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Rates of compensation for damage caused to fish stocks and aquatic plants, calculation bases and methodology, and the form of the damage calculation act

Adopted on 19.06.2015 No. 67

The Regulation is established on the basis of Section 73 (3) of the Fishing Act .

§ 1. Rates of compensation for damage caused to fish stocks and aquatic plants

The rates of compensation for damage caused to fish stocks and aquatic plants, except in the case specified in subsection 5 of § 73 of the Fishing Act, are specified in Appendix 1.

§ 2. Basis and methodology for calculating the damage caused to fish stocks and aquatic plants

(1) The amount of damage caused to fish stocks and aquatic plants is calculated in the case specified in § 73 subsection 1 of the Fisheries Act and according to the compensation rates specified in Appendix 1 or § 73 subsection 5 of the Fisheries Act according to the number of specimens, if the number of specimens can be determined, or according to the weight in kilograms, if the number of specimens is not possible or reasonable to determine.

(2) To calculate the amount of damage to a fish species or aquatic plant, the number or quantity of individuals for the respective species is multiplied by the compensation rate established in Appendix 1 or § 73 subsection 5 of the Fishing Act.

(3) To calculate the amount of damage caused to a fish species in the cases specified in § 73 subsection 6 of the Fishing Act, the amount of damage caused to the fish species is multiplied by the corresponding rate specified in § 73 subsection 6 of the Fishing Act.

(4) The amount of damage caused to fish stocks and aquatic plants is calculated by summing up the damage caused to all species.

§ 3. Completion of the act of calculating the damage caused to fish stocks and aquatic plants

(1) Regarding the amount of damage caused to fish stocks and aquatic plants, the competent official of the institution specified in subsection 1 of § 63 of the Fishing Act prepares an act in accordance with the form given in Appendix 2.

(2) In the line of the act "Manner, time and place of causing damage" it is indicated by which activity, where and when the damage was caused to the stock of fish or aquatic plants.

(3) The amount of damage caused to fish stocks and aquatic plants is calculated by the competent official of the institution specified in § 63 subsection 1 of the Fishing Act according to the table given in point 6 of Appendix 2 (hereinafter the *table*).

(4) In the column "Amount of damage" of the table, the amount of damage caused to fish stocks and aquatic plants by species is indicated, in the box "Remarks" other important circumstances and in the line "Total damage" the total amount of damage caused to fish stocks is indicated.

§ 4. Revocation of the regulation

Regulation No. 122 of the Government of the Republic of September 29, 2011 "Rates of compensation for damage caused to fish stocks, basis of calculation and methodology and form of the act for calculating damage caused to fish stocks" is declared invalid.

§ 5. Entry into force of the regulation

The regulation enters into force on July 1, 2015.

Sven Mikser
Minister of Defense acting as Prime Minister

Marko Pomerants
Minister of the Environment

Heiki Loot
State Secretary

Appendix 1 Rates of compensation for damage to fish stocks and aquatic plants

Appendix 2 Act for calculating the damage caused to fish stocks and aquatic plants