**[Model Regulations] [DRAFT]**

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

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**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

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# Part A Introduction

### Enactment and Commencement

1. These Regulations shall be cited as the Fisheries Hygiene (Certification, Licensing and Control) Regulations 2016.

1. These Regulations shall enter into force [commencement conditions].

### Definitions

In these Regulations—

“amenities” includes toilets, showers, locker rooms, change rooms, canteens, kitchens, smoking rooms for staff and sleeping quarters on a vessel;

“approved analyst” means an analyst approved by the competent authority;

“batch” means a quantity of prescribed products of the same type consisting of one or more lots, or parts of lots, from the same licensed processing establishment or licensed vessel or harvested from a production area;

“by-product” means any part of an aquaculture, inland or marine product that is processed in whole or in part for export;

“carrier vessel” means any motorized mother, fishery or fishing boat or ship used only for carriage of aquaculture, inland or marine products or their by-products;

“chemical compound” means any chemical substance that is used in a licensed processing establishment or on a licensed vessel for any purpose other than as a product ingredient;

“chilled”, in relation to prescribed products, means cooled by a process so that the temperature of the product is held between +10 and +4° Celsius;

“consignment” means any quantity of aquaculture, inland or marine products or their by-products harvested or handled in a licensed processing establishment, licensed factory vessel, or licensed carrier vessel and intended for export;

“clean” means to remove soil, product residues, dirt, grease or other objectionable matter that may cause contamination of prescribed products;

“clean sea water” means sea water or brackish water which is free from microbiological contaminants or other toxic substances;

“Codex” means the Codex Alimentarius published by the Codex Alimentarius Commission of the United Nations as amended from time to time;

“container”, in relation to a prescribed product, means the principal covering in which the product is packed;

“critical control point” means a step, practice, procedure, process or location, that can be controlled in order to prevent, reduce or eliminate a hazard, or minimize the likelihood of its occurrence;

“depuration” means the removal of impurities from marine species;

“disinfect” means reduce, by means of hygienically satisfactory chemical agents or physical methods or both, the number of micro-organisms to a level that will not lead to contamination of prescribed products;

“distribution system” means the public water supply;

“enter for export” means the presentation of aquaculture, inland or marine products or their by-products, or shipping documents therefor, to a customs officer for the purpose of shipping or to make arrangement for shipping;

“equipment” includes machines, machinery, fixed or moveable devices, implements, apparatus, utensils, appliances, attachments, fittings and fixtures, gears, gadgets, tackles, accessories and contraptions;

“export” means to take or cause to be taken out of [country] or the waters thereof;

“export health certificate” means a certificate issued by the competent authority, authorizing the export of a consignment;

“fillet” means a portion of the flesh, with or without skin or bone, of a prescribed product;

“freezer” means a chamber or equipment used solely for the purpose of freezing prescribed products;

“frozen”, in relation to a prescribed product, means cooled in such a manner that the temperature of every part of the product is -18° Celsius or below after thermal stabilization;

“HACCP plan” means Hazard Analysis Critical Point plan;

“hazard” includes any potential risk to the safety or wholesomeness of a prescribed product or its ingredients that may arise from the presence of biological, microbiological, chemical or physical property during the handling, harvesting and processing of the product;

“identification code” means a letter, number or combination of letters and numbers that, together with a trade description, uniquely identifies the prescribed products in a carton;

“ingredient”, in relation to a prescribed product, means any substance (including a product additive) that is -

(a) a constituent of the product; or

(b) present in the product as a result of processing;

“labelling”, in relation to a chemical compound, includes any printed direction, relating to -

(a) the uses, storage or disposal of that chemical compound;

(b) the means of removal of any residue; or

(c) the means of disposal of any waste or packaging in which the chemical substance was contained, that is affixed to or enclosed in the packaging;

“licence” means a licence granted under these Regulations;

“licensed processing establishment” means a processing establishment operated by a licensee;

‘‘licensed vessel” means a factory vessel, freezer vessel or carrier vessel operated by a licensee;

“licensee” means a person to whom a licence is granted under these Regulations;

“lot” means a quantity of prescribed products of a given species that has been subjected to the same or similar treatment and has come from the same population area or vessel;

“marine biotoxins” means poisonous substances accumulated by bivalve molluscs feeding on plankton containing toxins;

“marine product” includes fish, lobster, conch, bivalve molluscs, marine gastropods, shrimps and all aquatic animals, or the parts thereof, and their roe;

“monitoring” includes inspection, measuring, sampling and analysis, whether periodically or continuously;

“noxious substance” means any chemical residue, marine biotoxin or other contaminant or prohibited substance;

“operator” mans the owner, director, controller or other person in charge of or responsible for the operations of a processing establishment, factory vessel, freezer vessel, carrier vessel, and includes a charterer, lessee and master;

“operating certificate” means a certificate issued by the competent authority signifying that a processing establishment, factory vessel, freezer vessel, carrier vessel or consignor is licensed under these Regulations;

“packaging” means the procedure of protecting aquaculture, inland and marine products and by-products by a wrapper, container or any other suitable device, and “package” shall be construed accordingly;

“pest” includes any insect, rodent, bird or other vermin;

“port” includes an airport and a seaport;

“potable water” means water which meets the standard specified in regulation 75;

“prescribed products” means products to which regulation 3(1) applies;

“processing” means heating, smoking, salting, marinating, dehydration, chilling, filleting, slicing, skinning, mincing, or combinations thereof or any other physical or chemical treatment of any aquaculture, inland or marine product or its by-product but does not include post-harvest handling;

“processing establishment” means my premises in which aquaculture, inland or marine products or their by-products are processed, handled or stored for export;

“product handling area” means an area on a licensed vessel or in a processing establishment in which prescribed products are handled, processed or packaged;

“sample unit” means such quantity of prescribed products, as may be detennined by the competent authority, drawn from a batch for the purpose of representing the batch;

“shellfish” means oysters, mussels, clams, cockles or scallops, but does not mean the adductor muscle which is extracted from the scallop;

“sterilization” means the subjecting of equipment diagnostic media or any other like material to heat treatment using water at a specified temperature and for a specified time;

“storage area” means an area solely used for the storage of packed prescribed products, packaging materials and ingredients;

“water intended for use in the processing of prescribed products” means-

(a) potable water intended for food preparation, cooking or other domestic purposes, regardless of its origin (including wells, ponds and streams) and whether it is supplied from a public or private distribution system, from a tanker, or in bottles or other containers; and

(b) water used in any licensed processing establishment or vessel for the manufacture, processing, preservation or marketing of prescribed products or substances intended for human consumption; and

“wholesome”, in relation to water, prescribed products or an ingredient thereof, means free from micro-organisms, parasites, disease, damage, mould, decay, contamination, deterioration or any other defect which renders the water, prescribed products or ingredients thereof, unfit for human consumption;

### Scope

1. These Regulations apply to fresh, chilled or frozen fish, fish products and their by products, from aquaculture, inland or marine fisheries, intended for human consumption.
2. These Regulations shall not apply to prescribed products—
   1. that are ships’ stores or aircraft stores, which are brought into [country] for the service of a ship while on a voyage, or on an air- craft on a flight to or from [country];
   2. that have not been produced, processed or manufactured in [country], being products that have been imported into [country]and are in transit or held in bond for re-export;
   3. that are imported into [country]and re-exported in the same covering and under the same trade description as the covering and trade description in or under which they were imported;
   4. subject to paragraph (3), that are exported in a consignment that does not exceed-
      1. 1 litre in the case of liquid; or
      2. 1 kilogram in any other case;
   5. that are being imported-
      1. as a commercial sample in the quantities specified in sub-paragraph (d); or
      2. in such circumstances as are determined by the competent authority for the purposes of assisting it in the discharge of its functions under the Act or these Regulations.

### Coordination between public authorities

1. The competent authority shall consider appropriate methods of coordination amongst all public authorities concerned, whether under these Regulations or other laws in force, in the licensing and control of fish and fishery product hygiene.
2. The methods referred to in paragraph (1) may include, with the consent of any of the joined authorities, joint agreements or joint administrative procedures.

# Part B Fish and Fishery Product Hygiene Protocols

### Adoption of Protocols

1. The Minister may adopt Protocols—
   1. specifying the detailed procedures or rules for the administration of any part of these Regulations; or
   2. specifying the technical requirements, standards, procedures or rules to be implemented for the purposes of ensuring good hygiene practices in licensed processing establishments and licensed vessels.
2. Protocols adopted by the Minister under paragraph (1) may be drawn up by or in cooperation with any person, organisation, association or other body authorised or approved by the Minister.
3. A Protocol adopted by the Minister under paragraph (1) shall –
   1. be signed by the Minister;
   2. specify the date on which the Protocol shall becoming binding, taking into account the nature and complexity of the requirements of the Protocol and the existing practices in licensed aquaculture facilities;
   3. be published in the Official Gazette;
   4. be given such publicity as is reasonable to inform stakeholders of the adoption of the Protocol.
4. A Protocol adopted under this regulation shall become an integral part of these Regulations and shall have legal effect.

### Requirement to apply Protocols

1. It shall be a deemed condition of any licence, including any renewal or transfer of a licence, granted under Part C to apply each requirement in any Protocol adopted under regulation 7, insofar as any such requirement is applicable to the particular processing facility or vessel and the processing activities undertaken.
2. In making an application for a licence, including renewal or transfer of a licence, under Part C, an applicant shall demonstrate

# Part C Licensing

### Requirement for a licence

It is an offence under these Regulations to engage in fish processing without holding a valid licence granted under regulation 10.

### Applications for licences

1. An application for a licence, or for a renewal of a licence–
   1. must be made to the competent authority in the manner and form required by paragraphs (2) to (4);
   2. be accompanied by any materials that may be required under regulation 11; and
   3. where fees are prescribed by the Minister, must be accompanied by payment of the fee in the amount prescribed.
2. An application for a licence to export or enter prescribed products for export shall be in the form set out as Forms 3 and 3A, respectively in the First Schedule.
3. An application for a licence to operate a processing establishment shall be in the form set out as Form 4 in the First Schedule.
4. An application for a licence to operate a factory vessel, freezer vessel or carrier vessel shall be in the form set out as Form 5 in the First Form 5 Schedule.

### Materials to accompany an application

1. Having regard in particular to regulation 8(2), an application under regulation 10(3) or (4) in respect of a processing establishment or vessel shall be accompanied by—
   1. a HACCP plan or such other system or procedure which, in the opinion of the competent authority, is equivalent to a HACCP plan;
   2. an outline of good manufacturing practices; and
   3. the plans and specifications specified in paragraphs (2) and (3).
2. The plans referred to in paragraph (1) shall include—
   1. a map showing the location of the site and any factory industry or activity within one kilometre of the processing establishment that may affect the hygienic preparation of prescribed products;
   2. an appropriate site plan showing-
      1. the layout of the premises;
      2. roads;
      3. water supply;
      4. storm water drainage;
      5. waste water drainage;
      6. on-site waste disposal;
      7. any other salient features of the site; and
      8. adjoining sites including location of adjacent establishments;
   3. an appropriate floor plan, indicating the auxiliary areas in which prescribed products will be handled (including laboratories, stores, cold stores, amenities, permanent fixtures and layout of equipment);
   4. a product flow chart and the main features of the product flow;
   5. a list of all major items of equipment used in the processing of prescribed products;  and
   6. amenities to be used by inspectors.
3. The specifications referred to in paragraph (1) shall contain details on the following—
   1. construction materials;
   2. construction materials of the equipment used in product handling areas;
   3. surface finishes;
   4. surfaces with which ingredients or prescribed products will come in contact;
   5. availability of electricity and water;
   6. operating temperatures, freezing rate and storage capacity of all refrigeration equipment and refrigerated rooms, holds and tanks;
   7. in the case of vessels, the number of crew and persons carrying out harvesting, handling, processing and storage duties.

### Grounds for issue or renewal of a licence

1. Subject to the other provisions in this Part, on being satisfied that—
   1. an application for a licence has been made in the prescribed manner and contains all the information required;
   2. the prescribed fees, if any, have been paid;
   3. the proposed procedures described in the application documents are appropriate and sufficient to meet , taking into account the nature and type of the processing operations;
   4. the applicant has the necessary ability to implement the proposed procedures described in the application documents;
   5. the applicant is in any case a fit and proper person to be granted a licence;

the competent authority shall issue or renew a licence.

1. In making the determination under paragraph (1)(d), the competent authority shall take account of any relevant matter, including the following—
   1. whether the applicant or licensee has a history of repeated non-compliance with the terms of his licence or with these Regulations;
   2. whether any information required to be given or reported under these Regulations has been shown to be false, incomplete, incorrect or misleading;
2. A licence shall be in the prescribed form and may be issued subject to such general or specific conditions as may be imposed under these Regulations or that the competent authority may think fit to impose, and any conditions so imposed shall be endorsed on the licence.

### Approval of alterations

1. A licensee shall not make any alteration to his licensed processing establishment or licensed vessel without the prior written approval of the competent authority.
2. The competent authority may request such additional studies, plans and assessments or other information he considers necessary in order to make a decision under paragraph (1).

### Transfer of licence

1. Licences may not be transferred without the written authority of the competent authority.
2. An application to transfer a licence–
   1. must be made in writing;
   2. at the request of the competent authority, be accompanied by any materials that may be required under regulation 11 in respect of an original applicant; and
   3. where fees are prescribed by the Minister, must be accompanied by payment of the fee in the amount prescribed.
3. No licence may be transferred unless the competent authority is satisfied in respect of the proposed licensee of all of the matters specified in regulation 12 in respect of an original licensee.
4. A licence shall be in the prescribed form and may be issued subject to such general or specific conditions as may be imposed under these Regulations or that the competent authority may think fit to impose, and any conditions so imposed shall be endorsed on the licence.

### Suspension, revocation or modification of licences

1. The competent authority may suspend, revoke or modify a licence where he is satisfied that—
   1. the licensee has a history of repeated non-compliance with the terms of his licence or with these Regulations; and
   2. it is the public interest to do so.
2. Where the competent authority proposes to suspend, revoke or modify a licence, the competent authority shall give the holder of the licence at least 28 days' notice of –
   1. its intention to do so;
   2. the terms of the suspension or modification, as the case may be; and
   3. the grounds upon which the suspension, revocation or modification is proposed to be made;

and before taking the action proposed the competent authority shall consider any representations made by the holder of the licence before the expiration of the notice.

1. No reimbursement of licence fees or any other compensation will be due to a licensee following suspension, revocation or modification of a licence.

### Appeals

1. Any person aggrieved by any decision of the Minister or competent authority under this Part may, within fourteen days of receiving notice of that decision, appeal to the Minister in respect of that decision.
2. The Minster shall, without unreasonable delay, consider any appeal made under paragraph (1) and shall take such decision thereon as he deems fit.
3. The decision of the Minister on any appeal shall be final.

# Part C Export procedures

### Intention to enter prescribed products for export

1. An application pursuant to regulation 10 to enter prescribed products for export shall be made to the competent authority at least seven days prior to the proposed date of export of the product.
2. Where an operator has applied pursuant to regulation 10, the competent authority shall, where it deems necessary, cause an inspection of the prescribed products to be carried out.
3. Where on inspection—
   1. the prescribed products are found to be fit for human consumption and for export; and
   2. the prescribed products meet the requirements of the importing country,

the competent authority shall, in addition to issuing an export licence, issue an export health certificate in respect to such products.

1. No person shall alter, add to or delete information contained in—
   1. an application to enter prescribed products;
   2. an export licence; or
   3. an export health certificate.

### Cancellation of export licence and export health certificate

Where an inspector has reasonable grounds to believe that after certification or the grant of an export licence or export health certificate and before the products are exported that-

* 1. there is non-compliance with any regulation relating to prescribed products: or
  2. the condition of the prescribed products has deteriorated.

he shall inspect the prescribed products and detain the products if the condition has deteriorated, and so inform the competent authority which shall immediately notify the operator in writing stating that certification and the export licence and export health certificate are cancelled and the reasons therefor and the operator shall forthwith return the notice of intention and the export licence and export health certificate and shall not export the prescribed products.

### Recall of exported products

1. Paragraph (2) shall apply in any case where, after export, the competent authority—
   1. becomes aware that an application for an export licence or an export health certificate contains or is based on false or misleading representation or on information which is false in a material particular;
   2. becomes aware that an administrative error has occurred in relation to an export licence or an export health certificate and it is necessary to correct that error;
   3. becomes aware that an operator has failed to comply with the provisions of these Regulations; or
   4. otherwise believes that exported fish pose a danger to public health and safety.
2. The competent authority—
   1. may, as it thinks necessary, suspend for such period as it thinks fit, or withdraw, the export licence or export health certificate;
   2. on the suspension or withdrawal of the export licence or export health certificate, shall immediately notify the operator in writing that certification and the export licence and export health certificate are withdrawn or suspended and the reasons therefor; and
   3. may take such steps as it deems necessary to recall the exported products or to prevent the acceptance of the exported products by the importing country.

### Prescribed products not fit for export but fit for human consumption

Where an authorised officer has inspected prescribed products, and he has reasonable grounds to believe that the prescribed products are not fit for export but fit for human consumption he shall—

* 1. cause the prescribed product to be handled, treated, stored or marked so to prevent deterioration; and
  2. cancel, remove and deface any official export health marks that may have been applied.

### Re-inspection

1. An operator may resubmit prescribed products that have been rejected for export for re-inspection.
2. The operator shall before resubmitting the prescribed products—
   1. notify the competent authority in writing that the prescribed products are being resubmitted for inspection;
   2. indicate the nature of any further preparation or processing operations that have been undertaken in relation to the prescribed products to render them fit for export; and
   3. provide evidence that the further preparation or processing has resulted in the prescribed products being suitable for export.
3. Where on re-inspection—
   1. the prescribed products are found to be fit for human consumption and for export; and
   2. the prescribed products meet the requirements of the importing country,

the competent authority shall, in addition to issuing an export licence, issue an export health certificate in respect to such products.

1. Where on re-inspection the prescribed products are found to be not fit for export but fit for human consumption, the authorised officer shall take such measures as may be appropriate under regulation 20a) or b).
2. Where on re-inspection an authorised officer is satisfied that prescribed products are not fit for human consumption he shall—
   1. cause those products to be separated from other prescribed products to prevent contamination;
   2. cause those products to be labelled clearly as unfit for human consumption;
   3. cause those products to be removed as quickly as possible from the licensed processing establishment or licensed vessel; and
   4. cause the prescribed products that are suitable for use as animal feed, or pharmaceutical purposes to be so marked, handled, treated and stored and condemn, mark and destroy those that cannot so be used.
3. An operator is responsible for all costs associated with the proper handling, treatment, storage and disposal of all prescribed products which are not fit for human consumption.

# Part D Obligations of licensees

### General obligations of licensee

1. Every operator of a licensed processing establishment or licensed vessel shall take such measures as are necessary to ensure that at all stages of the harvesting, handling, processing, packaging, storage, transportation and export of prescribed products, there is compliance with the provisions of—
   1. the terms and conditions of the licence, including the deemed requirements of any Protocol;
   2. any and all obligations, terms and conditions specified in or under these Regulations, including any terms and conditions specified in an enforcement notice or an improvement notice; and
   3. any and all obligations, terms and conditions specified in or under other applicable Regulations, laws and licences.
2. In ensuring that standards are maintained an operator shall prepare a HACCP plan or such other system or procedure which, in the opinion of the competent authority, is equivalent to a HACCP plan and shall document all information relevant to the systems and its verification, and shall include details concerning—
   1. the prescribed products;
   2. the operating procedures;
   3. the procedures for the monitoring of critical points and a review of the system;
   4. the records to be maintained; and
   5. the management process.
3. The management process referred to in paragraph (2)(e) shall include—
   1. procedures for samples to be taken for analysis;
   2. records of observation and measurements;
   3. results of verification activities;
   4. reports and written accounts of decisions relating to corrective action that has been taken;
   5. procedures for easy retrieval of all documents relating to an identified batch.
4. The HACCP plan shall be examined as part of the inspection process.
5. The competent authority may give to the operator such guidelines as may be necessary for the rectification of any deficiencies in the operation of the processing establishment or the HACCP plan.
6. Any change in the operating procedures relevant to the harvesting, handling or the processing of prescribed products that would introduce a new critical control point to the system or substantially change an existing critical point in the system shall be documented in the HACCP or equivalent plan and the amended plan shall be submitted to the competent authority for approval and the provisions of paragraph (5) shall apply thereto.
7. The competent authority shall advise the operator in writing within seven working days of his approval or non-approval of the changes.

### Failure to comply with general obligations

1. The competent authority may suspend, revoke or modify a licence if it is satisfied that there has been a breach of any of the obligations described in regulation 22.
2. Where the competent authority proposes to revoke or suspend a licence, the competent authority shall give the holder of the licence at least 28 days’ notice of—
   1. its intention to do so;
   2. the terms of the suspension or modification, as the case may be; and
   3. the grounds upon which the revocation, suspension or modification is proposed to be made;

and before taking the action proposed the competent authority shall consider any representations made by the holder of the licence before the expiration of the notice period.

### Keeping of records

1. The licensee shall maintain and keep all reasonable records and information concerning the licensed processing establishment or licensed vessel, as the case may be, including –
   1. any records or information specified in any Protocol;
   2. production records;
   3. all management procedures and policies.
2. Records required to be kept under paragraph (1) shall be retained—
   1. in the case of records relating to the harvesting, handling, processing or movement into or out of prescribed products, for the shelf life of the products, or for a period of three years, whichever is the longer;
   2. in any other case, for a period of five years,

and be made available for inspection on request.

1. All records kept by an operator shall be accurate, legible and dated.
2. No person shall alter or tamper with any recording or measuring device used to supply data, information or other recordings required by or under these Regulations in order to obtain a false or misleading reading.

### Duty to report

The licensee must inform the competent authority immediately of any of the following in respect of his licensed processing establishment or licensed vessel, as the case may be—

* 1. abnormal results or observations in relation to the water supply;
  2. a finding of a fish disease;
  3. any contamination of fish or fishery products that have not been identified by an authorised officer or the competent authority.

# Part E Inspection and monitoring

## Authorised officers

### Appointment of authorised officers

1. The Minister may appoint in writing any public officer, either individually or on the basis of a class of persons, to be an authorised officer for the purposes of these Regulations.
2. Each authorised officer shall be furnished with an identification card and shall, on entering any place for the purpose of carrying into effect any of the functions specified in regulation 25, produce the identification card when required.
3. The designation of any person as an authorised officer shall be published in the Gazette.

### Functions of authorised officers

1. The functions of an inspector shall be—
   1. to inspect processing establishments, factory vessels, freezer vessels or carrier vessels in order to-
      1. ensure compliance with provisions of these Regulations or any condition subject to which a licence is granted;
      2. examine the premises, facilities, equipment and staff in order to determine whether they comply with the requirements of the [Public Health Act] and these Regulations with respect to standards of sanitation and hygiene;
      3. verify whether aquaculture, inland and marine products and their by-products and any equipment, material or other item used or found in any processing establishment, factory vessel, freezer vessel or carrier vessel are handled and treated correctly;
      4. ensure the correct application and functioning of purification and conditioning systems;
      5. monitor the use of health marks;
      6. determine the suitability of any processing establishment, factory vessel, freezer vessel or carrier vessel for the processing of aquaculture, inland or marine products or their by-products to be granted a licence and an operating certificate under these Regulations;
   2. to monitor the relay and production areas of aquaculture, inland and marine products for the purposes of-
      1. controlling any malpractice with regard to the origin and destination of aquaculture, inland and marine products and their by-products;
      2. determining the microbiological quality of live marine products in relation to such areas;
      3. detecting the presence of toxin-producing plankton, biotoxins and chemical contaminants in aquaculture, inland and marine products and their by-products;
   3. to monitor the implementation of any plans or schemes established by the competent authority;
   4. to examine any aquaculture, inland or marine product or its by-product;
   5. to certify for export, any such aquaculture, inland or marine product or its by-product;
   6. to take samples of any aquaculture, inland or marine product or its by-product or any other article, from any place within a licensed processing establishment or licensed vessel in order to determine whether proper sanitary conditions are being maintained;
   7. to inspect any container, vehicle, aircraft or vessel which is used or intended to be used far the storage or transportation of aquaculture, inland or marine products or their by-products;
   8. to open and examine any container, vehicle or other storage device at licensed processing establishments or on licensed vessels which is reasonably believed to contain any aquaculture, inland or marine product or its by-product;
   9. to tag-
      1. any aquaculture, inland or marine products or their by-products and any container or package in which they are stored, which contravene or which the inspector believes to contravene the requirements of these Regulations; and
      2. any equipment which is not in use or should not be used;
   10. to give directives to the owner, agent or person in charge of any container, vehicle, aircraft, boat or vessel which is used or intended to be used in the storage or transportation of aquaculture, inland or marine products or their by-products;
   11. to examine and, where necessary, make copies of or take extracts from any records and documents in relation to any aquaculture, inland or marine products or their by-products which consignors are required to keep pursuant to these Regulations.

## Facility Approval

### Facility sanitation requirements

1. The competent authority may, from time to time, conduct or cause to be conducted the inspection, sampling, testing and analysis of the waters of production areas to ensure that the requirements specified for this regulation water quality, environmental standards and facilitation sanitation standards are met.
2. Where any such inspection indicates—
   1. that the requirements referred to in paragraph (1) are met, the competent authority may demarcate and approve that production area as one from which prescribed products may be harvested for export;
   2. the presence of any such substance above acceptable levels, the competent authority shall forthwith take such steps as are necessary to notify interested persons of the results of that inspection.
3. The competent authority shall keep records of all inspections, sampling, testing and analysis carried out pursuant to paragraph (1).

### Duties with respect to water quality

1. The competent authority shall ensure that any supply of water intended for use in the processing of prescribed products which constitutes a potential risk to the wholesomeness of such products is prohibited.
2. The competent authority shall—
   1. publish an annual report on the quality of water intended for use in the processing of prescribed products in licensed processing establishments; and
   2. take all reasonable measures to ensure that the report referred to in paragraph (a) and other relevant and up-to-date information on the quality of water intended for use in the processing of prescribed products in licensed processing establishments is made available to every operator.
3. An operator of a licensed processing establishment shall—
   1. notify the competent authority of the source of its water supply;
   2. when required by an inspector, demonstrate the water distribution system in the licensed processing establishment;
   3. cause to be prepared a distribution and recirculation plan showing all pipes and outlets within the licensed processing establishment and identifying all outlets.
4. The plan mentioned in paragraph (3)(c) shall, when required by an inspector, be made available for inspection.
5. The competent authority shall establish appropriate programmes to monitor the quality of water intended for use in the processing of prescribed products to parameters and ensure that the water conforms to the parametric values set in accordance with any Protocol or regulations in force.
6. In every inspection of a licensed processing establishment, the inspector shall carry out an initial examination of the water supply thereof in order to determine compliance with these Regulations.
7. Any monitoring programme established under paragraph (1) shall involve examination of samples from the water sources in accordance with any quality standards set out in a Protocol.
8. The competent authority shall take or cause to be taken for examination samples of the water from the water sources—
   1. at the point of entry;
   2. at the point of use; and
   3. during the processing of prescribed products.
9. Where it is found, as a result of monitoring carried out under paragraph (1), that the water at source does not comply with the parameters and parametric values established in accordance with paragraph (7), the competent authority shall—
   1. launch an immediate investigation in order to determine the cause of the deterioration in the quality of the water;
   2. take all reasonable steps to promptly warn all operators where there is an unacceptable risk to public health;
   3. in the case of the national supplier of water, advise of the problem and prepare an action programme for the improvement of the quality of water as soon as practicable;
   4. in the case of a private water supply, notify the person responsible for the supply as soon as is practicable and advise of the measures to be taken for the improvement of the quality of the water; and

ensure that immediate remedial action is taken to improve the parametric value of the water.

1. If water intended for use in the processing of prescribed products does not meet the parameters and parametric values set in accordance with paragraph (7), the operator shall ensure that the necessary remedial action is taken as soon as possible to restore the quality of the water and shall give priority to cases based on the extent to which the parameters and parametric value has been exceeded and the extent to which the wholesomeness of the particular product has been compromised.
2. Where an operator fails to apply the appropriate treatment techniques to reduce or eliminate the risk of dangerous levels of micro- organisms, parasites or other substances in the water, the competent authority shall cause the operator to suspend its processing operations pending compliance.

## System of inspection and monitoring

### Inspection system

An authorised officer shall, upon completion of an inspection of a processing establishment, factory vessel, freezer vessel or carrier vessel to which an application for a licence relates, make a report in writing of the assessment to the competent authority.

### Inspection of prescribed products

1. An authorised officer shall ensure that-
   1. only live aquaculture, inland and marine products are harvested;
   2. licensed vessels are offloaded at designated ports;
   3. prescribed products are properly placed in batches and that sampling thereof is carried out as required;
   4. an operator has in relation to prescribed products valid transport certificates and has affixed correct identification codes on the batches;
   5. harvesting, handling and processing activities are properly carried out;
   6. an operator implements systems to ensure proper monitoring of all activities carried out in a licensed processing establishment or licensed vessel.
2. An authorised officer shall on the directive of the competent authority, carry out inspections of licensed establishments and licensed vessels.
3. An inspection under his regulationshall be carried out in accordance with internationally accepted procedures.
4. An operator may request the competent authority to carry out an inspection of a licensed processing establishment or a licensed vessel, and the competent authority shall cause an inspection to be carried out on payment by the operator of the appropriate fee as may be prescribed.
5. The operator of a licensed vessel shall, as far as is practicable, land his prescribed products during the normal working hours of the authorised officer and where a vessel lands outside of such normal working hours, the operator shall ensure that the prescribed products remain in the vessel until the arrival of an authorised officer.
6. Where an authorised officer carries out an inspection outside of his normal working hours the operator shall pay to the competent authority such sum as is agreed between the competent authority and the operator.
7. The operator of a licensed processing establishment or a licensed vessel shall not prevent an authorised officer at that licensed processing establishment or on that licensed vessel from observing or interviewing any employee, agent or contractor or licensed vessel, as the case may be.
8. Where a batch fails an inspection that batch shall be rejected.
9. An operator shall not export any batch of prescribed products which has failed an inspection.
10. An authorised officer shall, upon completion of an inspection of a batch of prescribed products, submit a specimen of the product to the competent authority for testing and where the batch is rejected as being unfit for human consumption, the competent authority shall so advise the operator in writing.
11. After withdrawal of a notice of suspension the operator of the licensed processing establishment or licensed vessel whose licence was suspended may resume operations of the licensed processing establishment or licensed vessels.

### Inspection of fishing vessel at sea

The competent authority may cause an inspection and audit of licensed vessels, which harvest, handle or process prescribed products for export, to be carried out during operations at sea, at such time as the competent authority may determine and the operator thereof shall not prevent the carrying out o f such inspection audit.

### Inspection in port

1. The competent authority may request an operator of a licensed vessel to make that vessel available for inspection and audit at a specified port, within the time specified.
2. Where the operator of a licensed vessel is unable to make the vessel available for inspection under paragraph (1) he shall, within forty-eight hours before the inspection and audit, so notify the competent authority.
3. The competent authority shall notify the operator of the new place or time for inspection where the competent authority is notified under paragraph (2).
4. Prescribed products which are harvested, handled or processed on board a licensed vessel, shall not be sent to a licensed processing establishment or entered for export or exported, between the date of the request and the date the licensed vessel is presented for inspection at the specified port.

# Part F Enforcement

### Powers of entry, search and seizure

1. Subject to subsections (2) and (3), an authorised officer may at any reasonable time enter any premises or enter or board any vehicle, vessel or aircraft for the purposes of checking compliance with these Regulations or where necessary for carrying out his other functions under these Regulations.
2. An authorised officer exercising the power to enter premises or to enter or board any vehicle under subsection (1) shall, if so required by the owner or occupier of the premises, vehicle or vessel as the case may be, produce evidence of his or her authority before entering, and is not entitled to admission as of right to any premises which is occupied, unless twenty-four hours notice of intended entry is given to the occupier.
3. If the Chief Environmental Officer has reason to believe that a contravention of the provisions of these Regulations or any regulations made under it has occurred or is about to occur, and the circumstances are such that giving notice of the intended entry would defeat the purpose for which entry is sought, an authorised officer may enter any premises under a warrant issued by a Justice of the Peace.
4. In the course of any entry under this section, the authorised officer may carry out any inspection or survey, seize any equipment or article being used in the commission of an offence, review and copy any documents or other records (in whatever form they may be held), take photographs or other audio or visual recordings, and take samples of air, water, soil or other material found on or in the premises, vehicle or vessel.
5. An authorised officer may, for the purpose of exercising any of his powers under subsection (4), open, or authorise any person to open on his behalf any container or package or require the owner or any person in charge of any container or package to open it, in such manner as the inspector may specify.
6. An authorised officer may, so far as is necessary to enable him to exercise any of the powers conferred by subsection (4), prohibit entirely or to such extent as he may specify the movement, treatment or destruction of any object, container or package.
7. Where any such record or document as is mentioned in subsection (4) is kept by means of a computer, an authorised officer may—
   * 1. have access to, and inspect and check the operation of, any computer and any associated apparatus or material which is or has been in use in connection with the record or document; and
     2. require any person having charge of, or otherwise concerned with the operation of, the computer, apparatus or material to afford him such assistance as he may reasonably require.

### Powers to search, inspect and seize objects

1. An authorised officer may examine and search any—
   1. aquaculture, inland or marine product or its by-product; or
   2. any vehicle, aircraft, vessel, article, enclosure, container or other storage facility, equipment, device, apparatus or other object

(in this regulation and regulation 36 “objects”) that he suspects on reasonable grounds may provide evidence that an offence under these Regulations has been, is being, or is about to be committed.

1. For the purposes of examining and searching any object under subsection (1) an authorised officer may, if the object is a container or receptacle open, or break open, the container or receptacle.
2. An authorised officer shall exercise due care to ensure that there is as little damage as possible to an object from which he takes a sample.
3. An authorised officer may seize and detain any object that he suspects on reasonable grounds may provide evidence that an offence under these Regulations has been, is being, or is about to be committed.
4. An object may only be seized under paragraph (4) by an authorised officer if the officer gives to the person, if any, who appears to him to be the owner of, or to be entitled to possession of, the object, a receipt identifying the object and indicating the date on which, and the place at which, it was seized.

### Power to stop, detain, board and search vehicles, vessels and aircraft

1. If an authorised officer suspects on reasonable grounds that there may be on or in a vehicle, vessel or aircraft evidence that an offence under these Regulations has been, is being, or is about to be, committed, he may, at any reasonable time, take any or all of the following actions—
   1. stop and detain the vehicle, vessel or aircraft;
   2. with such assistance as he thinks necessary, enter or board the vehicle, vessel or aircraft;
   3. search the vehicle, vessel or aircraft for evidence that an offence under these Regulations has been, is being, or is about to be, committed;
   4. request a person on the vehicle, vessel or aircraft to provide to any authorised officer the assistance that he may reasonably require in the exercise of any of the powers of an authorised officer under these Regulations;
   5. exercise on or in the vehicle, vessel or aircraft any of the powers of an authorised officer under these Regulations.
2. No person shall fail to—
   1. comply with a request by an officer to stop a vehicle, vessel or aircraft; or
   2. permit an officer to board the vehicle, vessel or aircraft after such a request is made,

### Forfeiture

1. Where a person is convicted of an offence under these Regulations in relation to which any object is seized and detained under this Part is used in committing the offence, the Court may, on an application by the Director of Public Prosecutions order that the specified equipment be forfeited to the Crown.
2. Where the Director of Public Prosecutions proposes to apply to the Court for an order of forfeiture under paragraph (1) the Director of Public Prosecutions shall, subject to paragraph (5) of this regulation, notify in writing the owner of and any person (if known) having an interest in the specified equipment that he proposes to apply for such an order.
3. The owner or other person notified under paragraph (2) may appear before the court at the hearing of the application and show cause why the specified equipment should not be forfeited.
4. Where the Director of Public Prosecutions is unable to ascertain the owner of or any person having an interest in any object to which this regulation applies, he shall publish a notice in a daily newspaper circulating in [country] regarding the intention to apply to the Court for an order for forfeiture, not less than thirty days prior to the application.
5. Notice shall not be required if the seizure or detention of the specified equipment was made in the presence of the owner or person having an interest in the specified object.
6. If, upon the application of a person prejudiced by an order made under paragraph (1), the Court is satisfied that it is just in the circumstances of the case to revoke such order, the Court may revoke such order upon such terms and conditions, if any, as it deems appropriate, and without prejudice to the generality of the foregoing, may require such person to pay in respect of storage, maintenance, administrative expenses, security and insurance of the specified equipment, such amount as may be charged by the person in whose custody the specified equipment was kept.
7. An application to the Court under paragraph (6) for the revocation of a forfeiture order shall be made within thirty days of the date of the making of such an order or such longer period not exceeding six months, as the Court may allow.

### Sampling and testing

1. When a sample is taken by an authorised officer exercising his powers under these Regulations, the officer taking the sample shall—
   1. notify the person in charge of the premises, vehicle or vessel from which the sample was obtained of his or her intention to submit the sample for analysis or examination;
   2. divide the quantity into three parts, causing each part to be marked and sealed in such manner as the nature of the sample permits;
   3. deliver one of the parts to the person in charge of the premises, vehicle or vessel from which the sample was obtained;
   4. retain one of the parts for future comparison or verification; and
   5. submit the third part for analysis or examination as soon as may be practicable.
2. Every sample taken in accordance with subsection (1) shall be submitted to a designated scientific laboratory for analysis or examination in accordance with accepted forensic procedures.

### Offences and penalties

1. If a person contravenes, without reasonable excuse, proof of which shall lie with him, any provision of regulations [insert provisions], he shall be guilty of an offence against these Regulations.
2. Subject to paragraph (3), a person guilty of an offence against these Regulations shall be liable—
   1. on summary conviction, to a fine not exceeding the statutory maximum;
   2. on conviction on indictment, to a fine or imprisonment for a term not exceeding 2 years or both.
3. Any person who—
   1. without reasonable cause, fails to give an authorised officer or any person acting on behalf of the competent authority any assistance or information which that person may reasonably require of him in connection with such matters; or
   2. in purported compliance with any such requirement as is mentioned in sub-paragraph (a), or for the purpose of procuring a licence under these Regulations, intentionally or recklessly furnishes information which is false or misleading in a material particular, or intentionally fails to disclose any material information,

shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding the statutory maximum.

# Part G Miscellaneous

### Confidentiality

1. Any person carrying out duties or responsibilities under these Regulations, including the Minister, officers of the competent authority or authorised officers, shall not, unless authorized in accordance with these Regulations, or otherwise required to do so by law, reveal information or other data of a confidential nature acquired by virtue of their authority, duties and responsibilities to any person not having such authority or carrying out such duties and responsibilities.
2. The following information shall be confidential –
   1. any information or data of a commercial nature provided in records, returns, or other documents required under these regulations;
   2. such other information or data as may be prescribed from time to time.
3. Confidential information may be disclosed to the extent –
   1. that disclosure is authorized or required under law;
   2. that the person providing the information authorized its disclosure;
   3. necessary to enable the Minster to publish statistical information relating to the fisheries or food safety sectors; or
   4. necessary to enable advice to be given to the Minister or the competent authority.

### Liability for loss, damage and costs

Without prejudice to any civil remedies the Government or any other person may have, a person who commits an offence under these Regulations may, upon conviction, and in addition to any fine or penalty imposed on that person under these Regulations, be held liable to the Government for—

* + 1. any costs incurred in detecting, apprehending, investigating or prosecuting the offence;
    2. any costs incurred in detaining or seizing any property, including the costs of dealing with forfeited items; and
    3. any costs incurred in remedying, mitigating or repairing any environmental damage attributable to the commission of the offence; and

the amount of compensation for such loss, damage or costs may be awarded by the Court as restitution in addition to, and recovered in the same manner as, a fine.

### Scientific Evidence

1. The Minster shall designate at least one laboratory or testing facility, which may be in another country, as a designated scientific laboratory for the purposes of these Regulations.
2. A certificate signed by the person in charge of a designated scientific laboratory designated under subsection (1), stating that an object or substance has been analysed or examined and stating the results of the analysis or examination, is admissible in any proceeding under these Regulations as sufficient evidence of the matters in the certificate and of the correctness of the results of the analysis or examination.
3. A certificate shall not be admitted into evidence under subsection (2) in a proceeding for an offence under these Regulations unless the defendant has been given a copy of the certificate together with reasonable notice of the intention to produce the certificate as evidence in the proceedings.
4. In any proceedings for an offence against these Regulations, the defendant cannot adduce evidence in rebuttal of a certificate issued by a designated scientific laboratory in relation to any matter of which the certificate is evidence unless, within 14 days after a copy of the certificate is given to the defendant in accordance with subsection (3), or such further time as the court may allow, the defendant gives to the prosecutor notice in writing of the intention to adduce such rebuttal evidence.

### Liability of company officers

1. When an act or omission that is offence under these Regulations made under it has been committed by a company, any individual who was at the material time a director, partner, owner or officer of that company may be found personally liable for that offence, in addition to or in substitution for any liability to which the company is subject, if that act or omission was done with his or her knowledge, consent or acquiescence, or if he did not exercise reasonable diligence to prevent the commission of that offence.
2. In any proceedings against a director, partner, owner or officer of a company pursuant to subsection (1), the onus of proving that the offence was committed without his or her knowledge, consent or acquiescence or despite the exercise of reasonable diligence on his or her part is on the accused.

# FIRST SCHEDULE

|  |  |  |
| --- | --- | --- |
|  | Form 1 | [Regulation nos.] |

*Stamp of Competent Authority*

|  |  |  |
| --- | --- | --- |
|  | STAMP OF THE COMPETENT  AUTHORITY UNDER THE  FISHERIES HYGIENE  (CERTIFICATION, LICENSING AND  CONTROL) REGULATIONS |  |

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 2 | [Regulation nos.] |

*Inspector's Identification Card*

|  |  |  |
| --- | --- | --- |
| **Fisheries Hygiene (Certification, Licensing and Control) Regulations** | | |
| *Inspector's Identification Card* | | |
| *Photograph of Inspector's* | | |
|  |  |  |
| Name of Inspector\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Identification No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Date of Issue \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Authorized Signature \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | | |

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 3 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Application for a Licence to Enter Prescribed*

*Products for Export*

Application No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date of Application \_\_\_\_\_\_\_\_\_\_\_

**I/We ………………………………………......………………….........….., hereby apply for a licence to enter for export the consignment of prescribed products specified below:-**

PART I- *Particulars of Applicant*

Full name of applicant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address of applicant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Position of applicant (where applicable) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Fax No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Email \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Telex No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PART II- *Particulars of Prescribed Products*

Species (insert scientific names then common names)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Presentation of products and type of treatment (e.g. live, refrigerated, frozen, salted, preserved, pickled, chopped, whole, gutted, headless) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Code/Batch number \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Type of packaging \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Number of packages \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Net Weight \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Requisite storage and transport temperature \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PART III- *Origin of Products and by-products*

**Name and official identification number of vessel(s) where product harvested and handled**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Date(s) of harvest \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Approved production areas from which product was harvested**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Name address and identification number of establishment that processed product**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Date of processing and cold storage \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Temperature required during transportation \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Container \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Refrigerated truck \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PART IV- *Destination of Products and By-Products*

The products are dispatched from

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

(*place of dispatch)*

to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(*country and place of destination*)

by the following means of transportation or a combination of them (specify means of transport; if air, specify name of airline and flight number; if land, specify route, if sea, specify name of vessel and sports and whether goods will be offloaded or remain in transit)

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Name of Consignor \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of Consignee and address at place of destination \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

MISCELLANEOUS

Your application is to be accompanied by the prescribed application fee.

**Declaration**

I/We hereby declare that the provisions of the Regulations that apply to the products referred to in this notice have been and will be complied with until the products are exported, and that all due care will be exercised to ensure that the prescribed products mentioned above arrive at their destination in compliance with the provisions of the Regulations.

I/We understand that any failure to comply with the Regulations may result in the suspension or cancellation of my/our export license or export health certificate.

Dated this day of , 20

Signature of Applicant

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 4 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Application for a Licence to Enter Prescribed Products*

Application No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date of Application \_\_\_\_\_\_\_\_\_\_\_\_\_\_

I/We ………………………………………............., hereby apply for a licence to enter for export the consignment of prescribed products specified below:-

PART I- *Particulars of Applicant*

Full name of applicant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address of applicant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Position of applicant (where applicable) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Fax No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Email \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_Telex No.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Full name of licensed processing establishment or vessel

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PART II

Species (insert scientific names then common names) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**MISCELLANEOUS**

Your application is to be accompanied by the prescribed application fee.

**Declaration**

I/We hereby declare that the provisions of the Act and the Regulations that apply to the products referred to in this notice have been and will be complied with until the products are exported, and that all due care will be exercised to ensure that the prescribed products mentioned above arrive at their destination in compliance with the provisions of the Act and Regulations.

I/We understand that any failure to comply with the Act and Regulations may result in the suspension or cancellation of my/our export license or export health certificate.

Dated this day of , 20

Signature of Applicant

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 5 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Application for a Licence to Operate a Processing Establishment*

Application No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date of Application \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of owner/operator of establishment\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Business address of owner/operator\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name of operator of establishment \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Business address of operator if different from address of establishment \_\_\_\_\_\_\_\_\_

Particulars of export operations \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Other operations at the processing establishment if any, likely to affect the export operations carried on at the establishment \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**MISCELLANEOUS**

Your application shall be accompanied by the following:-

1. The documents required by the Guidelines to Veterinary Inspection and Monitoring of Fish Processing Establishment Operations set by the Veterinary Services Division of the Ministry responsible for agriculture.
2. The Public Health Certificate pursuant to regulation 13 (4) (a).
3. The prescribed application and inspection fees.

**Signature of Applicant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**FOR OFFICIAL USE**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Date Inspected \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Result of Inspection \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Document Received \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Application Granted/Refused

Fee Received \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ If Granted: Licence No. \_\_\_\_\_\_\_\_\_\_\_\_\_

Operating Certificate No. \_\_\_\_\_\_\_\_\_\_\_\_

Dated Application Received\_\_\_\_\_\_\_\_\_\_ If refused reasons therefore \_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 6 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Application for a Licence to Operate a Factory Vessel /*

*Freezer Vessel / Carrier Vessel*

Application No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date of Application \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name Vessel \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Home Port of vessel \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name and Address of Operator of vessel \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Type of vessel carrier\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_freezer \_\_\_\_\_\_\_\_\_\_\_ factory \_\_\_\_\_\_\_\_\_

Will persons sleep on vessel \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ No of persons \_\_\_\_\_\_\_\_\_\_\_\_

Describe facilities \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Port of loading and off-loading of prescribed products \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Port where prescribed products are to be inspected \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Particulars of harvesting, handling or processing of prescribed products \_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Particulars of other operations likely to affect the harvesting, handling or processing of prescribed products on board \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**MISCELLANEOUS**

Your application shall be accompanied by the following documents:-

1. Proof of ownership or base of vessel
2. The Public Health Certification of crew members.
3. HACCP Plan and relevant specifications of the vessel and equipment to be used thereon
4. Proof of registration under the Fishing Industry Act
5. The prescribed fees

**Signature of Applicant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**FOR OFFICIAL USE**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Date Inspected \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Result of Inspection \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Document Received \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Application Granted/Refused

Fee Received \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ If Granted: Licence No. \_\_\_\_\_\_\_\_\_\_\_\_

Operating Certificate No. \_\_\_\_\_\_\_\_\_\_

Dated Application Received\_\_\_\_\_\_\_\_\_ If refused reasons therefore \_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 7 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Licence to Enter Prescribed Products for Export*

Licence No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(*Name of Exporter*)

of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(*Business Address of Exporter*)

is hereby Licensed to enter prescribed goods for export.

This is Licence valid for a period of \_\_\_\_\_\_ days, unless earlier suspended or revoked, and is not transferable.

The prescribed goods which may be exported pursuant to this Licence are-

This Licence is granted under the following condition-

Breach of the Act or Regulations shall result in suspension or revocation.

Dated the day of ,20

(*Affix Stamp of Competent Authority*)

Signed:

Director, Veterinary Services Division

Ministry of Agriculture

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 8 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Licence to Export*

**Licence No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**(*Name of Exporter*)**

**of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**(*Business Address of Exporter*)**

**is hereby Licensed to export prescribed goods.**

**This is Licence valid for a period of \_\_\_\_\_\_ months, unless earlier suspended or revoked, and is not transferable.**

**The prescribed goods which may be exported pursuant to this Licence are-**

This Licence is granted under the following condition-

Breach of the Act or Regulations shall result in suspension or revocation of the licence.

Dated the day of ,20

(*Affix Stamp of Competent Authority*)

Signed:

Director, Veterinary Services Division

Ministry of Agriculture

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 9 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*License to Operate a Processing Establishment*

License No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Name of Operator)*

of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Business Address of Operator)*

is hereby licensed to operate a processing establishment at\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Business Address of Operator)*

This license is valid for a period of \_\_\_\_ months, unless earlier suspended or revoked, and is not transferable.

The prescribed goods which may be exported pursuant to this license are-­­

This license is granted under the following condition-

Breach of the Act or Regulations shall result in suspension or revocation.

Dated the day of , 20

(**Affix Stamp of Competent Authority**)

Signed:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Director, Veterinary Services Division

Ministry of Agriculture

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 10 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*License to Operate Carrier Vessel/Factory Vessel/Freezer Vessel*

License No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Name of Operator)*

of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Business Address of Operator)*

is hereby licensed to operate a \*carrier vessel/factory vessel/freezer vessel to the home port of which is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Name of Home Port)*

This license is valid for a period of \_\_\_\_\_\_ months, unless earlier suspended or revoked, and is not transferable.

The prescribed goods which may harvested and found on the carrier vessel/factory vessel/freezer vessel pursuant to this license are-­­

This license is granted under the following condition-

Breach of the Act or Regulations shall result in suspension or revocation.

Dated the day of , 20

**(Affix Stamp of Competent Authority)**

Signed: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Director, Veterinary Services Division

Ministry of Agriculture

***\*Delete which is inapplicable***

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 11 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Operating Certificate Pursuant to License*

No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

This is to certify that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Name of Operator)*

of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Business Address of Operator)*

has been granted, on the day of , 200 , a license No.\_\_\_\_\_\_\_\_ to operate a \* processing establishment/carrier vessel/factory vessel freezer vessel for a period of \_\_\_\_\_\_\_months, unless the licence is previously suspended or revoked.

Dated the day of , 20

***(Affix Stamp of Competent Authority)***

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Director, Veterinary Services Division

Ministry of Agriculture

***\*Delete which is inapplicable***

**FIRST SCHEDULE**, *contd.*

|  |  |  |
| --- | --- | --- |
|  | Form 12 | [Regulation nos.] |

**Fisheries Hygiene (Certification, Licensing and Control) Regulations**

*Notice of Appeal*

Appeal No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

To: The Minister responsible for Agriculture

Take notice that I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*(Business Address)*

being a consignor or operator of a processing establishment/carrier vessel/ factory vessel/ freezer vessel, hereby appeal against the decision of the competent authority, in the matter of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

This decision was notified to me on the\_\_\_\_\_\_\_\_\_ day of\_\_\_\_\_\_\_\_\_\_ 20

The grounds of appeal are-

I attach herewith copies of correspondence, documents or statements relevant to the appeal and receipt evidencing payment of the prescribed fee.

Dated the \_\_\_\_\_\_\_\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 200

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of the Appellant

# SECOND SCHEDULE

*Contents of Official Register*

1. Date of application.
2. Name of applicant.
3. Business address of applicant.
4. Name of operator, if different from applicant.
5. Business address of operator, if different from applicant.
6. Category of license for which application made.
7. Address of processing establishment or home port of carrier vessel, factory vessel or freezer vessel.
8. Nature of export operation.
9. Description of equipment, facilities and services in processing establishment or on board carrier vessel, factory vessel or freezer vessel.
10. Type, description and identification number of carrier vessel, factory vessel or freezer vessel.
11. Number and expiry date of Public Health Certificate of processing establishment.
12. Date of inspection of processing establishment, carrier vessel, factory vessel or freezer vessel.
13. Name and identification number of inspector carrying out inspection.
14. Date of submission of report of inspection.
15. Date of grant of license.
16. Date of refusal of application.
17. Reasons for refusal.
18. Date of notification or refusal of application.
19. Date of renewal of license.
20. Date of notification of suspension of license.
21. Reasons for suspension of license.
22. Date of withdrawal of suspension of license.
23. Date of notification of revocation of license.
24. Date of notice of appeal.
25. Grounds of appeal.
26. Decision of appeal.
27. Date of notification of decision of appeal.
28. Date of revocation of license.