International Commission for the Northwest Atlantic Fisheries



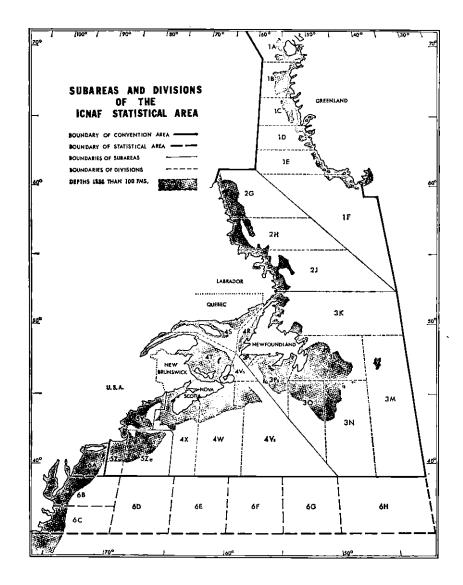
ICNAF HANDBOOK

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International Convention for the Northwest Atlantic Fisheries

Signed at Washington,	8 February	1949
Ratified by the United States of America,	1 September	1949
Ratified by the United Kingdom,	15 December	1949
Ratified by Iceland,	13 February	1950
Ratified by Canada (incl. Nfld.),	3 July	1950
Entered into force,	3 July	1950
Ratified by Denmark,	4 December	1950
Ratified by Spain,	17 January	1952
Ratified by Norway,	3 July	1952
Ratified by Portugal,	19 July	1952
Ratified by Italy,	19 August	1952
Ratified by France,	27 January	1953
Adherence by Federal Republic of Germany,	27 June	1957
Adherence by Union of Soviet Socialist		
Republics,	10 April	1958
Adherence by Poland,	21 November	1961
Adherence by Romania,	21 March	1967



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I. INTERNATIONAL CONVENTION FOR THE

NORTHWEST ATLANTIC FISHERIES

A. Introduction

The fisheries of the Northwest Atlantic Ocean are the oldest in the Western Hemisphere, having been prosecuted for more than 300 years. During recent years certain fisheries of the area, particularly off the New England coast of the United States of America, have shown signs of depletion.

In order to consider problems affecting the fisheries of the Northwest Atlantic, the United States of America convened a conference of 11 countries at Washington in January 1949. The work of this conference resulted in the opening for signature on 8 February 1949, of the International Convention for the Northwest Atlantic Fisheries, hereinafter referred to as the Convention.

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B. Text of the Convention

The Governments, whose duly authorized representatives have subscribed hereto, sharing a substantial interest in the conservation of the fishery resources of the Northwest Atlantic Ocean, have resolved to conclude a convention for the investigation, protection and conservation of the fisheries of the Northwest Atlantic Ocean, in order to make possible the maintenance of a maximum sustained catch from those fisheries and to that end have, through their duly authorized representatives, agreed as follows:

Article I

The area to which this Convention applies, hereinafter 1. referred to as "the Convention area", shall be all waters, except territorial waters, bounded by a line beginning at a point on the coast of Rhode Island in 71°40' west longitude; thence due south to 39°00' north latitude; thence due east to 42°00' west long: thence due north to 59°00' north lat; thence due west to 44°00' west long; thence due north to the coast of Greenland; thence along the west coast of Greenland to 78°10' north lat; thence southward to a point in 75°00' north lat and 73°30' west long; thence along a rhumb line to a point in 69°00' north lat and 59°00' west long; thence due south to 61°00' north lat; thence due west to 64°30' west long; thence due south to the coast of Labrador; thence in a southerly direction along the coast of Labrador to the southern terminus of its boundary with Quebec: thence in a westerly direction along the coast of Quebec, and in an easterly and southerly direction along the coasts of New Brunswick, Nova Scotia, and Cape Breton Island to Cabot Strait; thence along the coasts of Cape Breton Island, Nova Scotia, New Brunswick, Maine, New Hampshire, Massachusetts, and Rhode Island to the point of beginning.

2. Nothing in this Convention shall be deemed to affect adversely (prejudice) the claims of any Contracting Government

in regard to the limits of territorial waters or to the jurisdiction of a coastal state over fisheries.

3. The Convention area shall be divided into five subareas, the boundaries of which shall be those defined in the Annex to this Convention, subject to such alterations as may be made in accordance with the provisions of paragraph 2 of Article VI.

Article II

1. The Contracting Governments shall establish and maintain a Commission for the purposes of this Convention. The Commission shall be known as the International Commission for the Northwest Atlantic Fisheries, hereinafter referred to as "the Commission".

2. Each of the Contracting Governments may appoint not more than three Commissioners and one or more experts or advisers to assist its Commissioner or Commissioners.

3. The Commission shall elect from its members a Chairman and a Vice-Chairman, each of whom shall serve for a term of two years and shall be eligible for re-election but not to a succeeding term. The Chairman and Vice-Chairman must be Commissioners from different Contracting Governments.

4. The seat of the Commission shall be in North America at a place to be chosen by the Commission.

5. The Commission shall hold a regular annual meeting at its seat or at such place in North America as may be agreed upon by the Commission.

6. Any other meeting of the Commission may be called by the Chairman at such time and place as he may determine, upon the request of the Commissioner of a Contracting Government and subject to the concurrence of the Commissioners of two other Contracting Governments, including the Commissioner of a Government in North America. 7. Each Contracting Government shall have one vote which may be cast by any Commissioner from that Government. Decisions of the Commission shall be taken by a two-thirds majority of the votes of all the Contracting Governments.

8. The Commission shall adopt, and amend as occasion may require, financial regulations and rules and by-laws for the conduct of its meetings and for the exercise of its functions and duties.

Article III

1. The Commission shall appoint an Executive Secretary according to such procedure and on such terms as it may determine.

2. The staff of the Commission shall be appointed by the Executive Secretary in accordance with such rules and procedures as may be determined and authorized by the Commission.

3. The Executive Secretary shall, subject to the general supervision of the Commission, have full power and authority over the staff and shall perform such other functions as the Commission shall prescribe.

Article IV

1. The Contracting Governments shall establish and maintain a Panel for each of the subareas provided for by Article I, in order to earry out the objectives of this Convention. Each Contracting Government participating in any Panel shall be represented on such Panel by their Commissioner or Commissioners, who may be assisted by experts or advisers. Each Panel shall elect from its members a Chairman who shall serve for a period of 2 years and shall be eligible for re-election but not to a succeeding term.

2. After this Convention has been in force for 2 years, but not before that time, Panel representation shall be reviewed

annually by the Commission, which shall have the power, subject to consultation with the Panel concerned, to determine representation on each Panel on the basis of current substantial exploitation in the subarea concerned of fishes of the cod group (Gadiformes), of flatfishes (Pleuronectiformes), and of rosefish (genus Sebastes), except that each Contracting Government with coastline adjacent to a subarea shall have the right of representation on the Panel for the subarea.

3. Each Panel may adopt, and amend as occasion may require, rules of procedure and by-laws for the conduct of its meetings and for the exercise of its functions and duties.

4. Each Government participating in a Panel shall have one vote, which shall be cast by a Commissioner representing the Government. Decisions of the Panel shall be taken by a two-thirds majority of the votes of all the Governments participating in that Panel.

5. Commissioners of Contracting Governments not participating in a particular Panel shall have the right to attend the meetings of such Panel as observers, and may be accompanied by experts and advisers.

6. The Panels shall, in the exercise of their functions and duties, use the services of the Executive Secretary and the staff of the Commission.

Article V

1. Each Contracting Government may set up an Advisory Committee composed of persons, including fishermen, vessel owners and others, well informed concerning the problems of the fisheries of the Northwest Atlantic Ocean. With the assent of the Contracting Government concerned, a representative or representatives of an Advisory Committee may attend as observers all non-executive meetings of the Commission or of any Panel in which their Government participates.

2. The Commissioners of each Contracting Government may hold public hearings within the territories they represent.

Article VI

1. The Commission shall be responsible in the field of scientific investigation for obtaining and collating the information necessary for maintaining those stocks of fish which support international fisheries in the Convention area and the Commission may, through or in collaboration with agencies of the Contracting Governments or other public or private agencies and organizations or, when necessary, independently:

- (a) make such investigations as it finds necessary into the abundance, life history and ecology of any species of aquatic life in any part of the Northwest Atlantic Ocean;
- (b) collect and analyze statistical information relating to the current conditions and trends of the fishery resources of the Northwest Atlantic Ocean;
- (c) study and appraise information concerning the methods for maintaining and increasing stocks of fish in the Northwest Atlantic Ocean;
- (d) hold or arrange such hearings as may be useful or essential in connection with the development of complete factual information necessary to carry out the provisions of this Convention;
- (e) conduct fishing operations in the Convention area at any time for purposes of scientific investigation;
- (f) publish and otherwise disseminate reports of its findings and statistical, scientific, and other information relating to the fisheries of the Northwest Atlantic Ocean as well as such other reports as fall within the scope of this Convention.

2. Upon the unanimous recommendation of each Panel affected, the Commission may alter the boundaries of the subareas set out in the Annex. Any such alteration shall forthwith be reported to the Depositary Government which shall inform the Contracting Governments, and the subareas defined in the Annex be altered accordingly.

3. The Contracting Governments shall furnish to the Commission, at such time and in such form as may be required by the Commission, the statistical information referred to in paragraph 1(b) of this Article.

Article VII

1. Each Panel established under Article IV shall be responsible for keeping under review the fisheries of its subarea and the scientific and other information relating thereto.

2. Each Panel, upon the basis of scientific investigations, may make recommendations to the Commission for joint action by the Contracting Governments on the matters specified in paragraph 1 of Article VIII.

3. Each Panel may recommend to the Commission studies and investigations within the scope of this Convention which are deemed necessary in the development of factual information relating to its particular subarea.

4. Any Panel may make recommendations to the Commission for the alteration of the boundaries of the subarea defined in the Annex.

5. Each Panel shall investigate and report to the Commission upon any matter referred to it by the Commission.

6. A Panel shall not incur any expenditure except in accordance with directions given by the Commission.

Article VIII

1. The Commission may, on the recommendations of one or more Panels, and on the basis of scientific investigations, transmit

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TEXT OF THE CONVENTION

to the Depositary Government proposals, for joint action by the Contracting Governments, designed to keep the stocks of those species of fish which support international fisheries in the Convention area at a level permitting the maximum sustained catch by the application, with respect to such species of fish, of one or more of the following measures:

- (a) establishing open and closed seasons;
- (b) closing to fishing such portions of a subarea as the Panel concerned finds to be a spawning area or to be populated by small or immature fish;
- (c) establishing size limits for any species;
- (d) prescribing the fishing gear and appliances the use of which is prohibited;
- (e) prescribing an over-all catch limit for any species of fish.

2. Each recommendation shall be studied by the Commission and thereafter the Commission shall either

- (a) transmit the recommendation as a proposal to the Depositary Government with such modifications or suggestions as the Commission may consider desirable, or
- (b) refer the recommendation back to the Panel with comments for its reconsideration.

3. The Panel may, after reconsidering the recommendation returned to it by the Commission, reaffirm that recommendation, with or without modification.

4. If, after a recommendation is reaffirmed, the Commission is unable to adopt the recommendation as a proposal, it shall send a copy of the recommendation to the Depositary Government with a report of the Commission's decision. The Depositary Government shall transmit copies of the recommendation and of the Commission's report to the Contracting Governments.

5. The Commission may, after consultation with all the Panels, transmit proposals to the Depositary Government within the scope of paragraph 1 of this Article affecting the Convention area as a whole.

6. The Depositary Government shall transmit any proposal received by it to the Contracting Governments for their consideration and may make such suggestions as will facilitate acceptance of the proposal.

7. The Contracting Governments shall notify the Depositary Government of their acceptance of the proposal, and the Depositary Government shall notify the Contracting Government of each acceptance communicated to it, including the date of receipt thereof.

8. The proposal shall become effective for all Contracting Governments four months after the date on which notifications of acceptance shall have been received by the Depositary Government from all the Contracting Governments participating in the Panel or Panels for the subarea or subareas to which the proposal applies.

At any time after the expiration of one year from the 9. date on which a proposal becomes effective, any Panel Government for the subarea to which the proposal applies may give to the Depositary Government notice of the termination of its acceptance of the proposal and, if that notice is not withdrawn, the proposal shall cease to be effective for that Panel Government at the end of one year from the date of receipt of the notice by the Depositary Government. At any time after a proposal has ceased to be effective for a Panel Government under this paragraph, the proposal shall cease to be effective for any other Contracting Government upon the date a notice of withdrawal by such Government is received by the Depositary Government. The Depositary Government shall notify all Contracting Governments of every notice under this paragraph immediately upon the receipt thereof.

Article IX

The Commission may invite the attention of any or all Contracting Governments to any matters which relate to the objectives and purposes of this Convention.

Article X

1. The Commission shall seek to establish and maintain working arrangements with other public international organizations which have related objectives, particularly the Food and Agriculture Organization of the United Nations and the International Council for the Exploration of the Sea, to ensure effective collaboration and coordination with respect to their work and, in the case of the International Council for the Exploration of the Sea, the avoidance of duplication of scientific investigations.

2. The Commission shall consider, at the expiration of two years from the date of entry into force of this Convention, whether or not it should recommend to the Contracting Governments that the Commission be brought within the framework of a specialized agency of the United Nations.

Article XI

1. Each Contracting Government shall pay the expenses of the Commissioners, experts, and advisers appointed by it.

2. The Commission shall prepare an annual administrative budget of the proposed necessary administrative expenditures of the Commission and an annual special projects budget of proposed expenditures on special studies and investigations to be undertaken by or on behalf of the Commission pursuant to Article VI or by or on behalf of any Panel pursuant to Article VII.

3. The Commission shall calculate the payments due from each Contracting Government under the annual administrative budget according to the following formula:

- (a) from the administrative budget there shall be deducted a sum of 500 United States dollars for each Contracting Government;
- (b) the remainder shall be divided into such number of equal shares as corresponds to the total number of Panel memberships;
- (c) the payment due from any Contracting Government shall be the equivalent of 500 United States dollars plus the number of shares equal to the number of Panels in which that Government participates.

4. The Commission shall notify each Contracting Government the sum due from that Government as calculated under paragraph 3 of this Article and as soon as possible thereafter each Contracting Government shall pay to the Commission the sum so notified.

5. The annual special projects budget shall be allocated to the Contracting Governments according to a scale to be determined by agreement among the Contracting Governments, and the sums so allocated to any Contracting Government shall be paid to the Commission by that Government.

6. Contributions shall be payable in the currency of the country in which the seat of the Commission is located, except that the Commission may accept payment in the currencies in which it may be anticipated that expenditures of the Commission will be made from time to time, up to an amount established each year by the Commission in connection with the preparation of the annual budgets.

7. At its first meeting the Commission shall approve an administrative budget for the balance of the first financial year in which the Commission functions and shall transmit to the Contracting Governments copies of that budget together with notices of their respective allocations.

8. In subsequent financial years, the Commission shall submit to each Contracting Government drafts of the annual budgets

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together with a schedule of allocations, not less than six weeks before the annual meeting of the Commission at which the budgets are to be considered.

Article XII

The Contracting Governments agree to take such action as may be necessary to make effective the provisions of this Convention and to implement any proposals which become effective under paragraph 8 of Article VIII. Each Contracting Government shall transmit to the Commission a statement of the action taken by it for these purposes.

Article XIII

The Contracting Governments agree to invite the attention of any Government not a party to this Convention to any matter relating to the fishing activities in the Convention area of the nationals or vessels of that Government which appear to affect adversely the operations of the Commission or the carrying out of the objectives of this Convention.

Article XIV

The Annex, as attached to this Convention and as modified from time to time, forms an integral part of this Convention.

Article XV

1. This Convention shall be ratified by the signatory Governments and the instruments of ratification shall be deposited with the Government of the United States of America, referred to in this Convention as the "Depositary Government".

2. This Convention shall enter into force upon the deposit of instruments of ratification by four signatory Governments, and shall enter into force with respect to each Government which subsequently ratifies on the date of the deposit of its instrument of ratification.

3. Any Government which has not signed this Convention may adhere thereto by a notification in writing to the Depositary Government. Adherences received by the Depositary Government prior to the date of entry into force of this Convention shall become effective on the date this Convention enters into force. Adherences received by the Depositary Government after the date of entry into force of this Convention shall become effective on the date of receipt by the Depositary Government.

4. The Depositary Government shall inform all signatory Governments and all adhering Governments of all ratifications deposited and adherences received.

5. The Depositary Government shall inform all Governments concerned of the date this Convention enters into force.

Article XVI

1. At any time after the expiration of ten years from the date of entry into force of this Convention, any Contracting Government may withdraw from the Convention on December 31 of any year by giving notice on or before the preceding June 30 to the Depositary Government which shall communicate copies of such notice to the other Contracting Governments.

2. Any other Contracting Government may thereupon withdraw from this Convention on the same December 31 by giving notice to the Depositary Government within one month of the receipt of a copy of a notice of withdrawal given pursuant to paragraph 1 of this Article.

Article XVII

1. The original of this Convention shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the signatory Governments and all the adhering Governments. 2. The Depositary Government shall register this Convention with the Secretariat of the United Nations.

3. This Convention shall bear the date on which it is opened for signature and shall remain open for signature for a period of 14 days thereafter.

IN WITNESS WHEREOF the undersigned, having deposited their respective full powers, have signed this Convention.

DONE in Washington this eighth day of February 1949 in the English language.

FOR CANADA:

FOR DENMARK:

FOR FRANCE:

FOR ICELAND:

FOR ITALY:

FOR HIS MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM AND THE GOVERNMENT OF NEWFOUND-LAND IN RESPECT OF NEWFOUNDLAND:

FOR NORWAY:

FOR PORTUGAL:

FOR SPAIN:

FOR THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND:

FOR THE UNITED STATES OF AMERICA:

Date of entry into force: 3 July 1950.

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ANNEX TO THE CONVENTION

C. Annex to the Convention

1. The subareas provided for by Article I of this Convention shall be as follows:

Subarea 1 — That portion of the Convention area which lies to the north and east of a rhumb line from a point in $75^{\circ}00'$ north lat and $73^{\circ}30'$ west long to a point in $69^{\circ}00'$ north lat and $59^{\circ}00'$ west long; east of $59^{\circ}00'$ west long; and to the north and east of a rhumb line from a point in $61^{\circ}00'$ north lat and $59^{\circ}00'$ west long to a point in $52^{\circ}15'$ north lat and $42^{\circ}00'$ west long.

Subarea 2 — That portion of the Convention area lying to the south and west of Subarea 1 defined above and to the north of the parallel of $52^{\circ}15'$ north lat.

Subarea 3 — That portion of the Convention area lying south of the parallel of $52^{\circ}15'$ north lat; and to the east of a line extending due north from Cape Bauld on the north coast of Newfoundland to $52^{\circ}15'$ north lat; to the north of the parallel of $39^{\circ}00'$ north lat; and to the east and north of a rhumb line extending in a northwesterly direction which passes through a point in $43^{\circ}30'$ north lat, $55^{\circ}00'$ west long, in the direction of a point in $47^{\circ}50'$ north lat, $60^{\circ}00'$ west long, until it intersects a straight line connecting Cape Ray, on the coast of Newfoundland, with Cape North on Cape Breton Island; thence in a northeasterly direction along said line to Cape Ray.

Subarea 4 — That portion of the Convention area lying to the west of Subarea 3 defined above, and to the east of a line described as follows: beginning at the terminus of the international boundary between the United States of America and Canada in Grand Manan Channel, at a point in $44^{\circ}46'$ 35.34" north lat; $66^{\circ}54'$ 11.23" west long; thence due south to the parallel of $43^{\circ}50'$ north lat; thence due west to the meridian of $67^{\circ}40'$ west long; thence due south to the parallel of $42^{\circ}20'$ north lat; thence due east to a point in $66^{\circ}00'$ west long; thence along a rhumb line

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in a southeasterly direction to a point in 42°00' north lat, 65°40' west long; thence due south to the parallel of 39°00' north lat.

Subarea 5 — That portion of the Convention area lying west of the western boundary of Subarea 4 defined above.

For a period of two years from the date of entry into 2, force of this Convention, Panel representation for each subarea

- Subarea 1 Denmark, France, Italy, Norway, Portu-(a) gal, Spain, United Kingdom;
- Subarea 2 -- Denmark, France, Italy, Newfoundland; (b)
- Subarea 3 Canada, Denmark, France, Italy, New-(c) foundland, Portugal, Spain, United Kingdom;
- Subarea 4 Canada, France, Italy, Newfoundland, (d) Portugal, Spain, United States;
- Subarea 5 Canada, United States; (e)

it being understood that during the period between the signing of this Convention and the date of its entry into force, any signatory or adhering Government may, by notification to the Depositary Government, withdraw from the list of members of a Panel for any subarea or be added to the list of members of the Panel for any subarea on which it is not named. The Depositary Government shall inform all the other Governments concerned of all such notifications received and the memberships of the Panels shall be

Date of entry into force: 3 July 1950.

D. Protocol to the International Convention for the Northwest Atlantic Fisheries Relating to Holding of Annual Meetings

(Resolution adopted by the Commission 11 June 1955)

The Governments parties to the International Convention for the Northwest Atlantic Fisheries signed at Washington under date of February 8, 1949, which Convention is hereinafter referred to as the 1949 Convention, desiring to provide for the holding of annual meetings of the Commission outside North America, agree as follows:

Article I

Paragraph 5 of Article II of the 1949 Convention is amended to read as follows:

"5. The Commission shall hold a regular annual meeting at its seat or at such other place in North America or elsewhere as may be agreed upon by the Commission."

Article II

1. This Protocol shall be open for signature and ratification or for adherence on behalf of any Government party to the 1949 Convention.

2. This Protocol shall enter into force on the date upon which instruments of ratification have been deposited with, or written notifications of adherence have been received by, the Government of the United States of America, on behalf of all the Governments parties to the 1949 Convention.

3. The Government of the United States of America shall inform all Governments signatory or adhering to the 1949 Convention of all ratifications deposited and adherences received and of the date this Protocol enters into force.

Article III

1. The original of this Protocol shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the Governments signatory or adhering to the 1949 Convention.

2. This Protocol shall bear the date on which it is opened for signature and shall remain open for signature for a period of fourteen days thereafter, following which period it shall be open for adherence.

IN WITNESS WHEREOF the undersigned, having deposited their respective full powers, have signed this Protocol.

DONE IN Washington this twenty-fifth day of June 1956 in the English language. (Here follow the names of the signatories for the member countries.)

Date of entry into force: 11 January 1959.

E. Declaration of Understanding Regarding the International Convention for the Northwest Atlantic Fisheries Concerning Mollusks

(Resolution adopted by the Commission 14 June 1958)

1. The Governments parties to the International Convention for the Northwest Atlantic Fisheries signed at Washington under date of February 8, 1949, which Convention is hereinafter referred to as the Convention, hereby declare their understanding that the words "fish", "fishes", "fishery", "fisheries", and "fishing" as they appear in the Convention include and apply to mollusks, as well as finny fish.

2. Governments parties to the Convention may become parties to the present Declaration by:

- (a) Signature without reservation as to acceptance;
- (b) Signature with reservation as to acceptance, followed by acceptance; or

(c) Acceptance.

3. Acceptance shall be effected by written notification to the Government of the United States of America.

4. This Declaration shall enter into force on the date upon which all the Governments parties to the Convention have become parties to this Declaration. Any Government becoming a party to the Convention after this Declaration enters into force shall accept this Declaration, such acceptance to be effective on the same date that such Government becomes a party to the Convention.

5. The Government of the United States of America shall inform all Governments signatory or adhering to the Convention

of all signatures and acceptances of this Declaration and of the date upon which this Declaration enters into force.

6. The original of this Declaration shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the Governments signatory or adhering to the Convention.

7. This Declaration shall bear the date on which it is opened for signature and shall remain open for signature or acceptance for a period of fourteen days thereafter, following which period it shall remain open for acceptance.

IN WITNESS WHEREOF the undersigned, being duly authorized thereto by their respective Governments, have signed this Declaration.

DONE at Washington this twenty-fourth day of April 1961, in the English language. (Herefollow the names of the signatories for the member countries.)

Date of entry into force: 5 June 1963.

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F. Protocol to the International Convention for the Northwest Atlantic Fisheries Relating to Harp and Hood Seals

(Resolution adopted by the Commission 9 June 1961)

The Governments parties to the International Convention for the Northwest Atlantic Fisheries signed at Washington under date of February 8, 1949, which Convention, as amended, is hereinafter referred to as the Convention, desiring to extend the provisions of the Convention to harp and hood seals, agree as follows:

Article I

The provisions of the Convention shall be applicable with respect to harp and hood seals in conformity with Articles II and III of this Protocol.

Article II

1. The Contracting Governments shall establish and maintain a Panel with jurisdiction respecting harp and hood seals in the Convention area. Initial representation on the Panel shall be determined by the International Commission for the Northwest Atlantic Fisheries on the basis of current substantial exploitation of harp and hood seals in the Convention area, except that each Contracting Government with coastline adjacent to the Convention area shall have the right to representation on the Panel.

2. Panel representation shall be reviewed annually by the Commission, which shall have the power, subject to consultation with the Panel, to determine representation on the Panel on the same basis as provided in paragraph 1 of this Article for their initial representation.

Article III

Proposals in accordance with Article VIII of the Convention for joint action by Contracting Governments with respect to harp and hood seals shall become effective for all Contracting Governments four months after the date on which notifications of acceptance have been received by the Depositary Government from all the Contracting Governments participating in the Panel for harp and hood seals.

Article IV

1. This Protocol shall be open for signature and ratification or for adherence on behalf of any Government party to the Convention.

2. This Protocol shall enter into force on the date on which instruments of ratification have been deposited with, or written notifications of adherence have been received by, the Government of the United States of America, on behalf of all the Governments parties to the Convention.

3. Any Government becoming a party to the Convention after this Protocol enters into force shall adhere to this Protocol, such adherence to be effective on the same date that such Government becomes a party to the Convention.

4. The Government of the United States of America shall inform all Governments signatory or adhering to the Convention of all ratifications deposited and adherences received and of the date this Protocol enters into force.

Article V

1. The original of this Protocol shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the Governments signatory or adhering to the Convention.

2. This Protocol shall bear the date on which it is opened for signature and shall remain open for signature for a period of

fourteen days thereafter, following which period it shall be open for adherence.

IN WITNESS WHEREOF the undersigned, having deposited their respective full powers, have signed this Protocol.

DONE at Washington this fifteenth day of July, 1963 in the English language. (Here follow the names of the signatories for the member countries.)

Date of entry into force: 29 April 1966.

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G. Protocol to the International Convention for the Northwest Atlantic Fisheries Relating to Measures of Control

(Resolution adopted by the Commission 7 June 1963)

The Governments parties to the International Convention for the Northwest Atlantic Fisheries signed at Washington under date of February 8, 1949, which Convention, as amended, is hereinafter referred to as the Convention, desiring to provide for national and international measures of control on the high seas for the purposes of ensuring the application of the Convention and the measures in force thereunder, agree as follows:

Article I

Paragraph 5 of Article VIII of the Convention is amended by adding the following:

"and may also, on its own initiative, make proposals for national and international measures of control on the high seas for the purposes of ensuring the application of the Convention and the measures in force thereunder."

Article II

Paragraph 8 of Article VIII of the Convention is amended by adding the following:

"or, in the case of proposals made under paragraph 5 above, from all Contracting Governments."

Article III

1. This Protocol shall be open for signature and ratification or approval or for adherence on behalf of any Government party to the Convention.

2. This Protocol shall enter into force on the date on which instruments of ratification or approval have been deposited with,

or written notifications of adherance have been received by, the Government of the United States of America, on behalf of all the Governments Parties to the Convention; provided, however, that Article II of this Protocol shall enter into force only if the Protocol Relating to Entry into Force of Proposals adopted by the Commission, done at Washington on November 29, 1965, has not entered into force and shall, in such case, continue in force only until that Protocol enters into force.

3. Any Government becoming a party to the Convention after this Protocol enters into force shall adhere to this Protocol, such adherence to be effective on the same date that such Government becomes a party to the Convention.

4. The Government of the United States of America shall inform all Governments signatory or adhering to the Convention of all ratifications and approvals deposited and adherences received and of the date this Protocol enters into force.

Article IV

1. The original of this Protocol shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the Governments signatory or adhering to the Convention.

2. This Protocol shall bear the date on which it is opened for signature and shall remain open for signature for a period of fourteen days thereafter, following which period it shall be open for adherence.

IN WITNESS WHEREOF the undersigned, having deposited their respective powers, have signed this Protocol.

DONE at Washington this twenty-ninth day of November 1965 in the English language. (Here follow the names of the signatories for the member countries.)

Date of entry into force:

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H. Protocol to the International Convention for the Northwest Atlantic Fisheries Relating to Entry into Force of Proposals Adopted by the Commission

(Resolution adopted by the Commission 6 June 1964)

The Governments parties to the International Convention for the Northwest Atlantic Fisheries signed at Washington under date of February 8, 1949, which Convention, as amended, is hereinafter referred to as the Convention, desiring to facilitate the entry into force of proposals adopted by the Commission, agree as follows:

Article I

Paragraphs 7 and 8 of Article VIII of the Convention shall be amended to read as follows:

"7. (a) Each proposal made by the Commission under paragraphs 1 or 5 of this Article shall become effective for all Contracting Governments six months after the date on the notification from the Depositary Government transmitting the proposal to the Contracting Governments, except as otherwise provided herein.

(b) If any Contracting Government participating in the Panel or Panels for the subarea or subareas to which a proposal applies, or any Contracting Government in the case of a proposal made under paragraph 5 above, presents to the Depositary Government objection to any proposal within six months of the date on the notification of the proposal by the Depositary Government, the proposal shall not become effective for any Government for an additional sixty days. Thereupon any other Contracting Government participating in the Panel or Panels concerned, or any other Contracting

Government in the case of a proposal made under paragraph 5 above, may similarly object prior to the expiration of the additional sixty-day period, or within thirty days after receiving notice of any objection by another Contracting Government made within such additional sixty days, whichever date shall be the later. The proposal shall become effective for all Contracting Governments except those Governments which have presented objections, at the end of the extended period or periods for objecting. If, however, objections have been presented by a majority of Contracting Governments participating in the Panel or Panels concerned, or by a majority of all Contracting Governments in the case of a proposal made under paragraph 5, the proposal shall not become effective unless any or all of the Contracting Governments nevertheless agree as among themselves to give effect to it on an agreed date.

(c) Any Contracting Government which has objected to a proposal may at any time withdraw that objection and the proposal shall become effective with respect to such Government, immediately if the proposal is already in effect, or at such time as it becomes effective under the terms of this Article.

8. The Depositary Government shall notify each Contracting Government immediately upon receipt of each objection and of each withdrawal of objection, and of the entry into force of any proposal."

Article II

1. This Protocol shall be open for signature and ratification or approval or for adherence by any Government party to the Convention.

2. This Protocol shall enter into force on the date on which instruments of ratification or approval have been deposited with, or written notifications of adherence have been received by, the Government of the United States of America, from all the Governments parties to the Convention.

3. Any Government becoming a party to the Convention after this Protocol enters into force shall adhere to this Protocol, such adherence to be effective on the same date that such Government becomes a party to the Convention.

4. The Government of the United States of America shall inform all Governments signatory or adhering to the Convention of all ratifications or approvals deposited and adherences received and of the date this Protocol enters into force.

Article III

1. The original of this Protocol shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the Governments signatory or adhering to the Convention.

2. This Protocol shall bear the date on which it is opened for signature and shall remain open for signature for a period of fourteen days thereafter, following which period it shall be open for adherence.

IN WITNESS WHEREOF the undersigned, having deposited their respective powers, have signed this Protocol.

DONE at Washington this twenty-ninth day of November 1965, in the English language. (Here follow the names of the signatories for the member countries.)

Date of entry into force:

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I. Protocol to the International Convention for the Northwest Atlantic Fisheries Relating to Panel Membership and to Regulatory Measure

(Resolutions adopted by the Commission 6 June and 5 June 1969 respectively)

The Governments parties to the International Convention for the Northwest Atlantic Fisheries signed at Washington under date of 8 February 1949, which Convention as amended is hereinafter referred to as the Convention, desiring to establish a more appropriate basis for the determination of representation on the Panels established under the Convention, and desiring to provide for greater flexibility in the types of fisheries regulatory measures which may be proposed by the International Commission for the Northwest Atlantic Fisheries, agree as follows:

Article I

Paragraph 2 of Article IV of the Convention shall be amended to read as follows:

"2. Panel representation shall be reviewed annually by the Commission, which shall have the power, subject to consultation with the Panel concerned, to determine representation on each Panel on the basis of current substantial exploitation of the stocks of fish in the subarea concerned or on the basis of current substantial exploitation of harp and hood seals in the Convention Area, except that each Contracting Government with coastline adjacent to a subarea shall have the right of representation on the Panel for the subarea."

Article II

Paragraph 2 of Article VII of the Convention shall be amended to read as follows:

"2. Each Panel, upon the basis of scientific investigations, and economic and technical considerations, may make recommendations to the Commission for joint action by the Contracting Governments within the scope of paragraph 1 of Article VIII."

Article III

Paragraph 1 of Article VIII of the Convention shall be amended to read as follows:

"1. The Commission may, on the recommendations of one or more Panels, and on the basis of scientific investigations, and economic and technical considerations, transmit to the Depositary Government appropriate proposals, for joint action by the Contracting Governments, designed to achieve the optimum utilization of the stocks of those species of fish which support international fisheries in the Convention Area."

Article IV

1. This Protocol shall be open for signature and ratification or approval or for adherence on behalf of any Government party to the Convention.

2. This Protocol shall enter into force on the date on which instruments of ratification or approval have been deposited with, or written notifications of adherence have been received by, the Government of the United States of America, on behalf of all the Governments parties to the Convention.

3. Any Government which adheres to the Convention after this Protocol has been opened for signature shall at the same time adhere to this Protocol.

4. The Government of the United States of America shall inform all Governments signatory or adhering to the Convention of all ratifications or approvals deposited and adherences received and of the date this Protocol enters into force.

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Article V

1. The original of this Protocol shall be deposited with the Government of the United States of America, which Government shall communicate certified copies thereof to all the Governments signatory or adhering to the Convention.

2. This Protocol shall bear the date on which it is opened for signature and shall remain open for signature for a period of fourteen days thereafter, following which period it shall be open for adherence.

IN WITNESS WHEREOF the undersigned, having deposited their respective full powers, have signed this Protocol.

DONE AT Washington this day of 1969, in the English language. (Here follow the names of the signatories for the member countries.)

Date of entry into force:

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II. INTERNATIONAL COMMISSION FOR THE

NORTHWEST ATLANTIC FISHERIES

A. Rules of Procedure for the Commission

(Adopted 7 June 1969)

Representation

Rule 1

1.1 Each Government shall notify the Executive Secretary as soon as possible the names of its Commissioners.

1.2 The Commissioners shall inform the Executive Secretary of the names of members of any Advisory Committee established in accordance with Article V (1) of the Convention who are authorized to attend non-executive meetings of the Commission.

1.3 The Commission may invite any Government not a party to the Convention and any international organization to be represented at meetings of the Commission by an observer or observers.

Voting

Rule 2

2.1 Observers, experts, and advisers may address plenary or committee meetings of the Commission, but shall not be entitled to vote.

2.2 At meetings of the committees appointed by the Commission a simple majority of all members of such committees shall be decisive.

2.3 Votes shall be taken by show of hands, by roll call in the English alphabetical order of the names of the countries, or by ballot, as in the opinion of the Chairman appears to be most suitable.

2.4 Between meetings of the Commission or in the case of an emergency, a vote of the Commissioners may be taken by mail, or other means of communication.

Chairman and Vice-Chairman

Rule 3

3.1 The Chairman and Vice-Chairman shall take office at the conclusion of the annual meeting at which they are elected.

- 3.2 The powers and duties of the Chairman shall be:
- a) to declare the opening and closing of each meeting of the Commission;
- b) to preside at all meetings of the Commission;
- c) to decide all questions of order raised at meetings of the Commission, subject to the right of any Commissioner to request that any ruling by the Chairman shall be submitted to the Commission for decision by vote;
- d) to call for votes and to announce the result of the vote to the Commission;
- e) to determine after consultation with the Commissioners and the Executive Secretary the provisional agenda for the annual Commission meeting;
- f) to arrange for the appointment of the members of committees established in accordance with the provisions of Rule 6;
- g) to sign, on behalf of the Commission, a report of the proceedings of each annual or other meeting of the Commission, for transmission to Contracting Governments,

Commissioners, and others concerned, as an authoritative record of what took place;

h) generally, to make such decisions and give such directions to the Executive Secretary as will ensure, especially in the interval between the meetings of the Commission, that the business of the Commission is carried out efficiently and in accordance with its decisions.

3.3 Whenever the Chairman of the Commission is unable to act, the Vice-Chairman shall exercise the powers and duties prescribed for the Chairman.

3.4 If the office of Chairman is vacated, the Vice-Chairman shall become Chairman for the unexpired balance of the term.

3.5 If the offices of Chairman and Vice-Chairman are vacated, the Chairman of the Standing Committee on Finance and Administration shall exercise the powers and duties prescribed for the Chairman, and the first order of business at the next regular annual meeting or special meeting of the Commission shall be election of a Chairman and a Vice-Chairman for the unexpired balance of the term.

Executive Secretary

Rule 4

4.1 The Commission shall designate staff positions to be filled through appointments made by the Executive Secretary. The Commission shall fix the tenure, rate of remuneration, and travelling expenses for the members of the Secretariat.

- 4.2 The Executive Secretary shall:
- a) have full power and authority over the Secretariat, subject to the general supervision of the Commission; make all necessary arrangements for Commission, Panel, and Committee meetings; and perform such other functions as may be assigned to him by the Commission, its Chairman, or the Chairman of a Panel or a Committee;

- b) transmit the provisional agenda for the annual Commission meeting to all Contracting Governments and Commissioners not less than 60 days in advance of the meeting;
- address communications to the Depositary Government, in pursuance of the provisions of Articles VI (2) and VIII of the Convention, to the Secretary of State of the United States of America;
- d) receive the credentials of the Commissioners, and report thereon to the Commission from time to time.

Order of Business

Rule 5

5.1 Except as provided in paragraph 5.2, no order of business which involves amendment of these Rules of Procedure, budget or related financial matters, Panel membership modifications under Article IV (2) of the Convention, boundary modifications under Article VI (2) of the Convention, or transmittal of proposals or recommendations under Article VIII of the Convention, shall be the subject of a decision by the Commission unless the subject matter has been included in the provisional agenda and in a memorandum which has been circulated with the provisional agenda by the Executive Secretary to all Commissioners at least 60 days in advance of the meeting at which the matter is to be discussed.

5.2 The Commission, with the unanimous agreement of Commissioners representing all Contracting Governments may take decisions on the transmittal of proposals or recommendations under Article VIII of the Convention; and with the unanimous agreement of Commissioners of all Contracting Governments represented at a meeting may take decisions on the other matters mentioned in paragraph 5.1.

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Committees

Rule 6

6.1 The Commission may establish such ad hoc Committees as it considers to be required.

6.2 There shall be a Standing Committee on Finance and Administration consisting of one nominee from each of five Contracting Governments who may be assisted by experts and advisers and which shall advise the Commission on: (a) matters relating to the Secretariat; (b) the budget of the Commission; (c) the time and place of meetings of the Commission; (d) publications of the Commission. The Committee shall choose its own Chairman from among the nominees. The Chairman shall have no vote but his Contracting Government may designate an alternate nominee who shall cast its vote. The Executive Secretary shall be an *ex officio* member of this Committee without vote.

There shall be a Standing Committee on Research and 6.3 Statistics, consisting of one nominee from each Contracting Government who may be assisted by experts or advisers, and of observers from non-Contracting Governments and from the Food and Agriculture Organization of the United Nations and the International Council for the Exploration of the Sea. The Committee shall: (a) develop and recommend to the Commission such policies and procedures in the collection, compilation, analysis, and dissemination of fishery statistics as may be necessary to ensure that the Commission has available at all times complete, current, and equivalent statistics on fishery activities in the Convention area and adjacent waters; (b) shall keep under continuous review the research programs in progress in the Convention area and adjacent waters, and shall develop and recommend to the Commission from time to time such changes in existing programs, or such new programs as may be deemed desirable; (c) keep under review the state of exploited fish stocks and the effects of fishing on these and provide the Commission and Panels with regular assessments. The Committee shall choose its own Chairman, The Executive

Secretary shall be an *ex officio* member of this Committee without vote.

6.4 There shall be a Standing Committee on Regulatory Measures consisting of one nominee from each Contracting Government who may be assisted by experts or advisers, and of observers from non-Contracting Governments and from the Food and Agriculture Organization of the United Nations, the International Council for the Exploration of the Sea, the North-East Atlantic Fisheries Commission, and the Organization for Economic Cooperation and Development. The Committee shall: (a) consider possible measures for the regulation of fishing in relation to the stocks of fish, or of any particular species of fish in the Convention area, or any part thereof; (b) consider the economic and administrative problems involved in the application of such measures and, in consultation with the Standing Committee on Research and Statistics, the scientific and statistical information required for their solution; (c) make appropriate recommendations to the Commission. The Committee shall choose its own Chair-The Executive Secretary shall be an ex officio member of man. this Committee without vote.

Language of the Commission

Rule 7

English shall be the official and working language of the Commission and its subsidiary bodies but, if desired, any other language may be used, it being understood that persons doing so at meetings will provide their own interpreters. All official publications and communications of the Commission shall be in English.

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Records of Proceedings of the Commission and of its Committees

Rule 8

8.1 Records of all meetings of the Commission shall be provided by the Executive Secretary and shall be circulated promptly to all Contracting Governments and Commissioners.

8.2 Summary minutes of the proceedings of all meetings of Panels and Committees shall be furnished to the Commission.

Reports

Rule 9

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9.1 The Commission shall publish annually, following its regular annual meeting, a report of its activities during the preceding year. Such report shall include a summary of its findings and of statistical, scientific, and other information gathered pertaining to the fisheries of the Convention area, the Chairman's report of the annual meeting, and a financial statement.

9.2 Commissioners should arrange, where feasible, for all reports on subjects of interest to the Commission which are published in their own countries to be sent to the Executive Secretary of the Commission for record purposes. English translations where available should be provided.

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B. Rules of Procedure for the Panels

(Adopted 7 June 1969)

Representation

Rule 1

At any meeting of the Panel, Commissioners of Contracting Governments not participating in the Panel shall inform the Executive Secretary or Panel Chairman of their attendance and of the names of experts and advisers accompanying them.

Voting

Rule 2

2.1 Observers, experts, and advisers may address meetings of the Panel but shall not be entitled to vote.

2.2 Votes shall be taken by a show of hands, by roll call in the English alphabetical order of the names of the countries, or by ballot, as in the opinion of the Chairman appears to be most suitable.

2.3 Between meetings of the Panel or in the case of an emergency, a vote of the Commissioners of the Governments which participate in the Panel may be taken by mail, or other means of communication.

Chairman

Rule 3

3.1 If the office of Chairman is vacated, a new Chairman shall be elected at the next meeting of the Panel for the unexpired balance of the term.

3.2 The powers and duties of the Chairman shall be:

- a) to declare the opening and closing of each meeting of the Panel;
- b) to preside at all meetings of the Panel:
- c) to decide all questions of order raised at meetings of the Panel, subject to the right of a Commissioner of any participating Government to request that any ruling by the Chairman shall be submitted to the Panel for decision by vote;
- d) to call for votes and to announce the result of the vote to the Panel;
- e) to determine after consultation with the Commissioners of the Governments participating in the Panel the provisional agenda for every meeting, and to submit it to the Executive Secretary for transmittal to all Contracting Governments and Commissioners not less than 60 days in advance of the meeting;
- f) to submit to the Commission and the participating governments on the Panel a summary report of each meeting of the Panel;
- g) generally, to make such decisions and give such directions to the Executive Secretary as will ensure, especially in the interval between the meetings of the Panel, that the business of the Panel is carried out efficiently and in accordance with its decisions.

Order of Business

Rule 4

4.1 Except as provided in paragraph 4.2, no order of business which involves amendment of these rules of procedure or recommendations or reports under Article VI (2), VII, or VIII (3) of the Convention shall be the subject of a decision by the Panel unless the subject matter has been included in the provisional agenda and in a memorandum which has been circulated with the provisional agenda by the Executive Secretary to all Commissioners at least 60 days in advance of the meeting at which the matter is to be discussed.

4.2 The Panel, with the unanimous agreement of Commissioners representing all Contracting Governments participating in the Panel, may take decisions or recommendations under Article VII (2) or VIII (3) of the Convention; and with the unanimous agreement of Commissioners of all Contracting Governments participating in the Panel and represented at a meeting may take decisions on the other matters mentioned in paragraph 4.1.

Financial

Rule 5

The Panel shall not incur any expenditure except in accordance with directions given by the Commission.

Meetings

Rule 6

The Panel shall hold a regular annual meeting in conjunction with the annual meeting of the Commission. Any other meetings of the Panel may be called by the Chairman at such time and place as may be agreed upon by a simple majority of the Governments participating in the Panel.

Committees

Rule 7

The Panel may establish such working groups as it considers to be required.

C. Financial Regulations for the Commission

(Adopted 1 July 1968 and 7 June 1969)

The following rules shall govern the financial administration of the International Commission for the Northwest Atlantic Fisheries Commission.

Financial Year

Rule 1

The financial year shall be the period 1 July-30 June.

Budget

Rule 2

2.1 The Executive Secretary shall prepare and submit to the regular annual meeting estimates in Canadian dollars for the administrative budget and the special projects budget covering income and expenditures for the following financial year. He shall transmit these to all Contracting Governments at least 60 days before the opening of the regular annual meeting. At the same time he shall prepare a forecast budget for the subsequent financial year.

2.2 The estimates and forecast shall be divided by categories, and shall be accompanied by such information as the Commission may specify from time to time, and as the Executive Secretary may deem useful.

2.3 The Standing Committee on Finance and Administration shall meet during each regular annual meeting of the Commission to examine the estimates and shall report thereon to the Commission. The Commission shall adopt the budget after considering this report.

2.4 The Executive Secretary may submit to the Commission supplementary estimates as he deems necessary. Supplementary estimates shall be prepared, considered, and acted upon in the same manner as regular estimates.

Appropriations

Rule 3

3.1 The appropriations adopted by the Commission in the budgets shall constitute an authorization to the Executive Secretary to incur obligations and make payments for the purposes and up to the amounts so adopted.

3.2 Appropriations shall remain available for 12 months following the end of the financial year to which they relate to the extent that they are required to discharge obligations incurred during that financial year. At the end of the 12-month period any unliquidated prior year obligations shall be cancelled, or, where the obligation remains a valid charge, transferred as an obligation against current appropriations. However, appropriations from the Working Capital Fund for capital and special expenditures shall remain available, as determined by the Commission, until expended or no longer needed for the purpose for which appropriated.

3.3 The Chairman of the Commission may authorize the Executive Secretary to transfer appropriations between categories in any budget adopted by the Commission.

Funds

Rule 4

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4.1 There shall be established a General Fund, a Miscellaneous Fund, and a Working Capital Fund for purposes of accounting for the expenditures of the Commission.

4.2 The following monies shall be credited to the General Fund:

- a) Annual payments from Contracting Governments, except as provided in Rule 4.3(a);
- b) Transfers from the Miscellaneous Fund as provided in Rule 4.8(b);

c) Appropriations from the Working Capital Fund for capital and special expenditures.

4.3 The following monies shall be credited to the Miscellaneous Fund:

Annual payments from new Contracting Governments, as provided in Rule 4.12;

All monies not otherwise specified in Rule 4.

4.4 The following monies shall be credited to the Working Capital Fund:

- a) Contributions from Contracting Governments; new Contracting Governments shall contribute as provided in Rule 4.12;
- b) Income from the sale of Commission publications;

Appropriations remaining in the General Fund at the end of the financial year not required to discharge obligations in accordance with Rule 3.2;

- d) Appropriations remaining in the General Fund at the end of the 12-month period specified in Rule 3.2 for prior year obligations, but not disbursed;
- e) Refunds, from any source, of prior expenditures of the Commission;

f) Bank interest.

4.5 Monies available in the Working Capital Fund may be transferred to the General Fund temporarily to the extent necessary to finance appropriations pending receipt of annual payments by Contracting Governments.

4.6 The Chairman of the Commission, after consultation with Commissioners, may authorize expenditure of available



funds, not appropriated, for unforeseen and extraordinary expenses necessary to the good conduct of the business of the Commission. Such funds may not be in excess of 20% of the annual administrative budget for the current financial year, and except to the extent recoverable from some other source shall be reimbursed through the submission of supplementary estimates. Monies available in the Working Capital Fund may be transferred to the General Fund to finance such authorized expenses.

The Standing Committee on Finance and Administra-4.7 tion and the Commission shall review the amount available in the Working Capital Fund during each annual meeting. Insofar as possible the Commission shall anticipate capital and special expenditures during the succeeding 3 years and shall attempt to maintain the Working Capital Fund at such a level that appropriations can be made from the Fund for such purposes instead of being included in the annual administrative or special projects budgets. However, the Working Capital Fund shall be maintained at a level, determined by the Commission, sufficient to finance appropriations in accordance with Rule 4.5 and for use in an emergency in accordance with Rule 4.6. Any monies determined to be in excess of the needs of the Working Capital Fund shall be transferred to the Miscellaneous Fund.

4.8 The Executive Secretary shall inform each Contracting Government of the annual payments due, in accordance with Article XI, paragraphs 3, 4, and 5, as soon as possible after the Commission has adopted the annual administrative and special projects budgets. In assessing the amounts due, the Executive Secretary shall make the following adjustments:

- a) Include supplementary appropriations for which assessments have not previously been made on Contracting Governments;
- b) Reduce the amount appropriated in the administrative budget by monies available in the Miscellaneous Fund, which shall be transferred to the General Fund on the first day of the financial year.

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At the same time the Executive Secretary shall inform each Contracting Government of any new contributions required for the Working Capital Fund, which shall be determined in the same manner as the annual payment to the annual administrative budget;

c) Reduce the amount appropriated in the administrative budget by the amount of staff assessments, if any.

4.9 The Standing Committee on Finance and Administration, in reporting on an estimate for a special projects budget, shall recommend a scale for allocation of the budget to Contracting Governments.

4.10 Annual payments and contributions shall be due and payable in full within 30 days of receipt of the information from the Executive Secretary referred to in Rule 4.8, or the first day of the financial year, whichever is later. As of the first day of the following financial year, the unpaid balance shall be considered to be in arrears.

Any Contracting Government more than 2 years in arrears shall not vote at any meeting until the unpaid balance has been received by the Commission.

4.11 All payments and contributions from Contracting Governments shall be made in Canadian dollars, unless, upon recommendation of the Standing Committee on Finance and Administration, the Commission specifies otherwise in adopting the budget.

4.12 New Contracting Governments shall make an annual payment within 90 days of depositing an instrument of adherence with the Depositary Government for that financial year. The payment shall be the same as for a Contracting Government with one Panel membership, provided that the payment shall be onehalf this amount if the adherence is deposited during the last 6 months of the financial year. At the same time, new Contracting Governments shall contribute 1,000 Canadian dollars to the Working Capital Fund.

Accounts

Rule 5

5.1 The Executive Secretary shall establish detailed financial procedures in order to ensure effective financial administration and the exercise of economy.

5.2 The Executive Secretary shall maintain such accounting records as are necessary for each financial year, including:

a) Income and expenditures;

b) The status of appropriations, including:

- i) The original budget appropriation;
- ii) Transfers between appropriation categories;
- iii) Amounts charged against appropriation categories;

c) the origin of miscellaneous income;

- d) The status of the Working Capital Fund;
- e) Funds held in currencies other than Canadian dollars.

5.3 The annual accounts shall be submitted by the Executive Secretary to the Auditors not later than 90 days following the end of the financial year.

5.4 The Executive Secretary may, after full investigation, authorize the writing off of losses of cash, stores, and other assets, provided that a statement of all such amounts written off shall be submitted to the Commission and the Auditors with the annual accounts.

Salaries

Rule 6

6.1 The Commission shall adopt from time to time a salary scale for the Executive Secretary and the staff based, to the extent possible, on the salary scale and position classification system of the Public Service of Canada.

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6.2 The Executive Secretary shall consult appropriate Canadian authorities as he deems necessary concerning salary scales and position classifications and shall recommend appropriate modifications to the Commission.

6.3 The Executive Secretary shall include in the estimates for the following financial year salary amounts increased in accordance with the salary scale for each member of the staff whom he deems to be performing his duties in a satisfactory manner, and increased for the Executive Secretary (subject to review by the Commission). He shall also include such additional amounts as would be necessary to implement a recommendation for modification of the salary scale or position classifications.

6.4 There shall be an assessment on the salary of each member of the staff, based on the amount of relief from Canadian Income Tax, the amount to be determined by the Executive Secretary in consultation with the Canadian authorities. The staff assessment shall be applied in accordance with Rule 4.8(c).

6.5 The Canadian Government Employees' Compensation Act shall be applicable to the staff, as provided by the Government of Canada. With respect to amounts charged to the Commission under the Act, the Executive Secretary is authorized to make payments from current appropriations which are otherwise unobligated and which would be surplus at the end of the financial year and credited to the Working Capital Fund in accordance with the Rule 4.4(c), to the extent possible. The Executive Secretary shall include in the estimates every other amount charged to the Commission, including any amount which is to be charged annually after the initial payment.

Other Committees and Panels

Rule 7

Each other Committee and each Panel shall report to the Standing Committee on Finance and Administration on anticipated costs to the Commission if it were to adopt any program recommended by the Committee or Panel.

External Audit

Rule 8

8.1 The Commission shall employ external auditors who may be removed only by the Commission.

8.2 Having regard to the budgetary provisions for the audit, and after consultation with the Standing Committee on Finance and Administration relative to the scope of the audit, the Auditors shall perform such an audit as they deem necessary to certify:

- a) that the financial statements are in accord with the books and records of the Commission;
- b) that the financial transactions reflected in the statements have been in accordance with the rules and regulations, the budgetary provisions, and other applicable directives;
- c) that the monies on deposit and on hand have been verified by certificate received direct from the Commission's depositories or by actual count.

8.3 Subject to the directions of the Commission, the Auditors shall be the sole judge as to the acceptance in whole or in part of the certifications by the Executive Secretary and may proceed to such detailed examination and verifications as they choose of all financial records, including those relating to supplies and equipment.

8.4 The Auditors may affirm by test the reliability of the internal audit, and may make such reports with respect thereto as they may deem necessary to the Commission, to the Standing Committee on Finance and Administration or to the Executive Secretary.

8.5 The Auditors and their staff shall have free access at all convenient times to all books of account and records which are, in the opinion of the Auditors, necessary for the performance of

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the audit. Information classified in the records of the Executive Secretary as confidential, and which is required for the purposes of the audit, shall be made available on application to the Executive Secretary.

8.6 The Auditors, in addition to certifying the accounts, may make such observations as they deem necessary with respect to the efficiency of the financial procedures, the accounting system, the internal financial controls and, in general, the financial consequences of administrative practices. In no case, however, shall the Auditors include criticism in their audit report without first affording the Executive Secretary an opportunity of explanation to the Auditors of the matter under observation. Audit objections to any item in the accounts shall be immediately communicated to the Executive Secretary.

8.7 The Auditors shall have no power to disallow items in the accounts, but shall draw to the attention of the Executive Secretary for appropriate action any transaction concerning which they entertain doubt as to legality or propriety.

8.8 The Auditors shall prepare a report on the accounts certified, and on any matters on which the Commission by resolution thereon may from time to time give specific instructions.

8.9 The Auditors shall submit their report to the Commission not later than 6 months following the end of the financial year to which the accounts relate. The Standing Committee on Finance and Administration shall forward to the Commission its comments, if any, on the audit report.

Bonding

Rule 9

9.1 The Executive Secretary and such staff as he deems necessary shall be bonded in Canadian currency by any reputable bonding company in such amount as may be determined by the Commission from time to time. The cost of the premium therefore shall be assumed by the Commission.

Delegation of Authority

Rule 10

10.1 The Executive Secretary may delegate to other staff of the Secretariat such of his powers as he considers necessary for the effective implementation of these regulations.

Interpretation

Rule 11

11.1 The Chairman may rule, after such consultation with Commissioners as he deems necessary, in cases of doubt as to the interpretation and application of any of these Rules.

Applicability

Rule 12

12.1 These Rules shall become effective on the first day of the financial year following their approval by the Commission. All previous Financial Regulations shall become null and void at that time.

12.2 These Rules may be amended only by the Commission.

D. Trawl Regulations for the Commission

1. Regulations in Force (4 July 1969)

Subarea 1

The Contracting Governments take appropriate action to 1. prohibit the taking of cod, Gadus morhua L.; haddock, Melanogrammus aeglefinus (L.); redfish, Sebastes; halibut, Hippoglossus hippoglossus (L.); witch, Glyptocephalus cynoglossus (L.); American plaice, Hippoglossoides platessoides (Fab.); and Greenland halibut, Reinhardtius hippoglossoides (Walb.), in Subarea 1 by persons under their jurisdiction with trawl nets having in any part of the net meshes of dimensions less than 130 mm or 5 1/8 inches as measured by the ICNAF gauge specified in paragraphs (a) and (b) below. These mesh sizes relate to manila twine netting when measured wet after use or the equivalent thereof when measured dry before use. The Commission may, on the basis of scientific advice as to selectivity equivalents, determine the appropriate mesh sizes when trawl nets made of materials other than manila are used or when seine nets are used. The Commission may also, on the basis of scientific advice, approve not more than two alternative gauges, by defining the gauges, together with approved methods for their use and with accepted scales of equivalent mesh dimensions.

a) In the codend of the net, the average of the measurements of any 50 consecutive meshes running parallel to the long axis of the codend, beginning at the after end of the codend, and being at least 10 meshes from the lacings, or, if the codend is less than 50 meshes in length, the average of the measurements of the meshes in any series of consecutive meshes running the full length of the codend, parallel to the long axis of the codend and at least 10 meshes from the lacings, such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg and

b) In any part of the net other than the codend, the average of the measurements of the meshes in any series of 20 consecutive meshes, such series to be at least 10 meshes from the lacings, and such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg.

2. The Contracting Governments prohibit the use, by any person to whom this proposal would apply, of any means or device, other than those described in paragraph 3, which would obstruct the meshes of the nets or which would otherwise, in effect, diminish the size of the nets, provided that devices may be attached to the upper side of the codend in such a manner that they will not obstruct the meshes of the codend. Any such device must have the approval of the Commission based on scientific advice that the attached devices do not obstruct the meshes or reduce significantly the selectivity of the codend. Any approval so given may be withdrawn at any time on giving not less than 12 months' notice to the Contracting Governments.

3. The Contracting Governments permit any canvas, netting, or other material to be attached to the underside only of the codend of a net to reduce and prevent damage.

Subarea 2

1. The Contracting Governments take appropriate action to prohibit the taking of cod, Gadus morhua L.; haddock, Melanogrammus aeglefinus (L.); redfish, Sebastes; halibut, Hippoglossus hippoglossus (L.); witch, Glyptocephalus cynoglossus (L.); American plaice, Hippoglossoides platessoides (Fab.); and Greenland halibut, Reinhardtius hippoglossoides (Walb.) in Subarea 2 by persons under their jurisdiction with trawl nets having in any part of the net meshes of dimensions less than 114 mm or 4 1/2 inches as

TRAWL REGULATIONS

measured by the ICNAF gauge specified in paragraphs (a) and (b) below. These mesh sizes relate to manila twine netting when measured wet after use or the equivalent thereof when measured dry before use. The Commission may, on the basis of scientific advice as to selectivity equivalents, determine the appropriate mesh sizes when trawl nets made of materials other than manila are used or when seine nets are used. The Commission may also, on the basis of scientific advice, approve not more than two alternative gauges, by defining the gauges, together with approved methods for their use and with accepted scales of equivalent mesh dimensions.

- a) In the codend of the net, the average of the measurements of any 50 consecutive meshes running parallel to the long axis of the codend, beginning at the after end of the codend, and being at least 10 meshes from the lacings, or, if the codend is less than 50 meshes in length, the average of the measurements of the meshes in any series of consecutive meshes running the full length of the codend, parallel to the long axis of the codend and at least 10 meshes from the lacings, such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg and
- b) In any part of the net other than the codend the average of the measurements of the meshes in any series of 20 consecutive meshes, such series to be at least 10 meshes from the lacings, and such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg.

2. The Contracting Governments prohibit the use, by any person to whom this proposal would apply, of any means or device, other than those described in paragraph 3. which would obstruct the

meshes of the nets or which would otherwise, in effect, diminish the size of the nets, provided that devices may be attached to the upper side of the codend in such a manner that they will not obtruct the meshes of the codend. Any such device must have the approval of the Commission based on scientific advice that the attached devices do not obstruct the meshes or reduce significantly the selectivity of the codend. Any approval so given may be withdrawn at any time on giving not less than 12 months' notice to the Contracting Governments.

3. The Contracting Governments permit any canvas, netting, or other material to be attached to the underside only of the codend of a net to reduce and prevent damage.

Subarea 3

The Contracting Governments take appropriate action to 1. prohibit (except as provided in paragraphs 2 and 3) the taking of cod, Gadus morhua L.; haddock, Melanogrammus aeglefinus (L.); redfish, Sebastes; halibut, Hippoglossus hippoglossus (L.); witch, Glyptocephalus cynoglossus (L.); yellowtail flounder, Limanda ferruginea (Storer); American plaice, Hippoglossoides platessoides (Fab.); Greenland halibut, Reinhardtius hippoglossoides (Walb.); pollock, (saithe) Pollachius virens (L.); and white hake, Urophycis tenuis (Mitch.) in Subarea 3 by persons under their jurisdiction with trawl nets having in any part of the net meshes of dimensions less than 114 mm or 4 1/2 inches as measured by the ICNAF gauge specified in paragraphs (a) and (b) below. These mesh sizes relate to manila twine netting when measured wet after use or the equivalent thereof when measured dry before use. The Commission may, on the basis of scientific advice as to selectivity equivalents, determine the appropriate mesh sizes when trawl nets made of materials other than manila are used or when seine The Commission may also, on the basis of scientific nets are used. advice, approve not more than two alternative gauges, by defining the gauges, together with approved methods for their use and with accepted scales of equivalent mesh dimensions.

- a) In the codend of the net, the average of the measurements of any 50 consecutive meshes running parallel to the long axis of the codend, beginning at the after end of the codend, and being at least 10 meshes from the lacings, or, if the codend is less than 50 meshes in length, the average of the measurements of the meshes in any series of consecutive meshes running the full length of the codend, parallel to the long axis of the codend and at least 10 meshes from the lacings, such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg and
- b) In any part of the net other than the codend, the average of the measurements of the meshes in any series of 20 consecutive meshes, such series to be at least 10 meshes from the lacings, and such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg.

2. The prohibition set out in paragraph 1 shall not apply to the taking of redfish (genus *Sebastes*) in the statistical Divisions 3N, 3O, and 3P of Subarea 3.

3. In order to avoid impairment of fisheries conducted primarily for redfish (genus *Sebastes*) in the area specified in paragraph 2 and which take small quantities of cod, haddock, and other regulated species incidentally, the Contracting Governments permit persons under their jurisdictions to take these species with nets having a mesh size less than that specified in paragraph 1 so long as such persons do not have in possession on board a vessel fishing primarily for redfish with small meshed nets for each of (a) cod, (b) haddock and (c) other species mentioned in paragraph 1 taken together quantities in excess of 5,000 lb. or 2,268 kg or 10% by weight of all fish on board such vessel whichever is greater, or so long as such persons do not catch with trawl nets having a mesh smaller than that specified in paragraph 1 in any period of 12 months (a) cod, (b) haddock or (c) other species mentioned in paragraph 1 taken together in excess of 10% by weight for each of (a), (b), and (c) of all the fish taken by such persons with such trawl nets in that period of 12 months.

4. The Contracting Governments prohibit the use, by any person to whom this proposal would apply, of any means or device, other than those described in paragraph 5, which would obstruct the meshes of the nets or which would otherwise. in effect, diminish the size of the nets, provided that devices may be attached to the upper side of the codend in such a manner that they will not obstruct the meshes of the codend. Any such device must have the approval of the Commission based on scientific advice that the attached devices do not obstruct the meshes or reduce significantly the selectivity of the codend. Any approval so given may be withdrawn at any time on giving not less than 12 months' notice to the Contracting Governments.

5. The Contracting Governments permit any canvas, netting, or other material to be attached to the underside only of the codend of a net to reduce and prevent damage.

Subarea 4

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1. The Contracting Governments take appropriate action to prohibit (except as provided in paragraph 2) the taking of cod, Gadus morhua L.; haddock, Melanogrammus aeglefinus (L.); and flounders: witch, Glyptocephalus cynoglossus (L.); yellowtail, Limanda ferruginea (Storer); winter flounder, Pseudopleuronectes americanus (Walb.); and American plaice, Hippoglossoides platessoides (Fab.) in Subarea 4 by persons under their jurisdiction with trawl nets having in any part of the net meshes of dimensions less than 114 mm or 4 1/2 inches as measured by the ICNAF gauge specified in paragraphs (a) and (b) below. These mesh sizes relate to manila twine netting when measured wet after use or the

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equivalent thereof when measured dry before use. The Commission may, on the basis of scientific advice as to selectivity equivalents, determine the appropriate mesh sizes when trawl nets made of materials other than manila are used or when seine nets are used. The Commission may also, on the basis of scientific advice, approve not more than two alternative gauges, by defining the gauges, together with approved methods for their use and with accepted scales of equivalent mesh dimensions.

- a) In the codend of the net, the average of the measurements of any 50 consecutive meshes running parallel to the long axis of the codend, beginning at the after end of the codend and being at least 10 meshes from the lacings, or, if the codend is less than 50 meshes in length, the average of the measurements of the meshes in any series of consecutive meshes running the full length of the codend, parallel to the long axis of the codend and at least 10 meshes from the lacings, such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg and
- b) In any part of the net other than the codend, the average of the measurements of the meshes in any series of 20 consecutive meshes, such series to be at least 10 meshes from the lacings, and such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg.

2. In order to avoid impairment of fisheries conducted primarily for other species and which take small quantities of cod, haddock, and flounders incidentally, the Contracting Goverments permit persons under their jurisdictions to take cod, haddock, and flounders with nets having a mesh size less than that proposed in the

preceding paragraph, so long as such persons do not have in possession on board a vessel fishing primarily for other species, cod, haddock, or flounders in amounts in excess of 5,000 lb. or 2,268 kg for each, or 10% by weight for each, of all fish on board such vessel, whichever is greater; or so long as such persons do not catch with trawl nets having a mesh smaller than that specified in paragraph 1 in any period of 12 months, cod, haddock, and flounders in excess of 10% by weight for each of all the fish taken by such persons with such trawl nets in that period of 12 months.

3. The Contracting Governments prohibit the use, by any person to whom this proposal would apply, of any means or device other than those described in paragraph 4, which would obstruct the meshes of the nets or which would otherwise, in effect, diminish the size of the meshes of the nets, provided that devices may be attached to the upper side of the codend in such a manner that they will not obstruct the meshes of the codend. Any such device must have the approval of the Commission based on scientific advice that the attached devices do not obstruct the meshes or reduce significantly the selectivity of the codend. Any approval so given may be withdrawn, at any time, on giving not less than 12 months' notice to the Contracting Governments.

4. The Contracting Governments permit any canvas, netting, or other material to be attached to the underside only of the codend of a net to reduce and prevent damage.

Subarea 5

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1. That the Contracting Governments take appropriate action to prohibit (except as provided in paragraph 2) the taking of cod, *Gadus morhua* L., and haddock, *Melanogrammus aeglefinus* (L.); in Subarea 5, by persons under their jurisdiction with trawl nets having in any part of the net meshes of dimensions less than 114 mm or 4 1/2 inches as measured by the ICNAF gauge, specified in paragraphs (a) and (b) below. These mesh sizes relate to manila twine netting when measured wet after use or the equivalent thereof when measured dry before use. The Commission

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may, on the basis of scientific advice as to selectivity equivalents, determine the appropriate mesh sizes when trawl bets made of materials other than manila are used or when seine nets are used. The Commission may also, on the basis of scientific advice, approve not more than two alternative gauges, by defining the gauges, together with approved methods for their use and with accepted scales of equivalent mesh dimensions.

- a) In the codend of the net, the average of the measurements of any 50 consecutive meshes running parallel to the long axis of the codend, beginning at the after end of the codend, and being at least 10 meshes from the lacings, or, if the codend is less than 50 meshes in length, the average of the measurements of the meshes in any series of consecutive meshes running the full length of the codend, parallel to the long axis of the codend and at least 10 meshes from the lacings, such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm, inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg and
- b) In any part of the net other than the codend, the average of the measurements of the meshes in any series of 20 consecutive meshes, such series to be at least 10 meshes from the lacings, and such measurements to be made with a flat wedge-shaped gauge having a taper of 2 cm in 8 cm and a thickness of 3/32 inch or 2.3 mm inserted into the meshes under a pressure of not less than 10 lb. or 4.5 kg nor more than 15 lb. or 6.8 kg.

2. That in order to avoid impairment of fisheries conducted primarily for other species and which take small quantities of cod and haddock incidentally, the Contracting Governments permit persons under their jurisdiction to take cod and haddock with

trawl nets having a mesh size less than that proposed in the preceding paragraph, so long as such persons do not have in possession on board a vessel fishing primarily for other species, cod or haddock in amounts in excess of 5,000 lb. or 2,268 kg for each, or 10% by weight for each, of all fish on board such vessel, whichever is greater, or so long as such a person does not catch, in any period of 12 months, cod or haddock in quantities in excess of 10%for each species of all the trawl-caught fish taken by such persons in that period of 12 months.

3. The Contracting Governments prohibit the use, by any person to whom this proposal would apply, of any means or device, other than those described in paragraph 4, which would obstruct the meshes of the nets or which would otherwise, in effect, diminish the size of the meshes of the nets, provided that devices may be attached to the upper side of the codend in such a manner that they will not obstruct the meshes of the codend. Any such device must have the approval of the Commission based on scientific advice that the attached devices do not obstruct the meshes or reduce significantly the selectivity of the codend. Any approval so given may be withdrawn, at any time, on giving not less than 12 months' notice to the Contracting Governments.

4. The Contracting Governments permit any canvas, netting, or other material to be attached to the underside only of the codend of a net to reduce and prevent damage.

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TRAWL REGULATIONS

3. Regulations Pending Entry into Force (4 July 1969)

A. Proposal from the 1967 Annual Meeting for amendment to international regulations of trawl fishing adopted for Subarea 1 in 1961, 1964, and 1965; for Subarea 2 in 1961, 1964, and 1965; for Subarea 3 in 1955, 1961, 1964, and 1965; for Subarea 4 in 1955, 1961, 1964, and 1965 and for Subarea 5 in 1964.

that subparagraphs (a) and (b) of paragraph 1 of the regulations be amended to read:

"(a) Mesh sizes are measured by a flat wedge-shaped gauge having a taper of 2 centimeters in 8 centimeters and a thickness of 2.3 millimeters, inserted into the meshes under a pressure or pull of 5 kilograms. The mesh size of a net shall be taken to be the average of the measurements of any series of twenty consecutive meshes, at least ten meshes from the lacings, and when measured in the codend of the net beginning at the after end and running parallel to the long axis."

(ICNAF Ann. Proc. Vol. 17, p. 20)

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Date of entry into force, Subarea 1:

Subarea 2: Subarea 3: Subarea 4: Subarea 5:

- B. Proposal from the 1969 Annual Meeting for international regulation respecting the fishery for Atlantic salmon on the high seas in the Convention Area.
 - "That the Contracting Governments take appropriate action to ensure that the fishing for Atlantic salmon, *Salmo salar* L., in the waters outside national fishing limits be prohibited in the Convention Area."

(ICNAF Ann. Proc. Vol. 19 p. 28)

Date of entry into force,

Proposal from the 1969 Annual Meeting for international regulation of the fishery for haddock in Subarea 5 of the

That the Contracting Governments take appropriate action to regulate the catch of haddock, Melanogrammus aeglefinus (L.), by persons under their jurisdiction fishing in Subarea 5 so that the aggregate annual landings of haddock by vessels taking haddock in Subarea 5 in each year during 1970, 1971 and 1972 shall not exceed 12,000 metric

That Competent Authorities of each Contracting Government shall report bi-weekly haddock landings taken in Subarea 5 by persons under their jurisdiction to the Executive Secretary of the Commission not later than 7 days after the end of a two week reporting period. laddock by-catch taken by the vessels which do not conduct pecialized fishing for haddock shall be reported to the Execu-Information of ve Secretary of the Commission in 700 ton increments. he Executive Secretary shall notify each Contracting overnment of the date on which accumulative landings in barea 5 equal 80 percent of the allowable landings stated paragraph 1. Within 10 days of receipt of such notifiion from the Executive Secretary each Contracting Govment shall prohibit landings of haddock caught in Subi 5 by persons under its jurisdiction except as provided

That in order to avoid impairment of fisheries coned primarily for other species and which take small tities of haddock incidentally, the Contracting Govents may permit persons under their jurisdiction to in possession on board a vessel fishing primarily for species subsequent to the closure referred to in para-2, haddock caught in Subarea 5 in amounts not ex-; 10 percent by weight of all other fish on board caught

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4. That the Contracting Governments take appropriate action to prohibit persons under their jurisdiction from fishing with gear capable of catching demersal species during March and April of 1970, 1971 and 1972 in areas of Subarea 5 bounded by straight lines connecting the following coordinates in the order listed:

(a)	70°00′W, 42°10′N	(b) 67°00′W, 42°20′N
	69°10′W, 41°10′N	67°00′W, 41°15′N
	68°30′W, 41°35′N	65°40′W, 41°15′N
	69°20′W, 42°30′N	65°40′W, 42°00′N
		66°00′W, 42°20′N"

(ICNAF Ann. Proc. Vol. 19, p. 27)

Date of entry into force, Subarea 5:

D. Proposal from the 1969 Annual Meeting for international regulation of the fishery for haddock in Division 4X of Subarea 4 of the Convention Area.

"1. That the Contracting Governments take appropriate action to regulate the catch of haddock, *Melano-grammus aeglefinus* (L.), by persons under their jurisdiction fishing in Division 4X of Subarea 4 so that the aggregate annual landings of haddock by vessels taking haddock in Division 4X of Subarea 4 in each year during 1970, 1971 and 1972 shall not exceed 18,000 metric tons.

2. That Competent Authorities of each Contracting Government shall report bi-weekly haddock landings taken in Division 4X of Subarea 4 by persons under their jurisdiction to the Executive Secretary of the Commission not later than 7 days after the end of a two week reporting period. Information of haddock by-catch taken by the vessels which do not conduct specialized fishing for haddock shall be reported to the Executive Secretary of the Commission in 700 ton increments. The Executive Secretary shall notify each

Contracting Government of the date on which accumulative landings in Division 4X of Subarea 4 equal 80 per cent of the allowable landing stated in paragraph 1. Within 10 days of receipt of such notification from the Executive Secretary each Contracting Government shall prohibit landings of haddock caught in Division 4X of Subarea 4 by persons under its jurisdiction except as provided in paragraph 3.

3. That in order to avoid impairment of fisheries conducted primarily for other species and which take small quantities of haddock incidentally, the Contracting Governments may permit persons under their jurisdiction to have in possession on board a vessel fishing primarily for other species subsequent to the closure referred to in paragraph 2, haddock caught in Division 4X of Subarea 4 in amounts not exceeding 10 percent by weight of all other fish on board caught in Division 4X of Subarea 4.

4. That the Contracting Governments take appropriate action to prohibit persons under their jurisdiction from fishing with gear capable of catching demersal species during March and April of 1970, 1971 and 1972 in that part of Division 4X of Subarea 4 that lies between $42^{\circ}00'N$ Lat and $43^{\circ}00'N$ Lat, and between $67^{\circ}00'W$ Long and $64^{\circ}30'W$ Long."

(ICNAF Ann. Proc. Vol. 19, p. 26-27)

Date of entry into force, Subarea 4:

- E. Proposal from the 1969 Annual Meeting for international regulation of the fishery for red hake and silver hake in Subarea 5 of the Convention Area.
 - "That the Contracting Governments take appropriate action to prohibit the taking of red hake, Urophycis chuss (Walb.), and silver hake, Merluccius bilinearis (Mitch.), during the periods January 1 to March 31 of 1970, 1971 and 1972 in the area bounded by 69°00'W,

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39°50'N, 71°40'W and 40°20'N however, provided that during this period groundfish vessels may be permitted to take on each trip during which they fish in the said area red and silver hake in amounts not to exceed 10 percent each of the total catch taken in the said area on that trip."

(ICNAF Ann. Proc. Vol. 19, p. 26)

Date of entry into force, Subarea 5:

4. Authorized Topside Chafers

At the 1966 and 1967 Annual Meetings of the Commission four topside chafers were authorized for use in the Convention Area, the *ICNAF-type chafer*, the modified *ICNAF*type chafer, the multiple flap-type chafer, and the large mesh (modified Polish-type) chafer. The chafers are described briefly in ICNAF Notification Series No. 1, 12 March 1967, and No. 4, 28 July 1967.

(ICNAF Ann. Proc. Vol. 16, p. 19)

(ICNAF Ann. Proc. Vol. 17, p. 19)

5. Authorized Mesh Measuring Gauge

At the 1967 Annual Meeting of the Commission the *ICNAF mesh measuring gauge* as specified in the ICNAF trawl regulations was authorized as the only mesh measuring gauge for use in the Convention Area.

(ICNAF Ann. Proc. Vol. 17, p. 20)

6. Authorized Mesh Size Differentials for Different Mesh Materials

At the 1967 Annual Meeting of the Commission the following mesh size differentials for different trawl mesh materials were approved for use in the Convention Area.

Part of Convention Area	Type of net	ICNAF gauge
	Seine net	110 mm (4 3 /8 in.)
Subarea 1	Such part of any trawl net as is made of hemp, polyamide fibres, or polyester fibres	120 mm (4 3 /4 in.)
	Such part of any trawl net as is made of manila or any other material not men- tioned above	130 mm (5 1 /8 in.)
	Seine net	100 mm (4 in.)
Subareas 25	Such part of any trawl net as is made of cotton, hemp, polyamide fibres, or poly- ester fibres	105 mm (4 1 /2 in.)
	Such part of any trawl net as is made of manila or any other material not men- tioned above	114 mm (4 1 /2 in.)

(ICNAF Ann. Proc. Vol. 17, p. 20)

E. Statistical Divisions of Subareas

(Adopted at the Third Annual Meeting, 1953; the Seventh Annual Meeting, 1957; the Eighth Annual Meeting, 1958; and the Seventeenth Annual Meeting, 1967)

For Subarea 1

- Div. 1A—That portion of the subarea lying north of the parallel of 68°50'N. lat (Christianshaab).
- Div. 1B—That portion of the subarea lying between the parallel of 66°15'N. lat (5 n. m. north of Umanarsugssuak) and the parallel of 68°50'N. lat (Christianshaab).
- Div. 1C—That portion of the subarea lying between the parallel of 64°15'N. lat (4 n.m. north of Godthaab) and the parallel of 66°15'N. lat (5 n.m. north of Umanarsugssuak).
- Div. 1D—That portion of the subarea lying between the parallel of 62°30'N. lat (Frederikshaab Glacier) and the parallel of 64°15'N. lat (4 n.m. north of Godthaab).
- Div. 1E—That portion of the subarea lying between the parallel of 60°45'N. lat (Cape Desolation) and the parallel of 62°30'N. lat (Frederikshaab Glacier).
- Div. 1F—That portion of the subarea lying south of the parallel of 60°45'N. lat (Cape Desolation).

For Subarea 2

- Div. 2G—That portion of the subarea lying north of the parállel of 57°40'N. lat (Cape Mugford).
- Div. 2H—That portion of the subarea lying between the parallel of 55°20'N. lat (Hopedale) and the parallel of 57°40'N. lat (Cape Mugford).
- Div. 2J—That portion of the subarea lying south of the parallel of 55°20'N. lat (Hopedale).

For Subarea 3

- Div. 3K—That portion of the subarea lying north of the parallel of 49°15'N. lat (Cape Freels, Nfld.).
- Div. 3L—That portion of the subarea lying between the Newfoundland coast from Cape Freels to Cape St. Mary and a line described as follows: Beginning at Cape Freels, thence due east to the meridian of 46°30'W. long, thence due south to the parallel of 46°00'N. lat, thence due west to the meridian of 54°30'W. long, thence along a rhumb line to Cape St. Mary, Nfld.
- Div. 3M—That portion of the subarea lying south of the parallel of 49°15'N. lat and east of the meridian of 46°30'W. long.
- Div. 3N—That portion of the subarea lying south of the parallel of 46°00'N. lat and between the meridian of 46°30'W. long and the meridian of 51°00'W. long.
- Div. 30—That portion of the subarea lying south of the parallel of 46°00'N. lat and between the meridian of 51°00'W. long and the meridian of 54°30'W. long.
- Div. 3P—That portion of the subarea lying south of the Newfoundland coast and west of a line from Cape St. Mary, Nfld. to a point in 46°00'N. lat 54°30'W. long thence due south until the boundary between Subareas 3 and 4.

Division 3P should be divided into two portions: a northwestern and a southeastern portion, defined as follows:

- 3Pn—Northwestern portion—that portion of Division 3P lying northwest of a line extending from Burgeo Island, Newfoundland, approximately southwest to a point 46°50'N. lat and 58°50'W. long.
- 3Ps—Southeastern portion—that portion of Division 3P lying southeast of the line defined for 3Pn.

STATISTICAL DIVISIONS

For Subarea 4

Div. 4R—That portion of the subarea lying between the coast of Newfoundland from Cape Bauld to Cape Ray and a line described as follows: Beginning at Cape Bauld, thence due north to the parallel of 52°15'N. lat, thence due west to the Labrador coast, thence along the Labrador coast to the terminus of the Labrador-Quebec boundary, thence along a rhumb line in a southwesterly direction to a point in 49°25'N. lat, 60°00'W. long, thence due south to a point in 47°50'N. lat, 60°00'W. long, thence along a rhumb line in a southeasterly direction to the intersection of a straight line between Cape North, N. S. and Cape Ray, Nfld., thence to Cape Ray, Nfld.

- Div. 4S—That portion of the subarea lying between the south coast of the province of Quebec from the terminus of the Labrador-Quebec boundary to Pte. des Monts and a line described as follows: Beginning at Pte. des Monts, thence due east to a point in 49°25'N. lat, 64°40'W. long, thence along a rhumb line in an eastsoutheasterly direction to a point in 47°50'N. lat, 60°00'W. long, thence due north to a point in 49°25'N. lat, 60°00'W. long, thence along a rhumb line in a northeasterly direction to the terminus of the Labrador-Quebec boundary.
- Div. 4T—That portion of the subarea lying between the coasts of Nova Scotia, New Brunswick, and Quebec from Cape North to Pte. des Monts and a line described as follows: Beginning at Pte. des Monts, thence due east to a point in 49°25'N. lat, 64°40'W. long, thence along a rhumb line in an eastsoutheasterly direction to a point in 47°50'N. lat, 60°00'W. long, thence along a rhumb line in a southerly direction to Cape North, N. S.

4V—That portion of the subarea lying between the coast of Div. Nova Scotia between Cape North and Fourchu and a line described as follows: Beginning at Fourchu, thence along a rhumb line in a southerly direction to a point in 45°40'N. lat, 60°00'W. long, thence due south along the meridian of 60°00'W. long, to the parallel of 44°10' N. lat, thence due east to the meridian of 59°00'W. long, thence due south to the parallel of 39°00' N. lat, thence due east to a point where the boundary between the Subareas 3 and 4 meets the parallel of 39°00' N. lat, thence along the boundary between Subareas 3 and 4 and a line continuing in a northwesterly direction to a point in 47°50'N. lat, 60°00'N. long, thence along a rhumb line in a southerly direction to Cape North, N. S.

Division 4V should be divided into two portions: a northern and a southern portion, defined as follows:

- 4Vn—Northern portion—that portion of Division 4V lying north of parallel 45°40'N.
- 4Vs—Southern portion—that portion of Division 4V lying south of parallel 45°40'N.
- Div. 4W—That portion of the subarea lying between the coast of Nova Scotia between Halifax and Fourchu and a line described as follows: Beginning at Fourchu, thence along a rhumb line in a southerly direction to a point in 45°40'N. lat, 60°00'W. long, thence due south along the meridian of 60°00'W. long, to the parallel of 44°10'N. lat, thence due east to the meridian of 59°00'W. long, thence due south to the parallel of 39°00'N. lat, thence due west to the meridian of 63°20'W. long, thence due north to a point on that meridian in 44°20'N. lat, thence along a rhumb line in a northwesterly direction to Halifax, N. S.

Div. 4X—That portion of the subarea lying between the boundary of Subareas 4 and 5 and the coasts of New Brunswick and Nova Scotia from the terminus of the boundary between New Brunswick and Maine to Halifax, and a line described as follows: Beginning at Halifax, thence along a rhumb line in a southeasterly direction to a point in 44°20'N. lat, 63°20'W. long, thence due south to the parallel of 39°00'N. lat, thence due west to the meridian of 65°40'W. long.

For Subarea 5

- Div. 5Y—That portion of the subarea lying between the coasts of Maine, New Hampshire, and Massachusetts from the border between Maine and New Brunswick to 70°W. long on Cape Cod (at approximately 42°N. lat and a line described as follows: Beginning at a point on Cape Cod at 70°W. long (at approximately 42°N. lat) thence due north to 42°20'N. lat, thence due east to 67°40'W. long at the boundary of Subareas 4 and 5, thence along the boundary to the boundary of Maine and New Brunswick.
- Div. 5Z—That portion of the subarea lying to the south and east of Division 5Y.

Division 5Z should be divided into two portions: an eastern and a western portion defined as follows:

- 5Ze—Eastern portion—that portion of Division 5Z lying east of the meridian of 70°00'W. long.
- 5Zw-Western portion-that portion of Division 5Z lying west of the meridian 70°00'W. long.

For Statistical Area 6

(This is a statistical area only and is not provided for by Article I of the Convention. It was established by the Commission at the 1967 Annual Meeting under the authority of Article VI, para. 1 (b) and 1 (f))

"that part of the western North Atlantic bounded by a line beginning at a point on the coast of Rhode Island in 71°40' W. long; thence due south to 39°00'N. lat; thence due east to 42°00' W. long; thence due south to 35°00' N. lat; thence due west to the coast of North America, thence northwards along the east coast of Hatteras Island, past Oregon Inlet along the coast of North Carolina, Virginia, Maryland, Delaware, New Jersey, New York, Connecticut and Rhode Island to the point on Rhode Island at 71°40' W. long."

- Div. 6A—that portion of the statistical area lying to the west of 71°40′ W. long and to the north of a line running along 39°00′N. lat to Cape May, New Jersey;
- Div. 6B—that portion of the statistical area lying to the west of 70°00'W. long and to the south of 39°00'N. lat and to the north and west of a line running westward along 37°00'N. lat to 76°00'W. long thence due south to Cape Henry, Virginia;
- Div. 6C-that portion of the statistical area lying to the south of Div. 6B;
- Div. 6D--that portion of the statistical area lying eastward of Div. 6B and 6C to 65°00'W. long;
- Div. 6E—that portion of the statistical area lying eastward of Div. 6D to 60°00'W. long;
- Div. 6F-that portion of the statistical area lying eastward of Div. 6E to 55°00'W. long;
- Div. 6G---that portion of the statistical area lying eastward of Div. 6F to 50°00'W. long;
- Div. 6H—that portion of the statistical area lying eastward of Div. 6G to 42°00'W. long.

F. Panel Membership

Member	Panels						
country	1	2	3	4	5	A	
Canada	_	1952	1951	1951	1951	1966	
Denmark	1951		1969		_	1966	
France	1953	1953	1953	1953			
Germany, Fed. Rep.	1957	1960	1968		_		
Iceland	1956	_	_				
Italy	1953*	1953*	1953¤	1953×	—	_	
			1960 ^ь	1960 ^ь			
Norway	1952	—	1968	—	-	1966	
Poland	1962	1962	1962	1968	1968		
Portugal	1953	1953	1953	1953	_		
Romania		_	_		1967		
Spain	1952	1954	1952	1952		_	
USSR	1958	1958	1958	1962	1962		
UK	1951	1960	1951				
USA	_	<u> </u>	1952	1951	1951		

(46 panel members as at 30 June 1969)

^aMembership to 1959.

^bMembership in 1960.

G. Annual Meetings

Meetings of the Commission have been held as follows:

1951—Washington, D.C., USA.

1952-St. Andrews, N. B., Canada.

1953—New Haven, Conn., USA.

1954-Halifax, N. S., Canada.

1955-Ottawa, Ont., Canada.

1956-Halifax, N. S., Canada.

1957-Estoril, Portugal.

1958—Halifax, N. S., Canada.

1959-Montreal, P.Q., Canada.

1960-Bergen, Norway.

1961-Washington, D.C., USA.

1962-Moscow, USSR.

1963-Halifax, N. S., Canada.

1964—Hamburg, Federal Republic of Germany.

1965-Halifax, N. S., Canada.

1966-Madrid, Spain.

1967—Boston, USA.

1968-London, UK.

1969-Warsaw, Poland.

1970-St. John's, Nfld., Canada.

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H. Commission Chairmen

In accordance with Convention Article II(3) and Commission Rules of Procedure No. 7, the Commission will elect a Chairman and Vice-Chairman to serve for a term of 2 years.

Past Chairmen of the Commission are listed below:

1951 - 52 - (1)	H. J. Deason, USA.
(2)	A. T. A. Dobson, UK.
1952–53–	J. L. Kask, USA.
1953–55—	S. Bates, Canada.
1955-57	T. de Almeida, Portugal.
1957–59—	K. Sunnanaa, Norway
1959-61(1)	A. J. Suomela, USA.
(2)	G. R. Clark, Canada.
1961-63-(1)	G. R. Clark, Canada.
(2)	K. Sunnanaa, Norway.
1963-65	K. Sunnanaa, Norway.
1965-67	T. A. Fulham, USA.
1967-69-	V. M. Kamentsev, USSR.
196971	A. W. H. Needler, Canada.

PUBLICATIONS

I. Publications

Annual Proceedings — published annually since Volume 1 for 1951. Contains the Commission's Administrative Report, Report of the Annual Meeting, Summaries of Research, and Status of Fisheries by Subareas.

- Statistical Bulletin published annually since Volume 1 for 1951. Contains complete eatch and effort statistics on the commercial fisheries of the Northwest Atlantic region.
- Research Bulletin published annually since Number 1 for 1964. Contains scientific contributions on the results of research important to the Commission's work.
- Special Publications published irregularly. Contains contributions to symposia on special subjects of concern to the Commission.

List of Fishing Vessels — published triennially since 1954. Contains a list of the vessels over 50 gross tons fishing in the Commission area. Data related to its fishing capabilities are included for each vessel. In 1965, a summary of fishing effort was also included.

Redbook — published annually in 3 parts. Part I contains the annual proceedings of the Commission's Standing Committee on Research and Statistics, Part II contains the annual report of researches carried out by each member country in the Commission area, and Part III contains papers selected from among those presented at each Annual Meeting.

*Limited distribution.

Sampling Yearbook — published annually. Contains length frequencies, age frequencies, and age-length keys from research and commercial eatches and landings of major commercial species made by research personnel of the member countries. aIC NAF Handbook — published in 1965 and revised in 1969. Contains the Articles of the International Convention for the Northwest Atlantic Fisheries, Rules of Procedure for the Commission and Panels, Financial Rules and Regulations, the Commission's Trawl Regulations, and other information.

^aLimited distribution.

PUBLICATIONS

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