COUNCIL REGULATION (EEC) No 3951/88

of 11 December 1988

fixing catch possibilities for 1989 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, pursuant to Article 2 of Regulation (EEC) No 170/83, it falls to the Council to prepare, in the light of the available 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 Future Multilateral Cooperation in the Northwest 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 conservation 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 179/83, 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, in order to ensure effective management, the TACs available for the Community in 1989 should be fairly allocated among the Member States in accordance with Article 4 of the said Regulation;

Whereas the fishing activities covered by this Regulation are subject to the control measures provided for by Council Regulation (EEC) No 2241/87 of 23 July 1987 establishing certain control measures for fishing activities [3] and by Council Regulation (EEC) No 1956/88 of 9 June 1988 adopting provisions for the application of the scheme of joint international inspection adopted by the Northwest Atlantic Fisheries Organization [4],

[1] OJ No L 24, 27. 1. 1983, p. 1.
[2] OJ No L 378, 31. 12. 1978, p. 1.
[3] OJ No L 207, 29. 7. 1987, p. 1.
[4] OJ No L 175, 6. 7. 1988, p. 1.

HAS ADOPTED THIS REGULATION:

Article 1

1. Catches in 1989 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 quotas 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.

Article 2

In addition to complying with Articles 5, 6, 7 and 8 of Regulation (EEC) No 2241/87, skippers shall enter in the logbook the information listed in Annex II.

In complying with Article 9 of that Regulation, Member States shall also inform the Commission of catches of species not subject to quota.

Article 3

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 in entry into force of this Regulation. This information shall include:

(a) name of 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 4

This Regulation shall enter into force on 1 January 1989.

It shall apply until 31 December 1989.

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

Done at Brussels, 11 December 1988.

For the Council

The President

Y. POTTAKIS

ANNEX I

Stock			Member State	1989 quota (tonnes)
Species	Geographical regions	Division		
Cod	North-west Atlantic	NAFO 2 J + 3 KL	Belgium	
			Denmark	
			Germany	21 700
			Greece	
			Spain	22 560
			France	3 350
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	35 250
			United Kingdom	940
			Available for Member States	
			EEC Total	84 000
Cod	North-west Atlantic	NAFO 3 NO	Belgium	
			Denmark	
			Germany	50
			Greece	
			Spain	21 860
			France	350
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	4 120
			United Kingdom	20
			Available for Member States	
			EEC Total	26 400
Cod	North-west Atlantic	NAFO 3 M	Belgium	
			Denmark	
			Germany	
			Greece	
			Spain	
			France	
			Ireland	
			Italy	
			Luxembourg	
			Netherlands	
			Portugal	
			United Kingdom	
			Available for Member States	
			EEC Total	0

Stock			Member State	1989 quota (tonnes)
Species	Geographical regions	Division		
Redfish	North-west Atlantic	NAFO 3 M	Belgium Denmark Germany Greece Spain France Ireland Italy Luxembourg Netherlands Portugal United Kingdom Available for Member States	
			EEC Total	12 000
Redfish	North-west Atlantic	NAFO 3 LN	Belgium Denmark Germany Greece Spain France Ireland Italy Luxembourg Netherlands Portugal United Kingdom Available for Member States	
			EEC Total	20 000
American plaice	North-west Atlantic	NAFO 3 M	Belgium Denmark Germany Greece Spain France Ireland Italy Luxembourg Netherlands Portugal United Kingdom Available for Member States	
			EEC Total	3 000

Stock			Member State	1989 quota (tonnes)
Species	Geographical regions	Division		
American plaice	North-west Atlantic	NAFO 3 LNO	Belgium Denmark Germany Greece Spain France Ireland Italy Luxembourg Netherlands Portugal United Kingdom Available for Member States	
			EEC Total	6 820
Witch	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	4 000
Yellowtail	North-west Atlantic	NAFO 3 LNO	Belgium Denmark Germany Greece Spain France Ireland Italy Luxembourg Netherlands Portugal United Kingdom Available for Member States	
			EEC Total	1 670

Stock			Member State	1989 quota (tonnes)
Species	Geographical regions	Division		
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	700
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	
;			EEC Total	25 000

ANNEX II

Items of information to appear in the logbook

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
ALE	Alewife
ARG	Atlantic argentine
BUT	Atlantic butterfish
CAP	Capelin
CAT	Wolffish (= catfish)
COD	Atlantic cod
CRA	Crabs
CRU	Crustaceans
DOG	Dogfish
FLW	Winter flounder
FLX	Flatfish (not specified)
GHL	Greenland halibut
GRC	Greenland cod
GRO	Groundfish (not specified)
HAD	Haddock
HAL	Atlantic halibut
HER	Atlantic herring
HKR	Red hake
HKS	Silver hake
HKW	White hake
INV	Shellfish (not specified)
LOB	Northern lobster
MAC	Atlantic mackerel

Abbreviation	Species
MEN	Atlantic menhaden
MIX	Mixed species
MOL	Molluscs
PEL	Pelagic fish (not specified)
PLA	American plaice
POK	Pollock (= saithe)
RED	Atlantic redfish
RNG	Roundnose grenadier
SAL	Atlantic salmon
SAU	Atlantic saury
SCA	Sea scallops
SHA	Sharks
SHR	Shrimps
SKA	Skate (not specified)
SQU	Squid
SWO	Swordfish
SWX	Seaweed
TUN	Tuna
URC	American sea urchin
USK	Cusk (= tusk)
VFF	Finfish (not specified)
WIT	Witch flounder
YEL	Yellowtail founder

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 gear
NK	Gear not known