

Annex 1 - Penalty Annex

Management Plan Article	Number of infringements and applicable penalty						Remarks
	1	2	3	4	5	6	
C2.1 & C5.1 200 days & HCR	€ 100/hour or 2 hours/hour	€ 200/hour or 4 hours/hour	Exclusion				The penalty is calculated according to the number of hours at sea over and above the allowed number of hours.
C2.2 & C2.3 Beam width & gear weight	Warning*	Exclusion					At the first warning, the member shall be given 14 days to change the gear, after which a second control shall be performed.
C2.4, C3.1, C4.1, C4.2 & C4.3 Mesh size & sieve net		€ 1000 or 48 hours	Exclusion				
C3.3 & C3.4 Sieving stations	Warning	Exclusion					In this case exclusion means that the sieving station will be excluded from MSC approved landing sites.
C3.5 Sieva percentage 15-17,5%	Warning	€125 + €3/kg or 6 hours + 8 min/kg	€250 + €3/kg or 12 hours + 8 min/kg	€500 + €3/kg or 24 hours + 8 min/kg	€1000 + €3/kg or 48 hours + 8min/kg	Exclusion	The member will only get a penalty if he has more than one landing within the two-week period. The added penalty, which relates to kg, is calculated from the kg of sieva above 15%.
C3.5 Sieva percentage >17,5%		€250 + €3/kg or 12 hours + 8 min/kg	€500 + €3/kg or 24 hours + 8 min/kg	€1000 + €3/kg or 48 hours + 8min/kg	€2000 + €3/kg or 96 hours + 8 min/kg		
C4.4 Effort reduction measure (up to 1 hour of violation)	€ 125/hour	€ 125/hour	Exclusion				The penalty is calculated according to the effort (as described in C4.4) in hours (rounded up to whole hours) above the allowed number of hours or during times where effort should be fully reduced according to the chosen reduction scheme. Each period that contains non-compliance to C4.4 counts as a single infringement.
C4.4 Effort reduction measure (from 2 hour of violation)	€ 250/hour	€ 250/hour					
D1.1 & E2.1 Data collection and ETP species	Warning	Exclusion					The member will be contacted (via text message or similar) as a reminder before an official written warning or exclusion is given.
G1.1 Refused control	€ 1000 or 48 hours	Exclusion					No warning is given.

* This warning is applicable for all management plan articles mentioned in the column before: i.e. C2.2, C2.3, C2.4, C3.1, C4.1, C4.2 and C4.3. If a vessel has already been warned once for infringement of any of these articles, a subsequent infringement of any of these articles shall count as a second infringement.

A warning, penalty or exclusion is given to a particular member, for a particular vessel. If a member owns more than one vessel, it only applies to the vessel where the infringement has been found. If the vessel is sold (minimum half the ownership) to another fisherman or company, previous infringements shall not count against the number of infringements for that vessel.

Exclusion: An exclusion from the management plan (and list of MSC-certified vessels) is valid for at least 12 months. Re-inclusion after this period is only possible, when the independent control has checked the vessel again and has found no infringements.

Sunset clause: When the date of entry into force of a previous warning or penalty notice is more than 2 years past, this infringement no longer counts against the number of infringements for that vessel.