



# DEPARTMENT OF ENVIRONMENT, FORESTRY AND FISHERIES

## Portfolio Committee Update on Fishing Right Allocations Process

Branch: Fisheries Management

7 September 2021



environment, forestry  
& fisheries

Department:  
Environment, Forestry and Fisheries  
REPUBLIC OF SOUTH AFRICA



# Acronyms

- CAF = Consultative Advisory Forum
- FPE = Fish Processing Establishment
- FRAP = Fishing Rights Allocation Process
- GPR = General Published Reasons
- MLRA = Marine Living Resources Act
- PC = Portfolio Committee
- SEIAS = Socio-economic Impact Assessment System

# OVERVIEW

- Acronyms
- Background
- Progress report on Implementation
- Update on Milestones
- Steps to Come
- FRAP Appointments

# Background

- The last Report to the PC was on the 10 Nov 2020
- The Department has since set up systems to ensure that the project is delivered within the set agreed timeframe of 31 December 2021.
- The twelve fishing sectors that have expired and are due for re-allocation in terms of Section 18 of the MLRA in 2021 are:
  - KwaZulu-Natal Prawn Trawl;
  - Demersal Shark;
  - Tuna-Pole Line;
  - Traditional Linefish;
  - Squid;
  - Small Pelagic (Pilchard and Anchovy);
  - Hake Deepsea Trawl;
  - Hake Longline; and
  - South Coast Rock Lobster.
  - **White Mussels;**
  - **Oysters;**
  - **Hake Handline;**
- Three (3) of the twelve fishing sectors have been identified small-scale species as highlighted in red

# Progress Report on Implementation

- 14 distinct phases of the Allocation process have been identified.
- Progress made with regards to the major milestones:

1. Appointment of Delegated Authorities - Completed;
2. Appointment of Project Teams - Completed;
3. Gazetting of commencement of Allocation Process - Completed;
4. Gazetting of apportionment split - Completed;
5. Appointment of Service Providers – Completed;
6. Appointment of members of the Consultative Advisory Forum (CAF) - Underway;
7. Internal Review of policies, application forms and fees, including conducting Socio-Economic Impact Analysis studies - Completed;

8. Public Consultations on policies, application forms and fees;
9. Gazetting final policies, application forms and fees;
10. Opening of application process;
11. Closure of application process;
12. Assessment of Applications;
13. Announcement of final lists, together with the Addendum to the General Published Reasons (GPR);
14. Opening of Appeals Process.

# Update on Milestones

## **Step 1: Appointment of Delegated Authorities:**

- Unlike in the previous two allocation processes where there was only one Delegated Authority, this time multiple Delegated Authorities have been appointed by the Minister
- Multiple Delegated Authorities will assist in minimising the possible risk of manipulation and impropriety.

# Update on Milestones

## **Step 2: Appointment of Project Teams:**

- A number of multi-disciplinary Task Teams have been established to drive and support the various phases in the FRAP process, including the internal review of policies & application forms; the finalisation of the Socio-economic Impact Assessments, and the provision of technical support and advice to the Delegated Authorities.

# Update on Milestones

## Step 3: Gazetting the Commencement of the Allocation Process:

- The commencement of the FRAP process was published in the Government Gazette Notice 43477 of 26 June 2020.



# Update on Milestones

## Step 4: Resource Split and Commencement of Allocation of Fishing Rights

- Apportionments have been finalised in the Squid sector (pending appeals) and finalisation in the remaining sectors is eminent (pending final consultation in the White Mussels; Oysters; Hake Handline and Traditional Linefish).
- Review of Policies (General, Transfer Policy, 12 Sector Specific Policies and FPE Policy and Application Forms and Applicable Fees & Levies)
  - Phase 1 of the Socio-economic Impact Assessment System (SEIAS) process has been undertaken and the Reports submitted to the Presidency and feedback received.
  - Internal consultation on the review of the Policies has been concluded.

# Update on Milestones

## **Step 5: Appointment of FRAP Service Providers:**

- Four (4) key Service Providers have been appointed,
  - FRAP Implementer,
  - FRAP Process Observer,
  - FRAP Tip-offline and
  - FRAP Information Technology and Communication
- In addition, the Department has appointed Senior and Junior Counsels, through the Office of the State Attorney, to provide legal advice to the FRAP Teams and the 8 Delegated Authorities as and when the need arises.
- Additional Service Provider will be appointed for Forensic Audit Services and Ad-hoc investigations.

# Update on Milestones

## **Step 6: Appointment of members of the Consultative Advisory Forum (CAF):**

### Underway

- The Department is in the process of appointing 6 multi-disciplinary members of the CAF, comprising 2 international fisheries experts.
- Provision has been made for the participation of 4 representatives of the small-scale fishing sector, representing each of the 4 coastal provinces.

# Update on Milestones

## **Step 7: Internal Review of Policies, application forms and fees, including conducting Socio-economic Impact Analysis studies:**

- Phase 1 of the SEIAS have been undertaken and submitted to the Presidency and feedback received.
- Internal reviews of the General Policy, the Sector-specific policies, Transfer Policy and Policy on Fish Processing Establishments have been completed.

# Steps to Come

- **Step 8: Public consultations on policies, application forms and fees:** September 2021.
- **Step 9: Gazetting final policies, application forms and fees:** October/November 2021.
- **Step 10: Opening of application process:** 1 November 2021.
- **Step 11: Closure of application process:** 30 November 2021.
- **Step 12: Assessment of applications:** December 2021.
- **Step 13: Announcement of final lists, together with the Addendum to the General Published Reasons (GPR):** December 2021.
- **Step 14: Opening of appeals:** January 2022.

# FRAP Appointments

- Reassignment of Senior Officials within the Fisheries Branch
- 30 Personnel have been appointed on a two-year contract to provide administrative and technical support to the management of the FRAP process.
- The roll out of the FRAP project at the current pace and momentum puts the Department on track to be able to allocate and meet the set deadlines of the 31 December 2021.

# THANK YOU!

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Thank You



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