



**forestry, fisheries
& the environment**

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Ref: O2/1/5/2

**NATIONAL ASSEMBLY
(For written reply)**

**QUESTION NO. 164 {NW169E}
INTERNAL QUESTION PAPER NO. 1 of 2023**

DATE OF PUBLICATION: 09 February 2023

Mr M N Paulsen (EFF) to ask the Minister of Forestry, Fisheries and the Environment:

What measures have been offered as relief to the small-scale fishermen in the Western Cape who were prejudiced due to the outcome of the small-scale allocation process being overturned by the Cape High Court?

164. THE MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT REPLIES:

According to the relief sought by the Minister, the High Court was petitioned to declare that, pending the finalisation of the new rights allocation process in the Western Cape, the status quo prior to the judgement would remain in place. This meant that all fishers who had access to fishing before the judgement would continue to fish until the completion of the new process. This access to fishing is a remedy that is also extended to those who:

- were unfairly made unsuccessful but were fishing under the Interim Relief dispensation;
- were not historically under the Interim Relief dispensation but were successful under the previous process of declaring small-scale fishers in the Western Cape, and

- had access to fishing and are listed on Annexure B of the judgement of 31 August 2022.



MS B D CREECY, MP
MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT

DATE: 15/2/2023