



Agenda Item C7

By: Assistant Chief IFCO

To: Kent and Essex Inshore Fisheries and Conservation Authority –
22 January 2015

Subject: **ENFORCEMENT REPORT**

Classification: Unrestricted

Summary: To report on enforcement deterrents completed between September
and December 2014

1. Introduction

In undertaking its regulatory responsibilities, KEIFCA starts from the position that the vast majority of the community of people, organisations and industries using the marine area are compliant with the regulation and control that affects them. KEIFCA works to try to ensure that all parties understand both what rules apply to their particular industry and the rationale for the regulation being necessary.

Where people, organisations and industry are not aware of the rules that apply to them, or require further guidance to ensure they are compliant, KEIFCA aim to assist by providing guidance and/or assistance and will raise awareness, where possible, as a first step to achieving compliance.

Full compliance with EU, UK and in particular local fisheries and environmental legislation is the overall aim of the Authority. This aim is best achieved through the adoption of an adaptive co-management approach to fisheries management.

The reporting period is for the outcomes of enforcement action not when the actual offence occurred. Where a successful prosecution has taken place, details including the person committing the offence, the specific offence committed and the penalty handed down by the court will be reported. However for all other deterrents, the specific details of the offence will not be made public.

2. Verbal Rebriefs

Three verbal rebriefs were issued in this period, for retention of undersized crabs and cockle technical requirements. In addition, the enforcement of the outside cockle fishery led to a number of verbal rebriefs being given by officers to skippers whilst the biosecurity checks were being carried out prior to the start of the fishery. All of these rebriefs were taken on board by the skippers and the reasons for them rectified immediately.

3. Written Warnings

One written warning was issued in this period for setting of whelk pots without a permit. The issue was rectified immediately by the skipper.

4. Formal Cautions

No formal cautions were issued in this period.

5. Financial Administrative Penalties (FAPs)

No FAP's have been issued in this period.

6. Prosecutions

No cases have been prosecuted in the past quarter however one case is currently progressing through the courts and two others are being considered by our KCC legal advisor.