COUNCIL REGULATION (EEC) No 1779/77

of 2 August 1977

laying down interim conservation and management measures for herring fishing in the Irish Sea

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 103 thereof,

Having regard to the proposal from the Commission,

Whereas, in the interests of a coherent conservation and management policy, appropriate measures must be adopted for all herring stocks; whereas measures complementary to those laid down for herring fishing in the Irish Sea in Council Regulation (EEC) No 1672/77 of 25 July 1977 laying down interim measures for the conservation and management of certain herring stocks should therefore be adopted (1);

Whereas the measures in question must be taken without delay in view of the risks which the current over-exploitation of fishery resources holds for Community supplies of certain species; whereas as an interim step measures complementary to those laid down in Regulation (EEC) No 350/77 (2), as last amended by Regulation (EEC) No 1417/77 (3), and in Regulation (EEC) No 1672/77 should be adopted on the basis of Article 103 of the Treaty, subject to their being included at a later date in the common agricultural policy;

Whereas Article 227 (5) (c) of the Treaty and Protocol 3 of the Act of Accession lay down the conditions under which the Treaty applies to the Isle of Man in particular,

HAS ADOPTED THIS REGULATION:

Article 1

Direct fishing for herring shall be prohibited for Community fishermen from 1 October to 19 November 1977 in the part of Division VII (a) (as defined by the International Council for the Exploration of the Sea) surrounding the Isle of Man and in that between the Isle of Man and the west coast of the United Kingdom.

This zone shall be delimited by a line running from Carmel Head (Anglesey) to the Chicken Rock Light (Calf of Man), thence running clockwise round the Isle of Man (at a distance of 12 miles from the baselines) as far as Point of Ayre (Isle of Man), then eastward to St Bees Head (United Kingdom).

Article 2

1. Without prejudice to Article 1 of this Regulation and Article 3 of Regulation (EEC) No 1672/77, the catch quotas allocated to each Member State on an annual basis for the direct fishing of herring in Division VII (a) (4) of the Irish Sea (as defined by the International Council for the Exploration of the Sea) shall be as follows for 1977:

France	190 tonnes
Ireland	1 000 tonnes
Netherlands	110 tonnes
United Kingdom	11 900 tonnes

2. Herring catches made in the zone referred to in paragraph 1 during the period from 1 January 1977 until the entry into force of this Regulation shall be counted against the quotas fixed under that paragraph.

Article 3

The Member States shall be authorized to catch herring as by-catches in the course of direct fishing for other species in the zone referred to in Article 2 up to a limit of 10 % by weight of catches of sprat and 5 % by weight of catches of Norwegian pout, of sand eels and other species during each voyage.

Such by-catches shall be counted against the quotas allocated to each Member State for that zone.

Article 4

The Member States shall take, as far as is possible, all necessary steps to ensure compliance with the provisions of this Regulation within the maritime waters under their sovereignty or jurisdiction, and covered by the Community rules on fisheries.

(1) OJ No L 186, 26. 7. 1977, p. 27.
(2) OJ No L 48, 19. 2. 1977, p. 28.
(3) OJ No L 160, 30. 6. 1977, p. 20.

(4) Except for the part bounded:
— on the north by latitude 52° 30' North,
— on the south by latitude 52° 00' North,
— on the west by the Irish coast,
— on the east by the coast of the United Kingdom.

The checks carried out by the Member States shall be reported at regular intervals to the Commission.

In each case they shall mention the type and the nationality of the vessel, any infringements recorded, and measures taken as a result.

Article 5

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities.*

It shall apply until the entry into force of the Community rules for the conservation and management of fishery resources or, at the latest, until 31 December 1977.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 August 1977.

For the Council

The President

H. SIMONET