

**AGREED RECORD OF CONCLUSIONS OF FISHERIES CONSULTATIONS BETWEEN
THE EUROPEAN COMMUNITY AND NORWAY ON THE REGULATION OF
FISHERIES IN SKAGERRAK AND KATTEGAT FOR 2005**

BRUSSELS, 26 NOVEMBER 2004

1. A Community Delegation headed by Mr. Ole TOUGAARD and a Norwegian Delegation headed by Mr. Petter MEIER met in Brussels from 24 to 26 November 2004 to consult on the regulation of fisheries in Skagerrak and Kattegat in 2005. This meeting was a continuation of previous meetings held in Brussels.
2. The Heads of Delegations agreed to recommend to their respective authorities the arrangements for the regulation of fisheries in Skagerrak and Kattegat in 2005, outlined in this agreed record including the Annex.

HADDOCK

- 3.1 The Delegations noted that the TAC for haddock includes both a directed fishery for haddock and by-catches in the industrial fisheries.
- 3.2. The Parties shall, during the annual consultations, communicate catch statistics (covering 2004 and preliminary statistics for 2005) specified as catches taken in the directed fishery for haddock and estimates for by-catches in the industrial fisheries.

SHRIMP

- 4.1. In respect of the shrimp stock, the Delegations took note of the ACFM advice for 2005 regarding Divisions IIIa and IVa East, and they took as a point of departure a total allowable catch level of 15,300 tonnes.
- 4.2. Norway informed the Community of its intention to fix within this quantity a quota for shrimp for Division IVa East of 4,590 tonnes.

HERRING

- 5.1. The Delegations noted that the herring fisheries in the Skagerrak and Kattegat areas exploited both the North Sea herring and the Baltic spring-spawning herring. They further noted that the ICES advice for 2005 was that the fisheries on herring in Division IIIa should be managed in accordance with the management advice given on the spring-spawning herring. The Delegations therefore agreed that the TAC should be established in accordance with this advice. However, the Delegations noted that the information from ICES on the total fishing possibilities for herring in ICES division IIIa for 2005 consistent with this advice is unclear and difficult to interpret.

- 5.2. The Delegations agreed that as an ad hoc measure for 2005, for the quotas established in the Skagerrak and Kattegat areas, Norway can fish 50% of its quota in the North Sea in the Norwegian economic zone.
- 5.3. The Delegations concluded that the by-catches of herring taken in industrial and sprat fisheries will be limited to 24,150 tonnes in 2005.
- 5.4. The Delegations also agreed on the continuing need for closer co-operation between their respective scientists in order to promote transparency and mutual understanding of the sampling schemes for catches in industrial fisheries.

TECHNICAL MEASURES

6. Fishing with beam-trawls for vessels with engines above 221kw is prohibited in an area inside 12 nautical miles from Hirtshals lighthouse to Hanstholm.

WEIGHING OF PELAGIC LANDINGS

7. The Delegations noted that the issue of the weighing of landings of pelagic vessels has been covered under the Agreed Record of Conclusions of Fisheries Consultations between the European Community and Norway for 2005.

SATELLITE-BASED VESSEL MONITORING AND ELECTRONIC REPORTING SYSTEMS

8. The Delegations agreed that the issue of satellite-based vessel monitoring and electronic reporting systems will be dealt with in the framework of the Agreed Record of Conclusions of Fisheries Consultations between the European Community and Norway for 2005.

QUOTA ARRANGEMENTS

9. The Delegations agreed that the negotiated quota arrangements constitute an ad hoc solution and shall be without prejudice to future fishery arrangements between the Parties.

Brussels, 26 November 2004

For the Community Delegation

For the Norwegian Delegation

Ole TOUGAARD

Petter MEIER

ANNEX

I. TACs AND ALLOCATIONS

Catches taken, during the period 1 January to 31 December 2005 in the Skagerrak and the Kattegat of the species mentioned below, shall be limited as follows (metric tonnes, fresh round weight):

| SPECIES | AREA ⁽¹⁾ | TAC 2005 | ALLOCATION TO NORWAY | ALLOCATION TO EUROPEAN COMMUNITY |
|-------------------------------|---------------------|---------------|---------------------------|----------------------------------|
| COD | S | 3,900 | 127 ⁽²⁾ | 3,773 |
| HADDOCK ⁽³⁾ | S + K | 4,018 | 169 | 3,849 |
| WHITING | S + K | 1,500 | 27 | 1,473 |
| PLAICE | S | 7,600 | 152 | 7,448 |
| MACKEREL | S + K | | ⁽⁴⁾ | |
| SHRIMPS | S | 10,710 | 4,991 | 5,719 |
| HERRING | S + K | 96,000 | 12,804 | 83,196 |
| SPRAT | S + K | 50,000 | 3,750 | 46,250 |

⁽¹⁾ Skagerrak (S): the area defined in Article 1 of the Agreement of 19.12.1966. Skagerrak and Kattegat (S + K): the area defined in Article 1 of the Agreement of 10.12.1966, extended to the southern boundary of Kattegat, and defined as a straight line from Hasenøre to Gnibens spids, from Korshage to Spodsbjerg and from Gilbjerg Hoved to Kullen.

⁽²⁾ This quantity does not include catches to be taken with passive gear inside the Norwegian baselines.

⁽³⁾ The TAC for haddock includes both a directed fishery for haddock and by-catches in the industrial fisheries.

⁽⁴⁾ A part of Norway's quota in the North Sea may be fished in the Skagerrak by vessels not exceeding 90 feet.

II. GEAR

The use of trawl and purse-seine for the capture of pelagic species in the Skagerrak shall be prohibited from Saturday midnight to Sunday midnight.

III. SPRAT

Based on scientific information regarding the prevailing abundance of herring in relation to sprat in the Skagerrak and Kattegat, the Delegations agreed that it would be impractical to apply in 2005 the provisions in the Agreement of 4 May 1982 relating to by-catch and minimum size of herring in a fishery for sprat.

IV. CATCH STATISTICS

The Parties shall communicate to each other, on a monthly basis, catch statistics for fishing by their own vessels for the species referred to in paragraph I.

This monthly information shall be communicated not later than the end of the following month.