDLING OF OVER/UNDER CATCHES AND PROHIBITED SPECIES	.....6
10. LANDING OF FISH	.....6
11. SUBMISSION OF INFORMATION	.....6
12. RECORD KEEPING	.....6
13. LEVIES	.....6
14. VIOLATIONS	.....7
15. CONSULTATION AND COMMUNICATION	.....7
16. OBSERVER PROGRAMME	.....7
17. PROCESSING AND SALE OF FISH	.....7
18. TRANSFER OF FISHING RIGHTS	.....8
19. TRANSPORTATION OF FISH	.....8



## 1. APPLICABLE ACTS, POLICIES AND DELEGATIONS

- 1.1 This permit is issued subject to the provisions and regulations of the following laws but not limited to:
- (a) The Marine Living Resources Act, 1998 (Act No. 18 of 1998) ("the MLRA") and the Regulations promulgated thereunder;
  - (b) The National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA) and the Regulations promulgated thereunder;
  - (c) The National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004) (NEMBA) and the Regulations promulgated thereunder;
  - (d) The National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003) (NEMPA) and the Regulations promulgated thereunder;
  - (e) The Sea Birds and Seals Protection Act, 1973 (Act No. 46 of 1973) (SBSPA) and the Regulations promulgated thereunder;
  - (f) Integrated Coastal Management Act, 2008 (Act No. 24 of 2008) (ICMA) and the Regulations promulgated thereunder;
  - (g) The International Convention for the Prevention of Pollution from Ships Act, 1986 (Act No. 2 of 1986) (ICPPSA) and the Regulations promulgated thereunder.
  - (h) The Fire Arms Control Act, 2000 (Act No. 60 of 2000) (FACA) and the Regulations promulgated thereunder;
  - (i) South African Maritime Safety Authority Act, 1998 (Act No. 5 of 1998) (SAMSA) and the Regulations promulgated thereunder;
  - (j) The Animals Protection Act, 1962 (Act No. 71 of 1962) (APA) and the Regulations promulgated thereunder;
  - (k) The Standards Act, 2008 (Act No. 8 of 2008) (SA) and the Regulations promulgated thereunder;
  - (l) The National Regulator for Compulsory Specifications Act, 2008 (Act No. 5 of 2008) (NRCSA) and the Regulations promulgated thereunder;
  - (m) National Ports Authority Act, 2005 (Act No. 12 of 2005) (NPA) and the Regulations promulgated thereunder; and
  - (n) The Companies Act, 2008 (Act No. 71 of 2008) (CA) and the Regulations promulgated thereunder.
  - (o) Small-Scale Fishing ("the Regulations") to the Marine Living Resources Act of 1998 ("the MLRA"), as amended in 2014 ("the Amendment Act").
- 1.2 A Director in Marine Resource Management shall be entitled to amend these permit conditions after consultation with the relevant stakeholders.
- 1.3 Any reference to the Permit Holder in these permit conditions includes the Small-Scale co-operative and/or members in whose name the permit is issued.

## 2. VALIDITY OF PERMIT

- 2.1 This permit shall be valid for the period indicated in Section A (“the permit”).
- 2.2 This permit shall automatically expire and be invalid should one of the following occur:
- the fishing season/s closes;
  - the permit granted to the Permit Holder is revoked, cancelled or suspended in terms of section 28 of the Marine Living Resources Act, 1998 (Act No 18 of 1998)(“the MLRA”);

## 3. FISHING AREAS

- 3.1 This Permit is valid only in South African waters (excluding certain tidal lagoons, tidal rivers, estuaries, Marine Protected Areas (MPAs); and Restricted Areas).
- 3.2 **There are Marine Protected Areas with control zones where limited fishing activities are allowed.**
- 3.3 This permit is only applicable to Small-scale fisheries co-operative members. In general, fishing may only take place in the district municipal area of the small-scale fisheries co-operative.

## 4. NOTIFICATIONS

- 4.1 Prior to fishing the local Fishery Control Office must be notified by phone or fax during office hours at the following numbers listed below (Table 1). Notification may also be put in the notification box where applicable prior to going to the sea.

Table1. Local Fishery Control Office contact details

FISHERY CONTROL OFFICE	FACSIMILE NUMBER	CELLPHONE NUMBER	CONTACT PERSON	EMAIL
DORINGBAAI	027-2151882	073 671 7797	Peter Horn	CHorne@dffe.gov.za
ELANDS BAY	022-972 1706	082 634 5490	Jacques Southey	JSouthey@dffe.gov.za
GANSBAAI	028-3841546/ 0866901202	084 899 8072	Lee-Ann Erasmus	LErasmus@dffe.gov.za
GORDONS BAY	021-856 5222/ 086 5058292	073 264 5953	Nomboniso Jozi	NNtlanganiso@dffe.gov.za
HERMANUS	028-	071 581 1581	Mzwandile	MGrootboom@dffe.gov.za

	3130502	079 787 5681	Grootboom	
HOUT BAY	No landline	082 829 3918	Melchoir Sylvester	MSylvester@dffe.gov.za
KALK BAY	021-788 1038	082 771 8890	Anel Nortier	ANortier@dffe.gov.za
KLEINMOND	028-271 5256	079 433 2952	Happy Mitileni	TMitileni@dffe.gov.za
KOMMETJIE	021-783 5853	082 829 3918	Melchoir Sylvester	MSylvester@dffe.gov.za
LAMBERTS BAY	027-432 1228	082 321 2381	Wally Cockrill	WCockrill@dffe.gov.za
PORT NOLLOTH	027- 8518053	083 416 5856	Thulani Mthombeni	ThMthombeni@dffe.gov.za
SALDANHA BAY	022- 7143997	082 771 8910	Wade Theron	WTheron@dffe.gov.za
ST HELENA BAY	022- 7361530	078 714 7422	Willem Basson	WBasson@dffe.gov.za
VELDDRIFT/LAAIPEK	0227830407	082 784 6970	William Shilubane	WShilubane@dffe.gov.za

- 4.3 The fax and telephone numbers may change during the course of the fishing season, and it is the responsibility of the Permit Holder to ensure they have the correct contact numbers before commencing with fishing. Local Fishery Control Office contact numbers can be confirmed on 021 – 402 3180 / 021 – 402 3670.

## 5. EFFORT LIMITATIONS AND GEAR RESTRICTIONS

- 5.1 The Permit Holder is allowed to harvest the species as stipulated on Section A of the permit for own consumption.
- 5.2 All species listed, will be restricted in terms of bag limits, size limits and fishing seasons as prescribed in the Regulations of the MLRA and shall not be sold (Annexure 1).
- 5.3 Permit Holders shall not use any other fishing permits whilst fishing with this permit.
- 5.4 Only people, as stipulated on Annexure A of the permit (The Permit Holders), may be allowed to fish using this permit.
- 5.5 Permit Holders must carry positive proof of identification when fishing on this permit and must be in possession of a certified copy of the permit.
- 5.6 The Permit Holder shall not on any one day exceed or be in possession of more than the stipulated bag limits. Therefore, daily bag limits may not be accumulated over the duration of a trip, thus for all practical purposes daily bag limits are also trip limits.
- 5.7. Permit holder shall not use vessels (motorized or row) to harvest species on the own consumption permit.

## 6. CLOSED SEASON

- 6.1 For all closed seasons refer to Annexure 1 of the permit conditions.

## 7. CATCH CONTROLS AND LIMITATIONS

- 7.1 The Permit Holder shall adhere to restrictions such as bag, size and mass limits, area restrictions and closed seasons stipulated herein, whilst fishing referring to species restrictions set out in table 1. Further, the permit holder shall adhere to provisions of regulation 54 of the MLRA which stipulates that "No person shall, except on the authority of a permit, engage in fishing, collecting, landing or selling of or be in possession of the species set out in Annexure 12".

## 8.1 REWARDS TAGGING

Not applicable

## 9. HANDLING OF OVER/UNDER CATCHES AND PROHIBITED SPECIES

- 9.1 See attached Annexure 2.

## 10. LANDING OF FISH

- 10.1 Landing of all fish for own consumption shall be restricted to the municipal boundaries of the registered small-scale fishing co-operative.

## 11. SUBMISSION OF INFORMATION

### 11.1 Catch Statistics

- (a) The Permit Holders shall record the resources harvested per day as part of the Co-operatives monitoring and data collection efforts.
- (b) A full description of the quantity per species must be recorded

### 11.2 Socio-Economic Information

The Permit Holder shall provide, on request, any correct economic, socio-economic or financial information in the format and within the time period as requested by the Department.

## 12. RECORD KEEPING

- 12.1 The Permit Holders shall always have available a true certified copy of the Permit together with a certified copy of identity document laminated together when harvesting resources.
- 12.2 The original permit, issued by the Department should be retained by the Small-scale Cooperative/permit holder for safe keeping.

## 13. LEVIES

Not Applicable.

**14. VIOLATIONS**

- 14.1 A breach of the provisions of the MLRA or these Permit conditions by the Permit Holder, may result in the initiation of legal proceedings (which may include criminal proceedings).
- 14.2 A breach referred to includes, but is not limited to:
- (a) failure to provide information to which the Department of Forestry, Fisheries and the Environment ("the Department") is entitled to or to submit information which is not true or complete.
  - (b) failing to effectively utilise the exemption; or
  - (c) contravene the Permit conditions, the MLRA and its regulations.
- 14.3 The Permit Holders shall not land, sell, receive or process any fish taken by any means in contravention of the MLRA.
- 14.4 The Permit Holders shall not discard any waste material, garbage or pollutants into the sea or harbour or landing/launching site. The Permit Holder shall safely store all waste material, garbage and pollutants.
- 14.5 Any contraventions observed shall immediately be reported telephonically to the Customer Service Centre Ground Floor, Foretrust Building, Martin Hammerschlag Way, Foreshore, Cape Town or Private Bag X 2, Vlaeberg 8018, notification of any change of contact details within 30 days of such change by completing the application form available at the Customer Service Centre. Attention: The Chief Director: Monitoring, Control and Surveillance (MCS).
- 14.7 The Department may refuse to issue a subsequent Permit should the conditions stipulated in this Permit not be adhered to.

**15. CONSULTATION AND COMMUNICATION**

- 15.1 The Department will prefer to consult and communicate with the elected board members of the small-scale cooperative.
- 15.2 Communication regarding the permit and conditions shall be addressed to the Department's Customer Service Centre, Ground Floor, Foretrust Building, Martin Hammerschlag Way, Foreshore, Cape Town. Attention: Assistant Director: Small-Scale Fisheries Management. The Customer Service Centre may be contacted on (021) 402- 3726/ (083) -2746103.
- 15.3 The Director: Small-Scale Fisheries Management may consult with the cooperatives when determining further criteria for eligibility to be applied.

**16. OBSERVER PROGRAMME**

Not Applicable.

**17. PROCESSING AND SALE OF FISH**

- 17.1 The Permit Holder shall not sell or deliver any fish caught under the authority of this permit. All species harvested under the permit shall only be utilized for own consumption.

**18. TRANSFER OF FISHING RIGHTS**

18.1 The own consumption permit issued under the long-term Small-Scale Fishing rights, issued in terms of section 21 of the MLRA, is non-transferable.

**19. TRANSPORTATION OF FISH**

19.1 The Permit Holder does not need a transport permit when transporting fish for own consumption. When transporting fish for own consumption then the permit holder must be in possession of a certified copy of the catch permit.

**ANNEXURE 2****NON-SALEABLE SPECIES**

COMMON NAME	SCIENTIFIC NAME	MINIMUM SIZE/MASS	BAG LIMITS/ CLOSED SEASON
Anchovies	Family Engraulidae	none	None
Baardmin (Bellman, tasselfish)	Umbrina spp.	40 cm	5
Banded galjoen	Dichistius multifasciatus	none	5
Billfishes (marlin sailfish)	Family Istiophoridae	none	5
Blacktail (dassie)	Diplodus sargus	20 cm	5
Blacktip shark	Carcharhinus limbatus	none	1
Blue Stingray	Dasyatis chrysonota	none	1
Bronze Bream (Bluefish)	Pachymetopon grande	30 cm	2
Bonefish	Albula oligolepis	none	10
Bullray	Myliobatis aquila	none	1
Cape Knifejaw	Oplegnathus conwayi	none	5
Cape Stampnose	Rhabdosargus holubi	20 cm	5
Cow shark	Notorynchus cepedianus	none	1
Dusky shark	Carcharhinus obscurus	none	1



Galjoen	<i>Dischistius capensis</i>	35 cm	2 Closed season from 15 October to last day of February
Garrick(leervis)	<i>Lichia amia</i>	70 cm	2
John Brown	<i>Gymnocrotaphus curvidens</i>	none	5
Kingfishes	<i>Caranx. Spp. And Carabgoides</i>	none	5
Large-spot pompano (wave Garrick)	<i>Trachinotus botla</i>	none	5
Leopard cat shark	<i>Poroderma pantherinum</i>	none	1
Lesser guitarfish/ and shark	<i>Rhinobatos annulatus</i>	none	1
Mangrove snapper	<i>Lutjanus argentimaculatus</i>	none	1
Milkshark	<i>Rhizoprionodon acutus</i>	none	1
Natal Knifejaw (cuckoo bass)	<i>Oplegnathus robinsoni</i>	none	5
Natal Stumpnose (yellowfin bream)	<i>Rhabdosargus sarba</i>	25 cm	5
Red Steenbras	<i>Petrus rupestris</i>	60 cm	Closed season from 1 October to 30 November
River bream (perch)	<i>Acanthopagrus berda</i>	25 cm	5
River Snapper (rock salmon)	<i>Lutjanus argentimaculatus</i>	40 cm	5
Southern pompano and large spot pompano	<i>Trachinotus app.</i>	none	5
Spotted grunter	<i>Pomadasys commersonnii</i>	40 cm	5
Sprinter (ten pounder)	<i>Elops machnata</i>	none	5
Stonebream	<i>Neoscorpis lithophilus</i>	none	5

Strepie (karanteen)	Sarpa salpa	15 cm	10
Striped cat shark	Poroderma africanum	none	1
West coast steenbras	Lithognathus aureti	60 cm	10
White musselcracker (brusher, cracker)	Sparodon durbanensis	60 cm	2
White steenbras (pignose grunter)	Lithognathus lithognathus	60 cm	1
White Stumpnose	Rhabdosargus globiceps	25cm	10
Wolfhering	Chirocentrus dorab	none	None
Zebra	Diplodus cervinus Hottentotus	30 cm	5

## SPECIES LIST ANNEXURE 5



COMMON NAME	SCIENTIFIC NAME	BAG LIMIT
Alikreukel	<i>Turbo sarmaticus</i>	5
Black mussel	<i>Mytilus, Choromytilus</i>	30
Blood worm	<i>Arenicola loveni</i>	5
Bobbit worm (errant worm)	<i>Eunice aphroditois</i>	10 or 250 ml container
Cape/red rock crab	<i>Plagusia chabrus</i>	15
Coral worm/Cape reef worm	<i>Gunnarea capensis</i>	10 or 250 ml container
Ghost crabs	<i>Ocypode spp.</i>	15
Giant chiton	<i>Dinoplax gigas</i>	6
Green & Natal rock crab	<i>Grapsus spp.</i>	15
Mole crab/ sea lice	<i>Emerita austroafricana</i>	30
Mole crab/ sea lice	<i>Hippa adactyla</i>	30
Moonshine worm	<i>Arabella iricolor</i>	10 or 250 ml container
Mud/mangrove/Knysna crab	<i>Scylla serrata</i>	6
Mussel worm	<i>Pseudonereis variegata</i>	10 or 250 ml container
Pencil bait	<i>Solen capensis</i>	20
Pencil Bait	<i>Solen cylindricus</i>	20
Periwinkle/ Pink-lipped topshell	<i>Oxystele sinensis</i>	50
Smooth turban shell	<i>Turbo cidaris cidaris</i>	50
Tapeworm/ribbon worm	<i>Polybrachiorynchus dayi</i>	10 or 250 ml container
Wonder worm	<i>Marphysa sanguinea</i>	10 or 250 ml container

## ANNEXURE 2

### SPECIES SPECIFIC CONDITIONS APPLICABLE

1. The taxa, i.e. genus (denoted by "spp."), family or class mentioned in this Annexure refer to all species in the genus, family or class, as the case may be.
2. The size of the fish shall be measured in a straight line from the tip of the snout to the extreme end of the tail.
3. All fish that are landed, except sharks, rays, skates, and chimaeras (Class Chondrichthyes), must have the head and tail intact such that it can be established whether the fish conforms to the minimum size and / or mass, provided that it may be gutted.
4. Any fish caught in contravention of the provisions of the Act or the permit conditions must immediately be returned to the sea with as little injury as possible.
5. Special note should be taken of the size, bag & area limitations with regards to kob ( <i>Argyrosomus spp.</i> )

For full allowable non – saleable list, refer to annexure 2 of Small- Scale Fisheries regulations, GN No. 229 08 March 2016



BERNACIA MULLINS

ACTING DIRECTOR: SMALL-SCALE FISHERIES MANAGEMENT

DATE: 18 March 2024

