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(Acts whose publication is obligatory)

COUNCIL REGULATION (EEC) No 2334/86

of 21 July 1986

fixing catch possibilities for certain fish stocks and groups of fish stocks in the Regulatory Area as defined in the NAFO Convention

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 170/83 of 25 January 1983 establishing a Community system for the conservation and management of fishery resources (1), as amended by the Act of Accession of Spain and Portugal, and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas, under Article 2 of Regulation (EEC) No 170/83, it falls to the Council to prepare, in the light of the scientific advice and, in particular, of the report drawn up by the Scientific and Technical Fisheries Committee, the conservation measures necessary to achieve the aims set out in Article 1 of the said Regulation ;

Whereas the Community has signed the United Nations Convention on the Law of the Sea, which contains principles and rules relating to the conservation and management of the living resources of the sea ;

Whereas the Convention on the Future Multilateral Cooperation in the North-west Atlantic Fisheries, hereinafter referred to as the 'NAFO Convention', was approved by the Council in its Regulation (EEC) No 3179/78 (2) and entered into force on 1 January 1979 ;

Whereas, in the framework of its wider international obligations, the Community participates in efforts to conserve fish stocks arising in international waters ;

Whereas convention efforts should be assessed on the basis of relevant scientific data so as to permit the implementation of conservation measures suited to the biological situation of stocks and their foreseeable development depending on the various options for exploiting them ;

Whereas the present state of biological data as analysed by international scientific organizations and the conclusions which may be drawn therefrom should be taken as a basis for formulating choices regarding the management of stocks ;

Whereas the extent to which such stocks are fished by the fleets of the Member States should be viewed in the light of overall fishing activity, and the contribution made hitherto by the Community towards their conservation should be taken into account ;

Whereas, in accordance with Article 3 of Regulation (EEC) No 170/83, it falls to the Council to establish the total allowable catches (TACs) by stock or group of stocks, the share available for the Community and also the specific conditions under which the catches must be made ;

Whereas information on catches by Community vessels should be made available to the Member States concerned and to the Commission in order to ensure that those TACs are complied with,

HAS ADOPTED THIS REGULATION :

Article 1

1. Catches in 1986 of the species set out in Annex I by vessels flying the flag of a Member State in the regulatory area as defined in Article 1 (2) of the NAFO Convention shall be limited, within the parts of the regulatory area referred to in that Annex, to the quantities set out therein.

2. By-catches of the species set out in Annex I taken in areas in which no allocation for directed fishing is provided for by this Regulation shall not exceed, for each of the species on board set out in Annex I, 2 500 kilograms or 10 % by weight of the total catch, whichever is the greater.

(1) OJ No L 24, 27. 1. 1983, p. 1.
(2) OJ No L 378, 31. 12. 1978, p. 1.

Article 2

Member States and masters of vessels flying the flag of a Member State shall comply, as regards fishing in the waters referred to in Article 1, and without prejudice to Articles 3, 4 and 5, with the provisions of Articles 3 to 9 of Council Regulation (EEC) No 2057/82 of 29 June 1982 establishing certain control measures for fishing activities by vessels of the Member States [1], as last amended by Regulation (EEC) No 3723/85 [2].

Article 3

1. Vessels fishing in the area referred to in Article 1 (1) shall keep a log-book in which the information listed in Annex II shall be entered.

2. Vessels fishing in the area referred to in Article 1 (1) shall forward to the authorities of their flag State by the 16th day of each month in respect of the first half of that month and by the first day of each month in respect of the second half of the preceding month, reports on their catches in each part of that area. Such reports shall give catches in tonnes, by species and part of area, for the period covered by the report.

Article 4

1. Member States shall transmit regularly to the Commission reports of vessels flying their flag which have been made in accordance with Article 3 (2). Reports received in respect of the first half of each month shall be transmitted to the Commission by the 20th day of that month and those received in respect of the second half of each month shall be transmitted by the fifth day of the following month.

2. Member States shall transmit to the Commission by the 20th day of each month information concerning landings made during the previous month by vessels flying their flag fishing in the parts of the area referred to in Article 1 (1). For the period prior to the date of entry into force of this Regulation, such information shall be sent by the 20th day following that date.

Article 5

Member States shall inform the Commission of all vessels flying their flag which intend to engage in fishing or in the processing of sea-fish in the area referred to in Article 1 (1) at least 30 days before the intended commencement of such activity or, as the case may be, not later than the 20th day following the entry into force of this Regulation. This information shall include :

(a) name of the vessel ;

(b) official registration number of the vessel assigned by the competent national authorities ;

(c) home port of the vessel ;

(d) name of owner or charterer of the vessel ;

(e) a declaration that the master has been provided with a copy of the regulations in force in the regulatory area ;

(f) the principal target species of the vessel while fishing within the regulatory area ;

(g) the sub-areas where the vessel will be expected to fish.

Article 6

If the Commission has reason to believe, on the basis of information received from the Member States, that one of the quotas concerned has been fully utilized, it shall so inform the Member States, which shall take appropriate measures to ensure that fishing by vessels flying their flag for the stock in question shall cease forthwith.

Article 7

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

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

Done at Brussels, 21 July 1986.

For the Council

The President

G. HOWE

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[1] OJ No L 220, 29. 7. 1982, p. 1.
[2] OJ No L 361, 31. 12. 1985, p. 42.

ANNEX I

Stock			Member State	1986 quota (tonnes)
Species	Geographical regions	Zone		
Cod	North-west Atlantic	NAFO 2 J + 3 KL	Belgium	
			Denmark	
			Germany	
			Greece	
			Spain	
			France	
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	
			United Kingdom	
			Available for Member States	68 560 (1) (2)
			EEC total	68 560 (1) (2)
Cod	North-west Atlantic	NAFO 3 NO	Belgium	
			Denmark	
			Germany	
			Greece	
			Spain	
			France	
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	
			United Kingdom	
			Available for Member States	26 400 (2)
			EEC total	26 400 (2)
Cod	North-west Atlantic	NAFO 3 M	Belgium	
			Denmark	
			Germany	
			Greece	
			Spain	
			France	
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	
			United Kingdom	
			Available for Member States	7 500 (2)
			EEC total	7 500 (2)

Stock			Member State	1986 quota (tonnes)
Species	Geographical regions	Zone		
Squid *(Illex)*	North-west Atlantic	NAFO Sub-areas 3 + 4	Belgium	
			Denmark	
			Germany	
			Greece	
			Spain	
			France	
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	
			United Kingdom	
			Available for Member States	25 000 (1) (2)
			EEC total	25 000 (1) (2)
Capelin	North-west Atlantic	NAFO 3 NO	Belgium	
			Denmark	
			Germany	
			Greece	
			Spain	
			France	
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	
			United Kingdom	
			Available for Member States	
			EEC total	0

(1) Less any quantity taken by Community vessels in the parts of NAFO sub-areas falling within areas of national fisheries jurisdiction.
(2) Exclusively reserved for Member States which have traditionally fished in those waters.

ANNEX II

Items of information to appear in the log-book

Information	Code
Vessel name	01
Vessel nationality	02
Vessel registration number	03
Registration port	04
Type of gear used (daily)	10
Type of gear	2 (1)
Date :	
— day	20
— month	21
— year	22
Position :	
— latitude	31
— longitude	32
— statistical area	33
Number of hauls during the 24-hour period (2)	40
Number of hours gear-fished during the 24-hour period (2)	41
Species names	2 (1)
Daily catch of each species (tonnes live weight)	50
Daily catch of each species for human consumption in the form of fish	61
Daily catch of each species for reduction	62
Daily discard of each species	63
Place(s) of transhipment	70
Date(s) of transhipment	71
Master's signature	80

(1) Codes to be completed by one of the items of information given in the second part of this Annex.

(2) When two or more types of gear are used in the same 24-hour period, records should be separate for the different types.

Standard FAO abbreviations for main species

Abbreviation	Species	Abbreviation	Species
ALE	Alewife	MEN	Atlantic menhaden
ARG	Atlantic argentine	MIX	Mixed species
BUT	Atlantic butterfish	MOL	Molluscs
CAP	Capelin	PEL	Pelagic fish (not specified)
CAT	Wolffish (= catfish)	PLA	American plaice
COD	Atlantic cod	POK	Pollock (= saithe)
CRA	Crabs	RED	Atlantic redfish
CRU	Crustaceans	RNG	Roundnose grenadier
DOG	Dogfish	SAL	Atlantic salmon
FLW	Winter flounder	SAU	Atlantic saury
FLX	Flatfish (not specified)	SCA	Sea scallops
GHL	Greenland halibut	SHA	Sharks
GRC	Greenland cod	SHR	Shrimps
GRO	Groundfish (not specified)	SKA	Skate (not specified)
HAD	Haddock	SQU	Squid
HAL	Atlantic halibut	SWO	Swordfish
HER	Atlantic herring	SWX	Seaweed
HKR	Red hake	TUN	Tuna
HKS	Silver hake	URC	American sea urchin
HKW	White hake	USK	Cusk (= tusk)
INV	Shellfish (not specified)	VFF	Finfish (not specified)
LOB	Northern lobster	WIT	Witch flounder
MAC	Atlantic mackerel	YEL	Yellowtail flounder

Standard FAO abbreviations for gear

Abbreviations	Gear
OTB	Bottom otter trawl (side or stern not specified)
OTB 1	Bottom otter trawl (side)
OTB 2	Bottom otter trawl (stern)
OTM	Midwater otter trawl (side or stern not specified)
OTM 1	Midwater otter trawl (side)
OTM 2	Midwater otter trawl (stern)
PTB	Bottom pair trawl (two boats)
PTM	Midwater pair trawl (two boats)
—	Shrimp trawl (now included in bottom otter trawl categories)
SDN	Danish seines
SSC	Scottish seines
SPR	Pair seine (two boats)
SB	Beach seines
PS	Purse seines
GN	Gillnets (not specified)
GNS	Gillnets (set)
GND	Gillnets (drift)
LL	Longlines (set or drift not specified)
LLS	Longlines (set)
LLD	Longlines (drift)
LHP	Handlines and pole-lines
LHM	Handlines and pole-lines (mechanized)
LTL	Troll lines
FIX	Traps (not specified)
FPN	Uncovered pound nets
FPO	Covered pots and fyke nets
FWR	Barriers, fences, weirs, etc.
DRB	Boat dredges
DRH	Hand dredges (e.g. rakes and tongs)
HAR	Harpoons
MIS	Miscellaneous gears
NK	Gears not known