

## COUNCIL REGULATION (EC) No 51/1999

of 18 December 1998

allocating, for 1999, certain catch quotas between Member States for vessels fishing in the Norwegian exclusive economic zone and the fishing zone around Jan Mayen

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 3760/92 of 20 December 1992 establishing a Community system for fisheries and aquaculture <sup>(1)</sup>, and in particular Article 8(4) thereof,

Having regard to the proposal from the Commission,

Whereas the Community and Norway have held consultations on their mutual fishing rights for 1999, and in particular the allocation of certain catch quotas to Community vessels in the Norwegian fishing zone;

Whereas, in accordance with Articles 96 and 124 of the 1994 Act of Accession, fisheries agreements concluded by the Republic of Finland and the Kingdom of Sweden with third countries are managed by the Community;

Whereas, in accordance with the procedure provided for in the Agreement on fisheries between the Kingdom of Sweden and the Kingdom of Norway of 9 December 1976, the Community, on behalf of Sweden, has held consultations with Norway concerning their fishing rights for 1999;

Whereas, to ensure efficient management of the catch possibilities available, they should be allocated among the Member States as quotas in accordance with Article 8 of Council Regulation (EEC) No 3760/92;

Whereas the fishing activities covered by this Regulation are subject to the control measures provided for by Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy <sup>(2)</sup>;

<sup>(1)</sup> OJ L 389, 31.12.1992, p. 1. Regulation as last amended by Regulation (EC) No 1181/98 (OJ L 164, 9.6.1998, p. 1).

<sup>(2)</sup> OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 2205/97 (OJ L 304, 7.11.1997, p. 1).

Whereas no agreement has been reached with Norway on whether the catch possibilities available should be subject to the provisions of Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas <sup>(3)</sup>;

Whereas, for imperative reasons of common interest, this Regulation will apply from 1 January 1999,

HAS ADOPTED THIS REGULATION:

*Article 1*

From 1 January to 31 December 1999, vessels flying the flag of a Member State are hereby authorised to make catches:

- in waters falling within the Norwegian exclusive economic zone north of 62°00' N or within the fishing zone around Jan Mayen, and within the quota limits set out in Annex I;
- in waters falling within the Norwegian exclusive economic zone south of 62° 00' N, and within the quota limits set out in Annex II.

*Article 2*

Fishing quotas set out in Annexes I and II shall not be subject to the conditions laid down in Articles 2, 3 and 5(2) of Regulation (EC) No 847/96.

*Article 3*

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

It shall apply from 1 January 1999.

<sup>(3)</sup> OJ L 115, 9.5.1996, p. 3.

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

Done at Brussels, 18 December 1998.

*For the Council*

*The President*

W. MOLTERER

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## ANNEX I

## Allocation of Community catch quotas in Norwegian waters for 1999, as referred to in Article 1

*(Norwegian waters north of 62° 00' N)**(in metric tonnes, fresh round weight)*

Species	ICES division	Community catch quotas	Quotas allocated to Member States	
Cod	I, II	19 870	France	2 203
			Germany	2 402
			United Kingdom	9 315
			Spain	2 678
			Portugal	2 678
			Ireland	297
			Greece	297
Haddock	I, II	1 700	France	219
			Germany	363
			United Kingdom	1 118
Saithe	I, II	3 100	France	399
			Germany	2 480
			United Kingdom	221
Redfish	I, II	3 500 <sup>(1)</sup>	France	220
			Germany	1 880
			United Kingdom	400
			Spain	190
			Portugal	810
Greenland halibut	I, II	100	Germany	50
			United Kingdom	50
Blue whiting	II	1 000	France	500
			Germany	500 <sup>(3)</sup>
Other species (as by-catches)	I, II	450	France	60
			Germany	150
			United Kingdom	240
Mackerel	II a	12 020 <sup>(2)</sup>	Denmark	12 020

<sup>(1)</sup> Should Norway implement a prohibition against a directed fishery for redfish in areas north of 70° N, such a restriction shall also apply to Community vessels fishing under this quota.

<sup>(2)</sup> Of which 12 020 tonnes may be fished in area ICES division IV a, and Norway may fish up to 60 000 tonnes in the same area from the TAC fixed for the area north of 62° 00' N.

<sup>(3)</sup> *Ad hoc* solution for 1999.

## ANNEX II

## Allocation for Community catch quotas in Norwegian waters for 1999, as referred to in Article 1

*(Norwegian waters south of 62° 00'N)**(in metric tonnes, fresh round weight)*

Species	ICES division	Community catch quotas	Quotas allocated to Member States
Norway pout <sup>(1)</sup>	IV	50 000	Denmark 47 500 <sup>(2)</sup> United Kingdom 2 500 <sup>(3)</sup>
Sandeel	IV	150 000	Denmark 142 500 <sup>(2)</sup> United Kingdom 7 500 <sup>(3)</sup>
Shrimp	IV	1 265	Denmark 1 080 Sweden 185 <sup>(4)</sup>
Other species	IV	11 000	Denmark 5 500 United Kingdom 4 125 Germany 620 Belgium 60 France 255 Netherlands 440 Sweden p.m. <sup>(5)</sup>
Cod	IV	500	Sweden 500
Haddock	IV	930	Sweden 930
Saithe	IV	1 150	Sweden 1 150
Pollack, whiting	IV	190	Sweden 190
Herring	IV	850	Sweden 850 <sup>(4)</sup>
Mackerel	IV	240	Sweden 240 <sup>(4)</sup>
Industrial species	IV	800	Sweden 800 <sup>(4)</sup> <sup>(6)</sup>

<sup>(1)</sup> Including blue whiting and inextricably mixed horsemackerel.<sup>(2)</sup> Within a total quota for Norway pout and sandeel up to 38 000 tonnes may be interchanged on request.<sup>(3)</sup> Within a total quota for Norway pout and sandeel up to 2 000 tonnes may be interchanged on request.<sup>(4)</sup> By-catches of cod, haddock, saithe, pollack and whiting to be counted against the quotas for these species.<sup>(5)</sup> Quota allocated by Norway to Sweden of 'other species' at a traditional level.<sup>(6)</sup> Of which no more than 400 tonnes of horsemackerel.