



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

**Addendum to the Provisional General Published Reasons for the Decisions on Appeal in the Horse Mackerel  
Fishery: 2015/16**

## 1. INTRODUCTION

- 1.1 On 21 December 2021, I, the Minister of Forestry, Fisheries and the Environment ("*Minister*"), in my capacity as the Appeal Authority in terms of section 80 of the Marine Living Resources Act 18 of 1998 released my Provisional General Published Reasons for the Decisions on Appeal in the Horse Mackerel Fishery: 2015/16 ("*Provisional Appeals GPR*").
- 1.2 This document is titled "Addendum to the Provisional General Published Reasons for the Decisions on Appeal in the Horse Mackerel Fishery: 2015/16" ("*the addendum*").
- 1.3 This Provisional Appeals GPR and the addendum should be read in conjunction with the General Policy on the Allocation and Management of Fishing Rights: 2013 ("*General Policy*") as well as the Policy on the Allocation and Management of Fishing Rights in the Horse Mackerel Fishery: 2015 ("*HMK Policy*").
- 1.4 The purpose of this addendum is to correct an error whereby the following paragraph was, due to an administrative oversight, erroneously included in paragraph 4.2 of the Provisional Appeals GPR, dated 21 December 2021:
- "A number of appellants correctly pointed out in their appeals that certain questions in the application form cannot fairly be applied to new applicants. This was recognized by the former Minister when he dealt with the appeals, and those elements were zero weighted or discarded by him. I have done the same."*
- 1.5 In arriving at my decisions on appeal, I have assessed appellants on the same application form questions and applied the same weightings, as had been previously employed by the Delegated Authority. This is apparent from the individual appeal decisions, as well as the revised appeal scoresheets, which reflect the assessment on the same questions and their applicable weightings.
- 1.6 In order to address the systemic issues as raised in the appeals before me, I adopted a Quantum Allocation Methodology and allocated fishing rights that would seek to balance all concerned interests as detailed in the Provisional Appeals GPR.

## 2 CONCLUSION

2.1 I hereby amend the Provisional Appeals GRP by:

2.1.1 Deleting paragraph 4.2 in its entirety.

2.1.2 Replacing it with the following paragraph:

"4.2 *The Delegated Authority, in her assessment of the applications for rights, zero weighted or discarded those questions in the application form that could not be fairly applied to new applicants. I have done the same.*"



**MS B D CREECY, MP**

**MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT**

**DATE:** 28/01/2022