



**REPUBLIC OF VANUATU**

**FISHERIES ACT [CAP 315]**

**Fisheries Regulations (Amendment)  
Order No. 11 of 2014**

In exercise of the powers conferred on me by section 79 of the Fisheries Act [CAP 315], I, the Honourable DAVID TOSUL, Minister of Agriculture, Livestock, Forestry, Fisheries and Biosecurity, make the following Order.

**1 Amendments**

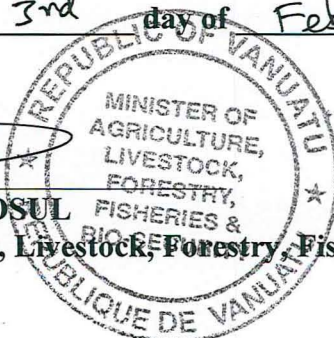
The Fisheries Regulations Order No. 28 of 2009 is amended as set out in the Schedule.

**2 Commencement**

This Order comes into force on the day on which it is made.

Made at Port Vila this 3<sup>rd</sup> day of Feb, 2014.

**Honourable DAVID TOSUL**  
Minister of Agriculture, Livestock, Forestry, Fisheries and Biosecurity



## SCHEDULE

### AMENDMENTS OF THE FISHERIES REGULATIONS ORDER NO. 28 OF 2009

**1 Subclause 61(3)**

After "licence" (first occurring), insert ", in the form prescribed under the Schedule 27L"

**2 After paragraph 61(3)(a)**

Insert

"(aa) has, subject to subclause (3A), submitted an application in the form prescribed in Schedule 27K."

**3 After subclause 61(3)**

Insert

(3A) The Director must not consider any applications made under paragraph 61(3)(aa) that has been received later than 31 January each year.

**4 Subclause 61(4)**

Repeal the subclause, substitute

"(4) A person issued with a processing licence may process beche-de-mer, subject to conditions specified under schedule 27M

(4A) The Director may revoke the licence of any licence holder that fails to comply with any of the conditions imposed under subclause (4)."

**5 After subclause 61(4)**

Insert

"(4A) A person issued with a processing licence must only process beche-de-mer that is of the required size and weight limits specified under Schedule 27."

**6 Subclause 61A (1)**

Delete "27B", substitute "27C"

**7 After paragraph 61A (2)**

Insert

- (2A) The Total Allowable Catch (TAC) of beche-de-mer for each authorized harvesting area in schedule 27C are set out in schedules 27D, 27E, 27F, 27G, 27H, 27I, and 27J.
- (2B) The TAC referred to under paragraph (2A) for each authorised harvesting area is specified for , semi-processed and dried products following the standard conversion rates set out in Schedule 27B.

**8 Subclause 62(2)**

Delete “an export licence”, substitute “ a fish export processing establishment licence”

**9 Subclause 62(3)**

**Delete “an export licence”, substitute “a fish export processing establishment licence”<sup>10</sup> Subclause 62(4)**

Repeal the subclause, substitute

- “(4) A person issued with a fish export processing establishment licence may export beche-de-mer, subject to conditions specified under schedule 27N.
- (4A) The Director may revoke the licence of any licence holder that fails to comply with any of the conditions imposed under subclause (4).”

**11 Subclause 62(5)**

Delete “export licence”, substitute “fish export processing establishment licence”

**12 After subclause 62(5)**

Insert

- “(6) The Director is to grant not more than three (3) fish export processing establishment licence within any 12 months period.
- (7) Prior to the export of any consignment of beche-de-mer, the fish export processing establishment licence holder must, file with the Director, a Beche-de-mer Export Declaration Form set out in Schedule 27O detailing the species, quantity, export destination, and export value of the beche-de-mer.

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- (8) In addition to subclause (7), a fish export processing establishment licence holder must:
- (a) pack the beche-de-mer separately by species; and
  - (b) clearly label the containers with the species name, quantity of the product, and the licence number of the exporter.”

**13 Schedule 27, 27A and 27B**

Repeal the Schedules, substitute

**SCHEDULE 27**

**Minimum Harvest Size and Weight Limits**

(Regulation 61(4A))

Common name	Local name	Minimum size		Minimum weight		Number of pieces per 1kg/10 kg	
		wet	dry	wet	dry	1kg	10kg
Amberfish	Ambafis	40 cm	15 cm	1600g	80g	12	120
Black teatfish	Blak titfis	30 cm	15 cm	1000g	100g	10	100
Blackfish	Blakfis	20 cm	10 cm	340g	34g	29	290
Brown curryfish	Braon karifis	20 cm	10 cm	260g	10g	96	960
Brown sandfish	Braon sanfis	25 cm	12 cm	700g	28g	35	350
Chalkfish	Jokfis	15 cm	7 cm	130g	8g	128	1280
Curryfish	Karifis	35 cm	15 cm	1000g	40g	25	250
Deepwater blackfish	Dipwota blakfis	30 cm	15 cm	660g	79g	12	120
Elephant trunkfish	Elefenfis	40 cm	20 cm	1700g	221g	4	40
Flowerfish	Flaoafis	30 cm	15 cm				
Golden sandfish	Kolten sanfis	25 cm	12 cm	660g	53g	19	190
Greenfish	Krinfis	20 cm	10 cm	150g	4g	222	2220

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Lollyfish	Lolifis	20 cm	10 cm	280g	14g	71	710
Peanutfish	Pinatfis	20 cm	10 cm	g	g	0	0
Pinkfish	Pinkfis	20 cm	10 cm	150g	6g	166	1660
Prickly redfish	Paenapolfis	35 cm	17 cm	1300g	91g	11	110
Red snakefish	Red snekfis	30 cm	15 cm			0	0
Sandfish	Sanfis	20 cm	10 cm	300g	15g	66	660
Snakefish	Snekfis	40 cm	20 cm				
Stonefish	Stonfis	20 cm	10 cm	650g	32g	30	300
Surf redfish	Sefredfis	25 cm	12 cm	500g	30g	33	330
Tigerfish	Taikafis	30 cm	15 cm	800g	32g	31	310
White teatfish	Waet titfis	35 cm	16 cm	1400g	126g	8	80

**SCHEDULE 27A**

**Processing Licence Fees**

(Regulation 61 (3)(b))

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>	<b>Column 4</b>
<b>Common Name</b>	<b>Scientific Name</b>	<b>Grade</b>	<b>Single-species licence fee</b>
Amberfish	<i>Thelenota anax</i>	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Brown Curryfish	<i>Stichopus vastus</i>	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Chalkfish	<i>Bohadschia marmorata</i>	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Elephant Trunkfish	<i>Holothuria fuscopunctata</i>	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Flowerfish	<i>Pearsonothuria graeffei</i>	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Pinkfish	<i>Holothuria edulis</i>	Low	Allocated TAC (kg)x 10% of export value of Product per kg.

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Red snakefish	Holothuria flavomaculata	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Snakefish	Holothuria coluber	Low	Allocated TAC (kg)x 10% of export value of Product per kg.
Hairy blackfish	Actinopyga miliaris	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Lollyfish	Holotharia atra	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Brown sandfish	Bohadshia vitiensis	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Deepwater blackfish	Actinopyga palauensis	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Greenfish	Stichopus chloronotus	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Peanutfish	Stichopus horrens	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.



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Prickly redfish	<i>Thelenota ananas</i>	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Stonefish	<i>Actinopyga lecanora</i>	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Surf redfish	<i>Actinopyga mauritiana</i>	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Tigerfish	<i>Bohadschia argus</i>	Medium	Allocated TAC (kg)x 10% of export value of Product per kg.
Black teatfish	<i>Holothuria whitmaei</i>	High	Allocated TAC (kg)x 10% of export value of Product per kg.
Golden sandfish	<i>Holothuria lessoni</i>	High	Allocated TAC (kg)x 10% of export value of Product per kg.
White teatfish	<i>Holothuria fuscogilva</i>	High	Allocated TAC (kg)x 10% of export value of Product per kg.
Curryfish	<i>Stichopus herrmanni</i>	High	Allocated TAC (kg)x 10% of export value of Product per kg.

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Sandfish	Holothuria scabra	High	Allocated TAC (kg)x 10% of export value of Product per kg.
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Note 1: The fee for the processing licence is 10% of the estimated export value of the product per kilo multiplied by the allocated TAC (Total Allowable Catch) per species of beche-de-mer per harvesting area.

Note 2: TAC must be indicated in kg of dried products (using standard conversion rates from wet/semi-processed to dried products) as set out in Schedule 27B

**SCHEDULE 27B**

**Standard Conversion Rates for beche-de-mer Species**

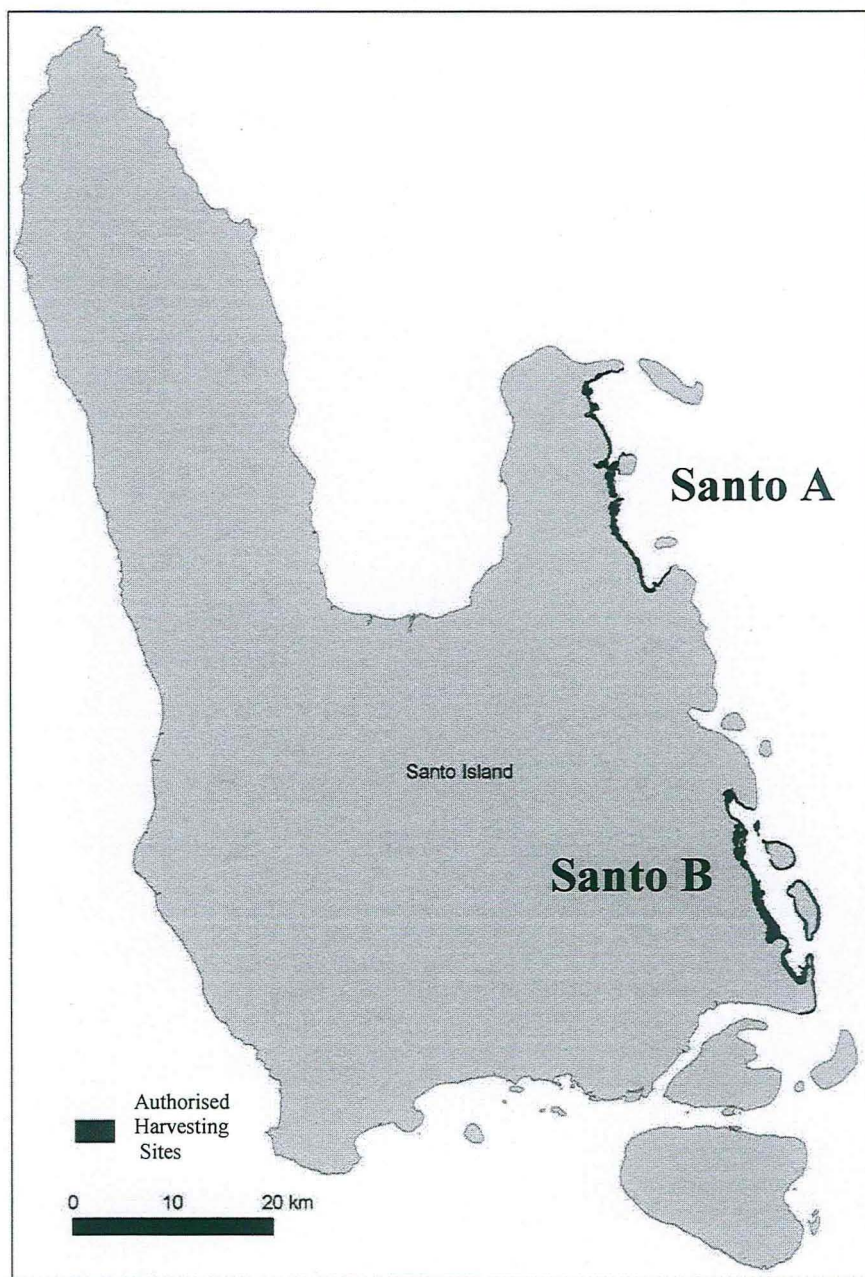
(Regulation 61A(2B))

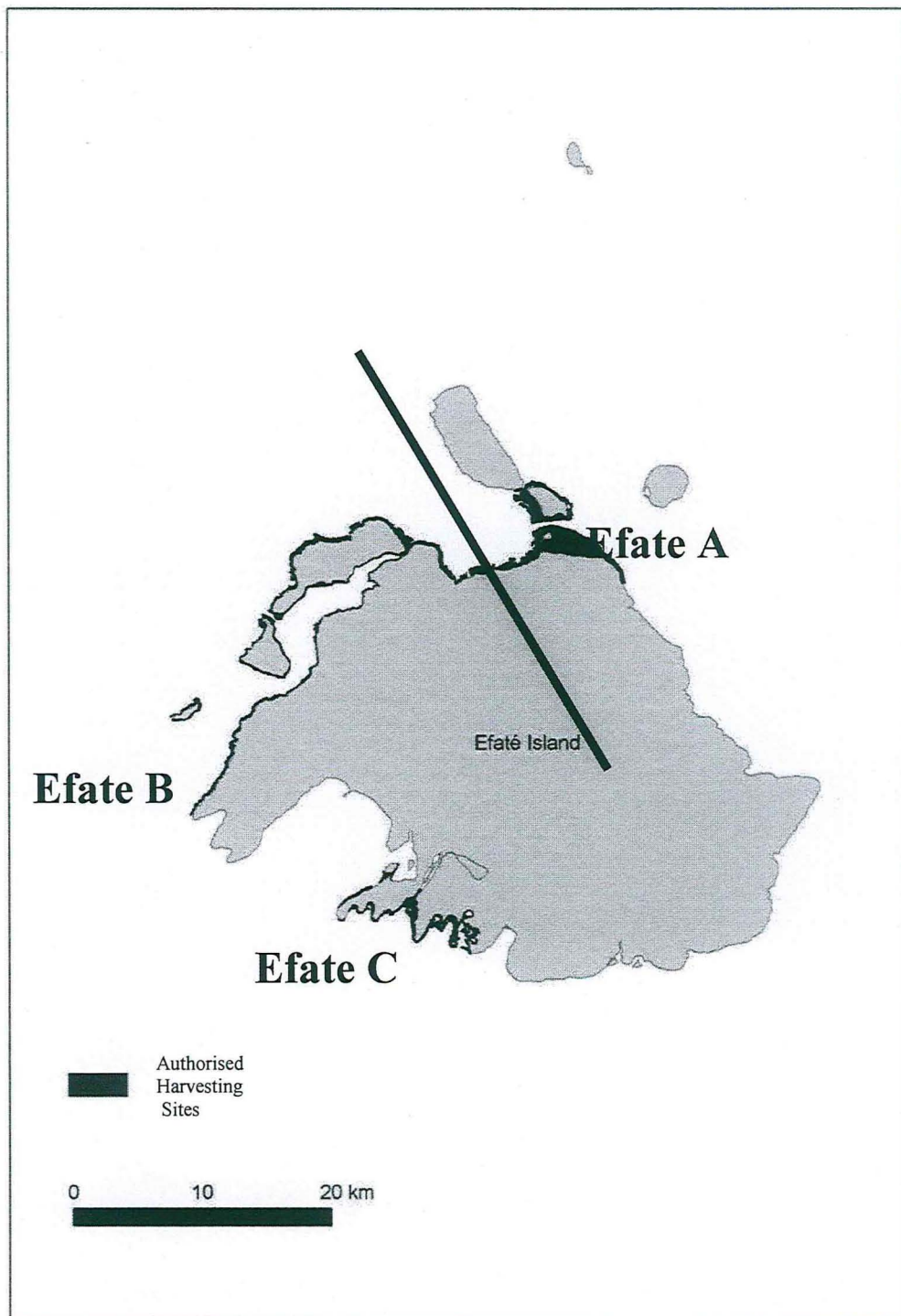
Common Name	Local Name	Product type	
		Semi-processed (guttled/salted)	Dried (bêche-de-mer)
Amberfish	Ambafis	=0.5*Wet Weight	=0.05*Wet Weight
Black teatfish	Blak titfis	=0.5*Wet Weight	=0.1*Wet Weight
Blackfish	Blakfis	=0.5*Wet Weight	=0.1*Wet Weight
Brown curryfish	Braon karifis	=0.5*Wet Weight	=0.04*Wet Weight
Brown sandfish	Braon sanfis	=0.5*Wet Weight	=0.04*Wet Weight
Chalkfish	Jokfis	=0.5*Wet Weight	=0.06*Wet Weight
Curryfish	Karifis	=0.5*Wet Weight	=0.04*Wet Weight
Deepwater blackfish	Dipwota blakfis	=0.5*Wet Weight	=0.12*Wet Weight
Elephant trunkfish	Elefenfis	=0.5*Wet Weight	=0.13*Wet Weight
Flowerfish	Flaoafis	=0.5*Wet Weight	=0.04*Wet Weight
Golden sandfish	Kolten sanfis	=0.5*Wet Weight	=0.08*Wet Weight
Greenfish	Krinfis	=0.5*Wet Weight	=0.03*Wet Weight
Lollyfish	Lolifis	=0.5*Wet Weight	=0.05*Wet Weight
Peanutfish	Pinatfis	=0.5*Wet Weight	=0.04*Wet Weight
Pinkfish	Pinkfis	=0.5*Wet Weight	=0.04*Wet Weight
Prickly redfish	Paenapolfis	=0.5*Wet Weight	=0.07*Wet Weight
Red snakefish	Red snekfis	=0.5*Wet Weight	=0.04*Wet Weight
Sandfish	Sanfis	=0.5*Wet Weight	=0.05*Wet Weight
Snakefish	Snekfis	=0.5*Wet Weight	=0.04*Wet Weight
Stonefish	Stonfis	=0.5*Wet Weight	=0.05*Wet Weight
Surf redfish	Sefredfis	=0.5*Wet Weight	=0.06*Wet Weight
Tigerfish	Taikafis	=0.5*Wet Weight	=0.04*Wet Weight

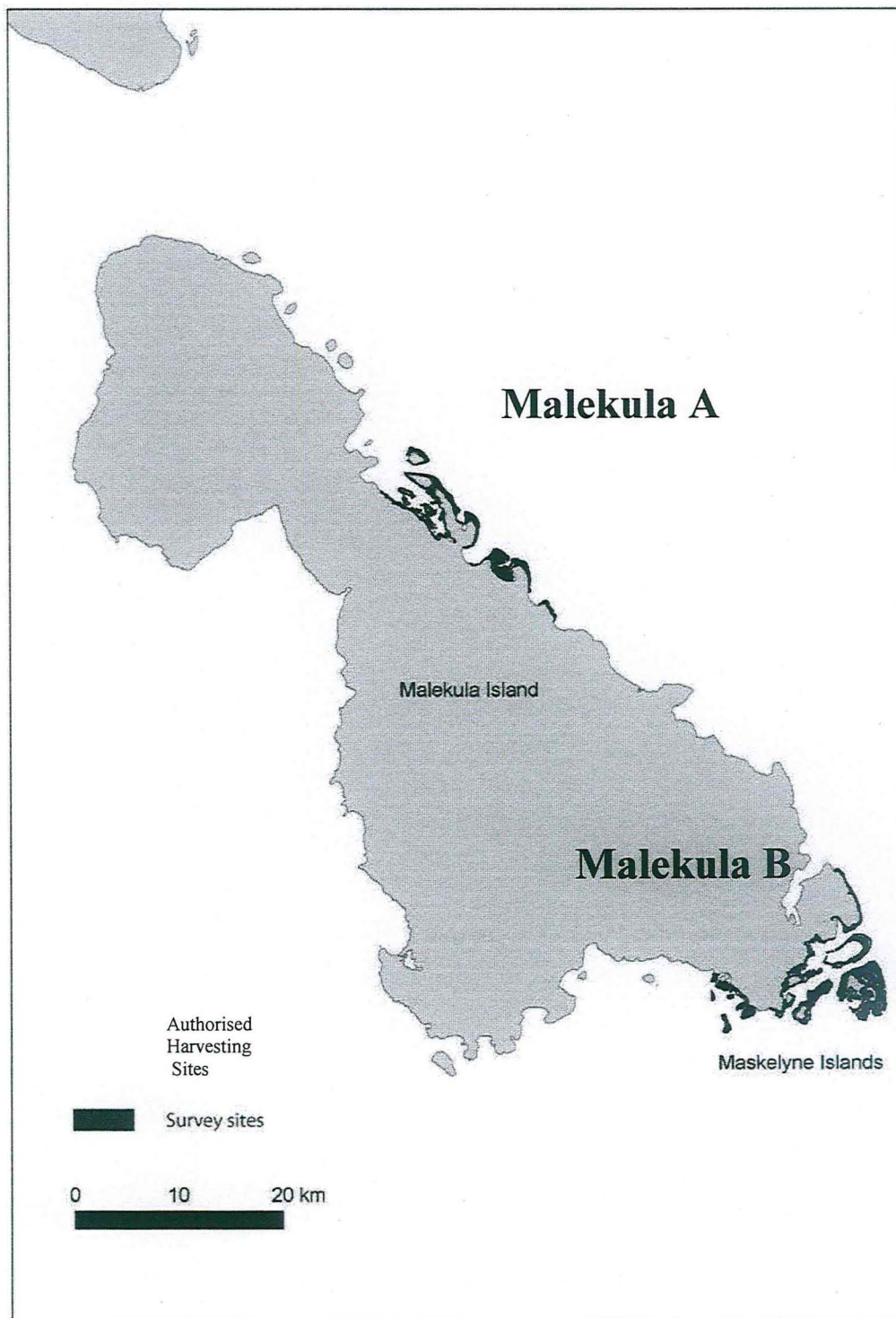
**SCHEDULE 27C**

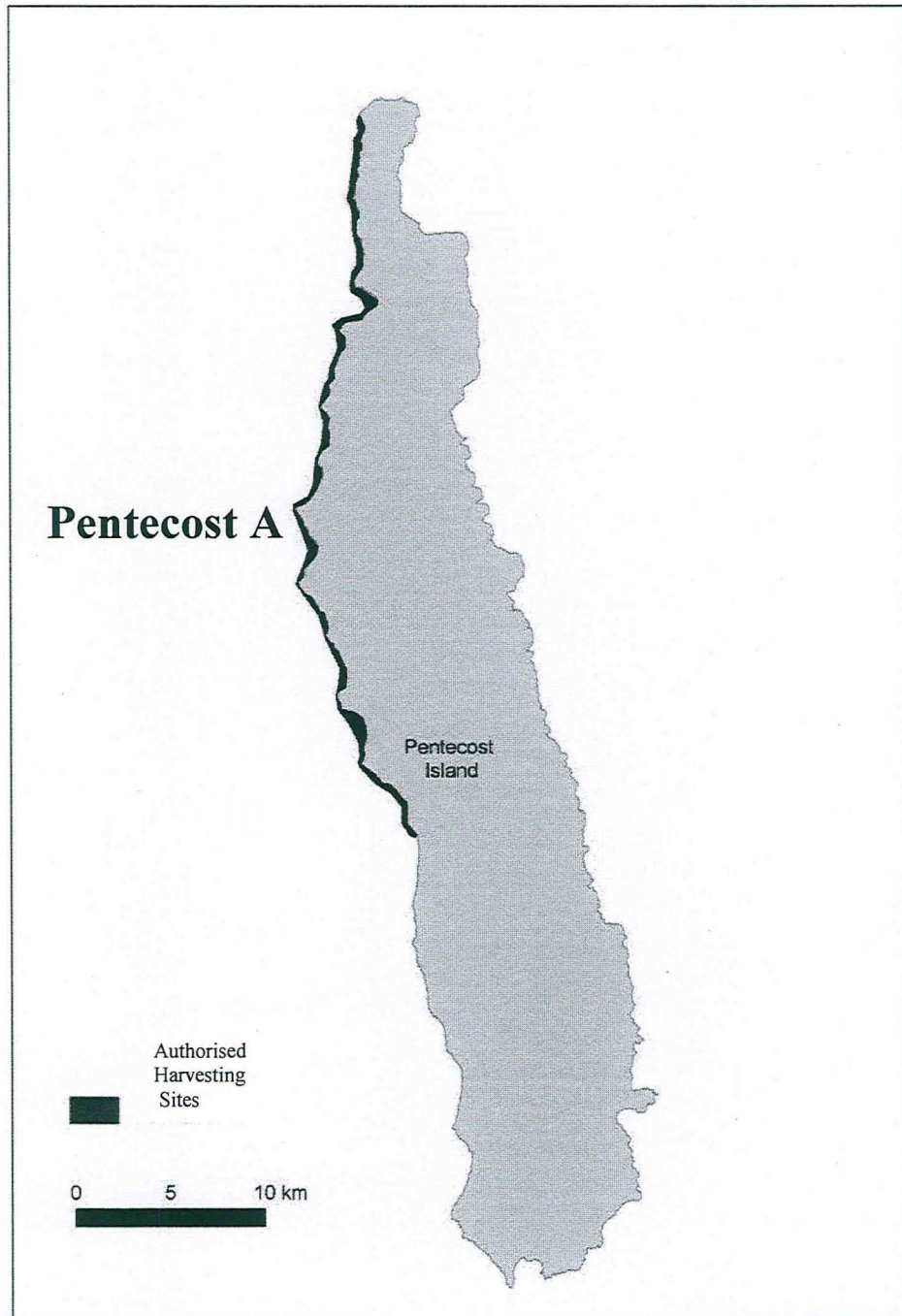
**Authorized Harvesting Areas**

(Regulation 61A(2))









Note 1: Black shadings indicate the areas where Harvesting of Beche-De-Mer is licensed.

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Note 2: All licence holders must only harvest at the areas Authorised Harvesting Area designated to them by the Department.



**SCHEDULE 27D**

**Authorised Harvesting Areas Total Allowable Catch (TAC) Wet Weight**  
(Regulation 61A(2A))

**Santo A**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Brown Sandfish	0.5

**SCHEDULE 27E**

(Regulation 61A(2A))

**Santo B**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Lollyfish	0.5
Tigerfish	0.5
Brown Sandfish	1.25
Greenfish	0.5
Prickly Redfish	0.5

**SCHEDULE 27F**

(Regulation 61A(2A))

**Efate A**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Lollyfish	6
Tigerfish	1.5
Greenfish	2
Prickly Redfish	1.25

**SCHEDULE 27G**

(Regulation 61A(2A))

**Efate B**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Curryfish	0.5
Lollyfish	0.5
Tigerfish	1.8
Brown Sandfish	0.5
Pinkfish	0.5
Greenfish	3.5
Surf Redfish	0.95

**SCHEDULE 27H**

(Regulation 61A(2A))

**Malekula A**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Black Teatfish	0.5
Curryfish	0.5
Lollyfish	0.5
Tigerfish	2
Brown Sandfish	2.5
Pinkfish	0.5
Greenfish	1
Prickly Redfish	0.5

**SCHEDULE 27I**

(Regulation 61A(2A))

**Malekula B**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Black Teatfish	1
Curryfish	6
Sandfish	0.5
Lollyfish	30
Brown Sandfish	4
Pinkfish	0.5
Greenfish	0.5
White Teatfish	0.5
Prickly Redfish	2

**SCHEDULE 27J**

(Regulation 61A(2A))

**Pentecost A**

<b>COMMON NAME</b>	<b>TOTAL ALLOWABLE CATCH (TAC) TONNE (WET WEIGHT)</b>
Tigerfish	6

**SCHEDULE 27K**

(Regulation 61(3)(aa))

**Beche-de-mer Processing Licence Application Form**

Instructions: *-Underline surnames or family name*  
*-Provide detail of address*  
*-Answer all the questions on this form by filling in the spaces provided*  
*-If not applicable, write N/A*  
*-specify units of measurement*

Address to: The Director  
 Department of Fisheries  
 PMB 9045, Port Vila  
 Telephone: (678) 5333340

I hereby apply for a license to process beche-de-mer at a place and in the manner described below:

1	Name and address of applicant			
2	Contact details of owner of establishment			
3	Location and address of processing establishment			
4	Name and address of lessee (if establishment is leased)			
5	Type of species to be harvested, quantity and Authorised Harvesting Area  <i>(Attach separate piece of paper if more space needed and labelled as Attachment 1 to this application)</i>	Species	Quantity (Wet Weight ) KG	Authorised Harvesting Area
6	Nature of processing operation			



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7	Type and method of packaging	
8	Cleanliness and sanitation	
9	Application Fee	VT 5,625 (VAT inclusive)

I declare that I have answered all the questions truthfully and to the best of my knowledge and that I am required to report any changes in the information contained in this form to the Director of Fisheries within 7 days of the change.

Signature of Applicant: .....

Date: .....

Owner, Lessee (circle appropriate)

**SCHEDULE 27L**

(Regulation 61(3))

**Beche-de-mer Processing Licence**

**License No: .....**

The person named as license holder below is hereby licensed in accordance with subsection 47 (1) of the Fisheries Act [CAP315] to use the premises described below as a fish processing establishment in accordance with the terms and conditions set out in this license and the conditions prescribed from time to time in the Fisheries Regulations.

<b>Name of license holder:</b>	
<b>Address of premises:</b>	
<b>Contact details:</b>	
<b>Authorized target beche-de-mer species (one single species):</b>	
<b>Quantity authorized to be harvested for processing:</b>	
<b>Authorised Harvesting Area:</b>	
<b>Provincial Government Area:</b>	
<b>Authorized license period:</b>	
<div style="border: 1px solid black; width: 250px; height: 20px; margin: 0 auto;"></div> <p><b>Director of Fisheries</b></p>	<div style="border: 1px solid black; width: 200px; height: 20px; margin: 0 auto;"></div> <p><b>Date</b></p>
<b>THIS LICENSE IS NOT TRANSFERABLE</b>	

**SCHEDULE 27M**  
**Conditions for beche-de-mer processing licence**

(Regulation 61(4))

**Restricted Practice**

The License holder:

1. must not involve in any fishing activities or provide fishing gears such as boats, outboard engine or diving gears to fishers for collecting beche-de-mer.
2. must not trade or process any beche-de-mer from an area or province other than the authorised harvesting area specified in the licence.
3. must not trade or process any beche-de-mer species other than the species specified in the licence.
4. must not process beche-de-mer outside the authorised licence period.
5. must not process any beche-de-mer that are smaller than the prescribed minimum length and weight as set out in Schedule 27.
6. must not pack broken or damaged beche-de-mer.
7. must not process any beche-de-mer stolen from another fisherman.
8. must provide true, complete and accurate information in relation to processed beche-de-mer in the forms prescribed by the Director of Fisheries.
9. must declare all processed beche-de-mer to the Vanuatu Fisheries Department within 1 week before the end of the authorized licence period.
10. must not provide misleading or false information and must declare all beche-de-mer intended for shipment out of the province.
11. must not export beche-de-mer out of the Province without authorization of a Fisheries Authorized Officer.

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12. must upon request, present processing license to a Fisheries authorized officer;
13. must allow purchased beche-de-mer raw materials, processed products, holding facility or packaged consignments of beche-de-mer intended for sale to be inspected by a Fisheries authorized officer;
14. must not involve in any beche-de-mer reseedling or ranching activities for the purpose of securing wild beche-de-mer stocks.

## SCHEDULE 27N

### Conditions for beche-de-mer export processing establishment licence

(Regulation (62(4)))

#### Restricted Practice

The License holder:

1. must not involve in any fishing activities or provide fishing gears such as boats, outboard engine or diving gears to fishers for collecting beche-de-mer.
2. must not trade any beche-de-mer from an area or province other than the authorised harvesting areas.
3. must not trade any beche-de-mer species other than the authorized species.
4. must export any beche-de-mer that are smaller than the prescribed minimum length and weight as set out in Schedule 27.
5. must not pack or export broken or damaged beche-de-mer.
6. must provide true, complete and accurate information in relation to exported beche-de-mer in the forms prescribed by the Director of Fisheries.
7. must not provide misleading or false information
8. must upon request, present fish export processing establishment license to a Fisheries authorized officer;
9. must allow purchased, processed products, holding facility or packaged consignments of beche-de-mer intended for export to be inspected by a Fisheries authorized officer;
10. must not involve in any beche-de-mer reseedling or ranching activities for the purpose of securing wild beche-de-mer stocks.

**SCHEDULE 270**

**Beche-de-mer Export Declaration Form**

(Regulation 62(7))

(To be completed by exporting company prior to export)

Send completed form to: The Director, Department of Fisheries, PMB 9045,  
 Port Vila

Telephone: (678) 5333340

Name of Exporting company:  
 .....

Date of shipment:  
 .....

Fish Export Processing Establishment License No.:  
 .....

Export permit No.:  
 .....

Beche-de-mer Species	No. of bags	Number of pieces per bag	Total weight of each bag (kg)	Export Destination	Value/Currency per kg
<b>TOTAL</b>					

Black teatfish (BTF), White teatfish (WTF), Prickly redfish (PRF), Brown sandfish (BSF), Surf redfish (SRF), Tigerfish (TF), Curryfish (CF), Greenfish (GF), Elephant trunkfish (ETF), Lollyfish (LF), Amberfish (AF), Pinkfish (PF), Sandfish (SF), Golden Sandfish (GSF), Blackfish (BF), Chalkfish (CHF), Stonefish (STF), Peanutfish (PNF), Snakefish (SNF), Brown curryfish (BCF), Flowerfish (FF), Hairy blackfish (HBF), Red snakefish

(RSF).Signature:.....

Signature:.....

Fish Export Processing Establishment Licensee  
 Date:.....

Fisheries Authorized Officer/Inspector  
 Date:.....