COUNCIL REGULATION (EEC) No 1157/78

of 30 May 1978

laying down certain interim measures for the conservation and management of fishery resources applicable to vessels flying the flag of certain non-member countries in the 200 nautical mile zone off the coast of the French department of Guyana, for the period 1 June to 31 December 1978

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the Act of Accession,

Having regard to the proposal from the Commission,

Whereas the Council adopted, on 3 November 1976, a set of resolutions concerning certain external and internal aspects of the common fisheries policy;

Whereas in Regulation (EEC) No 1014/77 [1], the Council laid down, until 30 June 1977, certain interim measures for the conservation and management of fishery resources applicable to vessels flying the flag of certain third countries in the 200 mile zone situated off the coast of the French department of Guyana;

Whereas in Regulation (EEC) No 2971/77 [2] the Council last extended the arrangements established by Regulation (EEC) No 1014/77 until 31 January 1978;

Whereas in Regulation (EEC) No 205/78 [3] the Council adopted revised interim measures applicable to these waters, and in particular laid down specific limitations on the fishing activity of vessels not landing their catches in French Guyana to remain valid until 31 May 1978;

Whereas the abovementioned Regulations were adopted in order to establish interim measures pending negotiations between the Community and the countries concerned in order to conclude fishery agreements in the zone under consideration; whereas pending the conclusion of this examination further interim measures should be established;

Whereas the dependence of fishing vessels supplying the processing industry installed within the territory of the French department of Guyana on the resources of the waters of French Guyana has been increased by restrictions recently imposed in other waters, and a readjustment of quota allocations is therefore necessary;

Whereas this processing industry depends upon the landings of foreign vessels fishing in French Guyanan waters; whereas continued fishing by these vessels should therefore be ensured,

HAS ADOPTED THIS REGULATION:

Article 1

1. The only catches which vessels flying the flag of a third country shall be authorized to take during the period 1 June to 31 December 1978 in the fishing zone extending 200 nautical miles, situated off the coast of the French department of Guyana and covered by Community rules on fisheries, are laid down in the Annex.

2. The fishing quotas shall be granted subject to compliance with the conservation and surveillance measures and all other provisions governing fishing in the zones referred to in paragraph 1.

Article 2

1. Fishing within the fishing zone referred to in Article 1 shall be subject to the possession of a licence issued by the Commission on behalf of the Community, and to observance of the conditions set out in the licence.

These licences are issued to the authorities of the third countries concerned on demand within the limits indicated in paragraphs 2 and 3.

2. For fishing species other than shrimp, licences shall be issued for vessels fishing with long lines in accordance with the number laid down by country in paragraph 2 of the Annex.

3. For shrimp fishing licences may be issued:

(a) to the vessels which are under contract to land their catches in the French department of Guyana, the number of which is laid down by country in paragraph 3 of the Annex. These licences shall be valid from the date of issue until 31 December 1978;

(b) to vessels other than those referred to in subparagraph (a), on the basis of a fishing plan presented by the authorities of the country concerned and approved by the Commission which may not provide for a total number of fishing days for all of the vessels covered by the fishing plan which

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[1] OJ No L 123, 17. 5. 1977, p. 1.
[2] OJ No L 351, 31. 12. 1977, p. 3.
[3] OJ No L 29, 1. 2. 1978, p. 6.

exceeds the limit indicated in paragraph 4 of the Annex. The validity of each of the licences issued on the basis of a fishing plan shall be limited to the fishing period provided for in the plan.

4. Notwithstanding paragraph 3, all licences issued to the vessels of a third country shall cease to be valid as soon as it is established that the quota referred to in Article 1 is exhausted.

The Commission shall inform the authorities of the country concerned thereof.

5. Vessels licensed to fish shall keep a log book in which the following information is to be entered after each haul :

(a) the quantity (in kg) of each species caught ;
(b) the date and the time of the haul ;
(c) the geographical position in which the catches were made.

Article 3

When an application for a licence is submitted to the Commission the following information shall be supplied :

(a) name of vessel ;
(b) registration number ;
(c) external identification letters and numbers ;
(d) port of registration ;
(e) name and address of the owner or charterer ;
(f) gross tonnage and overall length ;
(g) engine power ;
(h) call sign and radio frequency ;
(i) intended method of fishing ;
(j) intended area of fishing ;
(k) species which it is intended to fish ;
(l) period for which a licence is requested.

Article 4

Each licence shall be valid for one vessel only. When several vessels are taking part in the same fishing operation, each vessel must be in possession of a licence.

Article 5

1. The licence holder shall comply with the conditions of the licence and shall communicate to the French authorities, in accordance with the said conditions, the information specified therein.

2. The French authorities shall immediately and directly communicate to the Commission the information referred to in paragraph 1.

Article 6

The French authorities shall take appropriate measures to ensure the implementation of Article 1, including the regular inspection of vessels.

Article 7

Where an infringement is duly established the French authorities shall, without delay, inform the Commission of the name of the vessel involved and details of any action they have taken.

Article 8

The validity of the licences issued by the Commission under paragraph 3 (a) of Article 2 of Regulation (EEC) No 205/78 is hereby extended until 30 June 1978.

Article 9

This Regulation shall enter into force on 1 June 1978.

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

Done at Brussels, 30 May 1978.

For the Council

The President

I. NØRGAARD

ANNEX

1. **Fishing possibilities for the period 1 June to 31 December 1978 :**

(a) *Species :*	Shrimps :	*Quantity (tonnes)*
Country :	Barbados :	65
	Guyana :	65
	Japan :	285
	Korea :	140
	Surinam :	65
	Trinidad and Tobago :	65
	United States of America :	1 465
(b) *Species :*	Tuna-like species :	
Country :	Japan Korea	
(c) *Species :*	Fish other than tuna-like species :	
Country :	Venezuela	

2. **Number of vessels referred to in Article 2 (2) :**

Japan :	5
Korea :	23
Venezuela :	20

3. **Vessels referred to in Article 2 (3) (a) :**

United States of America :	68
Japan :	10

4. **Maximum number of fishing days referred to in Article 2 (3) (b) :**

Barbados :	840
Guyana :	840
Japan :	905
Korea :	1 585
Surinam :	840
Trinidad and Tobago :	840
United States of America :	790