

Republika e Kosovës
Republika Kosova-Republic of Kosovo
Qeveria - Vlada - Government

MINISTRIA E BUJQËSISË, PYLLTARISË DHE ZHVILLIMIT RURAL
MINISTARSTVO POLJPOPRIVREDE, ŠUMARSTVA I RURALNIG RAZVOJA
MINISTRY OF AGRICULTURE, FORESTRY AND RURAL DEVELOPMENT

Ministry of Agriculture, Forestry and Rural Development, in accordance with UNMIK Regulation No. 2001/19 date 13 September on the Executive Branch of Provisional Institutions of Self – Government in Kosovo and article 1.3 point (d), article 65 paragraph 1 point (d) regarding the articles 25, 26, 28, 31, 33 of the Law on Fishing and Aquaculture No. 2006/58 as of 20 December 2006, 4 paragraph 4.1 point f) of the Law No. 2004/13 on Planting Material as of 28 May 2004,

Issues the following:

ADMINISTRATIVE INSTRUCTION NO. 9/2008
On the Licence of the Activities of Aquaculture

Article 1

Purpose

By this Administrative Instruction is regulated conditions which out to be met by natural and legal persons on the development of activities of Aquaculture, application form and License given procedure, form licence form, form and content of the Register of the Licenses and Register of the Production Registration.

Article 2

Licence terms

Licence on development of the activities of aquaculture is given by Ministry of Agriculture, Forestry and Rural Development upon the request of natural and legal person, according to the specified terms with the article 25 of the Law on Fishing and Aquaculture.

Article 3

3.1 Natural and legal person who apply for the licence, expect the terms as specified in article 2 of this Administrative Instruction, the enclosed request:

- (a) Evidence on property, or the evidence on lease of the cadastral plot
Where it will be built the pond,
- (b) Plan of the construction of the pond,
- (c) Construction licence by the competent body of the Municipality,

Article 4

Natural and legal person who apply for the License must organize a public debate with the local inhabitants, where it will be exercised the aquaculture activity.

Article 5

Form and accompany documentation of the request

5.1 Request for the licence of the activity of the aquaculture enclosed the documentation described by the article 26 of the Law on Fishing and Aquaculture.

5.2 Form of the request is presented to the annex 1 of this Administrative Instruction.

Article 6

6.1 Commission for the Licence is reviewed the request and documentation as well and verify the criterions on the development of activities of aquaculture specified by article 27 of the Law on Fishing and Aquaculture compiling the minutes of meeting with the proposal to the licence.

6.2 Commission on License decides in the term of 60 days after the day of submission of the application.

Article 7

Selection of the Commission to the License

7.1 Commission to the License is made up of 5 members:

- (a) 3/three/representative of the Ministry of Agriculture, Forestry and Rural Development,
- (b) 1/one/ representative of the Ministry of the Environmental and Spatial Planning,
- (c) 1 /one/ representative of the Faculty of the Agriculture and Veterinary.

7.2 Representative of the Ministry of Agriculture, Forestry and Rural Development shall be selected as Chairman of the Commission.

Article 8

Form and content of the Licence

Form of the licence is presented to the annex 2 of this Administrative Instruction in the standard form A 4.

Article 9

9.1 Licence form must contain the following text:

- (a) Ministry logo,
- (b) Ministry denomination,
- (c) Licence number,
- (d) Licence denomination,

- (e) Natural and legal person name
- (f) Natural and legal person address and headquarter,
- (g) Business number,
- (h) Pond surface in hectare,
- (i) Type of fish or other watering organisms being breed,
- (j) Water use licence (water quantity),
- (k) Licence to the dumping of water and
- (l) Signature of the Minister and stamp of the Ministry.

Article 10

Licences Register

10.1 The Ministry keeps the register of the licences that is presented to the Annex 3 of this Administrative Instruction.

10.2 Register is the standard form A 4 with the ordinal number as well as must be linked.

Article 11

11.1 The Ministry in the Register keeps the following data:

- (a) Ordinal number and date of registration,
- (b) Serial number of the licence, date and place of the licence,
- (c) Data on licenced pond,
- (d) Data on natural and legal persons that is given the licence to,
- (e) Decision on given the licence,
- (f) Reason for taken of the licence,
- (g) Date of the raise of the procedure,
- (h) Date of taken of decision by the competent courts,
- (i) Date of the implementation of the administrative procedures
- (j) Comments

Article 12

Licence fee

12.1 Natural and legal persons equipped by the licence must pay the fee.

12.2 Highness of the fee for the licence is paid in the amount of 1000,00 €, under Administrative Instruction No. 9/2004 on the licence of the activities of the food and non food construction industry and on certification of agriculture and industry products.

12.3 Licence fee is paid by the Kosovo Budget.

Article 13

Term of the licence validity

13.1 Licence on the development of activities of the aquaculture goes for 10 years, if it is not foreseen otherwise by the special Rules on the waters use.

13.2 After expiry licence must be renewal.

13.3 Request to the licence at least 60 days prior expiry of the licence term.

Article 14

In case of the enlargement of the activity for aquaculture, natural and legal person are obliged to take the consent by the Ministry.

Article 15

Natural and legal person that possess the licence are obliged to provide the accurate data in the Ministry for the breeding of fish or watering other organisms.

Article 16

Provided data serve for the conduction of the aquaculture situation and for the compilation of development strategies of the sub sector.

Article 17

Revoke and cancel

Licence may be revoked or canceled in the cases when the natural and legal person that are dealt with the activities for aquaculture changes the activity, and expires the contract on the watering use, grows other fish types or that do not complete the intended criterions under article 27 of the Law on Fishing and Aquaculture of this Administrative Instruction.

Article 18

Register of the production

18.1 Register content of the production in the aquaculture is pressed in the format A 4.

18.2 Register form of the production in aquaculture is given to the Annex 4 of this Administrative Instruction.

Article 19

19.1 Data on production complete the person who is authorized of the licenced subject.

19.2 The authorized Person takes the responsibility for the accuracy of provided data.

Article 20

20.1 Data on the register of the production in aquaculture are completed and sent to the Ministry once in a year.

20.2 Production register data include the period of 1 January up to the 31 December of the preliminary calendar year.

20.3 The authorized person, accuracy data for the aquaculture production must send to the Ministry at least 31 January for the following year.

Article 21

Control and the inspection

Natural and legal persons that are dealt with the development of activities aquaculture are obliged that at any time to provide to the authorized inspector the required documentation for the development of activities of the aquaculture.

Article 22

Inapplicable of this Administrative Instruction shall be the subject to the fines set forth in article 59 point (c) and d) of the Law on Fishing and Aquaculture.

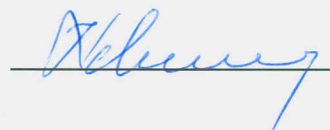
Article 23

Entry into force

This Administrative Instruction shall enter into force on the date of signature.

Pristine, on 31.03. 2008

The Minister of Ministry of Agriculture,
Forestry and Rural Developmen
Idriz Vehapi



Annex 1.



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LICENCE APPLICATION TO THE AQUACULTURE ACTIVITY

A. Subject _____

Number of the business _____ Address _____

Phone number: _____

Fax : _____

Email : _____

B. Location

1. Description of the location, facility/Place where the aquaculture activity shall be developed: _____

—

2. Property/Place: _____

Possession note: _____

Leasing/attached contract _____

3. Plan of the pond/ attached

4. Taken approval by (complete the quadrate if YES)

Licence for the construction by the Municipality Licence for water use

Licence for the dumping of water Licence of the environmental

C. Type of fish or other water organisms that will be breed and the way of cultivation:

1. Type of the fish or water organisms (in Latin language too):

2. Density of the cultivation in kg/m³ (or according to the cultivated species)

3. Annual planned _____

4. Description of water resources that will be used (well, spring, stream etc)
attached plan:

5. Water resource (well, spring, stream, reserve etc). And proposed water quantity
(Liter in second):

6. Details from weirs, basin, lakes etc. (number, space and deepness)

7. Treating of waters used after the dumping:

8. Description of following facilities/objects (attached plan)

9. Sapling resource (If you have your incubator describes the details and breeding
technique, building, matrix)

10. Fish origin that will be cultivated

Licence: _____

No. Licence: _____

11. Food program (description of the annual quantity of food as well as the method of
given of food)

12. Medicaments or chemicals that are being planned to be used in ponds
(Description of the medicament and quantity of use for one year)

Applicant statement

I/We recommend that data in this application as well as the attached documentation with the Application are real and accurate.

Date: _____

Application submitter:



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LICENCE FOR AQUACULTURE

NO. _____

Name of the subject (fish pond) – Name of the legal person

Address and headquarter of the subject

No. of the business _____

Surface. Of the pond/ ha _____

Type of fish or other water _____
(Latin denomination)

Quantity of food shall be used _____

No. of the licence for the use of water _____

No. of the licence for the dumping of water _____

No. of the licence of the environmental _____

Licence is value up to the _____

Date of the licence

Stamp

Signature of the Minister

Annex 3.



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REGISTER
OF THE APPROVED LICENCE FOR AQUACULTURE

In this register are
Ordinal number from _____
Closed with ordinal number _____

REGISTER OF THE APPROVED LICENCED FOR THE AQUACULTURE

Ordinal number of the register _____, page _____

Ordinal number of the register and registration date	Serial number of the licence, date and place of the licence	Data of the pond for which the licence is given		Data of the natural and legal person to whom the licence is given	
1	2	3		4	
Ordinal number _____ Date : _____	Licen. Serial no. : _____ Date: _____ Place : _____	Fishing region	Type of the fish or other water organisms	Name of the Company	
		(Pond surface ha/volume of the cages in m ³)		Headquarter address	
				Business number	
Decision on taken of the licence	Reason for taken of the licence	Date of the raise of procedure	Decision of the court and date of the decision	Date of the enforcement of the administrative decision	
				Closure of the licence	Violated enforcement
5	6	7	8	9	10
Serial no. of the licence _____ Date: _____					

Comments:



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**FORMS ON THE REGISTRATION OF THE PRODUCTION IN
AQUACULTURE**

Year _____

No. of the form _____

Legal/natural person _____
No. and data of the licence _____

Place where the activity is developed

Surface of the pond

Annual total production

Production according to the types _____, _____,

Production of the small one according to the types _____,

Eggs/fry _____, _____, _____

Larva _____, _____, _____

Sapling _____, _____, _____

Fish production of the consume according to the types in T _____, _____

Number of the
employees _____

Authorized person
