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(A.a.4)

ICNAF Comm. Doc. 74/44

FIFTH SPECIAL MEETING - NOVEMBER 1974

Comments of the Spanish delegation on
the US memorandum annexed to ICNAF Commissioner's Document 74/41

I. For obvious reasons, the Spanish delegation wishes to make some comments on Document ICNAF Comm.Doc. 74/41 originated with the Government of the USA. Before entering into the analysis of the substance of Document ICNAF Comm. Doc. 74/41, it is worth devoting a couple of minutes to the form in which documents ICNAF Comm.Doc. 74/41 and 74/42 were presented. The Spanish delegation has seen in the documents of the Secretariat that proposals and supporting memoranda should be forwarded sixty days in advance of special meetings.

Documents ICNAF Comm.Doc. 74/41 and 74/42 were distributed less than sixty minutes before the hour the special meeting was supposed to begin.

The Spanish delegation does not want to be too legalistic and understands that many documents are introduced less than sixty days before the beginning of meetings, but the Spanish delegation thinks that the seriousness of the allegations made in Document ICNAF Comm.Doc. 74/41 called for the strictest observance of all the regulatory proceedings.

II. Spanish squid fishery.

The figure for total squid logged presented in Document ICNAF COMM. DOC. 74/41 (22.687 Tons) is a result of the following assumptions:

- a. That in 1974, 75 Spanish vessels were involved in the squid fishery in sub-area 5 and statistical area 6. Annex I (a).

(a) Annex I. List provided by the USA authorities.

- b. That the average logged processed catch per day amounted to 5.5 Tons. This daily average is arrived at on the basis of catches logged by the "Altamar" from 1970/1973, and it is used because the average daily logged catch of sixteen vessels visited in 1974 was calculated to be 5.2 Tons, a figure close to that logged by the "Altamar".
- c. Fifty five/sixty days on station per trip.

The Spanish Delegation wishes to make some comments on the American Delegation assumptions:

- a. In 1974, only forty Spanish vessels were involved in the squid fishery in sub-area 5 and statistical area 6. We have with us the list of these forty vessels. Annex II (b). All the Spanish vessels boarded by the USA Authorities (Document ICNAF COMM. DOC. 74/42, pages 12-13) are recorded in the said list. As there is a difference in the number of vessels between the figures given by the Spanish and USA Authorities, one could expect that half the visits made to Spanish vessels ought to involve vessels not recorded in the Spanish list, but that is not so. Why?

- Vessels reported by USA Authorities (Annex I).....	79
- Vessels that according to Spain fished in the area for squid (Annex II)	40
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Partial difference	39
- Vessels reported by Spain and not by USA	4
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Total difference	43

Of these:

- Row boats of less than 10 feet (Annex III) 17
- Old vessels discharged from the records 7 (Annex IV)
- Vessel numbers not yet assigned (Annex V) 4
- Vessels in other fisheries ..(Annex VI) 10
- Unidentified vessels (Annex VII) 5

Total 43

(b) Annex II. List provided by the Spanish Authorities, of vessels that fished for squid in sub-areas 5 and 6.

b. Average annual catches of loligo and illex by Spanish vessels are a matter of record (see ICNAF working paper number 3) and are as follows:

1. Annual catch of loligo by ship.

	<u>No. of Ships</u>	<u>Tons</u>	<u>Tn/Ship</u>
1969	3	494	165
1970	13	3.012	231
1971	13	3.446	265
1972	19	5.764	303
1973	33	13.260	401
1974	39	9 082	232
			<hr/> 266
			mean of six years period.

2. Annual catches of illex by ship.

	<u>No. of Ships</u>	<u>Tons</u>	<u>Tn/Ship</u>
1969	3	44	14
1970	13	1.633	126
1971	13	2.349	181
1972	19	3.951	207
1973	33	3.785	114
1974	39	4.259	186
			<hr/> 138
			mean of six years period.

3. Annual catches of ilex and loligo are the result of adding tables 1 and 2.

	<u>No. of Ships</u>	<u>Tons</u>	<u>Tn/Ship</u>
1969	3	557	185
1970	13	4.645	357
1971	13	5.795	445
1972	19	9.715	511
1973	33	17.045	516
1974	39	16.341	419

_____ means of six
405.5 years period.

From 1969 to 1973, catches moved steadily up because of the increasing know-how of our fishermen, but in 1974 catches moved down because fishing came practically to a halt in the last quarter.

- c. Even if we admit the assumption made in Document ICNAF COMM. DOC. 74/41 for daily averages (5.5 Tons) and length of station (55 to 60 days), the fact, not assumption, that only forty Spanish vessels were involved in the squid fishery, the total catches in 1974 should reach 12.100 Tons, and not the 22.687 alleged in Document ICNAF COMM. DOC. 74/41.

Moreover, the Spanish Delegation has serious doubts as to the accuracy of using the daily average of the "Altamar" from 1969/1973 as a basis for the calculation of total catches in 1974. The "Altamar" is not very representative of the sort of Spanish vessel fishing for squid near the USA. 71,8% of those ships are smaller than the "Altamar" (644 GRT). 56,4% of all the said vessels are under 500 GRT, and you know what that means in fishing power.

By the way, we observed though the "Altamar" was boarded twice (5-11-74 and 9-12-74), the American Document does not tell us what the average daily log catch of the "Altamar" was in 1974.

III. Cod Fishery.

The observations made for squid fishery could be repeated here for cod, i.e., that the methods for estimating cod catches are similar to those used for squid and so prone to the same sort of errors.

IV. Other alleged infringements of ICNAF Regulations.

The USA Government has presented to the attention of the Spanish Government some instances in which our fishermen failed to record catch composition and discards, and, according to USA information, in some cases log book entries were neglected. In some instances net mesh sizes were reported to be too small.

The Spanish Government knows that these problems may exist and is doing its best to solve them, according to its international obligations. At the same time it wishes to point out that in many cases the information transmitted to the Spanish Government was not accompanied by the report of inspection necessary to proceed against the alleged infractions. On the other hand, 90% of the reports of inspection received by the Spanish Government have no infractions whatsoever. In any case, when according to our legal system an infringement is proved, the responsible party will accordingly be fined.

Finally, though we welcome the possibility of an exchange of information through bilateral channels regarding matters of fishing the waters regulated by ICNAF, the Spanish Government understands that all complaints should be sent from one Member Government to another through the Secretariat of ICNAF.

LIST OF SPANISH SQUID VESSELS, EXCLUSIVE OF
 DUPLICATION SIGHTED IN 1974. (1)

ANNEX I

CA 3	937	VI 5	8714
CA 3	1007	VI 5	8718
GI 5	1569	VI 5	8741
GI 4	1633	VI 5	8917
GI 4	1654	VI 5	8944
GI 4	1659	VI 5	8971
GI 3	1716	VI 5	9118
GI 4	1738	VI 5	9137
VI 5	1744	VI 5	9140
GI 4	1770	VI 5	9197
GI 4	1784	VI 5	9229
GI 4	1816	VI 5	9238
CO 2	2554	VI 5	9287
CO 2	3066	VI 5	9301
VI 5	2560	VI 5	9305
VI 5	3178	VI 5	9306
VI 5	4336	VI 5	9315
VI 5	4738	VI 5	9317
VI 4	4778	VI 5	9325
VI 5	5747	VI 5	9334
VI 5	8017	VI 5	9336
VI 5	8106	VI 5	9338
VI 5	8310	VI 5	9380
VI 5	8315	VI 5	9387
VI 5	8317	VI 5	9388
VI 5	8340	VI 5	9390
VI 5	8371	VI 5	9422
VI 5	8380	VI 5	9447
VI 5	8438	VI 5	9452
VI 5	8459	VI 5	9524
VI 5	8518	VI 5	9537
VI 5	8524	VI 5	9651
VI 5	8527	VI 5	9881
VI 5	8549		
VI 5	8555		
VI 5	8567		
VI 5	8614		
VI 5	8615		
VI 5	8618		
VI 5	8651		
VI 5	8681		

CO 2 2531

VI 5 9226

VI 5 9302

VI 5 9340

PUENTE DE GONDOMAR

(1) By " OFFICIALS OF THE NATIONAL MARINE FISHERIES " (COMM DOC 74/41)
 page 2

VESSELS THAT, ACCORDING TO SPANISH RECORDS, FISHED FOR SQUID IN
SUB-AREAS 5 AND 6.

ALTAMAR	CA 3 - 937
SARA COSTAS	CA 3 - 1007
CHOMARI	GI 4 - 1659
NUEVO MUNDO	GI 4 - 1716
* AMARANTE	GI 4 - 1777
FREI-FREI	GI 4 - 1738
FLIPER	GI 4 - 1816
SANTA MATILDE	CO 2 - 2531
SANTA REGINA	CO 2 - 2554
CORCUBION	CO 2 - 3066
SOBROSO	VI 5 - 8389
VINIANZO	VI 5 - 8433
TOULA	VI 5 - 8459
NUSKA	VI 5 - 8524
VIGO	VI 5 - 8555
* BENIGNO MONTENEGRO	VI 5 - 8543
NOGUERASA	VI 5 - 8614
PUENTE PEDRIÑA	VI 5 - 8618
ESRADARTE	VI 5 - 8651
VIERASA IV	VI 5 - 8681
ROSENDO DAVILA	VI 5 - 8714

* These vessels are not included in the list presentes by US Delegation.

ZAMANES	VI 5 - 8741
ANUSKA	VI 5 - 8917
ILA	VI 5 - 8944
JOSE PUERTA PRADO	VI 5 - 9137
PESCA PUERTA UNO	VI 5 - 9229
VIERASA SEIS	VI 5 - 9301
AREA COVA	VI 5 - 9287
PEIKINO	VI 5 - 9302
COMBAROYA II	VI 5 - 9306
TORALLA	VI 5 - 9315
ANA MARIA GANDON	VI 5 - 9339
FLOR DE ABRIL	VI 5 - 9336
VIXIADOR	VI 5 - 9338
PERKA	VI 5 - 9340
PUENTE GONDOMAR	VI 5 - 9379
PESCA PUERTA DOS	VI 5 - 9387
* CAMPA DE TORRES	VI 5 - 9407
FARPESGA CUATRO	VI 5 - 9422
(**) * TITO MARQUEZ	VI 5 - 9452

* These vessels are not included in the list presented by US Delegation.

(**) This vessel started fishing August 74 after the elaboration of the working papper No. 3.

ROW BOATS OF LESS THAN TEN FEET

FE	VI - 5 - 8017
MARI CARMEN	VI - 5 - 8310
PILI	VI - 5 - 8315
TOXO	VI - 5 - 8340
DALMAU	VI - 5 - 8718
KAMATE	VI - 5 - 8971
MARIA JESUS	VI - 5 - 9140
VIRGEN DEL CARMEN	VI - 5 - 9197
CUATRO AMIGOS	VI - 5 - 9226
LA ESPAÑOLA	VI - 5 - 9233
VOULLEIRA	VI - 5 - 9237
RAFAELITO	VI - 5 - 9305
FLORA II	VI - 5 - 9317
ANGELA	VI - 5 - 9325
ESTRELLA	VI - 5 - 9388
MARIA LUISA	VI - 5 - 9390
EMILIA	VI - 5 - 9447

OLD VESSELS DISCHARGED FROM THE RECORDS OF SPANISH FISHING VESSELS

VI - 5 - 1744

VI - 5 - 2560

VI - 5 - 3178

VI - 5 - 4336

VI - 5 - 4738

VI - 4 - 4778

VI - 5 - 5747

VESSELS NUMBERS NOT YET ASSIGNED

VI - 5 - 9524

VI - 5 - 9537

VI - 5 - 9651

VI - 5 - 9881

VESSELS FISHING IN OTHER FISHERIES.

GI - 4 - 1770	ELICE	Fresh fishing in other areas
VI - 5 - 8105	VIEIRASA	Permanently stationed in the Canary Islands
VI - 5 - 8317	MOLARES ALVAREZ	Same
VI - 5 - 8371	SOUTOMAYOR	Fishing near Mozambique
VI - 5 - 8518	UMIA	Feeder ship fishing in Southern Africa
VI - 5 - 8529	CHANZA	In 1974 his identification number is different
VI - 5 - 8549	RAMSES	Fresh fishing in Ireland and Grand Sole
VI - 5 - 85	UBALDINO	Fishing for shell fish in African waters
VI - 5 - 8615	U. DEL CABO	In 1974 its identification number is different
VI - 5 - 9118	FARPECA	Fresh fishing Ireland and Grand Sole.

UNIDENTIFIED VESSELS

GI - 5 - 1569

GI - 4 - 1653

GI - 4 - 1654

GI - 4 - 1784

VI - 5 - 9380

