

Northwest Atlantic



Fisheries Organization

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6-10 September 1993

Resolution adopted by the General Council (on the report of the Standing Committee on Fishing Activities of Non-Contracting Parties in the Regulatory Area, STACFAC)

93/1. Non-Contracting Parties fishing activities in the NAFO Regulatory Area

The General Council,

- Recalling the Resolution on Non-NAFO Fishing activities adopted by the General Council at the 12th Annual Meeting of the Northwest Atlantic Fisheries Organization, resolving i.a. that
 - in full respect of the international obligations of Contracting Parties, further measures should be developed for consideration by the General Council at its 1991 annual meeting;
- Recalling the Terms of Reference for the Standing Committee, established by the General Council, resolving i.a. that the Committee will
 - obtain and compile all available information on the fishing activities of non-Contracting Parties in the Regulatory Area, including details on the type, flag and name of vessels and reported or estimated catches by species and area;
 - obtain and compile all available information on landings, and transshipments of fish caught in the Regulatory Area by non-Contracting Parties, including details on the name and flag of the vessels; the quantities by species landed, transshipped; and the countries and ports through which the product was shipped;
 - examine and assess all such options open to NAFO Contracting Parties including measures to monitor landings of fish caught by non-Contracting Party vessels in the Regulatory Area;
- Recalling that with respect to the relevant provision of the United Nations Convention on the Law of the Sea, available catch and fishing effort statistics, and other data relevant to the conservation of fish stocks shall be contributed by flag states and exchanged on a regular basis through competent international organizations, whether subregional, regional or global, where appropriate and with participation of all States concerned;

- Considering that the Northwest Atlantic Fisheries Organization is the competent regional fisheries organization for the conservation and rational management of fish resources in the NAFO Regulatory Area,
- Considering the need for all states exploiting these living marine resources to cooperate fully in conservation and management,
- Recalling that in conformity with Article XIX of the Convention States party to the NAFO Convention have drawn the attention of states not party to the NAFO Convention of their fishing activities undermining the effectiveness of NAFO conservation and management measures and that some of these states have withdrawn their vessels from the NAFO Regulatory Area, while vessels from other such States remain,
- Bearing in mind the statistical reports on catches of fish stocks in the NAFO Regulatory Area which are currently provided to NAFO by the Contracting Parties,
- Considering that certain states not party to the NAFO Convention have not provided statistical reports on catches by their vessels in the Regulatory Area,
- Having regard also to the adverse implications of high levels of unreported catches by non-Contracting Parties for the assessment of management advice and the critical state of many of the NAFO-regulated stocks, especially bearing in mind the substantial proportion of the total catches taken by vessels of states not party to the NAFO Convention,
- Considering the desirability of providing administrative arrangements to facilitate in an interim period the gathering of statistical information on landings by vessels flying the flag of these states and therefore Contracting Parties undertake to collect landing declarations,
- Recalling the GATT principles of non-discrimination, transparency and proportionality,

herewith, therefore, the General Council adopts, in principle, the proposed landing declaration scheme and notes the proposed means of implementation (Addendum) which will also take into account specific national legislation of the Contracting Parties to NAFO and the precise assistance required by the non-Contracting Parties.

The General Council requests that STACFAC review and monitor the implementation of this programme and if appropriate consider further means to achieve the withdrawal of all Non-Contracting Party vessels from the NAFO Regulatory Area at the earliest possible date.

The General Council decided to make further diplomatic demarches to Non-Contracting Parties urging them to withdraw their vessels from the NAFO Regulatory Area and to this end the General Council authorizes Canada, the EC, Japan and Russia to represent NAFO in a coordinated delegation, which where possible should include senior fisheries officials, to visit the capitals of the non-Contracting Parties concerned. This joint demarche should take place as soon as possible in order to effect the withdrawal of these vessels before the beginning of the 1994 fishing season.

Closing Plenary Session
10 September 1993

Implementation of the Landing Declaration Scheme

1. The Landing Declaration is an interim measure pending withdrawal of non-Contracting Party vessels, designed to help non-Contracting Parties collect statistics of catches by their vessels in the NAFO Regulatory Area.
2. The Landing Declaration records catches of NAFO-regulated groundfish in the NAFO Regulatory Area and, when a non-Contracting Party vessel lands such species into a Contracting Party port, records whether and what quantity was caught in the NAFO Regulatory Area. The Landing Declarations are collected by the Contracting Party authorities on behalf of the non-Contracting Party in accordance with international obligations on the collection of statistics. In the event of non-delivery of a Landing Declaration, the non-Contracting Party is informed of such non-delivery and of the quantities of groundfish products landed by the vessel.
3. The Landing Declaration records the weight of each product landed as in the example attached. One copy is forwarded to the non-Contracting Party and one to the NAFO Secretariat. The main additional information provided by the Declaration is the area of harvest (NAFO Regulatory Area or not).
4. The non-Contracting Party is periodically informed of the results of NAFO surveillance of its vessels. If it appears that a vessel has been fishing in the Regulatory Area but has recorded its landings into a Contracting Party as not having originated in the Regulatory Area, the non-Contracting Party is informed of the apparent discrepancy with a view to investigation by the non-Contracting Party.
5. Landing Declaration forms are in principle made available to vessels by the non-Contracting Party but are freely available at Contracting Party ports.

Landing Declaration/Declaration de Debarquement (1)

1. Exporter (Name, full address, country) Exportateur (Nom, adresse complète, pays)	2. Number Numéro	000
3. Consignee (Name, full address, country) Destinataire (Nom, adresse complète, pays)	<p>DECLARATION IN REGARD TO Atlantic Cod (Gadus Morhua) Atlantic Redfish (Sebastes spp) American Plaice (Hippoglossoides platessoides) Yellowtail Flounder (Limanda Ferruginea) Witch Flounder (Glyptocephalus cynoglossus) (2)</p> <p>Issued with a view to obtaining statistical information on harvest origin (1)</p> <p>DECLARATION CONCERNANT Morue (Atlantique) (Gadus Morhua) Sébaste (Atlantique Nord) (Sebastes spp) Plie canadienne (Hippoglossoides platessoides) Limande à quene jaune (Limanda ferruginea) Plie grise (Glyptocephalus cynoglossus) (2)</p> <p>Délivrée en vue de l'obtention d'information statistique concernant l'origine de pêche (1)</p>	
	4. Country of origin Pays d'origine	5. Country of destination Pays de destination
6. Place and date of catch/shipment/transshipment/ - name and flag of catch-/transport vessel(s) lieu et date de pêche/d'embarquement/-de transbordement/ - nom et pavillon du (des) navire(s) de pêche/de transport		
7. Marks and numbers-Number and kind of packages-DETAILED DESCRIPTION OF GOODS (3) Marques et numéros-nombre et nature des colis-DESIGNATION DETAILLEE DES MARCHANDISES (3)	8. Quantity in tonnes Quantité en tonnes Total From NAFO Reg. Area	

9. DECLARATION BY THE CAPTAIN

I the undersigned, declare that in accordance with the entries in the logbook the consignment described above contains Atlantic Cod (Gadus Morhua), Atlantic Redfish (Sebastes spp), American Plaice (Hippoglossoides Platessoides), Yellowtail Flounder (Limanda Ferruginea), Witch Flounder (Glyptocephalus cynoglossus) from the stocks of the North-West Atlantic Ocean fished in the Regulatory Area of the Northwest Atlantic Fisheries Organization - NAFO. (2)

DECLARATION DU CAPITAINE

Yes	No
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Je soussigné déclare qu'en accord avec les inscriptions dans le livre de bord l'envoi décrit ci-dessus contient de la Morue Fraiche (Atlantique) (Gadus Morhua), Sébaste (Atlantique Nord) (sebastes spp), Plie canadienne (Hippoglossoides platessoides), Limande à quene jaune (Limanda ferruginea), Plie grise (Glyptocephalus cynoglossus) provenant des stocks de l'océan de l'Atlantique Nord-Ouest et capturée dans la Zone de Réglementation de l'Organisation de Pêche de l'Atlantique du nord-Ouest - OPANO. (3)

10. CAPTAIN (Name, full address, country) CAPITAINE (Nom, adresse complète, pays)	<p>At/A..... on le.....</p> <p>(Signature)</p>
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- (1) This Landing Declaration for statistical purposes has to be presented to the competent authorities upon landing
Cette Declaration Débarquement pour de statistique doit être présentée aux autorités compétentes lors du débarquement
- (2) Delete as appropriate
Biffer la mention inutile
- (3) - Fresh/Frozen (Harmonized System 0302-0303) Frais/Congelé (Système harmonisé 0302-0303)
- Fillets/Filets
- Meat/Chair
- Salted/Salé