



agriculture, forestry & fisheries

Department:
Agriculture, Forestry and Fisheries
REPUBLIC OF SOUTH AFRICA

Reference: West Coast Rock Lobster (Nearshore): Zone A Appeals

THE MINISTER

REPORT IN TERMS OF REGULATION 5(3) OF THE REGULATIONS PROMULGATED UNDER THE MARINE LIVING RESOURCES ACT, 1998 (ACT No. 18 OF 1998) ("THE MLRA"): APPEAL IN TERMS OF SECTION 80 OF THE MLRA: WEST COAST ROCK LOBSTER (NEARSHORE) FISHERY: ZONE A APPELLANTS

1. PURPOSE

- 1.1 To submit a report as provided for in terms of Regulation 5(3) of the Regulations promulgated under the MLRA, with regard to an appeal by 41 Appellants in the West Coast Rock Lobster (Nearshore) Fishery: Zone A ("the Appellants").
- 1.2 The 41 Appellant's details are attached to this report as Appendix 1.

2. GROUNDS OF APPEAL

- 2.1 The grounds of appeal by 41 Appellants relates to the decision of the Delegated Authority not to allow new entrants (Category B and Category C Applicants) into the West Coast Rock Lobster (Nearshore) fishing sector.

3. DELIBERATIONS

- 3.1 The Department received 3423 applications in the West Coast Rock Lobster (Nearshore) fishing sector. Section 6(b) of the General Policy on the Allocation and Management of Fishing Rights: 2013 ("the General Policy") indicates that the Department expects a large number of applications for fishing rights and anticipates that, given the current limits on catch and effort in all the fisheries, not all applicants will be granted rights.

- 3.2 From the outset it was clear that number of applicants could not be accommodated in the fishery, particularly given Government's priority for the need to set aside meaningful allocations to the Small-scale sector and the fact that the fishery is over-subscribed.
- 3.3 The Delegated Authority noted the many comments received during the comment period regarding the general unhappiness around the decision to allocate 90% of the Nearshore TAC to the Small-scale sector. The Delegated Authority therefore reviewed her decision and decided to allocate 20% of the Offshore TAC to the Small-scale sector. This adjustment increased the number of successful Category A Applicants from 75 to 410. However, this still meant that a number of previous right holders would become unsuccessful in FRAP2015/16.
- 3.4 In order to accommodate the larger number of Category A Applicants (from 75 to 410), and in order to provide meaningful allocations to the Small-scale sector, the Delegated Authority decided not to allow new entrants (Category B and Category C Applicants) into the West Coast Rock Lobster (Nearshore) sector.



BEELEMANE SEMOLI
DEPUTY DIRECTOR-GENERAL (ACTING)
FISHERIES MANAGEMENT
DATE: 21 AUGUST 2018

West Coast Rock Lobster (Nearshore) Fishery: Zone A New Entrants

No.	Name	Surname	Application Number
1.	MARIA MAGDALENA	ISAACS	WCNA15026
2.	JACQUILENE JODIET	SAAL	WCNA15456
3.	JOEY HARALD	CLOETE	WCNA15463
4.	FRIKKIE	SMITH	WCNA15464
5.	ROSE	MALAN	WNCA15329
6.	SONJA EILENE	CLOETE	WNCA15470
7.	BRONWEN DESMOND	DE KLERK	WNCA15441
8.	GABRIEL	ISAACS	WNCA15027
9.	MARINA	CLAASEN	WNCA15443
10.	CHRISTAAN CHARLES	MACKENZIE	WNCA15343
11.	COLLEEN ELIZABETH	JOHNSTON	WNCA15412
12.	ANNA MARIE	VOS	WNCA15272
13.	JEREMIA JOHANNES	OVIE	WNCA15440
14.	STOFFEL	PENAAR	WCNA15322
15.	JEROME RICARDO	OVIES	WNCA15425
16.	ELROY BRADLEY	ADAMS	WNCA15310
17.	PIET PETRUS JOHANES	DANIELS	WNCA15301
18.	ANDRIES	KLAASE	WNCA15269
19.	LIZZETA MARLYNE	BEZUIDENHOUDT	WNCA15473
20.	LEONARD JOHANNES	JANSEN	WNCA15311
21.	MORINA FRANCIS	CLOETE	WNCA15102
22.	GERALDINE PATRICIA	FORTUIN	WNCA15106
23.	HENDRIKA WILEMINA	CLOETE	WNCA15267
24.	ROMEO MATHEUS	COETZEE	WNCA15307
25.	CONRAD HERMANUS	MOUTON	WNCA15445
26.	RANDAL	SAAL	WNCA15315
27.	ANDRE	SWARTBOOI	WCNA15333
28.	JOHN ALEXANDER	CLOETE	WNCA15134
29.	STUART JAYSON	THOMAS	WNCA15306
30.	JOHN RICHARD	ARENDSE	WNCA15336



West Coast Rock Lobster (Nearshore) Fishery: Zone A New Entrants

Surname	Surname	Surname	Surname
31	URSALA	MOUTON	WNCA15338
32	GERT	FORTUIN	WCNA15287
33	WILHEMINA DALPHINA	CLOETE	WCNA15468
34	KATRINA	ADAMS	WCNA15263
35	MAGARET	MALAN	WCNA15302
36	BERNARD PAUL COOK	COOK	WCNA15259
37	MAGRIETA ELIZABETH	LINKS	WCNA15415
38	MARY CHARMAGNE	JANTJIES	WCNA15340
39	JOSEPH GEORGE	CLOETE	WCNA15337

