

**NWIFCA Quarterly Meeting:
19th March 2020: 10.30 a.m.**

**AGENDA
ITEM NO.
8**

NWIFCA POTTING PERMIT BYELAW 2020 - WHELK PERMIT TRACK RECORD

FOR APPROVAL

- Purpose:**
- i) to provide detail of amendments to the whelk permit track record eligibility criteria;
 - ii) to provide a process for appeal for track record eligibility.
- Recommendation:**
- i) Members approve the track record eligibility process;
 - ii) Members approve the track record appeals process.

BACKGROUND:

1. The November TSB meeting approved some amendments to the proposed track record eligibility criteria for whelk permits to correct an oversight that had come to light during the formal consultation on the byelaw.
2. TSB also agreed that in order to capture those who might fall just outside the proposed eligibility criteria, an appeals process and panel should be initiated to decide on those who fall into this category.
3. Officers were directed to amend the track record eligibility criteria and application process accordingly and to draft a track record appeals process.
4. TSB approved the amendments to the track record eligibility criteria provided as Annex A.
5. TSB discussed the proposed track record appeals process and agreed the finer detail of how the panel should be constituted and function - Annex B.

Present Position:

6. All applications for track record, for whelk permits and for appeals must be received within 6 months of the date the byelaw is submitted for confirmation. This is to enable the NWIFCA to establish the interest and extent of the fishery and to deal with applications effectively and efficiently.
7. NWIFCA will accept applications for permits prior to the byelaw being confirmed so that as far as is possible they can be issued to those eligible for them in time for the byelaw coming into force and fishing is not delayed. Stakeholders will be kept informed through the website and through direct emails and mailings.
8. The appeals panel requires Members who do not have a pecuniary interest to sit on it and TSB requests that Members make themselves available when applications are received. It is not envisaged that many applications for appeal will be received.

**Mandy Knott
NWIFCA Senior Scientist
19th February 2020**