

**Dissatisfaction of community fishers from KwaZulu Natal about the proposed regulations for small scale fishing (Government notice No. 38536 date 6 March 2015)**

Firstly we wish to convey this message to the department although the minister said this public consultation for these regulations was for 30 days but practically it was not for 30 days to us because this process to some of our communities has taken place on the 23 March 2015, so if you count the number of days you can see that it was not 30 days as minister said but was also two weeks of which is 14 days.

Secondly DAAF officials failed to convey message to the fishers to invite them to these consultative meetings, there was no proper communication has been used and their communication was very poor, in some areas DAAF officials has been placed their notice in last dying minutes (one day before the day of the meeting)

Thirdly there was no proper communication with community stakeholders like traditional leaders (Amakhosi and Izinduna) and also councilors

Fourthly the venues were very far from our fisher's destinations, most of our fishers fail to attend those meetings because they had no money to pay for taxis

Fifthly there was no transport arranged or organized by DAAF official to help our fishers to take them to those meetings but what we have seen in KZN Ezemvelo KZN officials (the fishing unit under supervision of Jilian has used their department vehicles to take only fishers who belong from their committees and excluded other fishers of which was total wrong (that was divide & rule)

Sixthly there was no food arrangement has been organized for those people who were in those meetings, even drinking water was a disaster in a hot condition.

Because of the above statement we feel that the department has not done job properly and then we propose this process to be extended by another 30 days in order to be able to participate well and forward our comments in time.

Sevently we are very concerned the way these regulation has been proposed to us, these are not kind of regulations that we want as fishers, we have been voted for better life not oppression, we have been berried long time ago such laws after we put our vote in 1994 we can not allow to be oppressed while we think we are free, this is a government for people. So our government must listen to us and do what we want, we are the one who understand better about fishing. Please let us to tell you, how do we want to fish and what do we want to catch, we do not think that, the people who wrote these regulations has ever been fishers let the policy inform the regulations. Please do not undermine our policy, the regulations must be what the policy says

**1. De-commercial**

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Firstly we do not know who inform you about this list because you had never consulted u  
We total against it, we say let these species under this list be all used for consume and  
selling.

**2. Minister to determine number of co-ops to be established**

Why the minister should be the one who determine the number of co-ops, we total against  
it, we propose the number of co-ops must be determined by the number of applicants who  
meet the criteria

**3. Role of women**

These regulations is too quiet about the role of women, we want everything that is outlined  
in the policy to be included in these regulations.

**4. Prohibited special list**

-We have not consulted about this list and we feel that it is insult if you said "ABOLONE"  
must be the one who should not be caught & sold. We want all ABOLONE to be located to  
the list of species for consume and be sold.

**Constitution for co-ops**

Why this should be the minister who approve the constitution. The constitution is not for the  
minister but it is for the members of the co-ops, the members should be the one who adopt their  
constitution because it belongs to them.

**5. Commercial list**

This is a pity that there are people who take decision in our behalf, we have never been  
consulted for this list, we want to consume species that are here in the list and we want to  
harvest fish from Estuaries.

**6. Co-management**

The minister must delegate some of his/her duties to other structures, we do not understand  
why the minister should be the one appoint the co-management committee, where is the  
democracy, fishers must be the one who establish the co-management committee amongst  
themselves

--C-O-management committee must have fully flashed committee members not only chair,  
deputy & secretary what will happen if secretary not present. This committee must have the  
majority of the fishers

**7. The criteria**

A person must at least 2-5 years in fishing, catching, processing or marketing to meet the  
criteria or to qualify to be small scale fisher not 10 years as it written in these regulation.

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**Additional members**

1. The minister is very far from community fishers or co-ops, he has got no right to interfere the co-ops matters or issues, this is not his or her duty to approve the inclusion of a person as a member but these power are just for the co-operative members, who are the owners of their legal entity because there are people given task to see whether the application meet the criteria or not
2. We totally against that, a fisher may become a member after 3 years, it is too long for someone to wait get something to eat. We said 6 months is a reasonable period to wait.

**Management plan**

We are against that the minister will approve the small scale fisheries co-operative management plan, we feel that the minister want to own everything, we believe co-management structure should be the one who approve the plan as they represent community fishers and some of departments are there to play their role.

**Compliance**

If a person has been found done something wrong, first must be given a fair chance to be listen to his/her problem before action to be taken and must be checked whether has done that because of lack of knowledge or he/she need education awareness before he has been thrown away.

NB/ Please see the attachments list for signatures from KZN fishers

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## Signatures for community fishers in KZN

Name	Surname	Place	Signature	Date
J.S.	mpungose	Khayelisha	J.S. mpungose	27-03-2015
Sibisi Sani	Madonzele	Dukundus	S. S. Madonzele	28-03-2015
MACHAWI	SHANDU	Empokanyi	[Signature]	29-03-2015
Manelentasi: K	Dube	Empokanyi	[Signature]	29-03-2015
Mketa	Ntuli	Empokanyi	[Signature]	29-03-2015
Melisiwe	Zakhele	Empokanyi	X	29-03-2015
Sabulani	Makheke	Empokanyi	X	29-03-2015
Vusi	Mkhawane	Empokanyi	X	29-03-2015
Siphiso	Mkhulu	Empokanyi	U. Mkhulu	29-03-2015
Sobelo	Mkhayane	Empokanyi	X	29-03-2015
Bhekinkosi	Mkhulu	Empokanyi	X	29-03-2015
Zoms	Msweli	Empokanyi	X	29-03-2015
Richard	Mngomezulu	Empokanyi	X	29-03-2015
Vusi	Ndatamba	Empokanyi	X	29-03-2015
Mkhawane	Gumede	Empokanyi	X	29-03-2015
Gcina	Dube	Empokanyi	X	29-03-2015
Sabulane	Gumede	Empokanyi	X	29-03-2015
Ninesha	Cebekhulu	Empokanyi	X	29-03-2015
A	Mkhawane	Empokanyi	X	29-03-2015
DERRICK T.	MTHOMBU	Nkundusi	[Signature]	29-03-2015
Jacob M.	Mkhawane	Nkundusi	[Signature]	29-03-2015
EXON	Mkhawane	Mazambane	[Signature]	29-03-2015
Thomas	Rhura	Nabela	[Signature]	29-03-2015
THEMBO N	Mkhawane	Kwa Mkhawane	[Signature]	30-03-2015
Joice	Mkhawane	Mapihi	[Signature]	30-03-2015
STHEMBISA	SHANGE	Kwa DAPHA	[Signature]	30-03-2015
Emangaliso	Mageba	Bhalangeni	[Signature]	30-03-2015
Thabisa	Mkhawane	Mnyanziso	[Signature]	30-03-2015
Toxic M	Mkhawane	Mkhawane	[Signature]	30-03-2015
VICTOR	SHANGE	Mkhawane	[Signature]	30-03-2015
M.	Simamane	Port Edward	[Signature]	30-03-2015