

**It was registered and confirmed  
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## **GENERAL FISHING REGULATION**

The present Rules are developed in conformity with clause 8 of the Law of the Republic of Tajikistan "On fisheries " and regulates the procedures of the protection of fish stocks, other water animals and plants, their capture.

### **1. Basic concepts**

Fishing enterprise is an organization and farm which is engaged in fish capture;

- Floats - one capture act;
- Fishing ground – a place for capture with nets;
- Fish kill – an occurrence of fish destruction by oxygen deficiency;
- Cutting - destruction or cutting of water vegetation;
- Fishing log - the book of the account of fish capture;
- Stationary fishing gear - stationary nets. webs. etc.

### **2. Fish capture is performed by legal and physical persons (fishing organizations) on the fishery sites designated by the fish protection authorities.**

Outside fishery sites and on the sites for general use, fish capture is performed with the tickets given out by the fish protection authorities to each vessel, brigade or the commercial fishing gear. Legal entities involved in aquaculture. capture. and reproduction of fish are free from payment for the used fish stocks.

### **3. Fishing enterprises and other organizations engaged in fish capture are obliged:**

- a) by their own means in coordination with fish protection authorities to make clearing of the allocated fishing grounds, floats and other places of fish capture, fishery and ameliorative work;
- б) to maintain in an appropriate sanitary condition the allocated coastal sites and water bodies;
- в) to allow no violation of the current legislation in the protection of fish stocks and on the regulation of fishery in the water bodies of the Republic of Tajikistan, on the fishery sites allocated to them;
- г) to undertake no work that changes the natural conditions in the water body on the fishery sites without the permission of the fish protection authorities;
- д) to designate the coastal borders of fishery sites with signs according to the sample established by the fish protection authorities;
- e) keep the register on each fishery site or a vessel according to the established form, and present it to the fish protection authorities if required;
- ж) to present to the fish protection authorities the registration materials on the fish capture;
- з) let fish protection inspectors to the fishing grounds, vessels and other floating means, warehouses, places of fish receiving and fish processing factories for the check of gear and capture means and the survey of the captured fish;
- и) not to exceed the limits (as much as possible admissible norms) established for fish capture and the fishing gear.

### **4. Fish protection inspectors of the Ministries of agriculture and nature protection have the right:**

- a) in coordination with the scientific and fishery organizations to change the terms of fishing closure and capture of other water organisms up to 15 days for earlier or later period, depending on hydro-meteorological conditions without changing its general duration;
- б) in coordination with the scientific and fishery organizations to define the borders of spawning sites and wintering fish holes;
- в) if necessary, to give permission to perform fishing in fish kill water bodies all with any fishing gear and at any time to enterprise, organizations and sports societies at occurrence of fish kills;
- г) to permit fish capture for scientific and research purposes. aquaculture. introduction. restocking and control capture with any fishing gear in all water bodies and at any time of the year;
- д) to permit capture of coarse, stunted and predatory kinds of fish, except for the forbidden places and in closure terms, with the gear not stipulated for the fish capture by the fishery rules;
- e) to permit fish capture with nets by means of bringing fish to enclosure in certain weedy sites of water bodies;
- ж) to give permission to the fishing enterprises, voluntary and sports societies in accordance with the centralized order to perform bait fish capture with the limited fishing gear in the places and under the terms specified by fish protection authorities with or without payment;
- з) to permit free visiting of the hydraulic engineering constructions and reserves with fishery water bodies, and also the enterprises and organizations dumping sewage and production wastes into the fishery water bodies.

#### 5. It is forbidden:

- a) to locate fishing, transport and other vessels within the borders of the places prohibited for fishery, except in emergency cases (i.e. storm, fog, failure, etc.);
  - б) to construct dykes and restore destroyed rises along the routes to the spawning grounds of fish without coordination with the fish protection authorities;
  - в) to arrange blockages and complete artificial obstacles of the rivers, channels and canals, to drain estuaries and lakes, except for the cases when these hydraulic engineering or ameliorative activities are undertaken in coordination with the fish protection and sanitary authorities;
  - г) to take gravel and sand from the places of natural spawning of food fish and the coastal sites important for fishery;
  - д) to harvest cane, reed and other water plants in the zones prohibited for fishery without coordinating with the fish protection authorities;
  - e) to dump the ground taken up for the dredging and cleaning in spawning places, wintering fish holes and in fishing grounds;
  - ж) to dump into fishery water bodies, on their coastal areas and onto the ice of these water bodies not cleared and not neutralized sewage of the industrial and municipal enterprises. bark, sawdust, and also other production wastes harmful to fish;
  - з) to perform logging of wood in the coastal areas of the rivers, their inflows and lakes that are the places of spawning of valuable kinds of fish, at the distance less than one kilometer from the coast;
  - и) to undertake explosive works in fishery water bodies without the permission of the fish protection authorities, except for urgent works on compulsory descent of water from the water basins which have formed as the result of natural calamities. Fish protection authorities should be immediately informed about explosive works performed in the specified cases.
- к) In using water bodies for fishery, it is prohibited:
- - to perform introduction and cultivation of new kinds of fish without a corresponding biological substantiation and the sanction of the fish protection authorities;
  - - to use any sort of the fishing gear from water bodies infected with parasitic and infectious diseases of fish to other water bodies without preliminary disinfection of these gear;

- - to be located on a water body or in the surrounding areas with the fishing gear which is prohibited for the application in the given area and at present time by the operating rules of fishery, and also with the explosive and poison gases;
  - - any fishery activity in newly created water bodies and water basins until further notice, and the fish capture in wintering holes;
  - - any fishery within all year at dams, sluices and bridges at the distance closer than 500 meters;
  - - to occupy more than 2/3 of the width of the river channel, streams or channels with the fishing gear and other constructions for fish capture, and also simultaneous or serial setting of seines in the lock from the opposite coast;
  - - to establish stationary fishing gear in chessboard order;
  - to capture fish with the application of explosives, an electric current, pricking gear, and also the fire and pneumatic weapon;
  - - to capture fish with rutting, way gaffing, by means of rattling and enclosing;
  - to use new fishing gear and capture methods without the permission of the fish protection authorities.
  - - it is forbidden to apply the fishing gear with the mesh below the sizes stipulated by the fishery rules. The mesh size of the fishing gear will be defined by measurement of distance between 11 units on a plait and division of the received number on 10.
  - - capture, reception, sale, processing and storage of the fish with size less than the size established by the fishery rules of trade measure, without necessary documents is forbidden.
  - м) any fishery within all year is forbidden:
    - - before the of outfalls the rivers and channels, at the distance of 200 m in both parties from the outfalls and to the depth of a water body, and also in the upstream of the river or the channel at the distance of 150 m.;
    - - in the upper part of Kayrakkum water basin above the 5th section line and upwards the river Syr - Darya during 5 km from the place of its confluence into Kayrakkum water basin;
  - н) any capture is forbidden in the following terms:
    - - in all rivers, lakes, and water basins of the Republic of Tajikistan from April 1st to June 15th;
    - - capture of trout in all rivers and water basins of the southwest Tajikistan from October. 15th to December 15th.
  - о) capture of the following species is forbidden: Fringebarbel sturgeon, pike asp, Aral asp, the Aral salmon, big ich and Amudarya and Syr-Darya ich in all water bodies throughout the year, as these species are few and rare, and are on the Red Book of the Republic of Tajikistan.
6. Vessels of trade and amateur fishery are registered in accordance with the order established by the Government of the Republic of Tajikistan.
  7. The by-catch of fish of non-commercial size is allowed to a level that is below the norms established by the rules of fishery.  
In case the established norm is exceeded for by-catch fish of non-commercial size, fish capture in the given place is terminated or the fishing gears are replaced with some other type with larger mesh. Fishes prohibited for capture should be released into the water body alive.
  8. Catches that contain fish of non-commercial measure that violate the present Fishery Rules is confiscated by the fish protection authorities and delivered to fish factories or to the trading organizations under the operating reception prices.  
Hauling in of the fishing gear, applied with the violation of the fishery rules, and the delivery of the confiscated gear, water craft and captured fish up to the places of delivery is made by the violator, as ordered by the fish protection authorities.
  9. In case of regular violation of the fishery rules and the contract on using a fishery site by the organization to which the site is allocated, the contract may be terminated in accordance with the established order, and before the cancellation of the contract its validity can be suspended by the fish protection authorities. The fishing ticket at regular or gross violations of the fishery rules can be taken away by the fish protection authorities.

Persons guilty of violation of the Fishery Rules of and fish stock protection established by the Provision on the protection of fish stocks and fishery regulation in the water bodies of the Republic of Tajikistan are held administratively and criminally liable according to the current legislation of the Republic of Tajikistan. The damage caused to citizens by illegal capture, fishing or destruction of valuable kinds of fish (including capture with the purpose of preparing sturgeon and salmon caviar) in fishery water bodies is compensated by violators under the rates operating in the Republic of Tajikistan.

The force of the present Rules of fishery extends on all fishery water bodies which are located at the territory of the Republic of Tajikistan, except for the water bodies of the state hatcheries, feeding, breeding and dekhan farms, and other agricultural enterprises and organization.

## 10. COMMERCIAL SIZE

Minimally admissible fish capture size (in centimetres):

sazan, carp (lake) -	30	false osman -	18
golden carp -	24	catfish -	60
Aral asp -	45	pike -	28
pike perch -	40	sabre fish -	25
marinka -	20	trout -	25
khramulya -	25	carp -	50
grass carp -	50	white eyed bream -	20
bream -	22	snakehead-	24

11. Maximum admissible by-catch of the fish with non-commercial size is no more than 10 % under the account from the general capture of the protected kinds of fish.

## 12. MESH SIZES OF FISHING GEAR

Minimum admissible mesh sizes of fishing gear (mm).

Name	Seines			
	Bag, mooring buoy	Gear	Wings	Webbing
Seines for the capture macro trash fish fish	30	40	45	
Seines для capture micro trash fish fish	22	26	32	
Nets: stationary, single-shift, frame, box.				24
Floating, frame, box nets				50
Tyke nets, secrets, kurlands, merejas, cutters and other traps	30		40	
Vandys, fish traps, ropes (gaps between the bars)	35			

