
**MINISTRY OF FISHERIES AND
MARINE RESOURCES**

No. 79

1996

AMENDMENT OF SEA FISHERIES REGULATIONS

The Minister of Fisheries and Marine Resources has under section 32 of the Sea Fisheries Act, 1992 (Act 29 of 1993), made the regulations set out in the Schedule.

SCHEDULE

1. In these regulations "the Regulations" means the Regulations promulgated by Government Notice 1 of 1993, as amended by Government Notice 2 of 1994, 204 of 1994 and 153 of 1995.

2. The following regulation is hereby substituted for regulation 43 of the Regulations:

"43. (1) The fees payable for by-catches shall be as determined by the Minister from time to time in respect of the different species of by-catches.

(2) The fees as determined under subregulation (1), shall be specified in the conditions appended to the licence or permit issued in respect of the fishing vessel or factory concerned and shall, in addition, stipulate, as the Minister may determine -

- (a) the quantity on which the fee is payable;
- (b) the method of determining the mass of by-catches;
- (c) the statements and information which shall be furnished by the person responsible for the payment of the fee;
- (d) the person by whom the fee is payable;
- (e) the time when and the place where the fee is payable;
- (f) the name of the person charged with the collection of the fee; and
- (g) any provisions which may apply for the payment of interest on fees not paid within the stipulated time.

3. The following regulation is substituted for regulation 53 of the Regulations:

"Offences and penalties

53. Any person who contravenes or fails to comply with any provision of these regulations or any condition attached to a licence in relation to the payment of by-catch fees under regulation 43. shall be guilty of an offence and on conviction be liable to a fine not exceeding N\$50 000 or to imprisonment for a period not exceeding two years or to both such fine and such imprisonment."

4. Annexure S of the Regulations is hereby repealed.
