

RESTRICTED

International Commission for



the Northwest Atlantic Fisheries

Serial No. 3366
(A.S.4)

ICNAF Comm.Doc. 74/27
(3rd Revision)

ANNUAL MEETING - JUNE 1974

Proposal for management of international quota regulations

Memorandum by the Depositary Government

The Depositary Government has noted the complexity of the national quota allocation regulations adopted recently by the Commission. This complexity relates for the most part to the administrative aspects of the proposals. Consideration of such proposals by the Commission and subsequently by the Contracting Governments might be facilitated if a standing regulation on the management of quota regulations were to be adopted which would apply to all such quota regulations unless any such regulation were to specify otherwise because of special circumstances. This would relieve the Commission and the Contracting Governments of the burden of continually reviewing and renewing the administrative details of such regulations and permit them to concentrate on the more substantive aspects thereof.

Pursuant to its responsibility under paragraph 6 of Article VIII of the Convention to "make such suggestions as will facilitate acceptance" of proposals, the attached Proposal for Management of International Quota Regulations is submitted for consideration by the Commission.

Note:

Following further consultations, certain additional clarifications have been introduced in the text of the attached proposal. Changes are underlined and deletions are bracketed / / .

Proposal for Management of International Quota Regulations

That the Commission transmit to the Depository Government the following proposal for joint action by the Contracting Governments:

"1. That this regulation shall apply to all national allocation quota regulations (each such regulation hereinafter referred to as "the regulation") unless any such regulation shall specify otherwise.

First Tier Quotas

"2. That, for any such /national quota/ regulation for particular stocks or species,

(a) Competent Authorities from each Government shall limit, in the period to which the regulation applies (each such period hereinafter referred to as "the period"), the catches of the stocks or species mentioned in the regulation, taken by persons under its jurisdiction in the region referred to in the regulation, to the amount listed for that Government or in the case of Contracting Governments not listed by name to the amount listed under "Others";

(b) Each Government mentioned by name shall take appropriate action to prohibit fishing during the period by persons under its jurisdiction for the stock or species in the region mentioned in the regulation on the date on which accumulated reported catch, estimated unreported catch, the quantity estimated to be taken before closure could be introduced, and the likely incidental catch for the remainder of the period, equal 100 percent of the allowable catch indicated in the regulation for it. Each Government mentioned by name shall promptly notify the Executive Secretary of the date on which persons under its jurisdiction will cease a directed

fishery for the stocks or species in the region mentioned in the regulation. The Executive Secretary shall promptly inform all /other Governments mentioned by name in the regulation and all other/ Contracting Governments of such notification;

"(c) Each Contracting Government not mentioned by name shall promptly notify the Executive Secretary if persons under its jurisdiction engage in a fishery during the period on the stocks or species in the region mentioned in the regulation, together if possible with an estimate of the projected catch and it shall also /Each Contracting Government not mentioned by name shall/ promptly report catches of the stocks or species in the region mentioned in the regulation by persons under its jurisdiction in increments of 100 tons. /to the Executive Secretary of the Commission./ The Executive Secretary shall notify ~~/each Government mentioned by name~~ ~~and/~~ all /other/ Contracting Governments, of the date on which accumulated reported catch, estimated unreported catch, the quantity estimated to be taken before closure could be introduced, and the likely incidental catch for the remainder of the period, by persons under the jurisdiction of Contracting Governments not mentioned by name equal 100 percent of the allowable catch designated as for "Others" in the regulation. Within 10 days of the receipt of such notification from the Executive Secretary, each Contracting Government not mentioned by name shall prohibit fishing by persons under its jurisdiction for the stocks or species in the region mentioned in the regulation, except for small unavoidable incidental catches in directed fisheries for other stocks or species.

Second Tier Quotas

"3. That, for any group of stocks or species for which an allocation is prescribed for the whole group /collectively/ in addition to allocations for the particular stocks or species,

(a) Competent Authorities from each Government shall limit, /in the period to which the regulation applies,/ the catches of the stocks or species of the whole group /collectively,/ taken during the period by persons under its jurisdiction in the region referred to in the regulation, to the amount listed for that Government or in the case of Contracting Governments not mentioned by name to the amount listed under "Others";

(b) Each Government mentioned by name shall take appropriate action to prohibit fishing during the period by persons under its jurisdiction in the region mentioned in the regulation on the date on which accumulated reported catch, estimated unreported catch, and the quantity estimated to be taken before closure could be introduced, equal 100 percent of its allowable catch for the whole group of stocks or species /collectively/ indicated in the regulation. /for it./ This shall apply whether or not it has, on that date, caught the full amount allocated to it for any particular species or stock in that area under any other regulation. /of the Commission./ Each Government mentioned by name shall promptly notify the Executive Secretary of the date on which its vessels will cease a fishery in the region mentioned in the regulation. The Executive Secretary shall promptly inform all /other Governments mentioned by name in the regulation and all other/ Contracting Governments of such notification;

(c) Each Contracting Government not mentioned by name shall promptly notify the Executive Secretary if persons under its jurisdiction engage in a fishery during the period in the region mentioned in the

regulation, together if possible with an estimate of the projected catch /Each Contracting Government not mentioned by name shall/ and it shall also promptly report catches in the region mentioned in the regulation by persons under its jurisdiction in increments of 100 tons. /to the Executive Secretary of the Commission./ The Executive Secretary shall notify /each Government mentioned by name and/ all ~~/other/~~ Contracting Governments, of the date on which accumulated reported catch, estimated unreported catch, and the quantity estimated to be taken before closure could be introduced, by persons under the jurisdiction of Contracting Governments not mentioned by name /listed/ equal 100 percent of the allowable catch for the whole group of stocks or species /collectively/ designated as for "Others" in the regulation. Within 10 days of the receipt of such notification from the Executive Secretary, each Contracting Government not mentioned by name shall prohibit fishing by persons under its jurisdiction in the region mentioned in the regulation. This shall apply whether or not any such Government has, on that date, caught the full amount allocated to it for any particular species or stock in that area under any other regulation. /of the Commission./

Recording of Catch

"4. That the Governments take appropriate action to ensure that all vessels under their jurisdiction which fish in the Convention Area and in the adjacent waters to the west and south within Statistical Area 6 record their catches during the period on a daily basis according to position, amount, date, type of gear, amount of effort, i.e., number of sets (or hooks) x time gear on the bottom (otter trawl) or fishing (midwater trawl, lines, other gear), discards, catch composition, and disposition of catch.

Other

"5. That, with regard to any national allocation quota regulations set out in tabular form, each linear entry in the table shall be considered a separate proposal under Article VIII of the Convention as amended. Further, sub-paragraphs 2(c) and 3(c) shall apply to each Contracting Government without a /for which no/ specific quota allocation /is listed for it/ in any linear entry in the table notwithstanding that sub-paragraphs 2(b) and 3(b) may apply to it with respect to another linear entry in the table.

"6. That the allocations in any quota regulation are without prejudice to future allocations of catches for any species or stocks."