COUNCIL REGULATION (EEC) No 1851/78

of 25 July 1978

laying down certain conservation and management measures for common fishery resources off the West Greenland coast applicable in 1978 to vessels flying the flag of Canada

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament (1),

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

Whereas the Community and Canada have held consultations concerning their mutual fishing allocations for 1978;

Whereas during the consultations the delegations agreed to recommend to their authorities that they fix certain catch quotas for 1978 for vessels of the other party;

Whereas the Community must adopt in its fishing zone specific measures for the conservation and management of fishery resources applicable to vessels flying the flag of Canada,

HAS ADOPTED THIS REGULATION:

Article 1

1. The catches which vessels flying the flag of Canada are authorized to make in 1978 in the 200 nautical-mile fishing zones of the Member States off the West Greenland coast which are covered by Community rules on fisheries shall be limited to the quotas set out in Annex I.

2. Notwithstanding paragraph 1, unavoidable by-catches of a species for which no quota is established shall be permitted within the limits fixed in the conservation measures in force in the zone concerned.

3. By-catches in a given zone of a species for which a quota is established in that zone shall be counted against the quota concerned.

(1) OJ No C 182, 31. 7. 1978, p. 51.

Article 2

1. Vessels fishing under the quotas established in accordance with Article 1 shall comply with the conservation and control measures and all other provisions governing fishing activities in the zones referred to in Article 1 including the reporting procedures.

2. Vessels referred to in paragraph 1 shall keep a logbook in which the information specified in Annex IV shall be entered.

3. Vessels referred to in paragraph 1 shall transmit to the Commission, in accordance with the rules set out in Annex II, the information specified in that Annex.

4. The registration letters and numbers of the vessels referred to in paragraph 1 shall be clearly marked on both sides of the bow of the vessel.

Article 3

1. With effect from six weeks after the date of entry into force of this Regulation, fishing shall be subject to the holding on board of a licence issued by the Commission on behalf of the Community and to the observance of the conditions set out in such licence.

2. The Council shall, acting on a proposal from the Commission, establish the number of licences to be issued after consultations with the Canadian authorities so that they are commensurate with the quotas set out in Annex I.

Article 4

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

(a) name of the 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 for which it is intended to fish;

(l) period for which a licence is requested.

Article 5

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

Article 6

The competent authorities of the Member State concerned shall take appropriate steps, including the regular inspection of vessels, to ensure compliance with this Regulation.

Article 7

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

Article 8

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

It shall apply until 31 December 1978.

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

Done at Brussels, 25 July 1978.

For the Council

The President

J. ERTL

ANNEX I

Quotas

(tonnes)

Species	Quantity
Greenland halibut (Rheinhardtius hippoglossoides)	500 (1)
Round-nose grenadier (Coryphaenoides rupestris)	500 (1)
Deep-water prawn (Pandalus borealis)	650

(1) Deductions to be made for catches in the Canadian fishing zone.

ANNEX II

The information to be transmitted to the Commission and the timetable for its transmission are as follows:

1.1. On each occasion the vessel enters the ICNAF zones 0 + 1:

(a) Name of the vessel;

(b) Licence number;

(c) Identification number marked on the side of the vessel;

(d) Name of the captain;

(e) Radio call sign of the vessel;

(f) The quantity (in kg, round weight) of each species of fish in the hold;

(g) Planned activity including when and where fishing is to take place.

1.2. At weekly intervals, commencing on the seventh day after the vessel first enters the Greenland fishing zone:

(a) Name of the vessel;

(b) Licence number;

(c) Identification number marked on the side of the vessel;

(d) The present position of the vessel;

(e) Radio call sign of the vessel;

(f) The period covered by the report;

(g) Nominal catch (round weight) in the period for all species caught, specified by ICNAF zone and, for prawn fishing, by the sub-zones given in Annex III.

(h) Discards (round weight) specified by species;

(i) Transfers at sea: species, quantities (with specification of round weight or product weight) and the vessel to which it has been transferred;

(j) Date of the report;

(k) Name of the captain.

1.3. Before leaving the zone a final report corresponding to the one mentioned under point 1.2 must be given. This report must specify the total catches of the vessel by species and ICNAF zone and, for prawn fishing, by the sub-zones given in Annex III.

2.1. The information specified under point 1 shall be transmitted to the Commission of the European Communities in Brussels (telex address 21877 COMEU) via one of the radio stations listed under point 3 below and in the form specified under point 4.

2.2. If it is impossible for reasons of *force majeure* for the message to be transmitted by the vessel, it may be transmitted on the vessel's behalf by another vessel.

3.

Name of radio station	*Call sign of radio station*	
Prins Christians Sund	OZN	Central Godthåb
Julianehåb	OXF	
Godthåb	OXI	
Holsteinsborg	OYS	
Godhavn	OZM	

4. Form of communication.

Transmission of the information specified under point 1 shall be given in the order specified under points 1.1 and 1.2.

ANNEX III

Sub-zones

ICNAF 1 A (north of 69° 30′ N):	zone 1.
ICNAF 1 A (south of 69° 30′ N):	zone 2.
ICNAF 1 B (south of 68° 00′ N)+ 1C:	zone 3.
ICNAF 1 D, E, F:	zone 4.

ANNEX IV

The following details are to be entered in the log-book after each haul:

(a) the present position of the vessel;

(b) the quantity (in kg) of each species caught;

(c) the quantity (in kg) of the catch returned to the sea;

(d) the date and time of the beginning and end of the fishing operation;

(e) the ICNAF zone and, for prawn fishing, the sub-zone given in Annex III in which the catch has been made;

(f) gear used;

(g) total of each species caught since entry into the zone.

In addition, the contents of each transmission in accordance with Annex II shall be entered in the log-book.
