



**MINISTER
FORESTRY FISHERIES AND THE ENVIRONMENT
REPUBLIC OF SOUTH AFRICA**

**ADDENDUM TO THE
GENERAL PUBLISHED REASONS FOR DECISIONS ON SECTION 4 FOR CATEGORY B ENTITIES IN THE
HAKE INSHORE TRAWL SECTOR**

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1. On 8 October 2024, I signed the “**GENERAL PUBLISHED REASONS FOR DECISIONS ON SECTION 4 FOR CATEGORY B ENTITIES IN THE HAKE INSHORE TRAWL SECTOR**” (the Appeals GPR), which gave effect to the judgment and order handed down by Justice Slingers in the matter of *Hacky Fishing (Pty) Ltd v Minister of Forestry, Fisheries and the Environment and Others* case number 18801/2023 and *Minister of Forestry, Fisheries and the Environment and Another v Cyrel Burrel Fishing CC and Others*, case number 2090/2024 (the judgment and order).
2. The Appeals GPR expressly stipulates that it relates only to my reconsideration of section 4 of the application form for those Category B appellants in the Hake Inshore Trawl (HIT) sector that had been remitted to me for reconsideration by Justice Slingers in the judgement and order referred to above. For the sake of completeness, I included as Annexures to the Appeals GPR, three tables that were intended to set out the list of successful entities on appeals for Category A, B and C right holders per the appeal decisions that were taken by former Minister Zokwana for Category A right holders, by former Minister Creecy for Category C right holders, and by me for Category B right holders, in the HIT sector.
3. Following on from an enquiry from industry, it has now come to my attention that the Delegated Authority within the Department of Forestry Fisheries and the Environment (the Department) has approved several transfers of commercial fishing rights in the HIT sector in terms of section 21 of the Marine Living Resources Act, 1998 (Act 18 of 1998) (MLRA). These section 21 transfers do not form part of the appeals process and were accordingly not reflected in the Annexures A, B and C to the Appeals GPR. The process relating to the transfer of rights in terms of section 21 of the MLRA is separate and distinct to the Fishing Right Allocation Process and to the appeal process. However, based on the enquiry received from industry, it is evident that the inclusion of the Annexures A and C in the Appeals GPR has caused confusion for the industry.
4. I therefore deem it appropriate to amend the Appeal GPR as follows:
 - 4.1 By deleting Annexure A relating to Category A right holders and Annexure C relating to Category C right holders from the Appeals GPR in their entirety, particularly as nothing in my reconsideration of the abovementioned appeals impacted on those categories.
 - 4.2 By deleting paragraph 6.4 of the Appeal GPR, which states
“The annexures attached hereto provide the list of successful entities in the HIT sector and their respective Hake and Sole TAC allocations” in its entirety; and
I replace it with the following statement:

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"6.4 Annexure A attached hereto provides the list of successful Category B entities in the HIT sector and their respective Hake and Sole TAC allocations. Nothing therein reflects the rights transfers in terms of section 21 of the MLRA. These transfers are reflected in the Department's rights register that may be obtained from the Branch: Fisheries Management within the Department."

- 4.3 By renaming *Annexure B* to the Appeal GPR as *Annexure A* thereto, which provides the list of successful entities in Category B in the HIT sector and their respective Hake and Sole TAC allocations on appeal.
5. Insofar as the industry seeks clarity on the Total Allowable Catch in respect of Hake and Sole in the HIT sector, post the section 21 transfers referred to above, they are directed to consult the Department for a copy of the rights register in HIT sector.



DR DT GEORGE, MP

MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT

DATE: 22/10/2024

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ANNEXURE A

Category B

No.	Entity Name	Application Number	Revised Score (%)	Hake TAC (%)	Sole TAC (%)
1	Le Tap CC	HITM151510	96,15	1,0992	0,7328
2	Mayibuye Fishing (Pty) Ltd	HITM151503	83,56	5,8620	6,8060
3	Fisherman Fresh CC	HITM151514	80,15	1,0309	0,6873
4	Premier Fishing SA (Pty) Ltd	HITM150111	76,13	0,9687	0,6458
5	Full Deck Investments (Pty) Ltd	HITM150567	72,17	1,1427	0,7618
6	Offshore Fishing (Pty) Ltd	HITM150003	69,43	1,0775	0,7183
7	Dazelle Traders (Pty) Ltd	HITM151549	67,34	1,1645	0,7763
8	Chapmans Seafood Company (Pty) Ltd	HITM150033	66,43	1,1645	0,7763
9	Ocean Ukhozi Fishing (Pty) Ltd	HITM150124	65,06	1,1427	0,7618
10	Precious Prospects Trading 110 (Pty) Ltd	HITM150060	64,95	1,1645	0,7763
11	Hacky Fishing (Pty) Ltd	HITM150079	64,61	1,0340	0,6893