

Recommendation X: 2008

RECOMMENDATION BY THE NORTH EAST ATLANTIC FISHERIES COMMISSION AT ITS ANNUAL MEETING IN NOVEMBER 2007 TO ADOPT, IN ACCORDANCE WITH ARTICLE 8 OF THE CONVENTION, INTRODUCING NEW ARTICLES 7a AND 7b TO THE “SCHEME OF CONTROL AND ENFORCEMENT IN RESPECT OF FISHING VESSELS FISHING IN AREAS BEYOND THE LIMITS OF NATIONAL FISHERIES JURISDICTION IN THE CONVENTION AREA” AS FOLLOWS:

Article 7a

Removal and disposal of unmarked or illegal fixed gear

Contracting Parties shall have the right to remove and dispose of fixed gear that is not marked in accordance with Article 7 or in any other way contravenes other Recommendations adopted by NEAFC as well as fish that is found in the gear.

Article 7b

Retrieval of lost fixed gear

1. Fishing vessels fishing with fixed gear shall have equipment on board to retrieve lost gear.
2. A vessel that has lost fixed gear shall attempt to retrieve it as soon as possible.
3. If the lost gear cannot be retrieved the master of the vessel shall notify the competent authorities of its flag State within 24 hours of the following:
 - a) the name and call sign of the vessel;
 - b) the type of lost gear;
 - c) the time when the gear was lost;
 - d) the position where the gear was lost;
 - e) if the vessel has tried to retrieve the gear.

The flag State shall without delay notify the Secretary of NEAFC of the information referred to in a-e. The Secretary shall without delay put this information on the NEAFC website.

4. Contracting Parties shall on a regular basis undertake to retrieve lost gears. If gear is retrieved that has not been reported as lost, the Contracting Party that retrieved the gear may recover the cost from the master of the vessel that has lost the gear.