



# agriculture, forestry & fisheries

Department:  
Agriculture, Forestry and Fisheries  
**REPUBLIC OF SOUTH AFRICA**

## **MEDIA STATEMENT**

**31 July 2017**

### **PROVISIONAL DECISIONS IN THE WEST COAST ROCK LOBSTER (OFFSHORE) FISHING SECTOR FOR THE FISHING RIGHTS ALLOCATION PROCESS (FRAP 2015/16)**

**Cape Town, Monday; 31 July 2017:** The Delegated Authority for the Fishing Rights Allocation Process (FRAP) of the Department of Agriculture, Forestry and Fisheries; Branch: Fisheries Management (“the Delegated Authority”), Ms Siphokazi Ndudane hereby releases her provisional decision lists and the General Published Reasons (GPR) for the West Coast Rock Lobster (Offshore) fishing sector.

In the GPR, the Delegated Authority has set out in detail the processes and methodology used to allocate fishing rights and quantum in the Offshore sector. A thirty (30) day comment period will be opened from Tuesday, 1 August 2017 until Monday, 4 September 2017, whereby applicants and/or interested and/or affected parties can comment on the provisional lists of successful applicants including methodology on the TAC and allocation of quantum. The comments must only be submitted as provided for in the GPR. Comments should be emailed to: [WCRLcomments@daff.gov.za](mailto:WCRLcomments@daff.gov.za). Comments received after 16h00 on Monday, 4 September 2017 will not be considered.

Comments may also be hand delivered to the Customer Services Centre located at the Department’s offices, Foretrust Building, Martin Hammerschlag Way, Foreshore, Cape Town. Comments must be marked as follows:

**Attention: Deputy Director-General: Fisheries Management**

**Subject: Comments on the proposed West Coast Rock Lobster Offshore Rights, TAC and Allocation of Quantum Methodology.**

The Department will provide the anonymous tip-off line telephone number in due course. The Delegated Authority reserves the right to request any applicant or category of applicants to make written or oral representations in order to finalise her decisions on such applications. Any interested and/or affected party may attend such oral representations as an observer.

It is the Delegated Authority's intention to finalise her decisions by no later than 31 October 2017. The provisional lists and the GPR will be made available on the Department's website ([www.daff.gov.za](http://www.daff.gov.za)) and published at all the Department's Compliance Offices. Once the Delegated Authority has considered all comments received, a final decision will thereafter be taken. The Delegated Authority's final decision will be recorded as an addendum to this GPR and shall include the final list of right holders and their respective TAC/quantum allocations.

To ensure that the FRAP2015/16 process is open and transparent, the Delegated Authority has decided to make the application forms of applicants available in the manner prescribed below:

1. **Access to the application forms of applicants for fishing rights.**  
Viewing of the FRAP 2015/16 application forms will only be provided at Foretrust Building, Martin Hammerschlag Way, Foreshore, Cape Town during the normal working hours. To view the FRAP 2015/16 applications, applicants are requested to contact Mr Msimelelo Mdledle and/or Ms Natasha Philander at [MsimeleloM@daff.gov.za](mailto:MsimeleloM@daff.gov.za) and/or [NatashaP@daff.gov.za](mailto:NatashaP@daff.gov.za) to book a date and time.

The Department will refuse access to the record of a third party in certain circumstances particularly if the record contains financial, commercial and technical information which, if disclosed, is likely to cause harm to the commercial or financial interests of the third party and disclosure of which could reasonably be expected to

prejudice the third party in contractual or other negotiations. Furthermore, the Department will refuse access to confidential information of third parties specifically where such information could reasonably be expected to prejudice the future supply of similar information.

The Department will not extend the closing date(s) for the submission of comments in this sector and no application forms will be made available for viewing on the closing date for submission of comments. Viewing of application forms will commence on **Tuesday, 1 August 2017**. No applicant will be granted access to any score-sheets during the comment period; scoresheets will only be made available once the final lists are published.

An independent forensic company will be appointed to investigate the accuracy of the information submitted by applicants for fishing rights. Such investigations will take place during and after the allocation process. The forensic company will carry out investigations as and when required by the Department. If any applicant is found to have provided false information or false documents or failed to disclose material information, or had sought to influence the Minister of Delegated Authority, proceedings in terms of Section 28 of the MLRA will be undertaken and which may result in the revocation, suspension, cancellation, alteration or reduction of the right granted.

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**SIPHOKAZI NDUDANE**

**DEPUTY DIRECTOR-GENERAL: FISHERIES MANAGEMENT**

**Designation: Delegated Authority: West Coast Rock Lobster Offshore Fishery**

**Date:**

**For all FRAP Enquiries**

**The Call Centre number is 021 402 3727 (FRAP)**

**An anonymous tip-off line telephone number to be provided in due course.**