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## DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM BRANCH MARINE AND COASTAL MANAGEMENT

# POLICY FOR THE ALLOCATION AND MANAGEMENT OF COMMERCIAL FISHING RIGHTS IN THE SOUTH COAST ROCK LOBSTER FISHERY: 2005

THIS POLICY MUST BE READ WITH THE GENERAL POLICY ON THE

ALLOCATION AND MANAGEMENT OF LONG-TERM COMMERCIAL FISHING

RIGHTS: 2005 (available at www.mcm-deat.gov.za)

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#### 1. Introduction

This policy on the allocation and management of commercial fishing rights in the south coast rock lobster fishery (hereafter also "SCRL") is issued by the Minister of Environmental Affairs and Tourism ("the Minister"). This policy must be read with the General Policy on the Allocation and Management of Long-term Commercial Fishing Rights: 2005 ("the General Fisheries Policy").

The purpose of this policy is to set out the considerations that will apply to the allocation of long-term commercial south coast rock lobster fishing rights. Many of these considerations are not new. They have been applied by the Minister and delegated authorities from the Department of Environmental Affairs and Tourism: Branch Marine and Coastal Management ("the Department") when allocating rights in the past and to an extent this policy documents those considerations.

Certain post-rights allocation management policies are also presented in this policy. A South Coast Rock Lobster Fishery Management Manual will be finalised with all right-holders during the course of 2006. This manual will stipulate in detail the management methodology and procedures for the fishery.

The Minister intends to delegate the section 18 power to allocate commercial south coast rock lobster fishing rights in terms of section 79 of the Marine Living Resources Act 18 of 1998 ("the MLRA") to a senior official of the Department. This policy document will guide the delegated authority in taking decisions on applications in this fishery.

#### 2. Biological and resource dynamics

South coast rock lobster (*Palinurus gilchristi*) is endemic to the continental shelf of southern South Africa, occurring on rocky substrata at depths of 50 to 200 metres. The species is found in commercial quantities at two locations: offshore on the Agulhas Bank in an area roughly 200 kilometres from the coast, and closer inshore (two to 50 kilometres from the coast) between Mossel Bay and East London. South coast rock lobster is a cold-water species that grows slowly and is long-lived. The inshore area between Danger Point and Cape Agulhas is an

important settlement area for juveniles, which migrate to adult habitats on the Agulhas Bank and in the inshore area between Mossel Bay and Port Elizabeth. Rock lobsters that occur between Port Alfred and East London are generally smaller, slower-growing and do not migrate.

#### Sector profile

The South Coast rock lobster fishery is a deep water long line trap fishery that began in 1974. At that stage, both South African and foreign vessels exploited the deep water resource. However, in 1976 South Africa declared its 200 mile Exclusive Economic Zone and effectively halted foreign participation in the fishery. A total of 26 South African vessels remained in the fishery. This number dropped to 15 in 1981 after years of unsustainable and unregulated fishing led to the resource's collapse. In 1975, 2 092 tons of south coast rock lobster were harvested; by 1981 this had dropped to a mere 176 tons.

The fishery was first regulated by a total allowable catch ("TAC") in 1984. The TAC was set at 450 tons (tail mass). Ten years later, research indicated that the resource was still in decline. The management strategy for this fishery was fundamentally changed in 2000. A combined TAC and total applied effort ("TAE") strategy was introduced, which limited the number of days that a SCRL vessel may stay at sea. The "sea days" limit is calculated according to the portion of the TAC that is caught by a specific vessel, taking into account that vessel's fishing capacity.

The Department's management plan for the SCRL fishery has borne fruit. In the 2001/2002 fishing season, the SCRL TAC was set at 340 tons, combined with a TAE of 1 922 sea days. Three years later, the TAC increased to 382 tons, combined with a TAE of 2 089 sea days.

South coast rock lobster catches are off-loaded at Cape Town and Port Elizabeth harbours. The catch is generally frozen at sea and graded and repacked at shore-based facilities. Almost the entire catch is exported, predominantly to the USA.

The SCRL industry employs about 400 people. Of these, 285 are sea-going personnel who are employed on nine vessels. Ninety seven percent of employees are historically disadvantaged persons. On average, workers earn R50 000 per annum in salaries, making this industry one of

the best paying in the fishing industry. The value of the catch is approximately R100 million per annum. The market value of vessels operating in the fishery is approximately R70 million.

Vessels are rigged for long-line trap-fishing. Barrel-shaped plastic traps are set for periods varying from 24 hours to several days. Each vessel typically hauls and resets approximately 2 000 traps per day in sets of 100 to 200 traps. Long-line trap-fishing is a labour-intensive fishing method. Crews consist of up to 35 persons. The vessels in this fishery are large, offshore vessels ranging in length between 30 and 60 metres. They fish for between 180 to 300 days per year.

The south coast rock lobster fishery is capital intensive, requiring large vessels with insured values of between R4 million and R10 million, a substantial number of crew, access to foreign markets and funds for overhead costs such as fuel, vessel maintenance and salaries.

#### 4. The medium-term rights allocation process

Medium-term commercial fishing rights were allocated to 18 right-holders. Right-holders typically hold between two and 10 percent of the TAC, with the exception of one company that holds 41.1 percent. Nine vessels are used to fish the entire TAC.

Of the 18 right-holders:

- 72 percent are black owned entities;
- 47 percent are black managed;
- 65 percent are small- and medium-sized enterprises ("SMEs").

#### Over-arching sectoral objectives

The over-arching objectives of allocating long-term fishing rights in this fishery are to:

- Maintain or improve the transformation profile of the SCRL fishery;
- Create an environment that attracts investment and stimulates job creation:
- Support the economic viability of the fishery; and

Ensure the environmental sustainability of the fishery.

#### Duration of rights

Having regard to -

- the transformation profile of the fishery;
- the number of full time jobs provided (and to encourage the conversion of part-time employment into permanent jobs);
- · the need to maintain the stability in the fishery; and
- the fact that, according to scientific data, the SCRL resource is recovering,

commercial rights will be allocated for a period of 15 years (1 October 2005 to 30 September 2020). The Department will regularly evaluate right holders against predetermined performance criteria (see paragraph 13 below).

#### 7. New entrants

SCRL stocks are currently managed in terms of a conservative recovery strategy. By 1981, the stock had collapsed and it was subjected to years of over fishing between the late 1980's and 2001. In 1992 the average allocation was 75 tons; 14 tons being the smallest individual allocation. By 2002, the average allocation dropped to 17 tons; with seven tons the smallest individual allocation. It is surmised that, between 1989 and 2001, the SCRL resource had declined by 65 percent, largely due to overfishing by Hout Bay Fishing Industries (Pty) Ltd.

The current 18 right-holders and nine vessels are the maximum that the fishery can sustain at this point. The fishery also has acceptable levels of transformation and substantial numbers of small- and medium-sized enterprises. Although the possibility of replacing existing right-holders cannot be excluded, it is unlikely that any new entrants will be admitted.

#### Evaluation criteria

Applications will be screened in terms of a set of "exclusionary criteria", and thereafter assessed in terms of a set of weighted "comparative balancing criteria". A cut-off score or rank will then be determined in order to select the successful applicants. A proportion of the TAC will be allocated to each successful applicant in terms of a set of "quantum criteria".

#### 8.1 Exclusionary criteria

Apart from the criteria described in the general policy pertaining to the lodgement of the applications and material defects, the delegated authority will exclude applicants that fail to meet the following requirements:

- (a) Form of the applicant: Applications will only be considered from entities incorporated in terms of the Close Corporations Act 69 of 1984 and the Companies Act 61 of 1973. Natural persons (i.e. individuals or sole proprietors) will not be granted rights. Current natural person right holders must apply in the form of a close corporation or company and will be treated as medium term right holder applicants provided that they comply with the guidelines set out in the General Policy.
- (b) Compliance: If a right holder applicant, or its members, directors or controlling shareholders have been convicted of an offence in terms of the MLRA, the applicant will not be allocated a SCRL right. This does not include the payment of an admission of guilt fine. Rights will also not be allocated to a right holder applicant if the applicant, or its members, directors or controlling shareholders that have had a fishing right cancelled, suspended or revoked in terms of the MLRA, or assets seized under the Prevention of Organised Crime Act 121 of 1998 or the MLRA.

Decisions may be reserved on applications if a right holder applicant (or its members, directors or controlling shareholders) are being investigated for breaches of the MLRA. A decision on such an application will be made after the completion of the investigation.

The Department requires every right-holder to pay a levy on targeted fish landed. Right-holders that have under-reported catches to, *inter alia*, avoid the payment of levies will be excluded. Right-holders that have not paid levies or will be penalised in the comparative balancing process as set out below. Should such an applicant nevertheless qualify for a right, a fishing permit will not be issued until the outstanding monies have been paid to the Department.

- (c) Paper quotas: Paper quotas as defined in the General Policy will be excluded.
- (d) Access to a suitable vessel: Applicants will have to demonstrate a right of access to a suitable vessel (see paragraph 9 below).

#### 8.2 Comparative balancing criteria

Right-holder applicants and potential new entrants will be evaluated in terms of the following balancing criteria, which will be weighted in order to assess the strength of each application. The criteria stated below must be read with the corresponding criteria in the General Policy for further detail. This applies in particular to the "transformation" criterion.

#### (a) Transformation:

Currently, 72 percent of right-holders in the SCRL fishery are black owned. These right-holders collectively control 77 percent of the TAC. Furthermore, SMEs make up 65 percent of right-holders and 78 percent of the vessels used in this fishery are black owned.

One the objectives during the process of allocating long-term fishing rights in this fishery is to maintain or improve on the present levels of transformation. As stipulated in the General Policy, applicants will be assessed and scored on

- The percentage black and women ownership and black and women representation at top salary, board of directors and senior official and management levels;
- Whether employees (other than top salary earners) benefit from an employee share scheme;
- Affirmative procurement;
- Compliance with the Employment Equity Act 55 of 1998 and the representivity of blacks and women at the various levels of employment below senior official and management level. The delegated authority may also have regard to the wage differentials between the highest and lowest paid employees;
- Compliance with legislation on skills development and the amounts spent on the training of blacks and participation in learnership programmes; and
- Corporate social investment.

#### (b) Investment in the fishery

As far as right-holder applicants are concerned, the delegated authority will specifically consider:

- Investments in suitable vessels and other fixed assets. In respect of vessels, investment in the form of shareholding will also be considered:
- Investments in marketing infrastructure and land-based processing facilities.

As far as new entrant applicants are concerned, the delegated authority will consider investments made in other sectors in the form of vessels, fixed assets, processing and marketing infrastructure. All new entrant applicants will be required to demonstrate that they have the knowledge, skill and capacity to participate in the South Coast Rock Lobster fishery.

#### (c) Jobs

The SCRL fishery provides about 400 jobs. Average salaries are R50 000 per year for sea-going employees.

Job creation and increases in jobs as a result of the allocation of medium term fishing rights will be rewarded, and in particular, applicants that have provided their employees with –

- Full time employment;
- Medical aid and pension; and
- Safe working conditions.

Jobs created per ton of fish allocated during the medium-term rights allocation process will be assessed and taken into account.

#### (d) Performance

Right-holder applicants that without good reason over or under-caught by more than 10 percent of their allocations will be penalised. Financial performance will be measured, as indicated in the General Policy.

#### (e) Payment of Fish levies

Right-holder applicants will be penalised if their levies are outstanding for a period longer than 60 days at the date of application.

#### (f) Compliance

If the applicant, its members or its directors or controlling shareholders have paid admission of guilt fines for contraventions of the MLRA, its Regulations or permit conditions, the applicant will be penalised.

#### 8.3 Quantum criteria

In this fishery, the mechanism for allocating quantum will form the subject of further consultation with applicants once the applications in this fishery have been assessed and the successful applicants have been identified. Subject to the outcome of the consultation process, the following three principles will be applied in respect of the allocation of quantum.

Firstly, the allocation of quantum to successful medium term right holder applicants will be determined with reference to the quantum held by right holders in 2005.

Secondly, the delegated authority must endeavour to redistribute at least 10% (ten percent) of the TAC to right holders with small allocations, provided that these entities are sufficiently transformed and performed well during the medium term process.

Thirdly, and in addition to the above two principles, the delegated authority shall be entitled to allocate quantum based on criteria intended to achieve the objectives of this policy, such as transformation and performance. These criteria must be designed in a manner which should ensure that all successful applicants, regardless of the size of their previous allocations, will be able to benefit if they meet the criteria.

#### 9. Suitable vessels

A suitable vessel in the SCRL fishery is a vessel that:

- has a minimum SAMSA registered length of approximately 25 metres;
- is fitted with a functioning vessel monitoring system;
- is capable of deploying lines of approximately one mile long and 100 traps;
- is capable of storing at least 1 000 traps;
- is capable of carrying the necessary winches; and
- is capable of carrying approximately 30 or more crew members.

#### 10. Multi-sector involvement

Right-holders in the SCRL fishery are not precluded from holding rights in any fishery in the Cluster A and Cluster B fisheries. Right-holders in the SCRL fishery (including their controlling shareholders and members of their executive management team) will not be allowed to hold commercial fishing rights in the Cluster C and Cluster D fisheries, including traditional line fish.

#### 11. Application fees and levies

The application fee for this fishery will be determined having regard to:

- The cost of the entire rights allocation process, including consultation, receipting, evaluation of applications, verification, appeals and reviews; and
- The value of the fish being allocated over the duration of the right.

The annual levies payable with effect from 1 October 2005 will be determined after consultation with right holders. The levies payable will be utilised by the Department to mitigate the annual costs of management, compliance and research.

#### 12. Management measures

The management measures discussed below reflect a number of the Department's principal post right allocation management intentions for this fishery.

#### 12.1 Ecosystem approach to fisheries management

This fishery will be managed in accordance with the ecosystem approach to fisheries ("EAF"). An ecosystem approach to fisheries management is a holistic and integrated policy which recognises that fishing and associated landbased activities impact on the broader marine environment. This part of the SCRL fishing policy does not attempt to provide a policy statement on EAF in the SCRL fishery. The EAF in the SCRL fishery will be detailed further in the Fishery Management Manual for the SCRL fishery. South

Africa remains committed to the target date of 2010 for the implementation of an EAF in the commercial fisheries.

#### 12.2 Consolidation of participants

After the allocation of the 15-year commercial fishing rights in this fishery, the Department will facilitate the consolidation of the number of right-holders active in the fishery, particularly where:

- Right-holders share the same shareholders, offices or management team;
   or
- Smaller right-holders opt to consolidate their business operations.

Consolidation of right-holders is, however, subject to the Department's approach to monopolies (see paragraph 12.4 below).

#### 12.3 Vessels and Fishing Effort

There are presently eight SCRL fishing vessels that operate in South African waters. As some right-holders do not wholly own the vessels they use and because vessels may require replacement, the Department recognises that many right-holders will seek to introduce further or new vessels after the allocation of long-term fishing rights. The Department will carefully evaluate the cumulative effect of the introduction of further and new vessels into the fleet. Right-holders will not be permitted to introduce vessels capable of expending effort that is in excess of their allocations. In addition, the Department may consult with the Fishery Industrial Body on all applications to introduce further or new vessels into the fishery.

#### 12.4 Monopolies

While the Department will encourage the consolidation of right-holders in this fishery, it is opposed to monopolies which may operate to the detriment of smaller right-holders.

The Department will not at this stage determine a maximum threshold of the TAC that any one right-holder may hold or control, but will monitor whether any larger right-holder acts in a manner contrary to fair competition practices.

#### 13. Performance measuring

The Department will institute a number of formal performance measuring exercises for the duration of the commercial fishing rights. It is envisaged that the first performance measuring exercise will take place after two years and thereafter every four years.

Although the Department will finalise the precise criteria against which right-holders will be measured after the allocation of commercial fishing rights, and after consulting with right-holders, the following broad performance-related criteria may be used:

- transformation;
- investment in vessels and gear;
- sustainable utilisation, and in particular the ecological impacts of longline trap fishing;
- compliance with applicable laws and regulations.

The purpose of performance measuring will be to ensure that the objectives of the fishery are being met and that management methodologies and procedures remain current and suitable for the fishery.

#### 14. Observer programme

The Department's current observer programme will be expanded to include compliance observation. In addition, the Department will progressively increase the observer coverage of this fishery. Right-holders will be required to bear the costs of the observer programme.

#### 15. Permit conditions

Permit conditions for this fishery will be issued annually. The permit conditions will be determined after consultation with right holders in this fishery and will be subject to revision as and when it may be necessary.



## DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME TAK MARIENE EN KUSBESTUUR

### BELEID VIR DIE TOEKENNING EN BESTUUR VAN KOMMERSIËLE VISVANGREGTE IN DIE SUIDKUSKREEFVISSERY: 2005

HIERDIE BELEID MOET SAAMGELEES WORD MET DIE

ALGEMENE BELEID OOR DIE TOEKENNING EN BESTUUR VAN

LANGTERMYN KOMMERSIËLE VISVANGREGTE: 2005

(beskikbaar by www.mcm-deat.gov.za)

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#### Inleiding

Hierdie beleid oor die toekenning en bestuur van kommersiële visvangregte in die Suidkuskreefvissery (hierna ook "SKKV") word uitgereik deur die Minister van Omgewingsake en Toerisme (die "Minister"). Hierdie beleid moet saamgelees word met die Algemene Beleid oor die Toekenning en Bestuur van Langtermyn Kommersiële Visvangregte: 2005 ( "die Algemene Visvangbeleid")

Die doel van hierdie beleid is om die oorwegings van toepassing op die toekenning van langtermyn kommersiële visvangregte vir die suidkuskreefvissery uiteen te sit. Baie van hierdie oorwegings is nie nuut nie. Hulle is in die verlede deur die Minister en gedelegeerde owerhede van die Departement van Omgewingsake en Toerisme: Tak Mariene en Kusbestuur (die "Departement") gebruik by die toekenning van regte en tot 'n mate beliggam hierdie beleid sodanige oorwegings.

Sekere bestuursbeleidsrigtings vir die periode na die toekenning van regte verskyn ook in hierdie beleid. 'n Bestuurshandleiding vir die suidkuskreefvissery sal met al die regtehouers in die loop van 2006 gefinaliseer word. Hierdie handleiding sal in fyn besonderhede die bestuursmetodes en -prosedures vir die vissery uitstippel.

Die Minister is voornemens om die artikel 18-magte in terme waarvan kommersiële visvangregte van die suidkuskreefvissery toegeken word ingevolge artikel 79 van die Wet op Lewende Mariene Hulpbronne, 18 van 1998 (die "WLMH") aan 'n senior beampte van die Departement te delegeer. Hiedie beleid sal die gedelegeerde owerheid lei in die neem van besluite oor aansoeke in hierdie vissery.

#### Biologiese en hulpbrondinamika

Suidkuskreef (*Palinurus gilchristi*) is endemies aan die vastelandsplat van Suider Suid-Afrika, en kom voor op rotsagtige substrata op dieptes van 50 tot 200 meter. Die spesie word in kommersiële hoeveelhede op twee plekke gevind: aflandig op die Agulhasbank in 'n gebied ongeveer 200 kilometer vanaf die kus en nader aanlandig (2 tot 50 kilometer van die kus) tussen Mosselbaai en Oos-Londen. Suidkuskreef is 'n koue water spesie wat stadig groei en

lank lewe. Die kusgebied tussen Danger Point en Kaap Agulhas is 'n belangrike nedersettingsgebied vir jongelinge, wat daarná na volwasse habitatte migreer op die Agulhasbank en in die kusgebied tussen Mosselbaai en Port-Elizabeth. Krewe wat tussen Port Alfred en Oos-Londen voorkom, is gewoonlik kleiner groei stadiger en migreer nie.

#### Sektorale profiel

Die suidkuskreefvissery is 'n diepsee-langlynvalstrik vissery wat in 1974 begin het. In daardie stadium het Suid-Afrikaanse sowel as buitelandse vaartuie hierdie diepsee hulpbron ontgin. In 1976 het Suid-Afrika egter sy 200 myl Ekslusiewe Ekonomiese Sone (EES) verklaar en is buitelandse deelname aan hierdie vissery effektief beëindig. 'n Totaal van 26 Suid-Afrikaanse vaartuie het in vissery behoue gebly. Hierdie getal het in 1981 tot 15 verminder nadat jare se nie-volhoubare en ongereguleerde ontginnig die hulpbron se ineenstorting teweeggebring het. In 1975 is 2 092 ton suidkuskreef ge-oes; teen 1981 het dit gedaal tot 'n skamele 176 ton.

Hierdie vissery is vir die eerste keer gereguleer deur die instelling van 'n Totale Toelaatbare Vangs ("TTV") in 1984. Die TTV was vasgestel op 450 ton (stertmassa). Tien jaar later het navorsing getoon dat die hulpbron steeds besig was om te kwyn. Die bestuurstrategie vir hierdie vissery is in 2000 fundamenteel verander. 'n Gekombineerde TTV en Totale Ontplooide Vangspoging (TOV) was ingestel wat 'n beperking geplaas het op die aantal dae wat 'n SKK-vaartuig op see mag bly. Die "seedae"-beperking word bereken volgens die gedeelte van die TTV wat deur 'n spesifieke vaartuig gevang mag word, met inagneming van die vaartuig se visvangvermoë.

Die Departement se bestuursplan vir die SKK vissery het vrugte afgewerp en gedurende die 2001/2002 visvangseisoen was SKK se TTV vasgestel op 340 ton, gekombineerd met 'n TOV van 1 922 seedae. Drie jaar later het die TTV toegeneem tot 382 ton, gekombineerd met 'n TOV van 2089 seedae.

Suidkuskreefvangste word geland by die Kaapstad- en Port-Elizabeth hawens. Die vangs word gewoonlik ter see gevries en gegradeer en by kus-gebaseerde geriewe herverpak. Feitelik die totale vangs word uitgevoer, hoofsaaklik na die VSA.

Die SKK-industrie bied werksgeleenthede vir ongeveer 400 mense. Van diegene is 285 seevarende personeel wat op nege vaartuie in diens is. Sewe-en-negentig persent van die werknemers is voorheen benadeelde persone. Gemiddeld verdien werkers R50 000 per jaar in salarise, wat die industrie van die bes-betaalde in die visindustrie maak. Die waarde van die vangste beloop ongeveer R100 miljoen per jaar. Die markwaarde van vaartuie wat in die vissery werksaam is, beloop ongeveer R70 miljoen.

Die vaartuie is toegerus vir langlynvalstrik-visvang. Plastiese, vaatjievormige valstrikke word gestel vir periodes wat strek vanaf 24 uur tot 'n paar dae. Elke vaartuig trek en stel ongeveer 2 000 valstrikke per dag in stelle van 100 na 200 valstrikke. Langlynvalstrik-visvang is 'n arbeid-intensiewe visvangmetode. Bemannings bestaan uit tot 35 persone. Die vaartuie in die vissery is groot, aflandige vaartuie wat in lengte wissel vanaf 30 tot 60 meter. Hulle vang vis vir tussen 180 en 300 dae per jaar.

Die suidkuskreefvissery is kapitaal intensief, wat die gebruik van groot vaartuie vereis met versekerde waardes van tussen R4 miljoen en R10 miljoen. 'n Aansienlike aantal bemanningslede, toegang tot oorsese markte en fondse vir oorhoofse kostes soos brandstof, vaartuigonderhoud en salarisse is nodig.

#### 4. Medium-termyn regtetoekenning

Medium-termyn kommersiële visvangregte is aan 18 regtehouers toegeken. Regtehouers hou tipies tussen twee en 10 persent van die TTV behalwe vir een maatskappy wat 41.1 persent hou. Nege vaartuie word gebruik om die totale TTV te ontgin.

Van die 18 regte-houers is:

- 72 persent entiteite in swart besit;
- 47 persent onder swart bestuur;
- 65 persent klein of medium grote ondernemings ("KMOs").

#### 5. Oorkoepelende sektorale doelwitte

Die oorkoepelende doelwitte met die toekenning van langtermyn-visvangregte in hierdie vissery is om:

- die transformasieprofiel in die SKK-vissery in stand te hou of te verbeter;
- 'n Omgewing te skep wat belegging aanlok en werkskepping stimuleer;
- ekonomiese lewensvatbaarheid van die vissery te ondersteun;en
- die omgewingsvolhoubaarheid van die vissery te verseker.

#### 6. Tydsduur

Met inagneming van -

- die transformasieprofiel van die vissery ;
- die aantal permanente betrekkings wat verskaf word (en om die oorskakeling van deeltydse na voltydse werksgeleenthede aan te moedig);
- die behoefte om stabiliteit in die vissery in stand te hou;
- die feit dat die SKK bron, volgens wetenskaplike data, besig is om te herstel.

sal kommersiële visvangregte vir 'n tydperk van 15 jaar toegeken word (1 Oktober 2005 tot 30 September 2020). Die Departement sal gereeld regtehouers evalueer teen voorafbepaalde prestasiekriteria (sien paragraaf 13 hier onder).

#### 7. Nuwe Inkomelinge

SKK bronne word tans ingevolge 'n konserwatiewe herstelstrategie bestuur. Teen 1981 het die SKK bron ineengestort, en die bron is onderwerp aan jare se verdere oor-ontginning tussen die laat 1980's en 2001. In 1992 was die gemiddelde toekenning 75 ton; met 14 ton as die kleinste individuele toekenning. Teen 2002, het die gemiddelde toekenning geval tot 17 ton; met 7 ton as die kleinste individuele toekenning. Daar word gedink dat tussen 1989 en 2001 het die SKK

bron afgeneem met 65 persent, hoofsaaklik as gevolg van oorontginning deur Hout Bay Fishing Industries (Edms) Bpk.

Die huidige 18 regtehouers en nege vaartuie is die maksimum vangspoging wat die vissery op hierdie stadium kan volhou. Die vissery het ook aanvaarbare vlakke van transformasie en aansienlike getalle klein- en medium grote ondernemings. Hoewel die moontlikheid van die vervanging van bestaande regtehouers nie uitgesluit kan word nie, is dit onwaarskynlik dat enige nuwe inkomelinge toegelaat sal word.

#### 8. Evalueringskriteria

Aansoeke sal ingevolge 'n stel "uitsluitingskriteria" gesif word en daarna volgens 'n stel gelaaide "vergelykende balanseringskriteria" evalueer word. 'n Afsnypunt of rangorde sal dan bepaal word om die suksesvolle aansoekers te bepaal. 'n Gedeelte van die TTV sal dan aan elke suksesvolle aansoeker toegeken word in terme van 'n stel "kwantumkriteria".

#### 8.1 Uitsluitingskriteria

Behalwe vir die kriteria beskryf in die Algemene beleid aangaande die indiening van die aansoeke en wesenlike tekortkominge, sal die gedelegeerde owerheid aansoekers uitsluit wat versuim om aan die volgende vereistes te voldoen:

(a) Vorm van die aansoeker: Slegs aansoeke van entiteite geïnkorporeer ingevolge die Wet op Beslote Korporasies 69 van 1984 en die Maatskappyewet 61 van 1973 sal oorweeg word. Regte sal nie toegeken word aan natuurlike persone (d.w.s. individue of eenmansake) nie. Natuurlike persone wat bestaande regtehouers is moet aansoek doen in die vorm van 'n beslote korporasie of maatskappy en sal as medium termyn regtehouer aansoekers behandel word indien hulle aan die riglyne uiteengesit in die Algemene Beleid voldoen.

(b) Wetsnakoming: Indien 'n regtehouer aansoeker of sy lede, direkteure of beherende aandeelhouers skuldig bevind is aan 'n misdryf ingevolge die WLMH nie, sal 'n reg nie aan die aansoeker toegeken word nie. Dit sluit nie die betaling van 'n skulderkenningsboete in nie. Regte sal ook nie toegeken word aan 'n regtehouer-aansoeker indien die aansoeker of sy lede, direkteure of beherende aandeelhouers se visvangregte gekanselleer, opgeskort of ingetrek is ingevolge die WLMH of daar op hul bates beslag gelê is in terme van die Wet op die Voorkoming van Georganiseerde Misdaad 121 van 1998 of die WLMH nie.

Besluite mag gereserveer word oor die aansoeke van regte-houers wat ondersoek word vir oortredings van die WLMH. 'n Besluit oor so 'n aansoek sal geneem word na afhandeling van die ondersoek.

Die Departement vereis dat elke regtehouer 'n heffing betaal op die geteikende vis wat geland word. Regte houers wat vangste ondergerapporteer het ten einde, inter alia, die betaling van heffings te vermy sal uitgesluit word. Regtehouers wat nie heffings betaal het nie sal gepenaliseer word in die vergelykende balanseringsproses soos hieronder uiteengesit. Sou sodanige aansoeker egter nietemin vir 'n reg kwalifiseer, sal 'n visvangpermit nie uitgereik word nie alvorens die uitstaande gelde aan die Departement betaal is nie.

- (c) Papierkwotas: Papierkwotas soos uiteengesit in die Algemene Beleid, sal uitgesluit word.
- (d) Toegang tot 'n geskikte vaartuig: Aansoekers sal moet aantoon dat hulle 'n reg van toegang tot 'n geskikte vaartuig het (sien paragraaf 9 hier onder).

#### 8.2 Vergelykende Balanseringskriteria

Aansoekers wat regte hou, asook potensiële nuwe inkomelinge, sal evalueer word ingevolge die volgende balanseringskriteria, wat gelaai sal word ten einde die sterkte

van elke aansoek te bepaal. Die kriteria hieronder uiteengesit moet saamgelees word met die ooreenstemmende kriteria in die Algemene beleid vir verdere detail. Dit is in besonder van toepassing op die "transformasie" kriterium.

#### (a) Transformasie:

Huidiglik is twee-en-sewentig persent van regtehouers in die SKK vissery in swart besit. Hierdie regtehouers beheer gesamentlik 77 persent van die TTV. Voorts is 65 persent van regtehouers klein- en medium-grote ondernemings en 78 persent van die vaartuie wat in hierdie bedryf gebruik word, is in swart besit.

Een van die doelwitte met die toekenning van langtermyn visvangregte in hierdie vissery is om die huidige transformasievlakke in stand te hou, of te verbeter. Soos in die Algemene Beleid bepaal, sal aansoekers evalueer word op grond van -

- Die persentasie swart en vroue eienaarskap en swart en vroue verteenwoordiging op top salarisvlakke, die direksie en senior beampte en bestuursvlakke;
- Of werknemers (anders as top salaristrekkers) voordeel trek uit 'n werknemeraandeleskema;
- Regstellende aankope;
- Nakoming van die Wet op Diensbillikheid 55 van 1998 en die verteenwoordigheid van swart persone en vroue op die verskillende diensvlakke onder senior beampte en bestuursvlak. Die gedelegeerde owerheid mag ook die verskil in besoldigingsvlakke tussen die hoogste en laagste betaalde werknemers in ag neem.
- Nakoming van wetgewing oor vaardigheidsontwikkeling en die bedrae spandeer op die opleiding van swart persone en deelname aan leerskapprogramme; en
- Korporatiewe maatskaplike belegging.

#### (b) Belegging in die vissery

Met betrekking tot bestaande regtehouers, sal die gedelegeerde owerheid die volgende spesifiek in aanmerking neem:

- Beleggings in geskikte vaartuie en ander vaste bates. Met betrekking tot beleggings in vaartuie sal beleggings in die vorm van aandeelhouding ook in aanmerking geneem word;
- Beleggings in bemarkingsinfrastruktuur en land-gebaseerde prosesseringsfasiliteite.

Wat nuwe inkomeling aansoekers betref, sal die gedelegeerde owerheid oorweging gee aan beleggings gemaak in ander sektore in die vorm van vaartuie, vaste bates, prosesserings- en bemarkingsinfrastruktuur. Daar sal van alle nuwe inkomeling aansoekers vereis word om aan te toon dat hulle die kennis, vaardigheid en kapasiteit het ten einde aan die suidkuskreefvissery deel te neem.

#### (c) Werksgeleenthede

Die SKK vissery voorsien ongeveer 400 werksgeleenthede. Gemiddelde salarisse is R50 000 per jaar vir seevarende werknemers.

Werkskepping en die vermeerdering van werksgeleenthede as gevolg van die toekenning van mediumtermynregte sal beloon word en in besonder aansoekers wat hulle werknemers voorsien het met-

- Voltydse werk;
- Mediese fonds en pensioen; en
- Veilige werksomstandighede.

Werksgeleenthede geskep is per tonnemaat vis toegeken gedurende die mediumtermyn toekenningsproses sal bepaal word en in ag geneem word.

#### (d) Prestasie

Regtehouer aansoekers wat sonder goeie rede meer of minder gevang het (met meer as 10% van hul toekennings) sal penaliseer word. Finansiële prestasie sal gemeet word soos aangedui in die Algemene Beleid.

#### (e) Betaling van visvangheffings

Regtehouer aansoekers sal penaliseer word as hul heffings vir 'n tydperk langer as 60 dae agterstallig is op datum van hulle aansoek.

#### (f) Wetsnakoming

Indien die aansoeker, sy lede of direkteure of beherende aandeelhouers skulderkenningboetes betaal het vir oortredings van die WLMH, die wet se regulasies of permitvoorwaardes sal die aansoeker penaliseer word.

#### 8.3 Kwantumkriteria

In hierdie vissery sal die meganisme vir die toekenning van kwantum die onderwerp wees van verdere konsultasie met aansoekers nadat die aansoeke in die vissery oorweeg is en die suksesvolle aansoekers geidentifiseer is. Onderhewig aan die uitkoms van die konsultasie proses, sal die volgende drie beginsels toegepas word met betrekking tot die toekenning van kwantum.

Eerstens, die toekenning van kwantum aan suksesvolle medium-termyn regtehouers sal vasgestel word met verwysing na kwantum gehou deur regtehouers in 2005.

Tweedens, die gedelegeerde owerheid moet poog om ten minste 10% (tien persent) van die TTV te herverdeel aan regtehouers met klein toekennings, indien hierdie entiteite voldoende getransformeer is en goed presteer het gedurende die mediumtermyn proses.

Derdens, en bykomend tot die bogenoemde twee beginsels, sal die gedelegeerde owerheid by magte wees om kwantum toe te ken gebaseer op kriteria wat daarop gemik is om die oogmerke van hierdie beleid te bereik, soos transformasie en prestasie. Hierdie kriteria moet ontwerp word op 'n wyse wat moet verseker dat alle suksesvolle aansoekers, afgesien van die grote van hulle vorige toekenning, daarby kan baat vind indien hulle aan die kriteria voldoen.

#### Geskikte vaartuie

'n Geskikte vaartuig in die SKK-vissery is 'n vaartuig:

- met 'n minimum SAMVV-gesertifiseerde lengte van ongeveer 25 meter;
- toegerus met 'n werkende vaartuigmoniteringstelsel;
- wat daartoe in staat is om lyne te ontplooi van ongeveer een myl lank en 100 valstrikke;
- wat daartoe in staat is om ten minste 1000 valstrikke te stoor;
- wat daartoe in staat is om die nodige hystoestelle te dra; en
- wat in staat is om ongeveer 30 of meer bemanningslede te dra.

#### 10. Multi-sektorale betrokkenheid

Regtehouers in die SKK-vissery word nie verhinder om regte in enige ander vissery in Groepe A en B visserye te hou nie. Regtehouers in die SKK-vissery (insluitende hulle beherende aandeelhouers en lede van hulle uitvoerende bestuurspan) sal nie toegelaat word om kommersiële visregte in Groepe C en D te hou nie. Dieselfde geld vir tradisionele lynvis.

#### 11. Aaansoekgelde en heffings

Die aansoekgelde vir hierdie vissery sal bepaal word met inagneming van:

- Die koste van die hele regtetoekenningsproses, met inbegrip van konsultasie, ontvangs, evaluering van aansoeke, verifikasie, appèlle en hersienings; en
- Die waarde van die vis wat toegeken word oor die duur van die reg.

Die jaarlikse heffings wat met ingang 1 Oktober 2005 betaalbaar is, sal bepaal word na oorlegpleging met regtehouers. Die heffings betaal sal deur die Departement gebruik word vir die mitigasie van jaarlikse kostes van bestuur, wetsnakoming en navorsing.

#### 12. Bestuursmaatreëls

Die bestuursmaatreëls wat hier onder bespreek word, weerspieël sommige van die Departement se hoofvoornemens vir die bestuur van hierdie vissery nadat regte toegeken is.

#### 12.1 Ekosisteembenadering tot bestuur van visvangbedryf

Hierdie vissery sal bestuur word ooreenkomstig die ekosisteembenadering tot die bestuur van visserye ("EBV"). 'n Ekosisteembenadering tot visserybestuur is 'n holistiese en geïntegreerde benadering wat erken dat dat visvang en verwante aktiwiteite op land die breë mariene omgewing beïnvloed. Hierdie deel van die beleid vir die SKK-vissery, is nie daarop gerig om 'n beleidsverklaring te voorsien oor EBV in die SKK-vissery nie. Die EBV in die SKK-vissery sal verder uitgestippel word in die Bestuurshandleiding vir die SKK-vissery. Suid-Afrika bly verbind tot die teikendatum van 2010 vir die inwerkingstelling van 'n EAF in die kommersiële visserye.

#### 12.2 Konsolidering van deelnemers

Na die toekenning van kommersiële visvangregte vir 15 jaar in hierdie vissery, sal die Departement die konsolidasie van die aantal regtehouers wat aktief is in die vissery fasiliteer, veral waar:

- Regtehouers dieselfde aandeelhouers, kantore of bestuurspan deel, of
- Kleiner regtehouers verkies om hul sakebedrywighede te konsolideer.

Die konsolidasie van regtehouers is egter onderworpe aan die Departement se benadering tot monopolieë (sien paragraaf 12.4 hieronder).

#### 12.3 Vaartuie en vangspoging

Daar is tans agt SKK vaartuie wat in Suid-Afrikaanse waters werksaam is. Omdat sommige regtehouers nie geheel eienaars is van die vaartuie waarmee hulle gebruik nie, en omdat vaartuie moontlik vervang moet word, besef die Departement dat baie regtehouers, na die toekenning van langtermyn-visvangregte, verdere of nuwe vaartuie sal wil inbring. Die Departement sal die stapeleffek, van die toevoeging van verdere en nuwe vaartuie tot die vloot, noukeurig evalueer. Regtehouers sal nie toegelaat word om vaartuie in te bring wat in staat is om vangspoging te ontplooi wat bo hulle toekennings is nie. Verder mag die Departement met die Bedryfsliggaam van die Visvangsektor konsulteer in verband met aansoeke om verdere of nuwe vaartuie in die vissery in te bring.

#### 12.4 Monopolieë

Hoewel die Departement konsolidering van regtehouers in die vissery aanmoedig, is die Departement gekant teen monopolieë wat tot nadeel van die kleiner regtehouers kan werk.

Die Departement sal nie tans 'n maksimum TTV wat enige regtehouer mag hou of beheer bepaal nie, maar sal moniteer of enige groter regtehouer strydig optree met billike mededingingspraktyke.

#### Meet van prestasie

Die Departement sal 'n aantal formele prestasiemetingoefeninge instel vir die duur van die kommersiële visvangregte. Daar word beoog om die prestasiemetingoefening na twee jaar uit te voer en daarna elke vier jaar.

Alhoewel die Departement die presiese kriteria waaraan die regtehouers na die toekenning van kommersiële visvangregte gemeet sal word sal finaliseer na die toekenning van kommersiële visvangregte, en na oorlegpleging met regtehouers, mag die volgende breë prestasie-verwante kriteria gebruik word:

- transformasie;
- belegging in vaartuie en toerusting;
- volhoubare benutting, en in besonder die ekologiese impak van langlyn valstrikvangs;
- nakoming van toepaslike wette en regulasies.

Die oogmerk met prestasiemeting sal wees om te verseker dat die doelstellings van die vissery bereik word en dat bestuursmetodologie en prosedures geskik is en op datum bly vir vissery.

#### 14. Waarnemersprogram

Die Departement se huidige waarnemersprogram sal uitgebrei word om waarneming vir wetstoepassings-doeleindes in te sluit. Die Departement sal verder die dekking van waarneming van hierdie vissery progressief uitbrei. Daar sal van regtehouers verwag word om die koste van die waarnemingsproses te dra.

#### 15. Permitvoorwaardes

Permitvoorwaardes vir hierdie vissery sal jaarliks uitgereik word. Die permitvoorwaardes sal vasgestel word na konsultasie met regtehouers in hierdie vissery en sal onderworpe wees aan hersiening soos en wanneer dit nodig mag wees.



## DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM BRANCH MARINE AND COASTAL MANAGEMENT

POLICY FOR THE ALLOCATION AND MANAGEMENT OF COMMERCIAL FISHING RIGHTS IN THE <u>SMALL PELAGICS</u> (ANCHOVY AND SARDINE PURSE-SEINE) FISHERY: 2005

THIS POLICY MUST BE READ WITH THE GENERAL POLICY ON THE

ALLOCATION AND MANAGEMENT OF LONG-TERM COMMERCIAL FISHING

RIGHTS: 2005 (available at www.mcm-deat.gov.za)

Small Pelagic Policy: May 2005

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#### Introduction

This policy on the allocation and management of commercial fishing rights in the small pelagic fishery for anchovy and sardine is issued by the Minister of Environmental Affairs and Tourism ("the Minister"). This policy must be read with the General Policy on the Allocation and Management of Long-Term Commercial Fishing Rights: 2005 ("the General Fisheries Policy").

The purpose of this policy is to set out the considerations that will apply to the allocation of long-term commercial small pelagic fishing rights. Many of these considerations are not new. They have been applied by the Minister and delegated authorities from the Department of Environmental Affairs and Tourism: Branch Marine and Coastal Management ("the Department") when allocating rights in the past and to an extent this policy documents those considerations.

Certain post-rights allocation management policies are presented. A Small Pelagic Fishery Management Manual will be finalised with all right-holders during the course of 2006. This manual will stipulate in detail the management methodology and procedures for the fishery.

The Minister intends to delegate the section 18 power to allocate commercial small pelagic fishing rights in terms of section 79 of the Marine Living Resources Act 18 of 1998 ("the MLRA") to a senior official of the Department. This policy document will guide the delegated authority in taking decisions on applications in this fishery.

#### 2. Sector profile

The small pelagic fishery dates back to the late 1940's when a fleet of privately owned purseseine vessels began targeting sardine and horse mackerel. In 1953 an annual maximum catch limit of 270 000 tons was set but was never enforced. As a result, catches regularly exceeded this figure. By 1961, the maximum limit was repealed. In 1962, more than 410 000 tons of sardine were landed, but by 1966, the catch had dropped to 100 000 tons. The fleet then started targeting anchovy, using nets with a smaller mesh size. In 1987 anchovy catches peaked at 600 000 tons, but catches declined thereafter and in 1996 only 40 000 tons of anchovy were landed. Anchovy and sardine catches have subsequently increased, with landings of both species averaging around 250 000t each over the past five years. The fishery is currently managed in terms of an Operational Management Procedure ("OMP") that sets annual Total Allowable Catches ("TAC") for anchovy and sardine.

In terms of catch volumes, the small pelagic fishery remains the largest in South Africa. It is the second most important in terms of value. This fishery's management procedure is the most complex of the commercial fisheries. Two species are the main targets, namely sardine (Sardinops sagax) and anchovy (Engraulus encrasicolus), with associated by-catch species being red-eye round herring (Etrumeus whiteheadii) and Cape horse-mackerel (Trachurus trachurus capensis). Sardines are canned for human consumption while anchovy and most of the by-catch species are reduced to fishmeal, fish oil and fish paste.

Small pelagic targeting occurs inshore, primarily along the Western Cape's west and south coasts (anchovy and sardine) and the Eastern Cape coast (sardine).

The pelagic fleet consists of wooden, GRP and steel hulled purse-seine vessels, ranging in length from 15 metres to 30 metres. The industry employs approximately 7 800 people. Of these, 5 300 are employed on a permanent basis and 2 500 on a seasonal basis. The average annual income of sea-going workers is R94 000 – the highest in the fishing industry. Ninety-five percent of workers in this fishery are historically disadvantaged persons. The value of fish landed is presently worth approximately R800 million per annum. The market value of the 106 vessels operating in this fishery is more than R600 million (the average vessel is worth R 7 million). The fishery is capital intensive, with right-holders having to invest in vessels and processing and marketing infrastructure, or gain access to such through catching and processing agreements.

#### The medium term rights allocation process

In 1992, historically disadvantaged persons controlled some approximately seven percent of the small pelagic fishery. The accommodation of new entrants since 1992 has resulted in a narrowing of the gap between the largest and smallest allocations. Over the same period there has been a ten-fold increase in black involvement and ownership in the fishery (from seven percent to 73 percent). In 2001 and 2002, the 113 medium-term (four-year) commercial small pelagic fishing rights were allocated. Of these:

- 73 percent were allocated to black-owned entities;
- 75 percent of the TAC is controlled by black-owned entities;
- 85 percent of right-holders are small and medium enterprises (SMEs); and
- 50 percent of all vessels in this fishery belong to black-owned entities.

#### 4. Over-arching sectoral objectives

The over-arching objectives of allocating long-term fishing rights in this fishery are to:

- Maintain or improve the transformation profile;
- Create an environment that attracts investment and stimulates job creation;
- Encourage investment in vessels (particularly the replacement of old vessels) and processing and marketing infrastructure;
- Encourage value-adding by supporting the development of new products, particularly products for human consumption;
- Reduce by-catches of horse mackerel; and
- Promote the economic viability and environmental sustainability of the fishery.

Commercial rights will not be allocated for the sole purpose of utilising fish for bait.

#### Duration of rights

Having regard to -

- the transformation profile of the fishery;
- the fact that the current purse-seine fleet is old and requires replacement;
- · the high number of quality permanent jobs provided; and

 the need to maintain the economic stability that currently prevails in the fishery,

commercial rights will be allocated for a period not exceeding 15 years (1 January 2006 to 31 December 2020). The Department will regularly evaluate right holders against predetermined performance criteria (see further paragraph 12 below).

# 6. New entrants

Given the current abundance of anchovy and sardine, together with the inherent variability of stocks of small pelagic fish, it is very likely that the abundance of either or both species will fall substantially in the near future. A substantial decline in the TAC and effort in this fishery is predicted. In addition, this is a high volume, low margin fishery. This means that financially viable long-term allocations need to be substantial.

The Department therefore considers that there is no room for the introduction of additional effort and the number of participants will not be increased. Existing participants may, however, be replaced in the rights allocation process with new entrants.

#### 7. Evaluation criteria

Applications will be screened in terms of a set of "exclusionary criteria", and thereafter assessed in terms of a weighted set of "comparative balancing criteria". A cut-off score will then be determined to select the successful applicants. Rights will be allocated separately for the anchovy and sardine fisheries and applicants may apply for a right in each of these fisheries. A percentage of the TAC will then be allocated to each successful applicant in terms of a set of "quantum criteria".

# 7.1 Exclusionary criteria

Apart from the criteria described in the general policy pertaining to the lodgement of the applications and material defects, the delegated authority will exclude applicants that fail to meet the following requirements:

- (a) Form of the applicant: Applications will only be considered from entities incorporated in terms of the Close Corporations Act 69 of 1984 and the Companies Act 61 of 1973. Natural persons (i.e. individuals or sole proprietors) will not be granted rights. Current natural person right holders must apply in the form of a close corporation or company and will be treated as medium term right holder applicants provided that they comply with the guidelines set out in the General Policy.
- (b) Compliance: If a right holder applicant, or its members, directors or controlling shareholders have been convicted of an offence in terms of the MLRA, the applicant will not be allocated a small pelagic fishing right. This does not include the payment of an admission of guilt fine. Rights will also not be allocated to a right holder applicant if the applicant, or its members, directors or controlling shareholders that have had a fishing right cancelled, suspended or revoked in terms of the MLRA, or assets seized under the Prevention of Organised Crime Act 121 of 1998 or the MLRA.

Decisions may be reserved on applications if a right holder (or its members, directors of controlling shareholders) are being investigated for breaches of the MLRA. A decision on such an application will be made after the completion of the investigation.

The Department requires every right-holder to pay a levy on targeted fish landed. Right-holders that have under-reported catches to, *inter alia*, avoid the payment of levies will be excluded. Right-holders that have not paid levies will be penalised in the comparative balancing process as set out below. Should such an applicant nevertheless qualify for a right, a fishing permit will not be issued until the outstanding monies have been paid to the Department.

- (c) Paper Quotas: Paper quotas as defined in the General Policy will be excluded.
- (d) Access to a suitable vessel: Applicants will have to demonstrate a right of access to a suitable vessel (see paragraph 8 below).

# 7.2 Comparative balancing criteria

Right-holder applicants and new entrant applicants will be evaluated in terms of the following balancing criteria, which will be weighted to assess the strength of each application. The criteria stated below must be read with the corresponding criteria in the General Policy for further detail. This applies in particular to the "transformation" criterion.

# (a) Transformation:

Currently, 73 percent of right-holders in this fishery are black-owned. These right-holders collectively control 75 percent of the TAC. Small- and medium-sized enterprises make up 85 percent of right-holders.

One of the objectives with the allocation of long-term fishing rights in this fishery is to maintain or improve on the present levels of transformation. As stipulated in the General Fisheries Policy, applicants will be assessed and scored on –

- The percentage black and women ownership and black and women representation at top salary, board of directors and senior official and management levels;
- Whether employees (other than top salary earners) benefit from an employee share scheme;
- Affirmative procurement;

- Compliance with the Employment Equity Act 55 of 1998 and the representivity of blacks and women at the various levels of employment below senior official and management level. The delegated authority may also have regard to the wage differentials between the highest and lowest paid employees;
- Compliance with legislation on skills development and the amounts spent on the training of blacks and participation in learnership programmes; and
- Corporate social investment.

# (b) Investment in the fishery

As far as right-holder applicants are concerned, the delegated authority will specifically consider:

- Investments in suitable vessels and other fixed assets. In respect of vessels, investment in the form of shareholding will also be considered:
- Investments in processing and marketing infrastructure.

As far as new entrant applicants are concerned, the delegated authority will consider investments made in other sectors in the form of vessels, fixed assets, processing and marketing infrastructure. All new entrant applicants will be required to demonstrate that they have the knowledge, skill and capacity to fish for small pelagics.

# (c) Performance

Right-holder applicants that without good reason over- or under-caught by more than 10 percent of their allocation will be penalised. Financial performance will be measured, as indicated in the General Fisheries policy.

# (d) By-catch and dumping

The Department is concerned about illegal, directed purse-seining of linefish (yellowtail, white steenbras and kob), and also the exceeding of the precautionary upper catch limit for juvenile horse-mackerel. Fishery interactions with seals are another concern. The unintentional catching of dolphins in nets must be avoided.

The delegated authority will seek to reward those right-holder applicants that have invested in and implemented measures to reduce the capture of by-catch species and to limit interference with marine mammals.

The dumping of fish is prohibited and may lead to the revocation of a right in terms of section 28 of the MLRA.

# (e) Value-adding and enterprise development

The delegated authority may have regard to enterprise development and the ability of applicants to add value to small pelagic fish for local and international markets. The delegated authority will consider, in particular, whether applicants have invested in or facilitated, directly or indirectly, the development of products for the human consumption of anchovy and sardine.

# (e) Local economic development

There is a need for investment and job creation in many of South Africa's smaller coastal towns. The delegated authority may take into account whether the applicants have elected to land their catches and have them processed in harbour facilities other than Cape Town and Saldanha. If the delegated authority positively scores these applicants, this must not result in penalising right holders that have invested in facilities in Cape Town and Saldanha.

# (f) Jobs

The small pelagic fishery provides approximately 7 800 jobs. Salaries of seagoing personnel average R94 000 annually – the highest in the fishing industry. The majority of workers are employed on a full-time basis, some with benefits such as medical aid and pension.

Job creation and increases in jobs as a result of the allocation of medium term fishing rights will be rewarded, and in particular, applicants that have provided their employees with –

- Full time employment;
- Medical aid and pension; and
- Safe working conditions.

Jobs created per ton of fish allocated during the medium-term rights allocation process will be assessed and taken into account.

# (g) Non-payment of fish levies

Right-holder applicants will be penalised if their levies are outstanding for a period longer than 60 days at the date of application.

# (h) Compliance

If the applicant, its members or its directors or controlling shareholders have paid admission of guilt fines for contraventions of the MLRA, its Regulations or permit conditions, the applicant will be penalised.

## 7.3. Quantum criteria

The fishery is regulated in terms of a Total Allowable Catch ("TAC"). In a recent judgment, the Supreme Court of Appeal held that the methodology used to allocate quantum for sardine and anchovy to right-holders must be revised. This quantum formula was revised for the 2005 fishing season. The Department will allocate long-term small pelagic rights separately for each species and applicants may apply for a right in each fishery. This means that a right-holder applicant for small pelagic fish will be required to specify the quantum of sardine and/or anchovy applied for. The amount allocated will be expressed separately for anchovy and sardine, as a percentage of the TAC for each species.

In this fishery, the mechanism for allocating quantum will form the subject of further consultation with applicants once the applications in this fishery have been assessed and the successful applicants have been identified. Subject to the outcome of the consultation process, the following three principles will be applied in respect of the allocation of quantum. Firstly, the allocation of quantum to successful medium term right holder applicants will be determined with reference to the quantum held by right holders in 2005. Secondly, the delegated authority must endeavour to redistribute at least 10% (ten percent) of the TAC to small businesses and right holders with small allocations, provided that these entities are sufficiently transformed and performed well during the medium term process.

Thirdly, and in addition to the above two principles, the delegated authority shall be entitled to allocate quantum based on criteria intended to achieve the objectives of this policy, such as transformation, value-adding and performance. These criteria must be designed in a manner which should ensure that all successful applicants, regardless of the size of their previous allocations, will be able to benefit if they meet the criteria.

Any successful new entrant applicant may be allocated an amount equivalent to the lowest of the successful medium term right-holder applicant. Where the lowest amount allocated was zero (for either sardine or anchovy), the delegated authority will then allocate the second lowest amount, provided that the successful new entrant applicant applied for that specie.

#### Suitable vessels

A suitable vessel in the small pelagic fishery is a vessel that:

- has a maximum SAMSA registered length of approximately 30 m;
- has a functioning vessel monitoring system;
- is geared for purse-seining; and
- is not being detained or has not been confiscated under the MLRA.

# 9. Multi-sector involvement

Right-holders in the small pelagic fishery are not precluded from holding rights in any fishery in the Cluster A and Cluster B fisheries. Right-holders in the small pelagic fishery (including their controlling shareholders and members of their executive management team) will not be allowed to hold commercial fishing rights in the Cluster C and Cluster D fisheries, including traditional line fish.

## 10. Application fees and levies

The application fee for this fishery will be determined having regard to:

- The cost of the entire rights allocation process, including consultation, receipting, evaluation of applications, verification, appeals and reviews; and
- The value of the fish being allocated over the duration of the right.

The annual levies payable with effect from 1 January 2006 will be determined after consultation with right holders. The levies payable will be utilised by the Department for mitigating the annual costs of management, compliance and research.

# Management measures

The management measures set out below are a number of the Department's principal postright allocation management intentions for the small pelagic fishery.

# 11.1 Ecosystem approach to fisheries management

This fishery will be managed in accordance with the ecosystem approach to fisheries ("EAF"). An ecosystem approach to fisheries management is a holistic and integrated policy which recognises that fishing and various land-based activities impact on the broader marine environment. This part of the small pelagic fishery policy does not attempt to provide a policy statement on EAF in the fishery. The EAF in the small pelagic fishery will be detailed further in the Fishery Management Manual for this fishery. South Africa remains committed to the target date of 2010 for the implementation of an EAF in the commercial fisheries.

# 11.2 Consolidation of participants

Following the allocation of 15-year commercial fishing rights in this fishery, the Department will facilitate the consolidation of the number of right-holders active in the fishery, particularly where:

- Right-holders share the same shareholders, offices or management team;
   or
- Smaller right-holders opt to consolidate their business operations.

# 11.3 Red-eye round herring directed fishery

Although the small pelagic fishery is focused on anchovy and sardine utilisation, redeye round herring is also targeted, particularly early in the year. There is evidence that round herring is substantially under-utilised. The Department wishes to generate further revenue and create more jobs by encouraging better utilisation of this species. To this end the Department is investigating the possibility of creating a managed fishery for this species. The Department reserves the right to introduce such a fishery at any time in the future after consultation with right-holders and other interested parties.

# 11.4 Vessels and fishing effort

There are presently in excess of 100 small pelagic fishing vessels that operate in South African waters. As many right-holders do not own the vessels they use and as vessels may require replacement, the Department recognises that many right-holders will seek to introduce further or new vessels after the allocation of long-term fishing rights. The Department considers the current effort levels in the fishery to be optimal. Right-holders will not be permitted to introduce vessels capable of expending effort that is far in excess of their allocations. In addition, the Department may consult with the Fishery Industrial Body on all applications to introduce further or new vessels into the fishery.

## 11.5 Monopolies

While the Department will encourage the consolidation of right-holders in this fishery, it is opposed to monopolies that may operate to the detriment of smaller right-holders.

# 11.6 Introduction of a TAE

Under-reporting of catches has resulted in significant administrative and financial burdens for the Department and constitutes a risk to the proper management of the resource. The Department may consider including a TAE limitation as a management tool for this fishery, and will consult right-holders at a later date on the introduction of this management procedure.

# 12. Performance measuring

The Department will institute a number of formal performance measuring exercises for the duration of the 15-year period. It is envisaged that the first set of performance measuring exercises will take place after two years and thereafter every four years.

Although the Department will finalise the precise criteria against which right-holders will be measured after the allocation of commercial fishing rights - and after consulting with right-holders - the following broad performance-related criteria may be used:

- transformation;
- investment in vessels and gear;
- sustainable utilisation, and in particular by-catch mitigation and the reduction of the ecological impacts of purse seining;
- compliance with applicable laws and regulations.

The purpose of performance measuring will be to ensure that the objectives of the fishery are being met and that management methodologies and procedures remain current and suitable for the fishery.

# Observer programme

The Department's current observer programme will be expanded to include compliance observation. In addition, the Department will progressively increase the observer coverage in this fishery. Right-holders will be required to bear the costs of the observer programme.

# Permit conditions

Permit conditions for this fishery will be issued annually. The permit conditions will be determined after consultation with right holders in this fishery and will be subject to revision as and when it may be necessary.



# DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME TAK MARIENE- EN KUSBESTUUR

# BELEID VIR DIE TOEKENNING EN BESTUUR VAN KOMMERSIËLE VISVANGREGTE IN DIE KLEIN PELAGIESE (ANSJOVIS EN SARDYN BEURSEËN OF BEURSNET) VISSERY: 2005

ALGEMENE BELEID OOR DIE TOEKENNING EN BESTUUR VAN

LANGTERMYN KOMMERSIËLE VISVANGREGTE: 2005

(beskikbaar by www.mcm-deat.gov.za)

Klein Pelagiese Beleid: Mei 2005

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# Inleiding

Hierdie beleid vir die toekenning en bestuur van kommersiële visvangregte in die klein pelagiese-vissery vir ansjovis en sardyn word uitgereik deur die Minister van Omgewingsake en Toerisme (die "Minister""). Hierdie beleid moet saamgelees word met die Algemene Beleid oor die Toekenning en Bestuur van Langtermyn Kommersiële Visvangregte: 2005 ("die Algemene Visvangbeleid").

Die doel van hierdie beleid is om die oorwegings van toepassing op die toekenning van langtermyn kommersiële visvangregte vir die klein pelagiese-vissery uiteen te sit. Baie van hierdie oorwegings is nie nuut nie. Hulle is in die verlede deur die Minister en gedelegeerde owerhede van die Departement van Omgewingsake en Toerisme: Tak Mariene en Kusbestuur (die "Departement") gebruik by die toekenning van regte en tot 'n mate beliggaam hierdie beleid sodanige oorwegings.

Sekere bestuursbeleidsrigtings vir die periode na die toekenning van regte word uiteengesit. 'n Bestuurshandleidingvir die kleinpelagiesevissery sal met al die regtehouers in die loop van 2006 gefinaliseer word. Hierdie handleiding sal in fyn besonderhede die bestuurmetodes en – prosedures vir die vissery uitstippel.

Die Minister is voornemens om die artikel 18-magte in terme waarvan kommersiële visvangregte in die klein pelagiese-vissery toegeken word, ingevolge artkel 79 van die Wet op Lewende Mariene Hulpbronne 18 van 1998 ("die WLMH") aan 'n senior beampte van die Departement te delegeer. Hierdie beleidsdokument sal die gedelegeerde owerheid lei in sy besluite oor aansoeke in hierdie vissery.

# Sektorale profiel

Die klein pelagiese-vissery dateer terug na die laat 1940's toe 'n vloot van beursnet vaartuie in privaat besit sardyne en maasbankers begin teiken het. In 1953 is 'n jaarlikse

maksimumbeperking van 270 000 ton vasgestel, maar dit was nooit toegepas nie. Die gevolg was dat vangste dié getal gereeld oorskry het. Teen 1961 is die maksimumbeperking opgehef. In 1962 is meer as 410 000 ton sardyn geland, maar teen 1966 het die vangste tot 100 000 ton afgeneem. Die vloot het daarna hoofsaaklik ansjovis gevang deur nette met 'n kleiner maasgrootte te gebruik. In 1987 het ansjovisvangste 'n hoogtepunt van 600 000 ton bereik, maar vangste het daarna afgeneem en in 1996 is daar slegs 40 000 ton anjovis geland. Ansjovis- en sardynvangste het sedertdien toegeneem, met landings van beide spesies wat, oor die afgelope vyf jaar gemiddeld omtrent 250 000 ton bereik het. Die vissery word tans ingevolge die Operasionele Bestuursprosedure ("OBP") bestuur wat jaarlikste Totale Toelaatbare Vangste ("TTV") vir ansjovis en sardyn stel.

Wat die vangsvolumes betref, bly die klein pelagiese-vissery die grootste vissery in Suid-Afrika. Wat waarde betref, is dit die tweede belangrikste. Dié vissery se bestuursprosedure is die ingewikkeldste van die kommersiële visserye. Die twee spesies, naamlik sardyn (Sardinops sagax) en ansjovis (Engraulus encrasicolus) is die hoofteikens, met die gepaardgaande byvangstespesies die rooi-oog rondeharing (Etrumeus whiteheadii) en die Kaapse maasbanker (Trachurus trachurus capensis). Sardyn word vir menslike verbruik geblik, terwyl ansjovis en die meeste van die byvangstespesies tot vismeel, visolie en vissmeer verwerk word.

Klein pelagiese vis word naby die kus geteiken, hoofsaaklik langs die wes- en suidkus (ansjovis en sardyn) van die Wes-Kaap en die Oos-Kaapse kus (sardyn).

Die pelagiese visvloot bestaan uit beursnetvaartuie met 'n lengte van tussen 15 tot 30 meter wat uit hout-, GRP of staalrompe bestaan. Die industrie verskaf werk aan 'n geraamde 7 800 persone. Hiervan is 5 300 persone op 'n permanente grondslag en 2 500 op 'n seisoenale grondslag in diens. Die gemiddelde jaarlikste inkomste van die seemanne is R94 000 – die hoogste in die visbedryf. Vyf-en-negentig persent van die werkers in die vissery is histories benadeelde persone. Die waarde van gelande vis is tans ongeveer R800 miljoen per jaar. Die markwaarde van die 106 vaartuie wat in dié vissery werksaam is, is meer as R600 miljoen ('n gemiddelde vaartuig se waarde is meer as R7 miljoen). Die vissery is kapitaal-intensief met

regtehouers wat in vaartuie en prosessering- en bemarkingsinfrastruktuur moet belê of toegang moet verkry daartoe deur vangste- en prosesseringsooreenkomste.

# 3. Die proses van medium-termyn regtetoekenning

In 1992 het histories-benadeelde persone ongeveer sewe persent van die klein pelagiesevissery beheer. Die akommodering van nuwe deelnemers vanaf 1992, het die gaping tussen die grootste en kleinste toekennings laat kleiner word. Oor dieselfde tydperk was daar 'n tienvoudige toename in swart betrokkenheid en eienaarskap in die vissery (van sewe persent tot 73 persent). In 2001 en 2002 is 113 medium-termyn (vierjaar) kommersiële klein pelagiese visvangregte toegeken. Hiervan is:

- 73 persent aan entiteite in swart besit toegeken;
- 75 persent van die TTV word beheer deur entiteite in swart besit;
- 85 persent van regtehouers is klein- of mediumgrote ondernemings (KMOs); en
- 50 persent van alle vaartuie in die vissery word besit deur entiteite in swart besit.

# Oorkoepelende sektorale doelwitte

Die oorkoepelende doelwitte met die toekenning van langtermyn-visvangregte in hierdie vissery is om:

- die transformasieprofiel in stand te hou of te verbeter;
- 'n omgewing te skep wat belegging aanlok en werkskepping stimuleer;
- beleggings in prosesserings- en bemarkingstrukture en in vaartuie (veral die vervanging van ou vaartuie) aan te moedig;
- waardetoevoeging aan te moedig deur die ontwikkeling van nuwe produkte, veral produkte vir menslike gebruik;
- byvangste van Maasbanker ("Horse Mackerel") te verminder; en

 ekonomiese lewensvatbaarheid en omgewingsvolhoubaarheid van die vissery te bevorder.

Kommersiële regte sal nie toegeken word met die uitsluitlike doel om vis as aas te benut nie.

# 5. Tydsduur

Met inagneming van -

- die transformasieprofiel van die vissery;
- die feit dat die huidige vloot van beursnetvaartuie oud is en vervang moet word;
- die hoë aantal permanente werk van gehalte wat verskaf word; en
- die behoefte om die ekonomiese stabiliteit wat tans teenwoordig is in die vissery in stand te hou;

sal kommersiële visvangregte vir 'n tydperk van 15 jaar toegeken word (1 Januarie 2006 tot 31 Desember 2020). Die Departement sal gereeld regtehouers evalueer teen voorafbepaalde prestasiekriteria (sien verder paragraaf 12 hieronder).

# Nuwe inkomelinge

Gegewe die huidige talrykheid van ansjovis en sardyne, tesame met die inherente veranderlikheid van die voorraad van klein pelagiese vis, is dit baie waarskynlik dat die talrykheid van een of albei spesies wesentlik sal val in die nabye toekoms. 'n Aansienlike afname in die TTV en vangspoging in dié vissery word in die vooruitsig gestel. Verder is dit 'n hoë volume en lae marges vissery. Dit beteken dat finansieel lewensvatbare langtermyntoekennings wesentlik moet wees.

Die Departement is gevolglik van mening dat daar geen ruimte vir die instel van bykomende vangspoging is nie en die hoeveelheid deelnemers sal nie vermeerder word nie. Bestaande deelnemers mag egter in die regtetoekenningsproses met nuwe inkomelinge vervang word.

# Evalueringskriteria

Aansoeke sal ingevolge 'n stel "uitsluitingskriteria" gesif word en daarna oorweeg word volgens 'n stel gelaaide "vergelykende balanserings kriteria". Daarna sal 'n afsnypunt vasgestel word om die suksesvolle aansoekers te kies. Visvangregte sal afsonderlik vir die ansjovis- en sardynvissery toegestaan word en aansoekers mag aansoek doen om 'n reg in elk van dié visserye. 'n Persentasie van die TTV sal daarna aan elke suksesvolle aansoeker ingevolge 'n stel "kwantumkriteria" toegeken word.

# 7.1 Uitsluitingskriteria

Behalwe vir die kriteria beskryf in die algemene beleid, aangaande die indiening van die aansoeke en wesentlike tekortkominge, sal die gedelegeerde owerheid aansoekers uitsluit wat versuim om aan die volgende vereistes te voldoen:

- (a) Vorm van die aansoeker: Slegs aansoeke van entiteite geïnkorporeer ingevolge die Wet op Beslote Korporasies 69 van 1984 en die Maatskappyewet 61 van 1973 sal oorweeg word. Regte sal nie toegeken word aan natuurlike persone (d.w.s. individue of eenmansake) nie. Natuurlike persone wat bestaande regtehouers is moet aansoek doen in die vorm van 'n beslote korporasie of maatskappy en sal as medium termyn regtehouer aansoeker behandel word indien hulle aan die riglyne uiteengesit in die Algemene Beleid voldoen.
- (b) Wetsnakoming: Indien 'n regtehouer aansoeker of sy lede, direkteure of beherende aandeelhouers skuldig bevind is aan 'n misdryf ingevolge die

WLMH nie, sal 'n reg nie aan die aansoeker toegeken word nie. Dit sluit nie die betaling van 'n skulderkenningsboete in nie. Regte sal ook nie toegeken word aan 'n regtehouer-aansoeker indien die aansoeker of sy lede, direkteure of beherende aandeelhouers se visvangregte gekanselleer, opgeskort of ingetrek is ingevolge die WLMH of daar op hul bates beslag gelê is in terme van die Wet op die Voorkoming van Georganiseerde Misdaad 121 van 1998 of die WLMH nie.

Besluite mag gereserveer word oor die aansoeke van regtehouers wat ondersoek word vir oortredings van die WLMH. 'n Besluit oor so 'n aansoek sal geneem word na afhandeling van die ondersoek.

Die Departement vereis dat elke regtehouer 'n heffing betaal op die geteikende spesies wat geland word. Regte houers wat vangste onder-gerapporteer het ten einde, *inter alia*, die betaling van heffings te vermy sal uitgesluit word. Regtehouers wat nie heffings betaal het nie sal penaliseer word in die vergelykende balanseringsproses soos hieronder uiteengesit. Sou sodanige aansoeker egter nietemin vir 'n reg kwalifiseer, sal 'n visvangpermit nie uitgereik word nie alvorens die uitstaande gelde aan die Departement betaal is.

- (c) Papierkwotas: Papierkwotas soos gedefinieer in die Algemene Beleid, sal uitgesluit word.
- (d) Toegang tot geskikte vaartuig: Aansoekers sal moet aantoon dat hulle 'n reg van toegang tot 'n geskikte vaartuig het (sien verder paragraaf 8 hieronder).

# 7.2 Vergelykende balanseringkriteria

Aansoekers wat regte hou, asook potensiële nuwe inkomelinge, sal evalueer word ingevolge die volgende balanseringskriteria, wat gelaai sal word ten einde die sterkte

van elke aansoek te bepaal. Die kriteria hieronder uiteengesit moet saamgelees word met die ooreenstemmende kriteria in die Algemene beleid vir verdere detail. Dit is in besonder van toepassing op die "transformasie" kriterium.

# (a) Transformasie:

Tans is drie-en sewentig persent van regtehouers in dié vissery in swart besit. Hierdie regtehouers beheer 75 persent van die TTV. Klein - en medium grote ondernemings beslaan 85 persent van regtehouers.

Een van die doelwitte met die toeken van langtermyn-visvangregte in hierdie vissery is om die huidige transformasievlakke in stand te hou of te verbeter. Soos in die Algemene Visvangbeleid bepaal, sal aansoekers evalueer word en punte toegeken word op grond van -

- Die persentasie swart en vroue eienaarskap en swart en vroue verteenwoordiging op top salarisvlakke, die direksie en senior beampte en bestuursvlakke;
- Of werknemers (anders as top salaristrekkers) voordeel trek uit 'n werknemeraandeleskema;
- Regstellende aankope;
- Nakoming van die Wet op Diensbillikheid 55 van 1998 en die verteenwoordigheid van swart persone en vroue op die verskillende diensvlakke onder senior beampte en bestuursvlakke. Die gedelegeerde owerheid mag ook die verskil in besoldigingsvlakke tussen die hoogste en laagste betaalde werknemers in ag neem.
- Nakoming van wetgewing oor vaardigheidsontwikkeling en die bedrae spandeer op die opleiding van swart persone en deelname aan leerskapprogramme; en
- Korporatiewe maatskaplike belegging.

# (b) Belegging in die vissery

Met betrekking tot bestaande regtehouers, sal die gedelegeerde owerheid die volgende spesifiek in aanmerking neem:

- Beleggings in geskikte vaartuie en ander vaste bates. Met betrekking tot beleggings in vaartuie sal beleggings in die vorm van aandeelhouding ook in aanmerking geneem word;
- Beleggings in prosesserings- en bemarkingsinfrastruktuur.

Wat nuwe inkomeling aansoekers betref, sal die gedelegeerde owerheid oorweging gee aan beleggings gemaak in ander sektore in die vorm van vaartuie, vaste bates, prosesserings- en bemarkingsinfrastruktuur. Daar sal van alle nuwe inkomeling aansoekers vereis word om aan te toon dat hulle die kennis, vaardigheid en kapasiteit het om klein pelagiese vis te vang.

# (c) Prestasie

Regtehouers wat sonder goeie rede meer of minder gevang het (met meer as 10% van hul toekennings), sal penaliseer word. Finansiële prestasie sal gemeet word soos aangedui in die Algemene Visserybeleid.

# (d) Byvangste en storting

Die Departement is besorg oor onwettige visvang met gebruik van beursnette wat gerig is op lynvis (geelstert, witsteenbras en kabeljou) sowel as oor die oorskryding van die bogrens van die voorsorgvangsbeperking vir die vang van jong maasbankers. Die vissery se interaksie met robbe is ook 'n rede tot kommer. Die nie-bedoelde vang van dolfyne in nette moet vermy word.

Die gedelegeerde owerheid sal daarna streef om regtehouers te beloon wat geinvesteer het en maatreëls in werking stel om byvangstespesies te verminder en die inmenging met marienesoogdiere te beperk.

Die storting van vis is verbode en mag lei tot die intrekking van 'n reg in terme van artikel 28 van die WLMH.

# (e) Waardetoevoeging en ondernemingsontwikkeling

Die gedelegeerde owerheid mag oorweging skenk aan ondernemingsontwikkeling en aansoekers se vermoë om waarde toe te voeg tot klein pelagiese-vis vir plaaslike en internasionale markte. Die gedelegeerde owerheid sal in besonder oorweeg of aansoekers belê het, of op direkte of indirekte wyse die ontwikkeling van ansjovis- en sardynprodukte vir menslike gebruik fasiliteer het.

# (e) Plaaslike ekonomiese ontwikkeling

Daar is 'n behoefte aan belegging en werkskepping in heelwat van Suid-Afrika se kleiner kusdorpies. Die gedelegeerde owerheid mag in ag neem of aansoekers gekies het om hulle vangste aan wal te bring en te prosesesseer by hawegeriewe buiten Kaapstad en Saldanha. Indien die gedelegeerde owerheid positiewe punte toeken aan hierdie aansoekers, mag dit nie lei tot die penalisering van regtehouers wat in fasiliteite in Kaapstad en Saldanha belê het nie.

# (f) Werksgeleenthede

Die klein pelagiese-vissery voorsien ongeveer 7 800 werksgeleenthede. Die salarisse van seevarende personeel beloop gemiddeld R94 000 per jaar – die

hoogste in die visvangbedryf. Die meeste werkers word op 'n voltydse basis in diens geneem, party met voordele soos mediese fonds en pensioen.

Werkskepping en die vermeerdering van werksgeleenthede as gevolg van die toekenning van mediumtermynregte mag beloon word, en in besonder aansoekers wat hulle werknemers voorsien het met-

- Voltydse werk;
- Mediesefonds en pensioen;
- Veilige werksomstandighede.

Werksgeleenthede geskep is per tonnemaat vis toegeken gedurende die medium-termyn toekenningsproses sal bepaal word en in ag geneem word.

# (g) Nie-betaling van visvangheffings

Regtehouer aansoekers sal penaliseer word as hul heffings vir 'n tydperk langer as 60 dae agterstallig is op datum van hulle aansoek.

# (h) Wetsnakoming

Indien die aansoeker, sy lede of direkteure of beherende aandeelhouers skulderkenningboetes betaal het vir oortredings van die WLMH, die wet se regulasies of permitvoorwaardes sal die aansoeker penaliseer word.

# 7.3. Kwantumkriteria

Die vissery word gereguleer ooreenkomstig 'n Totale Toelaatbare Vangs (TTV). In 'n onlangse uitspraak het die Hoogste Hof van Appél bevind dat die metodologie wat

gebruik word om kwantum vir sardyn en ansjovis toe te ken, hersien moet word. Dié kwantumformule is vir die 2005-visseisoen hersien. Die Departement sal langtermyn klein pelagiesee-visvangregte vir elke spesie afsonderlik toeken en aansoekers mag vir visvangregte in elke vissery aansoek doen. Dit beteken dat daar van 'n regtehouer van klein-pelagiesevisse vereis sal word om die kwantum van sardyn en/of ansjovis waarvoor aansoek gedoen word, te spesifiseer. Die hoeveelheid wat toegeken word vir ansjovis en sardyn sal afsonderlik uitgedruk word as 'n persentasie van die TTV vir elke spesie.

In hierdie vissery sal die meganisme vir die toekenning van kwantum die onderwerp wees van verdere konsultasie met aansoekers nadat die aansoeke in die vissery oorweeg is en die suksesvolle aansoekers geidentifiseer is. Onderhewig aan die uitkoms van die konsultasie proses, sal die volgende drie beginsels toegepas word met betrekking tot die toekenning van kwantum.

Eerstens, die toekenning van kwantum aan suksesvolle medium-termyn regtehouer aansoekers sal vasgestel word met verwysing na kwantum gehou deur regtehouers in 2005.

Tweedens, die gedelegeerde owerheid moet poog om ten minste 10% (tien persent) van die TTV te herverdeel aan klein besighede en regtehouers met klein toekennings, indien hierdie entiteite voldoende getransformeer is en goed presteer het gedurende die medium-termyn proses.

Derdens, en bykomend tot die bogenoemde twee beginsels, sal die gedelegeerde owerheid by magte wees om kwantum toe te ken gebaseer op kriteria wat daarop gemik is om die oogmerke van hierdie beleid te bereik, soos transformasie, waardetoevoeging en prestasie. Hierdie kriteria moet ontwerp word op 'n wyse wat moet verseker dat alle suksesvolle aansoekers, afgesien van die grote van hulle vorige toekenning, daarby kan baat vind indien hulle aan die kriteria voldoen.

Enige suksesvolle nuwe inkomeling aansoeker mag 'n hoeveelheid ontvang wat gelyk staan aan die laagste toekenning aan 'n suksesvolle medium termyn regtehouer aansoeker. Waar die laagste hoeveelheid toegeken nul was (vir of ansjovis of sardyn), sal die gedelegeerde owerheid dan die tweede laagste hoeveelheid toeken, indien die suksesvolle nuwe inkomeling aansoeker vir daardie spesie aansoek gedoen het.

# 8. Geskikte vaartuie

Geskikte vaartuig vir die klein-pelagiesevissery:is 'n vaartuig wat-

- 'n maksimum SAMVV-gesertifiseerde lengte van ongeveer 30 m het;
- 'n werkende vaartuigmoniteringstelsel het;
- wat vir beursnetvisvang toegerus is; en
- wat nie aangehou word, of gekonfiskeer is ingevolge die WLMH nie.

# 9. Multi-sektorale betrokkenheid

Regtehouers in die klein pelagiese-vissery word nie verhinder om regte in enige ander vissery in Groepe A en B visserye te hou nie. Regtehouers in die klein pelagiese-vissery (insluitende hulle beherende aandeelhouers en lede van hulle uitvoerende bestuurspan) sal nie toegelaat word om kommersiële visregte in Groepe C en D visseryte hou nie. Dieselfde geld vir tradisionele lynvis.

# Aansoekgelde en heffings

Die aansoekgelde vir hierdie vissery sal bepaal word met inagneming van:

 Die koste van die hele regtetoekenningsproses, met inbegrip van konsultasie, ontvangs, evaluering van aansoeke, verifikasie, appèlle en hersienings; en Die waarde van die vis wat toegeken word oor die duur van die reg.

Die jaarlikse heffings wat met ingang 1 Januarie 2006 betaalbaar is, sal bepaal word na oorlegpleging met regtehouers. Die heffings betaal sal deur die Departement gebruik word vir die mitigasie van jaarlikse kostes van bestuur, wetsnakoming en navorsing.

#### Bestuursmaatreëls

Die bestuursmaatreëls wat hier onder bespreek word, weerspieël sommige van die Departement se hoofvoornemens vir die bestuur van hierdie vissery nadat regte toegeken is.

# 11.1 Ekosisteembenadering tot bestuur van vissery

Hierdie vissery sal bestuur word ooreenkomstig die ekosisteembenadering tot die bestuur van visserye ("EBV"). 'n Ekosisteembenadering tot visserybestuur is 'n holistiese en geïntegreerde benadering wat erken dat dat visvang en verwante aktiwiteite op land die breë mariene omgewing beïnvloed. Hierdie deel van die beleid vir die klein pelagiese-vissery, is nie daarop gerig om 'n beleidsverklaring te voorsien oor EBV in die klein pelagiese-vissery nie. Die EBV in die klein pelagiese-vissery sal verder uitgestippel word in die Bestuurshandleiding vir die klein pelagiese-vissery. Suid-Afrika bly verbind tot die teikendatum van 2010 vir die inwerkingstelling van 'n EBV in die kommersiële visserye.

# 11.2 Konsolidering van deelnemers

Na die toekenning van kommersiële visvangregte vir 15 jaar in hierdie vissery, sal die Departement die konsolidasie van die aantal regtehouers wat aktief is in die vissery fasiliteer, veral waar:

Regtehouers dieselfde aandeelhouers, kantore of bestuurspan deel, of

Kleiner regtehouers verkies om hul sakebedrywighede te konsolideer.

# 11.3 Rooi-oog haring-vissery

Alhoewel die klein pelagiese-vissery gerig is op die benutting van ansjovis en sardyne, word rooi-oog harings ook geteiken, veral vroeg in die jaar. Daar is bewyse dat rooi-oog haring substansieël onderbenut word. Die Departement wil verdere inkomste en werksgeleenthede skep deur beter benutting van hierdie spesies aan te moedig. Om dit te bereik, ondersoek die Departement die moontlikheid om 'n beheerde vissery vir hierdie spesie tot stand te bring. Die Departement behou die reg voor om sodanige vissery in te stel te eniger tyd in die toekoms en na oorlegpleging met regtehouers en ander belanghebbendes.

# 11.4 Vaartuie en visvangpoging

Daar is tans meer as 100 klein-pelagiesevisvangvaartuie wat in Suid-Afrikaanse waters werksaam is. Omdat baie regtehouers nie die eienaars is van die vaartuie wat hulle gebruik nie en omdat vaartuie moontlik vervang moet word, besef die Departement dat baie regtehouers, na die toekenning van langtermyn-visvangregte, verdere of nuwe vaartuie sal wil inbring. Die Departement beskou die huidige pogingsvlakke in die vissery as optimaal. Regtehouers sal nie toegelaat word om vaartuie in te bring wat in staat is om baie meer vangspoging te ontplooi as hulle toekennings nie. Verder mag die Departement met die Bedryfsliggaam van die Visvangsektor oorleg pleeg in verband met alle aansoeke om verdere of nuwe vaartuie in die vissery in te bring.

# 11.5 Monopolieë

Terwyl die Departement die konsolidering van regtehouers in hierdie vissery sal aanmoedig, is die Departement gekant teen monopolieë wat tot nadeel van die kleiner regtehouers mag werk.

# 11.6 Instelling van 'n TOV

Die onder-rapportering van vangste, het 'n aansienlike administratiewe en finansiële las op die Departement geplaas en behels ook 'n risiko vir die behoorlike bestuur van die bron. Die Departement mag dit oorweeg om 'n TOV beperking as 'n bestuursmaatreël vir hierdie vissery in te stel en sal later met die regtehouers oorlegpleeg oor die instel van hierdie bestuursprosedure.

# 12. Prestasiemeting

Die Departement sal 'n aantal formele prestasiemetingoefeninge instel vir die duur van die 15 jaar periode. Daar word beoog om die prestasiemetingoefening na twee jaar uit te voer en dan elke vier jaar daarna.

Alhoewel die Departement die presiese kriteria waaraan die regtehouers na die toekenning van kommersiële visvangregte gemeet sal word sal finaliseer na die toekenning van kommersiële visvangregte, en na oorlegpleging met regtehouers, mag die volgende breë prestasie-verwante kriteria gebruik word:

- transformasie;
- belegging in vaartuie en toerusting;
- volhoubare benutting, en in besonder die vermindering van byvangste en die vermindering van die ekologiese impak van beursnetvangs;
- nakoming van toepaslike wette en regulasies.

Die oogmerk met prestasiemeting sal wees om te verseker dat die doelstellings van die vissery bereik word en dat bestuursmetodologie en prosedures geskik is en op datum bly vir die vissery.

# 13. Waarnemersprogram

Die Departement se huidige waarnemersprogram sal uitgebrei word om waarneming vir wetstoepassings-doeleindes in te sluit. Die Departement sal verder die dekking van waarneming van hierdie vissery progressief uitbrei. Daar sal van regtehouers verwag word om die koste van die waarnemingsproses te dra.

# 14. Permitvoorwaardes

Permitvoorwaardes vir hierdie vissery sal jaarliks uitgereik word. Die permitvoorwaardes sal vasgestel word na konsultasie met regtehouers in hierdie vissery en sal onderworpe wees aan hersiening soos en wanneer dit nodig mag wees.

Klein Pelagiese Beleid: Mei 2005

# SCHEDULE C

SPECIMEN MEDIUM TERM RIGHT HOLDER APPLICATION FORMS (TOGETHER WITH EXPLANATORY NOTES) AND PATAGONIAN TOOTHFISH EXPERIMENTAL PERMIT HOLDER APPLICATION FORM (TOGETHER WITH EXPLANATORY NOTES)

APPLIC	ATION NUMBER:
	☐ lock the app no.
	ENVIRONMENTAL AFFAIRS AND TOURISM
BRANC	CH: MARINE AND COASTAL MANAGEMENT
	ake Deep Sea Trawl
Long To	erm Rights Allocation Process: 2005
	Cluster A
Registered Name of Applicant	ation Form For: Medium Term Right Holders
Company Registration Number or	
Close Corporation Registration Number	
Principal Place of Business	
Number of Vessels Nominated	

# IMPORTANT INFORMATION

# INSTRUCTIONS

#### GENERAL

- This application form must be read together with these instructions, the Explanatory Notes, the Schedules to the application form and the Procedures for Independent Auditors (available on the Public Accountants' and Auditors' Board website, www.paab.co.za or www.saica.co.za).
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) Should the applicant have any queries regarding the completion of the application form, it must e-mail the Department at <u>clustera@doat.gov.za</u>. Every query and response will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <u>www.mcm-deat.gov.za</u>. Should the applicant require technical assistance with the application form software, it must contact the Rights Verification Unit in one of the following ways:

Tel: (021) 670-3669

Fax: (021) 670-1782

E-mail: RVU@deloitte.co.za

Applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

#### ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
  - the information provided will be treated as confidential;
  - there is any documentation or information required in response to a question in the form of an annexure;
  - the applicant's auditors need to verify a response; and
  - there are consequences of not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The clipboard icon means that the applicant must complete the corresponding Schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The magnifying glass icon means that the applicant's response to the question must be verified by an auditor (registered with the Public Accountants and Auditors board) engaged by the applicant as per the Procedures for Independent Auditors. The auditor must complete and sign the Audit Report on failing which the application will be refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

#### **COMPLETION OF APPLICATION FORM**

- 6) The applicant must complete <u>all</u> sixteen sections of the application form. The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically allowed to do so.
- 7) The application form must be completed electronically, and saved onto the two blank CDs provided on registration. One of these CDs must be submitted in the manner described below, while the other must be retained by the Applicant. Annexures to the application form do not need to be scanned and saved on to the CDs. The Department may request additional electronic copies of the application at a later stage.
- 8) This form is tagged and coded in order to facilitate electronic uploading of the application into a database. The applicant may not submit the application in any other form. If the applicant submits its application in any other form, the application will be refused.
- 9) The application must also be printed out and the declaration must be signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 10) The printed version of the electronic application, duly signed and attested, must be be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under questions marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed in the lever arch file after the annexures.

# IMPORTANT INFORMATION

# INSTRUCTIONS

11) One true copy of the printed version of the application must be made. This copy must be punched and divided in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

## LODGEMENT OF APPLICATION

12) The CD containing the application, the original printed version (signed and attested), and a copy of the printed version must be hand delivered to the place, on the dates and times stated below:

Place: Good Hope Centre

Dates and Times: Thursday 14 July 2005 between 08h00 and 19h00, or Friday 15 July between 08h00 and 17h00

13) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates at the above address will be refused.

#### IMPROPER LODGEMENT

14) Improperly lodged applications will be refused.

An application is improperly lodged if:

- it is received late;
- the applicant makes no payment, or short payment, or late payment of the application fee;
- the application is lodged in a manner contrary to the instructions.

#### **MATERIAL DEFECTS**

15) Applications that are materially defective will be refused.

An application is materially defective if:

- the declaration is not signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s).
- the auditor's report is not submitted or signed;
- more than one application is received for a right in the same sector;
- the applicant, or, if applicable, the holding company, sister company(ies) and the joint venture partner(s) provides false information or documents, fails to disclose material information or attempts to influence the Minister or the delegated authority other than in the manner provided for in the General Policy and in this application form.

MOXIMBOTH THE 1905	Section 1
(EM) (AMOS NO.	Applicant Details
The applicant must supply a profishing operations, as Schedul	file of its organisation including an organogram and a description of its 1A.
1.1 Registered Name of Applicant	
1.2 Trading Name of Applicant:	
1.3 Registration Number:	
1.4 Income Tax Number:	
1.5 Vat Number:	
1.6 Skills Development Levy Num	ber:
1.7 Have the applicant's details (1 applicant registered?	8.1 - 1.8.7d) changed since the Yes No
1.8 If "Yes", complete only those of	etails that have changed:
1.8.1 Principal Place of	Number and Street:
Business:	Suburb:
	Town / City:
	Postal Code:
1.8.2 Postal Address: Number	and Street / PO Box:
	Suburb:
	Town / City:
	Postal Code:
	Area Code:
1.8.3 Telephone Number:	
1.8.4 Additional Telephone Numb	r:
1.8.5 Fax Number:	
1.8.6 Authorised Contact Person Name:	First
1.8.7 Authorised Contact Person Surname:	
a) Identity Number:	
b) Position Held / Relationship to	Applicant
c) Cellular Number:	
d) E-mail Address:	

								Section 2
				***************************************		ŀ	Form of A	Applicant
	the applicant current um term fishing right in		r?	O Yes	○ No	C		
2.2 If "Ye	s", to which entity or p	erson was	the me	dium term	fishing right	allocated in	2001/2002?	•
Ø	Company Close Corporation Trust Individual		Name Name Name Name					
2.3 In wh	at form of entity is the	medium te	erm fishi	ing right cu	irrently held	? X		
	Company Close Corporation Trust Individual		Name Name Name Name					
	applicant more than in owned?	50% South		O Yes	O No			
	the applicant have a ance certificate?	valid tax		○ Yes	○ No	,0	Q	
2.6 Comp	olete the following tabl	e in relatior	n to asse	et value ar	nd turnover:			1
	Year		1	urnover		Gross Asse	t Value (excludir	ng fixed property)
2004	(Financial Year End)							
any o	s the applicant hold are other company that is um term right holder i	applying as	a	O Yes	○ No	Q		
any c	s the applicant hold ar company that is applyint in this sector?			O Yes	○ No	C		
								Section 3
			***************************************	***************************************			Со	mpliance
	the applicant, or ctors:	any of its	memi	bers, sha	reholders of	or	- MITOLOGICA	
3.1.1	been convicted of regulations, or perroperiod?					right	Yes O No	<b>♦</b> ♥
3.1.2	entered into a plea 51 of 1977, for a co or permit conditions	ontraventio	n of the	MLRA, or	the regulati		Yes O No	◆ ♥
3.1.3	paid an admission of the regulations, or the right period?						Yes O No	◆ ♥

400			Section 3	
15	OWNER OF THE PROPERTY OF THE P	Co	mpliance	
	n an offence under the MLRA, or the mit conditions during the medium term	○ Yes ○ No	<b>♦</b> ♥	
3.2 Has a fishing vessel, motor vehicle, premises or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right period?				
	or permit suspended, revoked, cancelled, er section 28 of the MLRA during the ?	○ Yes ○ No	<b>♦</b> ♥	
Mary CP			Section 4	
		Vess	el Details	
4.1 How many vessels has the nominated for use in this fis			e\	
4.2 Fill in the relevant details in	the tables below regarding each vessel nom	ninated:		
	Vessel 1			
Vessel name				
MCM Area Number				
SAMSA Number  Number of crew according to SAMSA				
Safety Certificate				
Owner of Vessel as indicated by South African Certificate of Registry	-	2		
Nature of Access to Vessel	100,50	110-12		
Vessel fitted with a functioning VMS System (Y/N)				
Manufacture of VMS System				
Vessel Length in metres according to SAMSA Safety Certificate		- Carre		
Vessel Horsepower as per SAMSA Safety Certificate				
X				
~	Vessel 2			
Vessel name				
MCM Area Number				
SAMSA Number				
Number of crew according to SAMSA Safety Certificate				
Owner of Vessel as indicated by South African Certificate of Registry				
Nature of Access to Vessel				
Vessel fitted with a functioning VMS System (Y/N)		A		
Manufacture of VMS System		11. T		
Vessel Length in metres according to SAMSA Safety Certificate				
Vessel Horsepower as per SAMSA Safety Certificate				



report from the Constitution	Vessel 3
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

10	1
1	1
1	Service of the last

Marketin of the State of the St	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



(202	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 6
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

	X
1	2
	No.

Vessel 7		
Vessel name		
MCM Area Number		
SAMSA Number		
Number of crew according to SAMSA Safety Certificate		
Owner of Vessel as indicated by South African Certificate of Registry		
Nature of Access to Vessel		
Vessel fitted with a functioning VMS System (Y/N)		
Manufacture of VMS System		
Vessel Length in metres according to SAMSA Safety Certificate		
Vessel Horsepower as per SAMSA Safety Certificate		



	Vessel 8
Vessel name	
MCM Area Number	
SAMSA Number	- April
Number of crew according to SAMSA Safety Certificate	VIDE - 3545
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 9
Vesselname	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	19
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

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1		1	1
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	Vessel 10
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



Fill and comment of the second	Vessel 11
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

# Section 4 Vessel Details



The state of the s	Vessel 12
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

1	1
1	1
1	Name of Street

	Vessel 13
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



The second	Vessel 14
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	- Vessel 15
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



Vessel 16	
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Salety Certificate	



Carry Transport of the County	Vessel 17
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	e - c
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



145520	- Vessel 18
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

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Vessel 19	
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

163	F	'n	
1		1	1
1			ú
_	٠	ø	т,
2000		333	2000
2000	200	800	888

	Vessel 20		
Vessel name			
MCM Area Number			
SAMSA Number			
Number of crew according to SAMSA Safety Certificate			
Owner of Vessel as indicated by South African Certificate of Registry			
Nature of Access to Vessel			
Vessel fitted with a functioning VMS System (Y/N)			
Manufacture of VMS System	29		
Vessel Length in metres according to SAMSA Safety Certificate			
Vessel Horsepower as per SAMSA Safety Certificate			

				Section atch Utilisati	
5.1 Did the applicant of medium term right	over-catch or under-cats period?	tch by more than 109	New Age of the Control of the Contro		<b></b>
5.2 Complete the follo	owing in relation to the a	applicant's catch reco	ords.	0	0
Year	Annual Catch Allocation (in metric tons)	Total Actual Catch of Applicants Allocation (Nominal tons)	Percentage under-caught	Percentage over-cau	ght
2002 Season					
2003 Season				¥	
2004 Season					
5.2 Complete the following in relation to the applicant's catch records.  Year Annual Catch Allocation (in metric tons)  Total Actual Catch of Applicants Allocation (Norminal tons)  Percentage under-caught  Percentage over-caught  2002 Season					
		Manag	ement and Emp	oloyment Equ	iity
6.1 Was the applican Employment Ed	nt a designated employe puity Act, 55 of 1998 as	er as defined in section at 28 February 2005	on 1 of the O ye	es O No	0
	e applicant complied w	ith the Employment E	Equity Act, 55 🔘 Y	es O No	Ç
6.2.2 If "No", has the Equity Act, 55	applicant voluntarily co	omplied with the Emp	oloyment O Y	es O No	0

Transformation

# **Management and Employment Equity**

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at 28 February 2005.





	Director / Member Name (initial & Surname)	Years of Service	Total Annual Remuneration (Total Cost to Company)	Black (Y/N)	Gender (M/F)	ID Number
1	Contact and the Contact and th					
2						
3						
4						
5						
6						
7						
8						
9	nci					
10				Week and the second		
11						
12						
13	-					
14						
15						

# Transformation

# **Management and Employment Equity**

# 6.3.2 Complete the table below in respect of employees at 28 February 2005.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2			/				
3						171-00	
4							
5							
6							
7							
8							
9							
10							
11							
12							
13							
14							
15						A.	
16							
17							1000
18							
19							

# Transformation

# Management and Employment Equity

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salariesin this Table	Gender (M/F)	ID Number		
20									
21				1					
22				+			,		
23									
24									
25									
26									
27									
28									
29									
30									
31									
32									
33									
34						71111			
35									
36									
37							1000		
38									
39									
40									
41									
42									
43									
14									
45									
46									
47									
48							N - 50		
19									
50						26-			
51		1							
52									
53	10 market 10 mar								
54									
55									

# Transformation

# Management and Employment Equity

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56							
57							
58							7
59							
60							
61							
62							
63							
64							
65			ANSO-				
66							
67		<i>y</i>					
68							
69							
70							
71							
72							
73							
74							
75							
76							
77							
78							
79							
80							
81	y =						
82							
83							
84							
85							
86							
87							
88							
89							
90			W- 100				
-							

#### **Transformation**

# Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at 28 February 2005:

(	employees at 28 February 2005:								
	Gross Monthly Income (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees			
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td></r2>								
2	Between R2 500 and R5 500								
3	Between R5 501 and R10 500								
4	Between R10 501 and R16 000								
5	Between R16 001 and R20 000								
6	Between R20 001 and R25 000								
7	Between R25 001 and R30 000								
8	Between R30 001 and R40 000								
9	Between R40 001 and R60 000								
10	>R60 000								
	Tatel		1000		4000				

6.4.2 Does the applicant	contribute towards	medical aid and	pension for its
employees?			

			į.
1	Yes	ON	ı
$\smile$	162		n

6.4.3 Does the applicant provide any other type of benefits for its employees?

O V	O NI-

6.5 Complete the following table in relation to the applicant's employment equity profile as provided to the Department of Labour in October 2004. If the applicant is not designated or did not voluntarily comply then the table must be completed as at 28 February 2005.

							To	Total			
Occupational Categories	Gender	A No	A %	C No	С%	l No	1%	W No	W %	ACI%	F%
Top & Senior Management /	Male										
Senior Officials and Managers	Female										
Professionally Qualified and experienced specialists and mid-management / Professionals	Male										
	Female										
Skilled Technical and academically qualified workers, supervisors,	Male										
foremen, and superintendents / Technidans and Associate Professionals	Female										
Semi-skilled and discretionary decision- naking and unskilled and undelined decision- making / Clerks, Service & Sales Workers, Fishery Workers, Artisans & Refatted Trade	Male										
making / Clerks, Service & Sales Workers, Fishery Workers, Artisans & Related Trade Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female										
TOTAL	Male										23/1
IOIAL	Female										

# Transformation

# **Management and Employment Equity**

6.6.1 Complete the tables below in relation to employment equity figures for Senior Officials and Managers only.

										Total	
Occupational Categories	Gender	A No	Α%	C No	С%	I No	1%	W No	W %	ACI %	F%
Top and Senior Management / Senior Officials and Managers (as per 2001 application form)	Male										
	Female										
Top and Senior Management / Senior Officials and	Male										
Managers 2002 (if not designated as at financial year end 2002)	Female										
Top and Senior Management / Senior Officials and Managers 2004 (if not designated as at financial year end 2004)	Male										
	Female										

6.6.2 Complete the tables below in relation to employment equity figures for Professionals only.



							Total				
Occupational Categories	Gender	A No	A %	G No	С%	1 No	1%	W No	W %	ACI %	F%
Professionally qualified and experienced specialists and mid-management / Professionals 2001 (as per 2001 application form)	Male										
	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2002 (if not designated as at financial year end 2002)	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2004 (if not designated as at financial year end 2004)	Female										

		Owne	Transformati rship - Companies O
7 Is the applicant a co	mpany?		○ Yes ○ No
7.1 If "Yes", complete	the table below in respec	ct of shareholding held by b	lack persons:
•	Percentage Shareholding Held	Percentage Voting Rights Held	Percentage of Dividends Black
Year	by Black Persons	by Black Persons	Shareholders are Entitled To
001 (as in 2001 application form)			<b>网络罗斯斯</b>
2005 (at date of application)			
7.2 Complete the follo through principle:	wing table in relation to s	hareholding held by womer	n based on the flow
Year	Percentage Shareholding Held by Women	Percentage Voting Rights Held by Women	Percentage of Dividends Women ar Entitled To
005 (at date of application)			
employees? 7.4 If "Yes", what is the employees not list.	nave a share scheme in ne percentage shareholdi ed under question 6.3.2,	ng held by or for through the scheme?	O Yes O No
·		nonies paid to shareholders	
Year	Salaries Paid to Sharehol	Iders Loans Made to Sharehol	ders Dividends Paid to Sharehold
2002 (figanais) vanet			
2002 (financial year) 2003 (financial year)			
2002 (financial year) 2003 (financial year) 2004 (financial year)			
2003 (financial year) 2004 (financial year)  7.6 Was the applicant processing or mar	uring the 2004 financial y	tion in this fishery performe	d O Yes O No

Function	Rand Amount Paid to Other Entity during the 2004 Financial Year	Rand Amount as a Percentage of the Applicant's Total Turnover in 2004
Management		
Catching		
Processing		
Marketing		

			Section 6
			Transformation
		Ownership - 0	Close Corporations Only
6.8 Is the applicant a clos	se corporation ?	O Yes O N	lo
6.8.1 If "Yes", complete to	he table below in respec	t of members interest hele	d by black persons:
Year	Percentage Interest Held by Black Persons	Percentage Voting Rights Held Black Persons	Percentage Profit Distribution Black Persons are Entitled To
2001 (as in 2001 application form)			
2005 (as at date of application)			
6.8.2 Complete the table	below in relation to mem	bers interest held by won	nen:
Year	Percentage Interest Held by Women	Percentage Voting Rights Held b Women	Percentage Profit Distribution Women are Entitled To
2005 (as at date of application)			
<ul><li>6.8.4 If "Yes", what perceived under question 6.3.2</li><li>6.8.5 Complete the following the following statement of the f</li></ul>	entitled to?		(X)
Year	Salaries Paid to Members		rs Profit Distributed to Members
2002 (financial year)	2000		
2003 (financial year)			
2004 (financial year)			
6.8.6 Was the applicant m processing or market financial year?	anaged by another entity ting performed by anothe	y, or was the catching er entity during the 2004	○ Yes ○ No
6.8.7 If "Yes", complete the	e table below:		2
Function	Rand Amor	unt Paid to Other Entity	Rand Amount as a Percentage of the Applicant's Turnover in 2004
Management			
Catching			
Processing			
Marketing			

						Sect	ion 6
Alexander de la companya de la compa						nsform	
				S	kills D	evelop	ment
in the Transfe in 2001?	licant met the target ormation Plan submi he following table in r 98:	tted O Fully	O Somewhat	Marian Sandressander	- COTO-1111	ot at all	CX _S
Year	Did the applicant submit Workplace Skills Plan which was approved (Y/ N)	Did the applicant submit an Annual Training Report which was approved (Y/N)	Rand Amount Paid to SARS in skills development levies	Percentage S Bill Spent on	Training	Percentag raining Budg on Black Emp	et Spent
2001 (financial year end)							
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
term rights					O Yes	O No	,0
6.12 If "Yes," indi employees 2004 (tax ye	icate the number of I in respect of whom t ear end).	earnerships as a the applicant prep	percentage of the ared IRP5 certific	ates in			
	olicant participate in a s through its SETA			Strategy?	O Yes	○ No	Q
6.14.1 How many applicant?	y skippers are used	by the					
6.14.2 What per are black?	centage of these ski	ppers [					
			Co	rporate S	Social	Investr	nent
its annual ta for deduction	pplicant make donation which in terms of section Tax Act 58 of 1962	qualify 0 Y	es O No				Ø
	cate what percentag		100 111 1110	0 - 0.5 %	/	0	C
200 : 11101101		will to		0.5-1%			10 <del>0</del> 00
			C	/ - 1 /0			

Section 6
Transformation
Corporate Social Investment

6.17 Indicate the five largest tax deductible donations made per annum since 2001 in the table below.

Year	Benefitting Organisation	Rand Value of Amount Donated
2001 - 1		
2001 - 2		
2001 - 3		
2001 - 4		
2001 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2002 - 1		
2002 - 2		
2002 - 3		
2002 - 4		
2002 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2003 - 1		
2003 - 2		
2003 - 3		
2003 - 4		
2003 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2004 - 1		
2004 - 2		
2004 - 3		
COUT - O		
2004 - 4		

2004 - 5		
6.18 Does the applicant make any other donations (in addition to the deduction in terms of section 18A of the Income Tax Act 58 of including school fees)?	ose which qualify for f 1962, but not	○ Yes ○ No
6.19 If "Yes", indicate what percentage of net profit earned in the	O - 0.5 %	,0
2004 financial year these other donations amount to :	O 0.5 - 1 %	_
	0 > 1 %	

6.20 If other donations were made, indicate the five largest such donations made in 2004 in the table below:

Year	Benefitting Organisation	Rand Value of Amount Donated
2004- 1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

.21 Does the applicant have a written			ve Procureme
affirmative procurement policy?	0	Yes O No	
.22 Provide the following information in re (operational expenditure) in 2004:	elation to the applican	t's top ten South Africa	n suppliers
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplier in Rands in 2004	Percentage of Total Expenses
	-	L	1
23 Has the applicant determined its affirmative procurement spend as a percentage of total procurement spend	?	O Yes C	) No
24 Has the applicant instituted a system measure its affirmative procurement spend as a percentage of total procurement spend in future?	to	O Yes C	) No
			Section
	Vessel,	Crew and Enviro	
	energy (Atting)		Contravention
1 Has the applicant, during the medium to forfeited a deposit by way of penalty un Shipping Act, 57 of 1951?	term rights period, be der section 324 of the	een convicted, or e Merchant	Yes O No

		Secti	on 7
Vessel, Crew and Env		ntal S travent	
7.3 Has the applicant, during the medium term rights period, been convicted, or forfeited a deposit by way of a penalty for contravening the Crew Accommodation Regulations, 1961?	O Yes	○ No	CX
Crew Safety and W	orking	Condi	tions
7.4 Has the applicant ever reported an accident in terms of section 6 of the Maritime Occupational Safety Regulations?	○ Yes	○ No	CX
7.5 Has a qualified safety officer been appointed for each nominated vessel in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	○ No	Q
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act, 57 of 1951?	○ Yes	○ No	Q
7.7 If a nominated vessel is of 25 gross tonnage or more, has the vessel been issued with a valid SAMSA Safe Manning Document required in terms of the Merchant Shipping (Safe Manning) Regulations?	O Yes	○ No	C
7.8 Has the applicant completed a formal safety assessment in terms of Marine Notice no 26 of 2004?	O Yes	O No	C
7.9 Has the applicant registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	O No	20
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	Q
	Ve	essel S	afety
7.11 Have the nominated vessel(s) been issued with a valid Local General Safety Certificate?	O Yes	○ No	C
7.12 Are any operational limits imposed on the nominated vessel(s) by its Local General Safety Certificate (E.g. No more than 200 nautical miles off the South African coast)?	O Yes	○ No	
En	vironm	ental S	afety
7.13 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	O Yes	○ No	CX.
7.14 Does the applicant have a Garbage Management Plan for each nominated vessel as stipulated in terms of Annex V of Marpol, as set out in the Schedule to the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986?	O Yes	O No	Q

# Job Creation

#### 8.1 Complete the following tables in relation to job creation.

### 8.1.1 Table 1



Year	Employees in respect of which the applicant prepares IRP5 Certificates (Land Based)	Employees in respect of which the applicant prepares IRP5 Certificates (Sea Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Land Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Sea Based)	Total Number of Employees (Columns 1-4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)							
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
2005 (28 February 2005)							

#### 8.1.2 Table 2

Applicant's Annual Catch Allocation(in tons) to the applicant in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End as per Table 8.1.1	How much does the applicant spend on salaries/wages per ton allocated?

#### 8.1.3 Table 3

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (28 February 2005)	How many people does the applicant employ per ton allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (28 February 2005)	How many people (less seasonal employees) does the applicant employ per ton allocated?

#### 8.1.4 Table 4

Applicant's five highest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of top five salaries	What was the mulitple between the average of the five lowest and the average of the five highest salaries at 28 February 2005?

Applicant's five lowest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of lowest five salaries	

Investment

#### 9.1 Complete the following tables:

#### 9.1.1 Table 1



Year	Book Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Book Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Book Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)	201			
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.2 Table 2

Year	Insured Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Insured Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Insured Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.3 Table 3

Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end	Book Value (in rands) of land-based assets at 2004 financial year end	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant

#### 9.1.4 Table 4

Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at 2004 financial year end	insured value (in rands) of	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



O.1.8 If yes, please com	Nominal Tons of	able:	Nominal To		Nominal Tons Processed on Beha
(in metric tons) to the applicant in 2004	Applicant's Allocation Processed On Board Vessel	Applicant's Allocation Processed on Land	other Right Hole Board Ves	ders On	other Right Holders Land
mer				- Limite	
					Section 1
0.1 Complete the follo	wing table in relation	to harbours and landi	*	nomic	: Developme
Ion is a	Landing Site Name	Tons Landed	it Harbour in 2004 dar year	Percenta	age of Total Catch Land 2004 calendar year
	TOTAL				
0.2 At which harbours	and	Harbou	/Landing Site Na	ames	
	and he	Harbou	/Landing Site Na	ames	
0.2 At which harbours landing sites will the	and he	Harbou	/Landing Site Na	ames	
0.2 At which harbours landing sites will the	and he	Harbou	/Landing Site Na	ames	
10.2 At which harbours landing sites will the	and he	Harbou	/Landing Site Na	ames	
10.2 At which harbours landing sites will the	and he	Harboul	/Landing Site Na	ames	

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?

O Yes O No



					Section 11
			Value	Add & Enter	prise Development
11.1 Is the applicant any value addin fishery?	directly involved in g process in this	○ Yes	○ No		Q
11.2 Has the applica for any enterpris	nt been responsible se development?	○ Yes	○ No		Q
					Section 12
			······································	***************************************	Performance
					Financial
12.1 What is the app certified Annual	licant's 2004 audited, v Turnover?	erified or			
12.2 Indicate the rand Annual Catch Allocation (to in 2004	d value and percentage rs) to the Applicant Turnove	e of total tur er Generated in Annual Cate	2004 financia	l year hy	ery: centage of Total Turnover
12.3 Complete the fo	llowing table in relation	to ratio per	formance:		
Year	Return on Net Assets (RONA)	Debt: Equ	ity Ratio	Current Ratio	Quick Ratio (Acid Test)
2001					
2002					
2003					
2004		5			
12.4 Provide the follo	wing information in rela	ation to the a	applicant's	income statemen	nts:
Year	Turnover	Profit Aft	er Tax	Retained Earnings	Dividends Paid / Distribution of Profits
2001					
2002					
2003					

2004

**Financial** 12.5 Provide the following information in relation to the applicant's balance sheet: Shareholder's Equity / Member's Contribution **Current Liabilities** Assets Long-Term Liabilities Year 2001 2002 2003 2004 12.6 Provide the following information in relation to the applicant's cash flow: Net Cash Inflow / Outflow from Financing Activities Net Cash Inflow / Outflow from Net Cash inflow / Outflow from Year Operations Investing Activities 2001 2002 2003 2004 Section 13 Fishing Plan 13.1 Does the applicant have a fishing plan? O Yes O No Section 14 By-Catch and Environmentally Sustainable Practices By-Catch 14.1 Indicate the proportion of the applicant's annual catch that is made up of by-catch species: Annual Unutilised By-Catch, Juvenile Species Annual Utilised By-Catch as a Percentage of Total Catch and Endangered Species as a Percentage of Total Catch Year Annual By-Catch (in tons) 2001 2002 2003 2004

Section 12

Performance

		S000000			200
86 × W		~~=	ALC: UNK	7000	897 I B
9	-	cti		3336	

# By-Catch and Environmentally Sustainable Practices

- 14.2 Has the applicant put in place any measures to reduce energy and fuel O Yes O No consumption on vessels, and in processing facilities? 14.3 Does the applicant intend to put in place any measures to reduce energy O No O Yes and fuel reduction consumption on vessels, and in processing facilities? O No
- 14.4 Has the applicant undertaken or sponsored any research in relation to environmentally sustainable practices?
- 14.5 Has the applicant put measures in place to reduce damage to sea beds?

O Vac	0	No

O Yes



#### Section 15

### Fishing Levies

15.1Please provide the following information in relation to levies paid since 2001:

Year	Species	Total Catch in Tons	Levies Paid
2001			
2001			
2001	51.		
2001			
2001			
2002			
2002			
2002			
2002			
2002			
2003			
2003			
2003			
2003			
2003			
2004			
2004			
2004			
2004			
2004			

15.2	What was the date and amount of
	the applicant's most recent levy
	payment?

·		$\neg$
Date	Amount	
yyyy/mm/dd		

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

### **Applicant Declaration**

- (b) the information submitted with and in this Application is true and correct and complete.
- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

  (e) The applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or

explanations, by attending granting investigators ac constitute an independent (f) The applicant accepts the	g meetings with investigators, I cess to premises, vessels an ground for refusing an application to any attempt to influence the de-	by answering questions satisfactorily at such meetings and where necessary, by d documents. The applicant accepts that failure to co-operate in this regard will on; lecision of the delegated authority or appellant authority on the allocation of a right or in the General Policy or in this application form, will result in the application being
Signed at:		
	day of	
Signature of Author	rised Representativ	e:
The authorised represer declaration.		he knows and understands the contents and implications of the above
Commissioner of Oaths		
Full Name		
Designation		
Physical Address		
disclosed, this may lead license or permit granted (d) In order to allow for the possesses or acquires a or an official of the Departicular of the	to the Application being refuse on the strength of this Application proper verification of information information relevant to the attent of Environmental Affairs attent of Environmental Aff	
This	day of	2005
Signature of Auth	orised Representativ	/e:
Representative's	Full Name:	
The authorised represe	ntative declares that he/s	he knows and understands the contents and implications of the above
Commissioner of Oaths		
Full Name		
Designation		
Physical Address		

(a) I have read the instruction (b) the information submitte (c) I accept that if any information submitte (disclosed, this may lead license or permit granted (d) In order to allow for the possesses or acquires a or an official of the Depar (e)  responses to written requat such meetings and where the failure to co-operate in this authority or appellant authority in this application form, with the control of	primation in this Application is to the Application being refused to the strength of this Application to the strength of this Application of information relevant to many information relevant to many information relevant to many information or explainable of the strength	of this application form; is true and correct and complete. Is not true or complete, or if false fused, or to the revocation, suspensation, in terms of Section 28 of the nation submitted I hereby authorismy application, to disclose or makens and Tourism or the Rights Verific diparty name) undertakes to co-canations, by attending meetings with investigators access to premises dependent ground for refusing an air diparty name) accepts that any ingrefused.	operate with any investigators by timeously submitting ith investigators, by answering questions satisfactorily to exsels and documents. The applicant accepts that application; by attempt to influence the decision of the delegated transport of the than provided for in the General Policy or
-		2005	
Signature of Author	.TX (A)//2	tive:	
The authorised represe			Is the contents and implications of the above
declaration. Commissioner of Oaths			
Full Name			
Designation			
Physical Address			
(a) I have read the instructio (b) the information submitted (c) I accept that if any info disclosed, this may lead license or permit granted (d) In order to allow for the possesses or acquires a or an official of the Depart (e)  responses to written requ at such meetings and wh failure to co-operate in this (f) authority or appellant auth	rmation in this Application is to the Application being refu on the strength of this Applic proper verification of information relevant to the ment of Environmental Affairs usests for information or explained in the ere necessary, by granting is regard will constitute an industrial to the control of the c	of this application form; s true and correct and complete. Inot true or complete, or if false used, or to the revocation, suspectation, in terms of Section 28 of the ation submitted I hereby authorise e application, to disclose or makes and Tourism or the Rights Verific diparty name) undertakes to co-canations, by attending meetings with investigators access to premises ependent ground for refusing an aird party name) accepts that any ght or quantum or effort, in any might or quantum or effort.	operate with any investigators by timeously submitting th investigators, by answering questions satisfactorily, vessels and documents. The applicant accepts that
	23	ive of JV Partner (if ap	plicable)
This			
100 may 200	100000000000000000000000000000000000000	and the second second second	s the contents and implications of the above

#### **SCHEDULES**

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

### Schedule 1 - Applicant Details

- a) Provide, as Annexure 1A a brief profile of the applicant organisation including an organogram which clearly indicates the applicant's business model including holding company, sister company and joint venture partner relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- b) Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- c) Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

### Schedule 2 - Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permit as Annexure 2A.
- b) Section 2.2: Provide a copy of the letter granting a right as Annexure 2B.
- c) Section 2.3: If the medium term right is currently held by an entity different from the one listed in Section 2.2, provide a detailed explanation as Annexure 2C.
- d) Section 2.5: Provide a copy of a valid SARS tax clearance certificate as Annexure 2D.
- e) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.8: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2G.

# Schedule 3 - Compliance

- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members, shareholders or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.
- b) Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals giving rise to the plea bargain, the dates and specifics of the plea bargain, as Annexure 3B.
- c) Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and rand amount paid as Annexure 3C.
- d) Section 3.1.4: If "Yes", provide details and any documentation regarding the offence including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and penalty as Annexure 3D.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals involved as Annexure 3E. Also provide details if a final confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act.
- f) Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals giving rise to the Section 28 procedure as Annexure 3F.

#### Schedule 4 - Vessel Details

- a) Section 4.2: For each vessel nominated, provide copies of the following documents:
  - SAMSA Safety Certificate(s) as Annexure 4A;
  - ii) South African Certificate(s) of Registry as Annexure 4B;
  - iii) agreement(s) providing access to the vessel if the applicant is not the majority shareholder or the sole owner of the vessel as Annexure 4C;
  - iv) Local General Safety Certificate(s) as Annexure 4D.
- b) If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

#### Schedule 5 - Catch Utilisation

 Section 5.2: If the applicant over- or under-caught by more than 10% in any year, a detailed explanation must be attached as Annexure 5A.

#### Schedule 6 - Transformation

- a) Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6A.
- b) Section 6.3.2: If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6B.
- c) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6C.
- d) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6D.
- e) Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes of beneficiaries and the employer's contribution as Annexure 6E.
- f) Section 6.5, 6.6.1 and 6.6.2: If the applicant completed Sections 6.5, 6.6.1 and 6.6.2 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.5, 6.6.1 and 6.6.2 for the applicant and the other entities separately and submit these as Annexure 6F.
- g) Section 6.7.1: Explain how black shareholding and black voting rights were calculated as Annexure 6G. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded. The annexure must also include a complete list of all shareholders, following the flow through principle. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation).
- h) Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6H.

#### Schedule 6 - Transformation

- i) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for each year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or interest if juristic person), as Annexure 6I.
- j) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity, as Annexure 6J.
- k) Section 6.8.1: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6K.
- Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6L.
- m) Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for each year, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6M.
- n) Section 6.8.7: If the applicant completed any part of the table in question 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity as Annexure 6N.
- o) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6O.
- p) Section 6.10: If the applicant completed Section 6.10 with reference to the payroll and training budgets of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 6.10 for both the applicant and the other entity(ies) separately and submit these as Annexure 6P.
- q) Section 6.12: If the applicant completed Section 6.12 with reference to the leanerships of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.12 for both the applicant and the other entities separately and submit these as Annexure 6Q.
- r) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6R.
- s) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.14.1 and 6.14.2 for both the applicant and the other entities separately and submit these as Annexure 6S.
- t) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6T.
- u) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6U.
- v) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6V.
- w) Section 6.22: Provide a breakdown of capital and operational expenditure paid to South African suppliers, including the percentage black ownership of these suppliers as Annexure 6W.
- Section 6.23: If "Yes," explain how the Applicant determined its affirmative procurement spend as Annexure 6X.

### Schedule 7 - Safety

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- b) Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed desription of the accident as Annexure 7D.
- e) Question 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a copy of the Safe Manning Document as Annexure 7G. If "No," and the nominated vessel is of 25 gross tonnage or more, provide a detailed explanation as Annexure 7G.
- h) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7H. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7H.
- i) Section 7.11: If "Yes," provide a copy of the Local General Safety Certificate as Annexure 7I. If "No," a detailed explanation must be provided as Annexure 7I.
- j) Section 7.13: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7J.
- k) Section 7.14: If "Yes," provide a copy of the plan as Annexure 7K. If "No," provided a detailed explanation of why not as Annexure 7K.

#### Schedule 8 - Job Creation

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

#### Schedule 9 - Investment

- a) Section 9.1and 9.1.2: Provide breakdowns as described in the Explanatory Notes as Annexure 9A
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.

### Schedule 10 - Local Economic Development

 a) Section 10.3: If "Yes," provide a detailed explanation of all investments made in order to make landing catches at identified harbours possible as Annexure 10A.

### Schedule 11 - Value Add & Enterprise Development

- a) Section 11.1: If "Yes," provide a detailed explanation of how the applicant is involved in value adding processes, and what the processes are, as Annexure 11A.
- b) Section 11.2: If "Yes," provide a detailed explanation of how the applicant is responsible for enterprise development as Annexure 11B.

### Schedule 12 - Performance (Financial)

- a) Section 12.1: Provide a copy of the applicant's 2004 audited financial statements as Annexure 12A. The applicant's auditors will be required to confirm its responses to all questions in Section 12.
- b) Section 12.2: If the applicant completed the table in Section 12.2 with reference to the turnover of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 12.2 for both the applicant and the other entity(ies) separately and submit these as Annexure 12B

### Schedule 13 - Fishing Plan

- a) Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annxure 13A, paying particular attention to:
  - a) days to be spent fishing per vessel nominated;
  - b) areas to be targeted;
  - c) species to be targeted and mix of species;
  - d) expected size of species to be targeted;
  - e) detailed information regarding:
    - Age
    - Size
    - Gear
    - Fishing capacity and
    - Processing capacity of each nominated vessel (where appropriate).

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

# Schedule 14 - By-Catch and Environmentally Sustainable Practices

- a) Section 14.1: Provide a detailed explanation of how the applicant manages bycatch, as Annexure 14A.
- b) Section 14.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14B.
- c) Section 14.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14C.
- d) Section 14.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 14D.
- Section 14.5: Provide a detailed explanation of measures put in place to reduce damage to sea beds as Annexure 14E.

FOR OFFICIAL USE ONLY: DO NOT TEAR OFF	
RECEIP	Τ
Received by:	5
Date of Receipt: 14 July 2005 or 15 July 2005	
Time of Receipt:h	
Application Number:	
Departmental Stamp:	
Disclaimer: The receipting of this application does not imply an acknowledgement of the completeness of the application or the correctness of its content.	

			RECEIPT - FOR APPLICANT TO RETAIN
Received by:			
Date of Receipt:	14 July 2005	or	15 July 2005
Time of Receipt:	h		
Application Number			
Departmental Stamp	:		
Disclaimer: The receip	ting of this application the application of	does r the c	not imply an acknowledgement of the completeness of correctness of its content.

	ON NUMBER:
	☐ lock the app no.
DEPARTMENT OF ENV	VIRONMENTAL AFFAIRS AND TOURISM
TABLE CONTRACTOR AND CONTRACTOR OF THE CONTRACTO	Horse Mackerel
Long Tern	n Rights Allocation Process: 2005
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9	
Application	n Form For: Medium Term Right Holders
Application Registered Name of Applicant	n Form For: Medium Term Right Holders
	n Form For: Medium Term Right Holders
Registered Name of Applicant  Company Registration Number	Form For: Medium Term Right Holders
Registered Name of Applicant  Company Registration Number or  Close Corporation Registration	Form For: Medium Term Right Holders
Registered Name of Applicant  Company Registration Number or  Close Corporation Registration	Form For: Medium Term Right Holders
Registered Name of Applicant  Company Registration Number or  Close Corporation Registration Number	Form For: Medium Term Right Holders

#### IMPORTANT INFORMATION

#### INSTRUCTIONS

#### GENERAL

- This application form must be read together with these instructions, the Explanatory Notes, the Schedules to the application form and the Procedures for Independent Auditors (available on the Public Accountants' and Auditors' Board website, www.paab.co.za or www.saica.co.za).
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) Should the applicant have any queries regarding the completion of the application form, it must e-mail the Department at ciustera@deat.gov.za. Every query and response will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <a href="www.mcm-deat.gov.za">www.mcm-deat.gov.za</a>. Should the applicant require technical assistance with the application form software, it must contact the Rights Verification Unit in one of the following ways:

Tel: (021) 670-3669

Fax: (021) 670-1782

E-mail: RVU@deloitte.co.za

Applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

#### ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
  - the information provided will be treated as confidential;
  - there is any documentation or information required in response to a question in the form of an annexure;
  - the applicant's auditors need to verify a response; and
  - there are consequences of not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The clipboard icon means that the applicant must complete the corresponding Schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The magnifying glass icon means that the applicant's response to the question must be verified by an auditor (registered with the Public Accountants and Auditors board) engaged by the applicant as per the Procedures for Independent Auditors. The auditor must complete and sign the Audit Report on failing which the application will be refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

#### COMPLETION OF APPLICATION FORM

- 6) The applicant must complete <u>all</u> sixteen sections of the application form. The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically allowed to do so.
- 7) The application form must be completed electronically, and saved onto the two blank CDs provided on registration. One of these CDs must be submitted in the manner described below, while the other must be retained by the Applicant. Annexures to the application form do not need to be scanned and saved on to the CDs. The Department may request additional electronic copies of the application at a later stage.
- 8) This form is tagged and coded in order to facilitate electronic uploading of the application into a database. The applicant may not submit the application in any other form. If the applicant submits its application in any other form, the application will be refused.
- 9) The application must also be printed out and the declaration must be signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 10) The printed version of the electronic application, duly signed and attested, must be be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under questions marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed in the lever arch file after the annexures.

### **IMPORTANT INFORMATION**

#### INSTRUCTIONS

11) One true copy of the printed version of the application must be made. This copy must be punched and divided in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

#### LODGEMENT OF APPLICATION

12) The CD containing the application, the original printed version (signed and attested), and a copy of the printed version must be hand delivered to the place, on the dates and times stated below:

Place: Good Hope Centre

Dates and Times: Thursday 14 July 2005 between 08h00 and 19h00, or Friday 15 July between 08h00 and 17h00

13) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates at the above address will be refused.

#### IMPROPER LODGEMENT

14) Improperly lodged applications will be refused.

An application is improperly lodged if:

- it is received late;
- the applicant makes no payment, or short payment, or late payment of the application fee:
- the application is lodged in a manner contrary to the instructions.

#### MATERIAL DEFECTS

15) Applications that are materially defective will be refused.

An application is materially defective if:

- the declaration is not signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s).
- the auditor's report is not submitted or signed;
- more than one application is received for a right in the same sector;
- the applicant, or, if applicable, the holding company, sister company(ies) and the joint venture partner(s) provides false information or documents, fails to disclose material information or attempts to influence the Minister or the delegated authority other than in the manner provided for in the General Policy and in this application form.

	Section 1
	Applicant Details
<ol> <li>The applicant must supply a profile of its organisation fishing operations, as Schedule 1A.</li> </ol>	including an organogram and a description of its
1.1 Registered Name of Applicant	
1.2 Trading Name of Applicant:	
1.3 Registration Number:	Q \( \rightarrow \)
1.4 Income Tax Number:	
1.5 Vat Number:	
1.6 Skills Development Levy Number:	P
1.7 Have the applicant's details (1.8.1 - 1.8.7d) changed applicant registered?	d since the Yes No
1.8 If "Yes", complete only those details that have chan	ged:
1.8.1 Principal Place of Number and Street	
Business: Suburb	
Town / City	
	Postal Code:
1.8.2 Postal Address: Number and Street / PO Box	
Suburb	
Town / City	
	Postal Code:
Area Code:	
1.8.3 Telephone Number:	
1.8.4 Additional Telephone Number:	
1.8.5 Fax Number:	
1.8.6 Authorised Contact Person First Name:	
1.8.7 Authorised Contact Person Surname:	
a) Identity Number:	
b) Position Held / Relationship to Applicant	
c) Cellular Number:	
d) E-mail Address:	

							Section 2
						Form of A	Applicant
	s the applicant currently um term fishing right in		O Yes	O No	C		
2.2 If "Ye	es", to which entity or pe	rson was the me	dium term	fishing righ	t allocated in	2001/20023	?
\(\alpha\)	Company Close Corporation Trust Individual	Name Name Name Name		THE			
2.3 In wh	nat form of entity is the n	nedium term fish	ing right c	urrently held	? X		
	Company Close Corporation Trust Individual	□ Name □ Name □ Name □ Name					
	e applicant more than 50 an owned?	% South	O Yes	○ No	2		
	s the applicant have a va ance certificate?	alid tax	O Yes	O No	5	Q	
2.6 Com	plete the following table	in relation to asso	et value ar	nd turnover:			
	Year	т	urnover		Gross Ass	et Value (excludir	ng fixed property)
2004	(Financial Year End)						
any o	s the applicant hold any other company that is ap ium term right holder in t	pplying as a	O Yes	○ No	C		
any c	s the applicant hold any company that is applying int in this sector?		○ Yes	○ No	C		
							Section 3
				N. P.		Coi	mpliance
	the applicant, or a ctors:	ny of its meml	oers, sha	reholders o	or		
3.1.1	been convicted of a regulations, or permit period?				right O	Yes O No	$\Phi \varnothing$
3.1.2	entered into a plea b 51 of 1977, for a con or permit conditions de	travention of the	MLRA, or	the regulati		Yes O No	$\Phi \varnothing$
3.1.3	paid an admission of the regulations, or the right period?					Yes O No	◆ ♥

						Section 3		
				64. W. (1986)	Col	npliance		
3.1.4			nder the MLRA, or the during the medium terr		○ No	$\Phi \bigcirc$		
of the beer pres	2.2 Has a fishing vessel, motor vehicle, premises or any other assets of the applicant, or any of its shareholders, members or directors been detained, arrested or seized under the MLRA or restrained, preserved, confiscated or forfeited under the Prevention of Organised Crime Act 121 of 1998 during the medium term right							
3.3 Was	the applicant's right	ler section 28 d	nded, revoked, cancelled of the MLRA during th		○ No	$\Phi \bigcirc$		
						Section 4		
		High days						
				en St.	vesse	el Details		
nomin	many vessels has the lated for use in this fis	shery?				X		
4.2 Fill in	the relevant details in	the tables below	v regarding each vessel	nominated:				
			Vessel 1					
Vessel name						100		
MCM Area P								
SAMSA Nun	rew according to SAMSA		4-					
Safety Certif								
	essel as indicated by South ficate of Registry							
Nature of Ac	cess to Vessel							
Vessel fitted System (Y/N	with a functioning VMS							
ACCORDING TO SECURITION OF THE PARTY OF THE	of VMS System	L.A.						
Vessel Leng SAMSA Safe	th in metres according to ity Certificate							
Vessel Hors Safety Certif	epower as per SAMSA cate							
Q								
			Vessel 2					
Vessel name								
MCM Area N	lumber							
SAMSA Nurr				н-				
Number of c Safety Certifi	rew according to SAMSA cate							
Owner of Ve African Certi	ssel as indicated by South ficate of Registry		a la sando em se					
Nature of Ac	cess to Vessel							
Vessel fitted System (Y/N	with a functioning VMS							
Manufacture	of VMS System							
	th in metres according to ty Certificate							
Vessel Hors Safety Certifi	epower as per SAMSA cate							

## Vessel Details



19 mg	- Vessel 3
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

S				

## Catch Utilisation

5.1 Did the applicant over-catch or	under-catch by more than	10% during the
medium term rights period?		

○ Yes ○ No



5.2 Complete the following in relation to the applicant's catch records.



Year	Annual Catch Allocation (in metric tons)	Total Actual Catch of Applicants Allocation (Nominal tons)	Percentage under-caught	Percentage over-caught
2002 Season		*		
2003 Season				
2004 Season				

		Sec	tion 6
	Tra	ansform	nation
Management and	Employ	ment E	quity
6.1 Was the applicant a designated employer as defined in section 1 of the Employment Equity Act, 55 of 1998 as at 28 February 2005?	O Yes	○ No	٥
6.2.1 If "Yes", has the applicant complied with the Employment Equity Act, 55 of 1998?	○ Yes	○ No	
5.2.2 If "No", has the applicant voluntarily complied with the Employment Equity Act, 55 of 1998?	○ Yes	○ No	0

GOVERNMENT GAZETTE, TO GOVE ZOO

## Section 6

Transformation

## Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at 28 February 2005.





	Director / Member Name (Initial & Surname)	Years of Service	Total Annual Remuneration (Total Cost to Company)	Black (Y/N)	Gender (M/F)	ID Number
1						
2						
3						
4						
5	13					
6						
7						58
8						
9						
10						
11						
12						
13						
14						
15				-		

Transformation

## Management and Employment Equity

# 

6.3.2 Complete the table below in respect of employees at 28 February 2005.

The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees	More than 165 Employees
The Top 4 Salary (Total Cost to Company) Earners	Belween 61 - 165 Employees
The Top 3 Salary Earners (Total Cost to Company)	Between 31 - 60 Employees
The Top Two Salary Earners (Total Cost To Company)	Between 6 - 30 Employees
The Top Salary Earner(Total Cost to Company)	Between 1 - 5 Employees

nedmuM di	Gender (T/M)	Salary as a Percentage of Total Salaries in this Table	(N/N)	Annual Salary (Total Cost to Company)	eltiT IsnolisainagiO	Employee Name	
							1
		50.00					-
		1					8
							1
							1
							1
				-			1
	1 2 35 4 4						1
							(
			naiv s		1		1
							2
			4.1				8
	_						t
							2
		196					9
							1
							1
3							1

## Transformation

## Management and Employment Equity

	<i>y</i>						
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20							
21							
22				-			
23	×						
24						-	
25							
26							
27							
28							
29							E:
30							
31							
32							
33							
34							
35							
36							
37							
38							
39							
40							
41							
42							
43							
44							
45							
46					-		
47							
48							
49							
50							
51							
52		1					
53							
54							
55				10.			

Section 6
Transformation

Management and Employment Equity

) ID Number																																		
Salary as a Percentage of Total (MF)																																		
Annual Salary Black (Total Cost to Company)																																		
Organisational Title																																_10		
Employee Name	56	25	58	59	09	61	62	63	64	65	99	29	89	69	70	14	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	

## **Transformation**

## Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at 28 February 2005:

,	employees at 26 rebruary 200					
	Gross Monthly Income (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td></td><td>5-00-001-00-00-01 (</td><td></td><td></td></r2>			5-00-001-00-00-01 (		
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500					
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000					
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000					
10	>R60 000					
	Total		100%		100%	

6.4.2 Does the applicant contribute towards medical aid and pension for its employees?

O Yes O No

6.4.3 Does the applicant provide any other type of benefits for its employees?

O Yes O No

6.5 Complete the following table in relation to the applicant's employment equity profile as provided to the Department of Labour in October 2004. If the applicant is not designated or did not voluntarily comply then the table must be completed as at 28 February 2005.

				7.25		in the same	en ind			To	otal	
Occupational Categories	Gender	A No	A %	C No	C%	I No	1%	W No	W %	ACI %	F%	
Top & Senior Management /	Male											
Senior Officials and Managers	Female											
Professionally Qualified and experienced specialists and	Male											
mid-management / Professionals	Female											
Skilled Technical and academically qualified workers, supervisors,	Male											
foremen, and superintendents / Technicians and Associate Professionals	Female											
Semi-skilled and discretionary decision naking and unskilled and undefined decision- making. Clerks, Service & Salses Workers, Flahery Workers, Affissers & Related Frade Workers, Plant & Machine Operators &	Male											
Fishery Workers, Artisans & Related Trade Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female											
TOTAL	Male											
TOTAL	Female											

A = African, C = Coloured, I = Indian, W = White, M = Male, F = Female, ACI = African, Coloured and Indian

Transformation

## **Management and Employment Equity**

6.6.1 Complete the tables below in relation to employment equity figures for Senior Officials and Managers only.

									Total					
Occupational Categories	Gender	A No	Α%	G No	C%	1 No	1%	W No	W%	ACI %	F%			
Top and Senior Management / Senior Officials and	Male													
Managers (as per 2001 application form)	Female													
Fop and Senior Management / Senior Officials and	Male										ř.			
Managers 2002 (if not designated as at financial year end 2002)	Female													
op and Senior Management / Senior Officials and	Male		-								- 415			
Managers 2004 (if not designated as at financial year end 2004)	Female													

6.6.2 Complete the tables below in relation to employment equity figures for Professionals only.



	1									To	otal
Occupational Categories	Gender	A No	A%	G No	C%	I No	1%	W No	W %	ACI %	F%
Professionally qualified and experienced specialists and	Male										
mid-management / Professionals 2001 (as per 2001 application form)	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2002 (if not designated as at financial year end 2002)	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2004 (if not designated as at financial year end 2004)	Female									NE I	

Francisco (L)				Section 6
				ormation
		Owne	ership - Compai	nies Only
6.7 Is the applicant a con	npany?		○ Yes ○ No	
6.7.1 If "Yes", complete t	he table below in respec	ct of shareholding held by b	olack persons:	Q10
Year	Percentage Shareholding Heid by Black Persons	Percentage Voting Rights Held by Black Persons	Percentage of Divide Shareholders are Er	
2001 (as in 2001 application form)		A CONTRACTOR OF THE PROPERTY O		
2005 (at date of application)				
6.7.2 Complete the follow through principle:	ving table in relation to s	hareholding held by wome	en based on the flow	,0
Year	Percentage Shareholding Held by Women	Percentage Voting Rights Held by Women	Percentage of Dividends Entitled To	
2005 (at date of application)	44			
6.7.3 Did the applicant ha	ave a share scheme in	place in 2004 for	○ Yes ○ No	QV
6.7.4 If "Yes", what is the employees not liste	e percentage shareholdi d under question 6.3.2,	ng held by or for through the scheme?		
6.7.5 Complete the follow	wing table in relation to n	nonies paid to shareholder	rs:	0/
Year	Salaries Paid to Shareho	Iders Loans Made to Shareh	olders Dividends Paid t	o Shareholders
2002 (financial year)				
2003 (financial year) 2004 (financial year)				
6.7.6 Was the applicant processing or mark by another entity du	managed by another en ceting of the 2004 alloca uring the 2004 financial y	tion in this fishery perform	ed O Yes O No	o
6.7.7 If "Yes", complete	the table below:			00
Function	Rand Amour	nt Paid to Other Entity during the	Rend Amount as a Pen Applicant's Total Turn	centage of the

Function	Rand Amount Paid to Other Entity during the 2004 Financial Year	Rand Amount as a Percentage of the Applicant's Total Turnover in 2004
Management		
Catching		
Processing		
Marketing		

			Section 6
			Transformation
		Ownership -	Close Corporations Only
6.8 Is the applicant a clos	se corporation ?	○ Yes ○	No
6.8.1 If "Yes", complete t	he table below in respec	t of members interest he	eld by black persons:
Year	Percentage Interest Held by Black Persons	Percentage Voting Rights Heich Black Persons	Percentage Profit Distribution Black Persons are Entitled To
2001 (as in 2001 application form)			
2005 (as at date of application)	26		
6.8.2 Complete the table	below in relation to mem	bers interest held by wo	men:
Year	Percentage Interest Held by Women	Percentage Voting Rights Held Women	by Percentage Profit Distribution Women are Entitled To
2005 (as at date of application)			
6.8.4 If "Yes", what perce under question 6.3.2 6.8.5 Complete the follow	entitled to?		ر ا ا
Year	Salaries Paid to Members		pers Profit Distributed to Members
2002 (financial year)			
2003 (financial year)			
2004 (financial year)			in the second
6.8.6 Was the applicant m processing or marke financial year?	nanaged by another entity sting performed by anothe	y, or was the catching er entity during the 2004	○ Yes ○ No
6.8.7 If "Yes", complete th	e table below:		
Function	Rand Amo	unt Paid to Other Entity	Rand Amount as a Percentage of the Applicant's Turnover in 2004
Management			
Catching			
Processing			
Marketing	100		

				4.00	Trai	Secti Islorma	
733				Sk	ills D	evelopi	mer
in the Transfo in 2001?	cant met the targets rmation Plan submi e following table in r	tted O Fully	O Somewhat/	-	3	ot at all	<
Year	Did the applicant submit Workplace Skills Plan which was approved (Y/ N)	Did the applicant submit an Annual Training Report which was approved (Y/N)	Rand Amount Paid to SARS in skills development levies	Percentage Sa Bill Spent on Tr	ninina	Percentag Fraining Budg on Black Emp	et Spe
2001 (financial year end)							
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
employees 2004 (tax ye	cate the number of in respect of whom	the applicant prepared the applicant prepared the applicant prepared to the applicant prepared t	ared IRP5 certifications wellopment	ates in	○ Yes	○ No	
Paradocate Control Control	skippers are used						
5.14.2 What per are black?	centage of these sk	ippers [					
its annual ta for deductio	plicant make donati xable income which n in terms of section Tax Act 58 of 1962	qualify 18A of	Cor	porate S	ocial	Investn	ner
3.16 If "Yes", indi 2004 financ	cate what percentaç al year these donati	ge of net profit ear ons amount to:	neu in the	0 - 0.5 %	/	٥	C

## Section 6 Transformation

## **Corporate Social Investment**

6.17 Indicate the five largest tax deductible donations made per annum since 2001 in the table below.

Year	Benefitting Organisation	Rand Value of Amount Donated
2001 - 1		
2001 - 2		
2001 - 3		
2001 - 4		
2001 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2002 - 1		
2002 - 2		
2002 - 3		
2002 - 4		
2002 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2003 - 1		
2003 - 2		
2003 - 3		
2003 - 4		
2003 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2004 - 1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

6.18	Does the applicant mal	e any other de	onations (in	addition to	those which qualify for	r
	deduction in terms of s	ection 18A of	the Income	Tax Act 58	8 of 1962, but not	٠
	including school fees)?					

O Yes O No



O 0 - 0.5 %



0.5-1%

0 > 1%



6.20 If other donations were made, indicate the five largest such donations made in 2004 in the table below:

Year	Benefitting Organisation	Rand Value of Amount Donated
2004-1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

Does the applicant have a written affirmative procurement policy?	0	Yes O No	ve Procureme
2 Provide the following information in re (operational expenditure) in 2004:	lation to the applican	it's top ten South Africa	an suppliers
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplier in Rands in 2004	Percentage of Tota Expenses
	7-76-44-55-		
3 Has the applicant determined its affirmative procurement spend as a percentage of total procurement spend	?	O Yes	) No
4 Has the applicant instituted a system of measure its affirmative procurement spend as a percentage of total procurement spend in future?	to	○ Yes ○	) No
			Section
	Vessel.	Crew and Envir	onmental Saf Contraventio
Has the applicant, during the medium t forfeited a deposit by way of penalty und Shipping Act, 57 of 1951?	erm rights period, be der section 324 of th	een convicted, or e Merchant	○ Yes ○ No

\_

	*	Secti	
Vessel, Crew and Env		ental S ravent	the second second second second
	Com	iaveiii	IONS
7.3 Has the applicant, during the medium term rights period, been convicted, or forfeited a deposit by way of a penalty for contravening the Crew Accommodation Regulations, 1961?	O Yes	○ No	C
Crew Safety and W	orking	Condi	tions
7.4 Has the applicant ever reported an accident in terms of section 6 of the Maritime Occupational Safety Regulations?	O Yes	○ No	C
7.5 Has a qualified safety officer been appointed for each nominated vessel in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	O No	C
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act, 57 of 1951?	○ Yes	○ No	Q
7.7 If a nominated vessel is of 25 gross tonnage or more, has the vessel been issued with a valid SAMSA Safe Manning Document required in terms of the Merchant Shipping (Safe Manning) Regulations?	O Yes	○ No	Q
7.8 Has the applicant completed a formal safety assessment in terms of Marine Notice no 26 of 2004?	○ Yes	○ No	C
7.9 Has the applicant registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	○ No	10
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	CX
	Ve	ssel S	afety
7.11 Have the nominated vessel(s) been issued with a valid Local General Safety Certificate?	O Yes	○ No	Ø
7.12 Are any operational limits imposed on the nominated vessel(s) by its Local General Safety Certificate (E.g. No more than 200 nautical miles off the South African coast)?	O Yes	○ No	
Env	ironme	ntal S	afety
7.13 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	○ Yes	○ No	C
7.14 Does the applicant have a Garbage Management Plan for each nominated vessel as stipulated in terms of Annex V of Marpol, as set out in the Schedule to the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986?	O Yes	O No	C

## Job Creation

8.1	Complete	the	following	tables	in	relation	to	job	creation.
-----	----------	-----	-----------	--------	----	----------	----	-----	-----------

## 8.1.1 Table 1

Year	Employees in respect of which the applicant prepares IRP5 Certificates (Land Based)	Employees in respect of which the applicant prepares IRP5 Certificates (Sea Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Land Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Sea Based)	Total Number of Employees (Columns 1- 4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)							Harry
2002 (financial year end)							- 1
2003 (financial year end)							
2004 (financial year end)							
2005 (28 February 2005)							

## 8.1.2 Table 2

Applicant's Annual Catch Allocation(in tons) to the applicant in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End as per Table 8.1.1	How much does the applicant spend on salaries/wages per ton allocated?

## 8.1.3 Table 3

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (28 February 2005)	How many people does the applicant employ per ton allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (28 February 2005)	How many people (less seasonal employees) does the applicant employ per ton allocated?
	100			

## 8.1.4 Table 4

Applicant's five highest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of top five salaries	What was the mulitple between the average of the five lowest and the average of the five highest salaries at 28 February 2005?

Applicant's five lowest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of lowest five salaries	300 At 1
		400
		The second secon
		And the second s
		And the second second

Investment

## 9.1 Complete the following tables:

## 9.1.1 Table 1



Year	Book Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Book Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Book Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

## 9.1.2 Table 2

Year	Insured Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Insured Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Insured Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)			2	

#### 9.1.3 Table 3

Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	

### 9.1.4 Table 4

Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at 2004 financial year end	misured value (in rands) or	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



			723.79	Section
				Investme
.1.7 Has the applicant inv			ssing facilities?	○ Yes ○ No
Annual Calch Allocation   Ap	Nominal Tons of plicant's Allocation	Nominal Tons of Applicant's Allocation	Nominal Tons Processed on Behalf of	Nominal Tons Processed on Beha
applicant in 2004	ocessed On Board Vessel	Processed on Land	other Right Holders On Board Vessel	other Right Holders Land
i un Kanganian makhir Program di 1900 kila				
	÷.	- A - San British St. Co.	Local Economic	Section
0.1 Complete the following	ng table in relation	10000		c bevelopine
	ling Site Name	Tons Landed a	at Harbour in 2004 Percent	age of Total Catch Land 2004 calendar year
		n n		
10	TAL			
0.2 At which harbours ar landing sites will the applicant land its cate	8000	Harbou	r / Landing Site Names	49.8
		<del></del>		

					Section 11
			Value A	dd & Enterp	rise Development
11.1 Is the applicant any value addir fishery?	directly involved in ng process in this	O Yes	○ No		Q
	ant been responsible se development?	O Yes	O No		Ø
					Section 12
					Performance Financial
12.1 What is the app certified Annua	olicant's 2004 audited, I Turnover?	verified or			
12.2 Indicate the ran	d value and percentag	ge of total tur	nover derive	d from this fisher	y:
Annual Catch Allocation Applicant in		ver Generated in Annual Cato	2004 financial yea	ar by Percer	stage of Total Turnover
		7.11.00	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
1					1
12.3 Complete the fo	ollowing table in relation	n to ratio per	formance:		
12.3 Complete the fo	ellowing table in relation	n to ratio per		Current Ratio	Quick Ratio (Acid Test)
	Return on Net Assets			Current Ratio	Guick Ratio (Acid Test)
Year	Return on Net Assets			Current Ratio	Guick Ratio (Acid Test)
Year 2001	Return on Net Assets			Current Ratio	Quick Ratio (Acid Test)
Year 2001 2002	Return on Net Assets			Current Ratio	Guick Ratio (Acid Test)
Year 2001 2002 2003	Return on Net Assets			Current Ratio	Guick Ratio (Acid Test)
Year 2001 2002 2003 2004	Return on Net Assets (RONA)	Debt: Equ	ity Ratio		
Year 2001 2002 2003 2004	Return on Net Assets (RONA)	Debt: Equ	applicant's inc	come statements	
Year 2001 2002 2003 2004	Return on Net Assets (RONA)	Debt: Equ	applicant's inc		
Year 2001 2002 2003 2004	Return on Net Assets (RONA)	Debt: Equ	applicant's inc	come statements	Dividends Paid /
Year 2001 2002 2003 2004  12.4 Provide the follo Year	Return on Net Assets (RONA)	Debt: Equ	applicant's inc	come statements	Dividends Paid /
Year 2001 2002 2003 2004  12.4 Provide the follo Year 2001	Return on Net Assets (RONA)	Debt: Equ	applicant's inc	come statements	Dividends Paid /

Performance

**Financial** 

12.5 Provide the following information in relation to the applicant's balance sheet:

Year	Assets	Long-Term Liabilities	Current Liabilities	Shareholder's Equity / Member's Contribution
2001				
2002				
2003				
2004				

12.6 Provide the following information in relation to the applicant's cash flow:

Year	Net Cash Inflow / Outflow from Operations	Net Cash Inflow / Outflow from Investing Activities	Net Cash Inflow / Outflow from Financing Activities
2001			
2002			
2003			
2004			

Fishing D	
Fishing Pl	lan

13.1 Does the applicant have a fishing plan?

0	Yes	0	No
	162		140



Section 14

By-Catch and Environmentally Sustainable Practices

By-Catch

14.1 Indicate the proportion of the applicant's annual catch that is made up of by-catch species:



Year	Annual By-Catch (in tons)	Annual Utilised By-Catch as a Percentage of Total Catch	Annual Unutilised By-Catch, Juvenile Species and Endangered Species as a Percentage of Total Catch
2001			
2002			
2003	3.0		
2004			

## By-Catch and Environmentally Sustainable Practices

	W.E.M.W.O.LLETO				
14.2 Has the applicant put consumption on vess	O Yes	○ No	C		
	tend to put in place any meansumption on vessels, and		O Yes	○ No	CX
14.4 Has the applicant und	dertaken or sponsored any ainable practices?	research in relation to	O Yes	O No	C
14.5 Has the applicant put beds?	4.5 Has the applicant put measures in place to reduce damage to sea				
					on 15
			Fis	shing L	.evies
15.1Please provide the fol	lowing information in relation	n to levies paid since 2001			
Year	Species	Total Catch in Tons	1	evies Paid	
2001					
2001					
2001					- 0
2001					
2001					
2002					
2002					
2002				1860	
2002					
2002					
2003					
2003					
2003					
2003					
2003					
2004					
2004					
2004	fW-				
2004					
2004					
15.2 What was the date and the applicant's most re payment?		Date vvv/mm/dd	Amount		

yyyy/mm/dd

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

## **Applicant Declaration**

- (b) the information submitted with and in this Application is true and correct and complete.
- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit:

<ul> <li>(e) The applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;</li> <li>(f) The applicant accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.</li> </ul>	
Signed at:	
This day of 2005	
Signature of Authorised Representative:	
Representative's Full Name:	
The authorised representative declares that he/she knows and understands the contents and implications of the above	
declaration.	
Commissioner of Oaths	
Full Name	
Designation	
Physical Address	
In the undersigned, do hereby make oath and declare that:  (a) I have read the instructions set out on pages 2 and 3 of this application form;  (b) the information submitted with and in this Application is true and correct and complete.  (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;  (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;  (e)  (3rd party name) undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;  (f)  (graphy name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.	
_	
This day of 2005	
Signature of Authorised Representative:	
Representative's Full Name:	
The authorised representative declares that he/she knows and understands the contents and implications of the above declaration.  Commissioner of Oaths  Full Name	
Designation	
Physical Address	

granden and a second	and the second s					
(a) I have read the instruction	by make oath and declare that ons set out on pages 2 and 3 o	of this application form;	<b>Sister Company Declaration</b>			
<ul> <li>(b) the information submitted with and in this Application is true and correct and complete.</li> <li>(c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;</li> <li>(d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, when possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegation or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;</li> </ul>						
at such meetings and what failure to co-operate in this	uests for information or expla nere necessary, by granting in s regard will constitute an inde	nations, by attending meetings wi nvestigators access to premises ependent ground for refusing an a				
(f) authority or appellant auth in this application form, wi		ght or quantum or effort, in any m	r attempt to influence the decision of the delegated anner other than provided for in the General Policy or			
	-	ive of Sister Company	(if applicable)			
The same of the sa						
This	day of	2005				
Signature of Author	orised Representat	ive:				
Representative's I	Full Name:					
The authorised represe		/she knows and understand	s the contents and implications of the above			
declaration. Commissioner of Oaths		STERROR STATE				
Full Name						
Designation						
Physical Address						
(a) I have read the instruction (b) the information submitted (c) I accept that if any information disclosed, this may lead license or permit granted (d) In order to allow for the possesses or acquires a or an official of the Depart  (e)  responses to written requat such meetings and wh	rmation in this Application is to the Application being refusion the strength of this Applica proper verification of information information relevant to the ment of Environmental Affairs (3rd uests for information or explainers necessary, by granting in	If this application form; true and correct and complete. not true or complete, or if false is sed, or to the revocation, suspertition, in terms of Section 28 of the tion submitted I hereby authorises application, to disclose or make and Tourism or the Rights Verific party name) undertakes to co-onations, by attending meetings with	perate with any investigators by timeously submitting the investigators, by answering questions satisfactorily usessels and documents. The applicant accepts that			
(f)	(3r)	d party name) accepts that any	attempt to influence the decision of the delegated anner other than provided for in the General Policy or			
in this application form, wil	I result in the application being	refused.				
N.T.	msed Representati	ve of JV Partner (if ap	plicable)			
			The state of the s			
This	day of	2005				
Signature of Author	rised Representati	ve:				
Representative's F	ull Name:					
The authorised represent declaration.	tative declares that he/	she knows and understands	the contents and implications of the above			
Commissioner of Oaths						
Full Name						
Designation						
Physical Address						

## **SCHEDULES**

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

## **Schedule 1 - Applicant Details**

- a) Provide, as Annexure 1A a brief profile of the applicant organisation including an organogram which clearly indicates the applicant's business model including holding company, sister company and joint venture partner relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- c) Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

## Schedule 2 - Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permit as Annexure 2A.
- b) Section 2.2: Provide a copy of the letter granting a right as Annexure 2B.
- c) Section 2.3: If the medium term right is currently held by an entity different from the one listed in Section 2.2, provide a detailed explanation as Annexure 2C.
- d) Section 2.5: Provide a copy of a valid SARS tax clearance certificate as Annexure 2D.
- e) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.8: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2G.

## Schedule 3 - Compliance

- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members, shareholders or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.
- b) Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals giving rise to the plea bargain, the dates and specifics of the plea bargain, as Annexure 3B.
- c) Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and rand amount paid as Annexure 3C.
- d) Section 3.1.4: If "Yes", provide details and any documentation regarding the offence including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and penalty as Annexure 3D.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals involved as Annexure 3E. Also provide details if a final confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act.
- f) Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals giving rise to the Section 28 procedure as Annexure 3F.

## Schedule 4 - Vessel Details

- a) Section 4.2: For each vessel nominated, provide copies of the following documents:
  - SAMSA Safety Certificate(s) as Annexure 4A;
  - ii) South African Certificate(s) of Registry as Annexure 4B;
  - iii) agreement(s) providing access to the vessel if the applicant is not the majority shareholder or the sole owner of the vessel as Annexure 4C;
  - iv) Local General Safety Certificate(s) as Annexure 4D.
- b) If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

## Schedule 5 - Catch Utilisation

 a) Section 5.2: If the applicant over- or under-caught by more than 10% in any year, a detailed explanation must be attached as Annexure 5A.

## Schedule 6 - Transformation

- a) Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6A.
- b) Section 6.3.2: If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6B.
- c) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6C.
- d) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6D.
- e) Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes of beneficiaries and the employer's contribution as Annexure 6E.
- f) Section 6.5, 6.6.1 and 6.6.2: If the applicant completed Sections 6.5, 6.6.1 and 6.6.2 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.5, 6.6.1 and 6.6.2 for the applicant and the other entities separately and submit these as Annexure 6F.
- g) Section 6.7.1: Explain how black shareholding and black voting rights were calculated as Annexure 6G. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded. The annexure must also include a complete list of all shareholders, following the flow through principle. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation).
- h) Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6H.

## Schedule 6 - Transformation

- i) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for each year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or interest if juristic person), as Annexure 6I.
- j) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity, as Annexure 6J.
- k) Section 6.8.1: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6K.
- Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6L.
- m) Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for each year, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6M.
- n) Section 6.8.7: If the applicant completed any part of the table in Section 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity as Annexure 6N.
- o) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6O.
- p) Section 6.10: If the applicant completed Section 6.10 with reference to the payroll and training budgets of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 6.10 for both the applicant and the other entity(ies) separately and submit these as Annexure 6P.
- q) Section 6.12: If the applicant completed Section 6.12 with reference to the leanerships of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.12 for both the applicant and the other entities separately and submit these as Annexure 6Q.
- r) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6R.
- s) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.14.1 and 6.14.2 for both the applicant and the other entities separately and submit these as Annexure 6S.
- t) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6T.
- u) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6U.
- v) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6V.
- w) Section 6.22: Provide a breakdown of capital and operational expenditure paid to South African suppliers, including the percentage black ownership of these suppliers as Annexure 6W.
- Section 6.23: If "Yes," explain how the Applicant determined its affirmative procurement spend as Annexure 6X.

## Schedule 7 - Safety

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- b) Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed desription of the accident as Annexure 7D .
- e) Question 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a copy of the Safe Manning Document as Annexure 7G. If "No," and the nominated vessel is of 25 gross tonnage or more, provide a detailed explanation as Annexure 7G.
- h) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7H. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7H.
- i) Section 7.11: If "Yes," provide a copy of the Local General Safety Certificate as Annexure 7I. If "No," a detailed explanation must be provided as Annexure 7I.
- j) Section 7.13: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7J.
- k) Section 7.14: If "Yes," provide a copy of the plan as Annexure 7K. If "No," provided a detailed explanation of why not as Annexure 7K.

### Schedule 8 - Job Creation

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

## Schedule 9 - Investment

- a) Section 9.1and 9.1.2: Provide breakdowns as described in the Explanatory Notes as Annexure 9A
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.

## Schedule 10 - Local Economic Development

 a) Section 10.3: If "Yes," provide a detailed explanation of all investments made in order to make landing catches at identified harbours possible as Annexure 10A.

## Schedule 11 - Value Add & Enterprise Development

- a) Section 11.1: If "Yes," provide a detailed explanation of how the applicant is involved in value adding processes, and what the processes are, as Annexure 11A.
- b) Section 11.2: If "Yes," provide a detailed explanation of how the applicant is responsible for enterprise development as Annexure 11B.

## Schedule 12 - Performance (Financial)

- a) Section 12.1: Provide a copy of the applicant's 2004 audited financial statements as Annexure 12A. The applicant's auditors will be required to confirm its responses to all questions in Section 12.
- b) Section 12.2: If the applicant completed the table in Section 12.2 with reference to the turnover of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 12.2 for both the applicant and the other entity(ies) separately and submit these as Annexure 12B

## Schedule 13 - Fishing Plan

- a) Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annxure 13A, paying particular attention to:
  - a) days to be spent fishing per vessel nominated;
  - b) areas to be targeted;
  - c) species to be targeted and mix of species;
  - d) expected size of species to be targeted;
  - e) detailed information regarding:
    - Age
    - Size
    - Gear
    - Type (dedicated midwater or deep sea trawler)
    - Fishing capacity and
    - Processing capacity of each nominated vessel (where appropriate).
  - e) whether the horse mackerel will be landed in South Africa for local processing and consumption, or whether the horse mackerel will be transshipped.

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

## Schedule 14 - By-Catch and Environmentally Sustainable Practices

- a) Section 14.1: Provide a detailed explanation of how the applicant manages bycatch, as Annexure 14A.
- b) Section 14.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14B.
- c) Section 14.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14C.
- d) Section 14.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 14D.
- Section 14.5: Provide a detailed explanation of measures put in place to reduce damage to sea beds as Annexure 14E.

FOR OFFICIAL USE ONLY: DO NOT TEAR OFF	a vogilet
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Received by:	
Date of Receipt: 14 July 2005 or 15 July 2005	
Time of Receipt:h	
Application Number:	
Departmental Stamp:	
<b>Disclaimer:</b> The receipting of this application does not imply an acknowledgement of the complete the application or the correctness of its content.	eteness of
RECEIPT - FOR APPLICANT TO	RETAIN

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DEPARTMENT OF EN	VIRONMENTAL AFFAIRS AND TOURISM
	: MARINE AND COASTAL MANAGEMENT
	<b>Inshore Trawl</b>
Long Ter	m Rights Allocation Process: 2005
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Registered Name of Applicant  Company Registration Number or  Close Corporation Registration	on Form For: Medium Term Right Holders
Registered Name of Applicant  Company Registration Number or  Close Corporation Registration Number	on Form For: Medium Term Right Holders

## IMPORTANT INFORMATION

#### **INSTRUCTIONS**

#### **GENERAL**

- This application form must be read together with these instructions, the Explanatory Notes, the Schedules to the application form and the Procedures for Independent Auditors (available on the Public Accountants' and Auditors' Board website, www.paab.co.za or www.saica.co.za).
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at <a href="https://www.mcm-deat.gov.za">www.mcm-deat.gov.za</a>. The policies guide the Minister or his delegate when considering the application.
- 3) Should the applicant have any queries regarding the completion of the application form, it must e-mail the Department at <a href="mailto:ciustera@deat.gov.za">ciustera@deat.gov.za</a>. Every query and response will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <a href="https://www.mcm-deat.gov.za">www.mcm-deat.gov.za</a>. Should the applicant require technical assistance with the application form software, it must contact the Rights Verification Unit in one of the following ways:

Tel: (021) 670-3669

Fax: (021) 670-1782

E-mail: RVU@deloitte.co.za

Applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

#### ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
  - the information provided will be treated as confidential;
  - there is any documentation or information required in response to a question in the form of an annexure;
  - the applicant's auditors need to verify a response; and
  - there are consequences of not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The clipboard icon means that the applicant must complete the corresponding Schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The magnifying glass icon means that the applicant's response to the question must be verified by an auditor (registered with the Public Accountants and Auditors board) engaged by the applicant as per the Procedures for Independent Auditors. The auditor must complete and sign the Audit Report on failing which the application will be refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

#### COMPLETION OF APPLICATION FORM

- 6) The applicant must complete <u>all</u> sixteen sections of the application form. The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically allowed to do so.
- 7) The application form must be completed electronically, and saved onto the two blank CDs provided on registration. One of these CDs must be submitted in the manner described below, while the other must be retained by the Applicant. Annexures to the application form do not need to be scanned and saved on to the CDs. The Department may request additional electronic copies of the application at a later stage.
- 8) This form is tagged and coded in order to facilitate electronic uploading of the application into a database. The applicant may not submit the application in any other form. If the applicant submits its application in any other form, the application will be refused.
- 9) The application must also be printed out and the declaration must be signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 10) The printed version of the electronic application, duly signed and attested, must be be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under questions marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed in the lever arch file after the annexures.

## IMPORTANT INFORMATION

#### INSTRUCTIONS

11) One true copy of the printed version of the application must be made. This copy must be punched and divided in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

#### LODGEMENT OF APPLICATION

12) The CD containing the application, the original printed version (signed and attested), and a copy of the printed version must be hand delivered to the place, on the dates and times stated below:

Place: Good Hope Centre

Dates and Times: Thursday 14 July 2005 between 08h00 and 19h00, or Friday 15 July between 08h00 and 17h00

13) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates at the above address will be refused.

#### IMPROPER LODGEMENT

14) Improperly lodged applications will be refused.

An application is improperly lodged if:

- it is received late;
- the applicant makes no payment, or short payment, or late payment of the application fee;
- the application is lodged in a manner contrary to the instructions.

#### **MATERIAL DEFECTS**

15) Applications that are materially defective will be refused.

An application is materially defective if:

- the declaration is not signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s).
- the auditor's report is not submitted or signed;
- more than one application is received for a right in the same sector:
- the applicant, or, if applicable, the holding company, sister company(ies) and the joint venture partner(s) provides false information or documents, fails to disclose material information or attempts to influence the Minister or the delegated authority other than in the manner provided for in the General Policy and in this application form.

		Section 1
The applicant must supply a profile of fishing operations, as Schedule 1A.		Applicant Details including an organogram and a description of its
1.1 Registered Name of Applicant [		
1.2 Trading Name of Applicant:		
1.3 Registration Number:		C S
1.4 Income Tax Number:		
1.5 Vat Number:		۵ ا
1.6 Skills Development Levy Number:		2
1.7 Have the applicant's details (1.8.1 - applicant registered?	1.8.7d) changed	since the Yes O No
1.8 If "Yes", complete only those details	that have change	ed:
1.8.1 Principal Place of Nu	mber and Street:	
Business:	Suburb:	
	Town / City:	
		Postal Code:
1.8.2 Postal Address: Number and	Street / PO Box:	
Tional Todal Marious. Harrison and	Suburb:	
	Town / City:	
	,	Postal Code:
	Area Code:	
1.8.3 Telephone Number:		
1.8.4 Additional Telephone Number:		
1.8.5 Fax Number:		
1.8.6 Authorised Contact Person First Name:		
1.8.7 Authorised Contact Person Surname:		
a) Identity Number:		
b) Position Held / Relationship to Applic	ant	
c) Cellular Number:		
d) E-mail Address:		

					Section 2		
	5.400			For	m of Applicant		
	s the applicant currently hold a lium term fishing right in this sector?	○ Yes	○ No	Ø			
2.2 If "Y	es", to which entity or person was the m	nedium term	n fishing right	t allocated in 200	1/2002?		
Ø	Company	9		~			
2.3 ln w	2.3 In what form of entity is the medium term fishing right currently held?						
	Company Name Close Corporation Name Trust Name Individual Name						
	e applicant more than 50% South an owned?	O Yes	○ No	,5			
	s the applicant have a valid tax ance certificate?	O Yes	○ No	> C	\$		
2.6 Complete the following table in relation to asset value and turnover:							
	Year	Turnover		Gross Asset Value	e (excluding fixed property)		
200	4 (Financial Year End)						
any	s the applicant hold any share(s) in other company that is applying as a ium term right holder in this sector?	○ Yes	○ No	Ø			
any	s the applicant hold any share(s) in company that is applying as a new ant in this sector?	○ Yes	○ No	Q			
			a de de		Section 3		
	s the applicant, or any of its men	nbers, sha	reholders o	r T	Compliance		
3.1.1	been convicted of a contravention regulations, or permit conditions du period?			right O Yes	O No .		
3.1.2 entered into a plea bargain under the Criminal Procedure Act 51 of 1977, for a contravention of the MLRA, or the regulations, or permit conditions during the medium term right period?							
3.1.3	paid an admission of guilt fine for a of the regulations, or the permit condition right period?				O No .		

		Section 3
FULL PRINCIPLE CONTRACTOR AND	(1) TELLY (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)	Compliance
3.1.4 been charged with regulations or perm right period?	an offence under the MLRA, or the it conditions during the medium term	○ Yes ○ No ◆◇
of the applicant, or any of been detained, arrested o preserved, confiscated	or vehicle, premises or any other assets its shareholders, members or directors or seized under the MLRA or restrained, for forfeited under the Prevention of of 1998 during the medium term right	○ Yes ○ No ◆◇
3.3 Was the applicant's right o reduced or altered unde medium term right period?	r permit suspended, revoked, cancelled, r section 28 of the MLRA during the	○ Yes ○ No ◆♡
		Section 4
取出于4.00年3月12日4日4日4日4日4日4日1日1日1日1日1日1日1日1日1日1日1日1日1	ELECTION AND ASSESSMENT OF THE PROPERTY OF THE	Vessel Details
<ul><li>4.1 How many vessels has the nominated for use in this fish</li><li>4.2 Fill in the relevant details in</li></ul>	applicant nery? he tables below regarding each vessel nom	ninated:
Market State Control of the Control	Vessei 1	
Vessel name		
MCM Area Number		
SAMSA Number		
Number of crew according to SAMSA Safety Certificate		
Owner of Vessel as indicated by South African Certilicate of Registry		
Nature of Access to Vessel		
Vessel fitted with a functioning VMS System (Y/N)		
Manufacture of VMS System		
Vessel Length in metres according to SAMSA Salety Certificate		
Vessel Horsepower as per SAMSA Salety Certificate		
X		
	Vessel 2	
Vessel name		
MCM Area Number		
SAMSA Number		
Number of crew according to SAMSA Safety Certificate	Tall	
Owner of Vessel as indicated by South African Certificate of Registry		
Nature of Access to Vessel		
Vessel fitled with a functioning VMS System (Y/N)		
Manufacture of VMS System		
Vessel Length in metres according to SAMSA Safety Certificate		
Vessel Horsepower as per SAMSA Safety Certificate		

# Section 4 Vessel Details



	Vessel 3
Vessel name	
MCM Area Number	1 8 2
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

				Cate	Seci h Ulilis	ation
5.1 Did the applicant of medium term rights	ver-catch or under-ca s period?	tch by more than 10%	6 during the	○ Yes	○ No	4
5.2 Complete the follo	wing in relation to the	applicant's catch reco	ords.		Q	,5
Year	Annual Catch Allocation (in metric tons)	Total Actual Catch of Applicants Allocation (Nominal tons)	Percentage under-	caught Pe	rcentage over	-caught
2002 Season						
2003 Season			1			
2004 Season						
						tion 6
		Manag	ement and	AND THE RESIDENCE	ansforn yment l	THE STATE OF
6.1 Was the applicar Employment Ec	nt a designated employ quity Act, 55 of 1998 as	yer as defined in secti s at 28 February 2005	on 1 of the	○ Yes	O No	,0
6.2.1 If "Yes", has th of 1998?	e applicant complied v	with the Employment	Equity Act, 55	○ Yes	○ No	P
6.2.2 If "No", has the Equity Act, 55	applicant voluntarily of 1998?	complied with the Em	ployment	○ Yes	○ No	٥

Transformation

# Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at 28 February 2005.





	Director / Member Name (Initial & Surname)	Years of Service	Total Annual Remuneration (Total Cost to Company)	Black (Y/N)	Gender (M/F)	ID Number
1						
2						
3						
4						
5			+			
6						
7						
8						
9						
10		100				
11						
12						
13						
4						
5						

Transformation

# Management and Employment Equity

# 6.3.2 Complete the table below in respect of employees at 28 February 2005.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2							
3							(A)
4							
5							No. 9 8 95
6							
7							
8							
9							
10							
11							
12							
13							
14							-
15							
16					1		1 28
17							
18							E = 100 100
19							- 11

# Transformation

# Management and Employment Equity

133	<u>'</u>						
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20	Д.						
21	1 1 1 1						
22		1 2 2	2 1	1			
23		1 25		1			
24							
25	1 2 500	1.12					
26		2.2					
27							
28		E.					
29							
30							
31							
32							
33		111111111111111111111111111111111111111					
34							
35							
36							
37							
38							
39							
40							
41							
42					70.00		
43							
44							
45							
46							
47	The second second second second						
48							
49							
50				1			
51							
52							
53							
54							
55							
_					the second section of the second section is a second section of the second section of the second section is a second section of the section of the second section of the section of the second section of the section of		

# Transformation

# Management and Employment Equity

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56							
57							
58							
59							
60							
61							
62				1/11/2			
63							
64			COURS				
65							
66							
67							
68							
69							
70			Name and				
71							n
72					411		
73					X1		
74							
75							
76							
77							
78							
79			•				
80							
81							
82			744				
83						22120	
84							
85					A100		
86							
87	<u></u>						
88							
89	8						
90							
		L		1			

-		_ *1	
	$\mathbf{e}$	ction	<b>26</b> •

Transformation

## **Management and Employment Equity**

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at 28 February 2005:

	Gross Monthly Income (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td>and the second</td><td></td><td></td><td></td><td>Mark Committee</td></r2>	and the second				Mark Committee
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500					
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000					
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000	-				
10	>R60 000					
	Total		100%		100%	

6.4.2 Does the applica	nt contribute towa	ards medical aid	and pension for its	
employees?				

O Yes O No

6.4.3 Does the applicant provide any other type of benefits for its employees?

O Yes O No

6.5 Complete the following table in relation to the applicant's employment equity profile as provided to the Department of Labour in October 2004. If the applicant is not designated or did not voluntarily comply then the table must be completed as at 28 February 2005.

										То	Total	
Occupational Categories	Gender	A No	A%	C No	0%	l No	1%	W No	W %	ACI %	F%	
Top & Senior Management /	Male											
Senior Officials and Managers	Female											
Professionally Qualified and experienced specialists and mid-management / Professionals	Male											
	Female											
Skilled Technical and academically qualified workers, supervisors,	Male											
foremen, and experintendents / Technicians and Associate Professionals	Female											
Semi-skilled and discretionary decision- reking and unskilled and undefined decision- making? Clerks, Service & Salea Workers,	Male											
Fishery Workers, Artisans & Related Trace Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female											
	Male											
TOTAL	Female			1			8 7				-	

# Transformation

# **Management and Employment Equity**

6.6.1 Complete the tables below in relation to employment equity figures for Senior Officials and Managers only.

									Total		
Occupational Categories	Gender	A No	A%	G No	C%	1 No	1%	W No	W %	ACI %	F%
Top and Senior Management / Senior Officials and Managers (as per 2001 application form)	Male										
	Female										
Top and Senior Management / Senior Officials and Managers 2002 (if not designated as at financial year end 2002)	Male										
	Female										
Top and Senior Management / Senior Officials and Managers 2004 (if not designated as at financial year end 2004)	Male								12.	- 1	
	Female										

6.6.2 Complete the tables below in relation to employment equity figures for Professionals only.

		JAN.	
	4		X
420	1	100	d
C	a di	_	

											Total	
Occupational Categories	Gender	A No	A %	G No	C %	I No	1%	W No	W %	ACI %	F%	
Professionally qualified and experienced specialists and mid-management / Professionals 2001 (as per 2001 application form)	Male											
	Female									7		
Professionally qualified and experienced specialists and mid-management / Professionals 2002 (if not designated as at financial year end 2002)	Male									15.0		
	Female											
Professionally qualified and experienced specialists and mid-management /	Male											
Professionals 2004 (if not designated as at financial year end 2004)	Female										MIE CONTRACTOR	

Processing

Marketing

					Section 6
					Transformation
			Owr	ership - (	Companies Only
i.7 Is the applicant a co	ompany?			○ Ye	s O No
.7.1 If "Yes", complete	the table below	in respect	of shareholding held by	black perso	ns: X
Year	Percentage Sharet by Black Per		Percentage Voting Rights Held by Black Persons		rage of Dividends Black holders are Entitled To
2001 (as in 2001 application form)				Share.	Dadra Wo Linkson to
2005 (at date of application)					
.7.2 Complete the follo	owing table in re	lation to sha	areholding held by wom	en based on	the flow
through principle:					
Year	Percentage Shareh by Wome		Percentage Voting Rights Held by Women	Percentage	e of Dividends Women are Entitled To
2005 (at date of application)					
	ted under questi	on 6.3.2, the	held by or for rough the scheme?	ers:	~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~
Year		to Shareholder	· ·		idends Paid to Shareholders
2002 (financial year)					
2003 (financial year)					
2004 (financial year)					
2004 (financial year) 3.7.6 Was the applican	rketing of the 20	04 allocation	n in this fishery perforn	ned O Ye	s O No
6.7.7 If "Yes", complete	the table below	:			Q.
	the table below	Rand Amount P	aid to Other Entity during the 4 Financial Year		unt as a Percentage of the 's Total Turnover in 2004
5.7.7 If "Yes", complete	the table below	Rand Amount P	aid to Other Entity during the		

			Section 6			
			Transformation			
		Ownership - Cl	ose Corporations Only			
6.8 Is the applicant a clos	se corporation ?	○ Yes ○ No	44			
6.8.1 If "Yes", complete ti	ne table below in respec	t of members interest held	by black persons:			
Year	Percentage Interest Held by Black Persons	Percentage Voting Rights Held by Black Persons	Percentage Profit Distribution Black Persons are Entitled To			
2001 (as in 2001 application form)						
2005 (as at date of application)						
6.8.2 Complete the table	below in relation to men	nbers interest held by wome	n: P			
Year	Percentage Interest Held by Women	Percentage Voting Rights Held by Women	Percentage Profit Distribution Women are Entitled To			
2005 (as at date of application)						
under question 6.3.2	entitled to?					
Year	Salaries Paid to Member	s Loans Made to Members	Profit Distributed to Members			
2002 (financial year)						
2003 (financial year)						
2004 (financial year)						
processing or marke financial year?	ting performed by anoth		○ Yes ○ No			
		nunt Paid to Other Entity	Rand Amount as a Percentage of the			
6.8.1 If "Yes", complete the table below in respect of members interest held by black persons:  Percentage Interest Held by Black Persons  2001 (es in 2001 application form)  2005 (as at date of application)  6.8.2 Complete the table below in relation to members interest held by women:  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Black Persons are Entitled To Pers	Applicant's Turnover in 2004					
Percentage Interest Held by Black Persons  2001 (as in 2001 application form)  2005 (as at date of application)  6.8.2 Complete the table below in relation to members interest held by women:  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Woman  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Woman  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Woman  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Woman  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Woman  Percentage Voting Rights Held by Percentage Voting Rights Held by Woman  Percentage Voting Righ						
Black Persons Black Persons Black Persons Persons are Entitled To  2001 (as in 2001 application)  6.8.2 Complete the table below in relation to members interest held by women:  Percentage Interest Held by Percentage Voling Rights Held by Percentage Profit Distribution Women  2005 (as at date of application)  6.8.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  6.8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  6.8.5 Complete the following table in relation to monies paid to members:  Year Salarias Paid to Members Loans Made to Members  2002 (financial year)  2003 (financial year)  6.8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  6.8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicants Turnover in 2004  Management  Catching  Processing						
Processing						
Marketing						

					Sect	ion 6
					Transform	ation
in the Transfo in 2001?	icant met the targets ormation Plan submi ne following table in r	tted O Fully	O Somewhat	/Partially	O Not at all	ment
Year	Did the applicant submit Workplace Skills Plan which was approved (Y/ N)	Did the applicant submit an Annual Training Report which was approved (Y/N)	Rand Amount Paid to SARS in skills development levies	Percentage So Bill Spent on T		et Spent
2001 (financial year end)						
2002 (financial year end)						
2003 (financial year end)						
2004 (financial year end)						
term rights 6.12 If "Yes," ind employees 2004 (tax ye 6.13. Did the app programme 6.14.1 How man applicant?	icate the number of in respect of whom ear end).  colicant participate in a strongh its SETA  y skippers are used  centage of these sk	learnerships as a the applicant preparty other skills de in 2004 such as a by the	percentage of the ared IRP5 certific velopment an SME Support S	ates in Strategy?	○ Yes ○ No	N
its annual to	oplicant make donati axable income which on in terms of section Tax Act 58 of 1962	qualify O	Col	rporate S	ocial Investr	ment 🗸
	icate what percentagial year these donati		(	0 - 0.5 % 0 0.5 - 1 % 0 > 1 %	٩	Ø

### Transformation

# **Corporate Social Investment**

6.17 Indicate the five largest tax deductible donations made per annum since 2001 in the table below.

Year	Benefitting Organisation	Rand Value of Amount Donated
2001 - 1		
2001 - 2		
2001 - 3		
2001 - 4		
2001 - 5		
Year	Benefiting Organisation	Rand Value of Amount Donated
2002 - 1		
2002 - 2		
2002 - 3		
2002 - 4		
2002 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2003 - 1		
2003 - 2		
2003 - 3		
2003 - 4		
2003 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2004 - 1		
2004 - 2		
2004 - 3		
NAME OF TAXABLE PARTY.		
2004 - 4	193	

6.18	Does th	ne applican	t make any	other	donati	ons (in	addition	to the	se which	h qualify	for
	deducti	ion in terms	of section	18A o	of the Ir	ncome	Tax Act	58 of	1962, bu	it not	
	includir	ng school fe	ees)?								

O Yes O No

6.19 If "Yes", indicate what percentage of net profit earned in the 2004 financial year these other donations amount to:

O 0 - 0.5 %



O 0.5 - 1% O > 1%



6.20 If other donations were made, indicate the five largest such donations made in 2004 in the table below:

Year	Benefitting Organisation	Rand Value of Amount Donated
2004- 1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

		Affirmat	Transfo tive Procu	
21 Does the applicant have a written affirmative procurement policy?	0	Yes O No		C
22 Provide the following information in rel (operational expenditure) in 2004:	ation to the applicant	s top ten South Afric	can suppliers	0
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplier Rands in 2004		age of Total enses
, H <sup>10</sup>	77 O.C. 1			
				-
23 Has the applicant determined its affirmative procurement spend as a percentage of total procurement spend	?	○ Yes	s O No	C
24 Has the applicant instituted a system measure its affirmative procurement spend as a percentage of total procurement spend in future?	to	○ Yes	s O No	
			S	ection
	Vessel,	Crew and Env	A CONTRACTOR OF THE CONTRACTOR	
	A PROPERTY AND A PARTY AND A P	Kalika con di	Contra	ventior
1 Has the applicant, during the medium t forfeited a deposit by way of penalty und Shipping Act, 57 of 1951?			O Yes C	) No

		60	Secti	on 7
Ve	essel, Crew and Env	rironmo	ental S	afety
	例是發展透過影響	Cont	raventi	ons
7.3 Has the applicant, during the medium term rights per forfeited a deposit by way of a penalty for contravenin Accommodation Regulations, 1961?		O Yes	○ No	C
	Crew Safety and Wo	orking	Condit	ions
7.4 Has the applicant ever reported an accident in terms Maritime Occupational Safety Regulations?	of section 6 of the	O Yes	○ No	CX
7.5 Has a qualified safety officer been appointed for each terms of section 36 of the Maritime Occupational Saf	n nominated vessel in ety Regulations?	O Yes	O No	C
7.6 Has every crew member on board each nominated vapproved safety induction training required by the Me 1951?	ressel completed the rchant Shipping Act, 57 of	○ Yes	○ No	C
7.7 If a nominated vessel is of 25 gross tonnage or more issued with a valid SAMSA Safe Manning Document Merchant Shipping (Safe Manning) Regulations?	e, has the vessel been required in terms of the	O Yes	○ No	C
7.8 Has the applicant completed a formal safety assessn Notice no 26 of 2004?	nent in terms of Marine	O Yes	○ No	C
7.9 Has the applicant registered with the Commissioner Compensation for Occupational Injuries and Disease		O Yes	○ No	5
7.10 Does the applicant have an HIV/AIDS policy?		O Yes	O No	C
		Ve	ssel Sa	ifety
7.11 Have the nominated vessel(s) been issued with a v Safety Certificate?	alid Local General	O Yes	○ No	Q
7.12 Are any operational limits imposed on the nominated General Safety Certificate (E.g. No more than 200 n South African coast)?	d vessel(s) by its Local nautical miles off the	○ Yes	○ No	
	Env	ironme	ntal Sa	fety
7.13 Has the applicant, during the medium term right periforfeited a deposit for contravening any part of the M (Prevention of Pollution from Ships) Act 2 of 1986 of Pollution (Control and Civil Liability) Act 6 of 1981?	arine Pollution	○ Yes	○ No	Ø
7.14 Does the applicant have a Garbage Management Pl vessel as stipulated in terms of Annex V of Marpol, Schedule to the Marine Pollution (Prevention of Pollu 1986?	as set out in the	O Yes	O No	C

# **Job Creation**

# 8.1 Complete the following tables in relation to job creation. 8.1.1 Table 1 $\,$

Year	Employees in respect of which the applicant prepares IRPS Certificates (Land Based)	Employees in respect of which the applicant prepares IRPS Certificates (Sea Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Land Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Sea Based)	Total Number of Employees (Columns 1- 4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)							
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
2005 (28 February 2005)							

### 8.1.2 Table 2

Applicant's Annual Catch Allocation(in tons) to the applicant in this lishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End as per Table 8.1.1	How much does the applicant spend on salaries/wages per ton allocated?

# 8.1.3 Table 3

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (28 February 2005)	How many people does the applicant employ per ton allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (28 February 2005)	How many people (less seasonal employees) does the applicant employ per ton allocated?

### 8.1.4 Table 4

Applicant's five highest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of top five salaries	What was the mulitple between the average of the five lowest and the average of the five highest salaries at 28 February 2005?

Applicant's five lowest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of lowest five salaries	

# Investment

### 9.1 Complete the following tables:

#### 9.1.1 Table 1



Year	Book Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Book Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Book Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.2 Table 2

Year	Insured Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Insured Value of Total Land Based Fixed Assets (in relation to this fishery)	Total insured Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

### 9.1.3 Table 3

Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end		Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	
		+		

#### 9.1.4 Table 4

Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at 2004 financial year end	insured value (in rands) or	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	insured Value of Land- Based Assets per ton allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



A.S.					Section 9 Investmen
.1.7 Has the applicant in			ssing facilities?		○ Yes ○ No
Annual Catch Allocation	Nominal Tons of Applicant's Allocation Processed On Board Vessel	Nominal Tons of Applicant's Allocation Processed on Land	Nominal To Processed on E other Right Hole Board Ves	Behalf of ders On	Nominal Tons Processed on Behalf other Right Holders o Land
					Section 1
				nomic	Developmen
0.1 Complete the follow  Harbour / Lar	ing table in relation	Tons Landed a	ng sites used: it Harbour in 2004 dar year	Percenta in 2	ge of Total Catch Landed 2004 calendar year
тс	OTAL TOTAL				
0.2 At which harbours a landing sites will the applicant land its ca		Harbour	/Landing Site Na	mes	
	+ -				
			1		

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?

O Yes O No



1.1 Is the applicant any value adding fishery?	directly involved in				ise Developme
nonory.	g process in this	○ Yes	○ No	ad a Emerpi	Q.
	nt been responsible se development?	O Yes	○ No		C
				987	Section 1
					Performanc Financi
certified Annual			GE 2		□ ♥.
2.2 Indicate the rand Annual Catch Allocation Applicant in :	d value and percentage (in tens) to the Turnov	er Generated in	rnover derive 1 2004 financial y th Allocation		y: ntage of Total Turnover
	ollowing table in relatio	T			
Year	Return on Net Assets (RONA)	n to ratio pe Debt: Eq		Current Ratio	Quick Ratio (Acid Test
	Return on Net Assets	T		Current Ratio	Quick Ratio (Acid Test
Year 2001	Return on Net Assets	T		Current Ratio	Quick Ratio (Acid Test

Year

Long-Term Liabilities

**Current Liabilities** 

12.5 Provide the following information in relation to the applicant's balance sheet:

Assets

Section 12

**Financial** 

Performance

Shareholder's Equity / Member's Contribution

2001						W.S. 1927		
2002			Anto-Mil					
2003							-	
2004								
rovide the fo	ollowing inf	ormation in	relation to the	e applicant's	cash flow:			
Year		Net Cash Inflo	w / Outflow from	Net Cash Int	flow / Outflow from	Net Ca	sh Inflow / Oi	utflov
2001		Эрэ.						* inner
2002								
2003						1		
2004			H					
oes the app	licant have	a fishing pl	lan?		01	/es O		ıg
oes the app	licant have		- Marijana (1)				Fishir No Sec	ig tio
oes the app	licant have		- Marijana (1)	Environn	O v		Fishir No Sec	tio
	proportion o	Ву-С	atch and ant's annual		made up of by	y-catch s	Fishir No Sec able Pra By Decies:	tio
ndicate the p	proportion o	By-C	atch and ant's annual	catch that is	made up of by	y-catch s	Fishir No  Sec able Pra  By Decies:	ig tio act
ndicate the p	proportion o	By-C	atch and ant's annual	catch that is	made up of by	y-catch s	Fishir No Sec able Pra By Decies:	tio
redicate the p	proportion o	By-C	atch and ant's annual	catch that is	made up of by	y-catch s	Fishir No Sec able Pra By Decies:	tio

S			

# By-Catch and Environmentally Sustainable Practices

			hanne - A voice and the second
14.2 Has the applicant put in place any measures to reduce energy and fuel consumption on vessels, and in processing facilities?	O Yes	O No	Q
14.3 Does the applicant intend to put in place any measures to reduce energy and fuel reduction consumption on vessels, and in processing facilities?	○ Yes	O No	C
14.4 Has the applicant undertaken or sponsored any research in relation to environmentally sustainable practices?	○ Yes	O No	Q
14.5 Has the applicant put measures in place to reduce damage to sea beds?	O Yes	O No	C

# Section 15

# Fishing Levies

15.1Please provide the following information in relation to levies paid since 2001:

Year	Species	Total Catch in Tons	Levies Paid
2001			
2001			
2001			
2001			
2001			
2002			
2002			
2002			
2002			
2002			
2003			
2003			
2003			
2003			
2003			
2004		1 Strangton	= 11/
2004			
2004			
2004			
2004			

15.2	What was the date and amount of
	the applicant's most recent levy
	payment?

Date	Amount	
yyyy/mm/dd		

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

- **Applicant Declaration**
- (b) the information submitted with and in this Application is true and correct and complete.
- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

  (e) The applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application:

(f) The applicant accepts that any a quantum or effort, in any manne refused.	attempt to influence the decision	of the delegated authority or appellant authority on the allocation of a right or General Policy or in this application form, will result in the application being		
Signed at:	FU			
This	_day of	2005		
Signature of Authorise	d Representative: —			
-				
		ws and understands the contents and implications of the above		
declaration.	deciares that horsins who	are discontinuous are continuous and implementation and another		
Commissioner of Oaths				
THE RESIDENCE OF THE PROPERTY				
Designation				
Physical Address				
disclosed, this may lead to the license or permit granted on the state of the proper possesses or acquires any infor or an official of the Department of the	out on pages 2 and 3 of this application is true and of in this Application is true and of in this Application is not true or Application being refused, or to estrength of this Application, in terroverification of information submitmation relevant to the application of Environmental Affairs and Tourism (3rd party name or information or explanations, by cessary, by granting investigator of will constitute an independent grant the allocation of a right or quarting the application being refused.	orrect and complete.  complete, or if false information is provided, or material Information is not the revocation, suspension, cancellation, alteration or reduction of any right, ms of Section 28 of the Marine Living Resources Act 18 of 1998; ted I hereby authorise any institution, organ of state, person or body, who n, to disclose or make the information available to the Minister, his delegate am or the Rights Verification Unit;  where the undertakes to co-operate with any investigators by timeously submitting attending meetings with investigators, by answering questions satisfactorily is access to premises, vessels and documents. The applicant accepts that round for refusing an application;  me) accepts that any attempt to influence the decision of the delegated atum or effort, in any manner other than provided for in the General Policy or		
This day of 2005  Signature of Authorised Representative:  Representative's Full Name:				
The authorised representative declaration.	declares that he/she know	ws and understands the contents and implications of the above		
Commissioner of Oaths				
Full Name				
Designation				
Physical Address				

(a) I have read the instruction	y make oath and declare that: ns set out on pages 2 and 3 o d with and in this Application is	f this application form;	Sister Company Declaration	
<ul> <li>(b) the information submitted with and in this Application is true and correct and complete.</li> <li>(c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;</li> <li>(d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;</li> <li>(e)</li></ul>				
responses to written requ at such meetings and what failure to co-operate in thi	uests for information or explar here necessary, by granting in s regard will constitute an inde	nations, by attending meetings wi westigators access to premises pendent ground for refusing an a	th investigators, by answering questions satisfactorily, vessels and documents. The applicant accepts that pplication;	
authority or appellant auti in this application form, wi	nority on the allocation of a rig I result in the application being	tht or quantum or effort, in any m refused.	anner other than provided for in the General Policy or	
Signature of Author	orised Representati	ve of Sister Company	y (if applicable)	
Signed at:				
This	day of	2005		
Signature of Author	orised Representati	ve:		
	Full Name:			
The authorised represe			is the contents and implications of the above	
declaration. Commissioner of Oaths				
Full Name				
Designation				
Physical Address				
	y make oath and declare that: ns set out on pages 2 and 3 o		JV Partner Declaration	
(b) the information submitte	d with and in this Application is	true and correct and complete.		
disclosed, this may lead license or permit granted (d) In order to allow for the possesses or acquires a	I to the Application being refusion the strength of this Application of information information relevant to the	sed, or to the revocation, suspe- tion, in terms of Section 28 of the tion submitted I hereby authorise	information is provided, or material Information is not nsion, cancellation, alteration or reduction of any right, a Marine Living Resources Act 18 of 1998; any institution, organ of state, person or body, who are the information available to the Minister, his delegate cation Unit;	
at such meetings and wh	uests for information or expla nere necessary, by granting in	nations, by attending meetings w	operate with any investigators by timeously submitting ith investigators, by answering questions satisfactorily, vessels and documents. The applicant accepts that application;	
(f) authority or appellant aut in this application form, wi	(3r nority on the allocation of a rig Il result in the application being	ght or quantum or effort, in any m	y attempt to influence the decision of the delegated namer other than provided for in the General Policy or	
		ve of JV Partner (if ap		
Signed at:				
This	day of	2005		
Signature of Auth	orised Representat	ive:		
Representative's	Full Name:			
			s the contents and implications of the above	
declaration. Commissioner of Oaths				
Full Name				
Designation				
Physical Address				
	L			

#### **SCHEDULES**

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

# Schedule 1 - Applicant Details

- a) Provide, as Annexure 1A a brief profile of the applicant organisation including an organogram which clearly indicates the applicant's business model including holding company, sister company and joint venture partner relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- b) Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- c) Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

## Schedule 2 - Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permit as Annexure 2A.
- b) Section 2.2: Provide a copy of the letter granting a right as Annexure 2B.
- c) Section 2.3: If the medium term right is currently held by an entity different from the one listed in Section 2.2, provide a detailed explanation as Annexure 2C.
- d) Section 2.5: Provide a copy of a valid SARS tax clearance certificate as Annexure 2D.
- e) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.8: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2G.

# Schedule 3 - Compliance

- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members, shareholders or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.
- b) Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals giving rise to the plea bargain, the dates and specifics of the plea bargain, as Annexure 3B.
- c) Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and rand amount paid as Annexure 3C.
- d) Section 3.1.4: If "Yes", provide details and any documentation regarding the offence including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and penalty as Annexure 3D.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals involved as Annexure 3E. Also provide details if a final confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act.
- f) Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals giving rise to the Section 28 procedure as Annexure 3F.

### Schedule 4 - Vessel Details

- a) Section 4.2: For each vessel nominated, provide copies of the following documents:
  - i) SAMSA Safety Certificate(s) as Annexure 4A;
  - ii) South African Certificate(s) of Registry as Annexure 4B;
  - iii) agreement(s) providing access to the vessel if the applicant is not the majority shareholder or the sole owner of the vessel as Annexure 4C;
  - iv) Local General Safety Certificate(s) as Annexure 4D.
- b) If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

# Schedule 5 - Catch Utilisation

a) Section 5.2: If the applicant over- or under-caught by more than 10% in any year, a detailed explanation must be attached as Annexure 5A.

### Schedule 6 - Transformation

- a) Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6A.
- b) Section 6.3.2: If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6B.
- c) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6C.
- d) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6D.
- e) Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes
  of beneficiaries and the employer's contribution as Annexure 6E.
- f) Section 6.5, 6.6.1 and 6.6.2: If the applicant completed Sections 6.5, 6.6.1 and 6.6.2 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.5, 6.6.1 and 6.6.2 for the applicant and the other entities separately and submit these as Annexure 6F.
- g) Section 6.7.1: Explain how black shareholding and black voting rights were calculated as Annexure 6G. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded. The annexure must also include a complete list of all shareholders, following the flow through principle. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation).
- h) Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6H.

### Schedule 6 - Transformation

- i) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for each year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or interest if juristic person), as Annexure 6I.
- j) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity, as Annexure 6J.
- k) Section 6.8.1: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6K.
- Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6L.
- m) Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for each year, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6M.
- n) Section 6.8.7: If the applicant completed any part of the table in question 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity as Annexure 6N.
- o) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6O.
- p) Section 6.10: If the applicant completed Section 6.10 with reference to the payroll and training budgets of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 6.10 for both the applicant and the other entity(ies) separately and submit these as Annexure 6P.
- q) Section 6.12: If the applicant completed Section 6.12 with reference to the leanerships of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.12 for both the applicant and the other entities separately and submit these as Annexure 6Q.
- r) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6R.
- s) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.14.1 and 6.14.2 for both the applicant and the other entities separately and submit these as Annexure 6S.
- t) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6T.
- u) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6U.
- v) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6V.
- w) Section 6.22: Provide a breakdown of capital and operational expenditure paid to South African suppliers, including the percentage black ownership of these suppliers as Annexure 6W.
- x) Section 6.23: If "Yes," explain how the Applicant determined its affirmative procurement spend as Annexure 6X.

### Schedule 7 - Safety

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- b) Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed desription of the accident as Annexure 7D .
- e) Question 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a copy of the Safe Manning Document as Annexure 7G. If "No," and the nominated vessel is of 25 gross tonnage or more, provide a detailed explanation as Annexure 7G.
- h) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7H. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7H.
- i) Section 7.11: If "Yes," provide a copy of the Local General Safety Certificate as Annexure 7I. If "No," a detailed explanation must be provided as Annexure 7I.
- j) Section 7.13: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7J.
- k) Section 7.14: If "Yes," provide a copy of the plan as Annexure 7K. If "No," provided a detailed explanation of why not as Annexure 7K.

### Schedule 8 - Job Creation

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

#### Schedule 9 - Investment

- a) Section 9.1and 9.1.2: Provide breakdowns as described in the Explanatory Notes as Annexure 9A
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.

## Schedule 10 - Local Economic Development

 a) Section 10.3: If "Yes," provide a detailed explanation of all investments made in order to make landing catches at identified harbours possible as Annexure 10A.

## Schedule 11 - Value Add & Enterprise Development

- a) Section 11.1: If "Yes," provide a detailed explanation of how the applicant is involved in value adding processes, and what the processes are, as Annexure 11A.
- b) Section 11.2: If "Yes," provide a detailed explanation of how the applicant is responsible for enterprise development as Annexure 11B.

### Schedule 12 - Performance (Financial)

- a) Section 12.1: Provide a copy of the applicant's 2004 audited financial statements as Annexure 12A. The applicant's auditors will be required to confirm its responses to all guestions in Section 12.
- b) Section 12.2: If the applicant completed the table in Section 12.2 with reference to the turnover of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 12.2 for both the applicant and the other entity(ies) separately and submit these as Annexure 12B

## Schedule 13 - Fishing Plan

- a) Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annxure 13A, paying particular attention to:
  - a) days to be spent fishing per vessel nominated;
  - b) areas to be targeted;
  - c) species to be targeted and mix of species;
  - d) expected size of species to be targeted;
  - e) detailed information regarding:
    - Age
    - Size
    - Gear
    - Fishing capacity and
    - Processing capacity of each nominated vessel (where appropriate).

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

# Schedule 14 - By-Catch and Environmentally Sustainable Practices

- a) Section 14.1: Provide a detailed explanation of how the applicant manages bycatch, as Annexure 14A.
- b) Section 14.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14B.
- c) Section 14.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14C.
- d) Section 14.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 14D.
- Section 14.5: Provide a detailed explanation of measures put in place to reduce damage to sea beds as Annexure 14E.

FOR OFFICIAL USE ONLY: DO NOT TEAR OFF	
	RECEIPT
Received by:	
Date of Receipt: 14 July 2005 or 15 July 2005	
Time of Receipt:h	
Application Number:	
Departmental Stamp:	
<b>Disclaimer:</b> The receipting of this application does not imply an acknowledgement of the content the application or the correctness of its content.	pleteness of

17-17			RECEIPT - FOR APPLICANT TO RETAIN
Received by:			
Date of Receipt:	14 July 2005	or	15 July 2005
Time of Receipt:	h	_	
Application Number:			
Departmental Stamp	:		
Disclaimer: The receip	oting of this applicat the applicatio	ion doe n or the	s not imply an acknowledgement of the completeness of correctness of its content.

A LONG TO THE REAL PROPERTY.	AND ALL OF THE PROPERTY OF THE
APPLICA	ATION NUMBER:
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	ENVIRONMENTAL AFFAIRS AND TOURISM TH: MARINE AND COASTAL MANAGEMENT
KwaZulu	-Natal Prawn Trawl
Long Te	erm Rights Allocation Process: 2005
	Cluster A
Applica	tion Form For: Medium Term Right Holders
Registered Name of Applicant	
Company Registration Number	
or Close Corporation Registration Number	
Principal Place of Business	
Number of Vessels Nominated	

### IMPORTANT INFORMATION

#### INSTRUCTIONS

#### GENERAL

- 1) This application form must be read together with these instructions, the Explanatory Notes, the Schedules to the application form and the Procedures for Independent Auditors (available on the Public Accountants' and Auditors' Board website, www.paab.co.za or www.saica.co.za).
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at <a href="https://www.mcm-deat.gov.za">www.mcm-deat.gov.za</a>. The policies guide the Minister or his delegate when considering the application.
- 3) Should the applicant have any queries regarding the completion of the application form, it must e-mail the Department at ciustera@deat.gov.za. Every query and response will be collated and circulated by e-mail to all the applicants in the sector and will be made available on www.mcm-deat.gov.za. Should the applicant require technical assistance with the application form software, it must contact the Rights Verification Unit in one of the following ways:

Tel: (021) 670-3669

Fax: (021) 670-1782

E-mail: RVU@deloitte.co.za

Applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

#### ICONS

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
  - the information provided will be treated as confidential;
  - there is any documentation or information required in response to a question in the form of an annexure;
  - the applicant's auditors need to verify a response; and
  - there are consequences of not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The clipboard icon means that the applicant must complete the corresponding Schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The magnifying glass icon means that the applicant's response to the question must be verified by an auditor (registered with the Public Accountants and Auditors board) engaged by the applicant as per the Procedures for independent Auditors. The auditor must complete and sign the Audit Report on failing which the application will be refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

#### COMPLETION OF APPLICATION FORM

- 6) The applicant must complete all sixteen sections of the application form. The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically allowed to do so.
- 7) The application form must be completed electronically, and saved onto the two blank CDs provided on registration. One of these CDs must be submitted in the manner described below, while the other must be retained by the Applicant. Annexures to the application form do not need to be scanned and saved on to the CDs. The Department may request additional electronic copies of the application at a later stage.
- 8) This form is tagged and coded in order to facilitate electronic uploading of the application into a database. The applicant may not submit the application in any other form. If the applicant submits its application in any other form, the application will be
- 9) The application must also be printed out and the declaration must be signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 10) The printed version of the electronic application, duly signed and attested, must be be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under questions marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed in the lever arch file after the annexures.

#### IMPORTANT INFORMATION

#### INSTRUCTIONS

11) One true copy of the printed version of the application must be made. This copy must be punched and divided in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

#### LODGEMENT OF APPLICATION

12) The CD containing the application, the original printed version (signed and attested), and a copy of the printed version must be hand delivered to the place, on the dates and times stated below:

Place: Good Hope Centre

Dates and Times: Thursday 14 July 2005 between 08h00 and 19h00, or Friday 15 July between 08h00 and 17h00

13) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates at the above address will be refused.

#### IMPROPER LODGEMENT

14) Improperly lodged applications will be refused.

An application is improperly lodged if:

- it is received late;
- the applicant makes no payment, or short payment, or late payment of the application fee;
- the application is lodged in a manner contrary to the instructions.

#### MATERIAL DEFECTS

15) Applications that are materially defective will be refused.

An application is materially defective if:

- the declaration is not signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s).
- the auditor's report is not submitted or signed;
- more than one application is received for a right in the same sector;
- the applicant, or, if applicable, the holding company, sister company(ies) and the joint venture partner(s) provides false information or documents, fails to disclose material information or attempts to influence the Minister or the delegated authority other than in the manner provided for in the General Policy and in this application form.

		Section 1
Personal Professional Control of		Applicant Details
<ol> <li>The applicant must supply a profile of fishing operations, as Schedule 1A.</li> </ol>	of its organisation	including an organogram and a description of its
1.1 Registered Name of Applicant		
1.2 Trading Name of Applicant:		
1.3 Registration Number:		~ × ×
1.4 Income Tax Number:		
1.5 Vat Number:	2010	2
1.6 Skills Development Levy Number:		
1.7 Have the applicant's details (1.8.1 applicant registered?	1.8.7d) changed	since the Yes O No
1.8 If "Yes", complete only those details	s that have chang	ed:
1.8.1 Principal Place of Nu	mber and Street:	
Business:	Suburb:	
	Town / City:	
		Postal Code:
1.8.2 Postal Address: Number and	Street / PO Box:	
1.6.2 FOSIAI Address. Number and	Suburb:	
	CARTON CAROLING	
	Town / City:	Postal Cada:
	A OI-	Postal Code:
1.8.3 Telephone Number:	Area Code:	
1.8.4 Additional Telephone Number:	1985 1885	
1.8.5 Fax Number:		
2000 40 Feb. 517 TO 200 400 TO 100 400 Feb.		
1.8.6 Authorised Contact Person First Name:		
1.8.7 Authorised Contact Person Surname:		
a) Identity Number:		
b) Position Held / Relationship to Applic	eant	
c) Cellular Number:		
d) E-mail Address:		

	The State of the S		100				Section 2
					225 170	Form of i	Applicant
	the applicant currently m term fishing right in		○ Yes	○ No	Q		
2.2 If "Yes	s", to which entity or p	erson was the me	edium term	fishing right	allocated in	2001/2002?	
C	Company Close Corporation Trust Individual	□ Name □ Name □ Name □ Name		Wall of the state			
2.3 ln wh	at form of entity is the	medium term fish	ning right cu	urrently held	?		
	Company Close Corporation Trust Individual	□ Name □ Name □ Name □ Name					
	applicant more than 5 n owned?	50% South	○ Yes	○ No	,0		
	the applicant have a v	alid tax	O Yes	○ No	10	CX	
2.6 Comp	olete the following table	e in relation to ass	et value ar	nd turnover:			,0
	Year		Turnover	4500	Gross Asse	t Value (excludin	g fixed property)
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,					and the second	
2004	(Financial Year End)						
any o	the applicant hold any ther company that is a um term right holder in	applying as a	O Yes	○ No	Q		
any c	the applicant hold any ompany that is applyin t in this sector?	y share(s) in ng as a new	○ Yes	○ No	K		
							Section 3
						Co	mpliance
	the applicant, or a	any of its mem	bers, sha	reholders o	or		
3.1.1	been convicted of a regulations, or perm period?	a contravention of it conditions dur	of the MLI ring the m	RA, or the edium term	right	Yes O No	<b>♦</b> ♥
3.1.2	entered into a plea 51 of 1977, for a co or permit conditions	ntravention of the	MLRA, or	the regulati	Act O	Yes O No	<b>◆</b> < < < > < < < > < < < < > < < < < > < < < < < < < > < < < < < < < < < < < < < < < < < < < <
3.1.3 paid an admission of guilt fine for a contravention of the MLRA, the regulations, or the permit conditions during the medium term right period?							

			Section 3
AND THE PROPERTY OF THE PROPER		Co	mpliance
	with an offence under the MLRA, or the ermit conditions during the medium term	○ Yes ○ No	<b>♦</b> Ø
of the applicant, or any been detained, arreste preserved, confiscate	notor vehicle, premises or any other assets of its shareholders, members or directors dor seized under the MLRA or restrained, dor forfeited under the Prevention of 121 of 1998 during the medium term right	○ Yes ○ No	<b>♦</b> ♥
	nt or permit suspended, revoked, cancelled, nder section 28 of the MLRA during the od?	○ Yes ○ No	$\Phi \bigcirc$
			Section 4
		Vess	el Details
4.1 How many vessels has to nominated for use in this			~
4.2 Fill in the relevant details	in the tables below regarding each vessel nomin	nated:	0
Statement of the second	Vessel 1		
Vessel name			
MCM Area Number			
SAMSA Number			
Number of crew according to SAMSA Safety Certificate			
Owner of Vessel as indicated by South African Certificate of Registry			
Nature of Access to Vessel			
Vessel fitted with a functioning VMS System (Y/N)			
Manufacture of VMS System			
Vessel Length in metres according to SAMSA Safety Certificate			
Vessel Horsepower as per SAMSA Safety Certificate			
rX			
<b>Y</b>	Vessel 2		
Vessel name	T		
MCM Area Number			
SAMSA Number			
Number of crew according to SAMSA Safety Certificate			
Owner of Vessel as indicated by South African Certificate of Registry			
Nature of Access to Vessel			
Vessel fitted with a functioning VMS System (Y/N)			
Manufacture of VMS System			
Vessel Length in metres according to SAMSA Safety Certificate			10
Vessel Horsepower as per SAMSA Safety Certificate			

# Vessel Details



	Vessel 3
Vess <i>e</i> l name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vesset as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	

445	1000	,
de	- 2	88
2	- 8	ъ.
<	900	×.
· %	Sec.	-29
- 76	<b>CARRY</b>	P
- 1	er.	

	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



Vessel 5		
Vessel name		
MCM Area Number		
SAMSA Number		
Number of crew according to SAMSA Safety Certificate		
Owner of Vessel as indicated by South African Certificate of Registry		
Nature of Access to Vessel		
Vessel fitted with a functioning VMS System (Y/N)		
Manufacture of VMS System		
Vessel Length in metres according to SAMSA Safety Certificate		
Vessel Horsepower as per SAMSA Safety Certificate		

# Catch Utilisation

5.1 Complete the following in relation to the applicant's catch records.



Year	Number of Vessels Allocated	Total Actual Catch (in metric tons) in South African Waters	Number of Fishing Days in South African Waters	Total Actual Catch (in metric tons) in Non- South African Waters	Number of Fishing Days in Non-South African Waters
2002					
2003					
2004					9

				ection (
	Management and	CONTRACTOR OF THE PARTY OF THE	ransfoi yment	
	Vas the applicant a designated employer as defined in section 1 of the Employment Equity Act, 55 of 1998 as at 28 February 2005?	○ Yes	○ No	بر
6.2.1	If "Yes", has the applicant complied with the Employment Equity Act, 55 of 1998?	○ Yes	○ No	Ş
6.2.2	If "No", has the applicant voluntarily complied with the Employment Equity Act, 55 of 1998?	○ Yes	○ No	٥

Transformation

# Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at 28 February 2005.





	Director / Member Name (Initial & Surname)	Years of Service	Total Annual Remuneration (Total Cost to Company)	Black (Y/N)	Gender (M/F)	ID Number
1						
2						
3						
4						
5						
6						
7						
8						
9	il de la companya de					
10	10-10-10-10-10-10-10-10-10-10-10-10-10-1					
11	W-5					
12						
13						
14						90
15						

# Transformation

# Management and Employment Equity

## 6.3.2 Complete the table below in respect of employees at 28 February 2005.



Between 1 - 5 Employees	The Top Salary Earner (Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2			- Sangles				
3					11 DE 11		
4							
5							
6							
7							
8							
9	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,						
10							
11							
12							
13							
14				7			
15							
16							
17							
18							
19							

# Transformation

# Management and Employment Equity

						CONTRACTOR OF THE PARTY OF THE	
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20							
21							
22	-01-30 W						
23				1			
24	70						
25	<u> </u>						
26							
27							
28							
29				$\vdash$			
30							
31				1			
32				$\vdash$			
33							
34							8
35							
36							
37							
38							
39							
40							
41							
42							
43					1 1000000000000000000000000000000000000		
44							
45							
46							
47							
48							
49							
50							
51							
52							
53							
54							
55							

# Transformation

# Management and Employment Equity

Ų,							
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56							
57							
58							
59							
60							
61					·		
62							
63			24/8/				
64							
65							
66			30-300				
67							
68							
69	100						
70							
71							
72		25					
73							
74							
75							
76							
77							
78							
79							
80							
81				200 2071			
82							
83		1					
84							
35							
36							
37							
38							
39							
90							
_							

**Transformation** 

# **Management and Employment Equity**

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at 28 February 2005:

	employees at 28 February 20	05:				//
	Gross Monthly Income (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td></r2>					
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500					
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000					
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000				2	
10	>R60 000					

100%

6.4.2 Does the applicant	contribute towards	medical	aid and	pension f	or its
employees?					

Total

0	Yes	0	N

100%

6.4.3 Does the applicant provide any other type of benefits for its employees?

0	Yes	O No	
_		-	

6.5 Complete the following table in relation to the applicant's employment equity profile as provided to the Department of Labour in October 2004. If the applicant is not designated or did not voluntarily comply then the table must be completed as at 28 February 2005.

										To	otal
Occupational Categories	Gender	A No	A %	C No	C %	I No	1%	W No	W %	ACI %	F%
Top & Senior Management /	Maie										
Senior Officials and Managers	Female		A % C No C % I No I % W No W % AG								
Professionally Qualified and experienced specialists and	Male										
mid-management / Professionals	Female										
Skilled Technical and academically qualified workers, supervisors.	Male										
foremen, and superintendents / Technidans and Associate Professionals	Female						// // // // // // // // // // // // //				
Semi-skilled and discretionary decision- making and unskilled and undefined decision- making / Clerks, Service & Sales Workers.	Male										
making / Clerks, Service & Sales Workers, Fishery Workers, Artsans & Related Trade Workers, Plant & Machine Operators & Assembiors, Elementary Occupations	Female										
500	Male										
TOTAL	Female										

## **Transformation**

# Management and Employment Equity

6.6.1 Complete the tables below in relation to employment equity figures for Senior Officials and Managers only.



	0.00								Total	
Gender	A No	A %	C No	C %	I No	1%	W No	W %	ACI %	F%
Male										
Female										
Male										
Female										
Male										
Female										
	Female  Male  Female  Male	Male Female Male Female Male	Male Female  Male  Male  Male							

6.6.2 Complete the tables below in relation to employment equity figures for Professionals only.



							Total				
Occupational Categories	Gender	A No	A %	C No	C%	l No	1%	W No	W %	ACI %	F%
Professionally qualified and experienced specialists and mid-management / Professionals 2001 (as per 2001 application form)	Male										
	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2002 (if not designated as at financial year end 2002)	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2004 (if not designated as at financial year end 2004)	Female										

Transformation

Marketing

		Owne	ership - Companies On
6.7 Is the applicant a co	ompany?		○ Yes ○ No
3.7.1 If "Yes", complete	the table below in respec	ct of shareholding held by t	plack persons:
Year	Percentage Shareholding Held by Black Persons	Percentage Voting Rights Held by Black Persons	Percentage of Dividends Black Shareholders are Entitled To
2001 (as in 2001 application form)			As a constant policy
2005 (at date of application)	=		
6.7.2 Complete the follo through principle:	owing table in relation to s	hareholding held by wome	en based on the flow
Year	Percentage Shareholding Held by Women	Percentage Voting Rights Held by Women	Percentage of Dividends Women are Entitled To
2005 (at date of application)			
	ted under question 6.3.2, to be supported to the control of the co	nonies paid to shareholder	s: 🗸 🗸
Year	Salaries Paid to Sharehol	ders Loans Made to Shareho	Dividends Paid to Shareholders
2002 (financial year)			
2003 (financial year)			
2004 (financial year)			
processing or ma	during the 2004 financial y	tion in this fishery performe	ed O Yes O No
Function	Rand Amoun	t Paid to Other Entity during the 2004 Financial Year	Rand Amount as a Percentage of the Applicant's Total Turnover in 2004
Management			
Catching			

Percentage histerest Held by Black Persons:  Year Percentage histerest Held by Black Persons:  2001 (as in 2001 application form)  2005 (as at date of application)  2005 (as at date of application)  2005 (as at date of application)  2006 (as at date of application)  2007 (as at date of application)  2008 (as at date of application)  2009 (as at	Ownership - Close Corporations  8.8.1 If "Yes", complete the table below in respect of members interest held by black persons:  Year Percentage Interest Held by Black Persons  Percentage Interest Held by Black Persons  2001 (as in 2001 application form)  2005 (as at date of application)  8.8.2 Complete the table below in relation to members interest held by women:  Year Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Williams  2005 (as at date of application)  8.8.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  8.8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.8.5 Complete the following table in relation to monies paid to members:  Year Sateries Paid to Members Loans Made to Members Profit Distributed to Members 2002 (financial year)  2003 (financial year)  2004 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004  Rand Amount Paid to Other Entity Rand Amount as a Percentage of Applicant's Turnover in 2004  Management  Catching				
3.8.1 If "Yes", complete the table below in respect of members interest held by black persons:  Year Percentage Interest Held by Back Persons  Percentage Interest Held by Back Persons  2001 (as in 2001 application form)  2005 (as at date of application)  3.8.2 Complete the table below in relation to members interest held by women:  Year Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Women:  Year Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Women:  Year Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Women:  18.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  18.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  18.5 Complete the following table in relation to monies paid to members:  Year Salories Paid to Members Loans Made to Members Profit Distributed to Member 2002 (financial year)  2006 (financial year)  2007 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 International year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicant's Turnover in 2004 Management  Catching Processing	8.8.1 If "Yes", complete the table below in respect of members interest held by black persons:  Year Percentage interest Held by Back Persons  Percentage interest Held by Back Persons are Entetled Times			Ownership Cl	
Percentage histerest Held by Black Persons:  Year Percentage histerest Held by Black Persons:  2001 (as in 2001 application form)  2005 (as at date of application)  2005 (as at date of application)  2005 (as at date of application)  2006 (as at date of application)  2007 (as at date of application)  2008 (as at date of application)  2009 (as at	Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution (norm)  3.8.2 Complete the table below in relation to members interest held by women:  Year Percentage Interest Held by Percentage Voting Rights Held by Women:  Percentage Profit Distribution (norm)  3.8.2 Complete the table below in relation to members interest held by women:  Year Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution We Entitled To  2005 (as at date of application)  3.8.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  3.8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  3.8.5 Complete the following table in relation to monies paid to members:  Year Salaries Paid to Members Loars Made to Members Profit Distributed to Members 2002 (financial year)  2004 (financial year)  2005 (financial year)  2006 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 (financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of Applicant's Turnover in 2004 (Applicant's Turnover in 2004)	201-01-01-01-01		Water International Control of the C	ose Corporations C
Percentage Interest Held by Back Persons  2001 (as in 2001 application form)  2005 (as at date of application)  2005 (as at date of application)  2006 (as at date of application)  2007 Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Women  2008 (as at date of application)  2009 (as at date of applicat	Percentage Interest Held by Black Persons  Percentage Voting Rights Held by Black Persons  2001 (as in 2001 application form)  2005 (as at date of application)  2005 (as at date of application)  2005 (as at date of application)  2006 (as at date of application)  2007 (as at date of application)  2008 (as at date of application)  2009 (as at dat				i de
Back Persons Back Persons Back Persons Back Persons Persons are Entitled To  2001 (as in 2001 application form)  2005 (as at date of application)  2006 (as at date of application)  2007 (as at date of application)  2008 (as at date of application)  2009 (as at date of applicati	Black Persons  Black Persons  Black Persons  Black Persons  Persons are Enteted T  2001 (as in 2001 application form)  3.8.2 Complete the table below in relation to members interest held by women:  Year  Percentage Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution William Rentiled To  2005 (as at date of application)  3.8.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  8.8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.8.5 Complete the following table in relation to monies paid to members:  Year  Salaries Paid to Members  Loans Made to Members  Profit Distributed to Members  2002 (financial year)  2004 (financial year)  2005 (financial year)  2006 (financial year)  Rand Amount Paid to Other Entity  Rand Amount as a Percentage of Applicant's Turnover in 2004  Management  Catching  Processing	5.8.1 If "Yes", complete t	the table below in respec	ct of members interest held b	by black persons:
2005 (as at date of application)  3.8.2 Complete the table below in relation to members interest held by women:  Year  Percentage Interest Held by Women  Percentage Profit Distribution Wom Entitled To  2005 (as at date of application)  2005 (as at date of application)  2005 (as at date of application)  2006 (as at date of application)  2007 (as at date of application)  2008 (as at date of application)  2009 (as at date of application)  Percentage Profit Distribution Women Entitled To  Percentage P	3.8.2 Complete the table below in relation to members interest held by women:  Year Percentage Interest Held by Woman Percentage Profit Distribution Woman Woman Percentage Interest Held by Woman Percentage Profit Distribution Woman Percentage Interest Held by Woman Percentage Profit Distribution Woman Percentage of a profit sharing scheme for employees in place in 2004?  8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5 Complete the following table in relation to monies paid to members:  Year Sataries Paid to Members Loans Made to Members Profit Distributed to Member 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Processing  Processing	Year		Percentage Voting Rights Held by Black Persons	Percentage Profit Distribution BI Persons are Entitled To
S.8.2 Complete the table below in relation to members interest held by women:    Year	S.8.2 Complete the table below in relation to members interest held by women:    Year				
Percentage Interest Held by Woman Percentage Voting Rights Held by Percentage Profit Distribution Woman Percentage Profit Distribution Woman Percentage Profit Distribution Woman Percentage of the Entitled To Percentage Profit Distributed to Normbers Profit Distributed to Members  Entitled To Percentage Profit Distributed To No Percentage Profit Distributed To Members Profit Distributed to Members  Entitled To Percentage Profit Distributed To Members  Entitled To Percentage Profit Distributed To No Percentage Profit Distributed To Members  Entitled To Percentage Profit Distribution Woman Profit Distributed To No Percentage Profit Distributed To Members  Entitled To Percentage Profit Distributed To Members  Entitled To Percentage Profit Distributed To No	Percentage Interest Held by Women  Percentage Voting Rights Held by Women  2005 (as at date of application)  2005 (as at date of application)  2005 (as at date of applicant have a profit sharing scheme for employees in place in 2004?  2004 (fire applicant have a profit were employees not listed under question 6.3.2 entitled to?  2005 (as at date of applicant have a profit sharing scheme for employees in place in 2004?  2004 (fire applicant managed by another entity)  2005 (financial year)  2006 (financial year)  2006 (financial year)  2007 (financial year)  2008 (financial year)  2009 (financial year)	2005 (as at date of application)			
8.8.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  8.8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.8.5 Complete the following table in relation to monies paid to members:  Year Salaries Paid to Members Loans Made to Members Profit Distributed to Member 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Processing  Processing  Processing  Processing	Women   Women   Women   Entitled To.	i.8.2 Complete the table	below in relation to men	nbers interest held by womer	n:
8.8.3 Did the applicant have a profit sharing scheme for employees in place in 2004?  8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5 Complete the following table in relation to monies paid to members:  Year Salaries Paid to Members Loans Made to Members Profit Distributed to Member 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicant's Turnover in 2004 Management  Catching Processing	in 2004?  8.4. If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5. Complete the following table in relation to monies paid to members:  Year Salaries Paid to Members Loans Made to Members Profit Distributed to Members 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6. Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of Applicants Turnover in 2004  Management  Catching  Processing	Year	Percentage Interest Held by Women		Percentage Profit Distribution Wom Entitled To
8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5 Complete the following table in relation to monies paid to members:  Year Salaries Paid to Members Loans Made to Members Profit Distributed to Member 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicants Turnover in 2004  Management  Catching  Processing	in 2004?  8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5 Complete the following table in relation to monies paid to members:  Year Salarles Paid to Members Loans Made to Members Profit Distributed to Members 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Park Applicant's Turnover in 2004 Management  Catching  Processing	2005 (as at date of application)			
8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5 Complete the following table in relation to monies paid to members:  Year Salaries Paid to Members Loans Made to Members Profit Distributed to Member 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicants Turnover in 2004  Management  Catching  Processing	in 2004?  8.4 If "Yes", what percentage of profit were employees not listed under question 6.3.2 entitled to?  8.5 Complete the following table in relation to monies paid to members:  Year Salarles Paid to Members Loans Made to Members Profit Distributed to Members 2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function Rand Amount Paid to Other Entity Park Applicant's Turnover in 2004 Management  Catching  Processing				
2002 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Rand Amount as a Percentage of the Applicant's Turnover in 2004  Management  Catching  Processing	2002 (financial year)  2003 (financial year)  2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Rand Amount as a Percentage of Applicant's Turnover in 2004  Management  Catching  Processing	in 2004? .8.4 If "Yes", what perce under question 6.3.2	ntage of profit were emp entitled to?	ployees not listed	O Yes O No
2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Management  Catching  Processing	2004 (financial year)  8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Rand Amount as a Percentage of Applicant's Turnover in 2004  Management  Catching  Processing	in 2004? .8.4 If "Yes", what perce under question 6.3.2	ntage of profit were emp entitled to?	ployees not listed	O Yes O No
8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Management  Catching  Processing	8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Rand Amount as a Percentage of Applicant's Turnover in 2004  Management  Catching  Processing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following in 2004?	ntage of profit were empthem to the continuous states of profit were empthem to the continuous states of the continuous s	onies paid to members:	O Yes O No
8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Management  Catching  Processing	8.6 Was the applicant managed by another entity, or was the catching processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Management  Catching  Processing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following Year	ntage of profit were empthem to the continuous states of profit were empthem to the continuous states of the continuous s	onies paid to members:	3
processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Rand Amount as a Percentage of the Applicant's Turnover in 2004  Management  Catching  Processing	processing or marketing performed by another entity during the 2004 financial year?  8.7 If "Yes", complete the table below:  Function  Rand Amount Paid to Other Entity  Management  Catching  Processing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following Year  2002 (financial year)	ntage of profit were empthem to the continuous states of profit were empthem to the continuous states of the continuous s	onies paid to members:	3
Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of the Applicant's Turnover in 2004  Management  Catching  Processing	Function Rand Amount Paid to Other Entity Rand Amount as a Percentage of Applicant's Turnover in 2004  Management  Catching  Processing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following Year  2002 (financial year)	ntage of profit were empthem to the continuous states of profit were empthem to the continuous states of the continuous s	onies paid to members:	3
Management Catching Processing	Management  Catching  Processing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant marker financial year?	entitled to?  ing table in relation to me Salarles Paid to Member  anaged by another entite sting performed by another	onies paid to members:  Loans Made to Members  ty, or was the catching	Profit Distributed to Member
Processing	Processing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant mean processing or marke financial year?  8.7 If "Yes", complete the financial year in the financial year?	entitled to?  Ing table in relation to me Salaries Paid to Member anaged by another entiting performed by another etable below:	onies paid to members:  Loans Made to Members  ty, or was the catching per entity during the 2004	Profit Distributed to Member
		in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant material percessing or marker financial year?  8.7 If "Yes", complete the Function	entitled to?  Ing table in relation to me Salaries Paid to Member anaged by another entiting performed by another etable below:	onies paid to members:  Loans Made to Members  ty, or was the catching per entity during the 2004	Profit Distributed to Member
Marketing	Marketing	in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant marked financial year?  8.7 If "Yes", complete the function  Management	entitled to?  Ing table in relation to me Salaries Paid to Member anaged by another entiting performed by another etable below:	onies paid to members:  Loans Made to Members  ty, or was the catching per entity during the 2004	Profit Distributed to Member
PARTY IN TOUR ALL		in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the following year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant material year?  8.7 If "Yes", complete the function  Management  Catching	entitled to?  Ing table in relation to me Salaries Paid to Member anaged by another entiting performed by another etable below:	onies paid to members:  Loans Made to Members  ty, or was the catching per entity during the 2004	Profit Distributed to Member

					ransformatio Developmer
in the Transfo in 2001?	cant met the targets ormation Plan submit ne following table in r	tted O Fully	O Somewhat/		Not at all vies
Year	Did the applicant submit Workplace Skills Plan which was approved (Y/ N)	Did the applicant submit an Annual Training Report which was approved (Y/N)	Rand Amount Paid to SARS in skills development levies	Percentage Salaries Bill Spent on Training	Percentage of Training Budget Spe on Black Employees
2001 (financial year end)					
2002 (financial year end)					
2003 (financial year end)					
2004 (financial year end)					
employees 2004 (tax yo 6.13. Did the app programme	olicant participate in es through its SETA y skippers are used	the applicant prep any other skills de in 2004 such as a	ared IRP5 certific	ates in	es O No
6.14.2 What per are black	centage of these sk	ippers			
its annual to	oplicant make donat axable income which on in terms of sectio Tax Act 58 of 1962	n 18A of	Yes O No	rporate Soci	al Investmer
	licate what percenta		rned in the	0 - 0.5 % 0 0.5 - 1 %	, c

# **Corporate Social Investment**

6.17 Indicate the five largest tax deductible donations made per annum since 2001 in the table below.

Year	Benefitting Organisation	Rand Value of Amount Donated
2001 - 1		
2001 - 2		
2001 - 3		
2001 - 4		
2001 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2002 - 1		
2002 - 2		
2002 - 3		
2002 - 4		
2002 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2003 - 1		
2003 - 2		
2003 - 3		
2003 - 4		
2003 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2004 - 1		
2004 - 2		
2004 - 3		
2004 - 4		

6.18 Does the applicant make any other donations (in addition	to those which qualify for
deduction in terms of section 18A of the Income Tax Act	
including school fees)?	

0	Yes	0	No
			- 546

6.19 If "Yes", indicate what percentage of net profit earned in the 2004 financial year these other donations amount to:

O 0 - 0.5 %



O 0.5 - 1 % O > 1 %



6.20 If other donations were made, indicate the five largest such donations made in 2004 in the table below:

Year	Benefiting Organisation	Rand Value of Amount Donated
2004- 1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

		Affirn	native Procur	eme
21 Does the applicant have a written affirmative procurement policy?	0	Yes O No		6
22 Provide the following information in (operational expenditure) in 2004:	n relation to the applicar	nt's top ten South Af	rican suppliers	CX
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Supplie Rands in 2004	er in Percentage ( Expensi	
23 Has the applicant determined its affirmative procurement spend as a percentage of total procurement spend as the applicant instituted a systemeasure affirmative procurement spend in future?	end? em to pend		○ Yes ○ No	<
			Se	ectio
	Vesse	I, Crew and E		
			Contrav	
1 Has the applicant, during the medi- forfeited a deposit by way of penalty Shipping Act, 57 of 1951?	um term rights period, by under section 324 of the	een convicted, or he Merchant	○ Yes ○ N	5

	our received	Sec	tion 7
Vessel, Crew and Er	nvironm	ental S	Safety
	Cor	ıtraven	tions
7.3 Has the applicant, during the medium term rights period, been convicted, or forfeited a deposit by way of a penalty for contravening the Crew Accommodation Regulations, 1961?	○ Yes	NAME OF THE OWNER.	Q
Crew Safety and V	Vorking	Condi	itions
7.4 Has the applicant ever reported an accident in terms of section 6 of the Maritime Occupational Safety Regulations?	O Yes	O No	C
7.5 Has a qualified safety officer been appointed for each nominated vessel in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	O No	C
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act, 57 of 1951?	○ Yes	O No	Q
7.7 If a nominated vessel is of 25 gross tonnage or more, has the vessel been issued with a valid SAMSA Safe Manning Document required in terms of the Merchant Shipping (Safe Manning) Regulations?	O Yes	O No	
7.8 Has the applicant completed a formal safety assessment in terms of Marine Notice no 26 of 2004?	○ Yes	O No	C
7.9 Has the applicant registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	O No	10
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	C
	Ve	essel S	afety
7.11 Have the nominated vessel(s) been issued with a valid Local General Safety Certificate?	O Yes	○ No	(X
7.12 Are any operational limits imposed on the nominated vessel(s) by its Local General Safety Certificate (E.g. No more than 200 nautical miles off the South African coast)?	O Yes	O No	
En	vironm	ental S	afety
7.13 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	O Yes	○ No	C
7.14 Does the applicant have a Garbage Management Plan for each nominated vessel as stipulated in terms of Annex V of Marpol, as set out in the Schedule to the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986?	O Yes	O No	Q

# Job Creation

8.1 Complete the following	tables in relation	to	job creation
----------------------------	--------------------	----	--------------

## 8.1.1 Table 1



Year	Employees in respect of which the applicant prepares IRP5 Certificates (Land Based)	Employees in respect of which the applicant prepares IRP5 Certificates (Sea Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Land Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Sea Based)	Total Number of Employees (Columns 1-4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)							
2002 (financial year end)							- DOS. #11
2003 (financial year end)							
2004 (financial year end)							
2005 (28 February 2005)							

#### 8.1.2 Table 2

Number of vessels allocated to applicant in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End as per Table 8.1.1	How much does the applicant spend on salaries/wages per vessel allocated?

#### 8.1.3 Table 3

Number of vessels allocated to applicant in this fishery in 2004	Total Employees (in relation to this fishery) (28 February 2005)	How many people does the applicant employ per vessel allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (28 February 2005)	How many people (less seasonal employees) does the applicant employ per vessel allocated?

#### 8.1.4 Table 4



Applicant's five highest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of top five salaries	What was the mulitple between the average of the five lowest and the average of the five highest salaries at 28 February 2005?

Applicant's five lowest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of lowest five salaries	

## Investment

## 9.1 Complete the following tables:

#### 9.1.1 Table 1



Year	Book Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease In Rand Value of Total Fixed Assets (in relation to this fishery)	Total Book Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Book Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				110
2003 (financial year end)			8	
2004 (financial year end)				

#### 9.1.2 Table 2

Year	Insured Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Insured Value of Total Land Based Fixed Assets (in relation to this fishery)	Total insured Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.3 Table 3

Number of vessels allocated to the applicant in this fisheryin 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end	Book Value (in rands) of land-based assets at 2004 financial year end	Book Value of Harbour and Sea-Based Assets per vessel allocated to applicant	Book Value of Land-Based Assets per vessel allocated to applicant

#### 9.1.4 Table 4

Number of vessels allocated to the applicant in this fisheryin 2004	insured Value (in rands) of harbour and sea-based assets at 2004 financial year end		Insured Value of Land- Based Assets per vessel allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



1.8 If yes, please com  Number of vessels allocated to the	Nominal Tons of Applicant's Catch Processed On Board	Nom Appli	inal Tons of can's Catch	Nominal 7 Processed on other Right Ho	Behalf of	Nominal Tons Processed on Behalt other Right Holders
applicant in 2004	Vessel Vessel	Proces	ssed on Land	Board Ve	ssel	Land
Special Control of the Control of th			11.00			Section
0.1 Complete the follow	wing toble in relatio	n to harbo	ure and landi			c Developme
	anding Site Name	II to Harbo	Tons Landed a	at Harbour in 2004 dar year	Percenta	age of Total Catch Lande 2004 calendar year
	TOTAL	ή g <sub>la</sub>				
1	and		Harbour	/Landing Site N	ames	alon E
0.2 At which harbours landing sites will th						

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?



1.1 Is the applicant direct any value adding profishery?  1.2 Has the applicant befor any enterprise deformany enterprise deformance enterprise deformance enterprise deformance enterprise deformance enterprise deformance enterprise deformance enterprise enterprise deformance enterprise enter	en responsible velopment?	○ Yes (	O No	& Enterprise	Section Performance Finance
any value adding profishery?  1.2 Has the applicant befor any enterprise de	en responsible velopment?	O Yes (	-		Performan
for any enterprise de	velopment?		O No		Performan
		verified or			Performan
		verified or			
		verified or			Financ
		verified or			1 (X
* t . W . t . H	•				
.2 Indicate the rand value mber of vessels allocated to the 2004			04 financial year by		of Total Turnover
2004		Vegocia resul	aliou		
2.3 Complete the following	ng table in relatio				
Year	(RONA)	Debt: Equity	Hatio G	urrent Ratio	Quick Ratio (Acid Test)
2001					
2002					
2003					
2004					

Provide the follow	ving information in	relation to the	applicant's	balance sheet:		Performa Finan
Year	Assets	Long-Terr	n Liabilities	Current Liabilitie	is .	Shareholder's Equit Member's Contribut
2001						
2002						
2003						
2004						
2001						
2002						Section
2002						Section Fishing F
2002 2003 2004	nt have a fishing pla	an?		○ Ye	s O	

14.1 Indicate the proportion of the applicant's annual catch that is made up of by-catch species:



Year	Annual By-Catch (in tons)	Annual Utilised By-Catch as a Percentage of Total Catch	Annual Unutilised By-Catch, Juvenile Species and Endangered Species as a Percentage of Total Catch
2001			
2002			
2003			
2004			1

				<b>E</b>	

# By-Catch and Environmentally Sustainable Practices

14.2 Has the applicant put in place any measures to reduce energy and fuel consumption on vessels, and in processing facilities?	O Yes	O No	Q
14.3 Does the applicant intend to put in place any measures to reduce energy and fuel reduction consumption on vessels, and in processing facilities?	○ Yes	O No	C
14.4 Has the applicant undertaken or sponsored any research in relation to environmentally sustainable practices?	O Yes	O No	Q
14.5 Has the applicant put measures in place to reduce damage to sea	O Yes	O No	Q

Section 15

Fishing Levies

15.1Please provide the following information in relation to levies paid since 2001:



Year	Species	Total Catch in Tons	Levies Paid
2001			
2001			
2001			
2001			
2001			
2002			
2002			(4)
2002		1	
2002			
2002			
2003			
2003			
2003			
2003			
2003			
2004			2
2004			
2004			
2004			
2004			

15.2	What was the date and amount of
	the applicant's most recent levy
	payment?

Date
yyyy/mm/dd

Amount



I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

## **Applicant Declaration**

- (b) the information submitted with and in this Application is true and correct and complete.
- (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
- (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;
- (e) The applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;

I, the undersigned, do hereby make oath and declare that:  (a) I have read the instructions set out on pages 2 and 3 of this application form;  (b) the information submitted with and in this Application is true and correct and complete.  (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;  (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;  (e)  (3rd party name) undertakes to co-operate with any investigators by timeously submitting at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;  (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.  Signature of Authorised Representative of Sister Company (if applicable)			
	day of		
	rised Representativ	7960	
	ull Name:		
The authorised represent declaration.	lative declares that he/s	he knows and understan	ds the contents and implications of the above
Commissioner of Oaths			
Full Name	annocentic nations of the control		
Designation			
Physical Address			
(b) the information submitted (c) I accept that if any infor disclosed, this may lead license or permit granted (d) In order to allow for the possesses or acquires a or an official of the Depart  (e)  responses to written requat such meetings and what failure to co-operate in this  (f)  authority or appellant authority	ns set out on pages 2 and 3 of with and in this Application is to the Application being refusion the Application of this Application between the Application of this Application of the	rue and correct and complete. ot true or complete, or if false ed, or to the revocation, suspon, in terms of Section 28 of the on submitted I hereby authoris application, to disclose or makand Tourism or the Rights Veriparty name) undertakes to coations, by attending meetings vestigators access to premise bendent ground for refusing an party name) accepts that and tor guantum or effort, in any to	e information is provided, or material Information is not ension, cancellation, alteration or reduction of any right, the Marine Living Resources Act 18 of 1998; se any institution, organ of state, person or body, who ke the information available to the Minister, his delegate fication Unit;  -operate with any investigators by timeously submitting with investigators, by answering questions satisfactorily as, vessels and documents. The applicant accepts that
	rised Representativ		pplicable)
This	day of	2005	
Signature of Author	orised Representati	ve:	
Representative's l	Full Name:		
The authorised represer declaration. Commissioner of Oaths Full Name	\$100 Brown	she knows and understan	ids the contents and implications of the above
Designation			
Physical Address			

#### SCHEDULES

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

# Schedule 1 - Applicant Details

- a) Provide, as Annexure 1A a brief profile of the applicant organisation including an organogram which clearly indicates the applicant's business model including holding company, sister company and joint venture partner relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- c) Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

# Schedule 2 - Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permit as Annexure 2A.
- b) Section 2.2: Provide a copy of the letter granting a right as Annexure 2B.
- c) Section 2.3: If the medium term right is currently held by an entity different from the one listed in Section 2.2, provide a detailed explanation as Annexure 2C.
- d) Section 2.5: Provide a copy of a valid SARS tax clearance certificate as Annexure 2D.
- e) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.8: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2G.

# Schedule 3 - Compliance

- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members, shareholders or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.
- b) Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals giving rise to the plea bargain, the dates and specifics of the plea bargain, as Annexure 3B.
- c) Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and rand amount paid as Annexure 3C.
- d) Section 3.1.4: If "Yes", provide details and any documentation regarding the offence including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and penalty as Annexure 3D.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals involved as Annexure 3E. Also provide details if a final confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act.
- f) Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals giving rise to the Section 28 procedure as Annexure 3F.

#### Schedule 4 - Vessel Details

- a) Section 4.2: For each vessel nominated, provide copies of the following documents:
  - i) SAMSA Safety Certificate(s) as Annexure 4A;
  - ii) South African Certificate(s) of Registry as Annexure 4B;
  - iii) agreement(s) providing access to the vessel if the applicant is not the majority shareholder or the sole owner of the vessel as Annexure 4C;
  - iv) Local General Safety Certificate(s) as Annexure 4D.
- b) If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

#### Schedule 5 - Catch Utilisation

Not applicable

## Schedule 6 - Transformation

- a) Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6A.
- b) Section 6.3.2: If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6B.
- c) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6C.
- d) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6D.
- Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes
  of beneficiaries and the employer's contribution as Annexure 6E.
- f) Section 6.5, 6.6.1 and 6.6.2: If the applicant completed Sections 6.5, 6.6.1 and 6.6.2 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.5, 6.6.1 and 6.6.2 for the applicant and the other entities separately and submit these as Annexure 6F.
- g) Section 6.7.1: Explain how black shareholding and black voting rights were calculated as Annexure 6G. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded. The annexure must also include a complete list of all shareholders, following the flow through principle. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation).
- h) Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6H.

#### Schedule 6 - Transformation

- i) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for each year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or interest if juristic person), as Annexure 6I.
- j) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity, as Annexure 6J.
- k) Section 6.8.1: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6K.
- Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6L.
- m) Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for each year, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6M.
- n) Section 6.8.7: If the applicant completed any part of the table in question 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity as Annexure 6N.
- o) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6O.
- p) Section 6.10: If the applicant completed Section 6.10 with reference to the payroll and training budgets of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 6.10 for both the applicant and the other entity(ies) separately and submit these as Annexure 6P.
- q) Section 6.12: If the applicant completed Section 6.12 with reference to the leanerships of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.12 for both the applicant and the other entities separately and submit these as Annexure 6Q.
- r) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6R.
- s) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.14.1 and 6.14.2 for both the applicant and the other entities separately and submit these as Annexure 6S.
- t) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6T.
- u) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6U.
- v) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6V.
- w) Section 6.22: Provide a breakdown of capital and operational expenditure paid to South African suppliers, including the percentage black ownership of these suppliers as Annexure 6W.
- Section 6.23: If "Yes," Explain how the Applicant determined its affirmative procurement spend as Annexure 6X.

## Schedule 7 - Safety

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- b) Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed desription of the accident as Annexure 7D.
- e) Question 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a copy of the Safe Manning Document as Annexure 7G. If "No," and the nominated vessel is of 25 gross tonnage or more, provide a detailed explanation as Annexure 7G.
- h) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7H. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7H.
- i) Section 7.11: If "Yes," provide a copy of the Local General Safety Certificate as Annexure 7I. If "No," a detailed explanation must be provided as Annexure 7I.
- j) Section 7.13: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7.1
- k) Section 7.14: If "Yes," provide a copy of the plan as Annexure 7K. If "No," provided a detailed explanation of why not as Annexure 7K.

## Schedule 8 - Job Creation

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

#### Schedule 9 - Investment

- a) Section 9.1and 9.1.2: Provide breakdowns as described in the Explanatory Notes as Annexure 9A
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.

# Schedule 10 - Local Economic Development

 a) Section 10.3: If "Yes," provide a detailed explanation of all investments made in order to make landing catches at identified harbours possible as Annexure 10A.

## Schedule 11 - Value Add & Enterprise Development

- a) Section 11.1: If "Yes," provide a detailed explanation of how the applicant is involved in value adding processes, and what the processes are, as Annexure 11A.
- b) Section 11.2: If "Yes," provide a detailed explanation of how the applicant is responsible for enterprise development as Annexure 11B.

## Schedule 12 - Performance (Financial)

- a) Section 12.1: Provide a copy of the applicant's 2004 audited financial statements as Annexure 12A. The applicant's auditors will be required to confirm its responses to all guestions in Section 12.
- b) Section 12.2: If the applicant completed the table in Section 12.2 with reference to the turnover of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 12.1 for both the applicant and the other entity(ies) separately and submit these as Annexure 12B

## Schedule 13 - Fishing Plan

- a) Section 13: If "Yes," provide a synopsis of the applicant's fishing plan as Annxure 13A, paying particular attention to:
  - a) days to be spent fishing per vessel nominated;
  - b) areas to be targeted (inshore or offshore fishing activities or both);
  - c) species to be targeted and mix of species;
  - d) expected size of species to be targeted;
  - e) detailed information regarding:
    - Age
    - Size
    - Gear
    - Fishing capacity and
    - Processing capacity of each nominated vessel (where appropriate).

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

# Schedule 14 - By-Catch and Environmentally Sustainable Practices

- a) Section 14.1: Provide a detailed explanation of how the applicant manages bycatch, as Annexure 14A.
- b) Section 14.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14B.
- c) Section 14.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 14C.
- d) Section 14.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 14D.
- e) Section 14.5: Provide a detailed explanation of measures put in place to reduce damage to sea beds as Annexure 14E.

		RECEIPT - FOR APPLICANT TO RETAIN
Received by:		
Date of Receipt:	14 July 2005 or	15 July 2005
Time of Receipt:	h	
Application Number		
Departmental Stamp	):	
Disclaimer: The recei	pting of this application does the application or the	s not imply an acknowledgement of the completeness of correctness of its content.

	☐ lock the app no.
	T OF ENVIRONMENTAL AFFAIRS AND TOURISM RANCH: MARINE AND COASTAL MANAGEMENT
	Patagonian Toothfish
Lon	g Term Rights Allocation Process: 2005
	Cluster A
Anı	nlication France France Co. II
	plication Form For: Experimental Permit Holders
Registered Name of Appli	
Registered Name of Appl	licant
Registered Name of Appli Company Registration Nu	licant
Registered Name of Appli Company Registration Nu or Close Corporation Registr	licant umber ration

#### IMPORTANT INFORMATION

#### INSTRUCTIONS

#### **GENERAL**

- This application form must be read together with these instructions, the Explanatory Notes, the Schedules to the application form and the Procedures for Independent Auditors (available on the Public Accountants' and Auditors' Board website, www.paab.co.za or www.saica.co.za).
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) Should the applicant have any queries regarding the completion of the application form, it must e-mail the Department at <a href="mailto:clustera@deat.gov.za">clustera@deat.gov.za</a>. Every query and response will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <a href="https://www.mcm-deat.gov.za">www.mcm-deat.gov.za</a>. Should the applicant require technical assistance with the application form software, it must contact the Rights Verification Unit in one of the following ways:

Tel: (021) 670-3669

Fax: (021) 670-1782

E-mail: RVU@deloitte.co.za

Applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

#### **ICONS**

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
  - the information provided will be treated as confidential;
  - there is any documentation or information required in response to a question in the form of an annexure;
  - the applicant's auditors need to verify a response; and
  - there are consequences of not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The clipboard icon means that the applicant must complete the corresponding Schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The magnifying glass icon means that the applicant's response to the question must be verified by an auditor (registered with the Public Accountants and Auditors board) engaged by the applicant as per the Procedures for Independent Auditors. The auditor must complete and sign the Audit Report on failing which the application will be refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

#### COMPLETION OF APPLICATION FORM

- 6) The applicant must complete <u>all</u> fifteen sections of the application form. The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically allowed to do so.
- 7) The application form must be completed electronically, and saved onto the two blank CDs provided on registration. One of these CDs must be submitted in the manner described below, while the other must be retained by the Applicant. Annexures to the application form do not need to be scanned and saved on to the CDs. The Department may request additional electronic copies of the application at a later stage.
- 8) This form is tagged and coded in order to facilitate electronic uploading of the application into a database. The applicant may not submit the application in any other form. If the applicant submits its application in any other form, the application will be refused.
- 9) The application must also be printed out and the declaration must be signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 10) The printed version of the electronic application, duly signed and attested, must be be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under questions marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed in the lever arch file after the annexures.

#### IMPORTANT INFORMATION

#### INSTRUCTIONS

11) One true copy of the printed version of the application must be made. This copy must be punched and divided in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

#### LODGEMENT OF APPLICATION

12) The CD containing the application, the original printed version (signed and attested), and a copy of the printed version must be hand delivered to the place, on the dates and times stated below:

Place: Good Hope Centre

Dates and Times: Thursday 14 July 2005 between 08h00 and 19h00, or Friday 15 July between 08h00 and 17h00

13) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates at the above address will be refused.

#### IMPROPER LODGEMENT

14) Improperly lodged applications will be refused.

An application is improperly lodged if:

- it is received late;
- the applicant makes no payment, or short payment, or late payment of the application fee;
- the application is lodged in a manner contrary to the instructions.

#### MATERIAL DEFECTS

15) Applications that are materially defective will be refused.

An application is materially defective if:

- the declaration is not signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s).
- the auditor's report is not submitted or signed;
- more than one application is received for a right in the same sector;
- the applicant, or, if applicable, the holding company, sister company(ies) and the joint venture partner(s) provides false information or documents, fails to disclose material information or attempts to influence the Minister or the delegated authority other than in the manner provided for in the General Policy and in this application form.

Section 1
Applicant Details     The applicant must supply a profile of its organisation including an organogram and a description of its fishing operations, as Schedule 1A.
1.1 Registered Name of Applicant
1.2 Trading Name of Applicant:
1.3 Registration Number:
1.4 Income Tax Number:  1.5 Vat Number:  1.6 Skills Development Levy Number:
1.5 Vat Number:
1.6 Skills Development Levy Number:
1.7 Have the applicant's details (1.8.1 - 1.8.7d) changed since the applicant registered?
1.8 If "Yes", complete only those details that have changed:
1.8.1 Principal Place of Number and Street: Business:
Suburb:
Town / City:
Postal Code:
1.8.2 Postal Address: Number and Street / PO Box:
Suburb:
Town / City:
Postal Code:
Area Code:
1.8.3 Telephone Number:
1.8.4 Additional Telephone Number:
1.8.5 Fax Number:
1.8.6 Authorised Contact Person First Name:
1.8.7 Authorised Contact Person Surname:
a) Identity Number:
b) Position Held / Relationship to Applicant
c) Cellular Number:
d) E-mail Address:

		orba					Line	Section 2
Steam to							Form of	Applicant
	s the applicant current rimental permit in this			O Yes	○ No	Q		
2.2 If "Ye	es", to which entity or p	oerson was	the exp	erimental	permit alloc	ated in 200	)4?	
	Company		Name					
X	Close Corporation		Name					
	Trust		Name					
	Individual		Name					
2.3 In wh	nat form of entity is the	experimen	tal perm	nit currentl	y held?	0		
	Company		Name					
	Close Corporation		Name					
	Trust	2000	Name					
	Individual		Name	L				
	e applicant more than an owned?	50% South		O Yes	○ No	Ja		
	the applicant have a ance certificate?	valid tax		O Yes	○ No	50	Q	
2.6 Com	plete the following tabl	e in relation	to asse	et value ar	nd turnover:			
				urnover		Green An	not Valvo (oveluo	ling fixed property)
	Year			UNIVE		GIUSS AS	set value (exclud	ing ixea property)
2004	(Financial Year End)							
any o	s the applicant hold an other company that is ium term right holder i	applying as	a	O Yes	○ No	CX		
2.8 Does	s the applicant hold an company that is applyi ant in this sector?	ıy share(s) i	in	○ Yes	○ No	Q		
								Section 3
ansportant	ED GREEKS IN THE COMMENT OF						C	ompliance
	s the applicant, or actors:	any of its	memb	oers, sha	reholders o	or		
3.1.1	been convicted of regulations, or period?					right	Yes O No	$\Phi \varnothing$
3.1.2	entered into a plea 51 of 1977, for a co or permit conditions	ontravention	of the	MLRA, or	the regulati		Yes O No	<b>♦</b> ♥
3.1.3	paid an admission of the regulations, or the right period?						Yes O No	* 4

					Section 3
				Cd	ompliance
3.1.4 been charged regulations or right period?		under the MLRA, of during the medium		es O No	<b>♦</b> Ø
3.2 Has a fishing vessel, of the applicant, or an been detained, arreste preserved, confiscate Organised Crime Act period?	y of its sharehold ed or seized under ed or forfeited	ders, members or dire er the MLRA or restra under the Prevention	ectors O Y ained, on of	″es ○ No	<b>◆</b> ♥
3.3 Was the applicant's rig reduced or altered u medium term right peri	inder section 28			es O No	$\Phi \emptyset$
					Section 4
				Ves	sel Details
<ul><li>4.1 How many vessels has nominated for use in this</li><li>4.2 Fill in the relevant details</li></ul>	fishery?	ow regarding each ves	ssel nominated:		
		Vessel 1	2014		
Vessel name					
MCM Area Number					
SAMSA Number					
Number of crew according to SAMS/ Safety Certificate	`				
Owner of Vessel as indicated by Sou African Certificate of Registry	th			*	
Nature of Access to Vessel				W.	-
Vessel fitted with a functioning VMS System (Y/N)					
Manufacture of VMS System					
Vessel Length in metres according to SAMSA Safety Certificate					
Vessel Horsepower as per SAMSA Safety Certificate					
CX					
		Vessel 2			
Vessel name					
MCM Area Number					
SAMSA Number					
Number of crew according to SAMSA Safety Certificate					
Owner of Vessel as indicated by Sour African Certificate of Registry	h		711		
Nature of Access to Vessel					
Vessel fitted with a functioning VMS System (Y/N)					
Manufacture of VMS System					
Vessel Length in metres according to SAMSA Safety Certificate					
Vessal Horsepower as per SAMSA Safety Certificate					

# Section 4 Vessel Details



	Vessel 3
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	11
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	86 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certilicate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	The contract of the contract o

			W WHI		Se	ction :
				Ca	itch Util	
5.1 Did the applicant of experimental period	over-catch or under-ca od?	tch by more than 10	% during the	O Yes	O No	<b></b>
5.2 Complete the follo	wing in relation to the	applicant's catch rec	ords.		C	2
Year	Annual Catch Allocation (in metric tons)	Total Actual Catch of Applicants Allocation (Nominal tons)	Percentage unde	r-caught Pe	rcentage ovel	r-caught
2002 Season						
2003 Season						
2004 Season	,		5			
	1	6世		Tı	Sec	etion 6
		Manag	gement and	FINE STREET		
6.1 Was the applicant Employment Equ	a designated employe uity Act, 55 of 1998 as	er as defined in section at 28 February 2005	on 1 of the ?	O Yes	O No	٥
5.2.1 If "Yes", has the of 1998?	applicant complied wit	th the Employment E	quity Act, 55	O Yes	O No	0
5.2.2 If "No", has the a Equity Act, 55 o	applicant voluntarily co	mplied with the Emp	loyment	O Yes	O No	مر

# Section 6 Transformation

# **Management and Employment Equity**

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at 28 February 2005.





	Director / Member Name (Initial & Surname)	Years of Service	Total Annual Remuneration (Total Cost to Company)	Black (Y/N)	Gender (M/F)	ID Number
1	The second of the second	ASPW ASPRIE				
2						
3						
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8						
9	bijo:					
10		9 15 1 E				eri .
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12						
13	\.					
14			157			
15		= 1				

# Transformation

# Management and Employment Equity

# 6.3.2 Complete the table below in respect of employees at 28 February 2005.



Between 1 - 5 Employees	The Top Salary Earner (Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (MF)	ID Number
1							10.5
2							
3	5						
4							
5						- 8	
6							
7							
8							
9							
10							
11							
12							
13							H4
14							
15							
16							100
17							
18							
19							

# Transformation

# Management and Employment Equity

			-				
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
0							
1							
22							
23							
24	248			(t			
25							
26							
27	-						
28							
29	TWO TEST						
30							
31							
32							
33							
34							
35							
36		й.					
37		9					
38							
39							
40							
41							
42							
43							
44							
45							
46				_			
47				<del> </del>		-	
48	100			-			
49				-			
50				_		-	
51							-
52							
53							
54							
55							

#### **Transformation**

# Management and Employment Equity

V)							
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56							
57							
58							
59							
60							
61							
62							
63					-77		
64							
65		100			12 14		
66							
67							
68							
69							
70				1			
71							
72							
73							
74							
75							
76							
77							
78		-					
79							
80							
81							
82							
83							
84							
85							-11
86							
87							
88							
39							31836
90							

Transformation

#### Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at 28 February 2005:



	Gross Monthly Income (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td></td><td></td><td></td><td></td></r2>					
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500					
4	Between R10 501 and R16 000					
5	Between R16 001 and R20 000					
6	Between R20 001 and R25 000					
7	Between R25 001 and R30 000					
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000					
10	>R60 000					
	Total		100%		100%	

0.1.0.0	11 11 1		Lauren unda	mandinal	aid	and	nanaian	for	14
6.4.2 Does	the applicant	contribute	towards	medicai	alu	and	pension	101	IES
emplo	vees?								

○ Yes ○ No

6.4.3 Does the applicant provide any other type of benefits for its employees?

O Yes O No

6.5 Complete the following table in relation to the applicant's employment equity profile as provided to the Department of Labour in October 2004. If the applicant is not designated or did not voluntarily comply then the table must be completed as at 28 February 2005.

										То	tal
Occupational Categories	Gender	A No	Α%	C No	С%	l No	1%	W No	W %	ACI %	F%
Top & Senior Management /	Male			f							
Senior Officials and Managers	Female										
Professionally Qualified and experienced specialists and	Male										
mid-management / Professionals	Female										
Skilled Technical and academically qualified workers, supervisors,	Male										
foremen, and superintendents / Technicians and Associate Professionals	Female										
Semi-skilled and discretionary decision- making and unskilled and undefined decision- making / Clerks, Service & Sales Workers,	Male										
Fishery Workers, Aresans & Related Trade Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Male Female  Male Female  Male  Male  Male  Male  Male										
TOTAL	Male										
TOTAL	Female										

Transformation

# **Management and Employment Equity**

6.6.1 Complete the tables below in relation to employment equity figures for Senior Officials and Managers only.

	1			T				1		То	tal
Occupational Categories	Gender	A No	Α%	C No	С%	I No	1%	W No	W %	ACI %	F%
Top and Senior Management / Senior Officials and	Male										
Managers (as per 2001 application form)	Female										
Top and Senior Management / Senior Officials and	Male										
Managers 2002 (if not designated as at financial year end 2002)	Female		2								
Fop and Senior Management / Senior Officials and Managers 2004 (if part	Male										
Managers 2004 (if not designated as at financial year end 2004)	Female										

6.6.2 Complete the tables below in relation to employment equity figures for Professionals only.



A STATE OF THE STA	1									То	tal
Occupational Categories	Gender	A No	A %	C No	C %	I No	1%	W No	W %	ACI %	F%
Professionally qualified and experienced specialists and mid-management / Professionals 2001 (as per 2001 application form)	Male										
Professionals 2001 (as per	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2002 (if not designated as at financial year end 2002)	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2004 (if not designated as at financial year end 2004)	Female										

Marketing

If "Yes", complete	e the table below in respec	t of shareholding held by b	plack persons:
Year	Percentage Shareholding Held by Black Persons	Percentage Voting Rights Held by Black Persons	Percentage of Dividends Black Shareholders are Entitled To
(as in 2001 application form)			
(at date of application)			
Complete the foll through principle:	owing table in relation to s	hareholding held by wome	n based on the flow
Year	Percentage Shareholding Held by Women	Percentage Voting Rights Held by Women	Percentage of Dividends Women a Entitled To
B Did the applicant employees?	the percentage shareholdisted under question 6.3.2,	ng held by or for	O Yes O No
B Did the applicant employees? If "Yes", what is employees not lis	the percentage shareholdisted under question 6.3.2,	ng held by or for	
B Did the applicant employees? If "Yes", what is employees not lis	the percentage shareholdisted under question 6.3.2,	ng held by or for through the scheme? nonies paid to shareholder	s:
B Did the applicant employees? If "Yes", what is employees not list Complete the followers.	the percentage shareholdisted under question 6.3.2,	ng held by or for through the scheme? nonies paid to shareholder	s:
employees?  If "Yes", what is employees not lise. Complete the foleyear	the percentage shareholdisted under question 6.3.2,	ng held by or for through the scheme? nonies paid to shareholder	s:
B Did the applicant employees?  If "Yes", what is employees not list of Complete the follower.  2002 (financial year)	the percentage shareholdisted under question 6.3.2,	ng held by or for through the scheme? nonies paid to shareholder	s:
Did the applicant employees?  If "Yes", what is employees not list employees not list complete the fol Year  2002 (financial year)  2004 (financial year)  Was the application processing or material by another entity	the percentage shareholdicted under question 6.3.2, lowing table in relation to no Salaries Paid to Shareholdicted under question for the salaries paid to Shareholdicted under question for the salaries paid to Shareholdicted under question for the salaries paid to Shareholdicted under the salaries paid to Shareholdicted un	ng held by or for through the scheme?  nonies paid to shareholder  ders Loans Made to Shareholder  tity, or was the catching, tion in this fishery performe	Dividends Paid to Sharehol

		Ownership - Close Corporations On ration?  O Yes O No below in respect of members interest held by black persons:  ga Interest Held by Percentage Voting Rights Held by Black Persons are Entitled To  relation to members interest held by women:  ge Interest Held by Percentage Voting Rights Held by Percentage Profit Distribution Women and Women  fit sharing scheme for employees in place  profit were employees not listed to?  in relation to monies paid to members:  Loans Made to Members Profit Distributed to Membors  by another entity, or was the catching ormed by another entity during the 2004  O Yes O No	ection 6	
		Ownership - O		
		○ Yes ○ No		TS OTHY
	Name and American		1	vetion Flank
	Percentage interest Held by Black Persons  application  re the table below in relation to member of application  application  replication  application  applicati			
2001 (as in 2001 application form)	Percentage Interest Held by Black Persons  application  the table below in relation to member application  Percentage Interest Held by Percentage Interest Held by Women  Percentage Interest Held by Women  Percentage Interest Held by Percentage Interest Held by Women  application)  population  population application application have a profit sharing scheme what percentage of profit were employestion 6.3.2 entitled to?  In the following table in relation to monit salaries Paid to Members  at year)  applicant managed by another entity, and or marketing performed by another ear?  complete the table below:  Function Rand Amount magement			
2005 (as at date of application)				
6.8.2 Complete the table	below in relation to mem	bers interest held by wom	en:	٥
Year				in Women are
2005 (as at date of application)				
6.8.3 Did the applicant ha in 2004?	ave a profit sharing scher	ne for employees in place	○ Yes ○ No	3,0
6.8.4 If "Yes", what perce under question 6.3.2	entage of profit were emp 2 entitled to?	loyees not listed		50
6.8.5 Complete the follow	ring table in relation to mo	onies paid to members:		2,0
Year			s Profit Distributed to I	Vembers
2002 (financial year)				
2003 (financial year)				
2004 (financial year)				
6.8.6 Was the applicant n processing or marke financial year?	nanaged by another entity iting performed by anothe	y, or was the catching er entity during the 2004	O Yes O No	
6.8.7 If "Yes", complete th	ne table below:			0
Function	Rand Amo	unt Paid to Other Entity	Rand Amount as a Percentar Applicant's Turnover in 2	je of the
Management	Applicant a close corporation?  Ownership - Close Corporation applicant a close corporation?  Oyas No  Yes', complete the table below in respect of members interest held by black persons:  Year Percentage Interest Held by Percentage Voling Rights Held by Percentage Profit Distributed form in 2001 application form)  date of application  Inplete the table below in relation to members interest held by women:  Year Percentage Interest Held by Percentage Voling Rights Held by Percentage Profit Distributed Women  The applicant have a profit sharing scheme for employees in place Yes No  es", what percentage of profit were employees not listed in question 6.3.2 entitled to?  Inplete the following table in relation to monies paid to members:  Year Salaries Paid to Membera Loans Made to Members Profit Distributed (Intercial year)  Ithe applicant managed by another entity, or was the catching assing or marketing performed by another entity during the 2004  Pand Amount Paid to Other Entity  Pand Amount as a Percentage Pand Amount Paid to Other Entity  Pand Amount as a Percentage Applicants Turnover		***	
Catching				
Processing				Q."
Marketing			****	

				S		Sec ansform Develop	natio
in the Transfor	eant met the target mation Plan submi e following table in r 3:	tted O Fully	O Somewhat			ot at all	<
Year	Did the applicant submit Workplace Skills Plan which was approved (Y/ N)	Did the applicant submit an Annual Training Report which was approved (Y/N)	Rand Amount Paid to SARS in skills development levies	Percentage Sa Bill Spent on T		Percentag Training Budg on Black Em	et Spe
2001 (financial year end)	V						
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
term rights p	cate the number of n respect of whom	learnerships as a	percentage of the	)	O Ye	s O No	-
6.13. Did the app programme	licant participate in s through its SETA	any other skills de in 2004 such as	evelopment an SME Support	Strategy?	O Ye	s O No	1
6.14.1 How many applicant?	/ skippers are used	I by the					
6.14.2 What per are black?	centage of these sl	kippers					
			С	orporate	Soci	al Inves	tme
its annual to	oplicant make dona exable income which on in terms of section	h qualify on 18A of	Yes O No				5
the Income	Tax Act 58 of 1962	• •					

# Section 6 Transformation Corporate Social Investment

6.17 Indicate the five largest tax deductible donations made per annum since 2001 in the table below.

Year	Benefitting Organisation	Rand Value of Amount Donated
2001 - 1		
2001 - 2		
2001 - 3		
2001 - 4		
2001 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2002 - 1		
2002 - 2		
2002 - 3		
2002 - 4		
2002 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2003 - 1		
2003 - 2		W
2003 - 3		
2003 - 4		
2003 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2004 - 1		
2004 - 2		
2004 - 3		
500 C C C C C C C C C C C C C C C C C C		
2004 - 4		

6.18	Does the applicant make any other donations (in addition to those which qualify for
	deduction in terms of section 18A of the Income Tax Act 58 of 1962, but not
	including school fees)?

O Yes	O No

6.19	If "Yes",	indicate	e what per	centag	e of net	profit	earned	in the
	2004 fin	ancial v	ear these	other o	donations	amo	unt to:	

0	0	-	0.5	%	
_					



	-4	-
 -	ъ	0/.
-		/(



6.20 If other donations were made, indicate the five largest such donations made in 2004 in the table below:

Year	Benefitting Organisation	Rand Value of Amount Donaled
2004-1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

		Aff	irmativ	Se Transfo ve Procu	
6.21 Does the applicant have a written affirmative procurement policy?	0	Yes O No			Q
6.22 Provide the following information in re- (operational expenditure) in 2004:	ation to the applicant	's top ten South	n African	suppliers	Ø
Name of Supplier	Percentage of Black Ownership of Supplier	Amount Paid to Su Rands in 20		Percentage Expens	
6.23 Has the applicant determined its affirmative procurement spend as a percentage of total procurement spend?	,		O Yes	O No	Q
6.24 Has the applicant instituted a system of measure its affirmative procurement spend as a percentage of total procurement spend?	to		○ Yes	O No	
				Se	ction
	Vessel,	Crew and	Enviro	nmental Contrave	
7.1 Has the applicant, during the medium to forfeited a deposit by way of penalty und Shipping Act, 57 of 1951?			0	Yes O No	, <
7.2 Has the applicant, during the medium te forfeited a deposit by way of penalty for Occupational Safety Regulations of 199	contravening the Ma		0	Yes O No	<

"中国的特别,""阿尔克斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯斯		Sec	tion 7
Vessel, Crew and En		ental S itraver	
7.3 Has the applicant, during the medium term rights period, been convicted, or forfeited a deposit by way of a penalty for contravening the Crew Accommodation Regulations, 1961?	○ Yes	○ No	C
Crew Safety and W	orking	Cond	itions
7.4 Has the applicant ever reported an accident in terms of section 6 of the Maritime Occupational Safety Regulations?	O Yes	O No	CX
7.5 Has a qualified safety officer been appointed for each nominated vessel in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	O No	CX
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act, 57 of 1951?	O Yes	O No	C
7.7 If a nominated vessel is of 25 gross tonnage or more, has the vessel been issued with a valid SAMSA Safe Manning Document required in terms of the Merchant Shipping (Safe Manning) Regulations?	O Yes	○ No	C
7.8 Has the applicant completed a formal safety assessment in terms of Marine Notice no 26 of 2004?	O Yes	O No	C
7.9 Has the applicant registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	O No	~
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	CX
	Ve	essel S	Safety
7.11 Have the nominated vessel(s) been issued with a valid Local General Safety Certificate?	O Yes	○ No	Ø
7.12 Are any operational limits imposed on the nominated vessel(s) by its Local General Safety Certificate (E.g. No more than 200 nautical miles off the South African coast)?	○ Yes	O No	
En	vironm	ental S	Safety
7.13 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	○ Yes	O No	Ø
7.14 Does the applicant have a Garbage Management Plan for each nominated vessel as stipulated in terms of Annex V of Marpol, as set out in the Schedule to the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986?	O Yes	O No	C

# **Job Creation**

#### 8.1 Complete the following tables in relation to job creation.

#### 8.1.1 Table 1



Year	Employees in respect of which the applicant prepares IRP5 Certificates (Land Based)	Employees in respect of which the applicant prepares IRP5 Certificates (Sea Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Land Based)	Employees in respect of which the applicant does not prepare (RP5 Certificates (Sea Based)	Total Number of Employees (Columns 1-4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)							
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
2005 (28 February 2005)							

#### 8.1.2 Table 2

Applicant's Annual Catch Allocation(in tons) to the applicant in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End as per Table 8.1.1	How much does the applicant spend on salaries/wages per ton allocated?

#### 8.1.3 Table 3

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (28 February 2005)	How many people does the applicant employ per ton allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (28 February 2005)	How many people (less seasonal employees) does the applicant employ per ton allocated?

Average of top I

#### 8.1.4 Table 4

Applicant's five highest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005

live salaries	What was the mulitple between the average of the five lowest and the average of the five highest salaries at 28 February 2005?

Applicant's five lowest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of lowest five salaries	

# Investment

#### 9.1 Complete the following tables:

#### 9.1.1 Table 1



Year	Book Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Book Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Book Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.2 Table 2

Year	Insured Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Insured Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Insured Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.3 Table 3

Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of harbour and sea-based assets at 2004 financial year end	Book Value (in rands) of land-based assets at 2004 financial year end	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	Book Value of Land-Based Assets per ton allocated to applicant

#### 9.1.4 Table 4

Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at 2004 financial year end	insured value (in rands) of	Insured Value of Harbour and Sea-Based Assets per ton allocated to applicant	Insured Value of Land- Based Assets per ton allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



#### **Local Economic Development**

10.1 Complete the following table in relation to harbours and landing sites used:

	Harbour / Landing Site Name	Tons Landed at Harbour in 2004 calendar year	Percentage of Total Calch Landed in 2004 calendar year
	90		194.0
lace of			
	TOTAL		

10.2 At which harbours and landing sites will the applicant land its catches?

Harbour / Landing Site Names				
	=			

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?

0	Yes	0	N



		Section 11
		Performance
		Financial
11.1 What is the applicant's 2004 certified Annual Turnover?	audited, verified or	
11.2 Indicate the rand value and p	ercentage of total turnover derived from t	his fishery:

#### 11.3 Complete the following table in relation to ratio performance:

Year	Return on Net Assets (RONA)	Debt: Equity Ratio	Current Ratio	Quick Ratio (Acid Test)
2001				
2002				
2003				
2004				

#### 11.4 Provide the following information in relation to the applicant's income statements:

Year	Turnover	Profit After Tax	Retained Earnings	Dividends Paid / Distribution of Profits
2001				
2002				
2003				_ <
2004			0	

Performance

**Financial** 

11.5 Provide the following information in relation to the applicant's balance sheet:

Year	Assets	Long-Term Liabilities	Current Liabilities	Shareholder's Equity / Member's Contribution
2001				
2002				
2003				
2004				

11.6 Provide the following information in relation to the applicant's cash flow:

Year	Net Cash Inflow / Outflow from Operations	Net Cash Inflow / Outflow from Investing Activities	Net Cash Inflow / Outflow from Financing Activities
2001			
2002			
2003			
2004			

			Section 12
	and a set beautiful		Fishing Plan
12.1 Does the applicant have a fishing plan?	○ Yes	O No	, 🛚

Section 13

By-Catch and Environmentally Sustainable Practices

By-Catch

13.1 Indicate the proportion of the applicant's annual catch that is made up of by-catch species:



Year	Annual By-Catch (in tons)	Annual Utilised By-Catch as a Percentage of Total Catch	Annual Unutilised By-Catch, Juvenile Species and Endangered Species as a Percentage of Total Catch
2001			8
2002			
2003			
2004			

				Secti	on 1
	By-Catch and	Environmentally S	ustainal	ole Pra	ctice
3.2 Has the applicant put in consumption on vesse	O Yes	○ No	C		
3 Does the applicant inte		asures to reduce energy	○ Yes	○ No	C
3.4 Has the applicant unde environmentally sustai	rtaken or sponsored any		○ Yes	○ No	Ç
environmentally sustain	hable practices:				
				Sect	ion 1
			F	shing l	Levie
	1 1 2 W 1 TW				5
		n to levies paid since 2001  Total Catch in Tons		Levies Paid	
Year	Species	Total Calumin Total		207100 1 22	
2001					
2001			-		
2001			1		
2001			1		
2002		7. 3			
	-				
2002					
2002					
2002					
2002					
2002 2002 2002					
2002 2002 2002 2003					
2002 2002 2002 2003 2003					
2002 2002 2002 2003 2003 2003					
2002 2002 2002 2003 2003 2003 2003					
2002 2002 2002 2003 2003 2003 2003 2003					
2002 2002 2002 2003 2003 2003 2003 2003					
2002 2002 2002 2003 2003 2003 2003 2003					

Physical Address

#### Section 15

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out on pages 2 and 3 of this application form;

Applicant Declaration

(b) the information submitted with and in this Application is true and correct and complete.

(c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;

(d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate

or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;

(e) The applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;

(f) The applicant accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.

Signed at: \_\_\_\_\_ \_\_\_\_\_day of \_\_\_\_\_\_ 2005 This \_\_\_ Signature of Authorised Representative: \_\_\_\_\_ Representative's Full Name: \_ The authorised representative declares that he/she knows and understands the contents and implications of the above declaration. Commissioner of Oaths **Full Name** Designation Physical Address I, the undersigned, do hereby make oath and declare that: **Holding Company Declaration** (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (3rd party name) undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signed at: \_\_\_\_\_day of \_\_\_\_\_\_ 2005 Signature of Authorised Representative: \_\_\_\_ Representative's Full Name: \_ The authorised representative declares that he/she knows and understands the contents and implications of the above declaration. Commissioner of Oaths **Full Name** Designation

I, the undersigned, do hereby make oath and declare that:  (a) I have read the instructions set out on pages 2 and 3 of this application form;  (b) the information submitted with and in this Application is true and correct and complete.  (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;  (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;  (e)  (3rd party name) undertakes to co-operate with any investigators by timeously submitting at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;  (f)  (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.  Signature of Authorised Representative of Sister Company (if applicable)					
This	day of	2005			
Signature of Author	rised Representativ	re:			
Representative's F	ull Name:				
The authorised represer		the knows and understand	is the contents and implications of the above		
declaration. Commissioner of Oaths					
Full Name					
Designation					
Physical Address			300		
I, the undersigned, do hereby make oath and declare that:  (a) I have read the instructions set out on pages 2 and 3 of this application form;  (b) the information submitted with and in this Application is true and correct and complete.  (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;  (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;  (e)					
•		ve of JV Partner (if a	pplicable)		
This	day of	2005			
Signature of Author	orised Representati	ve:			
Representative's	Full Name:				
	ntative declares that he/	she knows and understand	ds the contents and implications of the above		
declaration. Commissioner of Oaths					
Full Name					
Designation					
Physical Address					

#### SCHEDULES

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

#### Schedule 1 - Applicant Details

- a) Provide, as Annexure 1A a brief profile of the applicant organisation including an organogram which clearly indicates the applicant's business model including holding company, sister company and joint venture partner relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- b) Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- c) Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

### Schedule 2 - Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permit as Annexure 2A.
- b) Section 2.2: Provide a copy of the letter granting a right as Annexure 2B.
- c) Section 2.3: If the medium term right is currently held by an entity different from the one listed in Section 2.2, provide a detailed explanation as Annexure 2C.
- d) Section 2.5: Provide a copy of a valid SARS tax clearance certificate as Annexure 2D.
- e) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.8: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2G.

## Schedule 3 - Compliance

- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members, shareholders or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.
- b) Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals giving rise to the plea bargain, the dates and specifics of the plea bargain, as Annexure 3B.
- c) Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and rand amount paid as Annexure 3C.
- d) Section 3.1.4: If "Yes", provide details and any documentation regarding the offence including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and penalty as Annexure 3D.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals involved as Annexure 3E. Also provide details if a final confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act.
- f) Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals giving rise to the Section 28 procedure as Annexure 3F.

#### Schedule 4 - Vessel Details

- a) Section 4.2: For each vessel nominated, provide copies of the following documents:
  - i) SAMSA Safety Certificate(s) as Annexure 4A;
  - ii) South African Certificate(s) of Registry as Annexure 4B;
  - iii) agreement(s) providing access to the vessel if the applicant is not the majority shareholder or the sole owner of the vessel as Annexure 4C;
  - iv) Local General Safety Certificate(s) as Annexure 4D.
- b) If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

#### Schedule 5 - Catch Utilisation

a) Section 5.2: If the applicant over- or under-caught by more than 10% in any year, a detailed explanation must be attached as Annexure 5A.

#### Schedule 6 - Transformation

- a) Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6A.
- b) Section 6.3.2: If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6B.
- c) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6C.
- d) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6D.
- e) Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes of beneficiaries and the employer's contribution as Annexure 6E.
- f) Section 6.5, 6.6.1 and 6.6.2: If the applicant completed Sections 6.5, 6.6.1 and 6.6.2 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.5, 6.6.1 and 6.6.2 for the applicant and the other entities separately and submit these as Annexure 6F.
- g) Section 6.7.1: Explain how black shareholding and black voting rights were calculated as Annexure 6G. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded. The annexure must also include a complete list of all shareholders, following the flow through principle. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation).
- h) Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme, paying particular attention to actual employee benefits, as well as a copy of the employee share scheme policy as Annexure 6H.

#### Schedule 6 - Transformation

- i) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for each year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or interest if juristic person), as Annexure 6I.
- j) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity, as Annexure 6J.
- k) Section 6.8.1: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6K.
- Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6L.
- m) Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for each year, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6M.
- n) Section 6.8.7: If the applicant completed any part of the table in question 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity as Annexure 6N.
- o) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6O.
- p) Section 6.10: If the applicant completed Section 6.10 with reference to the payroll and training budgets of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 6.10 for both the applicant and the other entity(ies) separately and submit these as Annexure 6P.
- q) Section 6.12: If the applicant completed Section 6.12 with reference to the leanerships of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.12 for both the applicant and the other entities separately and submit these as Annexure 6Q.
- r) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6R.
- s) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.14.1 and 6.14.2 for both the applicant and the other entities separately and submit these as Annexure 6S.
- t) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6T.
- u) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6U.
- v) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6V.
- w) Section 6.22: Provide a breakdown of capital and operational expenditure paid to South African suppliers, including the percentage black ownership of these suppliers as Annexure 6W.
- x) Section 6.23: If "Yes," explain how the Applicant determined its affirmative procurement spend as Annexure 6X.

#### Schedule 7 - Safety

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- b) Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed desription of the accident as Annexure 7D.
- e) Question 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a copy of the Safe Manning Document as Annexure 7G. If "No," and the nominated vessel is of 25 gross tonnage or more, provide a detailed explanation as Annexure 7G.
- h) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7H. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7H.
- i) Section 7.11: If "Yes," provide a copy of the Local General Safety Certificate as Annexure 7I. If "No," a detailed explanation must be provided as Annexure 7I.
- j) Section 7.13: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7J.
- k) Section 7.14: If "Yes," provide a copy of the plan as Annexure 7K. If "No," provided a detailed explanation of why not as Annexure 7K.

#### **Schedule 8 - Job Creation**

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

#### Schedule 9 - Investment

- a) Section 9.1and 9.1.2: Provide breakdowns as described in the Explanatory Notes as Annexure 9A
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.

#### Schedule 10 - Local Economic Development

 a) Section 10.3: If "Yes," provide a detailed explanation of all investments made in order to make landing catches at identified harbours possible as Annexure 10A.

#### Schedule 11 - Performance (Financial)

- a) Section 11.1: Provide a copy of the applicant's 2004 audited financial statements as Annexure 11A. The applicant's auditors will be required to confirm its responses to all guestions in Section 11.
- b) Section 11.2: If the applicant completed the table in Section 11.2 with reference to the turnover of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 11.2 for both the applicant and the other entity(ies) separately and submit these as Annexure 11B

#### Schedule 12 - Fishing Plan

- a) Section 12: If "Yes," provide a synopsis of the applicant's fishing plan as Annxure 12A, paying particular attention to:
  - a) demonstration of knowledge of the fishery;
  - b) research undertaken regarding this fishery;
  - c) days to be spent fishing per vessel nominated;
- d) areas to be targeted;
  - e) species to be targeted and mix of species;
  - f) expected size of species to be targeted;
  - g) detailed information regarding:
    - Age
    - Size
    - Gear
    - Fishing capacity
    - Whether the nominated vessel(s) is ice strengthened and
    - Whether the nominated vessel(s) has ever been listed on a fishery organisation's negative list.

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

# Schedule 13 - By-Catch and Environmentally Sustainable Practices

- a) Section 13.1: Provide a detailed explanation of how the applicant manages bycatch, as Annexure 13A.
- b) Section 13.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 13B.
- c) Section 13.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 13C.
- d) Section 13.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 13D.

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Received by:	Service Control of the Control of th		
Date of Receipt:	14 July 2005 or	15 July 2005	
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Application Number	":		
Departmental Stamp	p:		
Disclaimer: The rece	ipting of this application of the application or	does not imply an acknowled the correctness of its conten	gement of the completeness of t.

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Received by:		
Date of Receipt:	14 July 2005 or	15 July 2005
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Application Number	:	
Departmental Stamp	):	
Disclaimer: The recei	pting of this application d the application or	oes not imply an acknowledgement of the completeness of the correctness of its content.

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AFFLICE	ATION NUMBER:
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DEPARTMENT OF	ENVIRONMENTAL AFFAIRS AND TOURISM
	H: MARINE AND COASTAL MANAGEMENT
South	Coast Rock Lobster
Long To	erm Rights Allocation Process: 2005
	Cluster A
Applica	tion Form For: Medium Term Right Holders
Applica  Registered Name of Applicant	tion Form For: Medium Term Right Holders
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#### IMPORTANT INFORMATION

#### INSTRUCTIONS

#### GENERAL

- This application form must be read together with these instructions, the Explanatory Notes, the Schedules to the application form and the Procedures for Independent Auditors (available on the Public Accountants' and Auditors' Board website, www.paab.co.za or www.saica.co.za).
- 2) When completing the application form, applicants are advised to read carefully the General Policy on the Allocation and Management of Long Term Fishing Rights, as well as the applicable Fishery Specific Policy. These policies are available at www.mcm-deat.gov.za. The policies guide the Minister or his delegate when considering the application.
- 3) Should the applicant have any queries regarding the completion of the application form, it must e-mail the Department at <a href="mailto:ciustera@deat.gov.za">ciustera@deat.gov.za</a>. Every query and response will be collated and circulated by e-mail to all the applicants in the sector and will be made available on <a href="https://www.mcm-deat.gov.za">www.mcm-deat.gov.za</a>. Should the applicant require technical assistance with the application form software, it must contact the Rights Verification Unit in one of the following ways:

Tel: (021) 670-3669

Fax: (021) 670-1782

E-mail: RVU@deloitte.co.za

Applicants or their representatives may not communicate with the Minister, the delegated authority, or officials in the Department regarding their applications in any other manner. Moreover, no reliance may be placed on any information given or obtained in any other manner.

#### **ICONS**

- 4) Applicants must pay attention to the icons in the application form in order to determine whether:
  - the information provided will be treated as confidential;
  - there is any documentation or information required in response to a question in the form of an annexure;
  - the applicant's auditors need to verify a response; and
  - there are consequences of not answering a question.
- 5) The application form makes use of the following icons:



The books icon means that the information provided will be treated as confidential.



The clipboard icon means that the applicant must complete the corresponding Schedule to the application form. Applicants are instructed in the schedules regarding the documentation or information required as annexures. If the required documentation or information is not submitted, the application may be adversely affected. Failure to submit certain requested documents or information may result in the application being refused.



The magnifying glass icon means that the applicant's response to the question must be verified by an auditor (registered with the Public Accountants and Auditors board) engaged by the applicant as per the Procedures for Independent Auditors. The auditor must complete and sign the Audit Report on failing which the application will be refused.



The warning icon means that if the applicant fails to answer the question, the answer will be deemed to be adverse to the applicant.

#### **COMPLETION OF APPLICATION FORM**

- 6) The applicant must complete <u>all</u> fifteen sections of the application form. The applicant must respond in the spaces provided in the application form. Information may not be submitted by way of annexures except where applicants are specifically allowed to do so.
- 7) The application form must be completed electronically, and saved onto the two blank CDs provided on registration. One of these CDs must be submitted in the manner described below, while the other must be retained by the Applicant. Annexures to the application form do not need to be scanned and saved on to the CDs. The Department may request additional electronic copies of the application at a later stage.
- 8) This form is tagged and coded in order to facilitate electronic uploading of the application into a database. The applicant may not submit the application in any other form. If the applicant submits its application in any other form, the application will be refused.
- 9) The application must also be printed out and the declaration must be signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s). If the declaration is not signed and attested, the application will be refused.
- 10) The printed version of the electronic application, duly signed and attested, must be be punched and placed into lever arch files with a divider before each annexure. The annexures must be numbered according to the schedules. Confidential information requested under questions marked by the books icon should be placed in a sealed A4 envelope marked with the application number, punched and placed in the lever arch file after the annexures.

#### IMPORTANT INFORMATION

#### INSTRUCTIONS

11) One true copy of the printed version of the application must be made. This copy must be punched and divided in the same manner as the original. The copy does not have to be certified as a true copy of the original, but it will be assumed to be the same as the original. Any discrepancy may invalidate the application.

#### LODGEMENT OF APPLICATION

12) The CD containing the application, the original printed version (signed and attested), and a copy of the printed version must be hand delivered to the place, on the dates and times stated below:

Place: Good Hope Centre

Dates and Times: Thursday 14 July 2005 between 08h00 and 19h00, or Friday 15 July between 08h00 and 17h00

13) The application may not be submitted by post or by fax. An application not submitted by hand within the above times, on the above dates at the above address will be refused.

#### IMPROPER LODGEMENT

14) Improperly lodged applications will be refused.

An application is improperly lodged if:

- it is received late;
- the applicant makes no payment, or short payment, or late payment of the application fee;
- the application is lodged in a manner contrary to the instructions.

#### **MATERIAL DEFECTS**

15) Applications that are materially defective will be refused.

An application is materially defective if:

- the declaration is not signed and attested by the Applicant's authorised representative, and, if applicable, the authorised representative(s) of the holding company, sister company(ies) and the joint venture partner(s).
- the auditor's report is not submitted or signed;
- more than one application is received for a right in the same sector;
- the applicant, or, if applicable, the holding company, sister company(ies) and the joint venture partner(s) provides false information or documents, fails to disclose material information or attempts to influence the Minister or the delegated authority other than in the manner provided for in the General Policy and in this application form.

		Section 1
	App	licant Details
The applicant must supply a profil fishing operations, as Schedule	le of its organisation including an organogram and a des 1A.	cription of its
1.1 Registered Name of Applicant		
1.2 Trading Name of Applicant:		
1.3 Registration Number:		C D
1.4 Income Tax Number:		
1.5 Vat Number:		
1.6 Skills Development Levy Number	er:	5
1.7 Have the applicant's details (1.8 applicant registered?	.1 - 1.8.7d) changed since the Yes No	
1.8 If "Yes", complete only those det	tails that have changed:	
	Number and Street:	
Business:	Suburb:	
	Town / City:	
	Postal Code:	
1.8.2 Postal Address: Number a	and Street / PO Box:	
1.0.2 i Ostal Addi Oss. Hallibor a	Suburb:	
	Town / City:	=======================================
	Postal Code:	
	Area Code:	
1.8.3 Telephone Number:	Alea Gode.	
1.8.4 Additional Telephone Number:		
1.8.5 Fax Number:		
1.8.6 Authorised Contact Person Fire Name:	st	
1.8.7 Authorised Contact Person Surname:		
a) Identity Number:		
b) Position Held / Relationship to Ap	plicant	
c) Cellular Number:		
d) E-mail Address:		

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						Form of	Applicar
	the applicant currently m term fishing right in t		O Yes	O No	C		
2.2 If "Yes	s", to which entity or pe	rson was the m	edium term	fishing right	t allocated i	n 2001/2002	?
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<x< td=""><td>Close Corporation</td><td>□ Name</td><td></td><td></td><td>***</td><td></td><td></td></x<>	Close Corporation	□ Name			***		
	Trust	□ Name					
	Individual	☐ Name					
2.3 In wha	at form of entity is the n	nedium term fish	hing right co	urrently held	3 🚫		
	Company	☐ Name					
	Close Corporation	□ Name					
	Trust	□ Name					
	Individual	☐ Name					
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	the applicant have a va	alid tax	O Yes	○ No	٥	CX	
	lete the following table	in relation to ass	set value ar	nd turnover:			-
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	the applicant, or a	ny of its men	nbers, sha	areholders o	or		
	been convicted of a regulations, or permit period?					Yes O No	<b>*</b> \( \times \( \times \)
3.1.2	entered into a plea b 51 of 1977, for a con or permit conditions di	travention of the	MLRA, or	r the regulati		Yes O No	<b>♦</b> Ø
	paid an admission of the regulations, or the right period?	guilt fine for a opermit condition	contraventions during the	on of the Mil he medium	_RA, term O	Yes O No	• 0

Control	<b>以外外,</b>		Section 3
		C	ompliance
	th an offence under the MLRA, or the rmit conditions during the medium term	○ Yes ○ No	◆¢
of the applicant, or any been detained, arrested preserved, confiscated	otor vehicle, premises or any other assets of its shareholders, members or directors or seized under the MLRA or restrained, or forfeited under the Prevention of 21 of 1998 during the medium term right	○ Yes ○ No	<b>◆</b> ♥
3.3 Was the applicant's right reduced or altered und medium term right period	or permit suspended, revoked, cancelled, der section 28 of the MLRA during the d?	○ Yes ○ No	<b>◆</b> ♥
			Section 4
		Ves	sel Details
4.1 How many vessels has th nominated for use in this fi			~/
4.2 Fill in the relevant details in	n the tables below regarding each vessel nor	minated:	C
	Vessel 1		
Vessel name			
MCM Area Number			
SAMSA Number  Number of crew according to SAMSA			
Safety Certificate Owner of Vessel as indicated by South			
African Certificate of Registry			
Nature of Access to Vessel			
Vessel fitted with a functioning VMS System (Y/N)			
Manufacture of VMS System			
Vessel Length in metres according to SAMSA Safety Certificate			46.77
Vessel Horsepower as per SAMSA Safety Certificate			
CX			
Y	Vessel 2		
Vessel name	A STATE OF THE PARTY OF THE PAR	46、4月次2年3月時期間	Market Insert Library
MCM Area Number			
SAMSA Number			
Number of crew according to SAMSA Safety Certificate			
Owner of Vessel as indicated by South African Certificate of Registry			
Nature of Access to Vessel			
Vessel fitted with a functioning VMS System (Y/N)			
Manufacture of VMS System			
Vessel Length in metres according to SAMSA Safety Certificate			
Vessel Horsepower as per SAMSA Safety Certificate			

# Section 4 Vessel Details



	Vessel 3
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	Navara and a second of the sec
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	94. Eg \$6

10	V
(	1
1	-

The second secon	Vessel 4
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Safety Certificate	
Vessel Horsepower as per SAMSA Safety Certificate	



Y	
	Vessel 5
Vessel name	
MCM Area Number	
SAMSA Number	
Number of crew according to SAMSA Safety Certificate	
Owner of Vessel as indicated by South African Certificate of Registry	
Nature of Access to Vessel	× ×
Vessel fitted with a functioning VMS System (Y/N)	
Manufacture of VMS System	
Vessel Length in metres according to SAMSA Salety Certificate	
Vessel Horsepower as per SAMSA Salety Certificate	

		e e e e e e e e e e e e e e e e e e e		A Production of the Control of the C	Ca	Sec tch Utili	ition 5
5.1 Did t medi	he applicant out	over-catch or under-ca is period?	tch by more than 10%	% during the	O Yes	○ No	<b></b>
5.2 Com	plete the follo	wing in relation to the a	applicant's catch reco	ords.		Q	<b>,</b>
	Year	Annual Catch Allocation (in metric tons)	Total Actual Catch of Applicants Allocation (Nominal tons)	Percentage under-	caught Per	rcentage over-	caught
200	2 Season						
200	3 Season				ē		
200	4 Season						6
					Tr	Sec ansforn	tion 6
				ement and	Emplo	yment E	quity
6.1 Was Em	the applicant ployment Equ	a designated employe uity Act, 55 of 1998 as	er as defined in section at 28 February 2005?	on 1 of the ?	O Yes	O No	۶۵
6.2.1 If " of	Yes", has the 1998?	applicant complied wi	th the Employment E	quity Act, 55	O Yes	○ No	٥
6.2.2 If "	No", has the a	applicant voluntarily co	mplied with the Empl	oyment	O Yes	O No	0

#### Transformation

#### Management and Employment Equity

6.3.1 Complete the table below in respect of the applicant's board of directors (if a company) or members (if a close corporation) as at 28 February 2005.





	Director / Member Name (Initial & Surname)	Years of Service	Total Annual Remuneration (Total Cost to Company)	Black (Y/N)	Gender (M/F)	ID Number
1						
2		4				
3						
4						
5						5
6	==					
7						
8						
9						JP.
10						
11						
12						
13	8					
14		c				
15	8					

# Transformation

# **Management and Employment Equity**

#### 6.3.2 Complete the table below in respect of employees at 28 February 2005.



Between 1 - 5 Employees	The Top Salary Earner(Total Cost to Company)
Between 6 - 30 Employees	The Top Two Salary Earners (Total Cost To Company)
Between 31 - 60 Employees	The Top 3 Salary Earners (Total Cost to Company)
Between 61 - 165 Employees	The Top 4 Salary (Total Cost to Company) Earners
More than 165 Employees	The Top 3% of Salary Earners (Total Cost to Company) up to 90 Employees

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
1							
2							
3							
4							
5							
6							
7							
8							
9							
10							
11							
12							
13							
14							
15							
16							
17					e in	II V	
18	41 17 27				+		
19				Ted-			

# Transformation

# **Management and Employment Equity**

88	и	æ	œ	76	v
	83	æ	æ	-8	
	m	27	3	80	
	18	88	8	32	

	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
20							
21							
22							
23							
24							
25							
26							
27			2000-51100				
28							
29							
30							
31							
32							
33							
34							
35							
36							
37							
38							
39							
40							
41							
42							
43							
44							
45							
46	- Allen and a second a second and a second a			_			
47							
48							
49							
50	and the same of th						
51							
52							
53							
54							
55							

# Transformation

# **Management and Employment Equity**

V	<u>U-</u>						
	Employee Name	Organisational Title	Annual Salary (Total Cost to Company)	Black (Y/N)	Salary as a Percentage of Total Salaries in this Table	Gender (M/F)	ID Number
56							
57							
58							
59							
60							
61							
62							
63							
64							
65							
66							
67							
68							
69							
70							
71							
72							
73							
74							
75							
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77							
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79							
80							
81							
82							
83							
84							
85							
86							
87			3110			- 20	
88	and the second s						
89							
90							

### Transformation

# Management and Employment Equity

6.4.1 Complete the following table in relation to income levels of the applicant's permanent employees at 28 February 2005:

	employees at 28 February 20	UO:				V /
	Gross Monthly Income (Total Cost to Company)	Number of Employees	Percentage of Total Employees	Number of Black Employees	Percentage of Total Black Employees	Number of Female Employees
1	<r2 500<="" td=""><td></td><td>Mark B. B. S.</td><td>1 前行 15十分下</td><td></td><td></td></r2>		Mark B. B. S.	1 前行 15十分下		
2	Between R2 500 and R5 500					
3	Between R5 501 and R10 500	SE I ITT	ORES OF THE	N FEET OF THE SEE	er .	
4	Between R10 501 and R16 000	-				
5	Between R16 001 and R20 000					14.7
6	Between R20 001 and R25 000	20,1				
7	Between R25 001 and R30 000			II S F	K W-	The second
8	Between R30 001 and R40 000					
9	Between R40 001 and R60 000					
10	>R60 000					
	Total	va I	100%		100%	

6.4.2 Does to	he applicant	contribute	towards	medical	aid an	d pension	for	its
employ	ees?							

O Yes O No

6.4.3 Does the applicant provide any other type of benefits for its employees?

O Yes O No

6.5 Complete the following table in relation to the applicant's employment equity profile as provided to the Department of Labour in October 2004. If the applicant is not designated or did not voluntarily comply then the table must be completed as at 28 February 2005.

					Total						
Occupational Categories	Gender	A No	A %	C No	C%	I No	1%	W No	W %	ACI %	F%
Top & Senior Management / Senior Officials and Managers	Male										
	Female										
Professionally Qualified and experienced specialists and	Male					- n h					
mid-management / Professionals	Female										
Skilled Technical and academically qualified workers, supervisors,	Male									>	Millage.
foremen, and superintendents / Technicians and Associate Professionals	Female	-									
Semi-skilled and discretionary decision- resium sent unskilled and undefined decision- medical Clerks, Service & Sales Workers, Fishery Workers, Arthures & Related Trade	Male										
Fishery Workers, Artisians & Retinud Trade Workers, Plant & Machine Operators & Assemblors, Elementary Occupations	Female										
	Male	= =	r m								
TOTAL	Female										

# Transformation

# Management and Employment Equity

6.6.1 Complete the tables below in relation to employment equity figures for Senior Officials and Managers only.

								,		То	tai
Occupational Categories	Gender	A No	A%	G No	C%	l No	1%	W No	W 96	ACI %	F%
Top and Senior Management / Senior Officials and	Male										
Managers (as per 2001 application form)	Female										
op and Senior Management / Senior Officials and	Male										
Managers 2002 (if not designated as at financial year end 2002)	Female										
Top and Senior Management Senior Officials and	Male									. TE	
Managers 2004 (if not designated as at financial year end 2004)	Female										

6.6.2 Complete the tables below in relation to employment equity figures for Professionals only.

in t
*X
100
 Marie Contract

										То	tal
Occupational Categories	Gender	A No	Α%	G No	C%	1No	1%	W No	W %	ACI %	F%
Professionally qualified and experienced specialists and	Male										2 1
mid-management / Professionals 2001 (as per 2001 application form)	Female										
Professionally qualified and experienced specialists and mid-management /	Male										
Professionals 2002 (if not designated as at financial year end 2002)	Female										
Professionally qualified and experienced specialists and mid-management /	Male					1.00					
Professionals 2004 (if not designated as at financial year end 2004)	Female										

orae				Section
				sformatio
		Ow	nership - Comp	anies On
.7 Is the applicant a co	ompany?		○ Yes ○ No	
.7.1 If "Yes", complete	the table below in resp	pect of shareholding held by	black persons:	ex s
	Percentage Shareholding He	ild Percentage Voting Rights Held	Percentage of Divid	ands Black
Year	by Black Persons	by Black Persons	Shareholders are t	
2001 (as in 2001 application form)	2		ariante di	
2005 (at date of application)				
7.0.0	L	- shareholding hold by wom	an based on the flow	
through principle:	owing table in relation to	o shareholding held by wom	en based on the now	5
Year	Percentage Shareholding He		Percentage of Dividence	
102	by Women	by Women	Entitled T	0
	2 2 3 10 10 11 10			
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is to	have a share scheme he percentage shareho	olding held by or for	○ Yes ○ No	
employees? 6.7.4 If "Yes", what is the employees not list	he percentage shareho ted under question 6.3.			
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list	he percentage shareho ted under question 6.3.	olding held by or for 2, through the scheme? o monies paid to shareholde	ers:	
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is to employees not list 6.7.5 Complete the followers.	he percentage shareho ted under question 6.3. owing table in relation to	olding held by or for 2, through the scheme? o monies paid to shareholde	ers:	
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list employees the followare.	he percentage shareho ted under question 6.3. owing table in relation to	olding held by or for 2, through the scheme? o monies paid to shareholde	ers:	
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list employees not list 3.7.5 Complete the followers.  2002 (financial year)	he percentage shareho ted under question 6.3. owing table in relation to	olding held by or for 2, through the scheme? o monies paid to shareholde	ers:	(K)
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list of the following of the fo	the percentage shareholded under question 6.3.  Salaries Paid to Share  Salaries Paid to Share  at managed by another riceting of the 2004 alloduring the 2004 financia	entity, or was the catching, cation in this fishery perform	Prs: Dividends Paid	to Shareholders
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list employees not list 6.7.5 Complete the followard (financial year) 2002 (financial year) 2004 (financial year) 3.7.6 Was the applicant processing or man by another entity of	he percentage sharehoted under question 6.3.  Dowing table in relation to Share  Salaries Paid to Share  at managed by another rketing of the 2004 allo during the 2004 financial ethe table below:	entity, or was the catching, cation in this fishery perform	Prs: Dividends Paid	to Shareholders
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list employees not list 6.7.5 Complete the followard (financial year) 2002 (financial year) 2004 (financial year) 6.7.6 Was the applicant processing or mat by another entity of 6.7.7 If "Yes", complete	he percentage sharehoted under question 6.3.  Dowing table in relation to Share Paid to Share Paid to Share It managed by another riceting of the 2004 alloduring the 2004 financial ethe table below:  Rand Am	entity, or was the catching, cation in this fishery performal year?	Pres:  Dividends Paid  Ned  O Yes  N  Rand Amount as a Pe	to Shareholders
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list of the employe	he percentage sharehoted under question 6.3.  Dowing table in relation to Share Paid to Share Paid to Share It managed by another riceting of the 2004 alloduring the 2004 financial ethe table below:  Rand Am	entity, or was the catching, cation in this fishery performal year?	Pres:  Dividends Paid  Ned  O Yes  N  Rand Amount as a Pe	to Shareholders
6.7.3 Did the applicant employees? 6.7.4 If "Yes", what is the employees not list of the employe	he percentage sharehoted under question 6.3.  Dowing table in relation to Share Paid to Share Paid to Share It managed by another riceting of the 2004 alloduring the 2004 financial ethe table below:    Rand Am	entity, or was the catching, cation in this fishery performal year?	Pres:  Dividends Paid  Ned  O Yes  N  Rand Amount as a Pe	to Shareholders

***************************************			Transformat
		Ownership -	Close Corporations O
6.8 Is the applicant a clos	se corporation ?	○ Yes ○ I	No
6.8.1 If "Yes", complete t	he table below in respec	ct of members interest hel	ld by black persons:
Year	Percentage Interest Held by Black Persons	Percentage Voting Rights Held Black Persons	
2001 (as in 2001 application form)			
2005 (as at date of application)	1:		
3.8.2 Complete the table	below in relation to men	nbers interest held by wor	men:
Year	Percentage Interest Held by Women	Percentage Voting Rights Held Women	Percentage Profit Distribution Women Entitled To
2005 (as at date of application)			
in 2004?	ntage of profit were emp	eme for employees in place	e O Yes O No
in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the follow	ntage of profit were empter entitled to?  ing table in relation to m	oloyees not listed	O Yes O No
in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the follow	ntage of profit were empter to?	oloyees not listed	O Yes O No
in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the follow Year  2002 (financial year)	ntage of profit were empter entitled to?  ing table in relation to m	oloyees not listed	O Yes O No
in 2004? 5.8.4 If "Yes", what perce under question 6.3.2 6.8.5 Complete the follow Year 2002 (financial year)	ntage of profit were empter entitled to?  ing table in relation to m	oloyees not listed	O Yes O No
in 2004?  6.8.4 If "Yes", what perce under question 6.3.2  6.8.5 Complete the follow Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant m	intage of profit were emplemental entitled to?  ing table in relation to make the Salaries Paid to Member	onies paid to members:  Loans Made to Members	O Yes O No
in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the follow Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant m processing or marker financial year?	intage of profit were emple entitled to?  ing table in relation to m  Salaries Paid to Member  managed by another entiteting performed by another	onies paid to members:  Loans Made to Members, when the catching	ers Profit Distributed to Members
in 2004?  6.8.4 If "Yes", what perce under question 6.3.2  6.8.5 Complete the follow Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant management of the processing or market	intage of profit were emple entitled to?  ing table in relation to m  Salaries Paid to Member  nanaged by another entitleting performed by another te table below:	onies paid to members:  Loans Made to Members, when the catching	ers Profit Distributed to Members
in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the follow Year 2002 (financial year) 2004 (financial year)  8.6 Was the applicant m processing or marke financial year?  8.7 If "Yes", complete the	intage of profit were emple entitled to?  ing table in relation to m  Salaries Paid to Member  nanaged by another entitleting performed by another te table below:	onies paid to members:  Loans Made to Members, where the catching her entity during the 2004	Profit Distributed to Members  O Yes O No
in 2004?  8.4 If "Yes", what perce under question 6.3.2  8.5 Complete the follow Year  2002 (financial year)  2004 (financial year)  8.6 Was the applicant m processing or marke financial year?  8.7 If "Yes", complete the Function	intage of profit were emple entitled to?  ing table in relation to m  Salaries Paid to Member  nanaged by another entitleting performed by another te table below:	onies paid to members:  Loans Made to Members, where the catching her entity during the 2004	Profit Distributed to Members  O Yes O No
in 2004?  3.8.4 If "Yes", what perce under question 6.3.2  3.8.5 Complete the follow Year  2002 (financial year)  2003 (financial year)  2004 (financial year)  3.6 Was the applicant m processing or market financial year?  3.7 If "Yes", complete the Function  Management	intage of profit were emple entitled to?  ing table in relation to m  Salaries Paid to Member  nanaged by another entitleting performed by another te table below:	onies paid to members:  Loans Made to Members, where the catching her entity during the 2004	Profit Distributed to Members  O Yes O No

10.6	ned Dermont way				Sec Transforr Skills Develo	
in the Transfo in 2001?	icant met the target ormation Plan submi ne following table in r 98:	tted O Fully	O Somewh	at/Partially	O Not at all	Ø
Year	Did the applicant submit Workplace Skills Plan which was approved (Y/ N)	Did the applicant submit an Annual Training Report which was approved (Y/N)	Rand Amount Paid SARS in skills development levie	Percentage S		get Spent
2001 (financial year end)	-					
2002 (financial year end)						
2003 (financial year end)						
2004 (financial year end)						
employees 2004 (tax ye 6.13. Did the app programme	icate the number of in respect of whom ear end).  Slicant participate in a sthrough its SETA	the applicant prepared any other skills defined in 2004 such as a	ared IRP5 certi	ficates in	○ Yes ○ No	C
applicant?						
6.14.2 What per are black?	centage of these ski	ppers [				
its annual ta for deductio	oplicant make donati axable income which in in terms of section Tax Act 58 of 1962	qualify 0 \ 18A of	(es ○ No	Corporate :	Social Inves	tment
	icate what percentaç ial year these donati		ned in the	○ 0 - 0.5 % ○ 0.5 - 1 % ○ > 1 %		Q

# **Transformation**

# **Corporate Social Investment**

6.17 Indicate the five largest tax deductible donations made per annum since 2001 in the table below.

Year	Benefitting Organisation	Rand Value of Amount Donated
2001 - 1		
2001 - 2		
2001 - 3		
2001 - 4		
2001 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2002 - 1		
2002 - 2		
2002 - 3		
2002 - 4		
2002 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2003 - 1		
2003 - 2		
2003 - 3		
2003 - 4		
2003 - 5		
Year	Benefitting Organisation	Rand Value of Amount Donated
2004 - 1		
2004 - 2		
2004 - 3		
2004 - 4		
ATTENDED TO STATE OF THE PARTY		

6.18 Does the a	pplicant make any other donations (in addition to those which qualify for
deduction i	n terms of section 18A of the Income Tax Act 58 of 1962, but not
including s	chool fees)?

O Yes O No

6.19 If "Yes", indicate what percentage of net profit earned in the 2004 financial year these other donations amount to:

O 0 - 0.5 %



00.5-1%



0 > 1%



6.20 If other donations were made, indicate the five largest such donations made in 2004 in the table below:

Year	Benefitting Organisation	Rand Value of Amount Donated
2004- 1		
2004 - 2		
2004 - 3		
2004 - 4		
2004 - 5		

21 Does the applicant have a written affirmative procurement policy?	(	Yes (	O No		C
22 Provide the following information in	relation to the applica	ant's top te	en South Africa	n suppliers	CS
(operational expenditure) in 2004:					
Name of Supplier	Percentage of Black Ownership of Supplier		Paid to Supplier in ands in 2004	Percentage Expens	
		_			
				2	
				ļ	
.23 Has the applicant determined its affirmative procurement spend as a percentage of total procurement spen	nd?		O Yes O	No	CX
.24 Has the applicant instituted a system measure affirmative procurement s as a percentage of total procureme spend in future?	pend		O Yes O	No	
	9,100			S	ectio
	Vess	sel, Cre	w and Env		
				Contra	rentic
'.1 Has the applicant, during the mediur forfeited a deposit by way of penalty Shipping Act, 57 of 1951?	n term rights period, under section 324 of	been con the Merci	victed, or nant	O Yes O I	No

		Sec	tion 7
Vessel, Crew and Er		ental : traven	
	Con	liaven	tions
7.3 Has the applicant, during the medium term rights period, been convicted, or forfeited a deposit by way of a penalty for contravening the Crew Accommodation Regulations, 1961?	O Yes	O No	C
Crew Safety and V	/orking	Cond	itions
7.4 Has the applicant ever reported an accident in terms of section 6 of the Maritime Occupational Safety Regulations?	O Yes	○ No	Q
7.5 Has a qualified safety officer been appointed for each nominated vessel in terms of section 36 of the Maritime Occupational Safety Regulations?	O Yes	O No	Q
7.6 Has every crew member on board each nominated vessel completed the approved safety induction training required by the Merchant Shipping Act, 57 of 1951?	O Yes	○ No	Q
7.7 If a nominated vessel is of 25 gross tonnage or more, has the vessel been issued with a valid SAMSA Safe Manning Document required in terms of the Merchant Shipping (Safe Manning) Regulations?	○ Yes	O No	Q
7.8 Has the applicant completed a formal safety assessment in terms of Marine Notice no 26 of 2004?	O Yes	○ No	Q
7.9 Has the applicant registered with the Commissioner in terms of the Compensation for Occupational Injuries and Diseases Act 130 of 1993?	O Yes	○ No	,0
7.10 Does the applicant have an HIV/AIDS policy?	O Yes	O No	Q
	Ve	essel S	Safety
7.11 Have the nominated vessel(s) been issued with a valid Local General Safety Certificate?	O Yes	○ No	C
7.12 Are any operational limits imposed on the nominated vessel(s) by its Local General Safety Certificate (E.g. No more than 200 nautical miles off the South African coast)?	O Yes	○ No	
En En	vironm	ental S	afety
7.13 Has the applicant, during the medium term right period, been convicted or forfeited a deposit for contravening any part of the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986 or Section 30 of the Marine Pollution (Control and Civil Liability) Act 6 of 1981?	○ Yes	○ No	Q
7.14 Does the applicant have a Garbage Management Plan for each nominated vessel as stipulated in terms of Annex V of Marpol, as set out in the Schedule to the Marine Pollution (Prevention of Pollution from Ships) Act 2 of 1986?	O Yes	○ No	C

# Job Creation

# 8.1 Complete the following tables in relation to job creation.

## 8.1.1 Table 1

Year	Employees in respect of which the applicant prepares IRP5 Certificates (Land Based)	Employees in respect of which the applicant prepares IRP5 Certificates (Sea Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Land Based)	Employees in respect of which the applicant does not prepare IRP5 Certificates (Sea Based)	Total Number of Employees (Columns 1-4)	Total Amount of Salary Bill as per Financial Statements	Percentage increase or decrease in total number of employees
2001 (date of application)							
2002 (financial year end)							
2003 (financial year end)							
2004 (financial year end)							
2005 (28 February 2005)							

### 8.1.2 Table 2

Applicant's Annual Catch Allocation(in tons) to the applicant in this fishery in 2004	Total Annual Salary Bill (in relation to this fishery) 2004 Financial Year End as per Table 8.1.1	How much does the applicant spend on salaries/wages per ton allocated?

### 8.1.3 Table 3

Applicant's Annual Catch Allocation (in tons) in this fishery in 2004	Total Employees (in relation to this fishery) (28 February 2005)	How many people does the applicant employ per ton allocated?	Total Employees less Seasonal Employees (in relation to this fishery) (28 February 2005)	How many people (less seasonal employees) does the applicant employ per ton allocated?

### 8.1.4 Table 4

Applicant's five highest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of top live salaries	What was the mulitple between the average of the five lowest and the average of the five highest salaries at 28 February 2005?

Applicant's five lowest annual salaries (total cost to company) paid between 1 March 2004 and 28 February 2005	Average of lowest five salaries	

	· 200	9

## Investment

### 9.1 Complete the following tables:

### 9.1.1 Table 1



Year	Book Value of Total Fixed Assets (in relation to this fishery)	Percentage increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Book Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Book Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
2003 (financial year end)				1
2004 (financial year end)				

#### 9.1.2 Table 2

Year	Insured Value of Total Fixed Assets (in relation to this fishery)	Percentage Increase or Decrease in Rand Value of Total Fixed Assets (in relation to this fishery)	Total Insured Value of Total Land Based Fixed Assets (in relation to this fishery)	Total Insured Value of Harbour and Sea Based Fixed Assets (in relation to this fishery)
2002 (financial year end)				41
2003 (financial year end)				
2004 (financial year end)				

#### 9.1.3 Table 3

Annual Catch Allocation (in tons) to the applicant in 2004	Book Value (in rands) of land-based assets at 2004 financial year end	Book Value of Harbour and Sea-Based Assets per ton allocated to applicant	

#### 9.1.4 Table 4

Annual Catch Allocation (in tons) to the applicant in 2004	Insured Value (in rands) of harbour and sea-based assets at 2004 financial year end	Insured Value (in rands) of land-based assets at 2004 financial year end	Insured Value of Land- Based Assets per ton allocated to applicant

9.1.5 A detailed explanation of all investment made in marketing activities must be included as an annexure.



9.1.6 A detailed explanation of all investment made in processing activities must be included as an annexure.



				Section Investme
9.1.7 Has the applicant invested i		d based proces	ssing facilities?	Yes O No
Annual Catch Allocation (in metric tons) to the applicant in 2004  Nominal Applicant's Processed Ves	Tons of Allocation On Board	ominal Tons of icant's Allocation cessed on Land	Nominal T Processed on other Right Ho Board Ves	Behalf of Processed on Behalf ders On other Right Holders
ing the second s				Section onomic Developme
10.1 Complete the following table  Harbour / Landing Site N		Tons Landed a	ng sites used: It Harbour in 2004 dar year	Percentage of Total Catch Lander in 2004 calendar year
TOTAL				
10.2 At which harbours and landing sites will the applicant land its catches?		Harbour	/ Landing Site Na	imes

10.3 Has the applicant made any investment in physical infrastructure at these harbours or landing sites in order to improve or make landing catches at these harbours possible?

O Yes O No



		SIAAIS	SKOEHANT, 15 JUNI	E 2005		140. 27003		
						Section 1 Performance		
1.1 What is the appearation of the certified Annual of	al Turnover?		of total turnover deriv	red from th	nis fishery			
Annual Catch Allocation (in tons) to the Applicant in 2004		Turnover Generated in 2004 financial year by Annual Catch Allocation			Percent	centage of Total Turnover		
11.3 Complete the f	following table in re Return on Net As (RONA)		to ratio performance:  Debt: Equity Ratio	Currer	nt Ratio	Quick Ratio (Acid Test)		
2001								

2001		
2002		
2003		
2004		

# 11.4 Provide the following information in relation to the applicant's income statements:

Year	Turnover	Profit After Tax	Retained Earnings	Dividends Paid / Distribution of Profits
2001				
2002				
2003				
2004				

2004

Year	Assets	Long-Term Liabilities	Current Liabilities	Shareholder's Member's Cont
2001				****
2002				
2003				
2004				
ovide the follo	wing information in rela	ation to the applicant's	cash flow:	•
Year	Net Cash Inflow / O Operation	utflow from Net Cash in		Net Cash Inflow / Outfl Financing Activitie
2001	Operation	J. J	iii g reuvilies	Filescing Activity
2002				
2003				
2004	East 1			
es the applica	ant have a fishing plan?  By-Cat	ch and Environ	○ Yes imentally Sus	THE RESIDENCE OF THE PARTY OF T
licate the pro	portion of the applicant	s annual catch that is	made up of by-cat	By-

Amount

# By-Catch and Environmentally Sustainable Practices

	By-Calcil and	Environmentally S	ustaina	DIC LIC	i G Li G	
2 Has the applicant put consumption on vess	in place any measures to re els, and in processing facili	educe energy and fuel titles?	○ Yes	○ No	<	
.3 Does the applicant intend to put in place any measures to reduce energy						
3 Does the applicant into and fuel reduction cor	end to put in place any meansumption on vessels, and	in processing facilities?	O Yes	O No	1	
					النب	
4 Has the applicant und environmentally susta	lertaken or sponsored any	research in relation to	O Yes	O No	1	
environmentally susta	illabio pradilodo.					
				Sec	tion	
			E	ishing		
				iaiiiig	LC	
1Please provide the foli	lowing information in relation	n to levies paid since 2001	:		1	
Year	Species	Total Catch in Tons		Levies Paid		
2001						
2001						
2001					0.554	
2001						
2001						
2002						
2002						
2002						
2002						
2002						
2003						
2003						
2003			1			
2003						
2003						
2004						
2004				_		
2004					-	
2004						
			1			

Date yyyy/mm/dd

14.2 What was the date and amount of the applicant's most recent levy payment?

Commissioner of Oaths

Full Name Designation

Physical Address

Section 15

I, the undersigned, do hereby make oath and declare that: Applicant Declaration (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998; (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (e) The applicant undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (f) The applicant accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signed at: \_\_\_\_\_ day of \_\_\_\_\_ 2005 Signature of Authorised Representative: Representative's Full Name: \_ The authorised representative declares that he/she knows and understands the contents and implications of the above declaration Commissioner of Oaths Full Name Designation Physical Address I, the undersigned, do hereby make oath and declare that: **Holding Company Declaration** (a) I have read the instructions set out on pages 2 and 3 of this application form; (b) the information submitted with and in this Application is true and correct and complete. (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;
(d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit; (3rd party name) undertakes to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application; (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused. Signed at: \_\_\_\_\_day of \_\_\_\_\_\_ 2005 Signature of Authorised Representative: ————— Representative's Full Name: The authorised representative declares that he/she knows and understands the contents and implications of the above declaration.

I, the undersigned, do hereby make oath and declare that:  (a) I have read the instructions set out on pages 2 and 3 of this application form;  (b) the information submitted with and in this Application is true and correct and complete.  (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;  (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;  (e)  (3rd party name) undertakes to co-operate with any investigators by timeously submitting at such meetings and where necessary, by granting investigators access to premises, vessels and documents. The applicant accepts that failure to co-operate in this regard will constitute an independent ground for refusing an application;  (f)  (3rd party name) accepts that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the General Policy or in this application form, will result in the application being refused.					
	The state of the s	e of Sister Company	y (if applicable)		
This	day of	2005			
Signature of Author	rised Representativ	ve:			
Representative's F	ull Name:		Ti.		
The authorised represer			is the contents and implications of the above		
declaration. Commissioner of Oaths					
Full Name					
Designation	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,				
Physical Address					
I, the undersigned, do hereby make oath and declare that:  (a) I have read the instructions set out on pages 2 and 3 of this application form;  (b) the information submitted with and in this Application is true and correct and complete.  (c) I accept that if any information in this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998;  (d) In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to the application, to disclose or make the information available to the Minister, his delegate or an official of the Department of Environmental Affairs and Tourism or the Rights Verification Unit;  (e)					
10.00	70	ve of JV Partner (if ap	1.7		
This	day of	2005			
Signature of Author	orised Representati	ve:			
Representative's I	Full Name:				
The authorised represent declaration.			ds the contents and implications of the above		
Commissioner of Oaths					
Full Name					
Designation					
Physical Address					

#### **SCHEDULES**

IF THE APPLICANT CANNOT PROVIDE THE INFORMATION REQUESTED IN ANY OF THE SCHEDULES BELOW, THE APPLICANT MAY SUBMIT AN EXPLANATION FOR THIS IN PLACE OF THAT ANNEXURE

# Schedule 1 - Applicant Details

- a) Provide, as Annexure 1A a brief profile of the applicant organisation including an organogram which clearly indicates the applicant's business model including holding company, sister company and joint venture partner relationships. The applicant should pertinently indicate if it intends to apply in more than one sector, is involved in industries other than the fishing industry and if the applicant does rely on information of holding companies, sister companies and joint venture partners in this application. The profile may not exceed 5 pages.
- b) Section 1.3: Provide a copy of a valid company or close corporation registration certificate as Annexure 1B.
- c) Section 1.8.6: Provide a copy of a resolution duly authorising the person named in Section 1.8.6 to be the authorised contact person, as Annexure 1C.

# Schedule 2 - Form of Applicant

- a) Section 2.1: Provide a copy of the 2005 permit as Annexure 2A.
- b) Section 2.2: Provide a copy of the letter granting a right as Annexure 2B.
- c) Section 2.3: If the medium term right is currently held by an entity different from the one listed in Section 2.2, provide a detailed explanation as Annexure 2C.
- d) Section 2.5: Provide a copy of a valid SARS tax clearance certificate as Annexure 2D.
- e) Section 2.7: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2E.
- f) Section 2.8: If "Yes," provide a detailed statement describing percentage of shareholding, the name and the registration number of the company as Annexure 2G.

# Schedule 3 - Compliance

- a) Section 3.1.1: If "Yes", provide details and documentation regarding the conduct of the applicant, the identity and conduct of the members, shareholders or directors resulting in the conviction, the dates of conviction, and the penalties imposed as Annexure 3A.
- b) Section 3.1.2: If "Yes", provide details and any documentation of the plea bargain arrangement entered into, and details regarding the conduct and identity of the individuals giving rise to the plea bargain, the dates and specifics of the plea bargain, as Annexure 3B.
- c) Section 3.1.3: If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and rand amount paid as Annexure 3C.
- d) Section 3.1.4: If "Yes", provide details and any documentation regarding the offence including information regarding the conduct and identity of the individuals giving rise to the fine, the date of offence and penalty as Annexure 3E.
- e) Section 3.2: If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct and identity of individuals involved as Annexure 3E. Also provide details if a final confiscation or forfeiture order was / was not granted under the Prevention of Organised Crime Act.
- f) Section 3.3: If "Yes", provide details and any documentation including the identity and conduct of individuals giving rise to the Section 28 procedure as Annexure 3F.

## Schedule 4 - Vessel Details

- a) Section 4.2: For each vessel nominated, provide copies of the following documents:
  - i) SAMSA Safety Certificate(s) as Annexure 4A;
  - ii) South African Certificate(s) of Registry as Annexure 4B;
  - iii) agreement(s) providing access to the vessel if the applicant is not the majority shareholder or the sole owner of the vessel as Annexure 4C;
  - iv) Local General Safety Certificate(s) as Annexure 4D.
- b) If the applicant is unable to furnish any of the above documents for any of the nominated vessels, the applicant must provide an explanation for this as Annexure 4E.

### Schedule 5 - Catch Utilisation

 a) Section 5.2: If the applicant over- or under-caught by more than 10% in any year, a detailed explanation must be attached as Annexure 5A.

### Schedule 6 - Transformation

- a) Section 6.3.1: If the applicant completed Section 6.3.1 in respect of the board of directors of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.1 for the applicant and the other entities separately, and submit these as Annexure 6A.
- b) Section 6.3.2: If the applicant completed Section 6.3.2 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.3.2 for the applicant and the other entities separately, and submit these as Annexure 6B.
- c) Section 6.4.1: If the applicant completed Section 6.4.1 in respect of the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.4.1 for the applicant and the other entities separately, and submit these as Annexure 6C.
- d) Section 6.4.2: If "Yes," the applicant must provide details of contributions made to medical aid and pension, including details of the classes of beneficiaries, the employer's contributions and the nature of the benefits as Annexure 6D.
- e) Section 6.4.3: If "Yes," the applicant must provide details of the nature of the benefits provided, classes of beneficiaries and the employer's contribution as Annexure 6E.
- f) Section 6.5, 6.6.1 and 6.6.2: If the applicant completed Sections 6.5, 6.6.1 and 6.6.2 with reference to the employees of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the tables in Section 6.5, 6.6.1 and 6.6.2 for the applicant and the other entities separately and submit these as Annexure 6F.
- g) Section 6.7.1: Explain how black shareholding and black voting rights were calculated as Annexure 6G. This annexure should include details of any Black Economic Empowerment deals the applicant has concluded. The annexure must also include a complete list of all shareholders, following the flow through principle. This list should indicate the name, identification / registration number, whether the shareholder is black (if natural person), or what percentage of the shareholder is black (if company or close corporation), the gender of the shareholder (if natural person), or what percentage of the shareholder is female (if company or close corporation).
- h) Section 6.7.3: If "Yes," provide details regarding the applicant's employee share scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6H.

## Schedule 6 - Transformation

- i) Section 6.7.5: Provide a breakdown of all salaries, loans and dividends paid to shareholders for each year including the name, identification number of the shareholder, as well as whether the shareholder is Black (if natural person, or name and company registration number and percentage black shareholding or interest if juristic person), as Annexure 6I.
- j) Section 6.7.7: If the applicant completed any part of the table in question 6.7.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity, as Annexure 6J.
- k) Section 6.8.1: Provide a list of all the applicant's members names, identification number, whether the member is black and the gender of the member, as Annexure 6K.
- Section 6.8.3: If "Yes," provide details of the applicant's employee profit sharing scheme, paying particular attention to actual benefits to employees, as well as a copy of the employee share scheme policy as Annexure 6L.
- m) Section 6.8.5: Provide a breakdown of all salaries, loans and profit distribution paid to members for each year, including the name and identification number of the member, as well as whether the member is Black, as Annexure 6M.
- n) Section 6.8.7: If the applicant completed any part of the table in question 6.8.7, the applicant must provide details regarding the entity, the relationship between the applicant and the entity, and whether the applicant or the applicant's holding company have any equity interest in the other entity as Annexure 6N.
- o) Section 6.9: Provide a summary of the targets set in the Transformation Plan, the extent to which these were met and the measures taken to reach the targets as Annexure 6O.
- p) Section 6.10: If the applicant completed Section 6.10 with reference to the payroll and training budgets of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 6.10 for both the applicant and the other entity(ies) separately and submit these as Annexure 6P.
- q) Section 6.12: If the applicant completed Section 6.12 with reference to the leanerships of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.12 for both the applicant and the other entities separately and submit these as Annexure 6Q.
- r) Section 6.13: If "Yes" provide a detailed description of the applicant's participation in such skills development programmes, as well as any supporting documentation from the SETA, as Annexure 6R.
- s) Section 6.14.1 and 6.14.2: If the applicant completed Sections 6.14.1 and 6.14.2 with reference to the skippers of both the applicant and of any other entities as per the Explanatory Notes, the applicant must provide a breakdown of the information required in Section 6.14.1 and 6.14.2 for both the applicant and the other entities separately and submit these as Annexure 6S.
- t) Section 6.15, 6.16 and 6.17: If the applicant completed Sections 6.15, 6.16 and 6.17 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.17 for both the applicant and the other entities separately and submit these as Annexure 6T.
- u) Section 6.18, 6.19 and 6.20: If the applicant completed Sections 6.18 and 6.19 with reference to the donations of both the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Section 6.20 for both the applicant and the other entities separately and submit these as Annexure 6U.
- v) Section 6.21: If "Yes" provide a copy of the Affirmative Procurement Policy as Annexure 6V.
- w) Section 6.22: Provide a breakdown of capital and operational expenditure paid to South African suppliers, including the percentage black ownership of these suppliers as Annexure 6W.
- Section 6.23: If "Yes," explain how the Applicant determined its affirmative procurement spend as Annexure 6X.

### Schedule 7 - Safety

- a) Section 7.1: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7A.
- b) Section 7.2: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7B.
- c) Section 7.3: If "Yes," provide a detailed explanation of the contravention, including the date of contravention, the offence and the penalty imposed as Annexure 7C.
- d) Section 7.4: If "Yes," provide a detailed desription of the accident as Annexure 7D.
- e) Question 7.5: If "Yes," provide the name, identity number and qualification of each safety officer for each vessel. If "No," please provide a detailed explanation of why the applicant has not appointed a qualified safety officer for each vessel. The information provided under this section must be contained in Annexure 7E.
- f) Section 7.6: If "No," provide a detailed explanation as Annexure 7F.
- g) Section 7.7: If "Yes," provide a copy of the Safe Manning Document as Annexure 7G. If "No," and the nominated vessel is of 25 gross tonnage or more, provide a detailed explanation as Annexure 7G.
- h) Section 7.10: If "Yes," provide a copy of the policy as Annexure 7H. If "No," an explanation of why the applicant does not have an HIV/AID policy must be provided as Annexure 7H.
- Section 7.11: If "Yes," provide a copy of the Local General Safety Certificate as Annexure 7I. If "No," a detailed explanation must be provided as Annexure 7I.
- j) Section 7.13: If "Yes," provide details and documentation regarding the conduct of the applicant, its members, shareholders or directors resulting in the convictions and penalties imposed as Annexure 7J.
- k) Section 7.14: If "Yes," provide a copy of the plan as Annexure 7K. If "No," provided a detailed explanation of why not as Annexure 7K.

### Schedule 8 - Job Creation

- a) Section 8.1: The applicant must provide breakdowns as described in the Explanatory Notes as Annexure 8A.
- b) Section 8.1.4: If the applicant completed Questions 8.1.4 with reference to the payrolls of the applicant and of any other entities as per the Explanatory Notes, the applicant must complete the table in Question 8.1.4 for both the applicant and the other entities separately, and submit these as Annexure 8B.

#### Schedule 9 - Investment

- a) Section 9.1and 9.1.2: Provide breakdowns as described in the Explanatory Notes as Annexure 9A
- b) Section 9.1.5: Provide a detailed explanation of all investments in marketing activities, including investments in distribution channels, product research and market research as Annexure 9B.
- Section 9.1.6: Provide a detailed explanation of all investments in processing activities as Annexure 9C.

# Schedule 10 - Local Economic Development

 a) Section 10.3: If "Yes," provide a detailed explanation of all investments made in order to make landing catches at identified harbours possible as Annexure 10A.

## Schedule 11 - Performance (Financial)

- a) Section 11.1: Provide a copy of the applicant's 2004 audited financial statements as Annexure 11A. The applicant's auditors will be required to confirm its responses to all questions in Section 11.
- b) Section 11.2: If the applicant completed the table in Section 11.2 with reference to the turnover of both the applicant and of any other entity(ies) as per the Explanatory Notes, the applicant must complete the table in Section 11.2 for both the applicant and the other entity(ies) separately and submit these as Annexure 11B

## Schedule 12 - Fishing Plan

- a) Section 12: If "Yes," provide a synopsis of the applicant's fishing plan as Annxure 12A, paying particular attention to:
  - a) days to be spent fishing per vessel nominated;
  - b) areas to be targeted;
  - c) species to be targeted and mix of species;
  - d) expected size of species to be targeted;
  - e) detailed information regarding:
    - Age
    - Size
    - Gear (length of lines, numbers of traps and winch carrying capacity)
    - Fishing capacity and
    - Processing capacity of each nominated vessel (where appropriate).

The fishing plan must clearly demonstrate the applicant's ability to perform effectively in the fishery.

# Schedule 13 - By-Catch and Environmentally Sustainable Practices

- a) Section 13.1: Provide a detailed explanation of how the applicant manages bycatch, as Annexure 13A.
- b) Section 13.2: Provide a detailed explanation of measures put in place to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 13B.
- c) Section 13.3: Provide a detailed explanation of intended measures to reduce energy and fuel consumption on vessels and in processing facilities, as Annexure 13C.
- d) Section 13.4: Provide a detailed explanation of any research undertaken or sponsored by the applicant in relation to environmentally sustainable practices, as Annexure 13D.

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