DEPARTMENT OF AGRICULTURE, FORESTRY AND FISHERIES

NO. 1140

16 NOVEMBER 2015



BRANCH: FISHERIES MANAGEMENT												
SECTOR NAME												
	Application form											
	For Individual applicants											
Fishing	Fishing Rights Allocation Process 2015/2016											
FRAP 2015/2016												

APPLICATION NUMBER

Applicant's or duly authorised representative of the applicant's (initials)

___ Commissioner of Oaths (initials) ____

IMPORTANT INFORMATION

INSTRUCTIONS

- The applicant or its duly authorised representative shall read and understand the general instructions and application requirement sections before completing this application form. All the information provided by an applicant must be true, correct, and verifiable. The applicant must complete all the sections of the form that are relevant to the applicant's application.
- 2. Only South African citizens, companies, close corporations or trusts as defined in the Marine Living Resources Act 1998 (Act No. 18 of 1998), may apply for a commercial fishing right. A South African company, close corporation or trust must be registered in South Africa, and the majority of its respective shareholders, members must be South African citizens. Members of the same household, as defined in the sector specific policy, may not be granted more than one right in the same fishery sector.
- 3. An applicant completing this application form must read the General Policy on the Allocation and Management of Fishing Rights: 2013 and the Sector Specific Fishery Policy: 2015. These policies will guide the Minister or his/her delegate's in the assessment of this application and the decision to allocate the fishing right applied for. Copies of these policies are accessible on the Department's website at http://www.daff.gov.za, or are obtainable at the Distribution Centre where this form was collected.
- 4. Whilst you may ask an official at any application centre to explain the contents of the form to you and/or to assist with any query related to completing this form or related to the FRAP 2015/16 process and queries may also be directed telephonically during the week (Monday to Friday) between 08h00 and 16h00 to the FRAP Call Centre Helpline at (021) 402 FRAP (3727), you remain responsible for ensuring that the form is correctly completed and that all the documentation and information is provided.
- 5. Please do not communicate with the Minister, the delegated authority, or officials in the Department about your application during the application and allocation process, other than at the application centre or FRAP Call Centre Helpline at (021) 402 FRAP (3727) It is the applicant's responsibility to ensure that all the applicable sections of the form are completed and that all the documentation and information requested as indicated in the form or from the General or Sector Specific Policies are submitted with the form.
- 6. When completing this form, if any section does not apply to the applicant, then mark the section "N/A" "not applicable" and the information requested in that section does not have to be supplied. No section should remain blank. The applicant must as far as possible confine their responses to the spaces provided in the application form. If this is not possible then the information may be submitted as attachments to the form referencing the guestion number to which the attachment relates.
- All documents attached must be true and certified copies of the originals, unless the original document is specifically requested. Copies of originals that have not been certified as true copies of the original will not be accepted.
- Only applications submitted on the official departmental FRAP 2015/16 Form for either entity or individuals as applicable will be accepted. If an application is submitted on any other form or in any other manner, it will not be considered. Please fill out the form with a pen unless completing the form electronically. Do not use a pencil.
- 9. The application form and the applicant's declaration in section 8 of this application form must be signed by the application or its authorised representative and attested to before a Commissioner of Oaths. Please ensure that each page of the application form and attachments (supporting documents) are initialed by the applicant or its authorised representative and the Commissioner of Oaths. If the application and declaration is not signed before a Commissioner of Oaths, the application will not be considered. The application will consist of the original application form with supporting documentation. Please submit the original application together with one (1) certified true copy of the original application. The application and the copy must be punched, divided and submitted in a file.
- 10. The application and the copy must reach one of the Receipting Centre's before the stipulated closing date and time listed in the Government Gazette Notice dated [date]. The application must be physically (hand) delivered to one of the Distribution and Receipting Centre's listed in Government Gazette Notice dated [date]. Copies hereof are accessible on the Department's website at http://www.daff.gov.za, or are obtainable at the Distribution Centre where this form was collected. Late applications will not be accepted and will be declined.
- 11. Do not submit an application by mail (post), fax or email.
- 12. The application fee must be deposited into [name of account holder], [insert name of bank] with account number [number] before the application is submitted. Please use the application form number as the reference number on the bank deposit slip or the printed "electronic funds transfer" page. Your proof of payment must be attached to the application. If you furnish any information that is not true or complete, you will be disqualified from applying or your application may be refused or if granted, it may be revoked or suspended. Your application will not be considered if the proof of payment is not attached to the application. No application fees will be refunded.
- 13. An application will be declined if the applicant :
 - a. provides false information and/or documentation under oath; or
 - b. falsifies documents; or
 - c. makes misleading false statements; or
 - d. fails to disclose material information or documentation which may materially affect the assessment of this application.
- 14. If you fail to comply with the requirements of the General Policy on the Allocation and Management of Fishing Rights: 2013, the Sector Specific Fishery Policy: 2015 and/or the instructions and requirements of the application your application will be declined. The delegated authority has no discretion to condone non-compliance with lodgment requirements, materially defective applications and/or an essential requirement for participating in a sector/fishery.
- 15. The Minister or his/her delegated authority reserves the right to call upon you to make further representations, provide additional information and documentation, or to verify any aspect of the application.
- Applicants may call the FRAP Call Centre Helpline (021 402 FRAP (3727)), during the week (Monday to Friday) between 08h00 and 16h00. Relevant information about FRAP 2015/16 is also accessible on the Department's website at http://www.daff.gov.za.

APPLICATION NUMBER										
Applicant's or duly authorised representative of the applicant's (initial:								(Commissioner of Oaths	(initials)

		IMPORTAN	Γ INFC	ORMA	TION
		APPLICATION F	REQU	IREMI	ENTS
	W	NNOT PROVIDE THE DOCUMENTS OR INFORMATION AS REQUIRED, THEN YOU MUST S RITTEN EXPLANATION FOR ITS ABSENCE IN THE PLACE OF THAT SPECIFIC ANNEXURE		"X" if the docum	box with an e required ents are inched
No.	Sub Section	Documents or Information Required	Annexure	Applicant	Official
1	1.1 - 1.4	Provide a certified true copy of the applicant's identity document.	1A-1		
2	1.6	Original valid South African Revenue Services (SARS) Tax Clearance Certificate.	1A-2		
3	1.11 - 1.14	Provide a copy of one of the following: (a) a utility bill (water, electricity, telephone), or (b) a rent agreement for a house or flat, or (c) a bond agreement with a bank, or (d) bank statements, or (e) an affidavit from a third party confirming the current residential address of the applicant.	1C-1		
4	1.16	Provide the names, identity numbers and the relationship to the applicant of all the occupiers at the residential address where the applicant lives.	1C-2		
5	1.17	If "No", provide the name/s, identity number/s and the relationship to the applicant of all the other members of the household who earn an income and upon whom the applicant is dependent on financially.	1C-3		
6	2.1	If "Yes", provide a copy of either any commercial catch permit or a grant of right letter or a right transfer approval letter issued to the applicant in terms of the Marine Living Resources Act 18 of 1998 (MLRA).	2A-1		
7	2.7	If "Yes", provide proof of shareholding/members interest in other entities that applied for a fishing right in any other sector during FRAP2015/16.	2A-2		
8	2.9 – 2.10	If "Yes", provide proof of audited/verified/certified financial statement from all source of income in respect of the financial year which ends on any date between 1 July 2014 and 30 June 2015.	2A- 3		
9	3.1	If "Yes", provide details and any documentation regarding the offence including information regarding the conduct giving rise to the charge and the outcome of the criminal proceedings.	3A-1		
10	3.2	If "Yes", provide details and any documentation regarding the plea bargain arrangement entered into, including the conduct giving rise to the plea bargain, the dates and specifics of the plea bargain.	3A-2		
11	3.3	If "Yes", provide details and documentation regarding the conduct of the applicant, the date(s) of conviction, and the penalties imposed.	3A-3		
12	3.4	If "Yes", provide details and any documentation regarding the admission of guilt fine paid, including information regarding the conduct giving rise to the fine, the date of the offence and Rand amount paid.	3A-4		
13	3.5	If "Yes", provide details regarding the detention, arrest or seizure, including information regarding the conduct giving rise to the proceedings, and whether a final confiscation or forfeiture order was granted under the Prevention of Organised Crime Act 121 of 1998 (or its predecessor) or the MLRA.	3A-5		
14	3.6	If "Yes", provide details and any documentation including the conduct of the individuals giving rise to the Section 28 proceedings.	3A-6		
15	4.1 - 4.3	If "Yes", provide proof of vessel ownership detailing shareholding in the vessel.	4A-1		
16	4.4	If "Yes", provide copy of vessel access agreement.	4A-2		
17	4.5	Provide the South African Maritime Safety Authority (SAMSA) certificate and vessel specification documents, except in cases where a vessel is still to be built or purchased.	4A-3		
18	6.1	If "Yes", provide proof of donations of the annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962.	6A-1		
19	6.2	If "Yes", provide net percentage of the total procurement from black owned company (ies) for the financial year which ends on any date between 1 July 2014 and 30 June 2015.	6A-2		
20	7.1 - 7.3	If "Yes", provide applicant's employees Payroll for the financial year which ends on any date between 1 July 2014 and 30 June 2015. If "No", provide the reasons.	7A-1		
21	7.5	If "Yes", provide proof.	7A-2		
		er: A mark with an "X" by the receiving official does not confirm the aut	nenticity	of the	
	informati	on submitted with the application.			

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Section 1 Applicant's details

1A. Ide	1A. Identification Details																	
1.1	Surname																	
1.2	First Name(s)																	
1.3	Are you a South Afr	ican	citize	itizen? Y/N														
1.4	Identity Number													Age		Ge (M/	nder F)	
1.5	Mark with "X" in respect of your race			се		Afric	can				Wh	ite	Co	ulored	In	ndians		
1.6	Income Tax number																	

1B. Co	ontact Details	1B. Contact Details											
1.7	Telephone number												
1.8	Cellphone number												
1.9	Fax number												
1.10	Email address												

1C. Residential Address												
1.11	Street number											
1.12	Street name											
1.13	Suburb											
1.14	Town/City						Postal	Code				
1.15	How many years have you live	ed and	d / or	worke	ed in tl	ne area?						
1.16	How many people live at the above address?											
1.17	.17 Is the applicant the only income earner at the above address?										Y/N	

1D. Po	1D. Postal Address											
1.18	PO Box											
1.19	Suburb											
1.20	Town/City		Postal	Code								

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Section 1 Applicant's details

1E. Fishing experience											
1.21	How many yea	ars have	e you been involved in	the fish	ing industry	?					
1.22 In what capacity have you been involved in the fishing sector you are applying for? Tick the relevant box below.											
Diver			Boat Assistant		Factory employee		Vessel Owner				
Long-term right holder Processor Marketer Other (specify)											
1.23	What work are	e you cu	rrently involved in? (er	nter det	ails below).						

Section 2

Form of applicant

2A. F	Right allocation records											
2.1	Were you awarded a fishing rig	ht since 2003?				Y/N						
2.2	If "Yes," in "2.1" complete the ta	ble below for all fishing right	s allocated to	you.								
Name	of Right Holder	Sector	Right Holder nu	mber	% ownership of t	ne right						
2.3	Have you applied for any other 1 2015/16 (FRAP 2015/16)?					Y/N						
2.4	If "Yes," in "2.3" complete the ta preference.	ble below for all fishing right	s applied for ((including this	application) in	order of						
Name	of Applicant for other right	Fishery		Application Nun	nber							
APPI	APPLICATION NUMBER											

Applicant's or duly authorised representative of the applicant's (initials) ______ Commissioner of Oaths (initials) _____

Section 2 Form of applicant

2A. Right allocation records												
2.5			shold as defined in the Sector Spe ning Rights Allocation Process			Y/N						
2.6	If "Yes," in "2.5" complet	e the table below i	n respect of that person/s.									
Name	of person	Application number	Relationship to you (i.e. parent, guardian, spouse or dependent)		Fishery Sector appli	ed for						
2.7	corporation or trust that	t applied for a fishin	 beneficiary of any legal entity g right in any other fishing sector of or all fishing rights applied for (incl 	during FI	RAP 2015/16?	Y/N						
2.8	preference (excluding Fig		plishment).									
	e of a company or close ration	Application number	Applicants percentage shareholding or Membership interests		Fishery							
01												
02												
03												
04												
05												
06												
07												
08												
09												
10												
2.9			rces other than fisheries in respe 014 and 30 June 2015? If "Yes,"			Y/N						
	ual turnover in Rands (mo ted, verified or certified fig		derived from fisheries	%derive	ed from other sour	ces						
2.10	2.10 Are you deriving income from other sources of income in the current financial year or tax year? If yes Y/N											
APF												
	Applicant's or duly autho	prised representative of th	ne applicant's (initials) Con	nmissioner	of Oaths (initials)							

Compliance

s or permit conditions	
1 of 1977, for a Y/N 2003?	
or permit conditions since Y/N	
RA, the regulations, or Y/N	
letained, arrested or er the Prevention of Y/N	
Itered under section 28 Y/N	
Y/M	1
Y/M	1
۲/۲	1
Y/Y	1
Y/ľ	1
	2003? Y/N or permit conditions since Y/N RA, the regulations, or Y/N letained, arrested or Y/N er the Prevention of Y/N

Section 4

Access to a suitable vessel

4.1	Do you	own a suitable vessel (>50%	ownership)?				Y/N				
4.2	Do you	have a 50% ownership in a su	uitable vessel?				Y/N				
4.3	Do you	have part-ownership in a suita	able vessel (<50%)?				Y/N				
4.4	Do you have an access agreement in a suitable vessel (e.g. catch agreement, charter agreement, or bank guarantee)?										
4.5	Do you	Do you consider building a vessel? Y/N									
4.5	Vessel Details (complete vessel details below).										
Vess	el name		Gross tonnage (gt)	e (gt) Vessel length (m)							
Vessel type			Vessel horse power (kw)		Number of cr						
4.6	4.6 Complete the table below in respect of the value of the vessel including all fishing equipment.										
Total book Total insured value value (Rand) (Rand)											

Section 5

Fishing Performance

5.1	Did you utilise your fishing right for at least five years during the period 2007 to 2014 (2005 to 2013 in case of abalone)?	Y/N	
5.2	Complete the table below in relation to your catch records in the sector applying for.		
APPLIC	CATION NUMBER		

Applicant's or duly authorised representative of the applicant's (initials) _____ Commissioner of Oaths (initials) _____

Year	Catch permit applied for? (Y/N)	Right Number (e.g. NETM)	Name(s) of vessel(s)	Number of crew allocated	Individual TAC (Right holder quantum)	Did you land any fish? (Y/N)	Actual amount landed in kilograms
2005							
2006							
2007							
2008							
2009							
2010							
2011							
2012							
2013							
2014							

Transformation

6A. (Cooperate social investment		
6.1	Does the applicant make donations of the annual taxable income which qualify for deduction in terms of section 18A of the Income Tax Act 58 of 1962?	Y/N	
6B. /	Affirmative procurement		

6.2 Does the applicant procure goods / services from majority black owned company (ies)?

Y/N

6C. L	ocal Economic Development			
6.3	Complete the table below in respect to harbor	urs where cat	ch has been landed and processed.	
Year	Harbour name	Quantity landed (kilograms)	Factory name	Quantity processed (kilograms)
2010				
2011				
2012				
2013				
2014				

Section 6 Transformation

6C. L	_ocal Economic Devel	opment	
6.4		low in respect of harbours where catch is to age from 1 – 3 (3 being the highest).	be landed and processed
APP	LICATION NUMBER		
	Applicant's or duly au	thorised representative of the applicant's (initials)	Commissioner of Oaths (initials)

Harbour Name	Frequency of usage	Factory name	Frequency of usage

Job creation

	yment? If yes complete the table below in netween 1 July 2014 and 30 June 2015.	espect of the financial Y/N
Total number of employees	% of employees involved in fishing operations (including admin staff)	% of employees involved in the sector being applied for.
Total wages paid to all employees	% wages paid to employees involved in fishing	% paid to employees involved in the sector being applied for

Complete the following table in relation to the applicants employees as at 28 February 2015

1.2																
	Gross monthly income (total cost to company)	Average Monthly	Number of employees	Percentage of total		cify the		ber of	HDI			cify th		centa	ge of I	IDI
		Income		employees (%)	A	С	1	F	Y	D	A	С	I	F	Y	D
1	>R75 000															
2	Between R75 000 and R50 000															
3	Between R50 000 and R25 000															
4	Between R25 000 and R20 000															
5	Between R20 000 and R15 000															
6	Between R15 000 and R10 000															
7	Between R10 000 and R5 000															
8	Between R5 000 and R2 500															
9	Below R2 500															
	Total (in all unshaded spaces/blocks/cells)			100%												

Section 7

Job creation

7.2	Do you contribute towards medical aid or any kind of medical support arrangement for more than 50% of your employees?	Y/N	
7.3	Do you contribute towards pension/provident fund for more than 50% of your employees?	Y/N	
7.4	Do you provide all your employees with safe working conditions at sea?	Y/N	
APP			

Applicant's or duly authorised representative of the applicant's (initials) ______ Commissioner of Oaths (initials) _____

7.5 Do you provide any other kinds of benefits for your employees (e.g. employee share scheme)? Y/N

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Applicant Declaration

I, the undersigned, do hereby make oath and declare that:

(a) I have read the instructions set out in this application form and the General Policy on the Allocation and Management of Fishing Rights: 2013 and the Sector Specific Fishery Policy: 2015.

- (b) (c)
- The information submitted with and in this Application is true and correct and complete. I accept that if any information in and with this Application is not true or complete, or if false information is provided, or material Information is not disclosed, this may lead to the Application being refused, or to the revocation, suspension, cancellation, alteration or reduction of any right, license or permit granted on the strength of this Application, in terms of Section 28 of the Marine Living Resources Act 18 of 1998.
- In order to allow for the proper verification of information submitted I hereby authorise any institution, organ of state, person or body, who possesses or acquires any information relevant to my application, to disclose or make the information available to the Minister, his/her (d) delegate or an official of the Department of Agriculture, Forestry and Fisheries or the Fishing Rights Verification Team.
- I undertake to co-operate with any investigators by timeously submitting responses to written requests for information or explanations, by attending meetings with investigators, by answering questions satisfactorily at such meetings and where necessary, by granting (e) ground for refusing an application. I accept that any attempt to influence the decision of the delegated authority or appellant authority on the allocation of a right or quantum or effort, in any manner other than provided for in the relevant Sector Specific Policy or in this application form, will result in the application
- (f) being declined

Signed														
at : day of _						_ 20_								
Signature of applicant: Applicant's full name						-								
The deponent declares that he/s	he kno	ows a	and u	Inder	stanc	ls the	e con	tents	and	impl	icatio	ns of	the a	above declaration.
Commissioner of Oaths													-	
Full name													_	
Designation													_	
Physical Address														
If the application is prepared or following information must be pr Why was the application prepare	ovided	: pers	son	n cor	nsulta	ation	with	or on	the	advio	ce of	any p	ersoi	n or entity the
or entity other than the Applican someone consulted for advice? other remuneration was paid, or for the assistance?	Nhat f	ee or	r											
If assisted, please provide full do consultant / advisor that prepare application	etails o d this	f the												
Details of the person who comp	leted t	he fo	orm.											
Contact Name														
Identity number														
Work telephone number														
Cellphone number														
Fax number														
Email address														
Position held/relation to applicant														

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__ Commissioner of Oaths (initials)