



Agenda Item C7

By: Assistant Chief IFCO

To: Kent and Essex Inshore Fisheries and Conservation Authority –
4 September 2015

Subject: **ENFORCEMENT REPORT**

Classification: Unrestricted

Summary: To report on enforcement deterrents completed

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

Two verbal warnings were issued in this period.

3. Written Warnings

Two written warnings were issued in this period for incorrect marking of static gear set at sea. In addition one set was seized for further investigations to be carried out.

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

Mr. Terry Stimpson appeared in front of Basildon Magistrates Court on Wednesday 22nd April 2015 charged with two counts of breaching a Kent and Essex IFCA byelaw on engine power. The byelaw was introduced to protect sensitive inshore marine habitats and fish stocks from the impact of heavy fishing gear used by more powerful boats. Mr. Stimpson was found guilty on both counts and fined £500 per offence and ordered to pay £750 in costs.

Mr Stimpson is appealing the decision and a date for the appeal has been set.