

REGULATIONS AMENDING THE REGULATIONS RELATING TO FISHING BY VESSELS FLYING THE GREENLAND FLAG IN THE ECONOMIC ZONE OF NORWAY IN 2002

On 31 May 2002, pursuant to sections 4 and 6 of the Act of 17 December 1976 No. 91 relating to the Economic Zone of Norway, cf section 13 of the Regulations of 13 May 1977 relating to fishing and hunting operations by foreign nationals in the Economic Zone of Norway, cf the Ministry of Fisheries' decision of 16 October 2000 concerning delegation of authority to lay down annual regulations after concluding quota agreements with other countries, and section 4 of the Royal Decree of 23 May 1980 relating to the establishment of a fisheries zone around Jan Mayen, the Directorate of Fisheries laid down the following regulations:

I

The Regulations of 21 February 2002 relating to fishing by vessels flying the Greenland flag in the Economic Zone of Norway in 2002 shall be amended as follows:

§ 3 (amended) shall read as follows:

§ 3. Quotas north of 62° N allocated by Russia

Notwithstanding the prohibition of section 1, it is permitted for vessels flying the Greenland flag to catch the following quantities of fish allocated to Greenland by Russia in the Economic Zone of Norway:

- a) 2 360 tonnes of cod
- b) 520 tonnes of haddock.

II

These regulations enter into force immediately.

The amended regulations read as follows:

REGULATIONS RELATING TO FISHING BY VESSELS FLYING THE GREENLAND FLAG IN THE ECONOMIC ZONE OF NORWAY IN 2002

On 21 February 2002, pursuant to sections 4 and 6 of the Act of 17 December 1976 No. 91 relating to the Economic Zone of Norway, cf section 13 of the Regulations of 13 May 1977 relating to fishing and hunting operations by foreign nationals in the Economic Zone of Norway, cf the Ministry of Fisheries' decision of 16 October 2000 concerning delegation of authority to lay down annual regulations after concluding quota agreements with other countries, and section 4 of the Royal Decree of 23 May 1980 relating to the establishment of a fisheries zone around Jan Mayen, the Directorate of Fisheries laid down the following regulations:

CHAPTER I. GENERAL PROVISIONS

§ 1. General prohibition

It is prohibited for vessels flying the Greenland flag to engage in fishing or hunting operations in the Economic Zone of Norway between 12 and 200 nautical miles from the baselines.

CHAPTER 2. FISHING IN THE ECONOMIC ZONE OF NORWAY NORTH OF 62° N

§ 2. Quotas north of 62° N

Notwithstanding the prohibition of section 1, it is permitted for vessels flying the Greenland flag to catch the following quantities of fish in the Economic Zone of Norway north of 62° N between 12 and 200 nautical miles from the baselines:

- a) 1 700 tonnes North-East Arctic cod,
- b) 330 tonnes North-East Arctic haddock
- c) 950 tonnes North-East Arctic saithe
- d) 150 tonnes other species as bycatches, including red-fish and Greenland halibut.

On application from Greenland to the Norwegian fisheries authorities, and subject to Russian approval, vessels from Greenland may take part of the cod and haddock quotas allocated to Greenland by Russia in the Economic Zone of Norway north of 62° N.

§ 3. Quotas north of 62° N allocated by Russia

Notwithstanding the prohibition of section 1, it is permitted for vessels flying the Greenland flag to catch the following quantities of fish allocated to Greenland by Russia in the Economic Zone of Norway:

- a) 2 360 tonnes cod
- b) 520 tonnes haddock.

§ 4. Fishing in an adjacent area of the Barents Sea

All catches in the area specified in section 1 of the provisional Regulations of 11 January 1978 No. 5 relating to fishing and hunting operations by foreign nationals in an adjacent area of the Barents Sea bordering on the mainland coasts of Norway and Russia shall be reported to the Directorate of Fisheries.

Catches in the area mentioned in the first paragraph are considered to constitute part of the quotas allocated for the Norwegian and Russian areas of jurisdiction, equal proportions being assigned to each of the two countries

§ 5. Prohibition against fishing with a cod trawl or small-meshed trawl

It is prohibited to fish with a cod trawl (135 mm) in the Economic Zone of Norway in an area delimited by straight lines through the following coordinates:

1. 66° 30' N 06° 59' E
2. 66° 21' N 06° 44' E
3. 65° 43' N 06° 00' E
4. 65° 20' N 06° 00' E
5. 65° 20' N 05° 30' E
6. 66° 00' N 05° 30' E
7. 66° 30' N 06° 34.27' E
8. 67° 10' N 08° 00' E
9. 67° 10' N 08° 35' E
10. 67° 00' N 08° 18' E
11. 66° 50' N 08° 09' E

It is prohibited to fish with a cod trawl (120 mm) in the Economic Zone of Norway in an area delimited by straight lines through the following coordinates:

1. 62° 36' N 03° 00' E
2. 62° 10' N 01° 15' E (at the outer limit of the Economic Zone of Norway)
3. 62° 40' N 00° 52' E (at the outer limit of the Economic Zone of Norway)
4. 63° 00' N 03° 00' E from there a straight line southwards to position 1.

§ 6. Bycatches of red-fish

During fishing for other species, an intermixture of up to 25 per cent by weight of red-fish is permitted in each catch and in the catch landed.

§ 7. Bycatches of Greenland halibut

During fishing for other species, an intermixture of Greenland halibut of up to 7 per cent is permitted at the end of fishing operations in the Economic Zone of Norway north of 62° N and in the catch landed. Nevertheless, a bycatch by weight of Greenland halibut of up to 12 per cent is permitted in each catch.

§ 8. Easter closure

It is prohibited to fish cod, haddock and saithe in the Economic Zone of Norway north of 62° N in the following period:

From Saturday 23 March at 1700 hours to Monday 1 April at 1600 hours. For trawlers and vessels fishing with purse seines, the closure period extends to Tuesday 2 April at 1000 hours.

North of 70° 20' N, the prohibition applies only within 12 nautical miles of the baselines.

During the Easter closure period it is prohibited to take bycatches of the said species in the area covered by the closure.

CHAPTER 3. FISHING OPERATIONS FOR NORWEGIAN SPRING-SPAWNING HERRING IN THE ECONOMIC ZONE OF NORWAY SOUTH OF 62° N

§ 9. Quotas south of 62° N

Notwithstanding the prohibition of section 1, vessels flying the Greenland flag are permitted to catch 1 100 tonnes of cod, haddock, saithe and other demersal fish species in the Economic Zone of Norway south of 62° N between 12 and 200 nautical miles from the baselines.

As part of the quantity mentioned in the first paragraph, vessels flying the Greenland flag are permitted to catch up to 100 tonnes of cod and up to 1 000 tonnes of saithe.

CHAPTER 4. MISCELLANEOUS PROVISIONS

§ 10. Calculation of catch quantities

All catch quantities shall be calculated as live weight.

§ 11. Penalties and confiscation

Any wilful or negligent contravention of provisions set out in or issued pursuant to these regulations is subject to a penalty and confiscation pursuant to sections 8 and 9 of the Act of 17 December 1976 No. 91 relating to the Economic Zone of Norway. Complicity or an attempt to contravene the said provisions is subject to the same penalty

§ 12. Entry into force

These regulations enter into force immediately and apply up to and including 31 December 2002.