



forestry, fisheries & the environment

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

STANDING PERMIT FOR MULTIPLE RESTRICTED ACTIVITIES INVOLVING LISTED THREATENED OR PROTECTED MARINE SPECIES

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Issued in terms of Regulation 7 (1) of the Threatened or Protected Marine Species Regulations, 2017 (Government Gazette Notice No. 40876 of 30 May 2017) read together with the National Environmental Management: Biodiversity Act, 2004 (Act no.10 of 2004) ("the Act"): and subject to the conditions attached hereto.

SECTION A

PERMIT HOLDER(S): TWO OCEANS AQUARIUM TRUST
(T/A TWO OCEANS AQUARIUM)

REGISTRATION NO: T2601/94

ADDRESS: NO. 1 THE MOORINGS
DOCK ROAD
V & A WATERFRONT
CAPE TOWN
8002

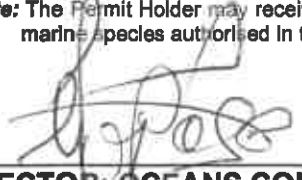
TYPE OF ENTITY/OPERATION: COMMERCIAL EXHIBITION FACILITY
CAPTIVE BREEDING FACILITY
REHABILITATION FACILITY
NURSERY/SANCTUARY
TEMPORARY HOLDING FACILITY

RESTRICTED ACTIVITIES AUTHORISED			
Possession / Exercise Physical Control	X	Convey / Move / Translocate	X
Receive/ Feed	X	Approach/ Catch/ Angling/ Gathering/ Collecting	X
Harass (i.e., tagging)	X	Release into the wild (excluding in Marine Protected Areas)	X
Donate/Give	X	Dart for veterinary attention of a species in distress	X

SPECIES INVOLVED
SEE ANNEXTURE A

VALIDITY PERIOD: 01 MARCH 2023 TO 28 FEBRUARY 2026

Note: The Permit Holder may receive stranded sick (including oiled), injured or orphaned specimen of listed protected or threatened marine species authorised in terms of this permit from members of the public or a registered or permitted facility / person.


**DIRECTOR: OCEANS CONSERVATION
STRATEGIES**

13/03/2023
DATE

PERMIT CONDITIONS: 2023/2026**1. EMPOWERING PROVISION**

- 1.1 This Permit is issued in terms of regulation 7(1) of the Threatened or Protected Marine Species Regulations, 2017 (Government Gazette Notice No. 40876 of 30 May 2017) (the Regulations) read with the National Environmental Management: Biodiversity Act, 2004 (Act no.10 of 2004) (the Act).

2. AUTHORISATION

- 2.1 Permission is hereby granted to the **TWO OCEANS AQUARIUM** (hereinafter referred to as the Permit Holder) to undertake the restricted activities involving specimen of species referred to in this permit (Annexure A).

3. SPECIFIC CONDITIONS

- 3.1. This permit authorizes the permit holder thereof to carry out restricted activities involving specimens of species referred to in this permit, only by persons in the employment of the **TWO OCEANS AQUARIUM**.
- 3.2. In the event that the Permit Holder intends to conduct a restricted activity on marine specimens not referred to in this permit, that are listed as threatened or protected marine species and/or intends to conduct restricted activities that are not authorized in terms of this permit, the Permit Holder must apply for a separate permit with the Department.
- 3.3. **The Permit Holder must not allow/permit any public viewing, display or exhibition of any protected species that is undergoing rehabilitation and/or held at a sanctuary/nursery or temporary holding facility, in terms of this authorisation. THIS HOWEVER IS NOT APPLICABLE TO MARINE TURTLES ONLY.**

3.4. For Rehabilitation & Nursery Facilities:

- a. The Permit Holder must ensure that it's facility comply with the South African National Standard for Zoo and Aquarium Practices (**SANS 10379:2005**), as amended and Norms and Standards relating to the management of seabirds in captivity, if applicable.
- b. The Permit Holder must ensure that species received into rehabilitation facility are identified, stabilized and marked accordingly.
- c. The Permit Holder must ensure rehabilitation and release of wildlife to the wild is the primary objective of the Rehabilitation and/or Nursery Facility,
- d. The Permit Holder may receive **distressed**, sick (including oiled), injured or orphaned specimen of listed protected or threatened marine species authorised in terms of this permit from members of the public or a registered or permitted facility / person;
- d. The Permit Holder must ensure that specimen is not handled unnecessary and must minimise exposures that are likely to result in unnecessary stress, habituation and/or illness, especially during moulting and breeding seasons.
- e. The Permit Holder must **prevent** hybridization and inbreeding of species involved at all times;
- f. The Permit Holder must ensure best practice techniques for feeding admitted distressed species are followed;
- g. When handling animals, the Permit Holder must minimize risk of harm to the animals and must cover the animals head and in the case of seabirds, protect its feathers with a towel.
- h. Record keeping of animals is required and may include:
 - time, date, origin of received species;

- details of the species may include:
 - age (adult/juvenile) and gender;
 - condition of species, weight and other factors (beak/carapace length);
 - treatment administered (if any).
 - food intake and medical requirements (if any) during admission;
 - general observations made regarding behaviour and responses;
 - records and date of death
- i. Live marine species confiscated by the regulatory authorities and brought to the facility for safe-keeping must be treated as part of the facility. The species must be kept in the facility until a go-ahead has been given to the facility for release, transfer, euthanasia and disposal.
- j. Prior to the animal's release, food should be offered in a way that encourages natural feeding behaviour such as foraging.

Temporary Holding Facility

- k. Temporary Holding of distressed animals is only allowed for a period of not more than five (5) days for realising back into the wild as quickly as possible, unless certified by a registered veterinarian for longer period, to which the animal must be transferred to a rehabilitation facility.
- l. In the event that the animal is unable to be released, rehabilitated and/or rehomed, the Permit Holder must notify the Department at OCPermits@dfre.gov.za or verbally on cell phone: 060 834 2477 of the intention and/or need to euthanise the particular specimen deemed by a veterinary advise to be incapable of becoming self-sustainable upon release from the temporary holding facility/rehabilitation. The notification must include written veterinary health report with photographs of the said animal, method of euthanasia as well as method of disposal of the euthanized specimen. Permit Holder must ensure verbal notification is confirmed in writing within 3 working days. The Department must provide a response to this effect within 1 hour (60 minutes) of receiving the veterinary health report and recommendation to euthanise the particular animal.

3.4. For Translocating & Trading (as per the TOPMS definition):

- a. No specimen of a listed threatened or protected marine species originating from the wild may be traded (import into the Republic or export from the Republic) without the approval from the Department.
- b. The Permit Holder must ensure that wildlife is transported in a safe and humane manner and translocation of species must not cause unnecessary pain or distress to the animal.
- c. The transfer and/or relocation of species must only be done so when the facility is unable to keep or hold them. The transfer must be to and from a facility registered and permitted in terms of the TOPS regulations, 2017. Transport/ Translocation containers must be appropriate for the species (i.e. the size, strength and behaviour of the fauna being moved).
- d. Transport/ Translocation containers must be designed and maintained in such a way as to prevent injury, escape and distress.
- e. Where the Permit Holder relies on volunteers (i.e. Network Points); the Permit Holder may authorise its Network Point on a temporary basis and for a period not exceeding 5 days, to provide care and transportation of the distressed animal to the Permit Holder's rehabilitation facility. The authorisation may be in a form of a letter on a Permit Holder letterhead, with a validity period and must reference

the Permit Holder's permit number. All Network Points must have been certified for basic training in animal welfare ahead of approaching and temporary possessing listed threatened or protected marine species. Network Points may not be authorised to possess any marine mammal in terms of this permit.

- f. Transfer must be indicated on the stock-book of both facilities and must include:
 - The details of the specimen, date of transfer, reason for transfer and the name of the facility the species is transferred to;
 - Receiving facility – details, date of receipt of the transferred birds, reason for the transfer and the name of the facility which the species was obtained;
 Species must be accompanied by the full medical records, history and current treatment.
- g. Importing and Exporting of a captive bred specimen of a listed threatened or protected marine species, into and from the Republic is not allowed in terms of this permit;
- h. In the case of seabirds, only African Penguins of **F2 generation** and above can be traded internationally and the Permit Holder must apply for an integrated CITES and/or TOPS marine permit in this regard;
- i. All traded specimens of a listed threatened or protected marine species require proof of legal acquisition.
- j. Exchange and translocation of a listed or protected marine species must be to and/or from a registered and/or permitted facility / person by the Issuing Authority and requires written notification to the Department ahead of such exchange;
- k. No specimen of a listed threatened or protected marine species also listed on CITES Appendix 1 may be imported or exported in to or out of the Republic under this permit.

3.5. Release of listed threatened or protected marine species:

- a. Marine wildlife must be fully functional before being released.
- b. An animal is deemed physically fit for release if:
 - it has fully recovered from any pre-existing injury and/or distress;
 - reasonable steps have been taken to determine the animal is free of disease,
 - its weight and body condition are within the normal range for the age, sex and species, and
 - It has adapted to prevailing climatic conditions.
- c. The Permit Holder must, prior to such release, assess the species to be physically and behaviorally able to fully function in the wild.
- d. This Permit does **not** authorize release, in to the wild, a listed threatened or protected marine species born and bred in captivity and/or previously used for exhibition purposes.
- e. The release of listed threatened or protected marine species that are bred and/or born in captivity, either through natural breeding while in captivity or through a captive breeding programme with the intent to grow the population of such species, require a risk assessment (Reg. 13(1c)).
- f. The Permit Holder is allowed to release into the wild (excluding in Marine Protected Areas and/or Islands) listed threatened or protected marine species held in rehabilitation facility and must notify the Department 4 (four) days prior to the intended release. The notification must include dates and possible sites/areas where the specimens will be released. Release of listed threatened or protected marine species in Marine Protected Areas and/or islands requires the preapproval from this Department and the management authority for the Marine Protected Area.

3.7. For Exhibition Facility:

- a. The Permit Holder must ensure it is in possession for an authorisation issued in terms of the Performing Animals Protection Act, 1935 (No. 24 of 1935) to display and exhibit, listed threatened or

protected marine species for exhibition purposes and/or for the purpose of facilitating any kind of interaction between humans and live specimens of such listed species.

- b. The Permit Holder may only keep in the Exhibition facility, species certified by the registered veterinarian to have failed to heal and are not suitable for releasing.
- c. The Permit Holder must keep a record of animals is kept /acquired and may include:
 - time, date, origin of received species;
 - details of the species may include:
 - age (adult/juvenile) and gender;
 - condition of species, weight and other factors (beak/carapace length);
 - treatment administered (if any).
 - general observations made regarding behaviour and responses;
 - records and date of death (if any);
- d. In the event of a travelling exhibition; the Permit Holder must inform the relevant province it will be going to at least two months prior to leaving the province of origin and must maintain a register with the following information:
 - (i) Date and purpose of exhibition
 - (ii) Name and physical address of the property where the specimens were in the show;
 - (iii) Particulars of the species: specimen name and numbers which were in the exhibition;
 - (iv) Duration of the exhibition.

3.8. For Captive Breeding Facility

- a. The Permit Holder must ensure rehabilitation and release of wildlife back to the wild is the primary objective of the Rehabilitation and/or Nursery Facility.
- b. Breeding populations of the species authorised for breeding activity in Annexure A, may not be sourced (imminently originate) from the wild populations; unless certified by a registered veterinarian that the particular animal(s) is not fit for release back into the wild.
- c. The Permit Holder must ensure the facility has sufficient suitable habitat to hold a breeding population of the species authorised for breeding activity in Annexure A.
- d. The Permit Holder must take measures to prevent hybridization and inbreeding of the specimen species authorised for breeding activity in Annexure A, unless authorised in terms of Regulations 24 (2) which requires approval of a conservation strategy.
- e. The Permit Holder must take measures to ensure the breeding population is skewed in favour of breeding females however, this must not be to the detriment of the rehabilitated animals.
- f. The Permit Holder must ensure the carrying capacity of the Captive Breeding Facility does not exceed 80% of the estimated capacity of the area/habitat in question and/or must be in line with certification of the World Association of Zoos and Aquariums (WAZA) and/or Pan-African Association of Zoos and Aquaria (PAAZA).
- g. The Permit Holder must ensure it participates in the national and/or regional studbook programme approved by the Department, including, the-
 - i. Marking of specimens; and

- ii. Collection of DNA samples for genotyping to determine the parental lineation. The applicant must liaise with the South African National Biodiversity Institute (SANBI), National Zoological Gardens (NZG) for the collection of DNA samples. For further information and details, the permit holder must contact the Bio-bank curator Ms. Kim Labuschagne (012 339 2700).
- h. The Permit Holder must ensure it provides African Penguin samples to the Wildlife Biomaterial Bank (Bio-bank) depository managed by the National Zoological Gardens in contributing towards the conservation of the species. For further information and details, the permit holder must contact the Bio-bank curator Ms. Kim Labuschagne (012 339 2700) and keep a stock book (as per Regulations 24 (5)/Permit condition 4.14 under General Conditions below) of specimens of threatened or protected marine species acquired, held in stock and disposed of.
- i. The Permit Holder of a Captive Breeding Facility must ensure that if trading, that only African Penguins of F2 generation and above can be traded internationally and the Permit Holder must apply for a CITES and/or TOPS marine permit in this regard;

3.9. Approaching/ Harassing of listed threatened or protected marine species:

3.8.1. Approaching in the wild:

- a. The Permit Holder is, in terms of this Permit, allowed to approach at a distance closer than 5 (five) meters, threatened or protected marine species including seal and seabird and/or their colonies, for the purpose of releasing rehabilitated species.
- b. The Permit Holder may not without approval from the Department, approach seal and seabird colonies to catch species for admittance into the rehabilitation or nursery facility:
 - Notification in this regard, must include amongst other information reasons for approaching seabird colonies and catching such species; method of catching such species; envisaged date of undertaking such activity; number of people to undertake such activity;
- c. **ALL APPROACHES TOWARDS LISTED THREATENED OR PROTECTED MARINE SPECIES, SHALL CONSIDER THE DIRECTION OF THE WIND AND MUST BE DOWNWIND OF THE ANIMALS AT ALL TIMES TO AVOID PANIC AND/OR STAMPEDE.**
- d. The number of persons allowed to approach, for the purpose of releasing rehabilitated species, near and/ or on the Seal and Seabird Colonies in terms of this permit is limited to a minimum more of 3 (three) persons at all times including during breeding season, to minimize the harassment.
- e. **SHOULD ANY APPROACHES CAUSE PANIC AND/ OR STAMPEDE, THE PERMIT HOLDER MUST IMMEDIATELY STOP AND SLOWLY WITHDRAW 100M FROM THE ANIMAL AND/OR COLONY. ALL ACTIVITIES MUST BE STOPPED FOR A PERIOD OF 2 (TWO) HOURS TO ALLOW THE ANIMAL(S) TO SETTLE.**
- f. In the event that any person under the employment of Two Oceans Aquarium, encounters a stranded and/or entangled listed threatened or protected cetacean, turtle, seal and/or seabird, they shall notify the Department:
 - For marine mammal incidents contact Mr Mdu Seakamela (021 493 7312) (SMSeakamela@environment.gov.za);
 - For seabird incidents contact Dr Azwianewi Makhado (021 493 7286) (AMakhado@environment.gov.za);
 - For sea turtle incidents contact Dr Azwianewi Makhado (021 493 7286) (Sasingh@environment.gov.za).

3.8.2. Harassing (i.e. tagging and marking) for monitoring purposes:

- a. Marking or tagging of listed protected or threatened marine species using microchips and/or Passive Integrated Transponder (PIT) tags will require pre-approval from the Department's Ethics Committee (Representative contact: AMakhado@environment.gov.za).
- b. Marking using non-toxic paints, markers, external satellite tags or small fur clips must be applied for all listed threatened or protected marine species held in rehabilitation facility for a period of more than five (5) days from date of admittance, for monitoring post release.
- c. Tagging and/or marking is an invasive identification procedure and must only be performed, or closely supervised, by an experienced and competent personnel in the level of a scientist, veterinarian and/or South African Veterinary Council (SAVC) registered animal health technician.
- d. To ensure minimal stress to the animals they should only be handled for as long as required to mark and/or tag. Continued tissue damage must be avoided.
- e. The Permit Holder must notify the Department of the type and colour of tags to be applied on the listed threatened or protected marine species, to be monitored post release. The notification shall be sent to OCPermits@dfre.gov.za within 60 days of this permit issued.

4. GENERAL

4.1. This Permit Holder shall comply with all relevant legislation, including but not limited to, the following:

- (a) The Regulations
- (b) Lists of marine species that are threatened or protected, restricted activities that are prohibited and exemption from restrictions (*Government Gazette* Notice No. 40875 of 30 May 2017);
- (c) The National Environmental Management Act, 1998 (Act No. 107 of 1998);
- (d) The National Environmental Management Biodiversity Act, 2004 (Act No. 10 of 2004);
- (e) The National Environmental Management Protected Areas Act, 2003 (Act No. 57 of 2003);
- (f) The National Environmental Management Integrated Coastal Management Act, 2008 (Act No. 24 of 2008) including the following regulations:
 - i. Control of Use of Vehicles in the Coastal Area Regulations (GNR 496 of 27 June 2014);
 - ii. Management of Public Launch Sites in the Coastal Zone Regulations (GNR 497 of 27 June 2014)
- (g) The Prevention of Pollution from Ships Act (Act No. 2 of 1986); and
- (h) The South African Maritime Safety Authority Act (Act 5 of 1998).

4.2. The Director: Oceans Conservation Strategies shall be entitled to amend these permit conditions.

4.3. Any reference to the Permit Holder in these permit conditions includes the entity or person in whose name this Permit is issued, its employees (whether permanent, full-time or part-time), its contractors and agents/ advisers.

4.4. The original or certified copy of the Permit shall be kept at the facility at all times.

4.5. A breach of the Act, Regulations or these permit conditions by the Permit Holder may result in the initiation of legal proceedings (civil, administrative and/or criminal). A breach of provisions includes but is not limited to:

- (a) furnishing information to which the Department is entitled, which is not true or complete. Including in the application process; and
- (b) contravening or failing to comply with a permit condition or with the provisions of the Act or Regulations.

4.6. The Department may refuse to re-issue a subsequent permit should the conditions stipulated in this Permit not be adhered to.

4.7. This permit authorizes the permit holder thereof to carry out restricted activities involving specimens of species referred to in this permit for rehabilitation and temporary holding, only by persons in the employment of the **TWO OCEANS AQUARIUM TRUST**. If the Permit is in the name of an institution/company/close corporation the

individual utilising the permit shall in addition to a certified copy of this Permit, be in possession of identification and/or letter which identifies the individual as an authorised person or employee of the Permit Holder.

- 4.8. The permit holder thereof must ensure that all the necessary authorizations from other national departments, provincial, local authorities and Management Authorities are obtained prior to carrying out the restricted activities referred to in this permit.
- 4.9. The permit holder must obtain a letter of consent from the landowner, if applicable, prior to the carrying out of restricted activities in other person's property.
- 4.10. Any restricted activities permitted under this permit that is conducted within a Protected Area, must be in accordance with the National Environmental Management: Protected Areas Act (Act 57 of 2003) ("NEM:PAA") and the Regulations of that Protected Area.
- 4.11. This permit does not:
- Authorize a person other than the permit holder to carry out restricted activities referred to in this permit on the property as indicated on this permit unless the person is authorized to do so by means of a permit issued in terms of the National Environmental Management: Biodiversity Act 2004 (Act 10 of 2004).
 - Absolve the permit holder to adhere to any conditions that may be determined by any relevant issuing authority.
 - Absolve the holder thereof to obtain additional import, export or re-export permits required in terms of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) Regulations, for the species included in this Annexure B.
- 4.12. The permit holder:
- may not transfer the permit to any other person;
 - may not make any alteration to the permit, in which case the permit will be rendered invalid; and
 - is bound by any norms and standards that apply to the restricted activity or species for which the permit is issued, and that the permit-holder must act in accordance with those norms and standards when carrying out the restricted activity to which the permit applies.
- 4.13. The study book referred to in Regulation 24 (1) (b) must contain the following information:
- the name of the permit holder;
 - the facility to which the registration applies;
 - the unique number to which the registration applies;
 - the restricted activity or activities that have been carried out in terms of the permit;
 - the date on which the restricted activity or activities contemplated in the paragraph has been carried out;
 - the common and scientific names of the species to which the restricted activity or activities contemplated in paragraph (d) relate;
 - the number and sexes of specimens involved;
 - the markings of specimens involved (if applicable);
 - if the permit relates to purchasing, the name, physical address and permit number of the seller;
 - if the permit relates to selling, the name, physical address and permit number of the purchaser; and
 - if the permit relates to the transport and export of a specimen, and to the extent applicable, the name and physical address of the person where the specimen has been transported or exported to.
- 4.14. The stock book contemplated in Regulations 24 (1) (c) must contain the following information:
- quantities and sex of specimens acquired, whether such specimens were born in the facility, purchased, received as a donation or a new loan, or a loan returned;
 - quantities and sex of specimens kept;
 - quantities and sex of specimens disposed of, whether such specimens died, were sold, or given as a donation or a loan.
- 4.15. The register must contain the following information, must be kept:

- a) evidence of legal acquisition of new stock acquired during the validity period of the permit,
- b) details of current stock, including the numbers, sex and age of offspring produced during the validity of the permit;
- c) mortalities (percentage and number) and sexes of specimens in the different age groups during the validity of the permit;
- d) past, current (during the validity of the permit) and expected annual production of offspring and, where possible, information on the number of females producing offspring each year, and
- e) plans for the disposal of offspring.

4.16. General Code of Practice

A. During transportation:

- a) Primary enclosures shall be constructed so that the strength of the enclosure is sufficient to contain the threatened or protected marine species and to withstand the normal effects of transport.
- b) Ensure that the conditions that the threatened or protected marine species will be subjected to during transportation are conducive.
- c) The interior of the enclosures needs to be free from any protrusion that could be injurious to threatened or protected marine species within.
- d) No part of the threatened or protected marine species must extend or protrude outside of the primary enclosure which may result in injury.
- e) Any threatened or protected marine species that are to be translocated from this facility need to be transported to a facility that is registered with this Department in terms of these Regulations. Failure to do so may result in prosecution.
- f) Any threatened or protected marine species transported for release must be done so within the species distribution range, adhering to conditions specified under (a) – (d).
- g) Duty of care must be always exercised to minimize in-transit mortality.

B. For Housing Requirements:

- a) The Permit Holder must ensure that the facility has a Code of Ethics for keeping and caring of animals.
- b) The Permit holder must be able to demonstrate that there are sufficient resources for each individual animal in any shared enclosure used for accommodation and that all animals within a shared enclosure are able to undertake similar activities at the same time, such as allowing all birds to perch or feed at the same time;
- c) Ensure that appropriate space is conditional to the species, its behaviour and nature. This may include the specifics of treatment and recovery. The housing requirements for all specimens need to provide the fauna with adequate opportunities necessary for its complete recovery from injury and/or learning and practicing vital behaviour necessary for outside survival.
- d) Ensure security from escapes and protection from outside interference. The opening of the enclosures needs to be easily accessible for either emergency removal or inspection of the birds by authorized personnel without the risk of escape of the birds;
- e) A holding area cleaned and sanitized so as to destroy pathogenic agents, maintained so that there is no accumulation of debris or excreta, and in which vermin infestation is minimized;
- f) Ensure that the enclosure must be structurally sound, constructed of material appropriate for the species housed, be maintained in good repair and designed to protect the animal from injury, abuse or harassment;
- g) Ensure that the material for the enclosure is of a non-porous, waterproof finish and facilitate effective cleaning and disinfection and is not damaging to species;
- h) Must prevent overheating, flooding and extreme cold temperatures appropriate for the animals;

- i) Accommodation for species must:
 - Be suitable to the species and their condition (including health status and age);
 - Be visually and auditory stimuli;
 - Meet their behavioural needs, its situation, space, air quality, cleanliness and temperature;
 - Ensure good water quality;
 - Maintain acceptable noise and light levels and ventilation.
- j) Fauna must be exposed to natural daylight where possible. Artificial light sources should be timed to mimic current seasonal daylight season;
- k) Where appropriate, animal pens and cages must open onto secure corridors or other secure areas so that animals are not able to escape from the premises. These corridors/areas must not be used as an exercise area;
- l) Accommodation must be regularly inspected for damage and potential injury or escape points. Damaged accommodation must be repaired or replaced immediately.
- m) Pools must consider natural feeding, drinking and bathing behaviour for the different species. This must include depth of water to accommodate such behaviour;
- n) Rocks and/or piling perches must be considered;
- o) Door openings must be constructed such that the passage of water/waste is not impeded, or allowed to gather due to inaccessibility;
- p) All wire mesh/fencing must be kept in good repair to provide an escape and dig proof structure. Where metal bars and/or mesh and/or frames are used, they must be of suitable gauge with spacing adequate to prevent animals escaping or becoming entrapped;
- q) Drainage must be effective to ensure there is no standing or pooling of liquids. Waste water must not run off into adjacent pens/ units. Drainage channels must be provided.

C. For Disease Control, the permit holder must:

- a) Have Bio-security measures in place to minimize the spread of diseases within the facility and to the wild population.
- b) Ensure that upon arrival, all fauna is isolated in a separate area until their health status can be determined;
- c) Have cleaning protocols for their respective facility;
- d) Ensure that personal and equipment hygiene are followed at all times;
- e) Ensure proper cleaning agents and regular cleaning is required to reduce the spread of disease within a facility;

D. Caring and welfare of listed threatened or protected marine species:

- a) Sufficient numbers of staff who are competent to undertake various activities listed in this permit must be available to provide a level of care that ensures that the welfare needs of all the animals are met;
- b) No specimen of a listed threatened or protected marine species must be kept unless staff on duty are competent in the care and welfare of the animals exhibited and have a recognized qualification and/or suitable and demonstrable experience/training, including working within the exhibition environment.
- c) The Permit Holder or a designated manager and any staff employed to care for the animals must have competence to identify the normal behaviour of the species for which they are caring and to recognize signs of, and take appropriate measures to mitigate or prevent, pain, suffering, injury, disease or abnormal behaviour.
- d) Suitable and sufficient training of staff care of listed threatened or protected marine species must be demonstrated to have been carried out in the following areas:
 - Feeding (including supplementary feeding)

- animal welfare, including recognizing poor welfare;
 - animal handling;
 - animal behaviour;
 - cleanliness and hygiene;
 - feeding and food preparation;
 - disease and zoonosis control;
 - recognition of sick animals and abnormalities.
- e) The training policy must be reviewed and updated on an annual basis and may include:
- annual appraisal;
 - planned continued professional development;
 - recognition of knowledge gaps;
 - Use of online courses and literature;
 - Evidence of staff attendance or completion of the training must be provided.
- f) The Permit holder must provide and ensure the implementation of a written training policy for all staff.
- g) Ensure your facility has a Code of Ethics for the collection, keeping and caring of animals.
- h) Ensure your facility has a Code of Ethics for the collection, keeping and caring as well as transportation of animals.
- i) Regular veterinary medical inspection must be conducted and signed off by a veterinarian. The certificate should include the veterinarian's license number, certification number or equivalent as well as state the animals have been examined, are healthy, appears to be free of any communicable disease;
- j) Have protocols and procedures in place clearly defining the actions and responses in the case of an emergency;
- k. The Permit holder must provide and ensure the implementation of a written training policy for all staff and, in the case of seabirds and turtles, a policy of first responders, as well.
- l. When capacity for care is exceeded, the facility must consider the following:
- i. Refer Threatened or Protected marine species to another registered and permitted facility that is able to better provide; or
 - ii. Increase the size of the facility;
- 4.17. An Annual Report must be submitted to the issuing authority, **within 60 calendar days**, after the end of each calendar year for the period of validity of a standing permit if it was issued for a period in excess of 12 months, to OCPermits@dfre.gov.za.
- 4.18. This Permit may be cancelled in terms of section 93 of the Act or suspended in terms of section 93B of the Act.
- 4.19. No vehicle may be used in the coastal zone in terms of this Permit unless the Permit Holder is in possession of a valid permit to use a vehicle in the coastal zone issued in terms of the Regulations for the Control of Use of Vehicles in the Coastal Area (GNR 496 of 27 June 2014).

5. VALIDITY OF PERMIT

- 5.1 This permit is valid for the period as indicated on the front page of the Permit.
- 5.2 This Permit shall automatically expire and be invalid should the permit be cancelled and/ or the SAMSA certificate of the nominated vessel expire, where applicable.
- 5.3 The Permit Holder may lodge an appeal against any decision relating to this Permit and Permit Conditions, or decision to cancel or suspend the Permit by following the appeal procedure in accordance with the National Appeal Regulations, 2014.



forestry, fisheries & the environment

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

Enquiries: Matshidiso Matlatji
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SPECIES LIST FOR RESTRICTED ACTIVITIES INVOLVING LISTED THREATENED OR PROTECTED MARINE SPECIES IN TERMS OF THE PROVISIONS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT 2004, ACT 10 OF 2004: TWO OCEANS AQUARIUM

N.B:

(1) *The Permit Holder must not allow/permit any public viewing, display or exhibition of any protected species that is undergoing rehabilitation and or held at a sanctuary/nursery or temporary holding facility, in terms of this authorisation. THIS IS NOT APPLICABLE TO MARINE TURTLES ONLY.*

Veterinary Services:

Dr Ilse Jenkinson (ilenkinson@aquarium.co.za, 082 598 2423)

Dr David Roberts at SANCCOB (david.gr@sanccob.co.za, 021 557 6155)

Dr Bernice Van Huyssteen of the Cape Exotic Animal Hospital (ceahospital@gmail.com, 072 748 8781)

COMMERCIAL EXHIBITION FACILITY		
SCIENTIFIC NAME	COMMON NAME	QUANTITY
FISH		
<i>Barbus andrewi</i>	Berg-Breede river whitefish	Five (5)
<i>Barbus serra</i>	Sawfin	Fifteen (15)
<i>Labeobarbus capensis</i>	Cianwilliam yellowfish	One (1)
<i>Polysteganus undulosus</i>	Seventy-four	Eleven (11)
<i>Epinephelus lanceolatus</i>	Brindle bass	One (1)
<i>Dorythamphus excisus</i>	Bluestriped pipefish	TBD?
<i>Syngnathus temminckii</i>	Long snout pipefish	15
<i>Syngnathidae</i> spp.	Knysna seahorse & other pipefish	One Seventy Five (175)
SHARKS		
<i>Carcharias taurus</i>	Spotted ragged-tooth shark	Five (5)
<i>Poroderma africanum</i>	Striped catshark or pyjama shark	Six (6)
<i>Poroderma pantherinum</i>	Leopard catshark	Four (4)
REPTILES		
<i>Caretta caretta</i>	Loggerhead turtle	??
<i>Chelonia mydas</i>	Green turtle	??
SEABIRDS		
<i>Eudyptes moseleyi</i>	Northern rockhopper penguin	Max. 20 animals
<i>Haemotopus moquini</i>	Black oystercatcher	
<i>Spheniscus demersus</i>	African penguin	Max. 30 animals
INVERTEBRATES		
All species in the Order Gorgonacea	Sea fans	Thirty-One (31)
All species in the Order Pennatulacea	Sea pens	
All species in the Order Scleractinia	Hard corals	Fifty (50)
<i>Echinodiscus bisperforatus</i>	Pansy shell	
SPECIES FOR COLLECTION/ ACQUISITION FOR EXHIBITION PURPOSES		

In terms of Regulation 24(1)(f), no listed threatened or protected species of Scleractinia, Coelacanth, Elasmobranchii, Cetacean, Pinnipedia, Seabirds and family Sygnathidae may be sourced (and or imminently originate) from the wild populations for exhibition purposes in terms of this permit; unless certified by a registered veterinarian that the particular animal(s) is not fit for release back into the wild. The Permit Holder must apply for a separate once-off Ordinary Permit in this regard.

PERMANENT POSSESSION OF SPECIMEN (including bones, teeth, skull etc.)

All species in the order Cetacea	Whale	No live specimen
<i>Arctocephalus pusillus pusillus</i>	Cape fur seal	No live specimen
<i>Arctocephalus tropicalis</i>	Sub-Antarctic fur seal	No live specimen
<i>Echinodiscus bisperforatus</i>	Pansy shell	
All species in the Order Gorgonacea	Sea fans	
All species in the Order Pennatulacea	Sea pens	
All species in the Order Scleractinia	Hard corals	

CAPTIVE BREEDING FACILITY

FISH

<i>Hippocampus capensis</i>	Knysna seahorse	TBD?
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SEABIRDS

<i>Eudypsas moseleyi</i>	Northern rockhopper penguin	Max. 20 animals
<i>Spheniscus demersus</i>	African penguin	Max. 30 animals

REHABILITATION FACILITY

MAMMALS

All species of the Suborder Pinnipedia	Seals	As admitted
<i>Arctocephalus tropicalis</i>	Subantarctic fur seal	As admitted
<i>Arctocephalus pusillus pusillus</i>	Cape fur seal	As admitted

REPTILES

<i>Dermochelys coriacea</i>	Leatherback turtle	As admitted
<i>Eretmochelys imbricata</i>	Hawksbill turtle	As admitted
<i>Caretta caretta</i>	Loggerhead turtle	As admitted
<i>Chelonia mydas</i>	Green turtle	As admitted
<i>Lepidochelys olivacea</i>	Olive Ridley turtle	As admitted

SEABIRDS

<i>Spheniscus demersus</i>	African penguin	As admitted
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POSSIBLE ADMISSION

The Permit Holder may admit/receive live distressed, sick (including oiled), injured or orphaned specimen of listed protected or threatened marine species authorised in terms of this permit from any person or a registered or permitted facility / person;

	Seabirds	
<i>Aptenodytes patagonicus</i>	King penguin	As admitted
<i>Larus hartlaubii</i>	Hartlaub's gull	As admitted
<i>Sterna bergii</i>	Swift tern	As admitted
<i>Sterna vittata</i>	Antarctic tern	As admitted
<i>Phalacrocorax capensis</i>	Cape cormorant	As admitted
<i>Haemotopus moquini</i>	Black oyster catcher	As admitted
<i>Morus capensis</i>	Cape gannet	As admitted
All species of the Antarctic and sub-Antarctic origin		



forestry, fisheries & the environment

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

Enquiries: Matshidiso Matatji
Telephone: 012 399 8816
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VOLUNTEER NETWORK POINTS FOR RESTRICTED ACTIVITIES INVOLVING LISTED THREATENED OR PROTECTED MARINE SPECIES: TWO OCEANS AQUARIUM

N.B:

- (1) *All Network Points must have been certified for basic training in animal welfare ahead of approaching and temporary possessing listed threatened or protected marine species.*
- (2) *Network Points may not be authorised to possess any marine mammal in terms of this permit no. OCS/TOPS/STANDINGPERMIT/2023001.*

NAME AND SURNAME	Tracy Whitehead
CONTACT DETAILS	083 300 1663
NAME OF ENTITY	Turtle Rescue Network Coordinator
ADDRESS	Kotze Street
TOWN	LANGEBAAAN
POSTAL CODE	7357
PROVINCE	Western Cape

NAME AND SURNAME	Sarah Waries	William Laubschagne
CONTACT DETAILS	078 174 4244	082 904 7170
NAME OF ENTITY	Shark Spotters	QUEMIC
ADDRESS	Surfers Corner, Beach Road	Hoheizen Park 4
TOWN	MUIZENBERG	BELVILLE
POSTAL CODE	7945	7493
PROVINCE	Western Cape	Western Cape

NAME AND SURNAME	Mike Bayer	Ralph Watson
CONTACT DETAILS	083 657 0191	082 396 2534
NAME OF ENTITY	The Beanery	African Penguin and Seabird Sanctuary
ADDRESS	Main Road- Gateway Center	5 Geelbek Street
TOWN	HERMANUS	GAANSBAAI
POSTAL CODE	7200	7220
PROVINCE	Western Cape	Western Cape

NAME AND SURNAME	Rynard Geldenhuys	Jason Oxley
CONTACT DETAILS	028 435 7777	083 375 4288
NAME OF ENTITY	National Sea Rescue Institute Station 30	Lower Breede River Conservancy Trust
ADDRESS	Harbour Road	R322
TOWN	STRUISBAAI	WITSAND
POSTAL CODE	7285	6666
PROVINCE	Western Cape	Western Cape

NAME AND SURNAME	Arrie Combrink
CONTACT DETAILS	082 990 5978
NAME OF ENTITY	National Sea Rescue Institute
ADDRESS	Main Road
TOWN	STILLBAAI WEST
POSTAL CODE	6674
PROVINCE	Western Cape

NAME AND SURNAME	Jonathan Britton	Owen Govender
CONTACT DETAILS	084 714 7793	082 881 7769
NAME OF ENTITY/OWNER	SAN Parks- Wilderness	SAN Parks Knysna
ADDRESS	Dumbleton Road	24 Queen Street
TOWN	WILDERNESS	KNYSNA
POSTAL CODE	6550	6570
PROVINCE	Western Cape	Western Cape

NAME AND SURNAME	Chanal Hauvette
CONTACT DETAILS	072 317 2280
NAME OF PRIMARY ENTITY	CapeNature: Robberg Nature Reserve and Marine Protected Area
NAME OF SECONDARY ENTITY	Plettenberg Bay Stranding Hotline
ADDRESS	Plettenberg Bay
TOWN	PLETTENBERG BAY
POSTAL CODE	6600
PROVINCE	Western Cape