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FISHERIES MANAGEMENT ACT 2015
(No. 2 of 2015)

FISHERIES MANAGEMENT REGULATIONS 2017

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FISHERIES MANAGEMENT ACT 2015
(No. 2 of 2015)

FISHERIES MANAGEMENT REGULATIONS 2017

I, HON. JOHN MANENIARU, Minister for Fisheries and Marine Resources, under section 129 of the Fisheries Management Act 2015, I make the following Regulations:

PART 1

PRELIMINARY MATTERS

Citation

1. These Regulations may be cited as the Fisheries Management Regulations 2017.

Commencement

2. These Regulations commence on the date of their publication in the Gazette.

Interpretation

3. In these Regulations:

“appellant” means a person who appeals under the Act;

“bunker vessel” means a fishing vessel used for bunkering activities;

“data” means facts or statistics collected together for analysis;

“FAO Standard Specifications” means the FAO Standard Specifications for the Marking and Identification of Fishing Vessels which were endorsed by the Eighteenth Session of the FAO Committee on Fisheries, Rome, April 1989;

“fish processing, storage or export facility” means any building, vessel, area or space in which a fish or fish product is:

(a) handled for sale; or

(b) stored:

(i) for sale in Solomon Islands; or

(ii) for export purposes,

“fishery limits” means the seas surrounding Solomon Islands to a distance of two hundred nautical miles from the baselines from which the breadth of the territorial sea is measured as described in the Fishery Limits Act (Cap. 96);

“light seining fishing” means a fishing method which employs a combination of nets and underwater lights;

- “light seining vessel”** means a fishing vessel used for light seining fishing;
- “longline fishing”** means a fishing method that uses a long-line, known as the main-line which is deployed horizontally in water column with the use of floats with baited hooks attached at regular intervals by means of branch-lines;
- “longline vessel”** means a fishing vessel used for longline fishing;
- “Main Group Archipelago”** means the cluster of islands including Choiseul, Isabel, New Georgia, Guadalcanal, Malaita and Makira which comprise the main islands in Solomon Islands whose outermost low watermark points when conjoined are used as a basis to establish the Solomon Islands archipelagic baseline in accordance with the United Nations Convention on the Law of the Sea;
- “Nauru Agreement”** means the Nauru Agreement Concerning Cooperation in the Management of Fisheries of Common Interest;
- “other electronic means”** includes any digital format in which data and information is stored, accessed and displayed by a computer or a similar device, which includes any Fisheries Information Management System developed to collect, store, manage and send data and information electronically;
- “PNA”** means the Parties to the Nauru Agreement;
- “pole and line fishing”** means a fishing method consisting of a hooked line attached to a pole which are used by fishermen standing on platforms inside a vessel to fish for surface schooling tuna that are attracted by baitfish;
- “pole and line vessel”** means a fishing vessel used for pole and line fishing;
- “purse seine net”** means a large wall of netting deployed around an entire school of tuna where the net is arranged that after the ends are brought together, the bottom of the net can be closed;
- “purse seine fishing”** means a fishing method of an industrial scale which uses a purse seine net;
- “purse seine vessel”** means a fishing vessel used for purse seine fishing;
- “returns”** means an official report or statement submitted in response to a formal demand including marine purchase returns;
- “Vessel Day Scheme” or “VDS”** means the Vessel Day Scheme as agreed upon by the Parties to the Palau Arrangement;
- “WCPFC”** means the Western Central Pacific Fisheries Commission.

Application

4. These Regulations do not apply to inland waters.

PART 2
GOVERNANCE AND ADMINISTRATION

Division 1 Forms and fees

Forms

5. (1) Forms set out in Schedule 1 are prescribed for the purposes of the Act.
- (2) The Director may modify a form prescribed in Schedule 1.

Fees, Charges, Levies and Costs

6. (1) Fees, charges, levies and costs specified in Schedule 2 are prescribed for the purposes of the Act.
- (2) If a licence is issued for a period of less than one year, any annual fee specified in Schedule 2 must be charged in proportion to the period for which the licence is issued.

Division 2 Fisheries Licensing Committee

Fisheries Licensing Committee

7. (1) The Fisheries Licensing Committee must not have more than 7 members.
- (2) Each member must be appointed to the Fisheries Licensing Committee according to the following criteria:
 - (a) skills, knowledge and experience in relation to fisheries management, licensing, fisheries institutions, law, policy or enforcement;
 - (b) he or she has not been convicted of an offence; and
 - (c) he or she does not have a direct or indirect personal interest in any aspect of the activities to be licensed or authorised within the scope of the Act.

Chair and meeting procedures

8. (1) The Permanent Secretary in the exercise of his or her powers under section 10 (2) of the Act may appoint a Chair from among the members of the Fisheries Licensing Committee.
- (2) The Fisheries Licensing Committee may adopt such procedures it deems necessary for the conduct of its meetings.

Division 3 Fisheries Appeals Committee

Filing an Appeal

9. (1) An appeal may be filed with the Fisheries Appeals Committee under section 53 of the Act within 30 days of the appellant becoming aware of the Director's decision.
- (2) The appeal must:
 - (a) be in writing;
 - (b) be signed by the appellant or a person acting on behalf of the appellant;
 - (c) request an appeal;
 - (d) specify the decision appealed from; and
 - (e) specify the reason for the appeal.

Appeal hearings

10. (1) The Fisheries Appeals Committee must advise the appellant of the appeal hearing date.
- (2) The Fisheries Appeals Committee must hear the appeal as soon as practicable after receiving written notice of the appeal.
- (3) Despite subregulation (2), an appeal hearing may be postponed or adjourned for a period of not more than 30 days with the consent of both parties or where the Fisheries Appeals Committee considers the postponement or adjournment is necessary in the interests of natural justice.
- (4) If unable to attend on the date set for the hearing, an appellant may request an alternate date from the Fisheries Appeals Committee for the hearing of the matter, and where such a request is granted, the Chair of the Fisheries Appeals Committee must set a new hearing date.

Appearance and Representation

11. (1) An appellant may:
 - (a) appear personally at the appeal hearing, with or without the assistance of a representative; or
 - (b) send a representative to the appeal hearing, who must provide the Chair of the Fisheries Appeals Committee with written proof that the appellant authorises them to represent the appellant at the hearing.
- (2) Where an appellant does not attend the appeal hearing in person and does not have a representative attend on his or her behalf, the appeal will be heard in the

absence of the appellant.

Appeal Hearing Process

12. (1) The parties to an appeal must be heard in the order determined by the Fisheries Appeals Committee.

(2) Each party to an appeal must be given an opportunity to present their case at the appeal hearing, including an opportunity to:

- (a) present evidence relevant to the appeal;
- (b) cross-examine witnesses;
- (c) rebut any evidence or argument presented by the other party; and
- (d) argue or summarise the case.

(3) A member of the Fisheries Appeals Committee may ask questions during the appeal hearing that they consider necessary to ensure that the full facts and the case of each party are before the Committee.

Fisheries Appeals Committee's Decision

13. (1) In determining an appeal, the Fisheries Appeals Committee may:

- (a) affirm the decision under appeal;
- (b) vary the decision under appeal by changing part of it;
- (c) remit the matter back to the Director directing him or her to reconsider their original decision; or
- (d) quash the decision under appeal and substitute the Committee's decision.

(2) The lodging of an appeal does not affect the validity of the decision under appeal until that decision is varied or quashed by the Fisheries Appeals Committee.

(3) A decision of the Fisheries Appeals Committee must be rendered as soon as possible, and no later than 7 days, after the hearing of the appeal.

(4) A decision of the Fisheries Appeals Committee must:

- (a) be in writing, setting out its decision and the reasons for it;
- (b) be signed by the members who heard the appeal;

(5) A copy of the decision of the Fisheries Appeals Committee must be given to the appellant and the Director.

Effect of Fisheries Appeals Committees Decision

14. (1) A decision of the Fisheries Appeals Committee binds both the appellant and the Director.

(2) The Fisheries Appeals Committees' decision is retrospective to the date of the decision that is being appealed.

Division 4 Fisheries Advisory Council

Areas of inquiry and research

15. For section 12 of the Act, the specific areas of inquiry and research include the following areas:

- (a) the management and development of the fishing industry;
- (b) fisheries management, including the development and other aspects of Fisheries Management Plans;
- (c) the review of fisheries legislation and regulations, orders and notifications;
- (d) research needs as requested by the Permanent Secretary or the Minister; and
- (e) other matters referred to it from time to time by the Permanent Secretary or the Minister.

Membership and other matters

16. (1) The Fisheries Advisory Council must not have more than 11 members.

(2) Membership of the Fisheries Advisory Council must include the following:

- (a) one representative of each of the coastal and offshore fishing industry;
- (b) a representative of Marine Managed Areas established under the Act to represent the fishing communities;
- (c) a representative of the Provincial Governments;
- (d) a person representing non-government organisations with an interest in fisheries;
- (e) a representative from the Pacific Islands Forum Fisheries Agency nominated by the Director-General of the Agency; and
- (f) a representative of each of the following in an *ex officio* capacity:
 - (i) the Attorney-General's Chambers;
 - (ii) the ministry responsible for Environment;
 - (iii) the ministry responsible for Finance;
 - (iv) the ministry responsible for Mines, Minerals and Energy; and
 - (v) the Ministry responsible for Police and Maritime Enforcement.

- (3) The Minister may, invite representatives of relevant international, regional or national organisations to specific meetings of the Fisheries Advisory Council as observers.
- (4) The members of the Fisheries Advisory Council must elect a Chair and two Vice-Chairs, each of whom may serve a term of no more than 3 consecutive years.
- (5) The members of the Fisheries Advisory Council may serve a term of no more than 3 years, which may be renewed up to three times, provided there is an interval of at least 3 years after the first two terms have been served and before the third term is served.
- (6) The members of the Fisheries Advisory Council are encouraged to voluntarily engage in consultation processes that regularly seek relevant information with a view to carrying out their functions.
- (7) Members of the Fisheries Advisory Council must be appointed with a view to achieving a balanced representation between genders and across fisheries sub-sectors.
- (8) In this regulation:

“off-shore fishing” means fishing occurring beyond coastal waters for tuna or deep water pelagics.

Meetings

17. (1) The Fisheries Advisory Council must meet as often as may be necessary or expedient for the transaction of its business at such places and times and on such days as the Council may determine.
- (2) The Fisheries Advisory Council may adopt such procedures it deems necessary for the conduct of its meetings.
- (3) The quorum is two thirds of the members.

Committees

18. The Fisheries Advisory Council may, from time to time and with the consent of the Permanent Secretary, form committees and invite experts to provide and assess information required for the Council to advise the Minister on a designated matter where Council members do not possess the relevant expertise.

PART 3 OFFENCES

Division 1 Disposal of fish offal

Disposal of fish offal

19. A person commits an offence if the person disposes of any fish offal or waste

from an export facility into the sea within one nautical mile off land.

Maximum penalty: 40,000 penalty units or 6 months imprisonment, or both.

Division 2 Offence concerning live dolphins

Offence concerning live dolphins

20. (1) A person commits an offence if the person:
- (a) catches a live dolphin for sale;
 - (b) catches and retains a live dolphin in captivity
 - (b) catches and retains a live dolphin in captivity for sale;
 - (c) offers a live dolphin for sale; or
 - (d) exports a live dolphin; or
 - (e) operates a dolphin holding facility for the purpose of offering for the sale or export of live dolphins.

Maximum penalty: 500,000 penalty points or 6 months imprisonment, or both.

(2) Sub-regulation (1) does not apply to a person if the person catches dolphin for traditional purposes.

(3) For the purposes of this regulation:

“dolphin holding facility” means any facility either on land or sea intended for the captivity of dolphins;

“dolphin hunting” means the hunting of dolphins using dug-out canoes and associated equipment using stones and flags, commonly known in north and south Malaita Province as “ala ana kirio” or any other traditional fishing methods used by an indigenous community;

“traditional purposes” means purposes traditionally and culturally significant to an indigenous community by virtue of its long-established culture of dolphin hunting.

Division 3 Shark fishing

Offence concerning sharks

21. (1) This regulation applies to:
- (a) any person carrying out commercial fishing within the exclusive economic zone of Solomon Islands; or
 - (b) any person who uses a Solomon Islands fishing vessel for commercial fishing in areas beyond national jurisdiction.
- (2) A person commits an offence who:
- (a) engages in commercial fishing of sharks;

- (b) engages in shark finning;
- (c) possesses, stores, tranships or lands, or attempts to tranship, land, buy or sell any shark fin (including the tail) that is not naturally attached to the whole corresponding carcass;
- (d) possesses, uses or causes to be used a trace wire or J hook for the purpose of fishing.

Maximum penalty: 500,000 penalty units or 6 months imprisonment, or both.

(3) The operator of a fishing vessel must release or cause to be released any species of shark that is accidentally caught, , as soon as possible after the shark is brought alongside the vessel, and to do so in a manner that results in as little harm to the shark as possible.

(4) An operator of a fishing vessel who contravenes sub-regulation (3) commits an offence.

(5) In this regulation:

“carcass” means all parts of the shark except for the head and viscera;
and

“shark finning” means the:

- (a) taking of a shark;
- (b) removing its fin or fins (whether or not including the tail);
and
- (c) returning the remainder of the shark to the sea.

Protected species of sharks

22. (1) A person commits an offence who:

- (a) retains;
- (b) tranships;
- (c) stores on a fishing vessel or on land;
- (d) sells or exposes for sale; or
- (e) buys or exports in whole or in part,

any protected species of shark.

(2) In this regulation, a “protected species of shark” means any shark of the following species:

- (a) silky (*Carcharhinus falciformis*);
- (b) oceanic whitetip (*Carcharhinus longimanus*);

- (c) whale shark (*Rhincodon typus*);

Maximum penalty: 500,000 penalty units or 6 months imprisonment, or both.

Safe release of protected sharks

23. (1) Despite regulation 22(1):
- (a) if a silky shark is caught accidentally within the fisheries waters, the operator of the fishing vessel must release the silky shark as soon as possible after the shark is brought alongside the vessel, and to do so in a manner that results in as little harm to the shark as possible; and
 - (b) if a whale shark is encircled accidentally in a purse seine net of a fishing vessel, the master of the fishing vessel must:
 - (i) ensure that all reasonable steps are taken to ensure its safe release without jeopardizing the safety of the crew; and
 - (ii) report the incident to the relevant authority of the flag state and of the Government of Solomon Islands.
- (2) A report under sub-regulation (1)(b)(ii) must include:
- (a) the number of individual whale sharks encircled;
 - (b) details of how and why the encirclement happened;
 - (c) where the encirclement occurred;
 - (d) steps taken to ensure safe release; and
 - (e) an assessment of the life status of the whale shark on release, including whether the animal was released alive but subsequently died.

PART 4

MARKING OF FISHING VESSELS AND CONDITIONS RELATING TO FISHING EQUIPMENT

Marking of fishing vessels and gear

24. (1) All fishing vessels must be marked and identified consistent with national and the FAO Standard Specifications.
- (2) All floats, marker buoys and fishing gear of a fishing vessel must be marked so that fishing vessel can be easily identified from such marks.
- (3) The markings must be prominently displayed at all times.
- (4) In this regulation:

“vessel” includes a boat, skiff or craft (excluding aircraft) carried on

board another vessel and used for fishing operations.

Underwater breathing equipment

25. (1) Unless authorised by the Director under sub-regulation (3), a person commits an offence if the person uses or has in his or her possession underwater breathing equipment for the purpose of harvesting any fisheries resource.

Maximum penalty: 50,000 penalty units or 6 months imprisonment, or both.

(2) In this regulation, “underwater breathing equipment” includes all equipment the use of which will enable a person to descend and remain underwater whilst breathing.

(3) The Director may authorise a person to use underwater breathing equipment to harvest a fisheries resource or carry underwater breathing equipment on board a registered fishing vessel:

- (a) if the equipment is not used for commercial fishing;
- (b) to retrieve lost fishing gear; or
- (c) for emergencies involving the preservation of life or the safety of the vessel or other vessels.

Commission of offence by body corporate

26. A body corporate convicted under regulation 25 is liable to a maximum fine of 500,000 penalty units where an offence is committed by its employees, servants or agents.

PART 5

FISH PROCESSING, STORAGE AND EXPORT FACILITIES

Standards of construction, equipment and sanitation

27. A licensed fish processing, storage or export facility must comply with the following standards as to its construction, equipment and sanitation:

- (a) where fish are stored in cold storage:
 - (i) facilities must maintain a constant temperature of 0 degrees Celsius or such other temperature lower than 0 degrees Celsius as the Director may require in any particular case; and
 - (ii) instruments must be adequate for measuring temperatures in each cold storage chamber,
- (b) where fish are to be processed by freezing:
 - (i) facilities for freezing fish to at least -30 degrees Celsius within

a period of twelve hours must be available and functional;
and

- (ii) instruments must be adequate for measuring temperatures in each freezing unit,
- (c) where fish are to be processed by freezing or canning, there must be an adequate supply of potable water under pressure;
- (d) in all cases, every fish processing, storage or export facility must comply with the requirements as set out in Schedule 4.

Alterations or modifications to fish processing, storage or export facilities

28. (1) A licensed fish processing, storage or export facility must not be altered or modified unless:

- (a) plans of the proposed alteration or modification have been submitted to Director; and
- (b) the Director's written approval is obtained.

(2) A person who contravenes sub-regulation (1) commits an offence.

Maximum penalty: 300,000 penalty units or 3 months imprisonment, or both.

Conditions for a fish processing, storage or export facility licence

29. A licence to operate a fish processing, storage or export facility is granted on the following conditions:

- (a) the facility is being maintained and operated in a clean and sanitary manner in accordance with the Environmental Health Act (Cap. 99);
- (b) prior to their sale, all products of the facility must be clearly labelled as to the nature of the product and the identity of the processor and, in the case of frozen and canned fish, must also bear a symbol indicating the date of their processing;
- (c) accurate records are maintained relating to the operations carried out in the facility, including records of the quantity, type and quality of fish received, processed and sold;
- (d) all records under paragraph (c) are open to inspection by an authorised officer;
- (e) returns must be made to the Director concerning the operations of the facility as the Director may from time to time require; and
- (f) where the facility is a vessel:
 - (i) such vessel must be anchored and remain anchored at such point within fisheries waters as the Director determines; and

- (ii) except in case of emergency, must not be moved from its point of anchorage unless the Director gives his or her written permission.

Declaration of regulated areas

30. (1) The Director may, after consultation with the Chief Health Inspector and the local authority for the area concerned, by notice published in the Gazette declare any area to be a regulated area for the purpose of controlling the handling and marketing of fish or fish product.

(2) Any person who catches fish within Solomon Islands or the fishery limits with the intention to sell fish or fish products within any regulated area declared under sub-regulation (1) must comply with the following provisions:

- (a) all fish, other than fish known locally as buma and katukatu, must be gilled and gutted as soon as practicable after being caught and thoroughly washed in clean fresh or salt water;
- (b) all fish or fish product must be packed in ice as soon as practicable after being caught, and must be kept in a temperature below 0 degrees Celsius;
- (c) no fish or fish product must be processed by freezing other than in facilities capable of freezing fish to at least -30 degrees Celsius within a period of not more than twelve hours;
- (d) all frozen fish or fish products must be stored in freezers at a maximum temperature of -20 degrees Celsius or where fish are stored for more than two months at a maximum temperature of -30 degrees Celsius; and
- (e) all freezers used for the storage of fish or fish products must be maintained in a clean and sanitary condition.

(3) A person commits an offence if the person sells or exposes for sale within Solomon Islands or the fishery limits, any fish or fish product in contravention of this regulation.

Maximum penalty: 50,000 penalty units.

PART 6
FISHERIES MANAGEMENT MEASURES

Deployment and maintenance of fish aggregating devices

31. (1) The permission of the Director required under section 30 of the Act must be in writing and may be in electronic format.

(2) The permission of the Director to place a fish aggregating device does not confer any exclusive right to fish in the vicinity of the device.

Notice of Placement

32. (1) A master of a fishing vessel used to place a fish aggregating device in fisheries waters must notify the Director within 24 hours of such placement and of the nature and location of the device.

(2) A master of any fishing vessel under sub-regulation (1) who fails to notify the Director within 24 hours of placing a fish aggregating device in fisheries waters commits an offence.

Markings of fish aggregating devices

33. (1) Each fish aggregating device deployed in the fisheries waters by a fishing vessel or by a Solomon Islands fishing vessel in areas beyond national jurisdiction must be:

- (a) clearly marked with the name of the owner and of the vessel from which the device was placed;
- (b) equipped with a radar reflector with lights that must be clearly visible at night from a distance of one nautical mile;
- (c) placed so that it is not in the path of any navigational shipping routes; and
- (d) marked or have such other equipment as the Director may require.

Disposal of fish aggregating devices

34. A person commits an offence if the person disposes of a fish aggregating device in a manner other than in accordance with the Act or as required by the Director.

PART 7 NATIONAL REGISTERS

Electronic format

35. The national register of licences and authorisations granted under the Act may be in an electronic format as specified by the Director.

Particulars to be shown on the national register of licences and authorisations

36. (1) Under section 34 (2) of the Act, the national register of licences and authorisations of all issued licences and authorisations must contain the following particulars:

- (a) the name of each licensee or person to whom an authorisation is granted, including the owners of the vessel;
- (b) the name of each person who is authorised under section 43 (1)(b)

of the Act to fish or conduct related activities in the high seas;

- (c) the name, vessel's registration number, and international radio call sign of each vessel;
- (d) the fishing vessels' identification number and the licence or authorisation number;
- (e) the period for which each licence and authorisation is valid;
- (f) whether or not a licence or authorisation is current, suspended or revoked;
- (g) if a licence is suspended or has been revoked, the date the suspension or revocation took effect;
- (h) if an authorisation is cancelled, the date on which the cancellation took effect; and
- (i) the fishing methods and gear authorised by each licence and authorisation.

(2) The Director may require any other information under this regulation which is consistent with the objectives and principles of the Act for the purposes of an information management system.

(3) In this regulation:

“issued licences and authorisations” means all licences and authorisations that have:

- (a) met all the licensing requirements and standards under the Act and these Regulations; and
- (b) been granted or renewed by the Director.

National register containing information relating to Access Agreements and licences and authorisations under Part 6 of the Act

37. The national register described under section 55 of the Act may be in an electronic format as specified by the Director.

Particulars to be shown on the national register containing information relating to Access Agreements and licences and authorisations under Part 6 of the Act

38. The national register containing information relating to Access Agreements and licences and authorisations under Part 6 of the Act must include:

- (a) information on applications for licences, authorisations or rights under this Act;
- (b) information on each licence and authorisation granted, renewed, suspended or cancelled;
- (c) information on each Access Agreement entered into, suspended or

- terminated;
- (d) information on each party to an Access Agreement and each licence or authorisation holder;
 - (e) information on all vessels, facilities and activities that are the subject of each Access Agreement, licence and authorisation; and
 - (f) the information requirements in Annex IV of the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean adopted in Honolulu, Hawaii on 5 September 2000.

Inspection of and other matters related to the national register of licences and authorisations

39. (1) Subject to section 36 of the Act, the national register of licences and authorisations is open to inspection by the public for a fee specified in Schedule 2.
- (2) On the Director's approval, a person may obtain a copy of information contained in the national register for a fee specified in Schedule 2.
- (3) If the Director is satisfied that disclosure of person's address and contact details and any other information would be prejudicial to personal safety and security, it may not be disclosed.

PART 8

RECORDS, RETURNS, DATA AND INFORMATION

Records to be kept

40. Every person specified under section 33 (2) of the Act must keep the following records:
- (a) a record of all fish caught, landed, stored, transhipped, sold, bought, exported or otherwise supplied by a person engaged in commercial fishing to a licensed person or vessel, which record must be in sufficient detail to allow the fish and the licensed person or vessel acquiring the fish to be identified; and
 - (b) receipts, invoices and other relevant documents relating to all fish landed, stored, transhipped, sold, bought, exported or otherwise supplied by a person engaged in commercial fishing to a licensed person or vessel, which receipts and invoices must include the following information:
 - (i) the date on which the fish was caught, landed, stored, transhipped, sold, bought, exported or supplied;
 - (ii) the vessel from which the fish was taken, transhipped or exported;

- (iii) the details of the person engaged in commercial fishing;
 - (iv) the species and the landed, stored or transhipped state of the fish;
 - (v) the weight of the fish;
 - (vi) the number and type of containers in which the fish was landed, transhipped, sold or supplied;
 - (vii) the landing or the point of transfer including transhipment of the fish;
 - (viii) the destined local or international port or market; and
 - (ix) any other information required by the Director.
- (c) a record of all fish held or stored in the possession or under the control of the licensed person or vessel which record must be in sufficient detail to allow the fish and the owner of the fish to be identified and must include the following information:
- (i) the date of deposit and removal of the fish;
 - (ii) the species, processed state and weight in kilograms of the fish;
 - (iii) the name of the original owner of the fish; and
 - (iv) any other particulars as required by the Director.

Daily catch records to be kept

41. The operator of a licensed fishing vessel must, while in fisheries waters or in the case of a Solomon Islands fishing vessel in areas beyond the fisheries waters where it is authorised to fish, daily update in the English language:

- (a) a record of the catch, including the by-catch, and fishing activity, using the approved form after each set;
- (b) a navigational and fishing logbook; and
- (c) certify that the information in the catch record, navigational and fishing logbook is true, complete and accurate.

Manner and form in which records, returns, data and information kept

42. (1) Any records, returns, data and information required to be kept under the Act and these Regulations must:

- (a) be kept in such manner and form that they can be readily retrieved and made available for examination;
- (b) be held at either -
 - (i) the place of business of the person required to keep the

records, returns, data and information; or

- (ii) any other premises that are appropriate having regard to where the records, returns, data and information are initially prepared and where they are subsequently accounted for.
- (c) be retained for a period not less than 7 years after the completion of the transaction or period to which they relate.

(2) Where records, returns, data and information are kept at a place outside Solomon Islands, the person responsible for keeping the records must send to and keep in the office of his or her agent in Solomon Islands such records as will disclose with reasonable accuracy the product and documentation flow of the activities to which the records, returns, data and information relate at intervals not exceeding three months.

Director may give directions as to manner of keeping records, returns, data and information

43. Where the Director considers that any person who is required to keep records, returns, data and information is or has not been completing or keeping those records, returns, data and information in an appropriate manner:

- (a) the Director may, by notice in writing, direct the persons as to the manner in which the records, returns, data and information are to be completed or kept; and
- (b) the person must ensure that records, returns, data and information completed or kept by the person comply with those directions.

Inspection of records, etc

44. Any person who is required to keep or who has control of any records required to be kept under section 33 of the Act must, on request at any reasonable time by a fisheries officer or an authorised officer, without charge produce the records requested for inspection.

Waiver

45. Where the Director is satisfied in relation to any person or class of persons required to keep records, returns, data and information under section 33 of the Act that:

- (a) compliance with any requirements of these Regulations would be impracticable; or
- (b) the purpose behind any requirement imposed by these Regulations could be equally well achieved by any other system or mode of records,

the Director may waive the requirements for that person or class of persons from

the need to comply with that requirement.

Information required to be kept

46. The following information is required to be kept and reported or as the Director may require:

- (a) information relating to fishing, related activities and research, including the:
 - (i) expected vessel position, date and time of entry and catch on board at least 24 hours before entry to the fishery limits;
 - (ii) vessel position, date and time of entry to and exit from the fishery limits together with weight of each species on board at those times;
 - (iii) vessel position and weight of each species on board at such regular intervals as the Director may require; and
 - (iv) manner of disposal of by catches and discards.
- (b) information relating to landing, storage, processing, buying, selling, exports and other related transactions, including:
 - (i) the designated port where fish or fish product is landed;
 - (ii) the giving of 24 hours' notice of a request to land fish or fish product; and
 - (iii) completed landing forms and landing slips within 72 hours of completion of landing.

PART 9 REPORTING

Fishing Log Books

47. (1) For section 50 of the Act, a fishing log book in the English language must contain the following information:

- (a) the gear type used;
- (b) the noon position of the vessel and, where applicable, the set position and time or the number of hooks and the sea surface temperature;
- (c) the species of fish taken and the size and quantity of each species by weight or number, as may be specified in the catch log-sheet;
- (d) the species of fish returned from the vessel to the sea, the reason for the discard and the quantity of each species by weight or number, as may be specified in the catch log-sheet; and

(e) such other information as may be required by the Director.

(2) The Director or an applicable international agreement or Fisheries Management Plan may require from the operator information that is additional to the information required under sub-regulation (1).

Reporting

48. Under section 50 of the Act, the operator of a licensed vessel, or of such other fishing vessels as the Director may require, must, at all times while the vessel is in the fisheries waters or in areas beyond the fisheries waters where it is authorised to fish:

- (a) make reports in the required forms, by facsimile, email or other electronic means, relating to the position of the vessel and the catch on board:
 - (i) prior to the estimated time of entry into and departure from the exclusive economic zone;
 - (ii) each Wednesday while the vessel is in the exclusive economic zone;
 - (iii) prior to the estimated time of entry or departure from port;
 - (iv) upon entry into or departure from a closed area; and
 - (v) within 72 hours of completion of each fishing trip submit a preliminary report on all catches taken from Solomon Island waters; and
 - (vi) within 30 days of completion of each fishing trip submit a final report.
- (b) ensure that the licensed fishing vessel maintain and operate a mobile transceiver unit that is transmitting the required information or data continuously, accurately and effectively to the designated receiver.

PART 10

LICENSING AND AUTHORISATIONS

Division 1 Licensing

Fishing Licence Application

49. Under section 46 (1) (c) and 48 of the Act, an application for a fishing licence may be electronically submitted by facsimile, email or other electronic means accurately containing, without limitation, the following data, information and documents:

- (a) name of applicant;

- (b) contact details of the applicant and owner of the vessel;
- (c) details of the vessel attributes;
- (d) FAO vessel markings and identification consistent with the FAO Standard Specifications;
- (e) good standing on the Regional Register;
- (f) information of the vessel's mobile transceiver unit;
- (g) registration details of the vessels mobile transceiver unit on the Pacific Islands Forum Fisheries Agency vessel monitoring system register;
- (h) details of the type of fishing gear;
- (i) name, position, nationality details of the crew including the master and operator of the vessel;
- (j) vessel documents to be submitted with the application:
 - (i) seaworthiness certificate;
 - (ii) safety certificate;
 - (iii) crew list;
 - (iv) vessel registration;
 - (v) Regional Register certificate;
 - (vi) PNA VDS registration certificate;
 - (vii) colour photograph of vessel clearly showing radio call sign and vessel name; and
 - (viii) any other document that may be required by the Director.

Fish processing, storage and export facility licence application

50. For section 48 of the Act, an application for an activity under section 43 (1) (e), (f) and (g) of the Act may be electronically submitted by facsimile, email or other electronic means accurately containing, without limitation, the following:

- (a) data and information including:
 - (i) the name of applicant;
 - (ii) the contact details of applicant;
 - (iii) the location and description of fish and fish product, export, processing or storage facility;
 - (iv) the details of registered company;
 - (v) the name and contact details of principal shareholders;

- (vi) the total amount of investment;
 - (vii) the source of financing;
 - (viii) the type of storage, processing or export;
 - (ix) the type of fish to be stored, processed or export; and
 - (x) in the case of a vessel—the vessel’s approved areas of operation.
- (b) supporting documents including:
- (i) a copy of the registration certificate of the company of the applicant;
 - (ii) if applicable—a foreign investment board registration certificate;
 - (iii) a business plan or proposal;
 - (iv) a bank statement of the applicant’s company including the company’s account name;
 - (v) Inland Revenue and other relevant tax documents;
 - (vi) a Honiara City Council business licence or provincial business licence; and
 - (vii) other documents that may be required by the Director.

Licence issue

51. The issuance of a licence to a person does not imply or confer any future right or privilege for that person to be issued a licence of the same type or any other type.

Terms and conditions of licences

52. For section 49 of the Act, a licence is issued upon such terms and conditions set out in Schedule 3.

Bill of sale for import or export of live fish

53. (1) A person who has been issued an import or export licence must submit to the Director, within 14 days of the date of the import or export, a copy of the bill of sale.

(2) A person who fails to comply with sub-regulation (1) commits an offence.

Licence for export consignment

54. A licensee must apply for an export licence for each consignment of live fish or fish product.

Division 2 Suspension or cancellation of a licence or authorisation**Suspension or cancellation of a licence or authorisation with notice**

55. (1) The Director must not suspend, cancel or refuse to renew a licence without giving the licensee an opportunity to be heard, unless, in the Director's opinion, it is in the public interest to suspend a licence immediately.
- (2) The Director must not suspend or cancel a licence or authorisation without giving the licensee written notice setting out the reasons for the proposed suspension or cancellation.
- (3) Where the Director proposes to suspend a licence or authorisation, he or she must give the licensee 30 days after the service of the written notice to make representation as to why the licence or authorisation should not be suspended or cancelled.

Suspension or cancellation of a licence or authorisation without notice

56. (1) Where the Director suspends a licence without notice, he or she must:
- (a) immediately notify the licensee of the suspension; and
 - (b) give the licensee an opportunity to be heard within 15 days of the date of the suspension.
- (2) The suspension or cancellation of a licence under this regulation is in addition to any other penalty that may be imposed under the Act or any other legislation.

Circumstances amounting to a material change since grant of a licence

57. (1) Under section 52 (1)(e) of the Act, a material change since the grant of a licence must include:
- (a) where the licensee is a company, in the registration of that company;
 - (b) in the registration of the licensed vessel;
 - (c) where the licensee is a company, in the ownership or beneficial ownership or control of that company since the time of licence approval;
 - (d) in the ownership or beneficial ownership or control of the licensed vessel;
 - (e) in the location of the port of operations of the licensed vessel; or
 - (f) in joint venture or other arrangements required for qualification as a locally-based foreign fishing vessel.
- (2) In the event that a licensee proposes a material change, the licensee or the agent of the licensee must immediately notify the Director in writing, giving

details of the proposed change.

(3) The Director must consider a notification under sub-regulation (2) and decide whether the proposed change is such that the licence should be varied to suit the changed circumstances or be cancelled.

Division 3 High Seas Authorisations

Application for an authorisation to fish in the high seas

58. (1) An operator of a Solomon Islands fishing vessel applying for an authorisation to fish in the high seas under section 43 of the Act must submit the application in the appropriate form in Schedule 1.

(2) No fishing is allowed within the three specified zones as set out in the PNA Third Implementing Arrangement.

(3) Any High Seas Authorisation granted must conform to any conservation management measures relating to fishing in high seas as agreed by the WCPFC.

(4) Each application must be accompanied by the relevant fee specified in Schedule 2.

(5) The Director must issue the written authorisation for fishing on the high seas on the appropriate form as set out in Schedule 1.

(6) The Director may require an applicant to submit additional information relevant to an application.

Application to fish in areas beyond fisheries waters

59. An application for a Solomon Islands fishing vessel to fish in areas beyond fisheries waters must be in the form in Schedule 1 and accompanied by the relevant fee as set out in Schedule 2.

PART 11

PORT STATE STANDARDS

Standards for the use of port

60. For section 88 (1)(a) and section 89 (1) of the Act, the following standards apply:

- (a) fish on board the vessel was taken in contravention of the laws of any other State;
- (b) the flag state of the foreign fishing vessel does not confirm within a reasonable period of time, on the request of the Director, that the fish on board was taken in accordance with applicable requirements of a relevant regional fisheries management organisation; or
- (c) the fishing vessel has been engaged in illegal activities and that the

operator, master or charterer of the vessel cannot establish:

- (i) that the vessel was operated in a manner consistent with the relevant conservation and management measures; or
- (ii) in the case of provisions of personnel, fuel, gear and other supplies at sea--that the vessel provisioned was not at the time of provisioning a vessel that had engaged in illegal activities.

PART 12 TRANSHIPMENT AND BUNKERING

Division 1 Transhipment

Transhipment at authorised locations

61. (1) For section 61 (1) (b) of the Act, Honiara port in Guadalcanal Province and Noro port in the Western Province are designated ports for the transhipping and loading of fish.

(2) An operator of a fishing vessel:

- (a) intending to engage in transhipment activities; or
- (b) engaging in transhipment activities,

must submit to the Director an application for transhipment under section 61(1)(a) of the Act in the appropriate form in Schedule 1.

(3) An authorised fisheries officer must:

- (a) inspect and clear any fishing vessel that is a subject to an application for transhipment prior to, during, and after transhipment; and
- (b) submit to the Director an Outwards Clearance Form in Schedule 1 before a fishing vessel departs from a designated port after a transhipment activity.

(4) An operator of a fishing vessel commits an offence if the operator allows a fishing vessel to depart from a designated port in contravention of sub-regulation (3).

Documents required within 72 hours of transhipment

62. (1) The operator of a fishing vessel must provide to the Director completed unloading forms and true copies of landing slips and dock receipts within 72 hours of completion of transhipment.

(2) In addition to sub-regulation (1), the operator must provide information on the following matters to the Director:

- (a) the designated port where the fish or fish products is transhipped;

- (b) giving of 48 hours' notice of a request to tranship fish or fish products;
- (c) completed transshipment declarations;
- (d) full reports on the transshipment operations within 24 hours of completion of transshipment; and
- (e) manner of disposal of bycatches and discards.

Division 2 Bunkering activities

Authorisation for bunkering activities

63. (1) The operator of a fishing vessel intending to engage in, or engaging in bunkering activities within the fisheries waters, must:

- (a) apply for bunkering from the Director in the appropriate form in Schedule 1 and obtain authorisation; ;
- (b) provide 24 hours prior notice of a request to engage in bunkering activities at a specific latitude and longitude, or such other prior notice as may be required by the Director;
- (c) provide the name of the vessel which will receive the bunkering, the timeframe, the volume of fuel to be transferred and such other information as may be required by the Director;
- (d) be liable for costs of any marine pollution incident in the fisheries waters as determined by the Director.

(2) The operator of a fishing vessel must keep the drums used for bunkering visible at all times while in the fisheries waters.

PART 13

MONITORING, CONTROL AND SURVEILLANCE

Mobile Transceiver Units

64. (1) The operator of a licensed fishing vessel must:

- (a) supply an mobile transceiver unit which is approved by and duly registered with the Pacific Islands Forum Fisheries Agency; and
- (b) have an authorised installer install and seal the approved mobile transceiver unit.

(2) The mobile transceiver unit must be switched on and must be reporting normally and automatically to the Pacific Islands Forum Fisheries Vessel Monitoring System at all times while in fisheries waters and for Solomon Islands fishing vessels beyond fisheries waters.

(3) The mobile transceiver unit must not be moved or removed from the agreed

installed position.

Inspection of a Fishing Vessel

65. (1) A licensed fishing vessel upon entry into a designated port must be inspected by an authorised officer.

(2) An authorised officer must require from the licensed fishing vessel an inwards port clearance and complete the necessary documentation.

Inspection of fish or fish products

66. (1) Under section 68 and section 33, an authorised officer, when examining a fish or fish product at a fish product processing, storage or export facility, must:

- (a) specify the fisheries resources being exported;
- (b) specify weight of the fisheries resources being exported;
- (c) specify quantity of fisheries resources being exported;
- (d) specify measurement including size and length of targeted fish product; and
- (e) specify quality of fish product,

(2) Following an examination under sub-regulation (1), an authorised officer must submit a completed inspection and clearance form set out in Schedule 1 to the Director.

PART 14

OBSERVER PROGRAM COST RECOVERY

Recovery of costs

67. (1) The fees to recover costs of operating observer programs are set out in Schedule 2.

(2) Costs recovery measures may include:

- (a) insurance coverage;
- (b) costs of annual salary;
- (c) repatriation costs;
- (d) transportation costs of a cadaver;
- (e) medical costs;
- (f) allowances;
- (g) all travel and associated expenses to and from the vessel, port and country of boarding to which the observer is assigned; and

- (h) other costs associated with the management and administration of the observer program at a level to be approved by the Director.
- (3) In this regulation:
- “insurance coverage” may include coverage for the following:
- (a) personal injury;
 - (b) accidents and loss of limb or life;
 - (c) loss of equipment and personal effects;
 - (d) medical costs, including emergency evacuation if required;
 - (e) liability for property damage;
 - (f) costs associated with the observer’s attendance at, and providing evidence to, any inquiry requiring the observer to comply; and
 - (g) legal and associated costs and expenses associated with the costs referred to in sub-regulation (2) (f) and (g).

PART 15

MISCELLANEOUS

Licensing Guidelines

68. The Licensing Guidelines required under the Act are set out in Schedule 6.

General penalty

69. A person who commits an offence under these Regulations for which no other penalty is provided is liable upon conviction to a fine not exceeding 500,000 penalty units.

Repeals and Savings

70. (1) The following Regulations are repealed:
- (a) Fisheries Principle Regulations 1972 (LN 76/1972);
 - (b) Fisheries (Prohibition of Importation of Live Fish) Regulations 1973;
 - (c) Fisheries (Foreign Fishing Vessels) Regulations 1981 (LN 68/1981; LN 84/1984);
 - (d) Fisheries (Local Fishing Vessels) Regulations 1981 (LN69/1981; LN26/1983; LN105/1984; LN75/1988; LN117/1988; LN 27/1993; LN20/1995);
 - (e) Fisheries (Prohibition of Export of Dolphins) Regulations 2013 (LN89/2013); and the following legal notices:

- (i) LN 21/1997;
- (ii) LN 95/1997;
- (iii) LN 7/2004;
- (iv) LN32/2013;
- (v) LN94/2013; All fees repealed except for part (B) (b) to (t) fees regulating inshore commodities; (C) Commercial Aquaculture (1) to (11); and (D) (1), (2) and (3) regulating export permit fees are saved; and
- (vi) LN12/2014.

(2) Despite the repeal under sub-regulation (1), any licence, permit or authorisation issued and fees paid under the Fisheries Regulations 1972 prior to the commencement of these Regulations remain valid on such terms and conditions of approval for the period stipulated under the Fisheries Regulation 1972.

SCHEDULE 1

FORMS

(Regulation 5)

FORM 1 APPLICATION FOR FISH AND FISH PRODUCT PROCESSING FACILITIES LICENCE

Official use only: No.

I,
(insert full name, position designation or title in block capitals)

Hereby apply on behalf of
(company name)

for a licence to operate the fish/fish product* processing facility described below for the period commencing on..... and ending on theday of20.....

Address of applicant:
.....

Phone:..... Fax:..... Email:.....

Principal shareholders

<u>Name and address</u>	<u>Nationality</u>	<u>Percent of shareholding</u>
-------------------------	--------------------	--------------------------------

- 1)
- 2)
- 3)

4)

Total investment:

Source of funding:

Location of facility:

Description of facility:

.....

Type of processing:

Specify type of fish to be processed:

If a vessel, specify approved areas of operation:

.....

I have submitted plans of the facility/facilities for approval*/plans are submitted "herewith for approval" showing the location in relation to each other in the establishment of buildings, equipment, water supply, drainage and sanitation facilities+

Other information (as required by the Director of which the Applicant will be informed)

.....

.....

I declare that the foregoing particulars are true and complete.

Date..... 20... ..

Signature of applicant

***Delete as appropriate +Adapt as necessary**

Renewal of this licence is conditional on data provision to the Ministry of Fisheries and Marine Resources.

FORM 2 APPLICATION FOR RENEWAL OF FISH AND FISH PRODUCT PROCESSING FACILITIES LICENCE

Official use only:
No.

I, _____ on behalf of _____
(name of applicant) (title) (name of Licensee)

hereby apply for the renewal of fish/fish product Processing Facility Licence _____
(specify type of fish)

which is due to expire on _____
Day / month / year

ADDRESS OF LICENSEE _____

.....

PHONE: _____ FAX: _____ EMAIL: _____

LOCATION OF FACILITY:

ONBOARD VESSEL: _____

(name of vessel)

SHORE-BASE: _____
(name of area/Parcel No./Lot No. or village)

DATE: _____ SIGNATURE OF APPLICANT: _____

NOTE: RENEWAL OF THE SAID LICENCE IS CONDITIONAL ON DATA PROVISION TO MINISTRY OF FISHERIES & MARINE RESOURCES.

FORM 3 FISH AND FISH PRODUCT PROCESSING FACILITIES LICENCE

LICENCE NUMBER

The premises */vessel details of which are given below

.....

Owned by*/ registered in the name of *

of.....
(address)

are/is* hereby licensed as a fish or fish product processing and storage facilities under section 43 (1) (e) and (f) of the Fisheries Management Act 2015.

Address and description of premises.....
.....

Description of processing operations.....
.....

Description of storage facilities.....
.....

Name of vessel Registration number.....

Port of Registry..... Length..... Tonnage.....

This license is valid for the period commencing..... until

Date of issue

_____ Signature of Licensing Officer

_____ Approved by the Director

Fees Paid.....

*Delete as appropriate

This licence is granted subject to compliance with the Fisheries Management Act 2015 and its Regulations and whatever conditions imposed.

FORM 4 DECLARATION FOR FISHERIES EXPORT LICENCE

COMPANY NAME:..... FILE NO.....

COMPANY LOCATION:..... LICENSE NO.....

DATE OF DECLARATION:..... TIME

VOYAGE NO..... NAME OF CONTAINER VESSEL:.....

ADDRESS OF COMPANY DECLARING THE FISHERIES PRODUCT.....

.....

MARKET DESTINATION OF THE PRODUCT.....

QUANTITY BREAKDOWN

NAME OF PRODUCT	SCIENTIFIC NAME	QUANTITY	EXPORT VALUE	TOTAL

COMPANY REPRESENTATIVE NAME.....

DESIGNATION.....

Other information (if required by the Licensing Officer)

.....

.....

I declare that the foregoing particulars are true and complete.

Date..... 20.....

.....

Signature and stamp of applicant


Official use only: No.

FORM 5 EXPORT LICENCE

FEP:

Shipper (name & address)		Licence No.	Consignee (name & address)		
Date	Voyage/Flight		Port of discharge		
Common name	Scientific name	Quantity (Kg)	Export Value (S\$)		

I certify that the above described product(s) was/were inspected by me and found to be legal and suitable for Export

		This document is valid only with inspecting Official's Original Signature and Stamp			
Name					
Designation					
Signature					
Name					
Designation					
Signature					
			Date		

This licence is equivalent in authority to, and issued in lieu of, any licence required to be issued pursuant to CITES to which Solomon Islands is a party

Valid for one shipment only

FORM 6 EXPORT (CONSIGNMENT) LICENCE

FEP:

Shipper (name & address)	Licence No.		Consignee (name & address)	
Date	Voyage/Flight	Port of discharge		
Common name	Scientific name	Quantity (Kg)	Export Value (S\$)	

I certify that the above described product(s) was/were inspected by me and found to be legal and suitable for Export

		This document is valid only with inspecting Official's Original Signature and Stamp							
Name			<div style="border: 1px solid black; width: 100px; height: 100px; margin: 0 auto;"></div>	Date <table border="1" style="width: 100px; height: 40px; margin: 0 auto;"> <tr> <td style="width: 33%;"></td> <td style="width: 33%;"></td> <td style="width: 33%;"></td> </tr> </table>					
Designation									
Signature									
Name									
Designation									
Signature									

This licence is equivalent in authority to, and issued in lieu of, any licence required to be issued pursuant to CITES to which Solomon Islands is a party

Valid for one shipment only

OFFICE USE: Input type of licence and necessary particulars as required

FORM 7 APPLICATION AND AUTHORISATION TO IMPORT FISH

Applicant's Name: _____

Individual/Business: _____

Address: _____

Contact Details: Telephone Number/ Fax Number/email address: _____

Part 1: Risk Assessment

Details of Required Risk Assessment

Name of approved, qualified and independent person who did the risk assessment as required under the Act: _____

Risk Assessment done: (Yes or no)* _____

Date of the Risk Assessment: _____

Possible effects of the release of such fish in the wild: [Attach report]

Risk Assessment report attach: _____ (Yes/No)*

Part 2: Other Requirements

Is the certificate of health Φ from the country exporting from provided: _____ (yes/no)*

Are all the requirements of the Convention on International Trade in Endangered Species of Wild Fauna and Flora \blacklozenge fully met in relation to the import:

Part 3: Fish Consignments if Part 1 and 2 are approved:

Details of fish consignment intended for importation

Fish species: _____

Product Description:

Live Fish/Exotic Fish _____ Frozen Fish _____

Numbers of each species: _____

Estimate of sizes/weights: _____

Origin: _____

Date of leaving country of origin: _____

Certificate of health from country of origin: Please attach _____

Date of arrival in Honiara:

Method of transportation:

Condition of transportation:

Intended use of fish:

Importing agent:

Details of veterinary / health:

(if any)

I Agree to the inspection of any consignment imported fish by a fisheries officer and will abide by the decision he or she may make concerning the suitability of the fish for introduction to the Solomon Islands.

Signed: Date:

*delete which is not necessary

⚡No licence shall be granted for the import of live fish unless the applicant furnishes a certificate of health from the country exported from.

◆No licence shall be issue unless all requirements of CITES are fully met.

FORM 8 SOLOMON ISLANDS FISHING VESSEL LICENCE

Licence Number.....

DETAILS OF LICENSEE

Name of Licensee

Address.....

Name and address of owner of vessel.....

Contact details.....

VESSEL

Name of vessel.....

Fishing vessel identification mark..... Type of Vessel

Port of registry..... Registration Number.....

Radio call sign..... Frequency.....

Length (m)..... Tonnage.....

Number of inboard engines..... Horse power.....

Number of outboard engines..... Horse power.....

CONDITIONS

Type of fishing equipment authorised.....

Areas to be fished.....

Species of fish to be taken.....

THE HOLDER OF THIS LICENCE SHALL COMPLY WITH AND ENSURE THE VESSEL IS USED IN ACCORDANCE WITH THE FISHERIES MANAGEMENT ACT 2015, THE FISHERIES REGULATIONS AND ALL TERMS AND CONDITIONS OF THE LICENCE.

VALIDITY

Valid from..... to

Dated at..... this day of..... 20.....

Licensing Officer

Granted by Director

**FORM 9 FISHING AUTHORISATION BEYOND SOLOMON ISLANDS
EXCLUSIVE ECONOMIC ZONE**

VESSEL NAME:..... RADIO CALL SIGN:.....

COUNTRY OF ORIGIN:.....

REGIONAL REGISTER NUMBER: PNA..... FFA.....

FLAG STATE LICENCE NO.....

FLAG STATE VESSEL ID NO.....

ADDRESS AND NAME OF COMPANY.....

.....

DATE OF APPLICATION..... TIME.....

FISHING ZONES:

1. HIGH SEAS:

LAT:.....S LONG:E

2. EEZ

NAME OF COUNTRY..... LAT:.....S LONG:E

FOREIGN FISHING VESSEL LICENCE NO.....

FOREIGN FISHING ID NO.....

SIGNATURES

.....
VESSEL MASTER/OPERATOR

.....
LICENSING OFFICER APPROVED BY
DIRECTOR

Any alteration to this document automatically invalidates the authorisation

This Authorisation is
valid only with the
original stamp

FORM 10 TRANSHIPMENT AUTHORISATION BEYOND SOLOMON ISLANDS EXCLUSIVE ECONOMIC ZONE

VESSEL NAME:..... RADIO CALL SIGN:.....

COUNTRY OF ORIGIN:.....

REGIONAL REGISTER NUMBER: PNA..... FFA.....

PORT:.....

ARRIVAL DATE:..... TIME:.....

LAT:.....S LONG:E

TRIP DATE START FISHING:.....

TRIP DATE END FISHING.....

TRANSHIP TO:

CARRIER VESSEL NAME.....RADIO CALL SIGN.....

NAME AND ADDRESS OF COMPANY ACCEPTING FISH:.....

.....

.....

DESTINATION OF FISH.....

QUANTITY DECLARED TO BE TRANSHIPPED

SPECIES NAME	PRODUCT DESCRIPTION	QUANTITY	ESTIMATED WEIGHT(MT)	ACTUAL WEIGHT (MT)
YELLOWFIN				
SKIP JACK				
BIGEYE				
ALBACORE				
BILLFISH				
SUNFISH				
OTHERS				
TOTAL				

SIGNATURES

.....
VESSEL MASTER/OPERATOR

.....
LICENSING OFFICER

Any alteration to this document automatically invalidates the authorization

FORM 11 BUNKERING AUTHORISATION BEYOND SOLOMON ISLANDS EXCLUSIVE ECONOMIC ZONE

NAME OF VESSEL RECEIVING FUEL:..... IRCS:.....

COUNTRY OF ORIGIN:.....

FLAG STATE LICENCE NO.....

FLAG STATE VESSEL ID NO.....

ADDRESS AND NAME OF COMPANY.....

.....

QUANTITY RECEIVED

DATE OF APPLICATION..... TIME.....

BUNKERING POSITION, LAT.....S, LONG.....E

ADDRESS AND NAME OF COMPANY.....

.....

NAME OF BUNKER VESSEL SUPPLYING FUEL..... IRCS:.....

SILICENCENO.....SIIDNO.....IMONO.....

BUNKERING POSITION, LAT.....S, LONG.....E

ADDRESS AND NAME OF COMPANY.....

.....

QUANTITY DISCHARGED.....

SIGNATURES

.....

FISHING VESSEL MASTER

.....

BUNKER MASTER

.....

FISHERIES AUTHORISED OFFICER

Any alteration to this document automatically invalidates the authorisation

FORM 12 SOLOMON ISLANDS FISHING VESSEL PORT NOTIFICATION FORM.

Name of Applicant	
Company Address	

Name of Vessel	
Type of Vessel	

Registration No.	
------------------	--

Radio Call Sign	
-----------------	--

FFA register	
--------------	--

License Number	
Length (m)	Gross Tonnage
Engine Horse Power	

Last port of call	Date	Time	Purpose of entry	Fish (mt) on board

Position of Vessel on Application			
Lat		Long	
Purpose of Entry			

Amount of Fish on board (mt)	

Port Notification Entry	
Estimated date and time of arrival	
Date	Time

If a notification is granted, I agree to comply with and ensure that the vessel is used in conformity with the provisions of the **Fisheries Management Act 2015 and its Regulations.**

Name of Applicant:	Signature:
Ministry of Fisheries and Marine Resources Official Endorsement/Approval	
Authorization Officer	
Designation	
Signature	

FORM 13

UNLOADING TALLY RECORDS

EV Name:			Fishing Licence #/Validity				Trip start date:						
Home Port:			Catch areas:				Trip end date:						
IRCS:			Date of Landing:										
UVI/IMO No:			Contact (if issued):										
			Fish Lot #:		Time End:								
No.	Species/Size	Bin #	Tare (kg)	Gross Weight (kg)	Net Weight (kg)	Cumulative Total (kg)	No.	Species/Size	Bin #	Tare (kg)	Gross Weight (kg)	Net weight (kg)	Cumulative Total (kg)
1							31						
2							32						
3							33						
4							34						
5							35						
6							36						
7							37						
8							38						
9							39						
10							40						
11							41						
12							42						
13							43						
14							44						
15							45						
16							46						
17							47						
18							48						
19							49						
20							50						
21							51						
22							52						
23							53						
24							54						
25							55						
26							56						
27							57						
28							58						
29							59						

30							60							
31							61							
32							62							
33							63							
34							64							
Fisheries Authority							Solfish Rep:				Total (kg):			
							Vessel Rep:				YFT:			
											SKJ:			
											BET:			
											ALB:			
											OTHERS:			
											REJECT:			
Comment:														

FORM 14 CONTAINER INSPECTION FORM**CONTAINER INSPECTION FORM**

Name of Company:		File No.		Container Vessel Name	Voyage No.	Company Licence No.	Destination of Product
Venue/ Location							
Vessel Details	Vessel names and IRCS			Vessel type		Date (s) Inspected	Time (s) Inspected
1							
2							
3							
4							

Unloading of tuna species												
Vessel names	Start date				Completion date							
	YFT	SJ	ALB	BET	BUM	MLS	BLM	SWO	MON	OTH	TOTAL	

SHOREBASE PRESERVATION/STORAGE

Container Number No.	#	Container Seal No.		Temp °C
----------------------	---	--------------------	--	---------

Cold Storage		Temp °C		
--------------	--	---------	--	--

Export Products (MT)	Whole frozen Tuna	Loin
YFT		
BET		
ALB		
OTH		
TOTAL EXP		

Inspector Name:		Company Operations Manager	
Designation		Designation	
Signature and Stamp		Signature and Stamp	

Office Use Only		Licensing Division:	
Licence No. Issued:		Name of Officer:	

FORM 15 PRE-EXPORT PROCESSED PRODUCTS VERIFICATION FORM

PRE EXPORT PROCESSED PRODUCTS VERIFICATION FORM

Name of Company:	File No.	Container Vessel Name	Voyage No.	Company Licence No.	Destination of Product
Venue/ Location					

CONTAINER INSPECTION	
Container Number	
Container Seal No.	
Export Products (MT)	Loin
YFT	
BET	
ALB	
SKJ	
TOTAL EXP	

Inspector Name:		Company Representative Name:	
Designation		Designation	
Signature		Signature	
Official stamp:		Official Company Stamp:	

Office Use Only		Licensing Division:	
Licence No. Issued:		Name of Officer:	

FORM 16 FISHING VESSEL APPLICATION FORM

PART I

(A) Details of Applicant and Owner of Vessel:

Name of applicant
Address
Phone number Facsimile number
Name and address of owner of vessel if different from above
.....
.....

(B) Details of Vessel:

Name of vessel
Type of vessel
Port and country of registration
Registration number
Fishing vessel identification mark
Length Registered Gross Tonnage
Engine horsepower Outboard engine horsepower
International Radio call sign Frequency
Type of Fish storage (brine/blast)..... Tonnes/day..... Temperature (Celsius)
Fish hold capacity diagram (tonnes)..... Well diagram
Refrigeration hold capacity (tonnes).....
Do you have a valid survey certificate (yes/no).....(Please attach certificate)

(C) Details of Fishing Operations

Type of fishing equipment.....
Type of fishing access [Foreign/Locally-based/Local]
Identify gear type.....
Area to be fished
.....
Species of fish to be taken
Places where catch to be unloaded
.....

PART II – Authorization to load, unload or transhipment in Solomon Islands

Please give details if such authorization is required
.....
.....
.....
.....

PART III – Authorization to load fuel and other supplies

Please give details if such authorization is required

.....
.....
.....

Bunkering ports vessel propose to enter in Solomon Islands

.....
.....

Number and frequency of visits to be made to Solomon Islands ports

.....
.....
.....

If licence is granted, I agree to comply with and ensure that the vessel is used in conformity with the provisions of the Fisheries Management Act 2015 and its Regulations.

I apply for a licence to fish in fisheries waters using the fishing vessel named above and declare that the information given above is true and complete. I agree to comply with the provisions of the Fisheries Management Act 2015, its Regulations and the conditions of any licence issued to me.

.....
Name of Applicant

.....
Signature

FORM 17 LICENCE FOR FOREIGN FISHING VESSEL

Licence No.

PART 1

THE VESSEL NAMED BELOW IS AUTHORISED TO ENTER THE FISHERY LIMITS OF SOLOMON ISLANDS FOR THE PURPOSES INDICATED IN PART 2

Issued To:

Address:

Name and address of owner of vessel:

.....
.....

Name of Vessel:.....

Type of Vessel:.....

Port and country of registry:.....

Registration Number:.....

Fishing vessel identification mark:.....

Length: Gross Tonnage:.....

Horse power:.....

Radio call sign: Frequency:

Licence Period from: to

LICENCE AUTHORISATION. For the purposes specified in Part 2

LICENCE ACTIVATION PERIOD (a) The Licence Period

AUTHORISATION TO FISH

Description of fishing operations authorised:

Areas which may be fished:.....

.....

.....

Species of fish to be taken:.....

.....

.....

Authorised landing places:.....

Further conditions:.....

AUTHORISED TO LOAD, UNLOAD OR TRANSHIP

Description of operations authorised:.....

.....

.....

Further conditions:

AUTHORISED TO LOAD, OR UNLOAD FUEL AND SUPPLIES

Description of operations authorised:

.....

.....

Authorised bunkering ports:.....

Authorised number and frequency of visits:.....

Dated at this day of

Licensing Officer:.....

THE HOLDER OF THIS LICENCE IS SUBJECT TO THE FISHERIES MANAGEMENT ACT 2015 AND ITS REGULATIONS.

This licence is granted subject to the following conditions: **Carrier Licence Conditions** for Carrier Vessels Operating in fisheries waters.

FORM 18 LICENCE FOR FOREIGN FISHING VESSELS USED IN LOCAL OPERATIONS

PART I

Licence No.....

THE VESSEL NAMED BELOW IS AUTHORISED TO FISH WITHIN THE FISHERY LIMITS OF SOLOMON ISLANDS IN ACCORDANCE WITH PART II OF THIS LICENCE.

Issued to.....

.....

Address.....

.....

.....
 Name and address of owner of vessel.....

 Name and address of company or co-operative operating vessel

 Period of operations: from..... to.....
 Name of vessel..... identification mark.....
 Port and country of Registry
 Radio call sign.....Frequency.....
 Length.....Gross TonnageEngine horsepower.....
 Licence Period: from..... to.....

PART II

Licensed fishing operations.....

 Areas which may be fished.....

 Species of fish to be taken.....

 Further conditions.....

 Date at..... this..... day of..... 20.....

.....
 Licensing Officer

- NOTES.**
1. THE HOLDER OF THIS LICENCE IS SUBJECT TO THE FISHERIES MANAGEMENT ACT 2015 AND ITS REGULATIONS.
 2. THE HOLDER OF THIS LICENCE IS SUBJECT TO THE TERMS AND CONDITIONS OF THE LICENCE. BREACH OF ANY OF THE TERMS AND CONDITIONS OF THIS LICENCE MAY MAKE THE OWNER, MASTER, OPERATOR AND CHARTERER OF THE VESSEL EACH LIABLE TO A FINE AS SET OUT IN THE ACT.

FORM 19 FOREIGN FISHING VESSEL PORT ENTRY APPLICATION FORM

Name of Applicant	
Address	
Name and Address of owner if different from above	
Name of Vessel	

Type of Vessel	
Port and Country of Registry	

Registration No.	Radio Call Sign
------------------	-----------------

FFA register	WCPFC ID	PNA ID
--------------	----------	--------

Type of Agreement	Local	Foreign Chartered	Bilateral	FSMA	US Treaty
-------------------	-------	-------------------	-----------	------	-----------

Licence Number or Licence Activation number (if any)	
Length (m)	Gross Tonnage
Engine Horse Power	

Last port of call	Date	Time	Purpose of entry	Fish (mt) on board
-------------------	------	------	------------------	--------------------

Trip detail	Depart/date	Depart/ Time	Arrival Date	Arrival Time
-------------	-------------	--------------	--------------	--------------

Position of Vessel on Application	
Lat	Long
Purpose of Entry	PRE-FISHING
Amount of Fish on board (mt)	

Port of Entry	
Estimated date and time of arrival	
Date	Time

Carrier Detail	Carrier name	FFA Register	IRCS
IMO Registration Num	Last Port of call	Total (mt)on board	
Destination			

If a licence is granted, I agree to comply with and ensure that the vessel is used in conformity with the provisions of the **Fisheries Management Act 2015** and its **Regulations**.

Name of Applicant:	Signature:
--------------------	------------

FORM 20 INWARD CLEARANCE FISHING VESSEL INSPECTION



Solomon Islands Government
**MINISTRY OF FISHERIES
 & MARINE RESOURCES**

INWARD CLEARANCE

Vessel Details

Call sign Gear Type
 Vessel name.....
 Nationality..... ID No.
 FFA Regional register number.....
 Registration number.....
 Agent/Charterer.....
 Vessel Owner.....
 Vessel Description

Arrive in Port

Date: / /

Time:

Location of inspection..... Position..... S..... E

Last Port of Call Date Purpose.....

Foreign Fishing Vessel Licenses No..... Sighted Countries Vessel Currently Licensed to Fish

Solomon Islands License Issued Expiry Date.....

Identification mark painted Radio call sign painted

ALC installed Model..... Operational at all times when in SI waters

ALC Comment

ANCHORAGE/BERTH POSITION

Captains Name..... Nationality..... Passport No.....

Crew List Obtained Crew Nationality

Observer Name..... Nationality..... Passport No.....

Ship Logbooks available Completed Current Logbook No.....

Logbook Comments

Catch reports sighted Completed Checked Comment.....

Freezer Certificate Provided Stowage Plan Provided Well Diagram Provided

Catch

Vessel Gear

Total catch onboard.....

Species	No.	Weight
.....
.....
.....
.....
.....
.....
.....
.....
.....
.....

Purse Seine Gear Details

Speedboats Details
 Light boats Details
 Helicopter Details
 No. FADs Onboard..... No. FADs Deployed
 FADs Marked FAD Locations Obtained

Longline Gear Details

Length of main line..... Target Species
 No. of floats..... No. of hooks..... Bait Type.....
 Hooks between floats Trace Wire Identified

FORM 21 LICENCE FOR TRANSHIPMENT AT PORT

LICENCE. NO.....

NAME OF VESSEL TO DO TRANSHIP:..... VESSEL TYPE:.....
 RADIO CALL SIGN:..... SOLOMON ISLANDS LICENCE NO.....
 COUNTRY OF ORIGIN:..... REGIONAL REGISTER NUMBER:.....
 PORT:..... ARRIVAL DATE:..... TIME:.....
 LAT:..... S. LONG:..... E.
 TRANSHIPMENT: COMMENCEMENT DATE:..... TIME:.....
 HARBOURING TIME PERIOD:.....
 QUANTITY TO BE TRANSSHIPPED

Species	SKJ	YFT	BET	OTHERS	TOTAL
TOTAL					

COMMENT:

FISHERIES TRANSHIPMENT OFFICER ENDORSEMENT

NAME:.....

DESIGNATION/TITLE:.....

SIGNATURE:.....

OFFICIAL STAMP:

FORM 22 FISH CARRIER VESSEL INWARDS INSPECTION AND CHECKING FORM A

INSP NO:.....

NAME OF VESSEL..... RADIO CALL SIGN:.....
 SOLOMON ISLANDS LICENCE NUMBER..... IDENTIFICATION MARKED.....
 NAME AND ADDRESS OF COMPANY OR CHARTERER.....

 ARRIVAL DATE..... TIME.....
 DEPARTURE LAST PORT..... DATE..... TIME.....
 PURPOSE OF VISIT:.....
 TYPE OF CARGO ONBOARD:.....
 TONNAGE BY SPECIES: (YF:.....) (SJ:.....) (BE:.....) (ALB:.....) (BIF:.....) (SNF:.....) (OTH:.....)

PREVIOUS PORTS VISITED:.....ACTIVITY:.....
 NAME OF COMPANY OR FISHING VESSELS.....
 TOTAL LOADED.....TOTAL ONBOARD.....
 MATE'S RECEIPT PROVIDED YES/NO COMPLETED BY.....
 NUMBER OF LOGBOOK CHECKED..... VOYAGE MEMO PROVIDED YES/NO
 DOCUMENTS CHECKED:.....
 COMMENTS:

INSPECTED AND CHECKED BY

IN THE PRESENCE OF

FISHERIES OFFICER:..... CAPTAIN.....
 SIGNATURE..... SIGNATURE:.....

FORM 23 FISHING VESSEL UNLOADING FORM

VESSEL NAME:..... VESSEL TYPE:.....
 RADIO CALL SIGN:.....
 COUNTRY OF ORIGIN:..... FFA REGISTER NUMBER:.....
FISHING TRIP DETAILS: START:..... END:.....
UNLOADING PORT:..... **COMMENCEMENT DATE AND TIME:**.....
 COMPLETION DATE AND TIME:.....
RECEIVING COMPANY NAME..... **SHOREBASE LICENSE NO.**.....
 TYPE OF PROCESSING:.....
 NAME AND ADDRESS OF COMPANY (IES) ACCEPTING FISH:

QUANTITY UNLOADED

	SKJ	YFT		BET		ALB	OTHERS	TOTAL (unloaded)
		≤9kgs	>9kgs	≤9Kgs	>9Kgs			
EXPORT								
PROCESSING								
REJECT								
TOTAL OF EACH SPECIES								

REASON FOR REJECTION (SPECIFY).....
 FISH RETAIN ONBOARD: SKJ:..... YFT:..... BET:..... OTHERS:.....

SIGNATURES:

.....
 VESSEL MASTER

.....
 FISHERIES OFFICER

.....
 OPERATION MANAGER

FORM 24 TUNA LONGLINE VESSEL OUTWARD CLEARANCE FORM

VESSEL NAME:..... RADIO CALL SIGN:.....
 COUNTRY OF ORIGIN:..... REGIONAL REGISTER NUMBER:.....
 DEPARTURE PORT:..... DATE:..... TIME:.....
 LAT:..... S..... LONG:..... E.....
 QUANTITY BEFORE OFFLOADING:..... QUANTITY OFFLOADED:.....
 QUANTITY RETAINED ONBOARD.....
 QUANTITY RETAINED BREAKDOWN

ACCEPTED FOOD/CONSUMPTION

SPECIES		FISH COUNT RETAINED	QUANTITY RETAINED (KG)	QUANTITY RETAINED (KG)
YELLOWFIN				
ALBACORE				
BIGEYE				
BILLFISH				
SKIPJACK				
SWORDFISH				
SAILFISH				
MARLIN				
SHARK	Blue shark			
	Silky			
	Mako			
OTHERS:				
TOTAL				

REASONS FOR RETAINING CATCH ONBOARD.....

*NEXT PORT OF CALL:..... *RETURN TO FISHING:.....

SIGNATURES

.....
 VESSEL MASTER FISHERIES OFFICER COMPANY AGENT
 * Authorised Officer to check whichever is relevant

FORM 25 PURSE SEINE OUTWARD CLEARANCE

PURSE SEINE OUT WARD CLEARANCE

1.0. VESSEL DETAILS

Call sign.....
 Vessel Name.....
 Gear Type.....

FFA Regional register number.....
Registration number.....
Agent.....
Departure: Date:.....: Time:.....

2.0 TRANSSHIPMENT SPECIFICATION

Date of Commencement: Time: Date of Completion: Time:
Port of Transshipment..... Position.....S.....E
Foreign Fishing vessel License: sighted.....
Solomon Island license issued:.....Expire:.....
Identification mark No.

2.1 Estimated quantity before transfer:..... 2.2. Quantity after Transferred on board.....
Freezer certificate presented (Freezer capacity).....
Well diagram provided

3.0 Carrier Vessel Name:.....

Estimated Quantity Remain onboard before loading:.....
Quantity loading from the Fishing boat:.....
Mate’s Receipt provided.....
Transshipment log sheet collected:.....
Comments.....
.....

Officer/s completing inspection

Captain

Name/s.....

Name.....

Designation.....

Sign.....

Sign.....

FORM 26 FISHING VESSEL UNLOADING FORM

VESSEL NAME:..... VESSEL TYPE:.....

RADIO CALL SIGN:.....

COUNTRY OF ORIGIN:..... FFA REGISTER NUMBER:.....

FISHING TRIP DETAILS: START:.....END:.....

UNLOADING PORT:..... **COMMENCEMENT DATE AND TIME:**.....

COMPLETION DATE AND TIME:.....

RECEIVING COMPANY NAME:..... **SHOREBASE LICENSE NO.**.....

TYPE OF PROCESSING:.....

NAME AND ADDRESS OF COMPANY ACCEPTING FISH:

QUANTITY UNLOADED

	SKJ	YFT		BET		OTHERS	TOTAL
		≤9kgs	>9kgs	≤9Kgs	>9Kgs		
ACCEPTED							
REJECTED							

REASON FOR REJECTION (SPECIFY).....

FISH RETAIN ONBOARD: SKJ:.....YFT:.....BET:.....OTHERS:.....

SIGNATURES:

.....
VESSEL MASTER

.....
FISHERIES OFFICER

.....
OPERATION MANAGER

FORM 27 DOCUMENTS SEIZURE RECEIPT

No.....

I of Fisheries Division, of the Licensing Surveillance & Enforcement section have taken the following documents

.....

from

for the purpose of

I am responsible in keeping and returning back the documents to you in good condition.

Date and time of return

Boarding Officer

Name		Date	
Signature		Time	

Master of Vessel.

Name		Date	
Signature		Time	

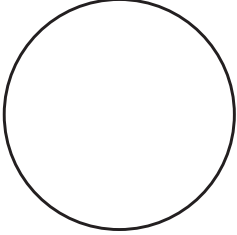
Witnessed by		Signature		Date		Time	
--------------	--	-----------	--	------	--	------	--

This document must be stamped with Official Stamp

FORM 30 MARINE RESOURCE CERTIFICATE OF ORIGIN

Exporter (Name & Address):	Licence No.	Consignee (Name & Address)

This is to certify that the *dried seaweed (*kappaphycus alvarezii*) otherwise known by its trade name "cottonii" is farmed by the rural coastal communities of Solomon Islands. The *seaweed has been sun-dried and compacted into bales prior to containerisation for export.

This document is valid only with inspecting officer's official signature and stamp	
	AUTHORISED BY:
	Name:
	Designation:
	Signature:
	Date:/...../.....

This Certificate is valid for one shipment only.

Vessel:			
Voyage No:			
Port of Discharge:			
Marks:			
Exporter's Declaration:			
Signature:			
Name:			
Date			
*Insert name of appropriate fisheries resources			

FORM 31 FISHING VESSEL INSPECTION CHECKLIST**Inspection Details**

Date of Inspection:		Time of inspection:	
Port where inspection undertaken:		Anchorage or berth location:	
Names of Inspector(s):			
Vessel clearance completed:			

Licence Details

SI Fishing Licence number:		Licence on board, sighted and checked:	
Type of SI licence: (Bilateral; Locally based foreign vessel; Domestic):			
Method of fishing for which licenced:			
Other countries for which vessel has fishing licences on board:			

Vessel Registration Details

Vessel name:		Registration Number:	
Country of registration:		Vessel Owner:	
IRCS:		IRCS displayed correctly?	
FFA Regional Register #:		WCPFC/PNA Registration #:	
Charterer:		Vessel Master:	
Master's passport #:		Nationality of Master:	
Solomon Islands ID mark displayed correctly (locally registered vessels only)?:			

Vessel Characteristics

Gross Registered tonnage		Net tonnage	
Maximum loading capacity		Vessel cruising speed	
Freezer Certificate Presented:		Freezer Certificate number:	
Freezer capacity:		Well diagram provided:	
Total well volume:			

Fishing Equipment Details

Main fishing equipment:	
Any fishing equipment not authorised by licence?	
Any illegal fishing equipment (e.g., drift nets; explosives)?	
Fishing buoys marked?	

Support Vessel Details

Helicopter on board:		Helicopter type:	
Helicopter colour:		Helicopter markings:	
Support vessels	Type of vessel	Markings	

Navigation Equipment

MTU installed:		MTU Serial number:	
MTU sighted & checked:		MTU operational in SI waters:	
Navigation equipment on board:	Type	Serial number	
Charts of SI Waters	Chart numbers		

Log Books

Vessel logbook available on board?		Vessel logbook number:	
Radio logbook available on board?:		Radio logbook number:	
Forms available on board:	Forms Catch log sheets? Weekly position and catch report? Entry report? Departure report? Port Arrival? Trip completion?		

Crew Nationality

Nationality of crew members	Number
Total number of crew members	

Observer Placement

Observer on board?:	
Observer name:	
Observer nationality:	

Suitability of Vessel to Carry Observer

Item	Suitability and Comments
Sleeping quarters (size; hygiene)	
Bathroom facilities (hygiene; privacy)	
Food storage & preparation facilities (hygiene)	
Work stations in wheelhouse and on deck (access; suitability)	
Safety equipment, including life jackets, life rafts, (condition; accessibility)	

Confirmation of Master Having Read Licence Conditions

I confirm I have read and I understand the fishing licence conditions, including the excluded fishing areas and reporting conditions.		
Name of Master	Signature of Master	Date

Signature of Inspection Officers

Signature of Inspection Officer 1	Signature of Inspection Officer 2	Signature of Inspection Officer 3	Date

FORM 32**LICENCE TO IMPORT FISH**

I, the Director, under section 59 of the Act, issue a licence to import fish or fish products to the following applicant:

[Enter applicant's name]

This Licence is subject to the terms and conditions of Schedule 3 of the Fisheries Management Regulations 2017.

Director of Fisheries and Marine Resources

Date of Approval/Disapproved

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SCHEDULE 2

FEES

(regulation 6)

1. Bilateral Foreign Fishing Vessels

(1) Access Fees

(a) Purse seine vessel (i)		as stipulated within the bilateral access agreement for current calendar year; or
	(ii) Vessel Day Scheme (VDS)	USD8,000 per day
(b) Longline vessel		(i) as stipulated within the bilateral access agreement for current Calendar year; or
	(ii) Vessel Day Scheme (VDS)	USD200 per day
(c) Pole and line vessel		USD15,000
(d) Carrier Vessel	(i) >1000 Gross Tonnage	USD7,000
	(ii) ≤1000 Gross Tonnage	USD5,000
(e) Bunker vessel		USD15,000
(f) Others		USD15,000

(2) Administration Fee

(a) Licence fee		USD3,000
(b) Monitoring Control fee		USD4,500
(c) Observer Administration fee		USD3,500

(3) Observer Cost recovery measures

(a) Costs of Observer salary for Purse seine vessel		USD8,000 (minimum) annually
(b) Costs of Observer salary for Longline vessel		USD 5,000 (minimum) annually
(c) Costs of Observer salary for Pole and line vessel		USD3,000 (minimum) annually

2. PNA Pooling Arrangement Vessels

(a) Licence fee		USD5,000
(b) Monitoring Control fee		USD6,000
(c) Observers Administration fee		USD5,000

3. Locally-Based Foreign Fishing Vessels

(1) Access Fees

(a) Purse Seine vessel	Vessel Day Scheme (VDS)	USD8,000 per day (minimum)
(b) Longline vessel	Vessel Day Scheme (VDS)	USD100 per day
(c) Pole and line vessel		USD15,000
(d) Carrier Vessel	(i) >1000 Gross Tonnage	USD5,000
	(ii) ≤1000 Gross Tonnage or less	USD3,000
	(iii) Support Carrier Vessel	USD5,000 (100% landing in SI port)
(e) Bunker vessel		USD15,000

(f) Processing vessel	USD15,000
(g) Commercial Sports Fishing	USD2,000
(h) Light Fishing	USD10,000
(i) Others	USD10,000
(2) Administration Fee	
(a) Licence Fee	USD3,000
(b) Monitoring Control Fee	USD6,000
(i) E-monitoring fee	USD4,000
(c) Observer Administration Fee	USD2,500
(3) Observer Cost recovery measures	
(a) Costs of Observer salary for Purse seine vessel	USD8,000 (minimum) annually
(b) Costs of Observer salary for Longline vessel	USD 5,000 (minimum) annually
(c) Costs of Observer salary for Pole and line vessel	USD3,000 (minimum) annually

4. Solomon Islands Fishing Vessels

(1) Access Fees

(a) Purse seine vessel (>50 meters) within Exclusive Economic Zone:	
(i) 100% of Fish Landed Vessel Day Scheme (VDS)	USD4,000
(ii) <80% of Fish Landed	USD 8,000 (minimum) per day in the economic exclusive zone
(b) Purse seine vessel (<50 meters)	
(i) Main Group Archipelago	SBD40,000
(ii) Support Vessel	SBD15,000
(c) Long line vessel Vessel Day Scheme (VDS)	SBD200 per day
(d) Pole and line	SBD10,000
(e) Carrier Vessel	
(i) >1000 Gross Tonnage	SBD12,000
(ii) ≤1000 Gross Tonnage or less	SBD7,000
(f) Bunker vessel	SBD20,000
(g) Processing vessel	SBD15,000
(h) Sports Fishing	
(i) Commercial	SBD10,000
(ii) Recreational	SBD6,000
(i) Others	SBD15,000

(2) Administration Fee

(a) Licence Fee	SBD3,000
(b) Monitoring Control Fee	SBD5,000
(c) Observer Administration Fee	SBD8,000

(3) Observer Cost recovery measures

(a) Costs of Observer salary for Purse seine vessel	USD5,000 (minimum) annually
(b) Costs of Observer salary for Longline vessel	USD 3,000 (minimum) annually

(c)

Costs of Observer salary for Pole and line vessel USD2,000
(minimum) annually

(4) Authorisation to fish beyond fisheries waters

(a) Licence fee		
(i) Purse seine vessel	USD2,500	
(ii) Longline vessel		USD1,000
(b) Monitoring Control fee		
(i) Purse seine vessel	USD4,000	
(ii) Longline vessel		USD1,000
(c) Observer Administration fee		
(i) Purse seine vessel	USD3,000	
(ii) Longline vessel		USD1,000

4. Fish processing, storage or export licences

(1) Tuna processing and fish/fish products for export

(a) Canning		SBD20,000
(b) Arabushi		SBD20,000
(c) Loining		SBD20,000
(d) Freezing (Cold Storage)		SBD20,000
(e) Whole Frozen Export		SBD25,000
(f) Whole Fresh Export		SBD25,000
(g) Fish Meal		SBD15,000
(h) Others		SBD20,000

(2) Other Oceanic species for Processing and Export

Whole Frozen SBD20,000

(3) Export Licence Fees

(a) ≤10,000 metric tonnes		SBD1,000
(b) >10,000 metric tonnes		SBD2,000

5. Other Fees

(1) Transshipment levy	(i) Canning grade		USD5/tonne
	(ii) Sashimi	USD15/tonne	
(2) Duplicate licence (all classes)			SBD1,000
(3) Fisheries Research Fee	(i) International		SBD1,000
	(ii) Regional	SBD500	
(4) Inspection of national register of licences and authorisations			SBD50
(5) Copy of information from national register of licences and authorisations			SBD20

SCHEDULE 3**(regulation 52)****TERMS AND CONDITIONS OF LICENCES****Fishing vessel bound by its terms and conditions**

1. A fishing vessel must only be used for fishing within the terms and conditions of its licence.

No fishing by a Solomon Islands fishing vessel within the Main Group Archipelago

2. A master or operator of a Solomon Islands fishing vessel:
 - (a) must not conduct fishing within 6 nautical miles of low water mark of all islands, atolls and reefs and all closed areas within the Main Group Archipelago;
 - (b) must not conduct fishing with the Main Group Archipelago if it is:
 - (i) a purse seine vessel;
 - (ii) 50 meters or more in length; and
 - (iii) licensed to conduct purse seine fishing.
 - (c) must not conduct longline fishing within the Main Group Archipelago if it is:
 - (i) a longline vessel; and
 - (ii) 40 meters or more in length.

No fishing by foreign fishing vessels within the territorial seas, archipelagic waters and 30 nautical miles of the Main Group Archipelago

3. A master or operator of the following licensed fishing vessels must not conduct fishing within the territorial seas, archipelagic waters and thirty nautical miles of the Main Group Archipelago baselines:
 - (a) a foreign fishing vessel which is a purse seine vessel;
 - (b) a foreign fishing vessel which is a pole and line vessel; and
 - (c) a foreign fishing vessel which is a light seining vessel.

Exception for longline fishing in the high seas

4. A master or operator:
 - (a) of a locally-based foreign fishing vessel which is a longline vessel; or
 - (b) of a Solomon Islands fishing vessel,

must not conduct longline fishing in the high seas except when authorised by its flag state and the Executive Director of the Commission for the Conservation and Management of Highly Migratory Fish Stocks in the WCPFC.

No purse seine fishing in the high seas pockets

5. A master or operator of a foreign fishing vessel or Solomon Islands fishing vessel which is a purse seine vessel must not conduct purse seine fishing in the following high seas pockets:
 - (a) bounded by the national waters of the Federated States of Micronesia, Indonesia, Papua New Guinea and Palau;
 - (b) bounded by the national waters of the Federated States of Micronesia, Fiji, Kiribati, Republic of Marshall Islands, Papua New Guinea, Solomon Islands and Tuvalu; and
 - (c) bounded by the national waters of Fiji, Solomon Islands and Vanuatu.

Unused vessel days and duty to notify Director

6. A master or operator of a foreign fishing vessel or a Solomon Islands fishing vessel which is a purse seine vessel must:
 - (a) not allow their vessels to be used for fishing in the exclusive economic zone unless such vessels have unused vessel days under the Purse Seine Vessel Day Scheme; and
 - (b) notify the Director on the 15th day of each month by email or fax the number of remaining vessel days a fishing vessel is entitled to when fishing in Solomon Islands' exclusive economic zone.

Obligations for certain fishing vessels

7. A master, operator or crew of all fishing vessels except for bunker and carrier vessels must:
- take all reasonable steps to avoid catching and to minimise the bycatches of turtles, sharks, seabirds and marine mammals;
 - release those caught in a manner that results in as little harm to the animal and mammals as possible and which provides the greatest chance of survival; and
 - record all incidents involving turtles, sharks, seabirds, and marine mammals during fishing operations and report such incidents to the Director.

Obligation to conserve of sea turtles

8. A master, operator or crew of all purse seine vessels must:
- to the extent practicable—avoid encirclement of sea turtles, and if a sea turtle is encircled or entangled, take practicable measures to safely release the turtle;
 - to the extent practicable—release all sea turtles observed entangled in fish aggregating devices (FADs) or other fishing gear;
 - if a sea turtle is entangled in the net, stop the net roll as soon as the turtle comes out of the water and disentangle the turtle without injuring it before resuming the net roll;
 - to the extent practicable—assist the recovery of the turtle before returning it to the water and bring aboard, if practicable, any captured hard-shell sea turtle that is comatose or inactive as soon as possible and foster its recovery, including giving it resuscitation, before returning it to the water;
 - carry, and when appropriate employ dip nets to handle turtles.
 - carry and use line cutters and de-hookers to handle and promptly release sea turtles caught or entangled, in accordance with FAO Guidelines to Reduce Sea Turtle Mortality in Fishing Operations;
 - carry, and when appropriate employ, dip nets to handle turtles; and
 - bring aboard, if practicable, any captured hard-shell sea turtle that is comatose or inactive as soon as possible and foster its recover, including giving it resuscitation, before returning it to the water.

Trace wire or J hook prohibited

9. A master, operator or crew of all longline vessels must:
- not possess, use or caused to be used any trace wire or J hook; and
 - ensure that no trace wires are used as branch lines or leaders running directly off the longline floats or dropline, known as shark lines are used.

Conditions regarding sharks

10. A master, operator or crew of all longline and pole and line vessels must ensure:
- that all sharks on board the vessel have fins, including the tail fin, naturally attached to the whole corresponding carcass and are landed with all fins naturally attached; and
 - fins of sharks are cut so that they can be folded but must remain naturally attached and not be completely severed from the carcass.

Fish aggregating devices

11. A master, operator or crew of all fishing vessels must not deploy, retrieve or service any fish aggregating device or associated electronic equipment within the Fish Aggregating Device Closure Period of 0000 hours 1s July to 2359 hours 31st October.

Customary rights and local fishing activities

12. A master, operator or crew of all purse seine and light seining vessels must use the fishing vessel and conduct fishing in a manner that does not:
- breach customary rights (whether directly or indirectly);
 - cause destruction to customary rights area; or
 - disrupt local fishing activities.

Transhipment

13. A master, operator or crew of all fishing vessels must:
- only tranship to a carrier vessel licensed under the Act and only at an authorised or designated transhipment port;

- (b) only land fish at an authorised or designated port.
- 14. When conducting transhipment, the masters of the offloading and receiving vessels must complete a transhipment declaration and an outward clearance form, and submit to the Director before port departure.
- 15. When conducting landing, the master of the offloading vessel must submit to the Director a completed landing declaration, unloading forms and true copies of transhipment declaration and landing slips, and or dock receipts within 72 hours of completion of landing and transhipment.
- 16. A master, operator or crew of a locally-based foreign fishing vessel which is a longline vessel must:
 - (a) provide 48 hours' notice to the Director of a request to tranship fish and obtain transhipment authorisation;
 - (b) have authorised port entry before entering fisheries waters for transhipment purposes; and
 - (c) give 24 hours' notice to the Director of request to depart port.

Catches, bycatches and discards

- 17. A master of a fishing vessel must:
 - (a) retain all catches on board except fish unfit for human consumption and where there is insufficient well space to accommodate all catch in the last set;
 - (b) dispose of bycatches and discards in such a manner as the Director may determine; and
 - (c) as required report the disposal of any discards in the appropriate form.

Fish believed to be taken, possessed, transported or sold contrary to laws of another state or a conservation management measure of a regional fisheries management organisation

- 18. A master of a fishing vessel must ensure that his or her fishing vessel is not used to transport, land or receive in Solomon Islands any fish believed to be taken, possessed, transported or sold contrary to the laws of another state or the provisions of a conservation management measure of a regional fisheries management organisation.

Dumping or discarding of gear

- 19. A master or crew of a fishing vessel must:
 - (a) not deliberately dump or discard any gear or part thereof, except in cases of force majeure or in circumstances involving the safety of a vessel; and
 - (b) ensure that reasonable effort is made to recover any lost or discarded gear.

Daily updates

- 20. A master of a fishing vessel must, while in fisheries waters, update daily, in English:
 - (a) a record of the catch, including bycatch, and fishing activity, using the Pacific Islands Forum Fisheries Agency or the South Pacific Community regional log sheet form after each set;
 - (b) a navigational and fishing logbook;
 - (c) send electronically the Pacific Islands Forum Fisheries Agency or the South Pacific Community regional log sheet to the Director, after completion of a fishing set.

Preliminary and final reports on catches

- 21. A master of a fishing vessel must submit to the Director:
 - (a) by email or fax, a preliminary report on all catches taken from Solomon Island waters, within 72 hours of completion of each fishing trip and prior to the vessel departing from port for the next fishing trip;
 - (b) by email, fax or other means acceptable to the Director, a final report on the approved forms within 30 days of completion of each fishing trip.

Obligation to report to the Director

- 22. A master of a fishing vessel must report to the Director the time, position, and catch on board, using the approved codes and formats:
 - (a) upon entry into and departure from fisheries waters and closed areas;
 - (b) every Wednesday while in fisheries waters;
 - (c) immediately after transhipment or unloading catch to a licensed carrier; and
 - (d) immediately after refuelling from a licensed bunker vessel.

Master or crew to allow or assist authorised officers

23. When in fisheries waters or following a hot pursuit that commenced in fisheries waters, a master or crew of a fishing vessel must:

- (a) allow an authorised officer to board the vessel;
- (b) assist an authorised officer in carrying out his or her duties; and
- (c) allow full access to and use of any and all facilities that the authorised officer may determine are necessary for the conduct of his or her duties.

Observer must be on board

24. A licensed purse seine vessel must not depart port for fishing without an observer on board.

Observer to have full access to facilities and equipment

25. A master of a fishing vessel must, when required by the Director, provide an observer full access to facilities and equipment necessary to carry out his or her duties.

Observer entitled to accommodation, food and medical service

26. (1) A master of a fishing vessel must provide an observer, while on board the vessel, with officer level accommodation, food and medical service.
- (2) An operator of a fishing vessel must pay to the Director a fee to cover the observer's:
- (a) full travel costs to the point of boarding and from disembarkation back to Honiara;
 - (b) daily stipend while in transit from and back to Honiara;
 - (c) salary while on the vessel; and
 - (d) full insurance coverage during the entire trip.

Operator liable for casualty or personal injury to observer or authorised officer

27. An operator of a fishing vessel is liable for any casualty or personal injury to an observer or authorised officer resulting from the vessel's operation or negligence by a crew member.

Monitoring of certain frequencies

28. (1) An operator of a fishing vessel must, while in fisheries waters, ensure continuous monitoring of:
- (a) international distress and calling frequency 2182 KHZ;
 - (b) international safety and calling frequency 156.8 MHZ; and
 - (c) Channel 16, VHF-FM.
- (2) An up-to-date copy of the international code of signals must be available and accessible at all times.

**ADDITIONAL CONDITIONS REGARDING BAITFISHING
FOR SOLOMON ISLANDS FISHING VESSELS**

Bait-fishing by a Solomon Islands fishing vessel

29. An operator of a Solomon Islands fishing vessel must:
- (a) not, save for bait-fishing, fish within 12 nautical miles of low water mark nor fish within any local fishing area or reef specified by the Director and shown on the local fishing area maps approved by the Director or in any manner not authorised by the licence;
 - (b) if licensed to engage in pole and line fishing:
 - (i) not baitfish in any area unless such area is shown on the current set of bait-ground maps approved by the Director and is the subject of an agreement between the customary bait-ground owners and the company or fishermen's co-operative by which the fishing vessel is in agreement with;
 - (ii) carry on board at all times the current set of bait-ground maps approved by the Director; and
 - (iii) keep a daily record of bait-fishing operations in a format and manner approved by the Director;
 - (c) provide the Director, in such manner and form as he or she may require, a daily record of bait-fishing and other fishing operations, or on the approval of the Director, a summary total thereof, or in the event the vessel does not operate within the fishery limits a statement of no operations:
 - (i) not more than 14 days after the completion of each voyage; and
 - (ii) at such other times as the Director may require;

- (d) remove all foreign fishing registration marks from the vessel and legibly paint:
 - (i) the identifying mark shown on the licence at the turn of the bow, on both sides of the bridge superstructure, and on such other part of the vessel as may be required by the Director, in black on white, white on black or similar contrasting colours, clear and distinct, with letters and figures of not less than one metre high;
 - (ii) the name of the vessel in English in large letters at the bow and stern of the vessel;
- (e) clearly exhibit the identifying mark shown on the licence on all bait-fishing boats and fixed fishing gear;
- (f) not fish on any submerged reef outside the limits described in paragraph (a) without prior written permission pursuant to an agreement of terms and conditions of access including payments (if any), with the customary rights holder and or owners, and provincial governments under whose ownership or jurisdiction such reef falls.

ADDITIONAL CONDITIONS FOR BUNKER VESSELS

No disposal of fuel, bilge water or waste within fisheries waters

30. An operator of a bunker vessel:
- (a) must not dump, discharge, throw or otherwise allow to be emitted from the vessel any fuel, bilge water or waste from the vessel within fisheries waters;
 - (b) must report immediately to the Director any accidental spillage;
 - (c) is liable to compensate any fuel spillage or forms of nuisance or any form of marine environment degradation in fisheries waters resulting directly or indirectly from providing bunkering services to fishing vessels licensed under the Act.

Notifications to the Director

31. An operator of a bunker vessel must notify the Director by email, fax or other electronic means:
- (a) upon entry and departure from the fisheries waters and closed areas—the time, position, and fuel on board;
 - (b) to provide 48 hours' prior to bunkering any Solomon Islands licensed fishing vessel or reefer carrier to provide the name of the licensed vessel it is providing bunkering services to;
 - (c) weekly report of the bunkering activities including the date, position and amount of fuel supplied while within the fisheries waters; and
 - (d) the copies of bunkering records after completion of bunkering activities.

Authorisation issued by the Director

32. The operator of a fishing vessel licensed for bunkering activities must possess a bunkering authorisation issued by the Director 48 hours prior to performing bunkering activities within fisheries waters.

ADDITIONAL CONDITIONS FOR CARRIER VESSELS

- 33. An operator of a carrier vessel must not take any fish on board the vessel at any port except from a licensed fishing vessel authorised by the Director to tranship its catch to the carrier vessel.
- 34. A carrier vessel must not be used for transhipment unless it has a crane scale for use in transhipment that is approved by the Director.

SCHEDULE 4**STANDARDS OF FISH PROCESSING, STORAGE OR EXPORT FACILITIES****(regulation 27)**

A fish processing, storage or export facility must comply with the following standards as to its construction, equipment and sanitation:

- (a) floors and walls must be constructed of non-slip, durable, impervious and washable materials, suitably graded to allow easy and efficient cleaning and draining, to the satisfaction of the Director;
- (b) drains must be of adequate size and fitted with suitable removable gratings;
- (c) adequate washing and toilet facilities must be provided for workers and maintained in a hygienic manner;
- (d) all utensils, tables, benches, containers, racks and trays must be of non-corrosive material, and kept clean and in good repair;
- (e) all processing equipment and processing premises must be thoroughly and regularly cleaned with potable water;
- (f) the premises must be kept free of animals, birds, pests, insects and vermin;
- (g) all refuse and offal must be collected into covered containers and disposed of at least once daily; and the containers must be washed before re-use;
- (h) no refuse or offal must be disposed of into the sea in such a way as to cause pollution or to attract sharks to any area near to a populated area or where local fishing operations are habitually carried out;
- (i) the use of tobacco or any other smoking mixture or substance, or any chewing substance must be prohibited in any room where exposed fish or fish products are being handled;
- (j) all workers handling exposed fish or fish products must wash their hands with soap and rinse them with potable water before commencing work and after using toilet facilities, and towels must not be used to dry hands;
- (k) first aid facilities must be provided for workers and any cut or abrasion on any exposed part of the body must at all times be covered with a waterproof dressing;
- (l) all filleters, skinners, scalers and handlers of fish must wear clean white outer garments and a washable head covering;
- (m) all workers employed in the processing room or otherwise handling exposed fish or fish products must undergo a medical examination at least once every year; and
- (n) a person suffering from an infectious or communicable disease such as tuberculosis, cholera, typhoid fever, vesicular disease, persistent dermal diseases or sores, or any other disease likely to contaminate fish or fish products, must not be allowed to work in the facility.

SCHEDULE 5**(regulation 68)****LICENSING GUIDELINES****Interpretation**

1. In these Guidelines:

“application” means an application for a grant or renewal of a licence issuable under the Act;

“applicant” means a person who has submitted an application to the Director;

“Category 1” means Category 1 of the Table;

“Category 2” means Category 2 of the Table;

“non-compliant application” has the meaning set out under clause 4;

“the Table” means the Table set out in this Schedule.

The Table, Category 1 and Category 2

2. (1) The Table is divided into the following categories:

(a) Category 1; and

(b) Category 2.

(2) Category 1 sets out offences or breaches of terms and conditions under the Act with maximum penalties higher than those listed under Category 2.

(3) Category 2 sets out offences a list of offences or breaches of terms and conditions under the Act with maximum penalties lower than those listed under Category 1.

Meaning of “non-compliant application”

3. An application is a “non-compliant application” if:

(a) it has not complied with all the standards under section 46(1)(a) to (f) of the Act; or

(b) the applicant has:

(i) been charged with or convicted of an offence listed under Category 1 or Category 2; or

(ii) breached a term or condition of a licence listed under Category 1 or Category 2.

Additional considerations concerning a non-compliant application

4. Having determined whether or not an application is a non-compliant application, the Director may also consider the following:

(a) whether the applicant, whenever required to by the Director, has cooperated with the Director; Police and Court authorities;

(b) whether the applicant’s submission was according to due process set out under the Act;

(c) whether any fines imposed on the applicant under the Act have been paid in time;

Power to weigh the seriousness or nature of non-compliance

5. The Director, in coming to a final decision on any application, has the power to weigh the seriousness or nature of each applicant’s failure to comply with the Act and its Regulations.

Material change since the grant of licence

6. In the event that a licence is cancelled due to a material change since the grant of licence under regulation 57, the Director is to take the following into account, whether:

(a) all outstanding fines on the vessel have been paid; and

(b) any previous non-compliance with any of the standards as set out in the Act has been either satisfactory settled or mitigated.

Where international conservation and management measure on high seas undermined

7. The Director may:

(a) grant or renew a licence where the ownership of the vessel has changed; and

(b) evaluate evidence that is to be provided by the new owner that demonstrates that the previous owner no longer has any legal, beneficial or financial interest in the vessel,

where the previous owner of the vessel has undermined the effectiveness of an applicable international conservation and management measure on the high seas.

Table

Section, subsection and any part thereof of the Act, Regulations and numbered Licence Condition	Offences under the Act or breaches of terms and conditions of licence under Schedule 3	Category
56 (1)	Fishing without valid fishing authorization	1
49 (2); 30 ((1, 2)	Non-compliance with FAD closure/guidelines	1
43 (1a); 60 (1, 2)	Transshipment and bunkering at seas without proper authorization	1
85 (2n)	Bribery of observers	1
85 (2a-d,2o,2r,2s)	Assault, obstruct, intimidate observers and other authorized officers in their duty	1
85 (2a-d,2o,2r,2s)	Request that an event not to be reported by the observer	1
33 (5,6)	Delayed and non-submission of e-log-book sheets	1
33(5,6)	Under-reporting of fishing days as against non-fishing days	1
22 (3a); 27 (1, 2); 44 (1b,1c); 63 (1b)	Processors receiving illegally caught fish caught within and outside SI EEZ	1
22 (3a); 27 (1, 2); 44 (1b,1c); 63 (1b)	Landing of non-documented raw material	1
19 (5) and (6); 58 (1,3)	Fishing in restricted/closed waters	1
24 (1-4)	Drift-net fishing	1
s. 52 (6)	Engaging in activities after cancellation or suspension of licence	1
s.37 (1) and (2)	Foreign Fishing Vessels no lawful purpose	1
s.89 (1), (2) and (4)	Denial of use of port	1
s.107	Contravenes banning order	1
33 (5,6)	Late submission of unloading forms	2
31 (2,3)	Failure to report endangered species, interaction with and the application of ETP management measures	2
33(5,6)	Failure to report catch of target species (non-reporting/misreporting/ under reporting)	2
22(4)	Discard of bycatch	2
26 (1)	Use of Illegal fishing gear	2
PS LC #31; LL LC# 29; 56 (1)(4)	Failure to provide reasonable food, accommodation, safety gear to observer while on-board vessel	2
50 (1)	Misreporting of catch position	2
31 (2,3)	Landing of species of interest	2
32 (1,2)	Dumping of offal, pollutants, oil, discarded gear in fisheries water	2
33 (5,6)	Failure to report non-tuna species	2

PS LC# 34; LL LC #25; 56(1) (4)	Failure to monitor safety frequencies/carry expired/outdated safety equipment	2
33(5,6)	Delayed and non-submission of e-log-book sheets	2
33(5,6)	Late submission of unloading forms	2
s.77 (3)	Duty of Operators to assist observers	2
86 (2,3,5)	Non-reporting, and tampering with VMS	2
57 (1,5)	Failure to stow fishing gear during transit in SI fisheries water	2

MADE AT HONIARA this eighth day of January 2017.

HON. JOHN MANENIARU
MINISTER FOR FISHERIES AND MARINE RESOURCES

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