

Translation

No. 7

26 January 1999

Executive Order on EU fishing for ground fish in the Faroese Fisheries Zone

With the authority in Article 25 of Act No. 28 from 10 March, 1994 on Fishery the Faroese Government, has decided:

Article 1

In conformity with the mutual Agreement on fisheries between the Faroe Islands and the European Community, ships, which are registered and based in the EU countries, are permitted to carry out fishing in the Faroese fishing Zone (ICES AREA Vb) outside 12 nautical miles from the base lines and in conformity with these rules which are established in this Executive Order.

2. 26 named trawlers, although not more than 13 trawlers at any one time, not exceeding 180 feet in length, may be permitted to fish between 12 nautical miles and 21 nautical miles from the base lines. 70 named trawlers, although not more than 26 trawlers at any one time, may be permitted to fish outside 21 nautical miles from the base lines. Also 10 named long-liners may be permitted to fish outside 12 nautical miles from the base lines, although not more than 6 ships at any one time.

3. Fishing with any trawl, Danish seine or similar net is not permitted in the areas and periods outlined below:

a. In the periode from 1 January to 31 December, both days included, on the Faroe Bank within lines drawn between the following 7 point and in this order:

1. 60°50'00''N 07°57'00''W
2. 61°03'00''N 07°57'00''W
3. 61°15'30''N 08°16'00''W
4. 61°13'20''N 08°42'12''W
5. 61°00'00''N 09°11'00''W
6. 60°48'40''N 09°25'00''W
7. 60°24'00''N 09°07'00''W

however, in the periode from 1 September to 31 May, both days included, fishing are permitted within following points:

1. 60°50'00''N 07°57'00''W
2. 60°57'20''N 07°57'00''W
3. 60°45'40''N 08°37'00''W
4. 60°36'30''N 08°45'00''W
5. 60°26'00''N 09°08'25''W
6. 60°24'00''N 09°07'00''W

This ban does not include direct fishing for herring and mackerel by purse seine.

- b. From 20 January to 1 March, both days included, within lines drawn between following points:
1. 61°10'00''N 09°35'00''W
 2. 61°35'00''N 09°35'00''W
 3. 61°35'00''N 09°20'00''W
 4. 61°28'00''N 09°20'00''W
 5. 61°10'00''N 09°28'00''W
- c. All year 12 nautical miles from the base lines within lines drawn between following points and in this order:
1. 61°44'48''N 07°43'18''W
 2. 61°32'48''N 08°20'30''W
 3. 61°49'00''N 08°41'48''W
 4. 61°57'00''N 08°16'30''W
 5. 61°57'00''N 07°59'30''W
- d. All year 12 nautical miles from the base lines and within lines drawn between following points and in this order:
1. 62°26'05''N 07°30'00''W
 2. 62°30'00''N 07°30'00''W
 3. 62°30'00''N 08°00'00''W
 4. 62°35'00''N 08°00'00''W
 5. 62°47'00''N 07°12'05''W
 6. 62°47'00''N 06°30'00''W
 7. 62°35'00''N 06°30'00''W
- e. From 1 April to 31 January, both days included, 12 nautical miles from the base lines and within lines drawn between following points:
1. 62°25'00''N 05°52'00''W
 2. 62°25'00''N 05°16'00''W
 3. 62°03'00''N 05°18'00''W
 4. 62°03'00''N 05°50'00''W
 5. 62°00'00''N 05°50'00''W
 6. 62°00'00''N 05°57'05''W
- f. All year 12 nautical miles from the base lines and within lines drawn between following points and in this order:
1. 61°12'00''N 06°22'00''W
 2. 61°00'00''N 06°22'00''W
 3. 60°56'00''N 06°09'00''W
 4. 60°45'00''N 06°13'00''W
 5. 60°45'00''N 06°36'00''W
 6. 61°27'00''N 07°30'00''W
 7. 61°32'30''N 07°27'00''W
- g. All year 12 nautical miles from the base lines and within lines drawn between following points and in this order:
1. 61°37'00''N 07°33'00''W

2. 61°30'00''N 07°45'00''W
3. 61°26'00''N 07°45'00''W
4. 61°26'48''N 07°49'12''W
5. 61°27'18''N 08°04'00''W
6. 61°29'00''N 08°10'00''W
7. 61°30'30''N 08°13'00''W
8. 61°34'30''N 08°15'00''W
9. 61°36'00''N 08°10'00''W
10. 61°31'30''N 07°56'00''W
11. 61°41'00''N 07°38'30''W

- h. In the periode from 1 January to 31 December, both days included, between 12 and 19 nautical miles from the base lines between the latitude 61°57'00''N and 315° true from Barðinum (62°08'48''N 07°26'00''W).
- i. In the periode from 1 January to 31 December, both days included, between 12 and 19 nautical miles from the base lines between 315° true from Barðinum (62°08'48''N 07°26'00''W) and within lines drawn between following points and in this order:
1. 62°30'00''N 07°45'00''W
 2. 62°30'00''N 07°30'00''W
 3. 62°26'05''N 07°30'00''W
- for fishing vessels with the engine power of 500 HP or more. Pairtrawling or use of twin-trawl is not permitted.
- j. In the periode from 1 January to 31 December, both days included, between 12 and 16 nautical miles from the base lines and between the longitude 06°30'00''W and the latitude 62°25'00''N for fishing vessels with the engine power of 500 HP or more. Pairtrawling or use of twin-trawl is not permitted.
- k. In the periode from 1 January to 31 December, both days included, within lines drawn between following points and in this order:
1. 60°54'00''N 06°04'00''W
 2. 60°51'00''N 06°04'00''W
 3. 60°51'00''N 05°56'00''W
 4. 60°54'00''N 05°56'00''W
- l. In the periode from 1 January to 31 December, both days included, within lines drawn between following points and in this order:
1. 60°26'00''N 06°32'00''W
 2. 60°35'00''N 06°35'00''W
 3. 60°35'00''N 06°09'00''W
 4. 60°26'00''N 06°10'00''W
- m. In the period February 1 to June 1, both days included, between the longitude 06°30'00''W and the longitude 06°00'00''W from 16 nautical miles from the base lines and to a line drawn between 62°44'00''N - 06°30'00''W and 62°37'00''N - 06°00'00''W.
- o. All year, within lines drawn between following points and in this order:

1. 61°12'00"N - 06°22'00"W
2. 61°00'00"N - 06°22'00"W
3. 60°56'00"N - 06°09'00"W

p. All year, north of Skeivabanka, within lines drawn between following points and in this order:

1. 61°36'00"N - 08°10'00"W
2. 61°31'30"N - 07°56'00"W
3. 61°41'00"N - 07°38'30"W
4. 61°44'48"N - 07°43'18"W

for fishing vessels with the engine power of 500 HP or more. Pairtrawling or use of twintrawl is not permitted.

r. All year within lines drawn between following points and in this order:

- 1) 61°37'00"N 07°33'00"W
- 2) 61°30'00"N 07°45'00"W
- 3) 61°26'00"N 07°45'00"W
- 4) 61°25'25"N 08°01'00"W
- 5) 61°32'48"N 08°20'30"W
- 6) 61°36'00"N 08°10'00"W
- 7) 61°31'30"N 07°56'00"W
- 8) 61°41'00"N 07°38'30"W

s. All year, south of Skeivabanka, within lines drawn between following points and in this order:

1. 61°37'00"N - 07°33'00"W
2. 61°30'00"N - 07°45'00"W
3. 61°26'00"N - 07°45'00"W
4. 61°27'00"N - 07°30'00"W
5. 61°32'30"N - 07°27'00"W

for fishing vessels with the engine power of 500 HP or more. Pairtrawling or use of twintrawl is not permitted.

4. Despite the regulations contained in this Article, paragraphs 1, 2 and 3, 8 named trawlers, registered and based in EU countries, will be permitted to fish exclusively for cod and haddock outside 12 nautical miles from the base lines in the area south of 62°28'N and east of 06°30'W, although not more than 4 trawlers at any one time. However, in the periods from 1 March to the 31 May, and 1 October to 31 December, all days included, trawlers longer than 180 feet may fish in the area between 12 and 21 nautical miles from the base lines between 61°20'N and 62°00'N east of the Faroes. Vessels fishing exclusively for cod and haddock according to this paragraph must inform the Faroese Inspection and Rescue Service when they begin and cease such fishing, and also when a change is made over to other fishing activity in the Faroese fisheries zone. Vessels which have carried out other fishing activity in the Faroese fisheries zone must inform the Inspection and Rescue Service of the various species and amount of these caught, before they commence fishing exclusively for blue ling, according to Article 2. Similarly, vessels fishing exclusively for cod and haddock must also report their catches daily, specifying species and amount caught.

Article 2

Conditions for fishing activity according to the regulations in Article 1 and 2 are as follows:

1. that the ship has a fishing license;
2. that, before fishing activity begins, the Inspection and Rescue Service is informed of the name of the captain, the name of the ship, the registration number and radio call signal, the port registration letter and number, the size of the ship, its gross and net tonnage, propulsion power and mode of catch;
3. that the ship informs the Inspection and Rescue Service when it enters the Faroese fisheries zone, position and states its intended catch;
4. that the ship reports the number of trawls with permitted mesh size, as well as the number of whole trawls and parts of trawls such as bellies, cod-ends and net pieces with mesh sizes smaller than the permitted size;
5. that the ship reports any catch which it has prior to entry of the Faroese fisheries zone, specifying species and amount;
6. that every morning at 07:00 UTC the ship reports its position and catches (in kilograms) of each species taken within in the last 24 hours to the Inspection and Rescue Service; and
7. that the ship informs the Inspection and Rescue Service when it leaves the Faroese fisheries zone, position and at the same time gives an estimate of the size of the catch of each separate species taken;
8. that informations are given over telex 81327, over Tórshavn Radio or to telefax 31 39 81.

Article 3

No ship may use any kind of trawl, Danish seine or similar net which is hauled through the sea, which in any part has meshes smaller than 135 mm. It is not permitted to tighten the cod end, but in order to avoid wear and tear it is permitted to add material to the underside of the cod end, but this should only be attached to the front or sides of the cod end.

2. Following exception to the regulation in paragraph 1 will be made: that a maximum of 22 ships at the same time will be permitted to use trawls, Danish seine or similar nets with meshes from 120 mm and larger when fishing for saithe. Also an exception will be made

such that trawlers fishing exclusively for saithe may be permitted to use round straps, where the space between each strap is at least 1 metre, and the straps are made of the same material as the cod-line on the cod end, and the straps are not shorter than 50 percent of the girth of the cod end, measured, with meshes stretched, across the cod end at the point where the round straps are attached to the cod end. Ships must inform the Inspection and Rescue Service when they begin and end fishing activity according to these exceptions, and also when they change from or to another fishing activity. Fishing exclusively for saithe is fishing where at least 85 percent of the catches at any time are saithe.

3. Fishing gear which does not conform to the measurements outlined in paragraphs 1 and 2 must be kept separate in a special compartment designated for the stowing of such gear.

4. The mesh size must be such that when the mesh of a wet is stretched diagonally lengthwise, a flat gauge, 2 mm thick and of the prescribed measurement, must be able to pass easily through the net, cf. regulations on the measuring of meshes.

Article 4

When ships enter areas where they are not permitted to fish, all fishing gear must be stowed away in its normal place and the trawl wires unshackled.

Article 5

Fish which does not meet with the below mentioned measures, measured from the tip of the head to the end of the tail, is fish below measure. Discarding of any fish is not allowed.

	cm
Cod (<i>Gadus morhua</i>)	40
Haddock (<i>Melanogrammus aeglefinus</i>)	37
Plaice (<i>Pleuronectes platessa</i>)	40
Witch (<i>Glyptocephalus cynoglossus</i>)	28
Lemon Sole (<i>Microstomus kitt</i>)	30
Halibut (<i>Hippoglossus hippoglossus</i>)	45
Herring (<i>Clupea harengus</i>)	22
Megrim (<i>Lepidorhombus whiffiagonis</i>)	25
Salmon (<i>Salmo salar</i>)	60
Whiting (<i>Merlangius merlangus</i>)	30
Redfish (<i>Sebastes marinus</i>)	30
Redfish (<i>Sebastes mentella</i>)	30
Blue Ling (<i>Molva dipterygia</i>)	60
Ling (<i>Molva molva</i>)	60
Tusk (<i>Brosme brosme</i>)	40
Grenadier (<i>Coryphaenoides rupestris</i>)	40
Greater Silver Smelt (<i>Argentina silus</i>)	28
Monk (<i>Lophius piscatorius</i>)	50
Saith (<i>Pollachius virens</i>)	45
Greenland Halibut (<i>Rheinhardtius hippoglossoides</i>)	35
Mackerel (<i>Scomber scombrus</i>)	30

2. Despite the regulations stated in Article 6, subsect. 1, it is allowed to have 20% mackerel below measure in the catch.

Article 6

6(7)

Breaches of the regulations in this Executive Order will be subjected in conformity with the Act on Fishery.

Article 7

This Executive Order takes effect on the next day after the announcement and will replace the Executive Order no. 13 of 26 January 1995, amended by Executive Order no. 45 of 17 April 1996 and Executive Order no. 9 of 20 January 1997.

Department of Fisheries, 26 January 1999

Jørgen Niclasen (sign.)
Minister of Fisheries

/Heðin Weihe (sign.)