



**Eastern
Inshore Fisheries and Conservation Authority**

MARINE AND COASTAL ACCESS ACT 2009 (c. 23)

Emergency Vessel Monitoring System (VMS) Byelaw

The Authority for the Eastern Inshore Fisheries and Conservation District in exercise of its powers under section 157 (1) of the Marine and Coastal Access Act 2009 makes the following byelaw for the District.

Interpretation

1. In this byelaw:

- a) “approved Inshore Vessel Monitoring System tracking device” means any of the following devices:
 - i. ‘Nemo’ manufactured by ‘Fulcrum Maritime Systems Ltd’;
 - ii. ‘MS44’ manufactured by ‘Maritime Systems Ltd’;
 - iii. ‘Nano VMS Cell SP’ manufactured by ‘Satlink S.L.U’; or
 - iv. ‘SC2’ manufactured by ‘Succorfish Ltd’;
- b) “the Authority” means the Eastern Inshore Fisheries and Conservation Authority as defined in Articles 2 and 4 of the Eastern Inshore Fisheries and Conservation Order 2010 (SI 2010/2189);
- c) “the District” means the Eastern Inshore Fisheries and Conservation District as defined in Articles 2 and 3 of the Eastern Inshore Fisheries and Conservation Order 2010;
- d) “fishing” includes digging for bait; the shooting, setting, towing and hauling of fishing gear; gathering sea fisheries resources by hand or using a hand operated implement; and catching, taking or removing

sea fisheries resources and includes activities ancillary thereto including leaving port for the purpose of fishing;

- e) “fishing vessel” means a vessel registered under Part II of The Registry of Shipping and Seaman as governed by the provisions of the Merchant Shipping Act 1995 and the Merchant Shipping (Registration of Ships) Regulations 1993, or in the Channel Islands or Isle of Man; and in respect of which there is a valid fishing licence issued under the Sea Fish (Conservation) Act 1967 (c.84);
- f) “monitoring device” means either an approved Inshore Vessel Monitoring System tracking device or a Vessel Monitoring System +;
- g) “Overall Length” means the length of a vessel, defined as the distance in a straight line between the foremost point of the bow and the aftermost point of the stern, and, for the purposes of this definition:
 - i. the bow shall be taken to include the watertight hull structure, forecastle, stem and forward bulwark, if fitted, but shall exclude bowsprits and safety rails;
 - ii. the stern shall be taken to include the watertight hull structure, transom, poop, trawl ramp and bulwark, but shall exclude safety rails, bumkins, propulsion machinery, rudders and steering gear, and divers' ladders and platforms.
- h) “shrimp” means an organism of the species *Pandalus montagui* (commonly known as pink shrimp) or of the genera *Crangon* (including *Crangon crangon*, commonly known as brown shrimp) or *Palaemon*;
- i) “the required information” means;
 - i. The unique identification number of the monitoring device;
 - ii. The most recent geographical position of the fishing vessel using coordinates of latitude and longitude on the World Geodetic System 1984(9), with a position error or less than 10 meters;
 - iii. The date and time expressed in Co-ordinated Universal Time of any geographical position of the fishing vessel; and
 - iv. The speed and course of the fishing vessel at that time
- j) ‘the person in charge’ means the owner, master or charterer, if any, of the fishing vessel.
- k) “Vessel Monitoring System +” means the UK approved Vessel Monitoring System terminal manufactured by ‘AST’;

- l) “Wash and North Norfolk Coast” means the area set out in Schedule 1;
 - m) “whelk” means a marine organism of the species *Buccinum undatum*.
2. Co-ordinates used in this byelaw are measured from WGS 84 datum. WGS 84 means the World Geodetic System as revised in 1984 and 2004.

Prohibitions

3. A person must not:
- a) fish for shrimps or whelks within the Wash and North Norfolk Coast; or
 - b) transit the Wash and North Norfolk Coast during a fishing trip for shrimps or whelk; or
 - c) carry on board a fishing vessel shrimps or whelks within the Wash and North Norfolk Coast
- unless all the requirements set out in paragraphs 4 (the ‘installation requirement’), 5 (the ‘reporting requirement’) and 6 (the ‘responsibilities requirement’) are met.
4. The ‘installation requirement’ is that the fishing vessel must have a monitoring device installed by the date specified in Schedule 2.
5. The ‘reporting requirement’ is that:
- a) when installed, the monitoring device must transmit the required information to the Marine Management Organisation United Kingdom Vessel Monitoring System Hub at least once in every three-minutes from the day it is installed on a fishing vessel; or
 - b) In strict accordance with any authorisation is given under paragraph 7(c).
6. The ‘responsibilities requirement’ is that, once the monitoring device is installed, the person in charge of the fishing vessel must use all reasonable endeavours to ensure that;
- a) the monitoring device is operational;
 - b) the monitoring device is not capable of being manually overridden;
 - c) the monitoring device is not destroyed, damaged, rendered inoperative, or otherwise interfered with;
 - d) any antenna connected to the monitoring device is not obstructed in any way; and
 - e) the power supply to the monitoring device is not interrupted.

Failure of a monitoring device

7. If the monitoring device on board the fishing vessel becomes incapable of meeting the reporting requirement, the person in charge, at the point at which they know, or could reasonably be expected to know the device had stopped transmitting, must:
 - a) contact the relevant supplier of the monitoring device to determine a timescale for the device to be repaired to be able to meet the reporting requirements;
 - b) notify the Authority; and
 - c) ensure that the fishing vessel is not used to fish for shrimp or whelks unless written authorisation to continue to fish is provided by the Authority and in strict accordance with any conditions therein.

8. A notification under paragraph 7(b)) must include:
 - a) the unique identification number of the monitoring device;
 - b) the name and Port Letters and Number of the fishing vessel upon which the monitoring device is installed;
 - c) where known, by the person in charge of the vessel;
 - i. the date and time at which the monitoring device stopped transmitting the required information;
 - d) the estimated timescale for the monitoring device to be repaired to be able to meet the reporting requirements.

9. Authorisation to continue to fish under paragraph 7(c) may be given;
 - a) where the device meets the reporting requirement; or
 - b) where the device does not meet the reporting requirement:
 - i. at the absolute discretion of the Authority;
 - ii. for a period of time specified by the Authority;
 - iii. subject to conditions contained within such authorisation; and
 - iv. subject to review and withdrawal at any time should the Authority deem it appropriate to do so.

Coming into force and duration

10. the byelaw comes into force on 9 June 2022 and remains in force, unless revoked or extended, until 8 June 2023.

I hereby certify that The Emergency Vessel Monitoring System (VMS) Byelaw was made under section 157 of the Marine and Coastal Access Act (c.23) at the Eastern IFCA meeting on 8 June 2022.

The said byelaw comes into force on 9 June 2022..

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Schedule 1 – The Wash and North Norfolk Coast

The Wash and North Norfolk Coast is defined as the area of the District landward of a line drawn connecting the points listed in the table below and as set out in Figure 1 for illustrative purposes.

Point	Latitude	Longitude
A	53° 11.01' N	000° 21.27' E
B	53° 11.01' N	000° 31.61' E
C	52° 57.07' N	001° 33.35' E
D	52° 52.12' N	001° 27.19' E

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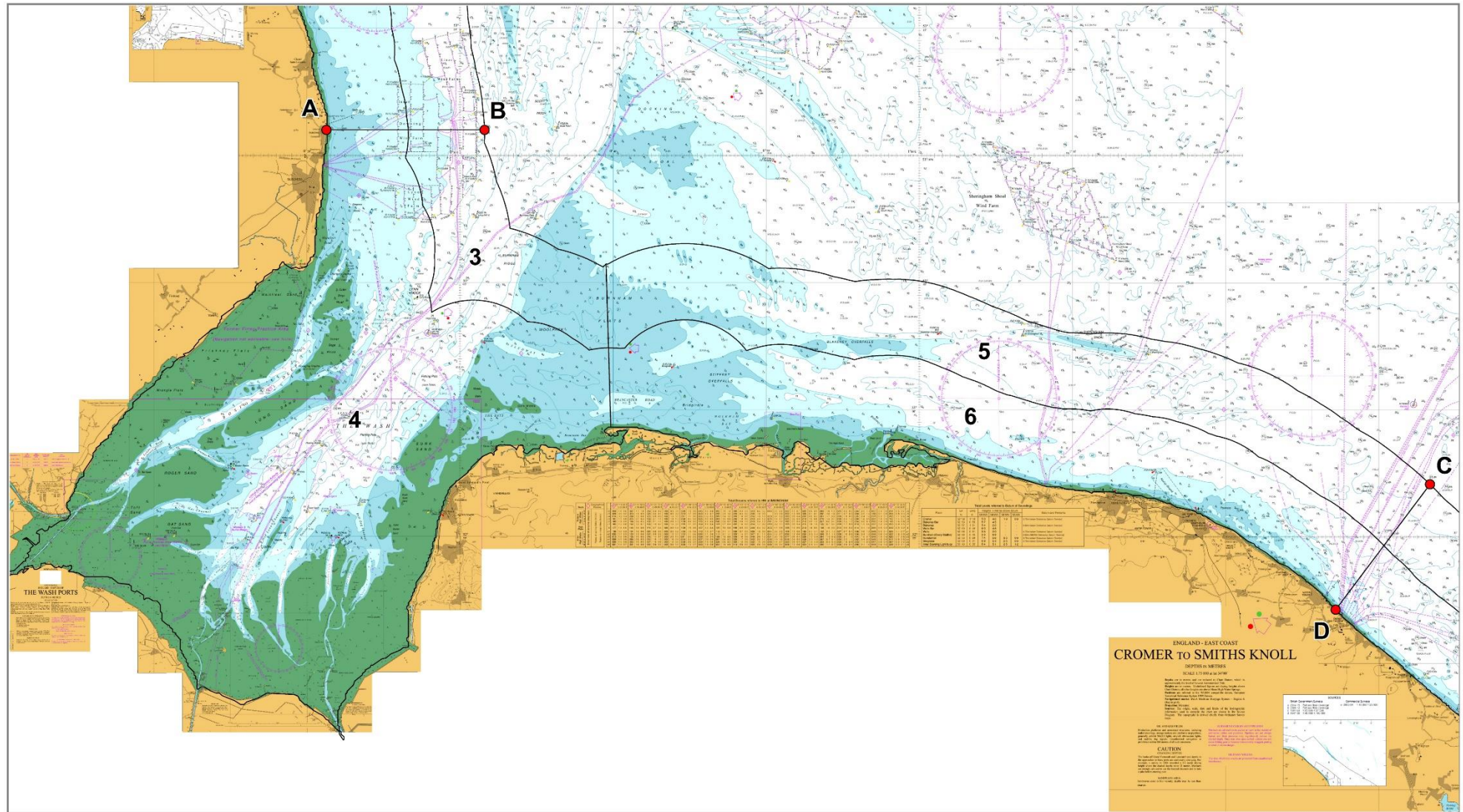


Chart 1: Emergency Vessel Monitoring System (VMS) Byelaw

- Whelk Areas
- Emergency VMS Byelaw Coordinate Points

Not to be used for navigation – for illustrative purposes only

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Date: 26/05/2025
 Drawn by: SC
 Projection: Lat Long WSG84
 EIFCA: Whelk_Areas

Emergency_VMS_Byelaw.WOR

Schedule 2 – dates referred to in paragraph 3: the ‘installation requirement’.

Fishing vessel Overall Length (metres)	Date that the installation requirement must be met
10 to 11.99	17 June 2022
8 to 9.99	17 June 2022
6 to 7.99	22 August 2022
Below 6	19 December 2022

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