Northwest Atlantic



Fisheries Organization

Serial No. N415

NAFO/GC Doc 81/IX/7
(Revised)

THIRD ANNUAL MEETING - SEPTEMBER 1981

Report of the General Council of NAFQ

Tuesday, 8 September, 1035 hrs Friday, 11 September, 1155 hrs and 1445 hrs

- 1. The Third Annual Meeting of the General Council was called to order by the Chairman, Dr. A. W. May (Canada) at 1035 hrs,8 September 1981 in the Imperial Ballroom of the Lord Nelson Hotel, Halifax, Nova Scotia, Canada.
- 2. After saluting all delegations present (Appendix 1) the Chairman explained all the technical arrangements and noted that since the delegation of the German Democratic Republic and the delegation of the Faroe Islands were detained in their trip to Halifax there would be no quorum at the beginning of the meeting since Iceland, Bulgaria and Romania would not be present either. He ruled that decisions were to be taken by consensus which in this case would mean unanimity and then the two delegations that would arrive would have the right to dissent if they chose, in which case a vote would have to be taken. If they did not then the decisions would stand.
- 3. Having thus opened the Meeting, the Chairman proposed to appoint as Rapporteur the Executive Secretary as it was customary with the General Council. This was agreed.
- 4. Coming to Item 3 of the Agenda, the Agenda (Appendix 2) was adopted without any modification.
- 5. Under Item 4, Admission of Observers, after the observers had been requested by the Executive Secretary not to come in before this item had been discussed, the Chairman gave the floor to the Canadian delegation which pointed out that the attitude of the Council towards observers deserved some study and discussion. Until the present day, due to the fact there had been a transitional period between ICNAF and NAFO, the members of ICNAF that had not yet become members of NAFO had been admitted as observers and enjoyed practically all the rights of NAFO members. Now this situation no longer could be accepted without a reflection. In the opinion of the Canadian delegation there were three basic options in the attitude of NAFO towards the admission of observers:
 - i) No observers allowed
 - ii) Continue as before with full rights for observers to participate in the discussions
 - iii) Observers could only speak at the beginning and end of the meetings without participating in the discussions as this was the customary attitude towards observers in international organizations.

The Canadian delegation did not want to take up any position in relation to the problem, they just wanted to draw the attention of the Council to it and sound out the opinion of the delegations. The delegate of Cuba tended to agree that the Council could be more precise in relation to observers. On the other hand he did not agree that this attitude should be changed immediately for the present Meeting since no advance notice had been given to the admitted observers but he would not be against a study of detailed conditions for these observers in the future. The delegate of the EEC called the attention of the Meeting to Rule 2.1 of the Rules of Procedure and stated that in his opinion this rule was all that was necessary. By stating that observers, experts and advisers may address plenary or subsidiary body meetings but shall not be entitled to vote, the rule made the necessary distinction . It was always up to the Chairman to limit the intervention of observers. It was in the interest of all members that the meetings should have the presence of parties with major interests in the fisheries in the Convention Area. It would be unwise to prevent dialogue between parties carrying out a fishery and undesirable to have to make the rule more strict. In their view in order to foster the dialogue and the discussion of the Commission problems, Rule 2.1 was adequate and sufficient. The delegates of USSR, Poland and Portugal all supported the position of the EEC and in the opinion of the delegate of the USSR there was not a great deal of difference between the attitude of Cuba and the position of the EEC.

In view of this intervention the Chairman suggested that, as the Fisheries Commission had to discuss this same matter under Agenda Items 4 and 9(b), the General Council could well leave the matter for the moment and if necessary come back to it at a later date. The delegate of Canada agreed with this suggestion. The Chairman then ruled that at least for the time being the "statu quo" of observers would be maintained. After a brief intermission the Meeting continued with the presence of Spain as observers. The delegate of Spain immediately asked for the floor and read a statement (NAFO/GC Doc 81/IX/3). After this statement the EEC delegate on a point of order declared that in their view airing bilateral problems was not a matter for NAFO discussions and the Spanish intervention had to be limited to its NAFO aspects if any. The Canadian delegate agreed with this point of view as did the Spanish delegate although he said his intervention had been forced by the previous attitude of Canada before the Organization, in relation to Spain. The Chairman then ruled that the statement of the Spanish delegation should only be discussed under that restricted point of view. The EEC delegate pointed out that this restricted point of view could probably be fully ventilated under item 11 of the Agenda. The Chairman then proceeded to welcome the observers from Korea.

- 6. Under Item 5, Publicity, it was agreed that the traditional procedure would be followed once again.
- 7. Under Item 6, the proceedings of the Second Special Meeting, March 1981 were approved.
- 8. Under Item 7, it was noted that there were no changes in membership of either the General Council or Fisheries Commission.
- 9. Under Item 8, the Canadian delegation presented their proposal which was <u>adopted</u> after changing the period from 100 days to 90 days. The case of emergency meetings was <u>left</u> open for later discussion and study if found necessary.
- 10. Items 9, 12 and 13 were referred to STACFAD.
- 11. The election of officers under Item 10, and items 11 and 14 to 18 were deferred to a later meeting.
- 12. The General Council recessed at 1400 hrs and was called to order at 1420 hrs. The Chairman then stated that he had a declaration to make as the head of the Canadian delegation in response to the statement previously made by the Spanish delegation. He then read NAFO/GC Doc. 81/IX/4. The observer from Spain replied that although he disagreed with the terms applied by the Canadian delegation to his statement he fully agreed with the fact that there was no point in spending the Council's time in bilateral invective.

The General Council recessed at 1440 hrs.

- 13. The Chairman reopened the Meeting with a brief résumé of the situation. So far the Council had covered the first 8 items on the Agenda and had deferred 6 other items, apart those given to STACFAD, to a later meeting.
- 14. The Chairman proposed that they should deal now with the first of the 6 items deferred: Item 10,

 Election of Officers. For the election of the Chairman, the Canadian delegation nominated Mr. Zilanov

 (USSR). This proposal was seconded by the Faroese, Japan, Cuba and Poland and Mr. Zilanov was thus elected Chairman. As he was not present, the delegate of the USSR thanked the Council for the election.

For the position of Vice-Chairman, the delegate of Norway proposed Mr. M. Leigh (EEC). This was seconded by the Faorese, Canada, Japan and Portugal and so Mr. Leigh was elected Vice-Chairman of the Council.

15. After a brief speech of thanks by Mr. Leigh, the Chairman of the Council opened the discussion of Item 11 of the Agenda, Current threats to Conservation in the Regulatory Area. The Canadian delegation explained that they had no proposal to put forward at the present time but felt that the item should remain on the agenda as a procedural proposal based on the competence of the General Council to deal with external relations of NAFO.

As a related matter, the question of how to deal with the reports of inspections to non-contracting parties' vessels was broached. After a brief general discussion, although it was felt that the attention of the authorities of the flag country should be called by the Executive Secretary with a copy of the report, to some delegations it looked that the matter should be further studied in the first place by STACTIC in the Fisheries Commission. It was agreed to maintain the item on the agenda.

- 16. Under Item 15, Time and Place of Next Meeting, it was agreed that the next meeting should take place in Halifax from 14-17 September 1982 reserving the 13th for the meeting of STACFAD.
- 17. Under Item 16, Other Business, the Council approved the report of the first session with minor drafting amendments and agreed that in any case the final report would be circulated to everyone present before it would be issued as revised. This would be especially necessary for the drafts of the second and third sessions of the General Council which would only be ready after the end of the Meeting.
- 18. It was $\underline{\text{agreed}}$ that the Press Statement would be elaborated in the usual manner and circulated as soon as possible.
 - The General Council recessed at 1210 hrs.
- 19. The <u>Chairman</u> reopened the Meeting of the General Council at 1445 hrs and gave the floor to the Chairman of STACFAD, Ms. D. Pethick, who introduced the final form of that report which is attached as Appendix 3 of this Report.
- 20. The Executive Secretary asked for the floor to explain that he had only just received this final draft of the STACFAD Report, and consequently could not immediately comment on it especially on Item 12 of the agenda, Review of Decisions Regarding the Conditions of Appointment of the Executive Secretary, which was of such interest to the future of his family.

As soon as possible he would present to the members of the General Council any comments, if any were necessary. For the moment he would like to state that it would have been more correct to declare in the report that an adequate pension could be provided but it would be very expensive for the pensioner and absurdly so for the Organization. He also would like to point out that the second recommendation on page 14 referring to the revision of the budget estimate 1982 was not formulated at the meeting of STACFAD, but he would be glad to report taking special care of the case mentioned at the meeting — the case of vacancies in the personnel of the Secretariat. The <u>delegate of the EEC</u> under this same point hoped that the report of the General Council would mention the comments made on the different points of the Report of STACFAD. This was <u>agreed</u>.

- 21. Under Item 13, Review of Meeting Dates, it was agreed to approve the conclusions of STACFAD as corrected for 1982.
- 22. Under Item 14, The Report of STACFAD, was approved with the provisos mentioned above.
- 23. The Chairman, after thanking all present and the Secretariat for the work done, and wishing the new Chairman great success, adjourned the Meeting at 1515 hrs.

NORTHWEST ATLANTIC FISHERIES ORGANIZATION

THIRD ANNUAL MEETING - SEPTEMBER 1981

List of Participants

PRESIDENT OF NAFO

Dr. A. W. May, Assistant Deputy Minister, Atlantic Fisheries Service, Fisheries and Oceans, 240 Sparks Street, Ottawa, Ontario K1A 0E6

CANADA

Head of Delegation: Dr. A. W. May (see address above)

General Council

Mr. B. Applebaum, Director, International Fisheries Relations Branch, Dept. of Fisheries and Oceans, 240 Sparks Street, Ottawa, Ont.

Dr. A. W. May (See address above)

Mr. L. S. Parsons, Director General, Atlantic Operations, Dept. of Fisheries and Oceans, 240 Sparks St., Ottawa, Ont.

Fisheries Commission

Dr. A. W. May (See address above)

Dr. W. M. Murphy, President, Mersey Seafoods Ltd., P. O. Box 1290, Liverpool, N. S.

Scientific Council

Dr. W. G. Doubleday, Fisheries Research Branch, Dept. of Fisheries and Oceans, 240 Sparks St., Ottawa, Ont.

Dr. R. G. Halliday, Marine Fish Division, BIO, P. O. Box 1006, Dartmouth, N. S. Mr. A. T. Pinhorn, Research and Resource Services, Dept. of Fisheries and Oceans,

P. O. Box 5667, St. John's, Nfld.

Mr. R. Wells, Research and Resource Services, Dept. of Fisheries and Oceans, P. O. Box 5667, St. John's, Nfld.

Advisers

- Mr. S. A. Akenhead, Northwest Atlantic Fisheries Centre, P. O.Box 5667, St. John's, Newfoundland
- Mr. C. J. Allen, International Directorate, Fisheries and Oceans, 240 Sparks St., Ottawa, Ontario
- Mr. T. Amaratunga, Invertebrates Div., Fisheries and Oceans, P. O. Box 550, Halifax, Nova Scotia
- Mr. P. G. Amiro, Fisheries and Oceans, P. O. Box 550, Halifax, Nova Scotia
- Mr. J. T. Anderson, Fisheries and Oceans, P. O. Box 5667, St. John's, Newfoundland
- Mr. R. Andrews, Assistant Deputy Minister, Nfld. Dept. of Fisheries, P. O. Box 4750, St. John's, Newfoundland
- Mr. S. W. Bartlett, Fisheries and Oceans, 240 Sparks St., Ottawa, Ontario
- Mr. J. S. Beckett, Fisheries Research Branch, Fisheries and Oceans, 240 Sparks St., Ottawa, Ontario
- Mr. A. Best, President, Independent Fish Producers Association, Box 9, Southern Harbour, Newfoundland
- Mr. A. R. Billard, Executive Director, Eastern Fishermen's Federation, P. O. Box 384, Stn "M", Halifax, N. S.
- Mr. D. R. Bollivar, Manager, Fleet Strategy, National Sea Products, P. O. Box 2130, Halifax, N. S.
- Mr. G. A. Borstad, Seakem Oceanography, 2045 Mills Road, Sidney, British Columbia Mr. P. F. Brodie, Marine Ecology Lab, BIO, P. O. Box 1006, Dartmouth, N. S.

```
Mr. D. M. Brown, Intergovernmental Affairs Analyst, Ground Floor, Confederation Bldg.,
  St. John's, Newfoundland
Mr. A. Campbell, Director General, International Directorate, Fisheries and Oceans,
  240 Sparks Street, Ottawa, Ontario
Mr. E. L. Dalley, Fisheries and Oceans, P. 0. Box 5667, St. John's, Newfoundland
Ms. N. Dale, Chairman, 1982 AGAC Working Group, Fisheries and Oceans, 2511 Beech St.,
  Halifax, N. S.
Mr. E. G. Dawe, Fisheries and Oceans, Box 5667, St. John's, Newfoundland
Mr. K. Drinkwater, MEL, BIO, P. O. Box 1006, Dartmouth, Nova Scotia
Mr. M. J. Dunbar, Institute of Oceanography, McGill University, 3620 University Ave.,
  Montreal, Quebec
Mr. E. B. Dunne, Director General, Newfoundland Region, Fisheries and Oceans, P. O.
  Box 5667, St. John's, Newfoundland
Mr. H. R. Edel, Fisheries and Oceans, Marine Sciences and Information, 240 Sparks St.,
  7th Floor West, Ottawa, Ontario
Mr. P. Fontaine, Directeur Par Interim, Direction de la Recherche Scientifique et
  Technique, D.G.P.M. Ministere de l'Agriculture, Pecheries and Alimentation, 2700
  Rue Einstein, Ste. Foy, Quebec
Mr. J. A. Gagne, Marine Fish Div., BIO, P. O. Box 1006, Dartmouth, N. S.
J. Gagnon, Data Quality and Products Section, MEDS, Fisheries and Oceans, 240 Sparks St.,
  Ottawa, Ontario
Ms. C. A. Gavaris, Fisheries and Oceans, P. O. Box 5667, St.John's, Newfoundland
Mr. J. F. R. Gower, IOS Pat Bay, P. O. Box 6000, Sidney, British Columbia
Mr. T. D. Iles, A/Chief MFD, BIO, P. O. Box 1006, Dartmouth, Nova Scotia
Mr. D. K. Janes, CBRTFGW, Box 1061, Lunenburg, Nova Scotia
Mr. C. L. Jones, Quota Management Coordinator, Fisheries and Oceans, P. O. Box 550,
  Halifax, Nova Scotia
Mr. J. R. Keeley, Marine Environmental Data Service, 240 Sparks St., Ottawa, Ontario
Mr. R. G. Kingsley, Director, Fisheries Technology Div., Government of Newfoundland,
  Dept. Fisheries, Box 4750, St. John's, Newfoundland
Mr. J. A. Koslow, Oceanography Dept., Dalhousie University, Halifax, Nova Scotia
Mr. G. Lilly, NAFC, Fisheries and Oceans, Box 5667, St. John's, Newfoundland
Mr. A. A. Longard, Director, Marine Resources, N.S. Dept. of Fisheries, Box 2223,
  <u>Halifax</u>, Nova Scotia
Mr. D. McKone, Fisheries Ecology Br., Fisheries and Oceans, 240 Sparks St., Ottawa,
  Ontario
 R. Mahon, Marine Fish Div. BIO, P. O. Box 1006, Dartmouth, N. S.
Mr. D. Markle, Huntsman Marine Laboratory, St. Andrews, New Brunswick
Mr. R. Mohn, Fisheries and Oceans, P. O. Box 550, Halifax, Nova Scotia
Mr. A. D. Moores, Ocean Harvesters Ltd., Box 310, Harbour Grace, Newfoundland
Ms. E. Mundell, International Directorate, Fisheries and Oceans, 240 Sparks Street,
   Ottawa, Ontario
 Mr. B. Nakashima, Fisheries and Oceans, Northwest Atlantic Fisheries Centre, P. O.
   Box 5667, St. John's, Newfoundland
 Ms. D. E. Pethick, Fisheries and Oceans, 240 Sparks Street, Ottawa, Ontario
Mr. R. J. Prier, A/Chief, Conservation and Protection Br., Fisheries and Oceans,
   P. O. Box 550, Halifax, N. S.
 Mr. J. D. Pringle, Fisheries and Oceans, P. O. Box 550, Halifax, N. S.
Mr. L. G. Riche, Fishery Products Ltd., P. O. Box 550, St. John's, Newfoundland
Mr. A. A. Rosenberg, Dept. of Oceanography, Dalhousie University, Halifax, Nova Scotia
Mr. C. K. Ross, Ocean Circulation Div., Atlantic Oceanographic Laboratory, BIO,
  P. O. Box 1006, Dartmouth, Nova Scotia
 Mr. T. W. Rowell, Fisheries and Oceans, P. O. Box 550, Halifax, Nova Scotia
Mr. E. J. Sandeman, Research and Resource Services, Fisheries and Oceans, P. O.
   Box 5667, St. John's, Newfoundland
 A. Saulesleja, Atmospheric Environmental Service, 4905 Dufferin St., Downsview, Ontario
 Dr. D. E. Sergeant, Arctic Biological Station, 555 Blvd. Ste. Pierre, Ste Anne de
   Bellevue, Quebec
 Mr. M. Sinclair, MFD, BIO, P. O. Box 1006, Dartmouth, N. S.
Mr.R. C. Stirling, Executive Director, Seafood Producers Association of N.S.,
   P. O. Box 991, Dartmouth, N.S.
 Mr. W. T. Stobo, Marine Fish Div., BIO, P. O. Box 1006, Dartmouth, N. S.
    H. T. Strauss, Dept. of External Affairs (FLO), 125 Sussex Dr., Ottawa, Ontario
 Dr. B. J. Topliss, Atlantic Geoscience Centre, BIO, P. O. Box 1006, Dartmouth, N.S.
Mr. G. R. Traverse, Head, Offshore Management, Conservation and Protection Br.,
   Fisheries and Oceans, P. O. Box 5667, St. John's, Newfoundland
R. W. Trites, Bedford Institute of Oceanography, P. O. Box 1006, Dartmouth, Nova Scotia
Mr. L. VanGuelpen, Huntsman Marine Laboratory, St. Andrews, New Brunswick
Mr. D. E. Waldron, Marine Fish Div., BIO, P. O. Box 1006, Dartmouth, Nova Scotia
Mr. A. W. White, Fisheries and Oceans, Biological Station, St. Andrews, New Brunswick
K. A. Wilson, N.B. Dept. of Fisheries, P. O. Box 6000, Fredericton, New Brunswick
```

Dr. G. H. Winters, Research and Resource Services, Fisheries and Oceans, P. O. Box

5667, St. John's, Newfoundland

CUBA

Head of Delegation:

Dr. J. A. Varea Direccion de Relaciones Internacionales Ministerio de la Industria Pesquera Ensenada de Potes Y Atares Habana, Cuba

General Council

Dr. J. A. Varea (See address above)
Capt. N. Gomez, c/o Pickford & Black, P. O. Box 1117, Halifax, N. S.

Fisheries Commission

Dr. J. A. Varea (See address above)
Capt. N. Gomez (See address above)

Scientific Council

Mr. E. Fraxedas, Flota Cubana de Pesca, Ave. la Pesquera, Habana, Cuba

Advisers

Mr. O. Muniz, Flota Cubana de Pesca, Desamparados Esq Mercado, Habana Vieta,
 Habana, Cuba
 Mr. E. Fabregas, Ministry of Fisheries, Ensenada de Potes y Atares, Habana, Cuba

European Economic Community

Head of Delegation: Mr. M. Leigh

Mr. M. Leigh
Directorate General for Fisheries
Commission of the European Communities
200 Rue de la Loi

200 Rue de la Loi 1049 Brussels, Belgium

General Council

Mr. M. Leigh (See address above)

Mr. J. B. P. Farnell, Directorate General for Fisheries, Commission of the European Communities, 200 Rue de la Loi, 1049 Brussels, Belgium

Fisheries Commission

Mr. M. Leigh (See address above)

Mr. J. B. P. Farnell (See address above)

Scientific Council

Mr. Sv. Aa. Horsted, Gronlands Fiskeriundersogelser, Tagensvej 135, Sal 1. DK-2920 Kobenhavn N, Denmark

Mr. R. H. Letaconnoux, Institut Scientifique et Technique Des Peches Maritimes, B. P. 1049, F-44037 Nantes-Cedex, France

Dr. J. Messtorff, Institut fur Seefischerei Fischkai, D-2850 Bremerhaven 29, Federal Republic of Germany

Mr. J. P. Minet, Director, CRIP, Institut Scientifique et Technique des Peches Maritimes, B P 1240, F-97500 Saint Pierre, St. Pierre et Miquelon

Mr. R. Noe, Directorate General for Fisheries, Commission of the European Communities, 200 Rue de la Loi, 1049 Brussels, Belgium

Advisers

Mr. C. DeLord, Institut Scientifique et Technique des Peches Maritimes, B P 1240, F-97500 Saint Pierre, St. Pierre et Miquelon

Mr. H. DuPouy, Institut Scientifique et Technique des Peches Maritimes, B P 1240, F-97500 Saint Pierre, St. Pierre et Miquelon

Mr. H. Junge, Assoc. of German Trawler Owners, P. O. Box 403, D-2850 Bremerhaven 29, Federal Republic of Germany

Mr. N. Kleeschulte, Bundesministerium fur Ernahrung Landwirtschaft und Forsten, Rochusstrasse 1, D-5300 Bonn, Federal Republic of Germany Mr. M. LeBolloch, Chef du Quartier des Affaires Maritimes, B P 1206, F-97500 Saint Pierre, St. Pierre et Miquelon

Mr. A. Pignatti, Italian Embassy, 275 Slater St., 11th Floor, Ottawa, Ontario

Mr. S. Proudfoot, Suite 1110, Inn of the Province, 35 Sparks Street, Ottawa, Ontario

Mr. B. Salva, Administrateur des Affaires Maritimes, Direction des Peches Maritimes-Marine Marchande, 3 Place de Fontenoy, 75700 Paris, France

Mr. T. H. Smith, Ministry of Agric., Fisheries & Food, Great Westminster House, Horseferry Road, London, England

Mr. P. Vallette, Institut Scientifique et Technique des Peches Maritimes, B P 1240, F-97500 Saint Pierre, St. Pierre et Miquelon

FAROE ISLANDS

Head of Delegation: Mr. A. Olafsson, Director,

Foroya Landsstyri

Tinganes DK-3800 Torshavn Faroe Islands

Advisers

Ms. J. Klett, Foroya Landsstyri, Tinganes, DK-3800 Torshavn, Faroe Islands

GERMAN DEMOCRATIC REPUBLIC

<u>Head of Delegation</u>: Mr. K.Plagemann

Fischkombinat Rostock

25 Rostock

German Democratic Republic

General Council

Mr. K.Plagemann (See address above)

Fisheries Commission

Mr. K. Plagemann (See address above)

Scientific Council

Dr. W. Mahnke, Institut fur Hochseefischerei, 251 Rostock-Marienehe 5, German Democratic Republic

Interpreter

Ms. M. Förster, 25 Rostock, VEB Hochseefischerei, German Democratic Republic

JAPAN

Head of Delegation: Mr. Kunio Yonazawa

Fishery Division Economic Affairs Bureau Ministry of Foreign Affairs 2-2-1 Kasumigaseki

Chiyoda-Ku Tokyo, Japan

General Council

Mr. K. Yonazawa (See address above)

Fisheries Commission

Mr. K. Yonazawa (See address above)

Scientific Council

Dr. H. Hatanaka, Far Seas Fishery Research Laboratory, 100 Orido, Shimizu 424, Japan

Advisers

- Mr. K. Kirimura, Japan Fisheries Association, 900 Royal Bank Building, 5161 George St., Halifax, N. S.
- Mr. K. Ito, Hoko Fishing Co. Ltd., P. O. Box 696, Dartmouth, N. S.
- Mr. Y. Ito, Fishery Division, Economic Affairs Bureau, Ministry of Foreign Affairs, 2-2-1 Kasumagaseki, Chiyoda-Ku, Tokyo, Japan
- Mr. Y. Santo, Nippon Suisan Kaisha, Halifax Office, 16th Floor, Toronto Dominion Bank Bldg., 1791 Barrington St., Halifax, N. S.

NORWAY

Head of Delegation: Mr. H. Rasmussen

Director-General

Directorate of Fisheries

P. O. Box 185

N-5001 Bergen, Norway

Advisers

Mr. L. Grønnevet, Norwegian Fishermens Association, N-6170 Vartdal, Norway Mr. T. Hanevold, First Secretary, Royal Norwegian Embassy, Suite 700, Wellington St., Ottawa, Ontario

POLAND

Head of Delegation: Mr. W. Kalinowski

International Cooperation Dept.

Fisheries Central Board

Odrowaza 1

71-420 Szczecin, Poland

General Council

Mr. W. Kalinowski (See address above)

Fisheries Commission

Mr. W. Kalinowski (See address above)

Scientific Council

Mr. A. J. Paciorkowski, Morski Instytut Rybacki, Skr. Poczt. 184, 81-345 Gdynia, Poland

Advisers

Mr. W. Polaczek, Trade Commissioners Office of Poland, 3501 Ave du Musee, Montreal, Que.

PORTUGAL.

Head of Delegation: Mr. J. Miranda Mendes, Director General Direccao Geral do Desenvolvimento e Coordenacao das Pescas, Secretaria da Estado das Pescas, Caixa Postal 2849, 1121 Lisboa Codex, Portugal

General Council

Mr. J. Miranda Mendes (See address above)

Mr. J. G. Boavida, Direccao Geral do Desenvolvimento e Coordenacao das Pescas, Av. 24 de Julho 80-20, 1200 Lisbon, Portugal

Fisheries Commission

Mr. J. Miranda Mendes (See address above)
Mr. J. G. Boavida (See address above)
Commander M. Cunha, P. O. Box 5249, St. John's, Newfoundland

Scientific Council

Dr. M. Lima Dias, Instituto de Investigacao das Pescas, Alges-Praia, 1400 Lisbon, Portugal

Advisers

Ms. M. L. M. Coelho, Instituto de Investigação das Pescas, Av. de Brasilia, 1400 Alges, Lisbon, Portugal

UNION OF SOVIET SOCIALIST REPUBLICS

Head of Delegation: Mr. A. A. Volkov
Welsford Place, Suite 2202-3
2074 Robie Street
Halifax, N. S.

General Council

Mr. A. A. Volkov (See address above)

Fisheries Commission

Mr. A. A. Volkov (See address above)

Advisers

Mr. G. M. Chursin, Embassy of USSR, 1500 Massachusetts Ave. NW, Washington, D.C. USA 20005

Mr. V. N. Kletnoy, Welsford Place, 2074 Robie St., # 2202, Halifax, N. S.

Mr. E. Sabourenkov, Ministry of Fisheries, 12 Rozhdestvensky Boul., Moscow K-45, 103045, USSR

Mr. L. Shepel, Welsford Place, 2074 Robie St., # 2202, Halifax, N. S.

Dr. Y. Znamensky, Ministry of Fisheries, 12 Rozhdestvensky Boul., Moscow K-45, 103045, USSR

OBSERVERS

REPUBLIC OF KOREA

Mr. H. H. Lee, Korean Embassy, 151 Slater Street, Ottawa, Ontario Mr. N. W. Paik, Korean Embassy, 151 Slater Street, Burnside Bldg., Suite 608, Ottawa, Ontario

SPAIN

Mr. A. Collado, First Secretary, Embassy of Spain, 350 Sparks St., Rm. 802, Ottawa, Ont.

Mr. R. DeMiguel, Subsecretaria de Pesca, Ruiz de Alarcon 1, Madrid, Spain

Dr. M. G. Larraneta, Instituto Investigaciones Pesqueras, Muelle de Bouzas, Vigo, Spain

Dr. E. C. Lopez-Veiga, S. Cooperative de Armadores de Pesca del Puerto de Vigo (ARVI), Apartado 1078, Vigo Pentevedra, Spain

Mr. J. L. Meseguer, Subsecretaria de Pesca, Ruiz de Alarcon 1, Madrid, Spain

Mr. J. Prat, Director General de Relaciones Pesqueras Internacionales, Direccion General de Pesca Maritima, Ruiz de Alarcon 1, Madrid 14, Spain

UNITED STATES OF AMERICA

- Mr. D. L. Chamberlin, Atlantic Environmental Group, National Marine Fisheries Service, RR 7A Narragausett, RI. USA 02882
- Mr. D. S. Crestin, National Marine Fisheries Service, 14 Elm Street, Federal Bldg., Gloucester, Mass., USA 01930
- Mr. M. P. Fahay, NOAA, NMFS, Sandy Hook Marine Lab, Highlands, N.J., USA 07716
- Mr. J. J. Graham, Fisheries Research Laboratory, West Boothbay Harbour, Maine, USA 04575
- Dr. M. D. Grosslein, Northwest Fisheries Center, National Marine Fisheries Service, Woods Hole, Mass., USA 02543
- Mr. R. M. Hayes, U.S.C.G. Oceanographic Unit, Bldg. 159E, Navy Yard Annex, Washington, D.C., USA 20593
- Ms. A. M. T. Lange, National Marine Fisheries Service, Northeast Fisheries Center, Woods Hole, Mass., USA 02543
- Mr. D. G. Mountain, Northeast Fisheries Centre, Woods Hole, Mass., USA 02543
- Mr. D. A. Reifsnyder, Office of International Fisheries Affairs, NOAA/NMFS/F-IA2, 3300 Whitehaven Street NW, Washington, D.C., USA 20235
- Mr. M. Sissenwine, Deputy Chief, Resource Assessment Div., Northeast Fisheries Center, Woods Hole, Mass., USA 02543
- Mr. D. Stevenson, Maine Dept. of Marine Resources, West Boothbay Harbour, Maine, USA 04573
- Mr. V. Anthony, Northeast Fisheries Center, NMFS, Woods Hole, Mass., USA 02543
- Mr. G. Waring, National Marine Fisheries, Northeast Fisheries Center, Woods Hole, Mass., USA 02543

SECRETARIAT

- Capt. J. C. E. Cardoso, Executive Secretary, NAFO
- Mr. V. M. Hodder, Assistant Executive Secretary, NAFO
- Mr. W. H. Champion, Administrative Assistant, NAFO
- Mr. F. D. Keating, Finance and Publications Clerk-Steno, NAFO
- Mrs. B. J. Cruikshank, Senior Secretary, NAFO
- Mr. G. M. Moulton, Senior Statistical Clerk, NAFO
- Mr. R. A. Myers, Clerk-Duplicator Operator, NAFO
- Ms. R. A. Alphonse, Clerk Typist, NAFO
- Mrs. C. F. Guedes, Junior Secretary, NAFO
- Mr. B. T. Crawford, Clerk-Duplicator Operator, NAFO
- Mrs. F. E. Perry, Documents and Mailing Clerk, NAFO
- ${\tt Miss~B.~L.~Perry,~Statistical~Clerk,~NAFO}$
- Miss C. L. Martin, Statistical Clerk, NAFO
- Miss V. M. Bullen, Data Processing Clerk, NAFO

SECRETARIAT ASSISTANCE

Ms. S. Groulx, International Directorate, Fisheries and Oceans, 8th Floor West, 240 Sparks St., Ottawa, Ontario

NORTHWEST ATLANTIC FISHERIES ORGANIZATION

THIRD ANNUAL MEETING - SEPTEMBER 1981

General Council

Agenda

OPENING PROCEDURES

- 1. Opening by the Chairman, Dr. A. W. May (Canada)
- 2. Appointment of Rapporteur
- 3. Adoption of Agenda
- 4. Admission of Observers
- 5. Publicity

ADMINISTRATION

- 6. Approval of Proceedings of 2nd Special Meeting, March 1981 (GC Doc 81/IV/1, Revised)
- 7. Review of membership of:
 - a) General Council
 - b) Fisheries Commission
- 8. Proposal to replace Rule 4.1 of the Rules of Procedure so that a Draft Provisional Agenda is sent 100 days before the date fixed for the opening of the meeting (GC Doc 81/IX/2).
- 9. Administrative Report
- 10. Election of Officers

EXTERNAL AFFAIRS

11. Current threats to Conservation in the Regulatory Area

FINANCE

- 12. Review of Decisions Regarding the Conditions of Appointment of the Executive Secretary ${\sf Secretary}$
- 13. Review of Meeting Dates
- 14. Report of STACFAD

CLOSING PROCEDURES

- 15. Time and Place of Next Meeting
- 16. Other Business
- 17. Press Statement
- 18. Adjournment

NORTHWEST ATLANTIC FISHERIES ORGANIZATION

THIRD ANNUAL MEETING - SEPTEMBER 1981

Report of the Standing Committee on Finance and Administration (STACFAD)

Thursday, 10 September, 0840 and 1200 hrs. Friday, 11 September, 0930 hrs.

- 1. The Third Annual Meeting of the Standing Committee on Finance and Administration (STACFAD) was opened by the Chairman, Ms. D.E. Pethick (Canada). Delegates from Contracting Parties were present: Mr. M. Leigh (EEC), Mr. J.S. Beckett (Canada), Mr. T. Hanevold (Norway), Mr. K. Ito and Mr. J. Fujita (Japan), Mr. J.G. Boavida (Portugal), Mr. A. A. Volkov (USSR). Observers from the Faroe Islands and Cuba were also present.
- 2. The Draft Provisional Agenda as shown in Appendix 8 of Circular letter 81/50, 6 July 1981 was approved after the insertion of a new item No. 4(a), Auditor's Report.
- 3. Review of Membership. There had been no changes in membership of the Committee.
- 4. Under Item 4(a), the Auditor's Report was reviewed and adopted.
- Conditions of Appointment of the Executive Secretary were reviewed.

At the time of employment with the Organization, the Executive Secretary had expected to participate in the same pension scheme as that provided for all employees of NAFO. Certain changes have been made in the existing scheme to permit the Executive Secretary to join it, but due to the Executive Secretary's age, this scheme would not provide an adequate pension to the Executive Secretary. This the Executive Secretary had explained at full length in the Working Paper 81/IX/1 which was circulated to the STACFAD members.

After examination of alternative proposals provided by the Executive Secretary STACFAD endorses the resolution passed by the General Council at last year's annual meeting to the effect that the Organization will transfer to an appropriate fund or institution, for the benefit of the Executive Secretary, an amount of money equal to the amount it would have paid on his behalf into the existing pension scheme had he joined it. This sum is estimated to be in the order of \$70,000 minus 5% over the full five year period. This amount is strictly for the establishment of an alternative pension scheme and is to be calculated over a five year period and paid in average annual amounts. The actual amount is to be reviewed each year in light of changes in salary and other pension factors. Since these annual amounts in the early years will be in excess of what the Organization would have paid into the pension scheme, the Executive Secretary will pay back to the Organization interest at the rate prevailing in the Organization's Accumulated Surplus Fund on the amount he has received in excess of what would have been paid to the pension scheme. This scheme shall be effective June 1, 1980, and should include any funds already made available by the Organization towards an ad hoc retirement savings scheme on his behalf during the last year.

At the 1982 Annual Meeting of the General Council, a study of what the actual cost of the Pension Scheme had been during the previous year shall be submitted to the General Council by the Executive Secretary for approval in order to correct and update the costs as provisionally calculated, and check the key operative dates.

The same procedure shall be followed at the General Council meetings of 1983, 1984 and 1985. At this last meeting the situation should be reviewed as it was decided by the General Council at the 2nd Annual Meeting. In this manner a current account shall be kept between the Organization and Captain Cardoso, brough up-to-date every year, which would as such be subject to the scrutiny of the Auditor General.

During the Committee's review of the pension concerns of the Executive Secretary, attention was drawn to the fact that the salary scale on which the Executive Secretary's pay is based has been eliminated in the Canadian Public Service, therefore a decision by his employer is required concerning the pay scale for the Executive Secretary. STACFAD therefore

recommend

that the General Council refer the resolution of this subject to the next meeting of STACFAD.

STACFAD also

recommends

that salary arrangements made in the interim period, pending the outcome of the General Council's consideration of this point, be open for review.

- 6. The Administrative Report (GC Doc 81/IX/6) with its attached financial statements for 1981 was analyzed and approved.
- 7. Accumulated Surplus Account. It was decided to

recommend

that the minimum balance to be kept as an accumulated surplus should be maintained at \$60,000. The fact that in Statement 4 this balance is \$76,400 was approved subject to review, if necessary, pending the final approval of the pension scheme of Captain Cardoso.

8. <u>Budget Estimate</u>, 1982. STACFAD studied carefully every item budgeted (See Attachment 1, Revision 1) and introduced several amendments. STACFAD

recommends

that the budget as shown in Attachment 1, Revision 2 be accepted.

During this revision the Committee decided to

recommend

that the Executive Secretary review the mailing lists to Contracting Parties since the expenses of publications and communications are important items in the budget and the Organization should try to keep them to a minimum.

The Chairman of STACFAD is requested to draw to the attention of members of the General Council that the number of special meetings should be considered carefully as the cost of extra or mid-term meetings becomes an unbudgeted item in the already adopted estimates. It was also noted that expenditures for personnel services is a large percentage of the total budget. STACFAD

recommends

that the Executive Secretary present a report to the next meeting of the General Council on ways in which expenditures might be reduced.

- 9. The <u>Budget Forecast</u> for the <u>Fiscal Year Ending 31 December</u>
 1983 (See Attachment 2 of Circular Letter 81/50, 06 July 1981) was
 approved with a few corrections as shown in Attachment 2, Revised).
- 10. Under Item 10, the billing date of 15 February 1982 was approved.
- 11. Under Item 11, in the absence of any indications from the General Council, the Committee fixed the time and the place of the future Annual Meetings as follows:

1982	14-17	September	Halifax
1983	12-17	September	Halifax
1984	11-14	September	Halifax

STACFAD

recommends

that the Executive Secretary make arrangements to hold meetings of STACFAD one day in advance of the Annual Meeting of the General Council.

12. <u>Adjournment</u>. There being no other business, the meeting of STACFAD adjourned at 1100 hours, 11 September 1981.

REVISION 1

STACFAD

NORTHWEST ATLANTIC FISHERIES ORGANIZATION

Preliminary Budget Estimate for 1982

1. Personal Services

	 (a) Salaries (b) Superannuation and Annuities (c) Additional Help (d) Group Medical and Insurance (e) Termination Benefits (f) Accrued Vacation Pay (g) Contingencies 	\$ 335,000 24,300 1,000 5,100 12,600 8,000 20,000
2.	Travel	6,000
3.	Transportation of Things	1,000
4.	Communications	31,000
5.	Publications	15,000
6.	Other Contractual Services	35,000
7.	Materials and Supplies	22,000
8.	Equipment	5,000
9.	Annual and Mid-Year Meetings	24,000
10.	Computer Services	40,000
11.	Contingencies	15,000 \$ 600,000

App. III(cont'd)
STACFAD

ATTACHMENT 1
REVISION 2

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NORTHWEST ATLANTIC FISHERIES ORGANIZATION

$\frac{\text{Preliminary Budget Estimate}}{\text{for 1982}} \ \bullet$

1. Personal Serv	/ices
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	 (a) Salaries (b) Superannuation and Annuities (c) Additional Help (d) Group Medical and Insurance Plans (e) ¹Termination Benefits (f) ²Accrued Vacation Pay 	\$ 348,000 24,300 1,000 5,100 12,600 8,000
2.	Travel	6,000
3.	Transportation of Things	1,000
4.	Communications	31,000
5.	Publications	15,000
6.	Other Contractual Services	35,000
7.	. Materials and Supplies	22,000
8.	. Equipment	5,000
9.	Annual and Mid-Year Meetings	24,000
10.	Computer Services	40,000
11.	Contingencies	10,000
		\$ 588,000

STACFAD

NORTHWEST ATLANTIC FISHERIES ORGANIZATION

Preliminary Budget Forecast 1983

1.	Personal Services	
	 (a) Salaries (b) Superannuation and Annuities (c) Additional Help (d) Group Medical and Insurance P (e) Termination Benefits (f) Accrued Vacation Pay 	\$ 390,000 30,000 1,000 6,000 15,000 20,000
2.	Travel	6,000
3.	Transportation of Things	1,000
4.	Communications	35,000
5.	Publications	17,000
6.	Other Contractual Services	40,000
7.	Materials and Supplies	22,000
8.	Equipment	5,000
9.	Annual and Mid-Year Meetings	25,000
10.	Computer Services	45,000
11.	Contingencies	12,000 \$ 670,000