

15A NCAC 030 .0502 GENERAL PERMIT CONDITIONS

(a) It shall be unlawful to violate any permit condition.

(b) The following conditions shall apply to all permits issued by the Fisheries Director:

- (1) it shall be unlawful to:
 - (A) operate under the permit except in areas, at times, and under conditions specified on the permit.
 - (B) operate under a permit without having the permit or copy thereof in possession of the permittee or the permittee's designees at all times of operation and the permit or copy thereof shall be ready at hand for inspection, except for a Pound Net Set Permit.
 - (C) operate under a permit without having a current picture identification in possession and ready at hand for inspection.
 - (D) refuse to allow inspection and sampling of a permitted activity by an agent of the Division of Marine Fisheries.
 - (E) fail to provide complete and accurate information requested by the Division in connection with the permitted activity.
 - (F) provide false information in the application for initial issuance, renewal, or transfer of a permit.
 - (G) hold a permit issued by the Fisheries Director if not eligible to hold any license required as a condition for that permit as stated in Rule .0501 of this Section.
 - (H) fail to provide reports within the timeframe required by the specific permit conditions.
 - (I) fail to keep such records and accounts as required by the rules in this Chapter for determination of conservation policy, equitable and efficient administration and enforcement, or promotion of commercial or recreational fisheries.
 - (J) assign or transfer permits issued by the Fisheries Director, except for a Pound Net Set Permit as authorized by 15A NCAC 03J .0504.
- (2) the Fisheries Director or the Fisheries Director's agent may, by conditions of the permit, impose on a commercial fishing operation and for recreational purposes any of the following restrictions for the permitted purposes:
 - (A) specify time;
 - (B) specify area;
 - (C) specify means and methods;
 - (D) specify record keeping and reporting requirements;
 - (E) specify season;
 - (F) specify species;
 - (G) specify size;
 - (H) specify quantity;
 - (I) specify disposition of resources;
 - (J) specify marking requirements; and
 - (K) specify harvest conditions.
- (3) unless specifically stated as a condition on the permit, all statutes, rules, and proclamations shall apply to the permittee and the permittee's designees.

History Note: Authority G.S. 113-134; 113-169.1; 113-170.2; 113-170.3; 113-182; 113-210; 143B-289.52; Temporary Adoption Eff. May 1, 2000; Eff. April 1, 2001; Amended Eff. April 1, 2009; September 1, 2005; Readopted Eff. March 15, 2023.