

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(81) 593 final

Brussels, 21 October 1981

Proposal for a
COUNCIL REGULATION (EEC)

concerning the management and control of certain catch
quotas for 1982 for vessels flying the flag of a Member
State and fishing in the Regulatory Area defined in
the NAFO Convention

(submitted to the Council by the Commission)

COM(81) 593 final

EXPLANATORY MEMORANDUM

1. At its annual meeting on 11 September 1981 the Fisheries Commission of the Northwest Atlantic Fisheries Organization (NAFO) adopted proposals for catch quotas for the year 1982 of certain fish stocks occurring in the Regulatory Area defined in the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries, to which the Community is a Contracting Party. These proposals become measures binding upon all Contracting Parties to the Convention on 16 November 1981 unless they have lodged an objection pursuant to Article XII of the NAFO Convention. The Commission sees no reason for an objection by the Community. Consequently, the Community will be bound to adopt appropriate measures to implement the catch limitations provided for in the proposals concerned. This is the purpose of the present proposal.
2. Since the NAFO proposal on squid in areas 3 and 4 made on 11 September 1981 does not provide for specific quotas for Canada and the Community, and since it has not proved possible for the two parties to agree on their respective shares of the TAC for this stock, the Commission proposes that the Community establish a quota for its own fishermen which takes account of the TAC proposed by NAFO for the total stock and of the interest of Community fishermen.
3. The other elements of the proposed Regulation, concerning measures to ensure adequate control of fishing activity in the Regulatory Area, are unchanged from the provisions of the corresponding Regulation for 1981 adopted by the Council (1).

(1) OJ No L 218, 4.8.1981, p. 1

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic
Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the Opinion of the European Parliament ⁽¹⁾,

(1) OJ No C 90, 21.4.1981, p. 108

Whereas the Convention on Future Multilateral Co-operation in the North-West Atlantic Fisheries (¹), hereinafter referred to as the NAFO Convention, was approved by the Council in its Regulation (EEC) No 3179/78 (²);

Whereas the NAFO Convention entered into force on 1 January 1979;

Whereas the Fisheries Commission of the North-West Atlantic Fisheries Organization adopted on 11 September 1981 a proposal establishing limitations for catches of certain species in the Regulatory Area for 1982, which became a measure binding upon the Community on 16 November 1981;

Whereas it is the responsibility of the Community to take appropriate steps to ensure compliance by Community vessels with the said measure;

Whereas the NAFO Commission proposal on squid, made on 11 September 1981, does not provide for specific quotas for Canada and the Community; whereas the Community should therefore establish a quota for its own fishermen at a level which takes account both of the TAC proposed by NAFO for the entire stock and of the interests of Community fishermen;

(¹) OJ No L 378, 30.12.1978, p. 2
(²) OJ No L 378, 30.12.1978, p. 1

Whereas information about catches by Community vessels should be made available to their respective Member States and to the Commission in order to ensure that these quotas are complied with,

HAS ADOPTED THIS REGULATION:

Article 1

1. For the period 1 January to 31 December 1982, catches of the species mentioned in Annex I by vessels flying the flag of a Member State in the Regulatory Area, as defined in Article 1(2) of the NAFO Convention, shall be limited, within the parts of the Regulatory Area referred to in the said Annex, to the quotas set out therein.
2. By-catches of the species referred to in Annex I taken in those areas in which no allocation for a directed fishery is provided by this Regulation shall not exceed, for each of the species on board the vessel, listed in Annex I, 2,500 kg or 10% by weight of all fish on board the vessel, whichever is the greater.

Article 2

1. Vessels fishing in the area referred to in Article 1 shall keep a log-book in which the information specified in Annex II is to be entered.

2. Vessels fishing in the area referred to in Article 1 shall transmit to the authorities of their flag State by the 16th day of each month in respect of the first half of that month and by the first day of each month in respect of the second half of the preceding month, reports concerning their catches in the said area. Such reports shall give catches in tonnes by species and quota area for the period covered by the report.

3. Vessels intending to fish in the Regulatory Area for a particular stock for which no quota has been allocated to the Community, shall transmit to the authorities of their flag State notification of such an intention, at least 72 hours before starting to fish for an amount allocated to "Others" for that stock, together, if possible, with an estimate of the projected catch. Vessels engaging in such a fishery shall transmit to the authorities of their flag State reports of catches from that stock, at 48 hour intervals.

Article 3

1. Member States shall transmit regularly to the Commission the reports of vessels flying their flag which have been made in accordance with Article 2(2). Reports received in respect of the first half of each month shall be transmitted to the Commission by the 20th day of the same month and those received in respect of the second half of each month shall be transmitted by the fifth day of the following month.

2. Member States shall transmit without delay to the Commission information received in accordance with Article 2(3).
3. Member States shall transmit to the Commission by the 20th day of each month information concerning the landings made during the previous month by vessels flying their flag fishing in the area referred to in Article 1.

Article 4

Member States shall inform the Commission of all vessels flying their flag which intend to engage in fishing or in the processing of sea fish in the area referred to in Article 1 at least 30 days before the intended commencement of such activity. This information shall include:

- (a) name of the vessel;
- (b) official number of the vessel registered by the appropriate national authorities;
- (c) home port of the vessel;
- (d) name of owner or charterer of the vessel;
- (e) a declaration that the master has been provided with a copy of the regulations in force in the Regulatory Area;
- (f) principal target species of the vessel while fishing within the Regulatory Area;
- (g) sub-areas where the vessel will be expected to fish.

Article 5

1. When informed by the Executive Secretary of the North-West Atlantic Fisheries Organization that one of the quotas referred to in Article 2(3) has been fully utilized, the Commission shall so inform the Member States, which shall take appropriate measures to ensure that fishing by vessels flying their flag for the stock concerned shall cease within 3 working days of the date of receipt by the Commission of the information from the Executive Secretary.

2. If the Commission has reason to believe, on the basis of the information received from the Member States, that the quota concerned has been fully utilized, it shall, without waiting for the notification from the Executive Secretary, so inform the Member States, which shall take appropriate measures to ensure that fishing by vessels flying their flag for the stock in question shall cease without delay.

Article 6

This Regulation shall enter into force on the third day following its publication in the Official Journal of the European Communities.

It shall apply from 1 January to 31 December 1982.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,
For the Council
The President

Catch quotas for the period 1 January to 31 December 1982

| Species | NAFO Division | Quotas (tonnes) |
|---------------------|---------------|-----------------|
| Atlantic cod | 3NO | 210 |
| | 3M | 1,470 |
| American plaice | 3LNO | 700 (2) |
| | 3M | 500 (1) |
| Yellowtail flounder | 3LNO | 430 (2) |
| Redfish | 3M | 1,200 |
| | 3LN | 0 |
| Witch | 3NO | 50 (1) |
| Squid (Illex) | 3 + 4 | 9750 (2) |
| Capelin | 3LNO | 0 |

(1) This quota has not been allocated exclusively to Community vessels but to all Contracting Parties to NAFO having no specific allocation, including the Community. Fishing by Community vessels shall thus be suspended once the Community has been informed that the total quota has been exhausted.

(2) Less any quantity taken by Community vessels in the parts of NAFO sub-areas falling within areas of national fisheries jurisdiction.

| <u>Items of Information to appear in the logbook</u> | <u>Code</u> |
|--|-------------|
| Vessel name | 01 |
| Vessel nationality | 02 |
| Vessel registration number | 03 |
| Registration port | 04 |
| Type of gear used (daily) | 10 |
| Type of gear | 2 (1) |
| Date: - day | 20 |
| - month | 21 |
| - year | 22 |
| Position: - latitude | 31 |
| - longitude | 32 |
| - statistical area | 33 |
| Number of hauls during the 24-hour period (2) | 40 |
| Number of hours gear-fished during the 24-hour period (2) | 41 |
| Species names | 2 (1) |
| Daily catch of each species (metric tons live weight) | 50 |
| Daily catch of each species for human consumption in the form of fish | 61 |
| Daily catch of each species for reduction | 62 |
| Daily discard of each species | 63 |
| Place(s) of trans-shipment | 70 |
| Date(s) of trans-shipment | 71 |
| Master's signature | 80 |

(1) Codes to be completed by one of the items of information given in the second part of this Annex.

(2) When two or more types of gear are used in same 24-hour period, records should be separate for the different types.

STANDARD FAO ABBREVIATIONS FOR MAIN SPECIES

| | |
|----------------------------------|------------------------------------|
| ALE - Alewife | MES - Atlantic menhaden |
| ARG - Atlantic argentine | MIX - Mixed species |
| BUT - Atlantic butterfish | MOL - Mollusos |
| CAP - Capelin | PEL - Pelagic fish (not specified) |
| CAT - Wolffishes (= catfishes) | PLA - American plaice |
| COD - Atlantic cod | POK - Pollock (= saithe) |
| CRA - Crabs | RED - Atlantic redfish |
| CRU - Crustaceans | RNG - Roundnose grenadier |
| DOG - Dogfish | SAL - Atlantic salmon |
| FLW - Winter flounder | SAU - Atlantic saury |
| FLX - Flatfishes (not specified) | SCA - Sea scallops |
| GHL - Greenland halibut | SHA - Sharks |
| GRC - Greenland cod | SHR - Shrimps |
| GRO - Groundfish (not specified) | SKA - Skates (not specified) |
| HAD - Haddock | SQU - Squids |
| HAL - Atlantic halibut | SWO - Swordfish |
| HER - Atlantic herring | SWX - Seaweeds |
| HKR - Red hake | TUN - Tuna |
| HKS - Silver hake | URC - American sea urchin |
| HKW - White hake | USK - Cusk (= tusk) |
| INV - Shellfish (not specified) | VFF - Finfish (not specified) |
| LOB - Northern lobster | WIT - Witch flounder |
| MAC - Atlantic mackerel | YEL - Yellowtail flounder |

STANDARD FAO ABBREVIATIONS FOR GEARS

| Abbreviations | Gear |
|---------------|--|
| OTB | Bottom otter trawl (side or stern not specified) |
| OTB1 | Bottom otter trawl (side) |
| OTB2 | Bottom otter trawl (stern) |
| OTM | Midwater otter trawl (side or stern not specified) |
| OTM1 | Midwater otter trawl (side) |
| OTM2 | Midwater otter trawl (stern) |
| PTB | Bottom pair trawl (2 boats) |
| PTM | Midwater pair trawl (2 boats) |
| - | Shrimp trawl (now included in bottom otter trawl categories) |
| SEN | Danish seines |
| SSC | Scottish seines |
| SPR | Pair seine (2 boats) |
| SB | Beach seines |
| PS | Purse seines |
| GN | Gillnets (not specified) |
| GNS | Gillnets (set) |
| GND | Gillnets (drift) |
| LL | Longlines (set or drift not specified) |
| LLS | Longlines (set) |
| LLD | Longlines (drift) |
| LEP | Handlines and pole-lines |
| LEM | Handlines and pole-lines (mechanized) |
| LTL | Troll lines |
| FTM | Traps (not specified) |
| FZN | Uncovered pound nets |

Abbreviations

Gear

| | |
|-----|-------------------------------------|
| FPO | Covered pots and fyke nets |
| FWR | Barriers, fences, weirs, etc. |
| DRB | Boat dredges |
| DRH | Hand dredges (e.g. rakes and tongs) |
| HAR | Harpoons |
| MIS | Miscellaneous gears |
| NK | Gears not known |
