

File No. Dossier 25-5-7-2-SALMON
Volume 8 From-De 80-12-01 To-À 81-03-31
VOLS ACCESSION NO. 8730

CLASSIFIED



CLASSIFIÉ



8730
25-5-7-2-SALMON
Vol 8

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2-11-81-94

TITLE—TITRE:

- BOUNDARIES
- WATER
- HIGH SEAS
- FISHERIES
- HIGH SEAS SALMON FISHERIES

- FRONTIERES
- EAUX
- HAUTES MERS
- PECHES
- PECHES DU SALMON EN HAUTE MER

Retention period—Période de retention:

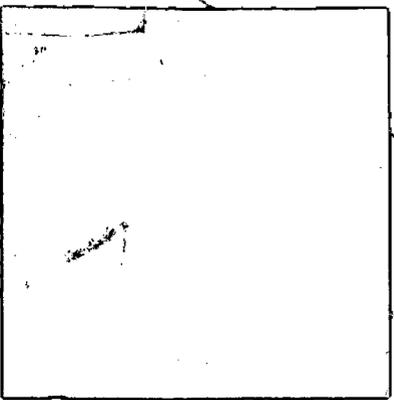
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DEPARTMENT
OF
EXTERNAL AFFAIRS

MINISTÈRE
DES
AFFAIRES EXTÉRIEURES

N.A.R.C.
FRC: 2011
FRCLOC: BOX: 940





Government
of Canada

Gouvernement
du Canada

CLOSED VOLUME VOLUME COMPLET

DATED FROM
À COMPTER DU 80-12-01

TO
JUSQU'AU 81-03-31

AFFIX TO TOP OF FILE - À METTRE SUR LE DOSSIER

DO NOT ADD ANY MORE PAPERS - NE PAS AJOUTER DE DOCUMENTS

FOR SUBSEQUENT CORRESPONDENCE SEE - POUR CORRESPONDANCE ULTÉRIEURE VOIR

FILE NO. - DOSSIER N°

25-5-7-2-SALMON

VOLUME

9



Government of Canada / Gouvernement du Canada

Fisheries and Oceans / Pêches et Océans

To / A	FLO
From / De:	BICO A-4
APR 6 1981	
Att'n: ^d	

Your file / Votre référence

Ottawa, Ontario. / Our file / Notre référence
K1A 0E6

March 31, 1981.

Office of Chief of Protocol,
COPD,
Department of External Affairs,
1st floor, Tower A,
Lester B. Pearson Building,
Sussex Drive,
Ottawa, Ontario.
K1A 0G2

Fish

DATE	
ACC	REF
FILE	DOSSIER
BY HAND	25-5-7-2-SALMON PAR PORTEUR
ATTN.	

4

This is to confirm that the International Directorate, Department of Fisheries and Oceans will pay for the hospitality services provided by your department at the March 26-27 Atlantic Salmon Convention Working Group Meeting as requested by Mr. Dick Fadden, FLO. Please send the invoice to:

Ms. E. Meltzer,
Department of Fisheries and Oceans,
International Directorate,
8th floor west,
240 Sparks Street,
Ottawa, Ontario.
K1A 0E6

Yours sincerely,

E. Meltzer

E. Meltzer.

cc: D. Fadden

OMC 85/29/38

MESSAGE

COMCENTRE FILE DIARY CIRC DIV

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
	LIEU	MINISTÈRE	N° D'ORIG.			SÉCURITÉ
	OTT	EXTAFF	FLO-465			MAR26/81

TO/A STKHM

INFO

DISTR.

MAR 26 ~~19 21 '8~~

ACC **127049** REF

FILE **25-5-7-2-SALMON** DOSSIER

BY HAND PAR PORTEUR

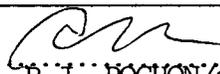
ATTN:

REF YOURTEL UGDR0306 MAR25 , OURTEL FLO 0448 MAR 20

SUB/SUJ ATLANTIC SALMON CONVENTION

ART XV PARA2 FROM TEXT SENT UNDER COVER OURLET435 MAR18 READS QUOTE 2. EACH CONTRACTING PARTY UNDERTAKES TO MINIMIZE SALMON INTERCEPTIONS IN CONNECTION WITH OTHER FISHERIES BOTH WITHIN, AND ON THE HIGH SEAS BEYOND, THE AREA UNDER ITS FISHERIES ^{JURISDICTION.} UNQUOTE. PARAGRAPH IS IN SQUARE BRACKETS.

2. ART III AS CONTAINED IN TEXT SENT UNDER LET435 COMPRISED SUBPARAS (A) THROUGH (G). OUR REFTTEL ASKED THAT SUBPARA (G) BE CHANGED TO BECOME NEW SUBPARA QUOTE H UNQUOTE (WITH NO/NO CHANGES TO ACTUAL WORDING OF SUBPARA) AND THAT NEW SUBPARA QUOTE (G) UNQUOTE BE INSERTED IN TEXT. (THIS NEW SUBPARA (G) SHOULD BE SQUARE BRACKETED SHOWING THAT IT IS NOT/NOT YET AN AGREED TEXT). NEW SUBPARA (G) READS: QUOTE TO EVALUATE THE SUCCESS OF THE ORGANIZATION IN ACHIEVING THE OBJECTIVES OF THIS CONVENTION AS DESCRIBED IN ARTICLES (BLANK). AND (BLANK) UNQUOTE.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
 R.J. KOCHON/dr	FLO	66287	 DIRECTOR

INTERNATIONAL CONVENTION FOR THE CONSERVATION OF SALMON
IN THE NORTH ATLANTIC OCEAN

Working Group Meeting
March 26-27, 1981, Ottawa

DATE	
ACC	126935
FILE	25-5-7-2-SALMON
D. FILE	
B. HAND	PAR PORTEUR

B. Applebaum (Chairman)	Department of Fisheries and Oceans Ottawa
E. Meltzer	Department of Fisheries and Oceans Ottawa
R.B. Fadden	Department of External Affairs Ottawa
R.J. Rochon	Department of External Affairs Ottawa
R. Christensen	E.C. Delegation Ottawa
M. Leigh	EEC Commission Brussels
A. Olafsson	Home Government of Faroe Islands Faroe Islands
T. Gustavsson	Ministry of Agriculture Sweden
A.O.B. Isaksson	Embassy of Sweden Ottawa
M. Danaher	U.S. State Department Office of Legal Adviser, Washington
L. Snead	U.S. State Department Office of Fisheries Affairs, Washington

INTERNATIONAL CONVENTION FOR THE CONSERVATION OF SALMON
IN THE NORTH ATLANTIC OCEAN

THE PARTIES

TAKING into account the deliberations of the Third United Nations Conference on the Law of the Sea relating to anadromous stocks of fish,

[RECOGNIZING that the State in the rivers of which an anadromous stock of fish originates has the primary interest in, and responsibility for, such stock,]

[RECOGNIZING that a State which permits the capture of salmon originating in the rivers of another State has an obligation to cooperate with that State with regard to the conservation and management of such stocks,]

RECOGNIZING that salmon originating in the rivers of different States intermingle in certain parts of the North Atlantic Ocean,

DESIRING to promote the acquisition, analysis and dissemination of scientific information pertaining to salmon stocks in the North Atlantic Ocean,

DESIRING to promote the conservation, restoration and rational management of salmon stocks in the North Atlantic Ocean through international cooperation,

HAVE AGREED as follows:

ARTICLE I

1. This Convention applies to the maritime waters of the North Atlantic Ocean and its adjacent seas and bays, excluding the Baltic Sea, hereinafter referred to as the "Convention Area".

2. The Convention Area shall be divided into Commission Areas as described in Annex I of this Convention.

3. This Convention applies to all salmon stocks which migrate within the Convention Area.

4. Nothing in this Convention shall affect or prejudice the positions or claims of any Party in regard to international waters, the territorial sea, or the limits or extent of the jurisdiction of any Party over fisheries; or affect or prejudice the views or positions of any Party with respect to the Law of the Sea.

1. This Convention applies to the salmon stocks that migrate between areas under the fisheries jurisdiction of coastal States in the North Atlantic Ocean.

See Article II [3.]

ARTICLE II

For the purposes of this Convention:

- "State of Origin" means a Party in whose rivers salmon stocks originate;

[- "salmon interceptions" means catches within the fisheries jurisdiction of one Party [State] of salmon which originate in the rivers of another Party [State];]

[- "intercepting salmon fishery" means a salmon fishery within the fisheries jurisdiction of one Party [State] wherein salmon interceptions take place in an amount considered significant by the State of Origin.]

- "Party" means a Contracting Party to this Convention.

ARTICLE III

1. The Parties agree to establish and maintain an international organization whose objective shall be to contribute through consultation and cooperation to the conservation, restoration and rational management of salmon resources in the North Atlantic Ocean. This organization shall be known as the North Atlantic Salmon Conservation Organization hereafter referred to as "the Organization", and shall fulfill the functions assigned to it by this Convention.

2. The Organization shall consist of:

- a Council
- a North American Commission
- a [West] Greenland Commission
- a North East Atlantic Commission
- a Secretariat.

[3. The areas of concern of the three Commissions referred to in paragraph 2 shall be as described in Annex I.]

4. The Organization shall have legal personality and shall enjoy in its relations with other international organizations and in the territories of the Parties such legal capacity as may be necessary to perform its functions and achieve its ends. The immunities and privileges which the Organization and its

officers shall enjoy in the territory of a Party shall be subject to agreement between the Organization and the Party concerned.

5. The headquarters of the Organization shall be at
..... or at such other place as may be decided by the Council.

6. The working language of the Organization shall be English.

ARTICLE IV

The functions of the Council shall be:

- (a) to provide a forum for the study, analysis and exchange of information among the Parties [and (by unanimous vote) to make recommendations to the Parties and the Commissions] on matters concerning [salmon interceptions][the salmon resources of the Convention Area][the salmon resources subject to this Convention];
- (b) to establish working arrangements with the International Council for the Exploration of the Seas (ICES) and other appropriate international fisheries and scientific organizations;
- (c) to make recommendations to Parties, ICES or other appropriate scientific bodies concerning the undertaking of scientific research;
- (d) to supervise and coordinate the administrative, financial and other internal affairs of the Organization, including the relations among its constituent bodies;
- (e) to coordinate the external relations of the Organization;
- [(f) to evaluate the success of the Organization in achieving the objectives of this Convention;]
- [(g) to facilitate the coordination of Commission activities;]
- (h) to exercise such other authority as is conferred upon it by this Convention.

ARTICLE V

1. Each Party shall be a member of the Council.
2. The Council shall elect a Chairman and Vice-Chairman, each of whom shall serve for two years and shall be eligible for re-election but shall not serve for more than four years in succession. The Chairman and Vice-Chairman shall be chosen from the Council representatives of different Parties.
3. The Chairman of the Council shall be the President of the Organization and its principal representative.
4. The Chairman of the Council shall convene a regular annual meeting of the Council and the three Commissions at a time and place decided upon by the Council.
5. Any meeting of the Council, other than the annual meeting, shall be called by the Chairman at such time and place as the Chairman may determine, upon the request of a Party with the concurrence of another Party.

ARTICLE VI

1. Each Party shall have one vote in Council proceedings.

2. Except where otherwise provided, Council decisions shall be taken by a three-quarters majority of the votes of all Parties voting; no vote shall be taken unless two-thirds of the Parties are present.

3. The Council shall submit to the Parties an annual report of the activities of the Organization.

ARTICLE VIII 7

1. The functions of the [West] Greenland Commission and the North East Atlantic Commission are:

- a) to provide a forum for consultation and cooperation among their respective members concerning conservation and management of salmon resources in the respective Commission areas;
- b) to adopt proposals to regulate fisheries in the parts of the Commission area under the jurisdiction of one Commission member, of salmon originating in the rivers of other Parties;
- c) to make recommendations to the Council concerning the undertaking of scientific research.

2. The proposals referred to in paragraph 1b) of this Article, shall take into account:

- a) measures taken and other factors, both inside and outside the respective Commission areas, that affect the stocks concerned;
- [b) the efforts of States of Origin to ensure the conservation, restoration and enhancement of salmon stocks in their waters, the costs incurred and the social and economic benefits expected in return;]

- [c) the extent to which the stocks concerned feed in the fisheries zones of the respective Parties;]
- [d) the contribution of Parties other than States of Origin to the conservation of salmon stocks which migrate into their fisheries zones by limiting their catches of such stocks or by other measures;]
- [e) the interests of those communities which are particularly dependent on fishing for salmon.]

[3. Fishing patterns in salmon fisheries in the North East Atlantic Commission's area of concern shall not be altered in a manner which results in the initiation or increase of catches of salmon which originate in the rivers of another Party except with the consent of the Commission.]

ARTICLE IX

NORTH AMERICAN COMMISSION
Terms of Reference

1. The North American Commission shall provide a forum for consultation and cooperation between its members:

- a) on matters relating to the reduction of catches within the jurisdiction of one Commission member of salmon originating in the rivers of the other Commission member, and
- b) in cases where activities established or proposed by one Commission member affect salmon which originate in the rivers of the other Commission member because, for example, of biological interactions.

2. The Commission may adopt proposals [for action] to regulate salmon fisheries under the jurisdiction of either Commission member which harvest amounts of salmon significant to the other member in whose rivers that salmon originate, in order to reduce such harvests.

3. The Commission may make recommendations to the Council concerning the undertaking of scientific research.

4. Fishing patterns in salmon fisheries in the North American Commission's area of concern shall not be altered in a manner which results in the initiation or increase of catches of salmon which originate in the rivers of another Party except with the consent of the latter.]

ARTICLE 9

1. The members of the North American Commission shall be Canada and the United States of America.
2. Upon becoming Parties to this Convention, the following shall be members of the (West) Greenland Commission: Canada, the European Economic Community, the United States of America, (Norway, Sweden and...).
3. Upon becoming Parties to this Convention, the following shall be members of the North East Atlantic Commission: the European Economic Community, Iceland, Norway, Sweden (USA and...).
4. Any other Party which is a State of Origin for significant quantities of salmon occurring in a Commission's Area, or exercises fisheries jurisdiction in that Area, shall, if accepted by a Commission, become a member of that Commission.
5. Any Party that is not a member of a particular Commission may participate, as an observer, in the deliberations of that Commission.

5.6 Each Commission shall elect a Chairman and a Vice-Chairman, each of whom shall serve for two years and shall be eligible for re-election but shall not serve for more than four years in succession. The Chairman and Vice-Chairman shall be representatives of different Commission members.

6.1 Any meeting of a Commission other than the annual meeting referred to in Article IV paragraph 4, shall be called by its Chairman at such time and place as the Chairman may determine, upon the request of a Commission member with the concurrence of another Commission member.

7.8 Each Commission shall take into account the best available information, including advice from ICES and other appropriate scientific bodies, when adopting proposals to regulate fisheries.

8.9 Each Commission shall make an annual report of its activities to the Council.

ARTICLE ~~XI~~ X

1. In Commission proceedings each member shall have one vote.

2. Commission decisions shall be taken by the unanimous vote of those members present and voting. No vote shall be taken unless two-thirds of such members are present.

ARTICLE ~~XII~~ XI

1. The functions of the Secretariat shall be:
 - a) to provide administrative services to the organization;
 - b) to compile and disseminate statistics and reports concerning the salmon stocks subject to this Convention.

2. The chief administrative officer of the Secretariat shall be the Executive Secretary who shall be appointed by the Council.

3. The Council shall determine the Executive Secretary's conditions of employment and functions.

4. The staff of the Secretariat shall be appointed by and responsible to the Executive Secretary, subject to the general supervision of the Council.

ARTICLE XIII XIII

1. Subject to the provisions of this Article, Parties shall implement any Commission proposal which has entered into force.

2. Any proposal adopted by a Commission under Article VIII or IX shall enter into force [sixty][ninety] days after its adoption or, if another date is determined by the Commission, on such date, except as provided for by paragraph 3 of this Article.

3. Any Commission member in whose waters a proposal would apply may, within [sixty][ninety] days of the adoption of a proposal, lodge an objection to it. In this case, the proposal shall not enter into force for that Commission member or for any other member of that Commission which lodges an objection within an additional thirty day period.

4. Any Commission member may notify the Executive Secretary of its intention not to be bound by a proposal, after the proposal has been in force for one year. The proposal shall cease to be binding upon that Commission member and any other member that so indicates within ninety days after the date of transmittal specified on the notice sent by the Executive Secretary informing Commission members of the above notification.

ARTICLE XIII

1. Each Party shall provide to the Council available catch statistics for salmon taken within its river systems and the maritime areas within its fisheries jurisdiction, at such intervals as the Council may determine.

2. Each Party shall compile and provide to the Council such other [catch] statistics for salmon taken within its river systems and the maritime areas within its fisheries jurisdiction as required by the Council. The Council shall decide [by unanimous vote] the scope and form of such statistics, and the intervals at which they shall be provided.

[3. Each Party shall notify the Council of all measures in force taken by the Party for the management, conservation restoration and development of salmon stocks [subject to this Convention][occurring in its river systems and in the maritime waters under its fisheries jurisdiction.]]

[4. The notification referred to in paragraph 3 shall be made annually and shall be sent to the Secretariat not later than sixty days before the annual meeting of the Council.]

5. The Parties shall provide the Council with any available scientific and statistical information it requires for the purposes of this Convention.

ARTICLE XIV

1. Fishing for salmon stocks subject to this Convention by vessels of the Parties is prohibited beyond twelve miles from the baselines from which the territorial sea is measured, except as provided in Annex... .

2. (The Parties shall cooperate (with a view) to prevent fishing on the high seas beyond areas under the fisheries jurisdiction of coastal states for salmon stocks subject to this Convention).

ARTICLE XV

1. The Council shall adopt an annual budget for the Organization, and shall establish the contribution of each Party in accordance with Annex IV.
2. The Executive Secretary shall notify each Party of its contribution and each Party shall pay its contribution to the Organization no later than [four] months after the date of this notification.
3. Contributions shall be payable in the currency of the country in which the headquarters of the Organization is located, unless otherwise authorized by the Council.
4. ~~A~~ Drafts of the annual budget shall be submitted by the Executive Secretary to each Party, together with a schedule of contributions, not less than sixty days before the meeting of the Council at which the budget is to be considered.
5. A Party acceding to this Convention during the course of a financial year shall make a contribution for that year that is proportional to the number of complete months remaining in the year from the date of its accession.

6. A Party which has not paid its contributions for two consecutive years shall not be entitled to vote under this Convention until it has fulfilled its obligations, unless the Council decided otherwise.

7. The financial affairs of the Organization shall be audited annually by external auditors to be selected by the Council.

ARTICLE XVI

The Annexes are integral parts of this Convention.

ARTICLE XVII

1. Each Party shall take such action, including the imposition of adequate sanctions for violations, as may be necessary to make effective the provisions of the Convention, and to implement any measures which become binding under Article XIII. [Each Party shall transmit to the Council an annual statement of the actions taken by it for these purposes.] This statement shall be sent to the Secretariat not later than sixty days before the annual meeting of the Council.

2. Each Party undertakes to minimize salmon interceptions in connection with other fisheries [both] within[, and on the high seas beyond,] its fisheries jurisdiction.

2. Each Party shall, with respect to the high seas beyond ^{the} fisheries jurisdiction of ~~the~~ coastal States, take measures to minimize catches of salmon by its vessels in connection with other fisheries.

3. The Parties agree to invite the attention of any State not a Party to this Convention to any matter relating to the activities of the nationals or vessels of that State which appears to affect adversely the conservation or restoration of salmon stocks or the implementation of this Convention. The Parties further agree to call such matters to the attention of other Parties and to confer on the steps to be taken towards obviating such adverse effects.

ARTICLE XVIII

1. Any Party may propose amendments to this Convention to be considered and acted upon by the Council at an annual or a special meeting. Any such proposed amendment shall be sent to the Executive Secretary at least ninety days prior to the meeting at which it is proposed to be acted upon, and the Executive Secretary shall immediately transmit the proposal to all Parties.

2. The adoption of a proposed amendment to the Convention by the Council shall require a three-fourths majority of the votes of all Parties. The Depositary shall notify all Parties of the text of any proposed amendments so adopted.

3. An amendment shall take effect for all Parties one hundred and twenty days following the date of transmittal specified in the notification by the Depositary, unless any Party notifies the Depositary that it objects to the amendment within 90 days of that date, in which case the amendment shall not take effect for any Party. Any Party which has objected to an amendment may at any time withdraw that objection. If all objections to the amendment are withdrawn, the amendment shall take effect for all Parties one hundred and twenty days following the date of transmittal specified in

the notification by the Depositary of receipt of the last withdrawal, unless any other Party notifies the Depositary that it objects to the amendment within 60 days of that date, in which case the amendment shall not take effect for any Party. If such subsequent objections are withdrawn, the amendment shall take effect for all Parties one hundred and twenty days following the date of transmittal specified in the notification by the Depositary of receipt of the last withdrawal.

4. Any Party which becomes a Party to the Convention after an amendment has been adopted in accordance with paragraph 2 of this Article shall be deemed to have approved the said amendment.

5. The Depositary shall promptly notify all Parties of the receipt of notifications of approval of amendments, the receipt of notifications of objection or withdrawal of objections, and the entry into force of amendments.

ARTICLE XIX

1. This Convention shall be open for signature at
..... until by the parties represented at the
Diplomatic Conference on held at
..... from to It shall
thereafter be open for accession by these parties, and subject
to the approval of the Council, by any other State that
exercises fisheries jurisdiction, or is a State of Origin for
salmon caught, in the North Atlantic Ocean.

2. This Convention shall be subject to ratification,
acceptance or approval by the Signatories and the instruments
of ratification, acceptance or approval shall be deposited
with the Depositary.

3. This Convention shall enter into force upon the first
day of the month following the deposit of instruments of
ratification, acceptance, approval or accession by two
designated members of each Commission, provided that at least
one of the two designated members for each Commission
exercises fisheries jurisdiction within the Commission area.

4. Any party eligible to accede in accordance with paragraph 1
of this Article, may accede to this Convention by notification
in writing to the Depositary. Accessions received by the
Depositary before the date of entry into force of this

● Convention shall become effective on that date. Accessions received by the Depositary after this Convention's entry into force shall become effective on the date of receipt by the Depositary.

5. The Depositary shall inform the Signatories and acceding parties of all ratifications, acceptances or approvals deposited and accessions received.

ARTICLE XX

1. Any Party may withdraw from the Convention on 31 December of any year by giving notice by the preceding 30 June to the Depositary, which shall immediately send copies of the notice to other Parties.

2. Any other Party may withdraw from the Convention on the same 31 December by giving notice to the Depositary within one month of the date of transmission specified in the Depositary's note transmitting a copy of a notice of withdrawal given pursuant to paragraph 1 of this Article.

ARTICLE XXI

1. The original of this . . . Convention shall be deposited with the . . . which shall ^{transmit} ~~communicate~~ certified copies thereof to all Signatories and all Contracting Parties.

2. The Depositary shall register this Convention with the Secretary General of the United Nations.

IN WITNESS WHEREOF the undersigned, being duly authorized thereto, have signed this Convention.

DONE at . . . , this . . . day of . . . , 198 .. , in a single original, in the English and French languages, each text being equally authentic.

ANNEX I

The Commission Areas referred to in [Article I, paragraph 2,]
[Article III, paragraph 3] of this Convention shall be as
follows:

1. North American Commission: the waters off the east
coast of North America within the fisheries jurisdiction of
coastal States.

2. [West] Greenland
Commission: the waters
west of a line drawn along
44°W Longitude south to
50°N Latitude, thence due
east to 42°W Longitude,
thence due south, except the
area referred to in
paragraph 1.

3. The North East Atlantic
Commission: the waters east
of the line referred to in
sub-paragraph 2 of this
Annex.

2. Greenland Commission;
the waters within the two
hundred mile fishing zone
off Greenland.

3. The North East Atlantic
Commission: the waters within
national fisheries jurisdiction
east and south of the Greenland
Commission area.

ANNEX II

[1. Fishing for salmon beyond twelve miles from the baselines]
from which a territorial sea is measured is permitted only
in the following areas:

a) in the [West] Greenland Commission area, up to
thirty miles seaward from the baselines of
Greenland,

b) in the North East Atlantic Commission Area
(Faroe Islands) [within the fishing zone of the
[Faroe Islands].]

[2. [Each Commission established by the Convention] [the]
Council by unanimous vote] may adopt proposals for amendments
to the provisions of paragraph 1 [in regard to its respective
area.] Such proposals shall enter into force subject
[mutatis mutandis] to the provisions of Article XIII.]]

ANNEX III

[1. The catch limit for the West Greenland Commission area for each of the years 1981 to 198.. , shall be metric tons.

2. Fishing for salmon in the West Greenland Commission area shall follow strictly the 1976-77 fishing patterns.

1. The catch limit for the salmon fishery in that portion of the Greenland Commission Area lying westerly of a line drawn due south from the most southerly point of Cape Farewell for each of the years 1981 to 198.. , shall be metric tons.

2. Fishing for salmon in that portion of the Greenland Commission Area described in paragraph 1, shall follow strictly the 1976-77 fishing patterns.]

ANNEX IV

[DRAFT U.S. BUDGET PROPOSAL]

The Council shall establish the annual contributions of each Party on the following basis :

- a) 50 percent of the budget shall be divided equally among all the Parties;
- b) 30 percent of the budget shall be divided among all Parties in proportion to their nominal catches of salmon subject to this Convention in the year ending two years before the beginning of the budget year;
and
- c) 20 percent of the budget shall be divided among all Parties in proportion to their catches of salmon which originate in the rivers of other Parties in the year ending two years before the beginning of the budget year.

REF rest.

DATE	
ACC	156873
FILE	25-5-5-10A-REC
6 HAND	PAR PORTEUR
ATTN:	25-5-7-2-SALMON

C O N F I D E N T I A L

FM BREEC YCTD1009 26MAR81

TC EXTOTT ECO

INFO ITCOTT/EUR/ROC/OGR/FPB FINOTT/IER PARIS BONN-LIN ITCSLDN COPEN

BRU HAGUE ROME ATHNS GENEV WSHDC DUBLN

BH FANDCOTT/CAMPBELL/SCHWEIGER DE OTZ

DISTR GEB FLE FLO

REF PARIS TEL 3100 MAR24

---REF PRICES ON SALMON AND LOBSTER

CONTACTS CONFIRM INFO PARIS REFTL THAT FRENCH HAVE NOW JOINED UK AND IRISH IN SUPPORTING REF PRICES ON SALMON AND LOBSTER. ISSUE

NOT/NOT CLOSED AS REPORT OF VISSERS CONVERSATION MIGHT INDICATE BUT DEFECTION OF FRENCH CERTAINLY WEAKENS OPPOSITION TO PROPOSAL.

2. NETH AND DENMARK APPEAR UNWILLING TO SUPPORT PROPOSED REF PRICES BUT HAVE NOT/NOT TAKEN FIRM POSITION IN DISCUSSIONS TO DATE. FRG IS ONLY STATE FORMALLY OPPOSED TO PROPOSAL ON BASIS THAT IT DEPENDS HEAVILY ON IMPORTS AND DOES NOT/NOT WISH TO ENCOURAGE PRICE RISES THROUGH FIXING REF PRICES. FRG CONTACT RECONFIRMED THIS POSITION WITH BONN BUT AS EVEN HE NOTED, DANGER IS THAT QUESTION IS PART OF LARGER PROPOSAL FOR GEN REVISION OF REG GOVERNING MARKET ORGANIZATION AND TRADE-OFFS OFTEN OCCUR IN SEARCH FOR OVERALL COMPROMISE.

3. DISCUSSIONS CONTINUING ON GEN MARKET PROPOSAL IN COUNCIL WORKING GROUP AND DECISION NOT/NOT IMMINENT. UK TRIED TO INCLUDE SALMON AND LOBSTER REF PRICES AS PART OF MINI-PACKAGE FOR LTA APPROVAL IN

...2

PAGE TWO YCTD1009 CONF

ORIGINAL DISCUSSIONS WITH FRG BUT SUBSEQUENT EURCOM PROPOSAL DID
NOT/NOT INCLUDE THEM AND THEY HAVE NOT/NOT BEEN REINTRODUCED IN
THAT DISCUSSION. WILL FOLLOW CLOSELY AND REPORT.

CCC/062 261646Z YCTD1009

RF

**ACTION
SUITE A DONNER**

Replied 26/3

UNCLASSIFIED

FM STKHM UDGR0306 25MAR81 AND

TC EXTOTT (FLO)

yourtel

REF ~~YOURTEL~~ 0448 20MAR ~~YOURTEL~~ 435-18MAR

---ATLANTIC SALMON CONVENTION DRAFTING GROUP

DATE	<i>26/3</i>
ACC	REF
FILE	DOSSIER
<i>25-5-7-2-SALMON</i>	
BY HAND	PAR PORTEUR
ATTN:	
<i>26-27MAR</i>	

PLS REPEAT ASAP ART XV PARA2 FROM TEXT SENT UNDER COVER YOURLET
435 RECEIVED HERE 24MAR.PARA WAS INADVERTENTLY ERASED BEFORE
READING INSTRUCTIONS ON FOLLOWING PAGE.

2.PLS REPEAT INFO REGARDING CHANGES TO ART III SUB PARAS G AND H.
DO NOT/NOT UNDERSTAND BLANKS LEFT IN TEXT.

UUU/152 251410Z UDGR0306

*Article xv para 2 from text sent under cover airtel
435 of March 18 reads quite*

*~~Re Art III sub para a the word "quantity"~~
~~should be included in the square brackets at the end~~
~~of the sub-paragraph. The word "salmon" in the~~
~~square brackets instead of simply "quantity" in the~~
~~square brackets.~~*

*Re Art III as contained in text submitted under cover airtel 430.
included sub paras (a) through (g). ^{As} requested asked that the
sub-para (g) be ^{changed to read} ~~called~~ sub para (h) (i.e. no change in text) and
that a new sub para (g) be inserted.*

DATE	
ACC	156879
REF	
FILE	25-5-5-00A-FEC
DOSSIER	
B: HAND	PAR PORTEUR
ATTN:	25-5-7-2-5-61100

C O N F I D E N T I A L

FM PARIS WITD3180 24MAR81

TO EXTOTT ECO DELIVER BY 241500

INFO ITCOTT/EUR/ROC/OGR/FPB FINOTT/IER BREEC BONN LDN ITCSLDN

COPEN BRU HAGUE ROME ATHNS GENEV WSHDC DUBLN

BH FANDOOTT/CAMPBELL/SCHWEIGER DE OTZ

DISTR GEB FLE FLO

REF OURTEL 2748 06FEB

---COMMON FISHERIES POLICY-REFERENCE PRICES ON SALMON AND LOBSTER

WE LEARNED TODAY OF REVERSAL OF FRENCH POSITION AS OUTLINED IN

REFTEL ON COMEUR PROPOSAL FOR REFERENCE PRICES FOR LOBSTER AND

SALMON.OUR INFORMATION SUGGESTS SUBJECT REFERENCE PRICES HAVE

ALREADY BEEN ACCEPTED IN PRINCIPLE BY MAJORITY OF M/S.EVEN IF

REFERENCE PRICES ARE INITIALLY ESTABLISHED AT LOW LEVELS,WE

ARE OF OPINION THAT IN LONG TERM THEY COULD HAVE DISASTROUS

EFFECTS ON CDN EXPORTS OF THESE TWO PRODUCTS TO FRANCE.PRESENTLY,

SALMON AND LOBSTER ARE THE MOST IMPORTANT CANADIAN FISHERIES

PRODUCTS EXPORTED TO FRANCE.

2.UNTIL 2 TO 3 WEEKS AGO,FRENCH SALMON IMPORTERS AND SMOKING

INDUSTRY AND WE HAD BEEN INFORMED FRENCH POSITION WAS THAT GIVEN

IN OUR REFTEL.ON MARCH 19 HOWEVER,FRENCH INDUSTRY MET WITH

VISSER OF COMEUR WHO INFORMED THEM THAT MAJORITY OF MEMBER

STATES HAD NOW AGREED TO ACCEPT REFERENCE PRICE ON PACIFIC

SALMON.ARGUMENT WAS THAT IT COULD NOT/NOT BE DENIED THAT PACIFIC

...2

PAGE TWO WITD3180 CONF

SALMON PRICE HAD AN INFLUENCE ON PRICE OF ATLANTIC SALMON AND THEREFORE REFERENCE PRICE ON PACIFIC SALMON IS NEEDED TO PROTECT EUROPEAN ATLANTIC SALMON INDUSTRY. INDICATIONS WERE THAT INITIAL REFERENCE PRICES WOULD BE SET AT LOW LEVELS AND INCREASED EACH YEAR AT A LEVEL HIGHER THAN INFLATION. FURTHERMORE, COMEUR SAID THEY COULD NOT/NOT ACCOMMODATE IDEA OF SEVERAL REFERENCE PRICES FOR THE VARIOUS VARIETIES, QUALITIES AND SIZES OF PACIFIC SALMON SOLD IN EUROPE. AFTER SOME DISCUSSION, THEY SAID THEY MIGHT CONSIDER AT MAXIMUM, A REFERENCE PRICE FOR EACH VARIETY.

3. FRENCH SALMON INDUSTRY HAD ALSO OBTAINED SUPPORT OF LOCAL MEMBERS OF PARLIAMENT WHO HAD WRITTEN LETTERS TO MINISTER OF TRANSPORT WHO, IN FRANCE, IS RESPONSIBLE FOR FISHERIES. ALL OF THESE MEMBERS OF PARLIAMENT RECEIVED IDENTICAL LETTER DATED MARCH 18 STATING FRENCH GOVT HAS ACCEPTED IDEA OF REFERENCE PRICE ON PACIFIC SALMON AND GIVING REASONS VERY SIMILAR TO THOSE OF COMEUR. OUR CONTACTS ARE SENDING US COPY OF LETTER AND RESUME OF DISCUSSIONS WITH COMEUR. WE WILL FORWARD UPON RECEIPT.

4. WHILE THESE DISCUSSIONS CENTERED ON SALMON ISSUE, ALL INFORMATION SUGGESTS FRENCH HAVE SIMILARLY DROPPED OPPOSITION TO REFERENCE PRICE ON LOBSTER WHICH FROM OUR DISCUSSIONS WITH DIRECTION GENERALE DES PECHERIES WAS NEVER VIGOROUS. WE SURMISE CHANGE IN FRENCH POSITION IS RESULT OF COMPROMISE WITH G.B. AND IRELAND.

CCC/047 241621Z WITD3180



Government of Canada / Gouvernement du Canada

MEMORANDUM

~~CC FLO Rochon~~

DATE		APR 6 1981	
NOTE DE SERVICE		ACC	REF
FILE		137069	
SECURITY CLASSIFICATION DE SÉCURITÉ		DOSSIER	
B: HAND		PAR PORTEUR	
OUR FILE / NOTRE RÉFÉRENCE			
YOUR FILE / VOTRE RÉFÉRENCE			
DATE			
March 24, 1981			

TO / À

Mr. B.I. Applebaum,
Director,
International Fisheries Policy

+ just A Campbell

FROM / DE

Associate Director,
Resource Assessment,
Fisheries Research Branch

scat file

1439 46-7-3

SUBJECT / OBJET: Report of the ICES Working Group on North Atlantic Salmon, March 17-18, 1981.

April 2 1981

Please find attached a photocopy of the report of the March 1981 meeting of the above Working Group at Ottawa. I received the report, by telex, on the morning of March 24. For further comment please see my memorandum to you of last week.

file
26/5

W.G. Doubleday

W.G. Doubleday

Att:

- c.c. A.W. May
- L.S. Parsons
- R.L. Dryden
- J.H.C. Pippy
- J.A. Ritter
- E. Meltzer

MARSI OTT

73587 MARLAB G
24 MARCH 1981

24.3.81
8⁰⁰
am

TO: W G DOUBLEDAY
FROM: B B PARRISH

THE FOLLOWING IS THE TEXT OF THE FINAL VERSION OF THE SALMON WORKING GROUP REPORT INCORPORATING MY EDITING BASED ON OUR TELEPHONE CONVERSATION. PLEASE LET ME KNOW BY TELEX OR 'PHONE BY WEDNESDAY AT THE LATEST IF YOU CONSIDER FURTHER CHANGES ARE NECESSARY. I WON'T CIRCULATE IT TO THE OTHER MEMBERS UNTIL THEN.

THE TEXT READS:-

REPORT OF MEETING OF WORKING GROUP ON NORTH ATLANTIC SALMON

MARCH 17-18, 1981 OTTAWA, CANADA

PARTICIPANTS

1. THE FOLLOWING SCIENTISTS FROM ICES MEMBER COUNTRIES PARTICIPATED IN THE MEETING:

W G DOUBLEDAY	CANADA
J H PIPPY	CANADA
D G REDDIN	CANADA
J A RITTER	CANADA
J MØLLER JENSEN	DENMARK
J-P MINET	FRANCE
E TWOMEY	IRELAND
B B PARRISH	UNITED KINGDOM (CHAIRMAN)
B E SKUD	UNITED STATES OF AMERICA

PURPOSE OF MEETING

2. THIS ADDITIONAL MEETING OF THE WORKING GROUP WAS CONVENED AT THE REQUEST OF THE CANADIAN GOVERNMENT TO PROVIDE AT A DATE EARLIER THAN THE SCHEDULED MEETING (APRIL 6-9), ITS ASSESSMENTS OF ASPECTS OF THE WEST GREENLAND FISHERY OF DIRECT RELEVANCE TO CURRENT NEGOTIATIONS OF MANAGEMENT MEASURES FOR IT. IN PARTICULAR, IT WAS REQUESTED TO CONSIDER THE EFFECTS OF CHANGES IN THE OPENING DATE OF, AND MESH SIZE USED IN, THE FISHERY ON, THE CATCH QUOTA WHICH MIGHT BE SET FOR IT FOR A GIVEN MAGNITUDE OF ITS IMPACT ON NORTH AMERICAN AND EUROPEAN HOME-WATERS STOCKS.

ASSESSMENT PARAMETERS

3. AT ITS MEETING IN 1980 (REF. 1) THE WORKING GROUP DREW ATTENTION TO THE SUBSTANTIAL GROWTH IN WEIGHT OF SALMON DURING THE COURSE OF THEIR STAY IN THE WEST GREENLAND AREA ANAD, AS A CONSEQUENCE, TO THE EFFECTS OF CHANGES IN THE TIMING (OPENING DATE AND DURATION) OF, AND THE MESH SIZE OF GILLNETS USED IN, THE FISHERY, ON THE NUMBERS OF SALMON CAUGHT IN TAKING A GIVEN WEIGHT OF CATCH - OR ON THE CATCH BY WEIGHT WHICH COULD BE TAKEN FOR A GIVEN CATCH BY NUMBER. IT ALSO INDICATED THAT, OWING TO DIFFERENCES IN THE SIZE OF SALMON OF NORTH AMERICAN AND EUROPEAN ORIGIN IN THE EXPLOITED POPULATION, SUCH CHANGES WOULD AFFECT THE HOME-WATERS LOSSES OF THE TWO COMPONENTS DIFFERENTLY. THESE EFFECTS WERE CONSIDERED FURTHER AT THE PRESENT MEETING, USING AN ASSESSMENT METHOD DEVELOPED BY ITS CANADIAN MEMBERS (REF 2) WITH SPECIAL REFERENCE TO THE ESTIMATION OF THE CATCH IN WEIGHT (QUOTA), AND CORRESPONDING APPROPRIATE MESH SIZE, FOR DIFFERENT OPENING DATES FOR THE FISHERY, TO GIVE THE SAME IMPACT ON NORTH AMERICAN AND EUROPEAN HOME-WATERS STOCKS AS WOULD A CATCH OF 1,190 TONNES (THE QUOTE SET IN RECENT YEARS) AND WITH A FISHERY OPENING DATE OF 10 AUGUST (AS IN 1976/77). BECAUSE OF A MARKED DECREASE IN THE DURATION AS WELL AS THE STARTING TIME OF THE FISHERY DURING THE PERIOD 1976-1980, THE ASSESSMENTS WERE MADE ~~KOMKXK~~ FOR A "LONGER" DURATION FISHERY, AS OCCURRED IN 1976/77, AND A "SHORTER" DURATION ONE AS IN 1979/80.

4. THE MAIN PARAMETERS USED IN THE ASSESSMENT WERE:

- A) THE RELATIVE PROPORTIONS OF NORTH AMERICAN AND EUROPEAN-ORIGIN ONE SEA-WINTER SALMON IN THE EXPLOITED POPULATION AT WEST GREENLAND (ONLY ONE-SEA-WINTER SALMON WHICH HAVE RECENTLY CONSTITUTED MORE THAN 95 PER CENT OF THE CATCH WERE CONSIDERED IN THE ASSESSMENT)
- B) THE LENGTH AND WEIGHT OF THE NORTH AMERICAN AND EUROPEAN COMPONENTS IN THE EXPLOITED POPULATION, AND THEIR CHANGES, THROUGH GROWTH, THROUGHOUT THE SEASON
- C) THE NATURAL MORTALITY RATE OCCURRING DURING THE FISHING SEASON
- D) THE SEASONAL DISTRIBUTION OF CATCH, BY WEIGHT, IN 1976/77 ("LONGER" FISHING SEASON) AND 1979/80 ("SHORTER" FISHING SEASON) RESPECTIVELY
- E) THE SELECTIVITY OF GILLNETS OF DIFFERENT MESH SIZES.
- A) RELATIVE PROPORTIONS OF NORTH AMERICAN AND EUROPEAN SALMON IN EXPLOITED POPULATION

5. ESTIMATES OF THE PROPORTIONS OF NORTH AMERICAN AND EUROPEAN SALMON IN THE EXPLOITED POPULATION WERE OBTAINED FROM ANALYSES OF SCALE CHARACTERISTICS MADE DURING THE YEARS 1969-80 (SEE REFS 1-2). OWING TO POSSIBLE BIAS IN THE ESTIMATES FOR THE YEARS 1969-71 AND 1980, THE ESTIMATES FOR THE YEARS 1972-79, GIVING MEAN PROPORTIONS OF NORTH AMERICAN AND EUROPEAN SALMON OF 42.85 PER CENT AND 57.15 PER CENT RESPECTIVELY, WERE USED IN THE ASSESSMENT. IT WAS ASSUMED THAT THESE PROPORTIONS REMAINED CONSTANT THROUGHOUT THE FISHING SEASON.

- B) LENGTH AND WEIGHT COMPOSITION, AND GROWTH OF NORTH AMERICAN AND EUROPEAN SALMON IN THE WEST GREENLAND POPULATION

6. DATA ON THE LENGTH AND WEIGHT COMPOSITIONS OF THE NORTH AMERICAN AND EUROPEAN COMPONENTS OF THE WEST GREENLAND POPULATION, AND THEIR GROWTH DURING THE FISHING SEASON, WERE OBTAINED FROM RESEARCH VESSEL SAMPLES TAKEN DURING THE YEARS 1969-1980, AND SEPARATED ON THE BASIS OF THEIR SCALE CHARACTERISTICS. AS REPORTED PREVIOUSLY (REF 1), THESE DATA SHOW A MARKED DIFFERENCE IN THE MEAN WEIGHTS OF THE TWO COMPONENTS, BUT EACH HAVING NORMALLY DISTRIBUTED LENGTH COMPOSITIONS. GROWTH IN LENGTH AND WEIGHT WAS TAKEN TO BE LINEAR THROUGHOUT THE FISHING SEASON.

C) SEASONAL DISTRIBUTION OF CATCH

7. THE SEASONAL DISTRIBUTION OF THE CATCH WAS DETERMINED FROM THE REPORTED DAILY CATCHES BY WEIGHT TAKEN BY GREENLAND VESSELS FISHING THE QUOTA IN THE YEARS 1976/77 AND 1979/80 RESPECTIVELY. THE WORKING GROUP WISHES TO POINT OUT THAT IT IS NOT POSSIBLE TO PREDICT RELIABLY THE ACTUAL DAILY PATTERN AND DURATION OF THE FISHERY IN ANY YEAR FOLLOWING A CHANGE IN OPENING DATA (AND MESH SIZE), BUT UNDER NORMAL CONDITIONS (EG OF POPULATION SIZE AND/OR AVAILABILITY, WEATHER ETC. IT SEEMS UNLIKELY THAT THE DURATION WILL BE SHORTER THAN THAT OCCURRING IN 1979/80 OR LONGER THAN THAT IN 1976/77.

D) NATURAL MORTALITY RATE

8. LOWER AND UPPER VALUES OF INSTANTANEOUS NATURAL MORTALITY RATES OF 0.005 AND 0.01 PER MONTH RESPECTIVELY WERE USED IN THE ASSESSMENT FOR BOTH THE NORTH AMERICAN AND EUROPEAN COMPONENTS OF THE SALMON POPULATION AT WEST GREENLAND.

E) MESH SELECTIVITY

9. ESTIMATES OF GILLNET MESH SELECTIVITY USED IN THE ASSESSMENT WERE MADE USING THE METHOD DERIVED BY HOLT (REF 3) FROM DATA OBTAINED IN MESH SELECTION EXPERIMENTS CONDUCTED BY CANADIAN RESEARCH VESSELS WITH MONOFILAMENT NYLON GILLNETS AT WEST GREENLAND IN 1978 AND 1980. A "NORMAL" SELECTION CURVE WAS USED IN THE MAIN ASSESSMENT FOR MESH SIZES RANGING BETWEEN 130MM AND 150MM, BUT THE EFFECTS OF USING A "LOG-NORMAL" CURVE WERE ALSO TESTED, AND FOUND TO HAVE ONLY A SMALL EFFECT ON THE RESULTS (REF 2).

10. AS A CAUTIONARY NOTE THE WORKING GROUP WISHES TO POINT OUT THAT WHILE THE SELECTION CURVES USED ARE BASED ON LIMITED DATA, THEY REPRESENT THE BEST ESTIMATES AVAILABLE. CONSIDERING THE IMPORTANT OF GILLNET SELECTIVITY FOR SALMON AT WEST GREENLAND, THE WORKING GROUP CONSIDERS THAT FURTHER STUDIES OF THE SELECTIVITY OF THE GEAR USED IN THE FISHERY ARE NEEDED.

RESULTS OF ASSESSMENTS

11. USING VALUES OF THE ABOVE PARAMETERS (SEE REF 2) THE WORKING GROUP CONSIDERED THE IMPLICATIONS OF ADOPTING OPENING DATES OF 10, 20, 25 AUGUST AND 1 SEPTEMBER, AND MESH SIZES ESTIMATED TO GIVE THE SAME PROPORTIONS OF NORTH AMERICAN AND EUROPEAN ORIGIN ONE-SEA-WINTER SALMON IN THE CATCH AS IN THE EXPLOITED POPULATION. IT WAS RECOGNISED THAT FACTORS SUCH AS THE PROPORTIONAL COMPOSITION OF THE EXPLOITED POPULATION AND MEAN LENGTHS AND WEIGHTS ON A GIVEN DATE ARE VARIABLE FROM YEAR TO YEAR AND, THEREFORE, THAT THE WORKING GROUP'S ESTIMATES APPLY TO THE AVERAGE OF CATCHES OVER A NUMBER OF YEARS, ASSUMING THAT FUTURE PARAMETERS WILL VARY ABOUT THE SAME AVERAGE VALUES AS WERE OBSERVED IN THE PAST.

12. IF THE OBJECTIVE OF SETTING A MESH SIZE TO EQUALISE THE IMPACT OF THE WEST GREENLAND SALMON FISHERY ON STOCKS ORIGINATING IN EUROPE AND NORTH AMERICA IS ADOPTED, REGULATION SHOULD INVOLVE A PERMISSIBLE RANGE OF MESH SIZES CENTRED ON THE CALCULATED TARGET MESH SIZE. MESH SIZES LARGER THAN THIS RANGE LEAD TO CATCHES WITH A HIGHER PROPORTION OF EUROPEAN ORIGIN SALMON THAN IN THE EXPLOITED POPULATION, WHILE MESH SIZES SMALL THAN IT LEAD TO CATCHES WITH A HIGHER PROPORTION OF NORTH AMERICAN ORIGIN SALMON THAN IN THE EXPLOITED POPULATION. IT IS ESTIMATED THAT A 2MM CHANGE IN MESH SIZE IN USE CAUSES A 1 PER CENT CHANGE IN THE CATCH COMPOSITION. IT IS ALSO NOTED THAT THE ESTIMATION OF A TARGET MESH SIZE IS SENSITIVE TO THE MODAL LENGTH OF THE SELECTIVITY CURVES. SHOULD ESTIMATED SELECTIVITY CURVES BE REVISED IN THE LIGHT OF NEW DATA AND ANALYSES MADE AVAILABLE IN FUTURE, THERE WOULD BE A CORRESPONDING REVISION OF THE CALCULATED TARGET MESH SIZES.

13. THE MESH SIZES CONSIDERED IN THE ASSESSMENT REFER TO THE OBSERVED STRETCHED MESH SIZES IN USE. THESE MAY DIFFER FROM NOMINAL MESH SIZES QUOTED BY NET MANUFACTURERS, DUE TO MANUFACTURING TOLERANCES AND CHANGES IN MESH SIZE DURING USE. IT WAS NOTED THAT ONLY NETS HAVING A NOMINAL MESH SIZE OF 134MM ARE BEING SOLD AT PRESENT FOR SALMON FISHING AT GREENLAND BUT NO INFORMATION WAS AVAILABLE TO THE WORKING GROUP REGARDING THE RANGE AND DISTRIBUTION OF MESH SIZES CURRENTLY IN USE.

14. THE ESTIMATION OF TARGET MESH SIZES AND CATCHES FOR THE DIFFERENT OPENING DATES WAS MADE ON THE ASSUMPTION THAT THE FUTURE AVERAGE PROPORTIONS OF NORTH AMERICAN AND EUROPEAN ORIGIN ONE SEA-WINTER SALMON IN THE EXPLOITED POPULATION IN WEST GREENLAND WILL BE THE SAME AS THE MEAN OF THE ESTIMATED PROPORTIONS FOR THE YEARS 1972-79: IE 42.85 PER CENT AND 57.15 PER CENT RESPECTIVELY. THE WORKING GROUP NOTED THAT A MODERATE DEPARTURE FROM THESE MEAN VALUES IN ANY YEAR WOULD NOT CHANGE SUBSTANTIALLY THE ESTIMATED CATCHES, BUT THEY WOULD CHANGE THE RELATIVE MAGNITUDES OF THE LOSSES TO NORTH AMERICAN AND EUROPEAN HOME-WATERS STOCKS. THE ESTIMATED TARGET MESH SIZES AND CATCHES BY ~~XXXXX~~ WEIGHT, GIVING THESE PROPORTIONS IN THE CATCH AND GIVING THE SAME TOTAL MORTALITY BY NUMBER (EXCLUDING ESCAPEMENT MORTALITY, WHICH IS ESTIMATED TO DIFFER NEGLIGIBLY BETWEEN THE OPTIONS BELOW) AS WAS ESTIMATED TO HAVE OCCURRED IN CATCHING 1,190 TONNES IN 1976/77 (WITH AN OPENING DATE OF 10 AUGUST) ARE GIVEN IN THE FOLLOWING TABLE FOR THE "LONGER" (1976/77) AND "SHORTER" (1979/80) DURATION FISHERIES RESPECTIVELY:

OPENING DATE	DAILY CATCH DISTRIBUTION	TARGET MESH SIZE (MM)	ESTIMATED CATCH (TONNES)
10 AUGUST	76-77	139	1,190
	79-80	138	1,164
20 AUGUST	76-77	139	1,233
	79-80	139	1,207
25 AUGUST	76-77	140	1,256
	79-80	139	1,229
1 SEPTEMBER	76-77	140	1,280
	79-80	140	1,255

15. THE WORKING GROUP RECOGNISED THAT IN 1979-80 THE OPENING DATE FOR THE FISHERY WAS 1 AUGUST AND NOT 10 AUGUST, AND THAT, THE TOTAL MORTALITY BY NUMBER GENERATED IN TAKING THE QUOTA OF 1,190 TONNES WAS LARGER THAN IN 1976/77. IF THE ASSESSMENT IS MADE ON THE BASIS OF THESE CATCH DATA AND APPLYING THE 1979/80 DAILY CATCH DISTRIBUTION TO THE 10 AUGUST OPENING DATE WITH AGAIN AN ASSUMED CATCH BY WEIGHT OF 1,190 TONNES, THEN THE ESTIMATED TARGET MESH SIZES WOULD REMAIN AS IN THE ABOVE TABLE AND THE ESTIMATED CATCHES, BY WEIGHT FOR THIS DAILY CATCH DISTRIBUTION WOULD BE AS FOLLOWS:-

OPENING DATE	CATCH (TONNES)
10 AUGUST	1,190
20 AUGUST	1,234
25 AUGUST	1,257
1 SEPTEMBER	1,284

16. IT SHOULD BE NOTED THAT THE 1 AUGUST STARTING DATE OF THE 1979-80 FISHERY WAS CONTRARY TO THE CANADA/EEC FISHERIES AGREEMENT (SEE ARTICLE VIII: 3 OF COUNCIL REGULATION (EEC) NO. 2754/79 OF DECEMBER 3, 1979).

17. AS ALREADY INDICATED THE ABOVE ESTIMATES OF CATCH ARE BASED ON THE RELATIVE PROPORTIONS OF NORTH AMERICAN AND EUROPEAN ORIGIN ONE-SEA-WINTER SALMON IN THE EXPLOITED POPULATION BEING 42.85 PER CENT AND 57.15 PER CENT RESPECTIVELY THROUGHOUT THE FISHING SEASON. THE WORKING GROUP NOTED THAT AN INCREASING TREND IN THE PROPORTION OF NORTH AMERICAN ORIGIN SALMON HAS BEEN OBSERVED IN CANADIAN RESEARCH VESSEL CATCHES AT WEST GREENLAND IN 1978-80, COINCIDENT WITH THE RECOVERY OF SOME CANADIAN SALMON STOCKS. THIS POPULATION TREND IS UNRELATED TO RECENT CHANGES IN OPENING DATE AND DURATION OF THE WEST GREENLAND FISHERY. IT IS POSSIBLE TO ADJUST THE CALCULATED MESH SIZE TO MAINTAIN THE PROPORTION OF NORTH AMERICAN ORIGIN ONE-SEA-WINTER SALMON IN THE ESTIMATED CATCH AT 42.85 PER CENT FOR A GIVEN LARGER POPULATION PROPORTION, BUT THIS WOULD INVOLVE AN UNDESIRABLE INCREASE IN THE ESTIMATED ESCAPEMENT MORTALITY.

REFERENCES

1. ANON. 1980. REPORT OF THE WORKING GROUP ON NORTH ATLANTIC SALMON 30 APRIL-3 MAY 1979 AND 15-18 APRIL 1980. ICES CM 1980/M:10.
2. DOUBLEDAY, W G AND REDDIN, D G. AN ANALYSIS OF THE IMPLICATIONS OF ALTERNATIVE MESH SIZES FOR GILLNETS AND OPENING DATES FOR THE COMMERCIAL SALMON FISHING SEASON AT WEST GREENLAND. WORKING PAPER 1981.
3. HOLT, S J. 1963. A METHOD FOR DETERMINING GEAR SELECTIVITY AND ITS APPLICATION. I C N A F SPEC. PUBL. NO. 5 106-115.

REGARDS

++++

73587 MARLAB G+
MARSI OTT

MESSAGE

COMCENTRE FILE DIARY CIRC DIV

ONE COPY - 82

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FM/DE	OTT	EXTAFF	FLO-456	MAR24/81	UNCLAS

MAR 24 15 16 '81

PRECEDENCE

TO/A COPEN DELIVER BY 24/1630

INFO

DATE	
ACC	124250
REF	
FILE	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

DISTR.

REF YOURTEL YJGR0367 MAR23

SUB/SUJ ATLANTIC SALMON CONVENTION DRAFTING GROUP

AAT XII

FOLLOWING IS ^APARA3 IN FULL:

QUOTE ANY COMMISSION MEMBER IN WHOSE WATERS A PROPOSAL WOULD APPLY MAY, WITHIN SIXTY DAYS OF THE ADOPTION OF A PROPOSAL, LODGE AN OBJECTION TO IT. IN THIS CASE, THE PROPOSAL SHALL NOT/NOT ENTER INTO FORCE FOR THAT COMMISSION MEMBER OR FOR ANY OTHER MEMBER OF THAT COMMISSION WHICH LODGES AN OBJECTION WITHIN AN ADDITIONAL THIRTY DAY PERIOD. UNQUOTE.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... <i>RJR</i> (R.J. ROCHON/dr)	FLO	66287	SIG..... <i>RJR</i> DIRECTOR

COMCENTRE/FILE/DIARY/CIRC/DIV

MESSAGE

QMC 007/23-2K

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
	LIEU	MINISTÈRE	N ^o D'ORIG.			SÉCURITÉ
	OTT	EXTAFF	FLO-450	23MAR81		

MAR 23 17 UNCLASS
 PRECEDENCE

TO/A BREEC

Del. by 0900
MAR 24/81

INFO WSHDC STKHM COPEN LDN DUBLN PARIS BONN FANDOTT/CAMPBELL/
 APPLEBAUM/MELTZER

DATE	
ACC	REF
FILE	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

25-5-7-2-SALMON

DISTR. FLP GEB GNG

REF: YOURTEL YCGR0953 23MAR81
 SUBJECT: ATLANTIC SALMON DRAFTING GROUP MAR26-27
 MEETING OF SUBJECT GROUP *Confirmed* FOR MAR 26-27.
 FIRST MEETING TO CONVENE 1000 HRS.
 2. MEETING WILL TAKE PLACE IN LEGAL BUREAU CONFERENCE ROOM, TOWER A, 4TH FLOOR, DEPT OF EXTERNAL AFFAIRS, 125 SUSSEX DRIVE, OTTAWA.
 3. ON ARRIVAL AT EXTERNAL AFFAIRS, PARTICIPANTS SHOULD REPORT TO MAIN DESK AND ASK FOR ESCORT TO LEGAL OPS DIVISION (6-6287)

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG. <i>R.B. FARDEN/jt</i>	FEO	6-2643	SIG. <i>R.J. ROCHON</i>

RF

~~ACTION~~
SUITE A DONNER

file
24/3

UNCLASSIFIED

FM COPEN YJGR0364 23MAR81

TO EXTOTT FLO

INFO WSHDC STKHM OSLO/FOR NORWAY/ICELAND BREEC LON DUBLN PARIS BONN

FANDOTT/CAMPBELL/APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF OURTEL 0319 11MAR

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP

HAVE JUST BEEN INFORMED THAT FAEROESE ISLANDS WILL BE REPRESENTED
AT SUBJ MTG BY MR ARNI OLAFSSON,WHO WAS,UNTIL RECENTLY,DESK OFFICER
FOR FAEROESE ISLANDS IN MFA.

UUU/209 231243Z YJGR0364

DATE	DUBLN PARIS BONN	
ACC	12425	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND	PAR PORTEUR	
ATTN:		

FR

~~ACTION
SUITE A DONNER~~

Division Phone FLO
Person CR
Local Time 1030

UNCLASSIFIED

FM OSLO WGGR3306 23MAR81

TO EXTOTT FLO DELIVER BY 231300

INFO PRMNY/LOSDEL FANDOOTT/CAMPBELL/APPLEBAUM/MEITZER

DISTR FLP GEB GNG

REF YOURLET 435 18MAR YOURTEL 0448 20MAR OURTEL

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP 26-

DATE	
REF	
FILE	DOSSIER
<u>25-5-7-2-SALMON</u>	
BY HAND	PAR PORTEUR
<u>3300 20MAR</u>	
ATTN:	
<u>27MAR</u>	

AS SUGGESTED OUR REFTEL,GRATEFUL YOU ENDEAVOUR TO CONVEY CORRECTED
VERSION OF DRAFT CONVENTION TEXT TO SMORGRAV OF NORWEGIAN LOS DEL
VIA PRMNY.DRAFT SHLD REACH SMORGRAV IN TIME FOR HIM TO HAVE CHANCE
TO STUDY TEXT PRIOR TO DEPARTURE FROM NEW YORK TO ATTEND MAR26-27
OTT MEETINGS.REQUEST YOU TAKE SIMILAR ACTION WITH RESPECT TO
GUDMUNDUR EIRIKSSON AT ICELANDIC LOS DEL.

UUU/061 231406Z WGGR3306

*Hand Carried to NYG
by Rand O/Applebaum*
FR
23/3

Division Phoned FLO
Person CT
Local Time 0840

BT

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM BREEC YCGR0953 23MAR81

TO EXTOTT FLO DELIVER BY 230900

INFO WSHDC STKHM COPEN LDN DUBLN PARIS BONN ~~FANDOTT/CAMPBELL/~~

APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF OURTEL YCGR0846 13MAR

---ATLANTIC SALMON DRAFTING GROUP MAR26-27

IN ORDER TO COMPLETE TRAVEL PLANS, EURCOM REQUESTS CONFIRMATION

MTG TO BE HELD AS PLANNED PLUS INFO ON TIME AND PLACE IN OTT.

UUU/216 231202Z YCGR0953

DATE	
ACC	REF
FILE	DOSSIER
<i>25-5-7-2-SALMON</i>	
BY HAND	PAR PORTEUR
ATTN:	

File 23/13

*26-27
FLO - Conf Room
10:00*

DM

1. Meeting of Subject group confirmed for Mar 26-27. *Cost meeting to Comm 1000hrs, etc*
2. Meeting will take place in legal Bureau Conference Room, tower A, 4th floor, Dept of External Affairs
125 Sussex Drive, Ottawa.
On arrival at External Affairs
- 3-4 Participants should report to main desk and ask for escort to legal ops Division (6-6287).

*9
900
576
24*

RR

ACTION
SUITE A DONNER

See

DATE	
ACC	REF
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

UNCLASSIFIED

FM COPEN YJGR0367 23MAR81

TC EXTOTT/FLO DELIVER BY 240900

---ATLANTIC SALMON CONVENTION DRAFTING GROUP

DC NOT/NOT UNDERSTAND REVISION TO LAST SENTENCE OF PARA03

OF ARTICLE XII.PLS CLARIFY BY RETURN REPEATING WHOLE OF PARA.

UUU/209 240755Z YJGR0367

m/f 60/21

MESSAGE

COMCENTRE FILE DIARY CIRC DIV

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
	LIEU	MINISTÈRE	N° D'ORIG.			
	OTT	EXTAFF	FLO-448	MAR20/81		UNCLAS

TO/A BREC WSHDC STKHM OSLO COPEN *MAR 20 -23 -29 '81* LDN DUBLN PARIS

INFO FANDOOTT/CAMPBELL/APPLEBAUM/MELTZER

DATE	
ACC	<i>124249</i> REF
FILE	<i>25-5-7-2-SALMON</i> DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

DISTR. FLP GEB GNG

REF BRECTEL YCTD0846 MAR13

SUB/SUJ ATLANTIC SALMONCONVENTION: DRAFTING GROUP MAR26-27

TO MEET DIPLO COURIER DEADLINE, FANDO TEXT OF DRAFT ATLANTIC SALMON CONVENTION WHICH IS TO BE SUBJECT OF DISCUSSIONS AT OTT WG MTG MAR26-27 WAS FORWARDED TO YOU UNDER COVER OURLET FLO-435 MAR18 WITHOUT PRIOR REVISIONS BY FLO. HAVE NOW PROOF READ TEXT AND WOULD ASK YOU TO MAKE FOLLOWING CORRECTIONS BEFORE PASSING IT ON TO HOST AUTHORITIES.

ARTICLE III - SUB PARA (A)

QUOTE SALMON INTERCEPTION UNQUOTE SHOULD BE IN SQUARE BRACKETS. SUB PARA (G) BECOMES NEW SUB PARA (H) AND FOLLOWING NEW SUB PARA (G) IS ADDED BETWEEN SQUARE BRACKETS QUOTE (G) TO EVALUATE THE SUCCESS OF THE ORGANIZATION IN ACCHEIVING THE OBJECTIVES OF THIS CONVENTION AS DESCRIBED IN ARTICLES.....AND.....UNQUOTE

ARTICLE VII - PARA 2(C)

QUOTE INTERDEPENDENCES UNQUOTE SHOULD BE SINGULAR.

ARTICLE IX - PARA 7, DELETE WORDS QUOTE OR ^{THE} GENERAL COUNCIL UNQUOTE AT BEGINNING OF THIRD LINE. .../2

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... <i>R.J. ROCHON</i> /dr	FLO	66287	SIG..... <i>R.J. ROCHON</i> DIRECTOR

2

F200748

- 2 - UNCLAS

ARTICLE X - IN PARAS 1 AND 2 QUOTE MEMBER QUOTE AND QUOTE MEMBERS UNQUOTE SHOULD NOT/NOT BE CAPITALIZED. IN PARA 2 REFERENCE IS TO QUOTE PARAGRAPH 6 OF ARTICLE XIV UNQUOTE. ARTICLE XII - PARA 2 SHOULD BE AMENDED TO REFER TO QUOTE UNDER ARTICLE VII OR VIII UNQUOTE. IN PARAS 3 AND 4 WORD QUOTE MEMBER UNQUOTE SHOULD NOT/NOT BE CAPITALIZED. LAST SENTENCE OF PARA 3 ^{should} BE AMENDED BY ADDING IMMEDIATELY THEREAFTER QUOTE OR FOR ANY OTHER MEMBER OF THAT COMMISSION WHICH LODGES AN OBJECTION WITHIN ~~AN~~ ADDITIONAL THIRTY-DAY PERIOD UNQUOTE.

ARTICLE XIII - ~~DELETE~~ PARA 2 AND SUBSTITUTE FOLLOWING (IN SQUARE BRACKETS) QUOTE EACH CONTRACTING PARTY SHALL NOTIFY THE GENERAL COUNCIL OF ALL MEASURES IN FORCE TAKEN BY THAT CONTRACTING PARTY FOR THE MANAGEMENT, CONSERVATION, RESTORATION AND DEVELOPMENT OF SALMON STOCKS SUBJECT TO THIS CONVENTION. UNQUOTE. DELETE COMMA AT END OF FIRST LINE OF PARA 4.

ARTICLE XV - FIFTH LINE OF PARA 1 SHOULD ~~BEGIN~~ QUOTE ARTICLE XII UNQUOTE. ALTERNATE PARA 2 IN SQUARE BRACKETS SHOULD BE INSERTED AS FOLLOWS QUOTE EACH CONTRACTING PARTY SHALL, WITH RESPECT TO THE PART OF THE CONVENTION AREA IN WHICH NO/NO STATE EXERCISES FISHERIES JURISDICTION, TAKE MEASURES TO MINIMIZE THE INTERCEPTIONS OF SALMON BY ITS VESSELS IN CONNECTION WITH OTHER FISHERIES . UNQUOTE. (PAGE 23 ^{OF TEXT} SHOULD BE

3

RE-TYPED SO THAT ALTERNATE PARAS 2 APPEAR SIDE BY SIDE). PARA 3 LINE 4 SHOULD READ ^{IN PART} QUOTE THAT STATE WHICH APPEARS TO UNQUOTE AFFECT. . ./ AND LINE 8 SHOULD READ ^{IN PART} QUOTE AND TO CONFER ON THE STEPS. . .UNQUOTE.

ARTICLE XVII ON PAGE 25 BECOMES ARTICLE XVI AND ARTICLE XVI ON PAGE 23 BECOMES ARTICLE XVII.

- 3 - UNCLAS

ON EXISTING PAGE 25 PARA2 THIRD LINE, CORRECT SPELLING
QUOTE DEPOSITARY UNQUOTE.

ON PAGE 26 PARA5 THIRD LINE CORRECT SPELLING QUOTE OBJECTION
UNQUOTE.

ON PAGE 24 SECOND LINE SHOULD BEGIN QUOTE FORCE OF THIS
CONVENTION UNQUOTE AND SIMILARLY IN SECOND LINE OF PARA 6
QUOTE. . .SIX MONTHS AFTER THIS. . .UNQUOTE.

ARTICLE XVIII - PARA 2 DELETE LAST THREE LINES AND REPLACE BY
QUOTE DEPOSITARY WITHIN ONE MONTH OF THE DATE OF THE
DEPOSITARY'S NOTE ATTACHING A COPY OF ^A NOTICE OF WITHDRAWAL
GIVEN PURSUANT TO PARAGRAPH 1 OF THIS ARTICLE. UNQUOTE.

ARTICLE XIX - DELETE THE COMMA AT THE END OF THE SIXTH LINE.
BETWEEN QUOTE AUTHORIZE UNQUOTE AND QUOTE THERETO UNQUOTE.

IN THE ANNEX ON PAGE 30 THE LAST SENTENCE OF PARA2 SHOULD BE
AMENDED TO REFER TO QUOTE ARTICLES X AND XII UNQUOTE.

AF

*Am, file
R
23/3*

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM OSLO WGGR3300 20MAR81

TC EXTOTT FLO

INFO WSHDC STKHM COPEN LDN DUBLN PARIS BONN BREEC PRMNY/LOSDEL

FANDCOTT/CAMPBELL/APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF BREEC TEL 0846 13MAR

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP MTG MAR26-27

NORWEGIAN AUTHORITIES ARE ASKING SAME QUESTIONS POSED BY EURCOM AS REPORTED REFTEL. IF CLEAN TEXT IS PRODUCED PRIOR TO DRAFTING GROUP MEETING AND DISTRIBUTED TO CAPITALS, EXTRA COPY SHOULD BE CONVEYED TO BJORN SMORGRAV C/O NORWEGIAN LOS DEL IN NEW YORK.

UUU/061 201137Z WGGR3300

BREEC PRMNY/LOSDEL	
ACC	REF
FILE 25-5-7-2-SALMON	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

TRANSMITTAL AND RECEIPT NOTE - NOTE D'ENVOI ET DE RÉCEPTION

TO
À

FINOTT/FLO

NO.

914

DATE

19MAR81

SECURITY / SÉCURITÉ
WITH ATTACHMENT(S) / AVEC ANNEXE(S)
WITHOUT ATTACHMENT(S) / SANS ANNEXE(S)
UNCLAS

QUANTITY QUANTITÉ	DESCRIPTION - DESCRIPTION	REFERENCE - RÉFÉRENCE
----------------------	---------------------------	-----------------------

Eurcom Note Verbale concerning Special ICES
Salmon Working Group Meeting

Our File: 35-11-CDA/EC

DISTR BY OTT:

GEB
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FINOTT/IER
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"by O.I.A.W.A."
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To / A	FLO
From / De:	FINOTT A-4
MAR 24 1981	
Att'n:	

DATE		
ACC	132307	REF
FILE	35-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
A.T.N.:		

RECEIPT ACKNOWLEDGED / ACGUSER RÉCEPTION

RETURN TO / RETOURNER À

J. KLASSEN/BREEC

DATE

SIGNATURE

000714

COMMISSION
OF THE
EUROPEAN COMMUNITIES

Brussels

Directorate-General for Fisheries

0408

NOTE VERBALE

The Directorate-General for Fisheries of the Commission of the European Communities presents its compliments to the Mission of Canada to the European Community and has the honour to refer to the Mission's Note Verbale dated 25 February 1981.

The Directorate-General has examined the Canadian Government's proposal that a special ICES Salmon Working Group be held in Ottawa during the week beginning 9 March 1981 to consider the question of salmon mortality in light of any change in the fishing patterns for salmon at West Greenland.

The Directorate-General would point out that the Community is not a Member of the International Council for the Exploration of the Seas and does not participate in its Working Groups. The Commission has informed Member States of the Community of the Canadian proposal that a special ICES Salmon Working Group meeting be held in early March and the Commission has been informed that Member States concerned are considering whether scientists can be made available for such a meeting.

The Community will examine the results of the deliberations of the ICES Working Group with a view to adopting appropriate measures to ensure that any change in the fishing patterns for salmon at West Greenland does not lead to an increase in the mortality of salmon of Canadian or Community origin.

The Directorate-General for Fisheries of the Commission of the European Communities takes this opportunity to renew to the Mission of Canada the assurance of its highest consideration.

Mission of Canada to the
European Communities
Rue de Loxum 6
1000 BRUXELLES



000715

FLO/R.B. FADDEN/6-2643/jt

EXTERNAL AFFAIRS



AFFAIRES EXTÉRIEURES

TO
À ALL ADDRESSEES

SECURITY UNCLASS
Sécurité

FROM
De Legal Operations Division

DATE March 18, 1981

REFERENCE
Référence

NUMBER Numéro	FLO-435
A FILE OTTAWA	123952 DOSSIER
B FILE MISSION	25-5-7-2-SALMON DOSSIER
B HAND	PAR PORTEUR
A.T.N.	

SUBJECT
Sujet Drafting Group Meeting - Salmon

ENCLOSURES
Annexes

DISTRIBUTION

PARIS
LDN
DUBLN

Grateful you immediately convey the
... appropriate authorities. Attached Canadian draft
on Atlantic Salmon Convention which is to be used
at the 26-27 Ottawa working group meeting.

J. B. Fadden
Legal Operations Division

TO: WSHDC
BREC
OSLO
COPEN (for Faroes)
OSLO (for Iceland)
STKHM

INTERNATIONAL CONVENTION FOR THE CONSERVATION OF SALMON
IN THE NORTH ATLANTIC OCEAN

THE CONTRACTING PARTIES

TAKING into account the deliberations of the Third United Nations Conference on the Law of the Sea relating to anadromous stocks of fish,

RECOGNIZING that the State in the rivers of which an anadromous stock of fish originates has the primary interest in, and responsibility for, such stock,

RECOGNIZING that a State which permits the capture of salmon originating in the rivers of another State has an obligation to cooperate with that State with regard to the conservation and management of such stocks,

RECOGNIZING that States of Origin should obtain social and economic benefits in return for the costs of maintaining, restoring and enhancing salmon stocks in their rivers,

NOTING that in accordance with the deliberations of the Third United Nations Conference on the Law of the Sea fishing for salmon shall not be permitted beyond 200 miles from the baselines from which the breadth of territorial seas is measured,

DESIRING to promote the acquisition, analysis and dissemination of scientific information pertaining to salmon stocks in the North Atlantic Ocean,

DESIRING to facilitate the conservation, restoration and rational management of salmon stocks in the North Atlantic Ocean through international cooperation,

HAVE AGREED as follows:

ARTICLE I

1. This Convention applies to the maritime waters of the North Atlantic Ocean and its adjacent seas and bays, excluding the Baltic Sea, hereinafter referred to as the "Convention Area".

2. The Convention Area shall be divided into Commission Areas as described in Annex I of this Convention.

3. Annex I is an integral part of this Convention.

4. This Convention applies to all salmon within the Convention Area.

5. Nothing in this Convention shall affect or prejudice the positions or claims of any Contracting Party in regard to internal waters, the territorial sea, or the limits or extent of the jurisdiction of any Contracting Party over fisheries; or affect or prejudice the views or positions of any Contracting

1. This Convention applies to the salmon stocks that migrate between areas under national fisheries jurisdiction in the North Atlantic Ocean.

Party with respect to the Law of the Sea.

6. For the purposes of this Convention:

- "State of Origin" means a Contracting Party in whose rivers salmon stocks originate;
- "salmon interceptions" means catches within the fisheries jurisdiction of one country of salmon which originate in the rivers of another country;
- "intercepting salmon fishery" means a salmon fishery within the fisheries jurisdiction of one country wherein salmon which originate in the rivers of another country are harvested in an amount considered significant by that country.

ARTICLE II

1. The Contracting Parties agree to establish and maintain an international organization whose objectives shall be to contribute through consultation and cooperation to the conservation and restoration of salmon resources in the North Atlantic Ocean. This organization shall be known as the North Atlantic Salmon Conservation Organization hereafter referred to as "the Organization", and shall fulfill the functions assigned to it by this Convention.

2. The Organization shall consist of:

- a General Council
- a North American Commission
- a West Greenland Commission
- a North East Atlantic Commission
- a Secretariat.

2.bis - The areas of concern of the three Commissions referred to in paragraph 2 shall be as described in Annex _____ which is an integral part of this Convention.

3. The Organization shall have legal personality and shall enjoy in its relations with other international organizations and in the territories of the Contracting Parties such legal capacity as may be necessary to perform its functions and achieve its ends. The immunities and privileges which the Organization and its officers shall enjoy in the territory of a Contracting Party shall be subject to agreement between the

Organization and the Contracting Party concerned.

4. The headquarters of the Organization shall be at
..... or at such other place as may be decided by the
General Council.

5. The official language of the Organization shall be English.

ARTICLE III

The functions of the General Council shall be:

- (a) to provide a forum for the study, analysis and exchange of information among the Contracting Parties on matters concerning salmon interceptions;
- (b) to review the scientific information upon which Commission proposals are based;
- (c) to establish working arrangements with the International Council for the Exploration of the Seas (ICES) and other appropriate international fisheries and scientific organizations;
- (d) to make recommendations to Contracting Parties, ICES or other appropriate scientific bodies concerning the undertaking of scientific research;
- (e) to supervise and coordinate the administrative, financial and other internal affairs of the Organization, including the relations among its constituent bodies;
- (f) to coordinate the external relations of the Organization;
- (g) to exercise such other authority as is conferred upon it by this Convention.

ARTICLE IV

1. Each Contracting Party shall be a member of the General Council and shall appoint to the General Council not more than three representatives who may be accompanied at its meetings by experts and advisers.

2. The General Council shall elect a Chairman and Vice-Chairman, each of whom shall serve for two years and shall be eligible for re-election but shall not serve for more than four years in succession. The Chairman and Vice-Chairman shall be chosen from the General Council representatives of different Contracting Parties.

3. The Chairman of the General Council shall be the President of the Organization and shall be its principal representative.

4. The Chairman of the General Council shall convene a regular annual meeting of the Organization at a time and place decided upon by the General Council.

5. Any meeting of the General Council, other than the annual meeting, may be called by the Chairman at such time and place as the Chairman may determine, upon the request of a Contracting Party with the concurrence of another Contracting Party.

6. The General Council may establish committees and subcommittees for the exercise of its duties and functions.

ARTICLE V

1. Each Contracting Party shall have one vote in proceedings of the General Council.

2. Except where otherwise provided, decisions of the General Council shall be taken by a ^{three-quarters} majority of the votes of all Contracting Parties present and casting votes; no vote shall be taken unless ~~t w o~~ - thirds of the Contracting Parties are present.

3. The General Council shall adopt rules for the conduct of its meetings and for the exercise of its functions.

4. The General Council shall submit to the Contracting Parties an annual report of the activities of the Organization.

ARTICLE VI

1. Fishing for salmon in the waters under the fisheries jurisdiction of the Parties to this Convention is prohibited beyond twelve miles from the baselines from which the territorial sea is measured, except as provided in Annex .

2. Annex is an integral part of this Convention.

ARTICLE VII

1. The functions of the [West] Greenland Commission and the North East Atlantic Commission are:

- a) to provide a forum for consultation and cooperation among their respective members concerning conservation and management of salmon resources in the respective Commission areas;
- b) to adopt proposals to regulate intercepting salmon fisheries in the respective Commission areas;
- c) to make recommendations to the General Council concerning the undertaking of scientific research.

2. The proposals referred to in paragraph 1b) of this Article shall take into account:

- a) measures taken and other factors, both inside and outside the respective Commission areas, that affect the stocks concerned;
- [b) the specific interests and responsibilities of States of Origin, in particular their efforts to ensure the conservation, restoration and enhancement of salmon stocks in their waters;]
- [c) the impact of migrating salmon upon the marine ecosystems of Commission members given the biological interdependences and inter-relationships within such ecosystems;]

[d) the contribution of Contracting Parties other than States of Origin to the conservation of salmon stocks which migrate into their fisheries zones by limiting their catches of such stocks or by other measures.]

[3. Fishing patterns in salmon fisheries in the North/East Atlantic Commission's area of concern shall not be altered in a manner which results in the initiation or increase of catches of salmon which originate in the rivers of another Contracting Party except with the consent of the latter.]

ARTICLE VIII

NORTH AMERICAN COMMISSION
Terms of Reference

1. The North American Commission shall provide a forum for consultation and cooperation between its members:

- a) on matters relating to the reduction of salmon interceptions in the Commission area, and
- b) in cases where activities established or proposed by one Commission member affect salmon which originate in the rivers of the other Commission member because, for example, of biological interactions [or bycatches of salmon which originate in the rivers of that other Commission member].

2. In order to reduce salmon interceptions the Commission may adopt proposals for action to regulate intercepting salmon fisheries in the Commission area.

3. The Commission may make recommendations to the General Council concerning the undertaking of scientific research.

4. Fishing patterns in salmon fisheries in the North American Commission's area of concern shall not be altered in a manner which results in the initiation or increase of catches of salmon which originate in the rivers of another Contracting Party except with the consent of the latter.

ARTICLE IX

1. The members of the North American Commission shall be Canada and the United States of America.

2. The members of the [West] Greenland Commission shall be Canada, the European Economic Community, the United States of America, [and] and any other Party to this Convention accepted by the Commission.

3. The members of the North East Atlantic Commission shall be the European Economic Community, [and] and any other Party to this Convention accepted by the Commission.

4. Each Commission member shall appoint to the Commission its own representative who may be accompanied at any Commission meeting by alternates, experts and advisers.

5. Any Contracting Party that is not a member of a particular Commission may participate, as an observer, in the deliberations of that Commission.

6. Each Commission shall elect a Chairman and a Vice-Chairman, each of whom shall serve for two years and shall be eligible for re-election but shall not serve for more than four years in succession. The Chairman and Vice-Chairman shall be representatives of different Commission members.

7. Each Commission shall meet annually at before the annual meeting of the Organization. Any meeting of a Commission or the General Council other than the annual meeting, may be called by its Chairman at such time and place as the Chairman Commission may determine, upon the request of a member with the concurrence of another Commission member.

8. Each Commission may establish committees and subcommittees for the exercise of its duties and functions.

9. Each Commission shall take into account the best available information including advice from ICES and other appropriate scientific bodies when adopting proposals to regulate fisheries in the Commissions' area.

10. Each Commission shall make an annual report of its activities to the General Council.

ARTICLE XI

1. Each Commission Member shall have one vote in proceedings of the Commission.

2. Commission decisions shall be taken by the unanimous vote of those Members entitled to vote pursuant to paragraph 6 of Article XV.

3. Each Commission shall adopt rules for the conduct of its meetings and the exercise of its functions.

ARTICLE XI

1. The functions of the Secretariat shall be:
 - a) to provide administrative services to the organization;
 - b) to compile and disseminate statistics and reports concerning the salmon resources of the Convention area.

2. The chief administrative officer of the Secretariat shall be the Executive Secretary who shall be appointed by the General Council.

3. The General Council shall determine the procedures for appointing the Executive Secretary, his conditions of employment and functions.

4. The staff of the Secretariat shall be appointed by the Executive Secretary and shall be responsible to him, subject to the general supervision of the General Council.

ARTICLE XII

1. Subject to the provisions of this Article, Contracting Parties shall implement any proposal adopted by a Commission from the date of its entry into force.
2. Any proposal adopted by a Commission under Article VIII or IX shall enter into force ninety days after its adoption or, if another date is determined by the Commission, on such date, except as provided for by paragraph 3 of this Article.
3. Any Commission Member in whose waters a proposal would apply may, within sixty days of the adoption of a proposal, lodge an objection to it. In this case, the proposal shall not enter into force for that Commission Member, or for any Commission member who so notifies after 30 days.
4. Any Commission Member may notify the Executive Secretary of its intention not to be bound by a proposal, after the proposal has been in force for one year. The proposal shall cease to be binding upon that Commission Member and any other Member that so indicates within /90/ /30/ days after the date of transmittal specified on the notice sent by the Executive Secretary informing Commission Members of the above notification.

ARTICLE XIII

1. Each Contracting Party shall compile and submit to the General Council available catch statistics for salmon taken within its fisheries jurisdiction, to be provided in such form and at such intervals as the General Council may [unanimously] determine.

[2. Each Contracting Party undertakes to notify the General Council of any measure or activity which could affect the conservation, restoration, development or interception of salmon stocks subject to this Convention.]

[3. The notification referred to in paragraph 2 shall be made annually and shall be sent to the Secretariat not later than sixty days before the annual meeting of the General Council.]

4. The Contracting Parties shall provide the General Council, with any available scientific and statistical information it requires for the purposes of this Convention.

ARTICLE XIV

1. The General Council shall adopt an annual budget for the Organization by a 2/3 majority vote and shall establish the contribution of each Contracting Party.
2. The Executive Secretary shall notify each Contracting Party of its contribution and each Contracting Party shall pay its contribution to the Organization no later than [four] months after the date of this notification.
3. Contributions shall be payable in the currency of the country in which the headquarters of the Organization is located, unless otherwise authorized by the General Council.
4. Drafts of the annual budget shall be submitted by the Executive Secretary to each Contracting Party together with a schedule of contributions, not less than sixty days before the meeting of the General Council at which the budget is to be considered.
5. A Contracting Party acceding to this Convention during the course of a financial year shall make a contribution for that year that is proportional to the number of complete months remaining in the year from the date of its accession.

6. A Contracting Party which has not paid its contributions for two consecutive years shall not be entitled to cast votes under this Convention until it has fulfilled its obligations, unless the General Council decides otherwise.

7. The financial affairs of the Organization shall be audited annually by external auditors to be selected by the General Council.

ARTICLE XV

1. Each Contracting Party shall take such action, including the imposition of adequate sanctions for violations, as may be necessary to make effective the provisions of the Convention, and to implement any measures which become binding under Article XIII. [Each Contracting Party shall transmit to the General Council an annual statement of the actions taken by it for these purposes.]

[2. Each Contracting Party undertakes to minimize salmon interceptions in connection with other fisheries both within and on the high seas beyond the area under its fisheries jurisdiction.]

3. The Contracting Parties agree to invite the attention of any State not a Party to this Convention to any matter relating to the activities of the nationals or vessels of that State which appear to affect adversely the conservation or restoration of salmon stocks or the implementation of this Convention. The Contracting Parties further agree to call such matters to the attention of other Contracting Parties and to confer upon the steps to be taken towards obviating such adverse effects or relieving any Contracting Party from such adverse effects.

ARTICLE XVII

1. This Convention shall be open for signature at
..... until by the Parties represented at the
Diplomatic Conference on held at
from to It shall thereafter be
open for accession by any of those Parties, and subject to
the approval of the General Council, by any other State that
exercises fisheries jurisdiction in the North Atlantic
Ocean.

2. This Convention shall be subject to ratification,
acceptance or approval by the Signatories and the instruments
of ratification, acceptance or approval shall be deposited
with the Depositary.

3. This Convention shall enter into force upon the first
day of the month following the deposit of instruments of
ratification, acceptance or approval by two of the designated
members of each Commission, provided that at least one of the
two designated members for each Commission exercises fisheries
jurisdiction within the Commission area.

4. Any Party eligible to accede in accordance with paragraph 1
of this Article, may accede to this Convention by notification
in writing to the Depositary. Accessions received by the
Depositary before the date of entry into force of this

Convention shall become effective on the date of entry into force of the Convention. Accessions received by the Depositary after this Convention's entry into force shall become effective on the date of receipt by the Depositary.

5. The Depositary shall inform the Signatories and acceding Parties of all ratifications, acceptances or approvals deposited and accessions received.

6. The Depositary shall convene the first meeting of the Organization not more than six months after the Convention's entry into force and shall communicate the provisional agenda to each Contracting Party not less than one month before the date of the meeting.

ARTICLE XVII

1. Any Contracting Party may propose amendments to this Convention to be considered and acted upon by the General Council at an annual or a special meeting. Any such proposed amendment shall be sent to the Executive Secretary at least ninety days prior to the meeting at which it is proposed to be acted upon, and the Executive Secretary shall immediately transmit the proposal to all Contracting Parties.

2. The adoption of a proposed amendment to the Convention by the General Council shall require a three-fourths majority of the votes of all Contracting Parties. The Depository shall notify all Contracting Parties of the text of any proposed amendments so adopted.

3. An amendment shall take effect for all Contracting Parties one hundred and twenty days following the date of transmittal specified in the notification by the Depository, unless any Contracting Party notifies the Depository that it objects to the amendment within 90 days of that date, in which case the amendment shall not take effect for any Contracting Party. Any Contracting Party which has objected to an amendment may at any time withdraw that objection. If all objections to the amendment are withdrawn, the amendment shall take effect for all Contracting Parties one hundred and twenty days following the date of transmittal specified in

the notification by the Depositary of receipt of the last withdrawal, unless any other Contracting Party notifies the Depositary that it objects to the amendment within 60 days of that date, in which case the amendment shall not take effect for any Contracting Party. If such subsequent objections are withdrawn, the amendment shall take effect for all Contracting Parties one hundred and twenty days following the date of transmittal specified in the notification by the Depositary of receipt of the last withdrawal.

4. Any Party which becomes a Contracting Party to the Convention after an amendment has been adopted in accordance with paragraph 2 of this Article shall be deemed to have approved the said amendment.

5. The Depositary shall promptly notify all Contracting Parties of the receipt of notifications of approval of amendments, the receipt of notifications of objection or withdrawal of objections, and the entry into force of amendments.

ARTICLE XVIII

1. Any Contracting Party may withdraw from the Convention on 31 December of any year by giving notice by the preceding 30 June to the Depositary, which shall immediately send copies of the notice to other Contracting Parties.

2. Any other Contracting Party may withdraw from the Convention on the same 31 December by giving notice to the Depositary within one month of the date on the copy of a notice of withdrawal given pursuant to paragraph 1 of this Article.

ARTICLE XIX

1. The original of the present Convention shall be deposited with the which shall communicate certified copies thereof to all Signatories and all Contracting Parties.

2. The Depositary shall register the present Convention with the Secretariat of the United Nations.

IN WITNESS WHEREOF the undersigned, being duly authorized, thereto, have signed this Convention.

DONE at , this day of , 198.. , in a single original, in the English and French languages, each text being equally authentic.

ANNEX

[Article VII, paragraph 1,]

The Commission Areas referred to in Article I, paragraph 2,
of this Convention shall be as follows:

1. North American Commission: the waters within the fisheries jurisdiction of Canada and the United States of America off the east coast of North America.

2. [West] Greenland Commission: west of a line drawn along 44°W Longitude south to 59°N Latitude, thence due east to 42°W Longitude, thence due south.

2. Greenland Commission: the waters within the two hundred mile fishing zone off Greenland.

3. The North East Atlantic Commission: the waters within national fisheries jurisdiction east of the line referred to in sub-paragraph 2 of this Annex.

3. The North East Atlantic Commission: the waters within national fisheries jurisdiction east and south of the Greenland Commission area.

ANNEX

1. Fishing for salmon beyond twelve miles from the baselines is permitted only in the following areas:

- a) in the [West] Greenland Commission area, up to thirty miles seaward from the baselines of Greenland,
- b) in the North East Atlantic Commission Area..(Faroe Islands).

2. Each Commission established by the Convention may adopt proposals for amendments to the provisions of paragraph 1 in regard to its respective area. Such proposals shall enter into force subject to the provisions of Articles XI and XIII.

ANNEX

1. The catch limit for the West Greenland Commission area for each of the years 1981 to 198.. , shall be metric tons.

2. Fishing for salmon in the West Greenland Commission area shall follow strictly the 1976-77 fishing patterns.

[1. The catch limit for the salmon fishery in that portion of the Greenland Commission Area lying westerly of a line drawn due south from the most southerly point of Cape Farewell for each of the years 1981 to 198.. , shall be metric tons.]

[2. Fishing for salmon in that portion of the Greenland Commission Area described in paragraph 1, shall follow strictly the 1976-77 fishing patterns.]



Government of Canada / Gouvernement du Canada
Fisheries and Oceans / Pêches et Océans

Your file / Votre référence

March 16, 1981. / Our file / Notre référence

Mr. R.J. Rochon,
Department of External Affairs,
Legal Operations Division (FLO),
4th fl., Tower A,
Sussex Drive,
Ottawa, Ontario.
K1A 0G2

DATE		
ACC	124101	REF
FILE	25-5-7-2-SALMON	DISSIER
B/HAND		PAR PORTEUR
ATTN:		

Dear Mr. ^{Bob} Rochon:

Enclosed you will find several copies of the draft Atlantic Salmon Convention prepared by this department for the March 26-27 drafting group discussions. Would you please send by bag a copy of the text to those delegations concerned.

Yours sincerely,

E. Meltzer.

Encl.

**ACTION
SUITE A DONNER**

RF
Copy to AF w/ 6/10/81
3/13

C O N F I D E N T I A L

FM BREEC YCGR0857 13MAR81

TO EXTOTT GEB FLO DELIVER BY 160900

BE FANDCOTT/CAMPBELL/APPLEBAUM DE OTZ DELIVER BY 160900

INFO ITCOTT/EUR/OGF FINOTT/IER LDN PARIS ROME BONN BRU COPEN

HAGUE DUBLN ATHNS

DISTR ECO

REF OURTEL YCGR856 13MAR

---SALMON

DATE	
ACC	127039 REF
FILE	25-5-5-CDA-EE C DOSSIER
BY HAND	PAR PORTEUR
ATTN	25-5-7-2-SALMON

IN OUR MAR13 MTG, GALLAGHER REPORTED THAT HE HAD RAISED IN CORRESPONDENCE THE NEED TO WORK WITH CDA ON OUTSTANDING SALMON ISSUES. DANES REFERRED TO THEIR UNILATERAL STATEMENT DURING FEB COUNCIL AND ARGUES THAT COUNCIL HAD AGREED THAT THERE WERE NO/NO OUTSTANDING ISSUES TO BE ADDRESSED. GALLAGHER, WITH SUPPORT OF SOME M/S AND PRESIDENCY, REPLIED THAT UNILATERAL COUNCIL STATEMENTS HAVE NO/NO LEGAL STANDING AND HENCE ARE NOT/NOT BINDING UPON COMMISSION. THIS INTERPRETATION WAS SUBSEQUENTLY CONFIRMED AT MAR10 COUNCIL WITH PARTICULAR SUPPORT FROM FGR FOR COMMISSIONS INTENTION TO WORK IN GOOD FAITH WITH CDA ON OUTSTANDING SALMON PROBLEMS. HENCE GALLAGHER WANTED TO ASSURE US THAT THEY WOULD TAKE ICES EXERCISE SERIOUSLY.

2. GALLAGHER ACKNOWLEDGED THAT IN EVENT LTA NOT/NOT BEING APPROVED QUESTION WOULD ARISE HOW TO PROTECT OUR MUTUAL INTERESTS IN MAINTAINING SALMON QUOTA. HE SAID THAT CURRENT COMMISSION PROPOSALS ON SALMON PROVIDED FOR TAC OF 1190/1190 BUT RECOGNIZED THAT IT WAS

...2

PAGE TWO YCGR0857 CONFD

POSSIBLE THAT THIS TAC MIGHT NOT/NOT BE ACCEPTED. IF THIS RESULTED, GALLAGHER SPECULATED THAT RECOURSE COULD BE MADE TO EXCHANGE OF LETTERS DATING FROM 1972-73 BETWEEN DANES, USA AND ICNAF. THIS EXCHANGE OF LETTERS, GALLAGHER THOUGHT, CONTAINED AN OBLIGATION ON PART OF DANES TO OBSERVE QUOTA OF 1190/1190. DANES AGREED TO THIS IN ORDER TO GET AMERICANS TO REMOVE TRADE RESTRICTIONS APPLIED TO CERTAIN DANISH GOODS IN RETALIATION FOR DANISH/GREENLAND OVER-FISHING OF SALMON. GALLAGHER READILY ADMITTED HOWEVER THAT STATUS OF THIS EXCHANGE GIVEN EVENTS SINCE THAT TIME, NOTABLY DISAPPEARANCE OF ICNAF AND ITS REPLACEMENT BY NAFO WAS AT BEST UNCERTAIN.

CCC/216 131727Z YCGR0857

R.F.
R.R.

ACTION
SUITE A DONNER

W. P.

UNCLASSIFIED

FM BREC YCTD0846 13MAR81

TC EXTOTT FLO

INFO WSHDC STKHM OSLO/FOR NORWAY/ICELAND COPEN LDN ~~DUBLIN~~ PARIS BONN

FANDOTT/CAMPBELL/APPLEBAUM/MELTZER

DISTR FLP GEB GNC

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP MAR26-27

EURCOM ENQUIRES IF IT OUR INTENTION TO PRODUCE CLEAN TEXT

INCORPORATING POINTS AGREED DURING OTT-MTG AS BASIS FOR DRAFTING

GROUP DISCUSSIONS MAR26-27. IF SO WILL IT BE AVAILABLE BEFOREHAND?

UUU/216 131727Z YCTD0846

DATE		
ACC	123483	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
MTR27		

RF

ACTION

file
&
P/3.

UNCLASSIFIED

FM COPEN YJGR0319 11MAR81

TO EXTOTT FLO

INFO WSHDC STKHM OSLO/FOR NORWAY/ICELAND BREEC LDN DUBLN PARIS

BONN FANDOOTT/CAMPBELL/APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF YOURTEL FLO0295 18FEB

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP

DATES ACCEPTABLE TO DANISH/FAEROESE AUTHORITIES. ~~REGRET THEY UNABLE~~
TO SAY AT THIS POINT WHETHER THEY WILL SEND REPRESENTATIVE FROM THE
FAEROE ISLANDS OR MORE LIKELY BE REPRESENTED AT MTG BY EMBASSY
OFFICIAL OTT.WILL FORWARD INFO AS SOON AS IT IS RECEIVED.

UUU/209 111104Z YJGR0319

DATE		
ACC	123813	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN.		

MESSAGE

diary/file/chron

PLACE LIEU	DEPARTMENT MINISTÈRE	ORIG. NO. NO D'ORIG.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
SEATL	UAGR	5188	06M/R81		U/C

TO/A EXTOTT FLO SEA 007-106 P178

INFO B.H. FANDO OTT HUNTER/GOODMAN DE OTT

ACTION
SUITE A DONNER

ACC 123317 REF
 FILE 25-5-7-2-Salmon DOSSIER
 BY HAND PAR PORTEUR
 1983

25-5-7-2 - Pacific/N

DISTR.

REX COURTEL UAGH5185 OF 05MAR81

SUB/SUBJ ---JAPANESE HIGH SEAS SALMON GILLNET FISHERY AND THE DALL PORPOISE PROBLEM

FOLLOWING RENEGOTIATION OF INPFC IN 1978 THE JAPANESE WERE GRANTED A THREE-YEAR EXEMPTION FROM THE INCIDENTAL TAKE PERMIT REQUIREMENTS OF THE MARINE MAMMAL PROTECTION ACT FOR THEIR HIGH SEAS SALMON GILLNET FISHERY WITHIN THE UNITED STATES FCZ, THAT EXEMPTION EXPIRES JUNE, 1981.

2. NMFS IS CURRENTLY EXPLORING TWO ALTERNATIVES FOR ACTION: (1) ALLOW THE JAPANESE TO CONTINUE TO TAKE MARINE MAMMALS IN THE FCZ BY GRANTING A PERMIT UNDER THE MARINE MAMMAL PROTECTION ACT TO TAKE MARINE MAMMALS INCIDENTAL TO THEIR SALMON FISHERY IN THE FCZ; RECOMMEND LEGISLATIVE ACTION TO EXTEND THE PERMIT EXEMPTION UNDER THE MARINE MAMMAL PROTECTION ACT TO THE JAPANESE SALMON FISHERY, (2) NOT ALLOW CONTINUED TAKE OF MARINE MAMMALS BY THE

...2

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APProuvé
SG F.D. MARTENS/cn			SG <i>[Signature]</i>

STY 12/81L 1REY 6/79

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-2-

JAPANESE SALMON FISHERY WITHIN THE FCZ..

3. ALTERNATIVE TWO, NOT ALLOWING THE CONTINUED TAKE OF MARINE MAMMALS INCIDENTAL TO THE SALMON FISHERY IN THE FCZ, WILL STOP THE SALMON FISHERY WITHIN THE US 200-MILE ZONE. THE IMPLICATIONS OF THAT MOVE ARE NOT CLEAR. OBVIOUSLY IT WILL NOT CHANGE THE FISHERY IN THE QUOTE TRIANGLE UNQUOTE NORTH OF THE ALEUTIAN CHAIN WHERE THE BULK OF WESTERN ALASKA CHINOOK SALMON ARE TAKEN. IT MAY, DEPENDING ON WHAT ACTION JAPAN TAKES, CHANGE THE PATTERN OF THE FISHERIES SOUTH OF THE ALEUTIANS. IF THEY WITHDRAW FROM INPFC, THEIR FISHERY WOULD BE ESSENTIALLY UNRESTRICTED OUTSIDE 200 MILES AND THEY COULD, BY MOVING ONLY A SHORT DISTANCE FURTHER EAST, AGAIN HEAVILY IMPACT RUNS OF ALASKAN AND NORTH AMERICAN SALMON THAT THEY NOW FISH EITHER VERY LIGHTLY OR NOT AT ALL. A COPY OF THE FEDERAL REGISTER NOTICE ANNOUNCING THE HEARING ON THE MARINE MAMMAL EXEMPTION PERMIT IS ATTACHED. COPIES OF THE ENVIRONMENTAL IMPACT STATEMENT REFERRED TO ARE AVAILABLE FROM NMFS.

4. WHILE NOT DIRECTLY RELATED TO THE DALL PORPOISE PROBLEM, THE 1980 CATCH OF CHINOOK SALMON BY THE JAPANESE MOTHERSHIP SALMON FLEETS WAS EXTREMELY HIGH, MUCH HIGHER THAN IN THE PAST. ATTACHED IS A SUMMARY OF INCIDENTAL CATCH OF CHINOOK SALMON BY FOREIGN FISHERIES OTHER THAN THE DIRECTED SALMON FISHERY OFF ALASKA. THE INCIDENTAL CATCH, WHICH ALSO WAS VERY HIGH, COMBINED WITH THE INCREASE IN CATCH BY THE MOTHERSHIP FISHERY, OBVIOUSLY WILL HAVE A DIRECT BEARING ON THE ATTITUDE OF MANY OF THE PEOPLE INVOLVED WITH THIS RESOURCE TOWARD THE ISSUANCE OF A PERMIT TO THE JAPANESE.

5. JAPANESE FISHERMEN HAVE NOTIFIED THE NORTH PACIFIC FISHERIES MANAGEMENT COUNCIL THAT THEY PLAN TO REDUCE VOLUNTARILY THEIR CATCH OF KING SALMON IN THE BERING SEA THIS YEAR. THE ANNOUNCEMENT FOLLOWED SEVERAL WEEKS OF GROWING COMPLAINTS FOLLOWING DISCLOSURE THAT THE JAPANESE FLEET HARVESTED MORE THAN 700,000 CHINOOKS LAST YEAR, MORE THAN FIVE TIMES GREATER THAN THE 1979 CATCH. PRECISE LIMITS WHICH THE GILL-NETTERS INTEND TO ABIDE BY ARE NOT YET DETERMINED. THE NUMBERS WILL BE WORKED OUT IN COMING WEEKS WHEN JAPAN SENDS A DELEGATION TO MEET WITH ALASKA FISHERY REPRESENTATIVES, BUT THE JAPANESE WILL RESTRICT ITS CATCH TO THE 1977-79 AVERAGE OF

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ROUGHLY 100,000 FISH

002-106 P45) 9

the Commission or oral presentation required by the Commission.

Federal Communications Commission.

Henry L. Baumann,

Chief, Policy and Rules Division, Broadcast Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.261(b)(6) of the Commission's Rules, IT IS PROPOSED TO AMEND the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the Notice of Proposed Rule Making to which this Appendix is attached.

2. Showings Required. Comments are invited on the proposal(s) discussed in the Notice of Proposed Rule Making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. Cut-off Procedures. The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. Comments and Reply Comments: Service. Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the Notice

of Proposed Rule Making to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. Number of Copies. In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. Public Inspection of Filings. All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

(FR Doc. 81-1168 Filed 2-3-81; 9:43 am)
BILLING CODE 6712-01-0

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 216

Taking of Marine Mammals Incidental to Commercial Fishing Operations

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of Receipt of Permit Application; Notice of Formal Hearing; Notice of Formal Hearing Procedures; Notice of Proposed Regulation.

SUMMARY: On January 19, 1981, the National Marine Fisheries Service received an application from The Federation of Japan Salmon Fisheries Cooperative Association for a permit under the Marine Mammal Protection Act to take Dall's porpoise and other marine mammals incidental to commercial fishing operations. This notice announces the formal hearing to consider certain scientific aspects of the permit request, the procedures to govern the formal hearing, and the proposed regulation to accompany a permit if granted.

DATE: NOAA/NMFS has scheduled a formal hearing to consider the population status of Dall's porpoise. It

will begin at 9:30 a.m. local time on Thursday, March 5, 1981 in Seattle, Washington.

ADDRESS: The formal hearing will be held in the Federal Building, Room 2202, 915 2nd Avenue, Seattle, Washington, 98174.

FOR FURTHER INFORMATION CONTACT: Georgia Cramore, Office of Marine Mammals and Endangered Species, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce, Washington, D.C. 20236. Telephone: 202/634-1742. Office location: Room 414B, Page Building 2, 3300 Whitehaven Street, N.W., Washington, D.C.

SUPPLEMENTARY INFORMATION: Background

Marine Mammals, primarily the Dall's porpoise, *Phocoenoides dalli*, are taken in the course of commercial salmon gill net operations by Japanese fishing vessels within and outside the U.S. fishery conservation zone (FCZ) in the North Pacific and Bering Sea. A three-year exemption from the incidental take permit requirements of the Marine Mammal Protection Act of 1972 (MMPA) granted the Japanese salmon fishery in the North Pacific Ocean, and implemented by 1978 amendments to the North Pacific Fisheries Act of 1954, will expire in June 1981.

A cooperative research program was begun in 1978 to assess the status of the Dall's porpoise, the extent of incidental take, and methods to minimize such taking. Reports on the research conducted through 1980, are now available.

Receipt of Permit Application

On January 19, 1981 the Federation of Japan Salmon Fisheries Cooperative Associations, 9th Floor, San Kaide Building, 9-13, Akasaka 1-Chome, Minato-ku, Tokyo, Japan submitted an application for an incidental take permit, Category 5, "Other Gear," salmon drift gill net. The permit application requests a three (3) year term (1981-1983) and estimates that the maximum number of marine mammals expected to be incidentally taken on a yearly basis by the Japanese salmon fishery in the U.S. Fishery Conservation Zone (FCZ) is as follows: Dall's porpoise, 5,500; harbor porpoise (*Phocoena phocoena*), 50; Pacific white-sided dolphin (*Lagenorhynchus obliquidens*), 25; killer whale (*Orcinus orca*), 25; Steller sea lion (*Eumetopias jubatus*), 25; and northern fur seal (*Callorhinus ursinus*), 450.

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Copies of the application are available for review in the following offices: Office of Marine Mammals and Endangered Species, National Marine Fisheries Service, 3300 Whitehaven Street, NW, Room 414B, Washington, D.C.; Regional Director, Northwest Region, National Marine Fisheries Service, 1700 Westlake Avenue, North, Seattle, Washington 98109; and Regional Director, Alaska Region, National Marine Fisheries Service, P.O. Box 1668, Juneau, Alaska 99802. Interested persons may submit written views on this application on or before (30 days hence) to the Office of Marine Mammals and Endangered Species, NMFS.

Regarding the applicant's request to take Dall's porpoise, the Agency has determined that the best available scientific data about its population status must be reviewed in a formal hearing before an Administrative Law Judge (ALJ). The specific issues that need to be addressed in the formal hearing are noted in a subsequent section of this preamble.

A formal administrative hearing is not required to review the applicant's other requests. Steller sea lion and northern fur seal have already been subject to scientific reviews and findings as required by the Marine Mammal Protection Act of 1972, as amended (MMPA). For example, see 44 FR 2540, January 11, 1979; 45 FR 21844, December 10, 1980. However, as noted above, written views on the applicant's request for a permit covering these two species are solicited by the Agency.

The applicant's request for a permit covering harbor porpoise, Pacific white-sided dolphin, and killer whales cannot be processed. The Agency cannot grant permits to incidentally take these animals because the supporting documentation in the permit application and in the scientific literature is not sufficient to warrant a review at this time.

MMPA Requirements

With limited exceptions, the MMPA establishes a moratorium on taking of marine mammals in the United States FCZ. One of these exceptions provides for a permit to take marine mammals incidental to commercial fishing operations.

Section 104(h) and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR Part 218) require that a general permit be obtained and that a Certificate of Inclusion be on board any vessel which takes marine mammals in the course of commercial fishing operations within the FCZ. Before issuing general permits, the Secretary of Commerce, on the basis

of the best scientific evidence available, must assess the optimum sustainable population (OSP) of the affected stocks and determine whether the proposed incidental take will disadvantage these stocks.

In order to make the disadvantage determination, the first question is whether the subject marine mammal stock is at its optimum sustainable population (OSP) level. If the stock is not at OSP, an incidental take permit may not be issued. If a stock is determined to be at OSP, the disadvantage test further requires assurances that the takings will not be harmful to the stock. This requires some projection as to the effect of the proposed incidental takings on the stock and whether the stock will be at OSP after the takings.

If it is determined that a species will not be disadvantaged by allowing an incidental take, the next question is whether a lower quota is technologically feasible. This is in furtherance of the MMPA objective that "it shall be the immediate goal that the incidental kill or incidental serious injury of marine mammals permitted in the course of commercial fishing operations be reduced to insignificant levels approaching zero mortality and serious injury rate."

Notice of Formal Hearing; Formal Hearing Procedures

The formal hearing will begin at 9:30 a.m. local time on Thursday, March 5, 1981 at the Federal Building, Room 2886, 915 2nd Avenue, Seattle, Washington, 98174. It will last for two days.

In general, the procedural rules for the formal hearing are those found in 50 CFR 218.70-218.90. However, the 60-day notice provision of 50 CFR 218.73(b)(6) will not be followed so that a permit, if it is to be granted, may be granted in May 1981 before the start of this year's fishing season. Therefore, it is for good cause found that the advance notice, public procedures, and delayed effectiveness provision of 5 U.S.C. 553 are impracticable and contrary to the public interest and that the adjustment to the procedural rules just noted is effective immediately.

The Assistant Administrator for Fisheries of NOAA and The Federation of Japan Salmon Fisheries Cooperative Association are made automatic parties to the hearing. For other interested parties, notices of intent to participate as an active party in the formal hearing must be submitted to the Assistant Administrator for Fisheries no later than February 16, 1981.

Any written direct expert testimony for the hearing must be prepared in

advance and submitted to all parties no later than February 27, 1981.

The docket number assigned to this case is MMPAH 1981-1. All notices, copies of written evidence, and other documents to be filed or submitted should be sent to the following address and bear the designated docket number: Presiding Officer MMPAH 1981-1, c/o Assistant Administrator for Fisheries, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce, Washington, D.C. 20235.

Records and documents relative to this proposal will be maintained in the offices of the National Marine Fisheries Service, and may be reviewed during normal working hours, 8 a.m. to 4:30 p.m. in the Page Building 2, Room 414B, 3300 Whitehaven Street, NW, Washington, D.C.

Issues to be Considered at the Formal Hearing

The hearing will be limited to the following issues and facts: (a) estimate of existing population levels of Dall's porpoise; and (b) the expected impact the proposed regulations on the optimum sustainable population (OSP) of Dall's porpoise. These issues necessarily involve consideration of whether the scientific evidence is sufficient to make any of the required MMPA findings, future scientific research needs, and the means available to the applicant to further reduce the mortality of Dall's porpoise. Evidence relevant to other issues may be submitted at the hearing subject to the rulings of the presiding officer on the relevance and materiality of such issues.

The permit applicant contends that the stock of Dall's porpoise is at OSP and will be at OSP after the proposed three year incidental taking regime. In the formal hearing, the applicant must present evidence to support this contention.

The Agency believes that the allegations in the permit application are such that it is obligated under the MMPA to provide the setting for the evidence to be considered. However, Agency takes no position at this time as a proponent or opponent of the requested permit. The Agency will act according to the record developed in hearing. If a permit is granted, the Agency will promulgate a regulatory quota limiting the incidental take of Dall's porpoise in this fishery.

Prehearing Conference

A prehearing conference will be held on February 18, 1981 at 10:00 a.m. in Room 6708, Main Department of Commerce Building, 14th Street and

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to all parties... assigned to this... Ad notice... submit... subject

Constitution Avenue, NW, Washington, D.C. Only parties may participate in the prehearing conference. The conference will consider the issues of fact to be presented in the hearing; the witnesses who will testify and the object of their testimony; other alterations to the hearing rules that may be required; the need for oral argument, if any; the briefing schedule; and the timing of the ALJ's Recommended Decision and the Administrator's Final Decision.

Required Statements

Section 103(d) of the MMPA requires the publication of the following statements: (a) estimated existing levels of the species and population stocks of the marine mammals concerned; (b) a statement to the expected impact on the optimum sustainable population (OSP) of such species or population stocks; (c) a statement describing the evidence before the agency; and (d) any studies made by or for the agency and any recommendations made by or for the agency or the Marine Mammal Commission, if any. The first two required statements are satisfied by the following table:

Stock	Present population	Present OSP status	OSP status at the end of 1983
Dall's porpoise	580,000 to 7,300,000	Within	Within

The second two statements are satisfied by the following list:

- Boucher, G.C., L.D. Consiglieri and L.L. Jones. 1980. Report on the distribution and preliminary analysis of the abundance of Dall's porpoise. INPFC Document 2267. 27 pp.
- Jones, L.L. 1980. Estimates of the incidental take of Northern fur seals in Japanese salmon gill nets in the North Pacific 1979-1978. Background Paper, submitted to the 23rd Annual Meeting of the Standing Scientific Committee of the North Pacific Fur Seal Commission, April 7-11, Moscow, U.S.S.R.
- Leatherwood, S. and R. Reeves. 1978. Porpoise and dolphins, in Marine Mammals

* Optimum sustainable population (OSP) of the species and stocks involved is defined as a population which falls in a range from the population level which is the largest supportable within the ecosystem to the population that results in maximum net productivity. (see 41 FR 35338, December 21, 1976). Maximum net productivity (MNP) is the greatest net annual increment in the population due to reproduction and growth less losses due to natural mortality. Maximum net productivity is interpreted as being the lower limit of the range of optimum sustainable population, the lower bound of OSP (or MNP) is considered to be 88 percent of initial unexploited populations (43 FR 72178, October 31, 1980). It is a population size that will produce the maximum number of animals that can be added to the ecosystem.

- of the Eastern North Pacific and Arctic Waters. D. Haley (ED.), Pacific Search Press, Seattle, Washington.
- National Marine Mammal Laboratory. 1980. Progress report on Dall porpoise research. Annual Report to the INPFC, Northwest and Alaska Fisheries Center, Seattle, Washington. 13 pp.
- Ridgway, S.H. (ED.) 1972. Mammals of the Sea, Biology and Medicine. Charles C. Thomas, Publisher, Springfield, Illinois. p. 115.
- U.S. Department of Commerce. 1979. Annual Report on Dall Porpoise—Salmon Research. A report to Congress.
- U.S. Department of Commerce. 1980. Final Environmental Impact Statement on the Interim Convention on Conservation of North Pacific Fur Seals.
- U.S. Department of State. 1978. Final Environmental Impact Statement on the Renegotiation of the International Convention for the High Seas Fisheries of the North Pacific Ocean.

Draft Environmental Impact Statement (DEIS)

On January 23, 1981, the Environmental Protection Agency announced the availability of a DEIS describing the Japanese high seas salmon fishery and the incidental take of Dall's porpoise in this fishery. The DEIS is available from the NMFS Office of Marine Mammals and Endangered Species at the above noted address and contains much detail regarding the history of this fishery and the International North Pacific Fisheries Commission (INPFC) that regulates the fishery.

Ex Parte Communications

Section 4 of the Government in the Sunshine Act (Pub L. 94-409), dealing with ex parte communications, is applicable to this hearing. The following persons are those employees of the Agency who may reasonably be expected to be involved in the decision process of the proceeding, and are, therefore, hereby identified to all interested persons outside the agency in order that the provisions of Section 4 can be complied with:

- Code, Name, and Title**
- DOC—Malcolm Baldrige, Secretary of Commerce.
 - A—James P. Walsh, Acting Administrator, NOAA.
 - EE—Martin H. Belsky, Director, Office of Ecology and Marine Conservation, NOAA.
 - GC—Edwin V.C. Greenberg, General Counsel, NOAA.
 - CCF—Joy Johnson, Assistant General Counsel—Fisheries, NOAA.
 - F—Terry L. Leitzell, Assistant Administrator for Fisheries, NOAA.
 - F—William H. Stevenson, Deputy Assistant Administrator for Fisheries, NOAA.
 - Fx3—Robert K. Crowell, Acting Executive Director, NMFS.

- F/MO—Richard B. Roe, Acting Director, Office of Marine Mammals & Endangered Species, NMFS.
- F/MM—Robert B. Brumsted, Office of Marine Mammals and Endangered Species, NMFS.
- F/CM—William C. Gordon, Director, Office of Resource Conservation & Management, NMFS.
- F/IA—Carmen J. Blundin, Director, Office of International Affairs, NMFS.
- F/NWC—William Aroa, Director, Northwest and Alaska Fisheries Center, NMFS.
- F/AKR—Robert W. McVay, Director, Alaska Region, NMFS.

Ex parte communications relevant to the scientific issues to be considered in the formal hearing between the above named persons and any interested person outside the Department of Commerce are prohibited from the date of this notice until the date the Final Decision resulting from the hearing is published in the Federal Register. Section 4 provides mechanisms for enforcing this prohibition, including (1) the requirement that an employee making or receiving prohibited communications disclose them and all responses to them for the public record of the proceeding; and (2) authorization of diamineal or other adverse action against the claim of the party to the proceeding who makes or causes prohibited communication. "Ex parte communication" means an oral or written communication not on the public record with respect to which reasonable prior notice to all parties is not given, but it shall not include requests of status reports on the matter of proceeding.

Drafting Information

The principal author of these regulations is Ronald S. Naveen, Office of the Assistant General Counsel—Fisheries, NOAA, with the participation of the NMFS Office of Marine Mammals and Endangered Species and the NMFS Office of International Affairs. (Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361-1407))
 Dated: January 30, 1981.
 Robert K. Crowell,
 Acting Executive Director, National Marine Fisheries Service.

Proposed Regulation

PART 216—REGULATIONS GOVERNING THE TAKING AND IMPORTING OF MARINE MAMMALS

The proposed amendment to 50 CFR Part 216 is as follows:

- § 216.24 [Amended]
- 1. 50 CFR 216.24(d)(5) is amended by adding a new subparagraph (vii) reading as follows:
- (d) . . .

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(5) . . .

(vii) The number of Dall's porpoise (*Phocoenoides dalli*) killed or seriously injured by Japanese vessels shall be limited to 8,500 animals per year. Any permit issued under this regulation shall indicate the measures by which the permit holder shall comply with the reporting requirements of paragraph (d)(5)(v) of this section. Any incidental take permit issued under this regulation shall allow retention of marine mammals for scientific research purposes and not require a separate permit under paragraph (d)(5)(iv).

(FR Doc. 81-0153 Filed 2-3-81; 8:45 am)

BILLING CODE 3510-22-01

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SEA 002/06

The incidental catch of salmon by foreign trawl fleets in the Bering Sea and Gulf of Alaska is summarized below. Gulf of Alaska data is broken out by species and area.

Bering Sea - chinook

1977	44,000
1978	39,000
1979	100,000

Gulf of Alaska

		<u>Western</u>	<u>Central</u>	<u>Eastern</u>
1978	chinook	32,346	9,693	418
	coho	556	166	7
1979	chinook	11,508	5,116	253
	coho	376	167	8

1980 data will be available in mid-March.

FEB/8

FLC/D.W.SMITH/2-6692/jt

March 6, 1981

Consultations on the Arctic Pilot Project
and Marine Environment Cooperation Agreement

ACC	12/2/6	REF
DOSSIER	68-18-1-DNMARK	
BY HAND	25-5-7-2 - Salmon	PAR FORTEUR
ATTN:		

The last consultation meeting with the Danes on these subjects was held from July 28 to August 17, 1980 in Copenhagen. Further meetings have not been held mainly because the Danes undertook to provide us with a new draft of the article relating to vessel routing in the agreement but have not yet done so. This is the principal outstanding issue with regard to the Agreement. We have, however, receive a Note from the Danish Embassy which emphasizes the importance they place on consultations with regard to the Arctic Pilot Project.

Our Note in reply (1) confirms our commitment to meaningful consultations; (2) confirms the importance to Canada at the Arctic Pilot Project; (3) emphasizes the need to have Denmark's concerns expressed clearly and concisely before final recommendations are made to the Canadian Government; (4) proposes a further consultation meeting in late April; and (5) suggests that the Agreement might be completed in time for signature by the SSEA during his trip to Denmark with the Governor General. We are also proposing to the Danes that a small group of legal experts meet before the next consultation meeting to try to develop mutually acceptable text for the article in this Agreement on vessel routing.

Greenland Salmon Fishery

Greenland has argued strongly for an increase in the quota of salmon (1190 metric tons) taken off their coast. EEC negotiators agreed to maintain this level in the text of the long-term fisheries agreement between Canada and the Communities. A new formula for increasing the quota without increasing the number of salmon of Canadian origin killed has been tentatively agreed upon. It involves retarding the opening of the salmon fishery by several months during which time the salmon will continue to grow. Hence the same number of fish caught later in the season will result in a greater tonnage. The success of this method also depends on increasing the size of the mesh in the fishing nets to ensure that only large fish are caught. Final acceptance of this arrangement will depend on scientific advice confirming that tonnage can be increased without killing greater numbers of fish. The long-term agreement with the EEC has not yet been approved by the Council.

.../2

- 2 -

At the same time negotiations are proceeding toward an Atlantic Salmon Convention under which Commissions will be established to regulate intercepting fisheries. Canada has insisted on retaining the 1190 MT quota in this forum as well. If the long-term agreement with the EEC is concluded, there will be less urgency to conclude the Atlantic Salmon Convention. However, if the long-term agreement fails it will be necessary to press forward with the Atlantic Salmon Convention to protect salmon of Canadian origin from overfishing in Greenland waters.

ACTION
NOTE A DONNER

bws
F dwj

C C N F I D E N T I A L

FM LDN XNCR0531 03MAR81

TO EXTOTT FLO

INFO BREEC BON COPEN PARIS ITCOTT/EUR/OGR/EPB

PH FANDOCTT/CAMPBELL/APPLEBAUM DE OTZ

DISTR ECO EIP GEB

---FISHERIES:SALMON

DATE		
ACC	130259	REF
FILE	255-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

HAVE SPOKEN TO CAHN OF MAFF WHO WAS IN BRU YESTERDAY FOR MTG ON SUBJ.

EURCOM HAD APPARENTLY PRESENTED CDN WISH FOR EARLY MTG OF ICES WG AS BEING FOR DOMESTIC REASONS RATHER THAN TO ADVANCE IN SUBSTANCE SCIENTIFIC REVIEW OF NET MESH SIZE-SEASON DATES AND FISH MORTALITY ISSUES.UK SAID WLD BE HAPPY TO ATTEND ANY MTG CDA WANTED.

2.CAHN POINTED OUT THAT UK WLD FIND IT HARD TO ARGUE FORCEFULLY FOR CHANGE OF MESH SIZE IF RESULT OF ICES REVIEW SUGGESTED(AS HE SUSPECTED)ONLY MARGINAL CHANGE IN SIZE.IF SCIENTISTS WERE TO CONCLUDE THAT MESH SIZE CHANGE WLD SAVE SAY 20 MT AND SEASON OPENING SOME COTHER SIMILAR AMOUNT,CAHN ENVISAGES OUR POSITION ON NET SIZE WILL BE VERY DIFFICULT,ESPECIALLY CONSIDERING COST TO FISHERMEN OF NEW GEAR.

CCC/181 031549Z XNCR0531

R F (ar)

[Handwritten mark]

DATE		
ACC	157049	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
SATIN	25-5-5-CDA-EEC	

R E S T R I C T E D

FM BREEC YCTD0676 26FEB81

TC EXTOTT GEB DELIVER BY 270900

INFO OSLO LDN BONN PARIS BRU ROME HAGUE ATHNS DUBLN COPEN

ITCOTT/OGR/EUR/FPB FINOTT/IER

BH FANDOOTT/CAMPBELL/APPLEBAUM/MELTZER DE OTZ

DISTR ECO FLP FLO EIP

REF YOURTEL 0610 23FEB

---GREENLAND SALMON QUOTA:CDA/EC LTA

PRESENTED NOTE TO SIMONNET AND LEIGH.WE STRESSED IMPORTANCE OF ELIMINATING ANY AMBIGUITY IN INTERPRETATION OF SALMON TEXT AND NCTED THAT CTY AGMT TO PROCEED WITH SPECIAL ICES WORKING GROUP IN MAR WOULD BE IMPORTANT INDICATION OF WILLINGNESS TO SETTLE QUESTIONS WHICH STILL SURROUND SALMON QUOTA.

2.SIMMONET INDICATED HE SHARES DESIRE TO CLARIFY INTERPRETATION OF SALMON TEXT IN ORDER ENSURE LTA DOES NOT/NOT FOUNDER AFTER APPROVAL BECAUSE OF DISAGREEMENT ON THIS BASIC QUESTION.HE SAID CDN POSITION IS CLEARLY STATED AND NOTE WILL IMMED BE DISTR TO M/S FOR DISCUSSION IN FISHERIES GROUP AND COREPER NEXT WEEK.

3.WHILE AT FIRST RESISTING IDEA OF SPECIAL ICES WORKING GROUP IN MAR AS REGULAR MTG SCHEDULED FOR APR,SIMONNET IN END APPRECIATED IMPORTANCE WE ATTACH TO IT AND UNDERTOOK TO SPEAK WITH GALLAGHER AND REPLY ASAP.WITH REF TO JANMTG OF EXPERTS IN OTT HE SAID BILAT CONTACTS HAVE GONE AS FAR AS THEY CAN AND WELCOMED MOVE TO INNATL

...2

PAGE TWO YCTD0676 RESTR

BODY FOR ADVICE.ON PROCEDURAL POINT SIMONNET ASSUMED THAT AS CDA IS REQUESTING SPECIAL MTG OF ICES WORKING GROUP,IT WILL BEAR COST OF ALL PARTICIPANTS.HE NOTED THIS WILL ALSO PRECLUDE M/S ARGUING THEY CANNOT/NOT ATTEND AS THEY HAD NOT/NOT FORESEEN EXPENSE.PLS CONFIRM.

CCC 216 271010Z YCTD0676

**ACTION
SUITE A DONNER**

Handwritten notes:
D/S...
SR
10/3
[Signature]

UNCLASSIFIED

FM OSLO WGGR3215 26FEB81

TC EXTOTT FLO

INFO WSHDC STKHM COPEN BREEC LDN DUBLN PARIS ~~BONN EANDOTT/CAMPBELL/~~

APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF YOURTEL FLO295 18FEB

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP

ICELAND HAS CONFIRMED THAT MARCH 26-27 ACCEPTABLE FOR DRAFTING

GROUP MTG IN OTT.

UUU/061 261359Z WGGR3215

DATE	
ACC	133385 REF
FILE	25-5-7-2-Salmon DOSSIER
BY HAND	PAR PORTEUR
PTN.	



Government of Canada / Gouvernement du Canada

Fisheries and Oceans / Pêches et Océans

Ottawa, Ontario. Your file / Votre référence
K1A 0E6

February 20,

Mr. Lorne S. Clark,
Director,
Legal Operations Division (FLO),
Department of External Affairs,
4th floor, Tower A,
Lester B. Pearson Building,
Sussex Drive,
Ottawa, Ontario.
K1A 0G2

Mr. [unclear] c/r
Mr. [unclear]
Mr. [unclear]
4/3

DATE	Our file	Notre référence
1981.		
ACC	152373	REF
FILE	25-5-7-2-Salmon	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

30-15
25-5-5-CDA

Dear Lorne:

Thank you for your letters of November 24, 1980 and February 18, 1981 concerning provincial participation in international fisheries negotiations. I apologize for the delay in reply.

The attached listing indicates international fisheries meetings over the past 12 months or so involving provincial participation. In response to the points in paragraph 2 of your letter I would note that the issue of whether provinces "sought" to be represented does not really arise. The only way the provinces know that an international meeting affecting their interests is taking place is when we inform them, and when we do so, it is usually for the purpose of asking them if they wish to attend. It is safe to say that all the Atlantic Provinces have at one time or another indicated that they do wish to be informed when international meetings take place affecting their interests, and they frequently have exercised their choice to send a representative as an observer to fisheries negotiations of direct interest to them.

I think our views on the general question of provincial participation in international fisheries negotiations can be stated quite succinctly: we believe that

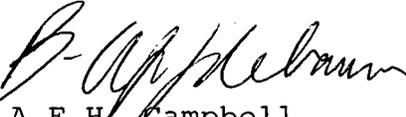
.../2

- 2 -

provinces should be informed of all international fisheries meetings which affect their interests substantively (i.e. negotiating sessions, not working-level meetings of officials) and, if it is not otherwise undesirable, they should be allowed to send representatives of their fisheries departments as observers, if they wish. (Our minister is against inviting representatives of intergovernmental affairs departments.) We have found this overall approach helpful in our relations with the provinces and in pursuing DFO's international objectives.

In our view, any approach aimed at keeping the provinces at arms length in the fisheries sector would always be divisive and sometimes counterproductive. Consequently, we hope that this approach will conform with the policy and requirements of your department.

Yours sincerely,


for A.E.H. Campbell,
Director General,
International Directorate.

Canada/EEC

- 0+1 - January 29-30, 1980, held in Brussels.
 - All East Coast provinces invited.
 - Newfoundland and Quebec present.

- LTA - January 31-February 1, 1980, held in Brussels.
 - All East Coast provinces invited.
 - Newfoundland and Quebec present.

- LTA - April 24-25, held in Ottawa.
 - All East Coast provinces invited.
 - Quebec, Newfoundland (2 reps.), Nova Scotia and New Brunswick present.

- LTA - June 18-19
 - All East Coast provinces invited.
 - Newfoundland (2 reps.), Nova Scotia and New Brunswick present.

Canada/Portugal

- January 21-22, 1980, held in Lisbon.
- All East Coast provinces informed.
- Newfoundland (2 reps.) attended.

Canada/Spain

- January 23-25, held in Madrid.
- All East Coast provinces informed.
- Newfoundland (2 reps.) attended.

Canada/Spain

- June 12-14, held in Madrid.
- All East Coast provinces informed.
- Newfoundland attended.

- March 7, held in Toronto.
- All East Coast provinces informed.
- Newfoundland attended.

Atlantic Salmon Convention
Working Group Meetings

- November 6-7, 1980, held in Brussels.
- Province of Quebec informed and attended.

Atlantic Salmon Convention
Working Group Meetings (cont.)

- January 28-29, 1981, held in Ottawa.
- All provinces informed through medium of informing Atlantic Salmon Board on which all the Atlantic provinces are represented.
- Province of Quebec and two Atlantic Salmon Board representatives attended.

Canada/USA

East Coast Agreement

- Consultations with industry and provincial representatives held in April, 1980.
- New Brunswick, Nova Scotia, and Newfoundland invited and attended; in the case of Nova Scotia Deputy Minister of Fisheries. (Representatives of all three provinces took part in the original negotiations.)

Pacific Salmon

- Negotiating sessions held in May, June and October, 1980.
- British Columbia invited and attended.

Albacore Tuna

- Consultations with industry and the Province of British Columbia held in October, 1980.
- British Columbia was not invited to negotiations held in January 1981, but was consulted thereafter.

International Pacific

Halibut Commission

- Representative of British Columbia attended Annual and Interim meetings in 1980 at Commission's invitation.

NAFO

Special Meeting

- March 1980, held in Toronto.
- Newfoundland, Nova Scotia and the Province of Quebec attended.

Annual Meeting

- September 1980, held in St. John's.
- Newfoundland, Nova Scotia and the Province of Quebec attended.

DEPARTMENT OF EXTERNAL AFFAIRS/MINISTÈRE
DES AFFAIRES EXTÉRIEURES

MINUTE SHEET/FEUILLE DE MINUTES

Do not remove from correspondence/A ne pas
détacher de la correspondance

SECURITY CLASSIFICATION/COTE DE SÉCURITÉ

CONFID & ATTACH.

FILE NUMBER/NUMÉRO DE DOSSIER

DATE

20.3.81

REFERENCE/RÉFÉRENCE

MIN.
NO

REFERRED TO
SOU MIS À

REMARKS/OBSERVATIONS

(Sign in full showing Division, Telephone Number and Date/Signer au complet en indiquant la
Direction, le numéro de téléphone et la date)

FLO

This draft arrived in FCO in error.
~~There~~

We were interested to note the
current state of play on this question
and should appreciate learning of
any significant developments.

As you know (FCO 0080 Jan 16)
we are interested in receiving information
on various arrangements that have been
made to involve provinces in internat-
ional fisheries negotiations. Any
additional information or views you
may have would be appreciated.

FCO (K. COOK 27034)

⑪
Sent FCO/Cook
a copy of this
memo to B Clark on subject,
anyway we will answer to due
frame. *[Signature]*

This Minute Sheet continues and forms part of attached correspondence
La présente feuille fait partie de la correspondance annexée

**ACTION
SUITE A DONNER**

[Handwritten signature]
10/3

[Handwritten signature]
RF (AR) L. m. h.
[Handwritten signature]

UNCLASSIFIED

FM WSHDC UNFC0901 20FEB81

TC EXTOTT FLO

INFO BREEC LDN DUBLN PARIS BONN FANDOOT/CAMP

DISTR FLP GEB GNG

REF YOURTEL FLO0295 18FEB

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP

26-27MAR ACCEPTABLE TO USA AUTHORITIES. SNEAD AND DANCIER WILL BE

USA REPS.

UUU/173 201910Z UNFC0901

DATE	BELL/APPLEBAUM/MELTZER	
ACC	121320	REF
FILE	25-5-7-2-Salmon	
DOSSIER		
BY HAND	PAR PORTEUR	
ATTN:		

C O N F I D E N T I A L

FM BREEC YCTD0606 20FEB81

TO EXTOTT FLO

INFO FINOTT/IER ITCOTT/EUR/OGR/FPB LDN BONN COPEN

BH FANDCOTT/CAMPBELL/APPLEBAUM/MELTZER DE OTZ

DISTR GEB ECO FLP EIP

REF YOURTEL 0005 FEB10

---CDA/EC FISHERIES LTA:SALMON TEXT

DATE:	COPEN	
ACC	120024	K.F.
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:	25-5-5-CDA-ECC	

EURCOM PREPARING CLEAN TEXT LTA EXCHANGE OF LETS FOR SUBMISSION TO COUNCIL MAR9-10 AND WOULD SUGGEST STYLISTIC CHANGE, IE TO REPLACE FIRST SENTENCE OF SALMON TEXT(PARA 4 REFTTEL)WITH PENULTIMATE PARA OF PAGE 3 OF ORIGINAL EXCHANGE OF LETS.FIRST PARA OF SALMON TEXT WOULD THUS READ QUOTE THE CTY WILL LIMIT FISHING FOR ATLANTIC SALMON WEST OF 44 DEGREES WEST LONGITUDE BY VESSELS FLYING THE FLAG OF M/S OF THE CTY TO 1,190 TONNES,AND WILL ENSURE THAT SUCH CATCHES ARE TAKEN IN ACCORDANCE WITH THE FISHING PATTERNS OF 1976 AND 1977. THIS QUOTA OF 1,190 TONNES IS BASED ON A FISHING SEASON WHICH OPENS ON THE 10TH OF AUG UNQUOTE.

2.EURCOM FEELS ORIGINAL WORDING IN FIRST SENTENCE IS MORE PRECISE IN IDENTIFYING AREA AND REFERRING SPECIFICALLY TO SALMON AND DOES NOT/NOT CHANGE MEANING OF AGREED TEXT.

3.LAST PARA PAGE 3 OF ORIGINAL TEXT TO BE DELETED.PAGE 4 REMAINS UNCHANGED.

4.PLS ADVISE.

CCC/062 201705Z YCTD0606

RR

RF

90/2

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM STKHM UDGR0155 19FEB81

TC EXTOTT FLO

INFO WSHDC OSLO COPEN BREEC LDN DUBLN PARIS

FANDOOT/CAMPBELL/APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF YOURTEL FLO0295 18FEB

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP

DATES OK FOR SWEDES.THEY EXPECT SOMEONE FROM HERE THIS TIME

PROBABLY FROM MIN AGRIC.

UUU 152 191430Z UDGR0155

DATE	BONN
ACC	REF
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

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20/2

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM OSLO WGGR3187 19FEB81

TO EXTOTT FLO

INFO WSHDC STKHM COPEN BREEC LDN DUBLN PARIS BONN FANDOTT/CAMPBELL/

APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF YOURTEL FLO0295 18FEB

---ATLANTIC SALMON CONVENTION-DRAFTING GROUP

FCSTERVCLL HEAD OF LOS DIV HAS CONFIRMED THAT MAR26-27 ACCEPTABLE
FOR DRAFTING GROUP.HE AND SMOERGRAV EXPECT TO BE IN NEW YORK FOR
LOS AT THAT TIME AND ONE WILL GO TO OTT.

UUU/061 191248Z WGGR3187

DATE	
ACC	REF
FILE	DC. S. 111
25-5-7-2-SALMON	
B. HAND	PAR PORTEUR
ATTN:	

FILE/DIARY/CIRC/DIV

FLO/R.B.FADDEN/6-2643/jt

DATE		
ACC	119040	DEF
FILE	25-5-7-2-SALMON	DEF
B. HAND		PAR PORTEUR
ATTN:	UNCLASSIFIED	

OTTAWA, KIA OG2

February 18, 1981

Dear Tony,

I refer to my letter of November 25, 1980 concerning provincial participation in international fisheries negotiations. You will recall I had asked for your views on the question of provincial participation with the objective of our eventually formulating a joint policy on this matter.

While a number of negotiating sessions have taken place since last November without any problems arising, we still consider that this matter should be addressed as soon as possible. You may be aware that in the final stages of preparing for the Ottawa meeting of the Atlantic Salmon Convention Working Group, the possibility arose of inviting the Maritime provinces to send representatives. It was ultimately decided not to do so, to a large extent because insufficient time was available. I would hope that developments such as this could be avoided if our two Departments agree on a general policy concerning provincial representation.

I would be grateful to receive your views in this respect at your earliest convenience.

Yours sincerely,

L.S. Clark
Director
Legal Operations Division

Mr. A.E.H. Campbell
International Fisheries Directorate
Department of Fisheries and Oceans
240 Sparks Street, 8th Floor West
OTTAWA, Ont.

FILE/DIARY/CIRC/DIV

FLO/R.B. Fadden/6-2643/dg

FLO-1531

November 25, 1980

Dear Tony,

You will recall having expressed the view at a recent meeting of the ADM Economic Subcommittee that provincial participation, in one form or other, in international fisheries negotiations was often a positive development. In general terms, I appreciate your view but given the variety in the scope of such meetings and past variations in policy, this Department would wish to develop a coherent approach with respect to this matter.

To this end I would be grateful if your Department would provide us with a listing (covering approximately the last twelve months) of international fisheries meetings along with an indication, in each case, of:

- a) the level of provincial interest including whether provinces sought to be represented,
- b) whether provincial participation in the Canadian delegation was solicited by the Federal Government,
- c) the provincial response to such an invitation.

At the same time, I would welcome a full exposition of your views on the general question of provincial participation in international fisheries negotiations. On receipt of these I would intend to consult internally with a view to developing jointly with you, a policy line which could be applied in the future.

Yours sincerely,


Lorne S. Clark
Director
Legal Operations Division

Mr. A.E.H. Campbell
Director General
International Fisheries Directorate
Department of Fisheries & Oceans
8th floor West, 240 Sparks Street
OTTAWA

OMG-21/19

MESSAGE ~~ACTC~~/FILE/DIARY/CIRC/DIV

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
	LIEU	MINISTÈRE	N ^O D'ORIG.			UNCLASS
	OTT	EXTAFF	FLO 295	18FEB81		

Feb 18 22 5.2.01

TO/A WSHDC OSLO (FOR NORWAY & ICELAND) STKHM COPEN
 (FOR FAROES)

INFO BREEC LDN DUBLN PARIS BONN
 FANDOOTT/CAMPBELL/APPLEBAUM/MELTZER

DATE	
AGC	REF
FILE 25-5-7-2-Salmon	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

DISTR. FLP GEB GNG

REF: OURTEL FLO-214 OF 5FEB81
 SUBJECT: ATLANTIC SALMON CONVENTION: DRAFTING GROUP
 GRATEFUL YOU CONFIRM ASAP WITH APPROPRIATE AUTHORITIES OF
 MAR 26-27 ACCEPTABLE FOR OTT MTG OF DRAFTING GROUP.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... R.B. Fadden/dg	FLO	6-2643	SIG..... R.J. Salmon

**ACTION
SUITE A DONNER**

Division Phoned: FLO
Person: DG
Local Time: 1257

WJF
18h

UNCLASSIFIED

FM BREEC YCTD0533 16FEB81

TC EXTOTT FLO DELIVER BY 161500

INFO COPEN LDN DUBLN PARIS BRU HAGUE ROME BONN ITCOTT/OGR/EUR/FPB

FINOTT/IER FANDOTT CAMPBELL/APPLEBAUM

DISTR ECO GEB EIP FLP FLE

REF YOURTEL 0278 FEB13

---GREENLAND SALMON QUOTA

REPLY HAS BEEN DELAYED BECAUSE EURCOM UNABLE TAKE POSITION UNTIL

RESULTS OF FISHERIES COUNCIL WERE KNOWN. IN ABSENCE OF FORMAL

COUNCIL APPROVAL OF LTA, EURCOM DOES NOT/NOT YOUR BILAT WORKING

GROUP MTG ON SALMON AS PROPOSED MAR7-8 BUT PREFERS QUESTION BE

DEALT WITH THROUGH FORMAL ICES PROCEDURES, I.E, IN APRIL MTG.

UUU 062 161620Z YCTD0533

DATE	
ACC	REF
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

Division: Legal Operations Division (RLO)
Drafter : R. B. Fadden.
Telephone: 6-2643
Date : February 16, 1981

MIN (3)
Leader Senate
Acting MIN
MIN ACDI
PARL SEC
PMO

AEG
POL
SER
FPR
FAI
FILE/

ANTICIPATED QUESTION
HOUSE OF COMMONS

DATE	
ACC	REF
FILE 1-11-FLO-2-3	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

25-5-7-2 Salmon

SUBJECT: Convention on Atlantic Salmon

- Officials from interested States met in Ottawa on January 28-29 to examine those issues on which agreement has not been reached at previous meetings.
- Substantial progress was made especially as concerns Canada's insistence on limiting the scope of the proposed treaty to intercepting fisheries.
- A number of issues remain to be resolved but a legal drafting group is to be convened in Ottawa in late March to elaborate further the consolidated text on which the negotiations have been based.
- Presuming progress is made in late March, it is intended to hold, in late spring, what may be the last negotiating session.

Drafter : R. B. Fadden.

Telephone: 6-2643.

Date : February 16, 1981

MEM (3)
Leader of State
Acting
MIN ACDI
PARL SEC
PMO

AEG
POL
SER
FPR
FAT
FILE

DATE	
ACC	REF
FILE 1-11-FLD-2-3	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

ANTICIPATED QUESTION

HOUSE OF COMMONS

25-5-7-2-Salmon

SUBJECT: Convention on Atlantic Salmon

- Officials from interested States met in Ottawa on January 28-29 to examine those issues on which agreement had not been reached at previous meetings.
 - Substantial progress was made especially as concerns Canada's insistence on limiting the scope of the proposed treaty to intercepting fisheries.
 - A number of issues remain to be resolved but a legal drafting group is to be convened in Ottawa in late March to elaborate further the consolidated text on which the negotiations have been based.
- As additional progress is made by the drafting group, the parties hope to meet again in late spring.

FLO/R.J. ROCHON/2-2002/dg

MIN (2)
AFG (2)
I
PARL SEC
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GEB
FANDO/CAMPBELL/APPLEBAUM/HUNTER

FILE/DIARY/CIRC/DIV

FLO-272
February 13, 1981
UNCLASSIFIED

"Return to FLO"		DS
ACC	119025	REF
FILE	25-5-7-2-SALMON	DOSSIER
ATTN:	25-5-7-2-SALMON	PAR PORTEUR

MEMORANDUM FOR THE MINISTER

SUBJECT: Pacific and Atlantic Salmon Agreements

The purpose of this memorandum is to brief you on the outcome of two informal meetings which took place at the end of January concerning Pacific and Atlantic salmon.

Pacific Salmon

You will recall that Canadian and U.S. representatives produced an Agreed Summary Record in Lynnwood, Washington, in October 1980, containing their views on how most of the Canada/USA Pacific salmon issues might be resolved. Representatives met again in Vancouver, on January 8, and in Seattle on January 20-25, to clarify certain ambiguities arising from the Lynnwood Agreed Summary Record, to exchange technical data and to provide details on 1981 fishing plans (which are being implemented by each side unilaterally pursuant to certain Lynnwood Agreed Summary Record recommendations). Both sides have agreed to recommend to their respective governments that a formal negotiating session take place in Vancouver from April 27 to May 5 with a view to formulating specific recommendations to governments. If and when governments approve such recommendations, a legal drafting group would be constituted to prepare a draft Pacific Salmon Agreement for eventual signature by governments.

Prior to initiating any formal negotiations with the USA, Cabinet guidance and instructions will be sought concerning cooperation in the management of Pacific salmon and the possible terms of an international agreement designed to achieve this cooperation. Officials of this Department and of the Department of Fisheries and Oceans (in consultation with Treasury Board and the Ministry of State for Economic Development) are planning to submit the matter for Cabinet consideration in the week of April 16.

.../2

- 2 -

Advantage was taken of the informal consultations last month to make clear to the U.S. side that Canada cannot accept a repeat of the East Coast scenario and thus will require U.S. assurances, prior to Canadian signature, that the Pacific salmon agreement will be ratified by the U.S. Senate. U.S. officials seem fully to understand our concerns and to be committed to ensure a "no problem" ratification, although they have not given any indication as to how or what form such guarantees might take. However, depending on developments in the coming months in relation to the East Coast agreements, an agreement on Pacific salmon may be concluded in 1981.

Atlantic Salmon

As explained in a memorandum to you of December 11, 1980, Canada has been involved in preliminary talks aimed at the negotiation of an International Atlantic Salmon Convention which would (i) protect Canadian Atlantic salmon stocks which are fished off Greenland during their life at sea away from their rivers of origin, and (ii) establish a mechanism for limiting the interception of salmon. A working group comprising participants from Canada, EEC, USA, Norway, Sweden and Iceland met in Ottawa from January 28 to 29 to continue work on the development of a draft convention. (Following the Working Group's earlier meeting in Brussels in November 1980, the EEC prepared a draft consolidated text for discussion at the Ottawa meeting.)

Significant progress was made at the Ottawa meeting in achieving a consensus that the proposed draft agreement provide for three separate commissions: a North American Commission (comprising Canada and the USA only), a (West) Greenland Commission, and a Northeast Atlantic Commission. It remains to be determined whether East Greenland will fall under a single Greenland Commission - the USA's and Canada's preference because Canadian and U.S. salmon migrate to East as well as West Greenland waters, but nowhere else in the Northeast Atlantic - or under the Northeast Atlantic Commission - the EEC's preference because the Community wants to avoid a large membership in a single Greenland Commission which would give certain northeast European states a say in the salmon management off West Greenland. In accordance with the Canadian objective, the terms of reference for the North American Commission restrict its scope to intercepting fisheries matters only, rather than encompassing all aspects of salmon conservation as envisaged by the USA.

.../3

- 3 -

The major outstanding issue remains the question of the West Greenland salmon quota. Canada has insisted that the quota be frozen at 1190 tonnes for a period of five years, while the EEC takes the view that this matter should be dealt with in the context of the Canada/EEC long term fisheries agreement. (As you know, the long term agreement was initialled ad referendum in November 1980 but has yet to be executed by either side.) The long term agreement limits the salmon catch level off West Greenland for the next three years. If it does not enter into force, Atlantic salmon convention proponents will have to act quickly to try to control the salmon fishery off West Greenland in 1981. In the interim, in the context of both the Atlantic salmon convention and the CDA/EEC long term agreement, Canadian officials have been discussing with their Greenland/Danish/EEC counterparts the possibility of retarding the salmon fishing season off West Greenland and enlarging the mesh size of fishing nets so that the same number of fish--but larger fish--would be caught, opening up the possibility of an increase in the tonnage quota without an increase in the number of salmon lost to Canada.

It is now expected that a small drafting group will meet in late March/early April to prepare a revised consolidated text of an International Atlantic Salmon Convention, in preparation for a further working group meeting to be held possibly in Oslo next May. You will, of course, be kept informed of developments in this regard.

ORIGINAL SIGNED BY
A. E. GOTLIEB
A SIGNÉ L'ORIGINAL

A.E.G.

0MD 1 / 13

COMCENTRE/FILE/DIARY/CIRC/DMESSAGE

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FM/DE	EXTOTT	FLO-0253	FFB12,81		RESTRICTED
TO/A	COPEN		Feb 12 14 54 '01		PRECEDENCE
INFO	BREEC WSHDC OSLO LDN DUBLIN PARIS				
	FANDOOT/APPLEBAUM/MELTZER/BECKETT				
DISTR.	GNG GEB ESS EIP				

DATE	
ACC	118648
FILE	25-5-7-2 - Salmon
BY HAND	PAR PORTEUR
ATTN:	

REF: YOURTEL YJGR0026 07 JAN 81, OURTEL FLO0081 16 JAN 81

SUB: UNREPORTED GRNLND SALMON CONSUMPTION/ICES

ASST DM MAY
 DFO TELEXED LET BELOW TO PARRISH, ICES
 WKING GRP CHAIRMAN, OUTLINING REQUIREMENTS FOR COLLECTION AND
 SUBMISSION OF SUBJECT DATA BEFORE APR WKING GRP MTG. PARRISH
 HAS SUBSEQUENTLY CONTACTED APPROPRIATE AUTHORITIES.

JANUARY 20 LETTER FROM MAY READS QUOTE
 2. 1 (COMCENTRE PLEASE COPY ATTACHED LETTER)

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG... <i>E. Meltzer</i> E. Meltzer (5-2188)	FLO	2-2002	SIG... <i>R. J. ROCHAN</i> R. J. ROCHAN

February 11, 1981

~~January 20, 1981.~~

Dear Mr. Parrish:

Your letter of November 26, 1980, concerning the ICES Working Group on North Atlantic Salmon makes reference to the need to review the assessments carried out previously in the light of any further information available on the main assessment parameters. We have attempted to encourage collection of data on non-catch fishing mortality, and in particular on unreported consumption. The responses received indicate that the call for the submission of such data in the report of the Working Group is being overlooked. It would appear that an appeal by you, as Chairman of the Working Group, for the submission of such information, in addition to your call for review of the assessments, would be beneficial.

Time is short, so I am sending you this request for a call for data, rather than waiting until your visit later this month.

Yours sincerely,

A.W. May UN QUOTE

ACTION
SUITE A DONNER

RF *[Handwritten initials]* + *[Handwritten initials]*
↑

UNCLASSIFIED

FM BREEC YCTD0412 09FEB81

TC EXTOTT FLO

INFO WSHDC OSLO STKHM COPEN LDN DUBLN PARIS BONN

PRMNY/BEESLY FANDOOTT/CAMPBELL/APPLEBAUM/MELTZER

DISTR FLP GEB GNG

REF YOURTEL 0214 FEB5

---ATLANTIC SALMON CONVENTION:DRAFTING GROUP

EURCOM ACCEPTS MAR26-27 FOR DRAFTING GRP MTG BUT WILL BE REPRESENTED

BY LEIGH INSTEAD OF MARCUSSEN. LATTER EXPECTS ATTEND NAFO HALIFAX

MTG BUT CANNOT/NOT BE ABSENT FROM BRU FOR TIME REQUIRED TO ATTEND

DRAFTING GRP AS WELL.

UUU/062 091620Z YCTD0412

DATE		
ACC	117135	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

MESSAGE ACTC/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			

FM/DE OTT EXTAFF FLO-0208 05 FEB 81

DATE 05 FEB 81
 ACC 717151
 FILE 25-55-CDA-EEC
 BY HAND PAR PORTEUR 0900 FEB 6/81
 DELIVER BY
 ATTN: 25-5-7-2 [Signature]

CONFIDENTIAL
 PRECEDENCE

TO/A BREEC

INFO COPEN BONN LDN PARIS HAGUE ROME BRU DUBLIN
 ITCOTT/OGR/EUR/FPB FINOTT/IER FANDOOTT/CAMPBELL/

APPLEBAUM

DISTR. ECO GEB EIP FLP FLE

REF: YOURTELS YCGR 0364 OF 02FEB81 AND YCTD 0397 OF 05FEB81
 COPENTEL YJGR 0145 FEB 3
 SUBJ: CDA/EC FISHERIES: LTA

WE CONFIRM OUR ACCEPTANCE THAT THERE BE NO MENTION IN LTA OR EXCHANGE OF LETTERS TO EITHER COMPETENCY AND DOUBLE BITE QUESTION. RE NO PREJUDICE CLAUSE, WE CLD AGREE TO REVISED ARTICLE XIII IN LTA TO READ QUOTE THIS AGREEMENT IS WITHOUT PREJUDICE TO ANY BILATERAL AGREEMENT BETWEEN CDA AND ANY M/S OF THE COMMUNITY RELATING TO FISHERIES UNQUOTE.

2. ATLANTIC SLAMON CLAUSE IS REMAINING QUESTION FOR SOLUTION BEFORE LTA WILL APPARENTLY HAVE SUPPORT OF ALL M/S (LEAVING ASIDE PROBLEM OF LINKAGE WITH CFB).

3. FOLLOWING MTG OF MIN MOSES OLSEN OF GREENLAND WITH LEBLANC JAN23 (OURTEL GEB0282 OF 27JAN81) THERE WERE SEVERAL INFORMAL QUOTE NON-DISCUSSIONS UNQUOTE BETWEEN DANISH/GREENLAND DEL HEADED BY OLSEN AND FANDO OFFICIALS IN EFFORT TO IDENTIFY POSSIBLE SOLUTIONS TO ATLANTIC SALMON ELEMENT OF LTA.

OLSEN
 FINN OLSEN OF DANISH MFA DID MOST OF THE TALKING AND SEEMED TO BE STRUGGLING HARD TO FIND COMPROMISE ACCEPTABLE TO GREENLANDERS WHICH WLD NOT/NOT UPSET LTA. .../2.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG [Signature] R. J. Rochon/dg	FLO	2-2002	SIG [Signature] L. S. CLARK/DIRECTOR

aFB

4. MTGS WERE USEFUL BECAUSE THEY ALLOWED OPPORTUNITY TO IMPRESS GREENLANDERS REAL POLITICAL (AND CONSERVATION) CONCERNS IN CDA PREVENTING RADICAL CHANGES IN THREE YEAR 1,190 MT QUOTA PROVISION CONTAINED IN DRAFT LTA. OLSEN SEEMED CONVINCED THAT GREENLANDERS ARE NOT/NOT ^{THE} ONLY ONES SUFFERING FROM CATCHING RESTRICTIONS AND ^{S (7476)} IDENTIFY ~~IDENTIFY~~ ^{THAT} GREENLAND ^{SHARES} WITH CDA'S RESPECT FOR SCIENTIFIC MANAGEMENT OF FISHERIES RESOURCE. HE WENT OUT OF HIS WAY TO EMPHASIZE IMPORTANCE TO GREENLAND OF GOOD BILATERAL RELATIONS WITH CDA AND NEED FOR FURTHER BILATERAL CONTACTS ON FISHERIES ISSUES OF MUTUAL INTEREST.

5. MOST IMPORTANT DEVELOPMENT IN THESE CONTACTS WAS MOVE BY BOTH SIDES TO ACCEPT SEASON CHANGE AS BASIS FOR COMPROMISE PROVIDED THAT SCIENTISTS IN ICES CONFIRM LATER THIS SPRING THAT MORTALITY OF CDN ORIGIN ^{SALMON} FISH DURING REVISED SEASON WLD NOT/NOT EXCEED MORTALITY ^{UNDER EXISTING} WITH 1,190 MT QUOTA IN TRADITIONAL SEASON USING CURRENT MESH SIZE. IN EFFECT, THIS CLD ALLOW INCREASED GREENLAND CATCH BREAKING LONG-STANDING CDN INSISTENCE ON SANCTITY OF 1,190 MT QUOTA. WHILE THIS FELL SHORT OF OLSEN'S OBJECTIVE OF ACHIEVING OUTRIGHT INCREASE, HE THOUGHT HE CLD PURSUADE HIS COLLEAGUES TO ACCEPT IT AS FIRST STEP TO BE FOLLOWED, HE HOPED, BY FURTHER INCREASE IN QUOTA IN EVENTUAL ATLANTIC SALMON CONV.

6. FLY IN OINTMENT IS PROBLEM OF 1981 MESH SIZE. GREENLANDERS QUESTION (LEGITIMATELY) WHETHER THEIR FISHERMEN CAN OBTAIN LARGER MESH SIZE NETS IN TIME FOR THIS YEAR'S SEASON. THEY ASKED CDA TO ACCEPT LATER SEASON THIS YEAR (E.G. AUG25) EVEN IF THEY ARE UNABLE TO ADJUST MESH SIZE ON TIME. WE CLD NOT/NOT ACCEPT THIS BECAUSE LATER SEASON IN ABSENCE OF ADJUSTED MESH SIZE RESULTS IN AN EVEN LARGER PROPORTION ^{AND NUMBER} OF CDN FISH BEING CAUGHT (E.G. IF SEASON OPENS AUG25, 50-55% OF FISH CAUGHT WLD BE CDN IN ORIGIN INSTEAD OF ABOUT 42% IN CURRENT SEASON. THUS, FOR NET INCREASE OF ABOUT 75 MT IN

.../3..

GREENLAND CATCH, CDA WLD ACTUALLY CONTRIBUTE 125-180 MT, WHILE THE EUROPEAN CONTRIBUTION WLD DECLINE.)

7. FOLLOWING TEL WILL DESCRIBE IN GREATER DETAIL NATURE OF CDN PROPOSAL FOR SETTLEMENT ON MESH SIZE.

8. WE ARE NOT/NOT SURE THAT GREENLANDERS WILL ACCEPT RISKS INHERENT IN THIS APPROACH BUT IT IS PROBABLY BEST WE CAN DO IN CIRCUMSTANCES AS ONLY OTHER ALTERNATIVE WLD BE FOR CDA TO PERMIT TONNAGE INCREASE FOR 1981, MATTER WHICH WLD, AT VERY LEAST, MEAN RE-OPENING OF NEGOTIATIONS ON LTA, AND VERY NEGATIVE IMPLICATIONS FOR CDN SIDE AND POSSIBLY FOR EEC SIDE AS WELL.

9. IT WAS EXPRESSLY UNDERSTOOD THAT THESE DISCUSSIONS WERE INTENDED TO FACILITATE EVENTUAL SOLUTION IN DIRECT NEGOTIATION WITH EURCOM. AT THIS POINT WE BELIEVE IT WLD BE DESIRABLE FOR YOU TO DISCUSS WITH EURCOM AMENDMENT TO LTA ALONG LINES OF TEXT AT ~~END~~ ^{REPLACED PARA 11} OF ~~THIS TEL.~~ ^{THIS TEL. IN} ~~IN THESE~~ CIRCUMSTANCES WE ARE RELUCTANT TO PROPOSE IT FORMALLY IN ABSENCE OF FIRM ASSURANCE IT WILL BE ACCEPTED AND REMOVE DANISH/GREENLAND OBJECTION TO LTA.

10. FOR COPEN: GRATEFUL YOU PASS TEXT OF PROPOSAL TO ^{Olesen} ~~Olsen~~ AND ADVISE HIM THAT IT HAS BEEN CONVEYED TO EURCOM. ADVISE NATURE OF ANY COMMENTS HE MAY OFFER. IN DISCUSSING WITH HIM YOU MAY WISH TO EXPRESS OUR APPRECIATION FOR HELPFUL WAY HE ACCOMPLISHED DELICATE TASK DURING HIS MISSION TO OTT.

11. TEXT FOR LTA FOLLOWS: (COMCENTRE PLEASE COPY ATTACHED)

DELETE 3RD LAST PARA OF EXCHANGE OF LETS NEGOTIATED AT SAME TIME AS LTA

AND INSERT FOLLOWING BEFORE LAST PARA OF ^{THAT} EXCHANGE OF LETS (LTA)

TEXT BEGINS

Discussions are underway between scientists of both Parties concerning the following:

- a) the possibility of retarding the salmon fishing season off West Greenland,
- b) the calculation of the number of salmon taken annually in the West Greenland salmon fishery during the agreed reference period,
- c) the calculation of the weight gain for this number of fish if taken in the later fishing season established as feasible under a) above,
- d) other relevant matters, including mesh size.

I have the honour to confirm that, subject to scientific evaluation by the Atlantic Salmon Working Group of ICES in April 1981, Canada will accept, before June 15, 1981, any upward adjustment from the 1190 mt referred to above, based on adjustment in seasons, mesh size and any other relevant matters, provided that the mortality of salmon originating in Canada is not thereby increased. TEXT ENDS

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N ^O D'ORIG.			
FM/DE	OTT	EXTAFF	FLO-0209	05FEB81	CONFIDENTIAL

CONFIDENTIAL
PRECEDENCE

TO/A BREEC **FEB 5 22 59 '81** DELIVER BY
0900 FEB6/81

INFO COPEN LDN DUBLN PARIS BRU HAGUE ROME BONN, FANDOOTT/CAMPBELL/
APPLEBAUM ITCOTT/OGR/EUR/FPB FINOTT/IE

Acc 117138
FILE 255-7-2-SALMON
BY HAND PAR PORTEUR
ATTN:

ECO
DISTR. GEB EIP FLP FLE

REF: OURTEL FLO-0208 OF 05FEB81
SUBJECT: GREENLAND SALMON QUOTA

AS INDICATED PARA 7 REFTTEL CDN OFFICIALS HAVE COME TO CONCLUSION THAT ONLY HOPE OF ALLOWING INCREASE IN 1981 QUOTA BY RETARDING SEASON IS TO COME TO CONCLUSION ASAP ON APPROPRIATE MESH SIZE TO ALLOW SUFFICIENT TIME FOR NEW GEAR TO BE PUT IN PLACE FOR 1981 GREENLAND SALMON SEASON.

2. GRATEFUL YOU INFORM AUTHORITIES THAT FANDO PREPARED TO SPEED UP BY ONE MONTH PROVISION OF SCIENTIFIC ADVICE ON MESH SIZE. FANDO ACCORDINGLY PREPARED TO COMPLETE INTERNAL REVIEW PROCESS BY MARCH 1 AND TO PRESENT SCIENTIFIC ANALYSIS TO SPECIAL ICES SALMON WORKING GROUP MTG INVOLVING COMMUNITY SCIENTIFIC COLLEAGUES IN CDA MARCH 7-8. PREVIOUSLY PLANNED APRIL 6-9 ICES WORKING GROUP MTG WLD CONSIDER REMAINING AGENDA ITEMS FOR WORKING GROUP.

.../2

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... R.J. Rochon/dg	FLO	2-2002	SIG..... L.S. CLARK/DIRECTOR

3. PURPOSE OF MARCH 7-8 MTG WOULD BE TO ESTABLISH
AGREED COMBINATION OF MESH SIZE, OPENING DATE AND QUOTA FOR
GREENLAND FISHERY TO APPLY IN 1981 ~~ON~~ ^{ON} ~~THE~~ ^{ON} BASIS FOLLOWING CONDITIONS:

- A) SAME TOTAL SALMON MORTALITY AS 76-77 REFERENCE PERIOD
- B) SAME PROPORTIONS EUROPEAN AND CANADIAN STOCKS, AND,
- C) INCREASED CATCH QUOTA IN TERMS OF WEIGHT.

4. GRATEFUL YOU ENQUIRE IF COMMUNITY OFFICIALS PREPARED
AS ARE CDN OFFICIALS TO MAKE EXTRA EFFORT IN ORDER TO HOLD
PROPOSED MTG MARCH 7-8. ANSWER REQUIRED ASAP IF CDN
SCIENTISTS ARE TO REARRANGE PRIORITIES TO MEET THIS OBJECTIVE.

5. IF GEAR CHANGE IS TO BE PUT IN EFFECT FOR 1981,
ABSOLUTELY ESSENTIAL THAT CTY/DANISH/GREENLAND AUTHORITIES
MAKE INVENTORY ASAP OF EXISTING GEAR USED IN SALMON FISHERY
OFF WEST GREENLAND, NAMES AND NUMBERS OF SALMON FISHERMEN
ETC TO ENABLE ORDERS TO BE PLACED FOR NEW GEAR. PRELIMINARY
DISCUSSION SHOULD ALSO TAKE PLACE WITH GEAR MANUFACTURERS
TO DETERMINE FEASIBILITY AND TIMING OF PROJECT.

6. ALSO ESSENTIAL WE HAVE INDICATION THAT CTY PREPARED TO
MAKE COMMITMENT TO HAVE NEW GEAR IN PLACE FOR 1981. THIS MAY
REQUIRE CTY TO UNDERTAKE FINANCIAL COMMITMENT TO REPLACE
GEAR TO GREENLAND FISHERMEN FREE OF CHARGE, AND POSSIBLY TO
PAY PREMIUM TO NET MANUFACTURERS TO HAVE NEW MESH SIZE PREPARED
IN SUFFICIENT QUANTITIES IN TIME FOR 1981 SEASON.

7. FOR LDN, COPEN, DUBLIN: GRATEFUL YOU INFORM APPROP
AUTHORITIES OF THIS DEMARCHE IN ORDER SPEED UP PROCESS OF
INTERNAL CTY CONSIDERATION AND RESPONSE.

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV
 FILE/DOSSIER

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N ^O D'ORIG.			
OTT	EXTAFF	FLO-0214	05FEB81		CONFIDENTIAL

FM/DE

TO/A WSHDC BREEC, OSLO (FOR NORWAY AND ICELAND) STKHM COPEN
 LDN DUBLN PARIS BONN

INFO PRMNY/BEESELY FANDOOTT/CAMPBELL/APPLEBAUM/MELTZER

DATE
 ACC 117141
 FILE 25-5-7-2-SALMON
 BY HAND PAR PORTEUR
 ATTN:

F30/6

Feb 6 10 51 AM

DISTR. FLP GEB GNG

SUBJ: ATLANTIC SALMON CONVENTION WKG GROUP MTG OTT JAN 28-29

SUMMARY: DELS FROM CDA, EEC, USA, NORWAY AND (FOR FIRST TIME) SWEDEN, ICELAND AND FAROE ISLANDS MET 28-29 JAN IN OTT FOR THIRD WORKING GROUP MTG. DISCUSSIONS AT MTG STRUCTURED AROUND QUOTE NEGOTIATING UNQUOTE TEXT PREPARED BY EEC AND PRODUCED SIGNIFICANT ADVANCES IN ACHIEVING CONSENSUS. CDA WILL CONVENE SMALL DRAFTING SESSION COMPOSED OF ONE MEMBER FROM EACH DEL TO PREPARE TEXT FOR NEXT WKG GROUP MTG IN NORWAY. TENTATIVE DATE FOR DRAFTING MTG IS MARCH 26-27 AND MID MAY FOR NORWAY WKG GROUP MTG. REPORT FOLLOWS:

2. MOST SIGNIFICANT PROGRESS MADE WAS ACHIEVEMENT OF CONSENSUS ON TEXTS PROVIDING FOR THREE SEPARATE COMMISSIONS WITH TERMS OF REFERENCE FOR NORTH AMERICAN COMMISSION DIFFERENT FROM THOSE APPLYING TO (WEST) GREENLAND COMMISSION AND NORTH EAST ATLANTIC COMMISSION (IT REMAINS TO BE DETERMINED WHETHER EAST GREENLAND

.../2

DRAFTER/RÉDACTEUR DIVISION/DIRECTION TELEPHONE APPROVED/APPROUVÉ

SIG..... R.J. ROCHON/dg

FLO

2-2002

SIG..... L. S. STARK/DIRECTOR

R.J. ROCHON/DEPUTY

- 2 -

WILL FALL UNDER GREENLAND COMMISSION - ~~CDN~~ CDN PREFERENCE -
OR UNDER NORTHEAST ATLANTIC COMMISSION - EEC PREFERENCE).
BILATERAL CDA/USA CONSULTATIONS RESULTED IN AGREEMENT ON TERMS
OF REFERENCE FOR NORTH AMERICAN COMMISSION RESTRICTING ITS
SCOPE TO INTERCEPTING FISHERIES MATTERS ONLY (RATHER ^{THAN} ENCOMPASSING
ALL ASPECTS OF SALMON CONSERVATION AS PREVIOUSLY ENVISAGED
BY USA). TRILAT MTG (CDA/USA/EEC) THEN REVISED ART VII OF
NEGOTIATING TEXT TO COVER MANDATE FOR (WEST) GREENLAND AND
NORTHEAST ATLANTIC SALMON COMMISSIONS. TEXTS WERE TABLED IN
PLENARY AS QUOTE CHAIRMAN'S PROPOSALS UNQUOTE AND OTHER WKG
GROUP PARTICIPANTS RAISED NO OBJECTIONS AS TO SUBSTANCE. EEC
PROPOSED NEW LANGUAGE CONCERNING APPLICABLE PRINCIPLES AND THIS
LANGUAGE IS BRACKETED (I.E. NOT AGREED BY CDA AND USA) IN REVISED
ART VII. TEXTS FOLLOW AT END OF THIS TEL.

3. CDA AND USA CONTINUED TO PRESS FOR A SINGLE GREENLAND COMMISS-
SION (AS OPPOSED TO THE EEC PROPOSAL) FOR SEPARATE WEST AND
EAST GREENLAND COMMISSIONS, THE LATTER TO BE INCLUDED IN A
NORTHEAST COMMISSION OF WHICH CDA WLD BE PRECLUDED FROM BECOMING
A MEMBER). NORWAY AND USA ALSO SUPPORTED SINGLE GREENLAND
COMMISSION. NORWAY, SWEDEN AND ICELAND EXPRESSED INTEREST IN
JOINING WEST GREENLAND COMMISSION IF IN FACT, WEST AND EAST
GREENLAND WERE SPLIT. EEC CONTINUED TO INSIST ON SPLIT AND
ARGUED THAT ONLY THOSE WHO HAD SUBSTANTIAL INTEREST IN WEST
GREENLAND SALMON FISHERY I.E. CDA, USA AND EEC SHLD BE GRANTED
MEMBERSHIP IN WEST GREENLAND COMMISSION.

4. FAROESE REP OBJECTED TO PROPOSED PROHIBITION ON SALMON
FISHING BEYOND 12 MILES AND ~~ASKED THAT~~ EXCEPTION BE MADE IN
ANNEX TO CONVENTION TO ALLOW SALMON FISHING THROUGHOUT FAROESE
200 MILE LIMIT. NORWAY AND SWEDEN OPPOSED FISHING BEYOND 12
MILES AND PREFERRED NO EXCEPTIONS.

.../3

000795

5. PROGRESS MAY ALSO HAVE BEEN MADE CONCERNING ISSUE OF QUOTE CONVENTION AREA UNQUOTE. CANDEL CONTINUED TO STRESS OPPOSITION TO DELINEATION OF QUOTE NORTH ATLANTIC UNQUOTE AS THE CONVENTION AREA, REFERRING IN OPEN MTG TO INAPPROPRIATENESS OF THIS CONCEPT TO INTERCEPTION CONVENTION THAT DEALS WITH LIMITED AREAS IN NORTH ATLANTIC. CANDEL ADVOCATED SIMPLIFIED NEUTRAL TEXTS WHICH WLD AVOID PREJUDICING ANY COUNTRY'S POSITION ON DEFINITION OF QUOTE REGION OR SUBREGION UNQUOTE. PRIVATELY WITH USA AND EEC DELS, CANDEL STRESSED THAT CDN OPPOSITION WAS EQUALLY BASED ON CONCERN RE IMPLICATIONS FOR REGION/SUBREGION CONCEPT IN LOS/LLGDS DEBATE. CANDEL SENSED A WEAKENING IN OPPOSITION TO CDN PROPOSALS ON THIS POINT AND, AS DRAFTER OF NEXT NEGOTIATING TEXT, EXPECTS TO BE ABLE TO TABLE PROPOSAL WHICH, INSTEAD OF MERELY NEUTRALIZING ISSUE, MIGHT HELP SUPPORT CDN CONTENTION THAT QUOTE NORTHWEST ATLANTIC UNQUOTE IS ITSELF A QUOTE REGION UNQUOTE.

6. MAJOR OUTSTANDING ISSUE REMAINS QUESTION OF FREEZING WEST GREENLAND QUOTA AT 1190 MT. CANDEL REITERATED ITS INSISTENCE THAT SAID QUOTA BE FIXED FOR FIVE YEARS AND EXPRESSED DISSATISFACTION AT DELETION OF QUOTA PROVISION FROM EEC DRAFT TEXT. CANDEL STRESSED IT CONSIDERED THIS ISSUE AS ESSENTIAL ELEMENT OF CONVENTION AND INDICATED CDN INTENTION TO ^{REINSERT} WEST GREENLAND QUOTA PROPOSAL IN REVISED NEGOTIATING TEXT. USA SUPPORTED CDN POSITION ON FREEZING QUOTA. (ON MARGIN TO ~~MEETING~~, CDN OFFICIALS MET GREENLAND HOMERULE MINISTER OF SOCIAL AFFAIRS, MOSES OLSEN, GREENLAND DIRECTOR OF INDUSTRY, TRADE AND FISHERIES, EMILE ABELSEN AND DANISH OFFICIALS TO FURTHER DISCUSS POSSIBILITY OF INCREASING TONNAGE QUOTA, WHILE MAINTAINING NUMBER OF SALMON LOST TO HOMEWATERS BY CHANGING GREENLAND SALMON SEASON AND

ENLARGING MESH SIZE OF FISHING NETS. RESULTS OF THESE DISCUSSIONS REPORTED IN OURTELS FLO 208 AND 209 OF 5FEB81).

7. NOW THAT CDA/USA DISPUTE OVER TERMS OF REF FOR VARIOUS COMMISSIONS SEEMS TO BE RESOLVED, WE SHOULD BE ABLE TO JOIN FORCES AGAINST EEC ON THIS POINT. USA DEL HAS OFTEN STRESSED ITS COMMITMENT TO CDA ON THIS, BUT HAS ALSO INDICATED DEGREE OF FLEXIBILITY WHICH MAKES US UNEASY. BASIS FOR USA POSITION IS THAT USA IS COMMITTED TO ACHIEVING QUOTE A CONVENTION UNQUOTE AND IS WILLING TO BEND ACCORDINGLY. CDA IS NOT COMMITTED TO CONVENTION PER SE BUT RATHER TO THE IDEA OF USING THE CONVENTION AS MEANS TO LIMIT FISHERY OFF WEST GREENLAND FOR AS LONG AS POSSIBLE. IN ORDER TO GET A CONVENTION, USA PROBABLY PREPARED TO AGREE TO ^{AN} INCREASE FOR FIXED PERIOD IN WEST GREENLAND QUOTA, WHILE CANDEL IS HOLDING TO 1190 MT AS THE LIMIT (ALLOWING FOR INCREASE ONLY THROUGH A CHANGE OF SEASONS). IN FINAL ANALYSIS, USA MAY BE PREPARED TO HAVE VERY SHORT LIMITATION PERIOD, OR PERHAPS NONE AT ALL, IN ORDER TO ACHIEVE CONVENTION. THIS WLD BE UNACCEPTABLE TO CDA.

8. RESOLUTION OF THIS ISSUE OBVIOUSLY TURNS ON WHAT HAPPENS REGARDING CDA/EEC LTA. IF LTA ENTERS INTO FORCE, QUOTA OFF WEST GREENLAND WILL BE UNDER CONTROL FOR 3 YEARS, AND THIS WILL AFFECT DEVELOPMENT OF SALMON CONVENTION. IF LTA DOES NOT ENTER INTO FORCE, ATLANTIC SALMON CONVENTION PROPONENTS WILL HAVE TO ACT QUICKLY, AT OR FOLLOWING MID MAY OSLO WORKING GROUP MTG, TO TRY TO CONTROL SALMON FISHERY OFF WEST GREENLAND IN 1981.

9. FOR BREEC: ^{WE WOULD} SUGGEST ^{MTG} OF DRAFTING GROUP ^{SUGGESTION} MAR 26-27 MADE TO ACCOMMODATE EEC AND PARTICULARLY MARCUSSEN, WHO WILL BE IN CDA FOR NAFO MTG HFAF MARCH 31-APRIL 2. ALTERNATIVE WLD APPEAR

- 5 -

TO BE APRIL 6-7. WE CONSIDER 2 DAYS ESSENTIAL. GRATEFUL RE
MARCUSSEN'S RESPONSE, FOLLOWING WHICH WE WILL CONFIRM DATES WITH
OTHER PARTICIPANTS.

10. RE PARA 2, TEXT OF NORTH AMERICAN COMMISSION TERMS OF
REFERENCE READS AS FOLLOWS QUOTE ... UNQUOTE.

(COMCENTRE PLS COPY ATTACHED TEXT "A")

11. TEXT OF ARTICLE VII CONCERNING (WEST) GREENLAND AND
NORTHEAST ATLANTIC COMMISSIONS READS AS FOLLOWS QUOTE ...UNQUOTE

(COMCENTRE PLS COPY ATTACHED TEXT "B")

NORTH AMERICAN COMMISSION

"A"
—

Terms of Reference

TEXT BEGINS:

1. The North American Commission shall provide a forum for consultation and cooperation between its members:

- a) on matters relating to the reduction of catches within the jurisdiction of one Commission member of salmon originating in the rivers of the other Commission member, and
- b) in cases where activities established or proposed by one Commission member affect salmon which originate in the rivers of the other Commission member because, for example, of biological interactions or bycatches of salmon which originate in the rivers of that other Commission member.

2. In order to reduce interceptions the Commission may adopt proposals for action to regulate salmon fisheries under the jurisdiction of either member which harvest amounts of salmon significant to the country in whose rivers that salmon originate.

3. The Commission may make recommendations to the General Council concerning the undertaking of scientific research.

TEXT ENDS.

ARTICLE VII

B

TEXT BEGINS:

1. The functions of the (West) Greenland and North East Atlantic Salmon Commissions shall be:
- (a) to provide a forum for consultation and cooperation among its members concerning conservation and management of salmon resources in the Commission area;
 - (b) to adopt proposals to regulate fisheries in the parts of the Commission area under the jurisdiction of one Commission member of salmon originating in the rivers of ~~the~~ other Commission members;
 - (c) to make recommendations to the General Council concerning the undertaking of scientific research.

2. In adopting the proposals referred to in paragraph 1 of this Article, the Commissions shall take into account:

- (a) the best available information including advice from ICES and other appropriate scientific bodies;
- (b) measures taken and other factors, both inside and outside the Commission area, affecting the stocks concerned;
- (c) The efforts of States of Origin to conserve and restore salmon stocks in their waters;
- (d) The extent to which the stocks concerned feed in the fisheries zones of the respective Contracting Parties;
- (e) The contribution of Contracting Parties other than States of Origin to the conservation of salmon stocks which migrate into their fisheries zones by limiting their catches of such stocks or by other measures.

TEXT ENDS

Feb 4/81

2/4

WA DRAFT

DATE		
ACC	117099	REF
FILE	25-5-7-2-Salmon	DOSSIER
BY HAND		PAR PORTEUR
ATTN:	25-5-5 - Cda-USA	

Dear Mr. Schmitten:

Under the 1930 Fraser River Salmon Convention, Canada and the United States agreed that the catch of Fraser River salmon from Convention waters should be equally divided between Canadian and United States fishermen in accord with regulations proposed by the International Pacific Salmon Fisheries Commission (IPSFC) for approval by both countries. The 1930 Convention did not preempt the U.S. Treaty Indians tribal fishing rights with regard to Fraser River runs passing through "usual and accustomed" places. U.S. judicial decisions in 1979 affirmed that the United States Government is obliged to manage salmon runs which pass through "usual and accustomed" places of certain U.S. Treaty Indian tribes so that those tribes are afforded the opportunity to harvest up to a 50% share.

The U.S. Government obligations to meet the treaty rights of U.S. Indians to Fraser River fish may require the United States to take actions which are not strictly consistent with the Commission regulations. The United States Government has previously agreed and continues to agree that the Commission's regulations shall be implemented to the extent consistent with the legal responsibilities of the U.S. Government, and that any deviation from those regulations shall not impair the achievement

FACSIMILE TRANSMISSION

CLASSIFICATION: **UNCLASSIFIED**

FAX COT. NO:

DATE: 10 February 1981

(for Concentra Use only)

**ACTION
SUITE A DONNER**

wdc 7/10

FN: WASHDC

(POST/NAME OF ADDRESSEE AND DI)

TO: EXTOTT/FLO/FADDEN

(POST/NAME OF ADDRESSEE)

INFO: _____

NUMBER OF PAGES: 3

SUBJECT: LETTER TO MR. SCHMITTEN

AUTHORIZING OFFICER: J. E. HARLICK

SIGNATURE: *[Signature]*

ADDITIONAL COMMENTS OR INSTRUCTIONS:

- Proposed Joint Letter from Canada & USA to IPSPC.
- Given to J.E. Harlick by Chris Dawson/State/OES
- Grateful you consult with FANDOTT/Hunter (who know it is coming) on a reply.

*Copy to
DFO/Hunter
Feb
R
17/2*

1/4

3/4
- 2 -

of the objectives of the Convention. This was the case in 1980 when U.S. regulations permitted U.S. Treaty Indians to fish in Convention waters during periods that were otherwise closed to U.S. fishing by Commission regulations.

To provide the necessary fishing opportunities to U.S. treaty fishermen in a manner that is least disruptive to the Commission's management regime, both Parties to the Convention recommend that:

- (1) the Commission and its staff, during their management deliberations, be aware of the U.S. obligation to its Treaty Indian fishermen, and
- (2) to the extent practicable, the Commission staff provide technical advice to the appropriate U.S. Commission^{er} regarding the features of the domestic management regime (including in-season adjustments) which are necessary to satisfy U.S. Government obligations to its Treaty Indian fishermen.

The appropriate U.S. Commissioner will inform the Commission and its staff concerning the domestic management regime and will

4/4

- 3 -

keep them informed as subsequent decisions are made during the season. The above recommendations are intended to ensure that court-mandated domestic actions of the United States, in implementing treaties between the United States and its Indian tribes, do not impair the achievement of the objectives of the Convention regarding optimum escapements and an even division of the catch in Convention waters between Canadian and U.S. fishermen.

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

OMA 7/14 12

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
LIEU	MINISTÈRE	N ^o D'ORIG.			SECURITÉ
EXTOTT	EXTAFF	FLO-278	FEB 13 23 08 '81		REST

FM/DE

BREEC

DEL BY 0900

FEB 16/81

INFO

COPEN LDN DUBLN PARIS BRU HAGUE ROME BONN

ITCOTT/OGR/EUR/FPB FANDOTT/CAMPBELL/APPLEBAUM

FINOTT/IER

DATE	
REF	
FILE	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

DISTR.

ECO GEB EIP FLP FLE

REF: OURTEL FLO0209 FEB 5/81

SUB: GREENLAND SALMON QUOTA

CONCERNED ABOUT DELAY IN REPLY REFTEL. AGREED CHANGE IN LANGUAGE OF LTA EXCHANGE OF LETS DOES NOT AFFECT THIS POINT. IF PRIORITIES FOR CDN SCIENTISTS TO BE REARRANGED AIMING AT SPECIAL ICES SALMON WORKING GROUP MTG ON MESH SIZE MARCH 7-8, WE REQUIRE IMMEDIATE REPLY TO PARA 4 REFTEL, BY END OF WORKING HOURS FEB 16.

DRAFTER/RÉDACTEUR

DIVISION/DIRECTION

TELEPHONE

APPROVED/APPROUVÉ

SIG.

B. Applebaum (5-2037)

FLO

2-2002

SIG.

R. J. A. CHAN

Feb. 13, 1981

**ACTION
SUITE A DONNER**

Division Phoned FLO
Person DG
Local Time 0855

[Handwritten signature]
[Handwritten initials]

C O N F I D E N T I A L
FM BREEC YCGR0354 02FEB81

TO EXTOTT MIN GEP FLO DELIVER BY 020900
BH FANDOOTT/CAMPBELL DELIVER BY 020900 DE OTZ

INFO OSLO LDN COPEN BONN PARIS BRU ROME HAGUE DUBLN EINOTT/IER
ITCOTT/CGR/EUR/FPB

DISTR ECO FLP PGE PEC JHT
REF GEB TEL0306 28JAN

DATE		
ACC	117191	REF
FILE	25-5-5-CDA-REC	DOSSIER
BY HAND		PAR PORTEUR
ATTN:	25-5-7.2-SALMON	

---CDA/EEC:0 PLUS 1 AGMT-SHRIMP
HAFERKAMP CALLED AMB IN THIS MORNING TO REQUEST TRANSMISSION OF
FOLLOWING MSG TO SSEA QUOTE
EC/CANADA FISHERIES RELATIONS

I FEEL I MUST ASK YOU TO INTERVENE IN A VERY DELICATE MATTER THAT
CONCERNS THE COMMISSION VERY MUCH.

AS YOU WILL KNOW,OUR COUNCIL OF MINISTERS LAST PUESDAY REQUESTED
THE COMMISSION TO ENTER INTO CONSULTATIONS WITH CANADA WITH A VIEW
TO INCREASING FISHING POSSIBILITIES FOR GREENLAND FISHERMEN FOR
SALMON WEST OF GREENLAND AND WITH A VIEW OF INCREASING THE TAC
(TOTAL ALLOWABLE CATCH)FOR THE JOINTLY MANAGED STOCK OF WEST OF
GREENLAND.ON BOTH OF THESE ISSUES OUR OFFICIALS HAD ALREADY AGREED
UPON RECOMMENDATIONS TO BE SUBMITTED TO THEIR RESPECTIVE AUTHORITIES
FOR APPROVAL.

ON 19 JANUARY,BY AIDE-MEMOIRE,CANADA REMINDED US OF THE URGENCY
...2

PAGE TWO YCGR0354 CONFD

OF THE COMMUNITY BRINGING INTO FORCE THE AGREEMENT NEGOTIATED IN OTTAWA LAST NOVEMBER, AND THREATENED THAT CANADA WOULD NOT BRING ITS SIDE OF THE AGREEMENT INTO FORCE IF THE COMMUNITY HAD NOT ACTED BY 31 JANUARY. FOLLOWING FURTHER CONTACTS BETWEEN OFFICIALS SINCE LAST TUESDAY, THE COMMISSION IS PREPARED TO MAINTAIN THE UNDERSTANDINGS REACHED AT OFFICIAL LEVEL BUT IT HAS ALSO INFORMED THE COUNCIL OF THE ADDITIONAL AGREEMENT THAT A FURTHER SCIENTIFIC EXAMINATION OF THE SHRIMP STOCK WILL BE UNDERTAKEN IN THE NEXT THREE MONTHS.

HOWEVER, WHILE THESE CONSULTATIONS HAVE BEEN PROCEEDING, THE COUNCIL HAD NOT TAKEN THE DECISION WHICH IS NEEDED TO ENABLE CANADIAN VESSELS TO FISH IN GREENLAND WATERS. THE NEXT NORMAL FISHERIES COUNCIL MEETING IS ON 9/10 FEBRUARY, BUT WE ARE TRYING TO FIND A WAY OF GETTING A DECISION BEFORE THEN. IN THESE CIRCUMSTANCES IT WOULD BE MOST REGRETTABLE IF ANY ACTION WERE TAKEN WHICH HAD THE EFFECT OF BREAKING DOWN THE JOINT MANAGEMENT SYSTEM. THIS SYSTEM, WHICH WE HAVE HAD FOR SOME TIME BETWEEN CANADA AND THE COMMUNITY, AND WHICH IS SEPARATE FROM ANY OTHER AGREEMENT BETWEEN CANADA AND THE COMMUNITY, IS OBVIOUSLY IN THE INTEREST OF BOTH PARTIES AND IN THE INTEREST OF GREENLAND FISHERMEN WHO PROVIDE A MAJOR PART OF THE INCOME OF GREENLAND PEOPLE.

I ONLY TROUBLE YOU WITH A MATTER OF THIS KIND IN THE SINCERE CONVICTION THAT WE ARE ON THE POINT OF AN AGREEMENT WHICH RISKS BEING SACRIFICED WITHIN A MATTER OF HOURS IF A DECISION IS TAKEN BY

...3

PAGE THREE YCGR0354 CONF

CANADA TO SCRAP THE JOINT MANAGEMENT SYSTEM FOR MANAGING THE FISHING OF JOINT STOCKS BETWEEN CANADIAN AND COMMUNITY WATERS WEST OF GREENLAND. WE ARE FULLY CONSCIOUS OF THE URGENCY OF ENABLING CANADIAN FISHERMEN TO FISH IN GREENLAND WATERS, BUT, AS I SAY, FOR THIS WE NEED A COUNCIL DECISION.

I WANT TO ASSURE YOU THAT THE COMMISSION IS DOING EVERYTHING IT CAN TO SECURE THIS DECISION IMMEDIATELY. BECAUSE OF OUR CONSTITUTIONAL PROCEDURES THIS MAY TAKE A FEW DAYS. MEANWHILE I HOPE YOU WILL AGREE TO INTERVENE WITH YOUR COLLEAGUES TO ENSURE THAT UNILATERAL ACTION IS NOT TAKEN BY CANADA TO PUT AN END TO THE JOINT MANAGEMENT ARRANGEMENTS. UNQUOTE.

CCC/014 021216Z YCGR0354

ACTION
SUITE A DONNER

DAIS
Robert
is File
(initials)

C O N F I D E N T I A L

FM LDN XNGR0204 26JAN81

TO EXTOTT ^LFLO

INFO BREEC COPEN

BH FANDOOTT/APPLEBAUM DE OTZ

DISTR GEB

---ATLANTIC SALMON CONVENTION

DATE		
ACC	116097	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

OCCASION OF INFORMAL MTG WITH CAHN AND WALSH, HAS REVEALED APPARENT FURTHER SOFTENING OF UK PURSUIT OF SALMON CONV. UK CLEARLY MORE CONCERNED NOW THAT EVEN IN RECENT PAST FOR EC/GREENLAND/FAROEES RELNS. CAHN VERY PESSIMISTIC THAT INTERCEPTING CONV WOULD BE ACCEPTABLE FROM EC STANDPOINT AND IF THAT IS CDN BOTTOM LINE, CAN ENVISAGE NO/NO CONVENTION AT ALL. PRESUMABLY IN UK ASSESSMENT OF DANISH CONCERN IS SUCH THAT THEY MAY BE WILLING TO FOREGO SALMON PROTECTION IN RETURN FOR SETTLEMENT OF CFP.

CCC/050 261624Z XNGR0204

MEMORANDUM

NOTE DE SERVICE

Verlin
Campbell
Parsons
Byrd
Goldberg

TO
À

Mr. B.I. Applebaum,
Director,
International Fisheries Policy

FROM
DE

Associate Director,
Resource Assessment,
Fisheries Research Branch

SECURITY - CLASSIFICATION - DE SÉCURITÉ	
OUR FILE / NOTRE RÉFÉRENCE	264425
YOUR FILE / VOTRE RÉFÉRENCE	25-5-7-2-SALMON
DATE	January 23, 1981

SUBJECT
OBJET

Your questions regarding my memo of January 20 regarding the effective season in the West Greenland salmon fishery.

Via J. Barclay and Miss Meltzer, I received two questions from you about my January 20 memo. Rather than tell Jay, who would then tell Miss Meltzer, who would then tell you, I am replying direct.

The ICES Salmon Working Group is scheduled to meet April 6-9, 1981, at Copenhagen. The Chairman is Mr. Basil Parrish. ACFM means Advisory Committee for Fisheries Management. This is an ICES Committee which reviews reports from Working Groups such as the ICES Salmon Working Group and provides advice on fishery management. Only ACFM-approved reports constitute official ICES advice regarding fishery management. There are other ICES Committees which deal with matters other than the management of fisheries, such as scientific questions, pollution, etc. Canada is represented on the ACFM.

You have requested an elaboration of the significance of the ICES Working Groups conclusion that the mesh size used in the fishery should be matched with the mean size of salmon during the fishing season. Specifically, you have asked whether, if the season is retarded and the mesh size is not increased, will more fish be killed and lost. If qualitative statements from Danish scientists are true, and there has been a decrease in the average mesh size used at Greenland in the last three or four years, then, delaying the season but retaining the present mesh size can be expected to:

- 2 -

- 1) increase the catch of North American fish as a proportion of the total catch; and
- 2) increase the number of fish which will be killed and lost due to fishing.

This increase (2) would be felt mainly by European fish. In order to obtain the benefits of catching larger fish without shifting the catch composition towards North American fish and increasing the number of fish killed and lost, it is necessary to increase the mesh size and retard the season as a combined management measure.

The memorandum was written to document the current status of scientific advice on the season in Greenland and as a background to next week's meeting with EEC.


W.G. Doubleday

c.c.J. Barclay
E. Meltzer
J.A. Ritter

INFORMATION
SITE A DONNER

Division Phoned FLO
Person BT
Local Time 104L

[Handwritten signature]

UNCLASSIFIED

FM BREEC YCTD0260 23JAN81

TO EXTOTT FLO ~~DELIVER-BY-230900~~

INFO STKHM COPEN OSLO LDN DUBLN PARIS WSHDC ~~FAND~~FOOTT/APPLEBAUM/
MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTELS 0117 JAN20 0125 JAN21 0131 JAN21

---ATLANTIC SALMON CONVENTION

EEC DEL TECH EXPERTS AS FOLLOWS:R. NOE(EURCOM);M. JENSEN AND LEMCHE
(DENMARK);MINET(ST. PIERRE AND MIQUELAN);MISS E. TUMEY(NATL SCIENCE
COUNCIL-DUBLN);B. PARRISH(MARINE RESEARCH LAB-SCOTLAND).

2.RE CDN LET TO NEW PARTICIPANTS:EURCOM WAS REFERRING TO INFO FROM
USA THAT CDA HAD CIRCULATED COPY OF CDN DRAFT WITH COVERING LET.

3.RE JAN27 W/G ON TEXT OF CONVENTION:EURCOM STATES SECOND W/G
NOT/NOT POSSIBLE.THEY BELIEVE DRAFT SHOULD BE REVIEWED BY ORIGINAL
PARTICIPANTS IN TRILATERAL MTG WITH USA.EURCOM HAS BEEN IN TOUCH WITH
USA AND AGREED TO MTG 17:30 HOURS JAN27 IN USA EMB.

UUU/014 231324Z YCTD0260

ACC	<u>114698</u>	REF
FILE	<u>25-5-7-2-SALMON</u>	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

*Called obno
to Muly
231*

ACTION
●ITE A DONNER

Division Phone# FLO
Person BR
Local Time 231000

Handwritten signature and date: 23/1

UNCLASSIFIED

FM COPEN YJGR0097 23JAN81

TO EXTOTT FLO DELIVER BY 230900

INFO BREEC STKHM OSLO LDN DUBLN PARIS WSHDC FANDOTT/APPLEBAUM/
MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTEL FLO131 21JAN

---ATLANTIC SALMON CONVENTION

DANISH/GREENLAND DELEGATION ALREADY DEPARTED FOR CDA THEREFORE

NOT/NOT POSSIBLE TO DISCUSS WITH THEM PROPOSAL FOR TWO WORKING
GROUP MTGS.THEY ARE IN OTT FROM JAN23 STAYING AT CHATEAU LAURIER.

2.RETEL FLO0136 OF 22JAN UNDERSTAND THAT FAEROES WILL PARTICIPATE
THROUGH REPRESENTATION OF FINN OLESEN OF DANISH MFA BUT WILL NOT/NOT
SEND SEPARATE DELEGATION MEMBER.

UUU/209 231232Z YJGR0097

DATE	
ACC	114699 REF
FILE	25-5-7-2-SALMON DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

[Handwritten signature]

R.F.

**ACTION
SUITE A DONNER**

C O N F I D E N T I A L

FM WSHDC UNGR0360 23JAN81

TO EXTOTT FLO

INFO BH FANDOOTT/CAMPBELL/APPLEBAUM DE OTZ

DISTR GNG

REF YOURTEL FLO0111 20JAN

---ATLANTIC SALMON CONVENTION

DATE	
ACC	REF
114704	
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

USA SIDE HAS REVIEWED CDN AND EC DRAFTS OF ART VII OF ATLANTIC SAL CONVENTION. AS YOU ARE AWARE, THEY PREFER EC DRAFT BECAUSE OF ITS MORE GENERAL LANGUAGE. CDN DRAFT IS MORE RESTRICTIVE AND CONTAINS SPECIFIC PROVISIONS, SUCH AS REF TO QUOTE BIOLOGICAL INTERACTIONS UNQUOTE WHICH CAUSE USA DIFFICULTIES. THUS BUSBY SAID THAT USA CLD NOT/NOT JOIN WITH CDA IN SUPPORT OF CDN ART VII DRAFT.

2. WE HIGHLIGHTED CDN CONCERN REGARDING WORKING OF N/AMERICAN COMMISSION AND AS PER REFTL STRESSED IMPORTANCE OF HAVING JOINT APPROACH ON TERMS OF REF APPLICABLE TO THIS COMMISSION. WE RECEIVED IMPRESSION FROM BUSBY (AND THIS CONFIRMED WHAT WE WERE TOLD EARLIER IN WEEK BY LARRY SNEAD) THAT USA DEL WLD PREFER TO SEE WHAT REACTION WILL BE TO EC DRAFT FROM NEW PLAYERS AT THIS MEETING BEFORE USA COMMITS ITSELF TO ANY LANGUAGE. IN ANY EVENT, THEY HAVE SPECIFIC CHANGES TO PROPOSE TO EC DRAFT. BUSBY ALSO FELT THAT CDN DRAFT OF ART VII WLD BE QUICKLY INTRODUCED AND THUS WLD BE SUBJECT OF VALUABLE EXCHANGE OF VIEWS.

...2

PAGE TWO UNGR0360 CONF

3. USA APPROACH TO NEGS SEEMS TO BE QUITE FLUID, PREFERING TO WAIT UNTIL ALL PARTICIPATING DELS HAVE OFFICIALLY EXPLAINED THEIR VIEWS BEFORE DECIDING WHAT COURSE OF ACTION SHOULD BE TAKEN. BUSBY EMPHASISED THAT USA IS NOT/NOT GOING TO BE INFLEXIBLE ON MATTER, BUT WLD PREFER TO DEFER TAKING FINAL POSITIONS UNTIL NEGOTIATING SITUATION BECOMES CLEARER.

CCC/173 232202Z UNGR0360

C74/23

MESSAGE

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FM/DE FLO	OTT	EXTAFF	FLO-0139	JAN23	UNCLASS

JAN 23 17 39 '81

TO/A	OSLO	PRECEDENCE
		IMMED

INFO	FANDOTT/APPLEBAUM/MELTZER
------	---------------------------

DATE	REF
ACC	
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

DISTR.	GEB EIP FIP ECO GNG
--------	---------------------

REF: YRTEL WGR 3081 23JAN81
 SUBJ: ATLANTIC SALMON CONVENTION

 NEGATIVE

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG. <i>[Signature]</i> D. FADDEN/jt	FLO	6-2643	SIG. <i>[Signature]</i> L.S. CLARK/Director

MESSAGE

FM/DE FLO	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
	LIEU	MINISTÈRE	N° D'ORIG.			SÉCURITÉ
	OTT	EXTAFF	FLO-0139	JAN23		UNCLASS

TO/A OSLO	JAN 23 17 40 '01 <u>IMMED</u>	PRECEDENCE
INFO FANDOTT/APPLEBAUM/MELTZER		

DISTR. GEB EIP FLP ECO GNG

REF: YRTEL WGGR 3081 23JAN81
 SUBJ: ATLANTIC SALMON CONVENTION

 NEGATIVE

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... D. FADDEN/jt	FLO	6-2643	SIG... <i>D. Clark</i> ... L.S. CLARK/Director

R. F.

**ACTION
SUITE A DONNER**

WA

0/39

UNCLASSIFIED

FM OSLO WGR3081 23JAN81

TO EXTOTT FLO DELIVER BY 230900

INFO FANDOTT/APPLEBAUM/MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTEL 0117 20JAN

---ATLANTIC SALMON CONVENTION

REQUEST ADVISE BY IMMEDIATE RETURN TEL WHETHER PARA 2 REFTEL APPLIES
TO NORWAY AND ICELAND.

UUU/061 231023Z WGR3081

DATE	
ACC	REF
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

File

*Un class
IMMED*

To: OSLO

FROM: FLO

INFO: Fandott/Applebaum/Meltzer

Distr GEB/EIP/FLP/ECO/GNG

Ref: yourtel WGR 3081 23 Jan 81

Atlantic Salmon Convention

Negative.

A77/22/161

MESSAGE

COMCENTRE FILE DIARY CIRC DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
OTT	EXTAFF	FLO-0136	JAN22/81		UNCLAS

FM/DE

TO/A

COPEN ~~(FOR FAROES)~~

JAN 22 20 06 '81

PRECEDENCE

IMMED

INFO

FANDOTT/MELTZER

DATE	
ACC	114559
REF	
FILE	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

DISTR.

GEB

REF OURTEL FLO86 JAN16

SUB/SUJ

ATLANTIC SALMON WORKING GROUP - FAROESE PARTICIPATION

GRATEFUL YOU ADVISE BY RETURN ^{TEL} IF FAROES WILL BE REPRESENTED AT MTG AND IF SO NAMES/TITLES OF DEL MEMBERS

DRAFTER/RÉDACTEUR

DIVISION/DIRECTION

TELEPHONE

APPROVED/APPROUVÉ

SG..... R. FADDEN/dr

FLO

66287

SG..... *[Signature]*
DIRECTOR

ACTION
SUITE A DONNER

C O N F I D E N T I A L

FM LDN XNGR0141 21JAN81

TC EXTOTT FLO

INFO BREEC

BH FANDOOTT/APPLEBAUM/MELTZER DE OTZ

DISTR GEB EIP FLP ECO GNG

REF YOURTEL 86 16JAN

---ATLANTIC SALMON CONVENTION-JAN28-29

UK DEL WILL BE CAHN OF MAFF; DAVID CRAWLEY, MAFF (SCOTLAND) AND

BASIL PARRISH, MAFF SCIENTIST. YOU MAY BE AWARE THAT PARRISH CHAIRS

ICES SUBCTEE WHICH DEALS WITH ANADROMOUS SPECIES. PARRISH WILL

ATTEND MTG AS MUCH FOR EC AS FOR UK. CAHN ATTENDING COUNCIL MTG IN

BRU ON 27JAN AND WILL ARR FOR SECOND DAY ONLY.

2. UK CONSIDERS EC TEXT CIRCULATED AT BEGINNING OF YR TO BE GOOD BASIS FOR DISCUSSION. FACT DANES DISLIKE IT REINFORCES THEIR VIEW.

ATLANTIC SALMON TRUST DIRECTOR HADOKE HAS BEEN IN TOUCH VERY RECENTLY WITH MAFF WITH STORY REPUTEDLY FROM CDN SOURCES THAT CDN GOVT NEGOTIATING INTEREST HAS RECENTLY REVERSED ITSELF AND INTEREST WAS NOW AGAINST A CONVENTION. WE SAID THIS WAS NEWS TO US AND MAFF DISCOUNTED IT TOO, HOWEVER THOUGHT YOU SHLD BE AWARE OF RUMOUR.

CCC/181 211124Z XNGR0141

DATE		
ACC	114702	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
MTG		

R DUS
RE
[Handwritten signatures]

[Handwritten signature]

OMD 25/22

MESSAGE ACTC/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FM/DE	OTT	EXTAFF	FLO-0125	21JAN81	JAN 22 00 16 '81
					UNCLASS

TO/A BREEC

INFO ITCOTT/EUR/FPB FINOTT/IER FANDOOTT/APPLEBAUM/MELTZER

DATE	
ACC	114554
REF	
FILE	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

DISTR. GEB ECO GNG EIP

REF: YOURTEL YCTD 0208 20JAN81

SUBJ: ATLANTIC SALMON CONVENTION JAN 28-29

DFO AT PRESENT CONSULTING WITH USA RE TIMING OF PROPOSED TRILAT MTG. SHALL ADVISE SOONEST.

2. WE HAVE NOT/NOT CIRCULATED ^{LET} LET TO NEW PARTICIPANTS IN WORKING GROUP. IF EURCOM IS REFERRING TO SPECIFIC LET ADVISE DETAILED REF.

3. OURTEL FLO 0117 JAN20/81 ADVISES TIME/PLACE MTG.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... R.B. Fadden/dg	FLO	6-2643	SIG..... <i>[Signature]</i> DIRECTOR

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

OME 033/AA/100

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
	LIEU	MINISTÈRE	N° D'ORIG.			SÉCURITÉ
	EXTOTT	EXTAFF	FLO-0131	21JAN81		UNCLAS

TO/A COPEN BREC
 cop Bru

Jan 22 00 16 '81

PRECEDENCE BY TEL

INFO SKM SLO LDN DUB PAR WDC
 STKHM OSLO LDN DUBLN PARIS WSHDC

FANDOOT/APPLEBAUM/MELTZER

ofo

DATE	
ACC	114549
REF	
FILES	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

DISTR. GEB EIP FLP ECO GNG

REF COPEN TEL YJGR 0075 JAN 20/81

SUB/SUJ ATLANTIC SALMON CONVENTION

CDN SIDE WOULD LIKE TWO WORKING GROUPS MTG
 SIMULTANEOUSLY JAN 27, ONE WG ON TECHNICAL/SCIENTIFIC ASPECTS,
 ONE WG ON TEXT OF AT'C SALMON CONVENTION. AT MTG IN BRUSSELS.
 JAN 19 MARCUSSEN SEEMED TO HAVE DIFFICULTY WITH LATTER.
 ADVISE IF 2ND WG POSSIBLE, AND WHO WOULD ATTEND THIS WG
 FROM EEC AND DANISH/GREENLAND SIDES.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG. B. Applebaum (5-2037)	FLO	2-6692	SIG. [Signature] DIRECTOR

Jan. 21, 1981

C 22/21/161

MESSAGE ACTC/FILE/DIARY/CIRC/DIV

JAN 21 00 30 '81
 FILE DOSSIER

PLACE	DEPARTMENT	ORIG. NO.	DATE	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N ^O D'ORIG.		
OTT	EXTAFF	FLO-0114	20JAN81	UNCLASS

FM/DE

PRECEDENCE

TO/A WSHDC

DATE	
ACC	REF
FILE 25-5-7-2-SALMON	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

INFO BREEC LDN OSLO COPEN DUBLN STKHM PARIS

FANDOTT/APPLEBAUM/MELTZER

DISTR. GEB EIP FLP ECO GNG

REF: YOURTEL UNGR 264 OF 19JAN80
 SUBJ: ATLANTIC SALMON CONVENTION
 SUBJECT WORKING GROUP MTG JAN 28-29 WILL BE HELD IN SUSSEX
 ROOM CONFERENCE CENTRE (OLD UNION STATION), 9:30 - 5:30.
 GRATEFUL YOU INFORM APPROPRIATE U.S. AUTHORITIES.

DRAFTER/RÉDACTEUR

DIVISION/DIRECTION

TELEPHONE

APPROVED/APPROUVÉ

SIG.....

SIG... *L.S. Clark*

R. B. Fadden/dg

FLO

6-2643

L. S. CLARK/DIRECTOR

RF

**ACTION
SUITE A DONNER**

NONCLASSIFIE

DE PARIS WIGR0232 20JAN81

A EXTOTT FLO

INFO BREEC FANDOOT/APPLEBAUM/MELTZER

DISTR GEB EIP FLP ECO GNG

REF VOTRETEL FLO0086 16JAN

---CONVENTION SAUMON ATLANTIQUE,28-29JAN

REP FRANCAIS(AU SEIN DEL CEE)SERA SALVA DES PECHES MARITIMES.

FRANCAIS CHERCHENT EGALEMENT REP SCIENTIFIQUE QUI N A PAS/PAS

ENCORE ETE IDENTIFIE.DANIEL HERY AURAIT AIME ASSISTE A CETTE

RENCONTRE MAIS COMME IL L A MENTIONNE LUI-MEME A APPLEBAUM,

IL DEVAIT SUBIR UNE INTERVENTION CHIRURGICALE QUI

L IMMOBILISERA JUSQUA FIN FEV.

UUU/010 201140Z WIGR0232

file
R
24

DATE		
ACC	<i>113896</i>	REF
FILE	<i>25-5-7-2-SALMON</i>	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

C 20/21/161

MESSAGE

ACTC

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
	LIEU	MINISTÈRE	N° D'ORIG.			SÉCURITÉ
	EXTOTT	EXTAFF	FLO-0117	20 JAN 81		UNCLASS

BREEC STKHM COPEN/FOR FAROES OSLO/FOR NORWAY AND ICELAND

JAN 21 00 29 '81

TO/A

INFO

LDN DUBLN PARIS WSHDC
 FANDOOT/APPLEBAUM/MELTZER

DATE	
ACC	114572
REF	
FILE	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

DISTR.

GEB EIP FLP ECO GNG

REF YOURTEL YCTD 0182 16 JAN 81
SUB/SUJ ATLANTIC SALMON CONVENTION

WORKING GRP MTG JAN 28-29 WILL BE HELD IN SUSSEX ROOM,
 (OLD UNION STATION)
 CONFERENCE CENTRE, 9:30 - 5:30.

2. JAN 27 BILATERAL MTG WILL BE HELD IN 8TH FLOOR
 CONFERENCE ROOM (812), 240 SPARKS ST., 9:30 - 5:30.

3. GRATEFUL YOU PROVIDE NAMES OF EEC DEL TECHNICAL EXPERTS

4. FOR COPEN: RE YOURTEL 75 OF 20JAN81. GIVEN EURCOM
 POSITION AS EXPRESSED BREEC TEL YCTD 141 OF 12JAN81 DO NOT/NOT
 PROPOSE HOLDING CDA-DENMARK/GREENLAND BILAT ON 26JAN81.
 GRATEFUL YOU ADVISE DEL COMPOSITION ASAP.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SG... E. Meltzer (5-2188)	FLO	6-2643	SG... L.S. CLARK/DIRECTOR

Jan. 20, 1981 R.B. Fadden/dg

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

22/20/87

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
	LIEU	MINISTÈRE	N ^O D'ORIG.			SECURITE
	EXTOTT	EXTAFF	FLO-0111	20JAN81		CONFID

CONFID

Jan 20 10 13 '81

TO/A WASHDC

INFO BREEC FANDOOTT/CAMPBELL/APPLEBAUM DE OTT

DATE	
ACC	114541
FILE	25-5-7-2-SALMON
BY HAND	PAR PORTEUR
ATTN:	

DISTR.

REF

SUB/SUJ ATLANTIC SALMON CONVENTION

CANDEL HEADED BY APPLEBAUM MET WITH USA DEL HEADED BY BUSBY IN WASHDC JAN 14 AS FOLLOWUP TO PREVIOUS MTG IN WASHDC JAN 7 TO TRY TO COORDINATE CDA/US POSITIONS IN PREPARATION FOR WORKING GROUP ON ATLANTIC SALMON CONVENTION OTT JAN 28-29.

2. AT CONCLUSION OF JAN 7 MTG USA HAD UNDERTAKEN TO DRAFT TERMS OF REF FOR SEPARATE NORTH AMERICAN COMMISSION MADE UP OF CDA AND USA, SO THAT TWO SIDES COULD AGREE BILATERALY AND AVOID DISCUSSION IN MULTILATERAL MTG OF TERMS OF REF FOR STRICTLY BILAT COMMISSION. IN INTERIM, HOWEVER, BOTH SIDES HAD RECEIVED EEC DRAFT CONVENTION PROPOSED AS NEGOTIATING TEXT FOR WORKING GROUP MTG, WHICH CHANGED USA APPROACH. CONTRARY TO POSITION TAKEN BY EEC AT LAST MTG IN BRUSSELS, FAVOURING SEPARATE TERMS OF REF FOR EACH OF THREE COMMISSIONS, THE EEC WAS NOW PROPOSING SINGLE SET OF TERMS OF REF WHICH WAS SAME APPROACH AS TAKEN FOR SOME PERIOD OF TIME BY USA SIDE. JAN 14 DISCUSSION THEREFORE

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SG... <i>B. Applebaum</i> B. Applebaum/5-2037	FLO	2-2104	SG... <i>L/S. Clark</i> L/S. CLARK/DIRECTOR

Jan. 15, 1981

FOCUSSED ON EEC DRAFT TERMS OF REF.

3. AT JAN 14 MTG TWO SIDES DEVELOPED POSSIBILITY OF HAVING ONE ARTICLE WITH TERMS OF REF APPLICABLE TO ALL THREE COMMISSIONS, WITH ADDITIONAL ARTICLE OR ARTICLES ADDING TERMS OF REF AS APPROPRIATE TO GREENLAND COMMISSION AND POSSIBLY NORTHEAST ATLANTIC COMMISSION. BASED ON DISCUSSIONS, CDN SIDE PROPOSED NEW TEXT FOR UNIFIED TERMS OF REF APPLICABLE TO ALL THREE COMMISSIONS, BASED ON ARTICLE VII OF EEC DRAFT, WITH SOME CHANGES. TWO SIDES DISCUSSED THIS NEW PROPOSAL, AND USA SIDE AGREED TO CONSIDER IT FURTHER AND SUBMIT IT TO USA ADVISORY GROUP.

4. CDN SIDE STRESSED TO USA SIDE IMPORTANCE OF HAVING AGREED JOINT APPROACH ON TERMS OF REF APPLICABLE TO NORTH AMERICAN COMMISSION IN ADVANCE OF WORKING GROUP MTG. CANDEL) STATED THAT IF THERE IS NO AGREED APPROACH, CANDEL AT WORKING GROUP MTG WILL REFUSE TO DISCUSS IN MULTILATERAL SETTING TERMS OF REF APPLICABLE TO CDA/USA COMMISSION, AND WILL LIMIT ITS DISCUSSION TO TERMS OF REF FOR GREENLAND COMMISSION. CANDEL ALSO MADE CLEAR REAL DANGER THAT IF DISCUSSION DEVELOPED IN THIS WAY SERIOUS POSSIBILITY EXISTED THAT THERE WOULD BE NO NORTH AMERICAN COMMISSION IE CONVENTION WOULD COVER ONLY GREENLAND AND NORTHEAST ATLANTIC, AND USA SIDE STOOD TO LOSE SUBSTANTIAL BENEFITS OBTAINABLE THROUGH NORTH AMERICAN COMMISSION.

5. LATTER COMMENTS NOT MADE IN TERMS OR TONE OF ULTIMATUM AND, IN FACT, MTG WITH USA WENT VERY WELL. POINT CONTINUALLY STRESSED TO USA, WHICH THEY SEEMED TO APPRECIATE, WAS THAT ATTEMPT BY USA TO QUOTE WIN UNQUOTE ON WORDING OF CONVENTION WOULD BE COUNTER-PRODUCTIVE, BUT THAT AGREEMENT COULD BE REACHED ON WORDING NON-PREJUDICIAL TO CDN POSITION WHICH WOULD RESULT IN ESTABLISHMENT OF A FORUM IN ^{AND IN CORRIDORS OF} WHICH ALL RELEVANT CONCERNS COULD,

AND WOULD INEVITABLY, BE DISCUSSED.

6. GRATEFUL YOU PURSUE WITH BUSBY. CONCERNING ACCEPTANCE
OF NEW TEXT (BAGGED).

RF

FLO
- this is yours -
Ad your file. advise
Oslo as to
correct action
addresses
hh

ACTION
SUITE A DONNER

UNCLASSIFIED

FM OSLO WGGR3062 20JAN81

TO EXTOTT FLE

INFO FANDOOTT/APPLEBAUM/MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTEL FLE0086 16JAN OURTEL 3050 16JAN

---ATLANTIC SALMON CONVENTION-JAN28-29 MTG

NORWAY WILL SEND THREE PERSON DEL:BJORN SMORGRAND

SVANG,HD OF DIV,ENVIRONMENT MIN AND KJELL JENSEN FROM AGRICULTURAL

UNIVERSITY.ABOVE NAMES SUBJECT TO CONFIRMATION.INFO ON ICELANDIC

DEL REPORTED OUR REFTEL.

UUU/061 200952Z WGGR3062

RECEIVED
Economic Law and Treaty Division
Department of External Affairs

JAN 21 1981

REÇU
Direction du Droit économique
et des traités
Ministère des Affaires extérieures

DATE	
ACC	114716 REF
FILE	25-517-2-Salmon DOSSIER
BY HAND	PAR PORTEUR
MFA LOS DIV;OLE	

R 2

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM COPEN YJGR0075 20JAN81

TO EXTOTT/FLE DELIVER BY 201400

INFO BREC STKHM OSLO LDN DUBLN PARIS WSHDC FANDOTT/APPLEBAUM/

MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTEL 0086 16JAN

---ATLANTIC SALMON CONVENTION-JAN28-29

DANISH AND GREENLAND DELEGATION MAKE-UP WILL DEPEND ON YOUR ANSWER

TO FOLLOWING QUESTION:INITIALLY YOU PROPOSED CONSULTATIONS IN OTT

JAN26/27 PRIOR ATLANTIC SALMON CONVENTION MTG.DANISH AUTHORITIES NOW

INFORMED BY EUROPEAN COUNCIL THAT MTGS WILL TAKE PLACE IN OTT WITH

CDN AND EUROPEAN COUNCIL DELEGATES (INCLUDING DENMARK AND GREENLAND)

TO DISCUSS TECHNICAL/SCIENTIFIC ASPECTS OF ATLANTIC SALMON ON JAN27.

DANISH AUTHORITIES WISH TO KNOW IF YOU STILL INTEND BILATERAL

CONSULTATIONS BETWEEN CDN,DANISH AND GREENLAND DELEGATES ON JAN26

OR SIMPLY ABOVE MTG ON JAN27.GRATEFUL YOU INFORM BY RETURN TEL.

UUU/209 201335Z YJGR0075

Division Phoned FWE

Person S.O.

RECEIVED 20 1335Z

Economic Law and Treaty Division
Department of External Affairs

JAN 20 1981

RECU

Direction du Droit économique
et des traités

Ministère des Affaires extérieures

DATE	
ACC	114715
REF	
FILE	25-5-7-2-SALMON
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	MTG

file
2/1/1

Ref: Cyprian
Bureau 141 12 Jan 81

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM BREEC YCTD0208 20JAN81

TO EXTOTT FLO

INFO ITCOTT/EUR/FPB FINOTT/IER FANDOOTT/APPLEBAUM/MELTZER

DISTR GEB ECO GNG EIP

---ATLANTIC SALMON CONVENTION JAN28-29

EURCOM ADVISES THAT PROPOSED TRILATERAL(CDA/EC/USA) BREAKFAST MTG
JAN28 INCONVENIENT AS M/S ARE MTG 0800 HRS. EURCOM HAS SUGGESTED USA
CONSIDER HOLDING MTG AFTERNOON OR EVENING JAN27. IT ALSO SUGGESTED
THIS COULD REPLACE CDA/EC BILATERAL MTG TO REVIEW TEXT OF CONVENTION
SUGGESTED BY APPLEBAUM.

2. EURCOM UNDERSTANDS CDA CIRCULATED LET TO NEW PARTICIPANTS IN
WORKING GROUP PROVIDING BACKGROUND INFO AND WOULD APPRECIATE COPY.
THIS COULD BE PASSED TO EURCOM DEL IN OTT.

3. EURCOM URGENTLY REQUIRES PLACE AND TIMES OF MTGS JAN27-29 TO
ADVISE M/S PARTICIPANTS.

UUU/216 201330Z YCTD0208

DATE	
ACC	114712
FILE	25-5-72-Salmon
BY HAND	PAR PORTEUR
ATTN:	

Amw

*FLO
117 20 Jan*

R7

Handwritten initials and date:
19/1

**ACTION
SUITE A DONNER**

UNCLASSIFIED

FM WSHDC UNGR0264 19JAN81

TO EXTOTT FLO IMMED

INFO BREEC STKHM COPEN OSLO LDN DUBLN PARIS
MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTEL FLO0086 16JAN

---ATLANTIC SALMON CONVENTION-28-29JAN MTG

USA DEL TO MTG WILL COMPRISE:M BUSBY(HEAD OF DEL);L SNEAD AND
M DANAHER/STATE;D REIFSCHNEIDER/COMMERCE;GALEN BUTERBAUGH/
INTERIOR;R CHRISTENSEN/USA COAST GUARD;R BUCK OF RESTORATION OF
ATLANTIC SALMON IN AMER INC;F CARLTON OF NATL COALITION FOR
MARINE CONSERVATION;AND EMB REP.

UUU/275 191712Z UNGR0264

DATE	FANDOOTT/APPLEBAUM/	
ACC	114726	REF
FILE	25-5-7-2-SALMON	
BY HAND	PAR PORTEUR	
ATTN:		

RF

RECEIVED
Economic Law and Treaty Division
Department of External Affairs

JAN 21 1981

REÇU
Direction du Droit économique
et des traités
Ministère des Affaires extérieures

FLO
[Handwritten initials]

ACTION
SUITE A DONNER

UNCLASSIFIED

FM STKHM UDGR0048 19JAN81

TO EXTOTT (FLE)

INFO BREC COPEN/FOR FAROES OSLO/FOR NORWAY AND ICELAND LDN DUBLN
PARIS WSHDC FANDOTT/APPLEBAUM/MELTZER

DISTR GEB EIP FLP ECO GNG

REF YOURTEL FLE0086 16JAN

---ATLANTIC SALMON CONVENTION

HAVE JUST RECEIVED NOTE FROM FOREIGN MINISTRY STATING SWEDISH
AUTHORITIES INTERESTED IN WORK OF WORKING GROUP ON DEVELOPMENT
OF ATLANTIC SALMON CONVENTION AND PREPARED TO PARTICIPATE IN
OTT MTG. SWEDISH REPRESENTATIVE WILL BE MR AKE ISAKSSON, FIRST
SECTY EMB OTT.

UUU/152 191330Z UDGR0048

DATE	
ACC	114727 REF
FILE	25-5-7-2-SALMON DOSSIER
BY HAND	PAR PORTEUR

Booy/17/154

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FLEOTT	EXTAFF	FLO-0081	16 JAN 81		RESTRICTED

FM/DE

TO/A

COPEN

Jan 16 21 35 '81

~~Jan 16 10 55 '81~~

INFO FANDOTT/APPLEBAUM/MELTZER/BECKETT BREEC

DATE	WSHDC OSLO
ACC	114538
FILE	25-5-7-2-SALMON
BY HAND	PAR PORTEUR

DISTR. GEB GNG ESS EIP

REF: YOURTEL 0026 07JAN81, BREEC TEL 0102 05 08JAN81
 OURTEL FLO 1671 23DEC80

SUBJECT: UNREPORTED GREENLAND SALMON CONSUMPTION/ICES

WE ARE SOMEWHAT SURPRISED AT LEMCHE AND MARCUSSEN COMMENTS TO EFFECT THAT ABOVE DATA REQUEST SHLD BE REFERRED TO ICES WORKING GROUP CHAIRMAN WHEN, AS STATED OUR REFTEL, LAST WORKING GROUP MTG RECOMMENDED THAT REQUIRED DATA BE COLLECTED. FURTHER, WORKING GROUP CHAIRMAN PARRISH IN NOV26 LETTER TO LIKELY PARTICIPANTS AT 1981 MTG NOTED SPECIAL NEED TO REVIEW 1980 ASSESSMENTS IN LIGHT OF NEW DATA INCLUDING THAT ON QUOTE NON CATCH FISHING MORTALITY UNQUOTE.

2. IN ANY EVENT, DFO WILL WRITE TO PARRISH OUTLINING REQUIREMENTS AND ADVISING THAT HIS LETTER BE CLARIFIED RE SUBMISSION OF DATA.

DRAFTER/RÉDACTEUR

DIVISION/DIRECTION

TELEPHONE

APPROVED/APPROUVÉ

SIG..... R. B. Fadden/dg

FLO

6-2643

SIG..... L.S. CLARK/DIRECTOR

R J RUC NUN 17 JAN 81

**ACTION
SUITE A DONNER**

R E S T R I C T E D

FM OSLO WGGR3050 16JAN81

TO EXTOTT **L**FLO

INFO ITCOTT/EUR/RPB FINOTT/IER BREEC

BH FANDOOTT/APPLEBAUM/WALSH/MELTZER DE OTZ

DISTR GEB ECO GNG EIP

REF YOURTEL FLO1684 30DEC

---ATLANTIC SALMON CONVENTION-ICELAND

ICELANDIC REPS AT JAN28-29 OTTAWA WORKING GROUP MEETING WILL BE

MR GUDMUNDUR EIRIKSSON, LEGAL ADVISER, MINISTRY FOR FOREIGN AFFAIRS,

AND MR THOR GUDJONSSON, DIRECTOR OF FRESH WATER FISHERIES. ICELANDERS

CONFIRM RECEIPT OF DRAFT CONVENTION TEXT FROM MARCUSSEN.

CCC/061 160940Z WGGR3050

Handwritten notes:
87
DWS
File

DATE		REF
ACC	114723	
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

Division Phoned FWO
Person DR
Local Time 0840

RR

**ACTION
SUITE A DONNER**

[Handwritten signature]

RF

C O N F I D E N T I A L

FM BREEC YCTD0182 16JAN81

TO EXTOTT GEB FLO DELIVER BY 160900

BH FANDOOTT/CAMPBELL/APPLEBAUM DELIVER BY 160900 DE OTZ

INFO LDN DUBLN PARIS COPEN BONN WSHDC

BH INAHULL/SLIPCHENKO DE OCI

REF YOURTEL GEB0027 JAN13

---ATLANTIC SALMON

DATE	160900 DE OTZ
ACC	151904
REF	
FILE	25-5-7-2-SALMON
BY HAND	PAR PORTEUR
ATTN:	

EURCOM(LEIGH)CONFIRMS CTY DOES NOT/NOT INTEND TO CHANGE TEXT LTA ON SALMON.HE REITERATED,HOWEVER,POL IMPORTANCE DANES ATTACH TO IDEA OF RAISING QUOTA THROUGH LATER SEASON OPENING AND NOTED THAT SOME PROGRESS ON THIS WOULD FACILITATE PASSAGE OF LTA IN COUNCIL.

IF DANES MAINTAIN RESERVATION RE LTA,TIMING YOU ENVISAGE ON SALMON QUESTION,IE. UP TO ICES APR WORKING GROUP MTG,WOULD BE TOO LATE AS FRG FISHING SEASON WOULD BE FINISHED.EURCOM BELIEVES BASIC DATA ALREADY EXISTS AND IT IS FAIRLY STRAIGHT FORWARD QUESTION OF CDN AND CTY SCIENTISTS AGREEING ON EFFECT OF LATER SEASON OPENING.

2.EURCOM BELIEVES ONE DAY WILL SUFFICE FOR BILATERAL MTG AND SUGGESTS JAN27.EURCOM REPS WILL BE MARCUSSEN AND LEIGH(DG-XIV),DORAN(DG-I) AND NOE(BIOLOGIST)PLUS M/S REPS.EURCOM HAS FOCUSED ON TECH NATURE OF MTG,AS ORIGINALLY SUGGESTED,AND REPS INVITED WILL NOT/NOT BE COMPETENT TO DISCUSS QUESTIONS OF SUBSTANTIVE LEGAL NATURE PERTAINING TO JAN28-29 WORKING GROUP MTG.LEIGH SUGGESTS ANY LEGAL ISSUES YOU MAY WISH RAISE COULD BE FOLLOWED UP NEXT WEEK WITH APPLEBAUM AND ROCHON.PLS ADVISE TIME AND PLACE FOR MTGS JAN27 AND JAN28-29.

PAGE TWO YCTD0182 CONFD

3. REF YOURTEL FLO-0072 JAN15, ROYAL WINDSOR RESERVATIONS CHANGED TO NIGHTS JAN18-19. MTG WITH MARCUSSEN SET FOR 1400 HRS JAN19. CTY WORKING GROUP ON FISHERIES WILL BE MTG SAME DAY AND WILL RESUME FOLLOWING OUR DISCUSSIONS.

4. REF FLO-0078 JAN15, EURCOM HAS NOT/NOT PREPARED FRENCH VERSION OF CONSOLIDATED TEXT AS WORKING GROUPS HAVE BEEN CONDUCTED IN ENGLISH AND TEXT WILL BE REVISED BEFORE COMPLETION OF NEGS.

CCC/014 161304Z YCTD0182

02090/18

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N ^O D'ORIG.			
FM/DE	OTT	EXTAFF	FLO-0086	16JAN81	UNCLASS PRECEDENCE

JAN 16 23 08 '01

TO/A BREEC COPEN (FOR FAROES) OSLO / (FOR NORWAY & ICELAND)

STKHM

INFO LDN DUBLN PARIS WSHDC

FANDOOTT/APPLEBAUM/MELTZER

DATE	
ACC	
FILE	25-5-7-2 - SALMON
BY HAND	PAR PORTEUR
ATTN:	

DISTR. GEB EIP FLP ECO GNG

REF:

SUBJ: ATLANTIC SALMON CONVENTION - JAN 28-29 MTG

ADVISE ASAP NUMBER AND, WHEN AVAILABLE, NAMES OF DELEGATES
 ATTENDING MTG.

DRAFTER/RÉDACTEUR

DIVISION/DIRECTION

TELEPHONE

APPROVED/APPROUVÉ

SIG.....
 Applebaum/Fadden/dg

FLO

6-2643

SIG.....
 L.S. CLARK/DIRECTOR

D2/16/161

MESSAGE

ACTC/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FM/DE	OTT	EXTAFF	FLO-0078	15JAN81	UNCLASS

TO/A BREEC

PRECEDENCE

Delivered by 160900

INFO FANDOOTT/MELTZER

DATE	
ACC	R.F.
FILE	D. 5011
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

JAN 15 02 30 '81

DISTR.

REF: *Your transmission note 3703 of Dec 13/80*

SUBJ: ATLANTIC SALMON CONVENTION - EC CONSOLIDATED TEXT
 GRATEFUL YOU ENSURE FRENCH VERSION ^{OF} SUBJECT TEXT AVAIL FOR
 USE JAN19 BY FLO/ROCHON AND DFO/APPLEBAUM.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... R.B. Fadden/dg	FLO	6-2643	SIG..... L.S. CLARK/DIRECTOR

UNCLASS



Government of Canada / Gouvernement du Canada
Fisheries and Oceans / Pêches et Océans

DATE		
ACC	114672	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

To / À: FLO
 From / De: A-4
 JAN 16 1981
 Your file / Votre référence
 Att'n: / Notre référence

~~RF for action~~
19/1

Ottawa, Ontario.
K1A 0E6

January 15, 1981.

Mr. R. Rochon,
Department of External Affairs,
Legal Operations Division,
FLO,
4th fl., Tower A,
Sussex Drive,
Lester B. Pearson Building,
Ottawa, Ontario.
K1A 0G2

~~Handwritten notes and signatures, including '111', 'Danzon', and '19/1'~~

Dear Bob:

Attached is a copy of the final version of the Draft we handed to the USA at the Atlantic Salmon discussions in Washington January 14. I would be grateful if you could transmit it to Jim Harlick in Washington.

Yours sincerely,

Bob

B. Applebaum,
Director,
International Fisheries
Relations Branch,
International Directorate.

Attach.

- cc: S. Parsons
- R. Dryden
- M. Goldberg
- E. Meltzer

~~Handwritten notes: '111', 'Dib'~~

~~Be fax Wshdly/Harlick with mdahm~~

~~"Attached is copy of final version of draft given to USA at Jan 14 Atlantic Salmon discussion"~~
to return RB

Canadian Proposal
January 14, 1981
Washington, D.C.

ARTICLE VII

1. The functions of each salmon Commission shall be:
 - (a) to provide a forum for consultation and cooperation among its members concerning:
 - i) conservation, management and restoration of salmon through the limitation and control of interceptions of salmon (in the Commission area);
 - ii) cases where measures established or proposed by one Commission member affect salmon within the jurisdiction of another Commission member, because of biological interactions or by-catches of salmon originating in the rivers of that other Commission member;
 - (b) to adopt proposals to regulate intercepting salmon fisheries (in their respective Commission areas);
 - (c) to make recommendations to the General Council concerning the undertaking of scientific research.

2. The proposals referred to in paragraph 1 of this Article shall be based on information and advice from ICES and other appropriate scientific bodies.

ARTICLE

Fishing patterns in salmon fisheries in the waters off East Greenland and in the areas of concern of the North American and Northeast Atlantic Commissions shall not be altered in a manner that results in the initiation or increase of catches by fishermen of one Contracting Party of salmon which originate in the rivers of another Contracting Party except with the consent of the latter.

012 14 17

002300

0 0 0 8 3 6

0 1 5 1 4 1 4 ' 8 1

R E S T R I C T E D

FM BREEC YCTD0102 08JAN81

TO EXTOTT FLO

INFO WSHDC OSLO

BH FANDOOTT/APPLEBAUM/WALSH/MELTZER/BECKETT DE OTZ

DISTR GNG GEB ESS EIP

REF YOURTEL 1671 DEC23 COPEN TEL 0026 JAN7

---UNREPORTED GREENLAND SALMON CONSUMPTION

WE REQUESTED, THROUGH MARCUSSEN, THAT EURCOM

ACC
25-5-7-2-Salmon
25-5-5-Cda-CC
ENSURE APPROPRIATE DATA

IS PROVIDED PRIOR TO NEXT WORKING GROUP MTG. HE ALSO REFERRED TO

FORMAL PROCEDURE OF REQUEST THROUGH ICES SCIENTIFIC GROUP BUT

UNDERTOOK TO CONTACT DANES.

CCC/062 081339Z YCTD0102

Handwritten notes:
P. J. C.
R. J. C.
J. W. P.

**ACTION
SUITE A DONNER**

R E S T R I C T E D

FM BONN ZQTD0045 7JAN81

TO EXTOTT FLO

INFO ITCOTT/EUR/FPP FINOTT/IER

BH FANDCOTT/APPLEBAUM/WALSH/MELTZER DE OTZ

DISTR GEB FLP ECO GNG EIP

REF YOURTEL 1647 19DEC

---ATLANTIC SALMON CONVENTION

DUE TO EC MTG OF FISHERY COUNCIL ON JAN27 IN BRU, NO/NO FRG

OFFICIAL CAN ATTEND MTG.

CCC/219 071525Z ZQTD0045

DATE		
ACC	112906	REF
FILE	25-5-7-2-SALMON	DOSS
BY HAND		PAR PORTEUR
ATTN:		

~~BA~~
→ R70/w

ACTION
SUITE A PONNER

R E S T R I C T E D

FM COPEN YJGR0026 07JAN81

TO EXTOTT FLO

INFO BREEC WSHDC OSLO

BH FANDOOTT/APPLERAUM/WALSH/MELTZER/BECKETT DE OTZ

DISTR GNG GEB ESS EIP

REF OURTEL YJGR0018 06JAN

DATE
ACC
FILE 25-5-7-2-SALMON
BY HAND PAR PORTEUR
ATTN:

perfect next week.

John

File

---UNREPORTED GREENLAND SALMON CONSUMPTION/ICES

LEMICHE TELEPHONED US TO STATE THAT HE HAD DISCUSSED MATTER COVERED IN OUR REFTEL WITH GREENLAND/DANISH SCIENTISTS WHO WOULD NORMALLY PROVIDE THAT TYPE OF INFO.THEY PROMISED TO DO WHAT THEY COULD BUT STATED THAT WHEN PARTICULAR INFO OF THIS SORT REQUIRED NORMAL PROCEDURE WAS FOR LET STATING REQUIREMENTS TO BE ADDRESSED TO CHAIRMAN OF WORKING GROUP.IN THIS CASE CHAIRMAN OF SCIENTIFIC GROUP IN ICES IS PARRISH OF U.K.WILL YOU DO LET OUTLINING REQUIREMENTS?ADVISE.

CCC/209 071541Z YJGR0026

R E S T R I C T E D
FM COPEN YJGR0026 07JAN81
TC EXTOTT FLO
INFO BREEC WSHDC OSLO
BH FANDOOTT/APPLEBAUM/WALSH/MELTZER/BECKETT/DE OTZ
DISTR GNG GEB ESS EIP
REF OURTEL YJGR0018 06JAN

DATE	
ACC	REF
FILE <i>25-5-7-2-Salmon</i>	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

*original not returned
by division*

---UNREPORTED GREENLAND SALMON CONSUMPTION/ICES
LEMICHE TELEPHONED US TO STATE THAT HE HAD DISCUSSED MATTER COVERED
IN OUR REFTTEL WITH GREENLAND/DANISH SCIENTISTS WHO WOULD NORMALLY
PROVIDE THAT TYPE OF INFO.THEY PROMISED TO DO WHAT THEY COULD BUT
STATED THAT WHEN PARTICULAR INFO OF THIS SORT REQUIRED NORMAL
PROCEDURE WAS FOR LET STATING REQUIREMENTS TO BE ADDRESSED TO
CHAIRMAN OF WORKING GROUP.IN THIS CASE CHAIRMAN OF SCIENTIFIC
GROUP IN ICES IS PARRISH OF U.K.WILL YOU DO LET OUTLINING
REQUIREMENTS?ADVISE.
CCC/209 071541Z YJGR0026

R E S T R I C T E D
FM COPEN YJGR0018 06JAN81
TO EXTOTT FLO
INFO BREEC WSHDC OSLO
BH FANDOTT/APPLEBAUM/WALSH/MELTZER/BECKETT DE OTZ
DSITR GEB GNG ESS EIP
REF YOURTEL 1671 23DEC80

DATE	
ACC	REF
FILE	DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

*original not returned
by division*

---UNREPORTED GREENLAND SALMON CONSUMPTION/ICES
INFORMED DANISH AUTHORITIES(LEMICHE,MINISTRY OF GREENLAND)OF MATTER
RAISED IN REFTEL AND REQUESTED TRADITIONAL COOPERATION OF DANISH
AUTHORITY IN PROVIDING INFO SOUGHT.LEMICHE RESPONDED THAT PROVISION
OF SUCH INFO WAS DEPENDANT ON SCIENTISTS WHO COLLATED MATERIAL.
HE PROMISED TO DRAW REQUEST TO ATTENTION OF DANISH/GREENLAND
SCIENTISTS IN ORDER THAT THEY MIGHT HAVE REQUIRED INFO IN TIME FOR
NEXT ICES MTG.HE ADDED THAT HE ASSUMED CDN SCIENTISTS WOULD ALSO
BE IN POSITION TO PROVIDE THIS INFO FOR CDA.
CCC/209 071027Z YJGR0018

R E S T R I C T E D

FM COPEN YJGR0018 06JAN81

TO EXTOTT FLO

INFO BREEC WSHDC OSLO

BH FANDOOTT/APPLEBAUM/WALSH/MELTZER/BECKETT DE OTZ

DSITR GEB GNG ESS EIP

REF YOURTEL 1671 23DEC80

---UNREPORTED GREENLAND SALMON CONSUMPTION/ICES

INFORMED DANISH AUTHORITIES (LEMCHE, MINISTRY OF GREENLAND) OF MATTER
RAISED IN REFTTEL AND REQUESTED TRADITIONAL COOPERATION OF DANISH
AUTHORITY IN PROVIDING INFO SOUGHT. LEMCHE RESPONDED THAT PROVISION
OF SUCH INFO WAS DEPENDANT ON SCIENTISTS WHO COLLATED MATERIAL.
HE PROMISED TO DRAW REQUEST TO ATTENTION OF DANISH/GREENLAND
SCIENTISTS IN ORDER THAT THEY MIGHT HAVE REQUIRED INFO IN TIME FOR
NEXT ICES MTG. HE ADDED THAT HE ASSUMED CDN SCIENTISTS WOULD ALSO
BE IN POSITION TO PROVIDE THIS INFO FOR CDA.

CCC/209 071027Z YJGR0018

25-5-7-2-Salmon
25-5-3-CDA-EEC

TRANSMITTAL AND RECEIPT NOTE - NOTE D'ENVOI ET DE RÉCEPTION

EXTOTT/FLO

NO. 3703
35-11-2

DATE 31/12/80

SECURITY / SÉCURITÉ
WITH ATTACHMENT(S) / AVEC ANNEXE(S)
CONFIDENTIAL
WITHOUT ATTACHMENT(S) / SANS ANNEXE(S)QUANTITY
QUANTITÉ

DESCRIPTION - DESCRIPTION

REFERENCE - RÉFÉRENCE

Draft text for Atlantic Salmon Convention
prepared by Commission for Ottawa working group
meeting January 28-29 1981.

our tel no. 3674 Dec 22/80

Distribution
by Ottawa:

ITCOTT/EUR/FPB
FIN/IER
FANDO/APPLEBAUM/WALSH/MELTZER
EXT/GEB/FLP/ECO

DATE

ACC

R.

E H N

25-5-7-2-SALMON

FLO

RECEIPT ACKNOWLEDGED / ACCUSER RÉCEPTION

RETURN TO / RETOURNER À

9/1/81

DATE



SIGNATURE

John Klassen
First Secretary

BREEC

RECIPIENT'S COPY -- COPIE DU DESTINATAIRE

000850

ML/ms / gc

D R A F T T E X T
December 1980

INTERNATIONAL CONVENTION FOR THE CONSERVATION OF SALMON IN THE NORTH
ATLANTIC OCEAN

THE CONTRACTING PARTIES

TAKING into account the deliberations of the Third United Nations Conference on the Law of the Sea relating to anadromous stocks of fish,

RECOGNIZING that the State in the rivers of which an anadromous stock of fish originates has the primary interest in, and responsibility, for such stock,

RECOGNIZING that a State which permits the capture of salmon originating in the rivers of another State has an obligation to cooperate with that State with regard to the conservation and management of such stocks,

RECOGNIZING that salmon originating in the rivers of different States intermingle in certain parts of the North Atlantic Ocean,

DESIRING to promote the conservation, restoration and management of salmon stocks in the North Atlantic Ocean through international coöperation,

HAVE AGREED as follows :

ARTICLE I

1. The area to which this Convention applies, hereafter referred to as the "Convention Area", shall be all the maritime waters of the North Atlantic Ocean, and its adjacent seas and bays, including Baffin Bay, the Gulf of St. Lawrence, Davis Strait, the Labrador Sea, the Greenland Sea, the Norwegian Sea, the North Sea, and the Barents Sea, but not including the Baltic Sea.
2. The Convention area shall be divided into Commission Areas, the boundaries of which shall be defined in Annex 1 to this Convention.
3. This Convention applies to all anadromous salmonides in the Convention Area.
4. Nothing in this Convention shall affect or prejudice the positions or claims of any Contracting Party in regard to internal waters, the territorial sea, or the limits or extent of the jurisdiction of any Contracting Party over fisheries; or affect or prejudice the views or positions of any Contracting Party with respect to the Law of the Sea.
5. For the purpose of this Convention:
 - "Coastal state" means a Contracting Party exercising fisheries jurisdiction in waters forming part of the Convention Area;
 - "State of origin" means a Contracting Party in whose rivers salmon stocks, occurring within the Convention Area, originate.

. / .

ARTICLE II

1. Fishing for salmon in the Convention Area is prohibited beyond twelve miles from the baselines from which the territorial sea is measured, except as provided in Annex II.

2. Annex II is an integral part of this Convention.

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ARTICLE III

1. The Contracting Parties agree to establish and maintain an international organization whose objective shall be to contribute through consultation and cooperation to the conservation and management of salmon resources in the North Atlantic Ocean. This organization shall be known as the North Atlantic Salmon Conservation Organization, hereafter referred to as "the Organization", and shall fulfill the functions assigned to it by this Convention.

2. The Organization shall consist of :

- a General Council
- a North American Salmon Commission
- a West Greenland Salmon Commission
- a North East Atlantic Salmon Commission
- a Secretariat.

3. The Organization shall have legal personality and shall enjoy in its relations with other international organizations and in the territories of the Contracting Parties such legal capacity as may be necessary to perform its functions and achieve its ends. The immunities and privileges which the Organization and its officers shall enjoy in the territory of a Contracting Party shall be subject to agreement between the Organization and the Contracting Party concerned.

4. The headquarters of the Organization shall be at or at such other place as may be decided by the General Council.

5. The official language of the Organization shall be English.

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ARTICLE VI

1. Each Contracting Party shall have one vote in the General Council.

2. Except where otherwise provided, decisions of the General Council shall be taken by a majority of the votes of all Contracting Parties present and casting affirmative or negative votes; no vote shall be taken unless there is a quorum of at least two-thirds of the Contracting Parties.

3. The General Council shall adopt rules for the conduct of its meetings and for the exercise of its functions.

4. The General Council shall submit to the Contracting Parties an annual report of the activities of the Organization.

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ARTICLE V

1. Each Contracting Party shall be a member of the General Council and shall appoint to the General Council not more than three representatives who may be accompanied at its meetings by experts and advisers.

2. The General Council shall elect a Chairman and Vice-Chairman, each of whom shall serve for two years and shall be eligible for re-election but shall not serve for more than four years in succession. The Chairman and Vice-Chairman shall be chosen from the General Council representatives of different Contracting Parties.

3. The Chairman of the General Council shall be the President of the Organization and shall be its principal representative.

4. The Chairman of the General Council shall convene a regular annual meeting of the Organization at a place decided upon by the General Council.

5. Any meeting of the General Council, other than the annual meeting, may be called by the Chairman at such time and place as the Chairman may determine, upon the request of a Contracting Party with the concurrence of another Contracting Party.

6. The General Council may establish committees and subcommittees for the exercise of its duties and functions.

ARTICLE VII

1. The functions of each salmon Commission shall be :
 - (a) to provide a forum for consultation and cooperation among its members concerning conservation and management of salmon resources in the Commission area;
 - (b) to adopt proposals to regulate fisheries in the parts of the Commission area under the jurisdiction of one Commission member of salmon originating in the rivers of the other or other Commission member(s);
 - (c) to make recommendations to the General Council concerning the undertaking of scientific research.

2. The proposals referred to in paragraph 1 of this Article shall be based on information and advice from ICES and other appropriate scientific bodies.

3. In adopting the proposals referred to in paragraphs 1 and 2 of this Article, the Commissions shall take into account inter alia the interests of states of origin and their efforts to restore salmon stocks in their rivers and the interests of coastal communities which are particularly dependent on fishing for salmon and their contribution to the conservation of salmon stocks.

ARTICLE VIII

1. The members of the North American Salmon Commission shall be the United States of America and Canada.
2. The members of the West Greenland Salmon Commission shall be the European Economic Community, Canada and the United States of America.
3. The members of the North East Atlantic Salmon Commission shall be the European Economic Community, Norway,
and
4. Each Contracting Party shall be represented on a Commission of which it is a member by its representatives on the General Council. The representatives may be accompanied by experts and advisers.
5. Any Contracting Party may attend meetings of a Commission of which it is not a member as an observer.
6. Each Commission shall elect a Chairman and a Vice-Chairman, each of whom shall serve for two years and shall be eligible for re-election but shall not serve for more than four years in succession. The Chairman and Vice-Chairman shall be representatives of different Commission members.
7. Each Commission shall meet annually before the annual meeting of the General Council. Any meeting of a Commission, other than the annual meeting, may be called by its Chairman at such time and place as the Chairman may determine, upon the request of a Commission member with the concurrence of another Commission member.
8. Each Commission may establish committees and subcommittees for the exercise of its duties and functions.

ARTICLE IV

The functions of the General Council shall be :

- (a) to provide a forum for the study, analysis and exchange of information among the Contracting Parties on matters concerning the salmon resources of the Convention Area;
- (b) to make recommendations to Contracting Parties, ICES or other appropriate scientific bodies concerning the undertaking of scientific research on the salmon resources of the Convention Area;
- (c) to establish working arrangements with ICES and other appropriate international fisheries and scientific organisations;
- (d) to supervise and coordinate the administrative, financial and other internal affairs of the Organization, including the relations among its constituent bodies;
- (e) to coordinate the external relations of the Organization;
- (f) to exercise such other authority as is conferred upon it by this Convention.

ARTICLE IX

1. Each Commission Member shall have one vote in the Commission.
2. Commission decisions shall be taken by the unanimous vote of its Members.
3. Each Commission shall adopt rules for the conduct of its meetings and the exercise of its functions.

ARTICLE X

1. The functions of the Secretariat shall be :
 - (a) to provide administrative services to the organization;
 - (b) to compile and disseminate statistics and reports concerning the salmon resources of the Convention Area.
2. The chief administrative officer of the Secretariat shall be the Executive Secretary who shall be appointed by the General Council.
3. The General Council shall determine the procedures for appointing the Executive Secretary, his conditions of employment and functions.
4. The staff of the Secretariat shall be appointed by the Executive Secretary and shall be responsible to him, subject to the general supervision of the General Council.

ARTICLE XI

1. Subject to the provisions of this Article, Contracting Parties shall implement any proposal adopted by a Commission from the date of its entry into force.
2. Any proposal adopted by a Commission under Article VII shall enter into force ninety days after its adoption or on any later date determined by the Commission, except as provided for by paragraph 3 of this Article.
3. Any Commission Member may, within ninety days of the adoption of a proposal, lodge an objection to it. In this case, the proposal shall not enter into force.
4. Any Commission Member may notify the Executive Secretary of its intention not to be bound by a proposal, when it has been in force for at least a year. In this case the proposal shall cease to be binding upon all Commission Members ninety days after receipt of the notice by the Executive Secretary.

ARTICLE XII

1. Each Contracting Party shall compile and submit to the General Council catch statistics for salmon taken in its river systems and in the maritime areas under its fisheries jurisdiction. This information shall be provided in such form and at such intervals as shall be decided by the General Council.
2. Each Contracting Party in whose rivers salmon originate shall notify the General Council of all measures taken by that Contracting Party for the management, conservation, restoration and development of salmon stocks in its river systems and in the maritime waters under its fisheries jurisdiction.
3. The notification referred to in paragraph 2 shall be made annually and shall be sent to the Secretariat not later than 60 days before the annual meeting of the General Council.
4. Contracting Parties shall provide the General Council, with any available scientific and statistical information it requires for the purposes of this Convention.

ARTICLE XIII

1. Each Contracting Party shall pay the expenses of its own delegation to all meetings held pursuant to this Convention.
2. The General Council shall adopt an annual budget for the Organization by simple majority vote.
3. The General Council shall establish the contributions of Contracting Parties under the annual budget. This amount shall be shared between the Contracting Parties in equal parts.
4. The Executive Secretary shall notify each Contracting Party of its contribution and each Contracting Party shall pay its contribution to the Organization no later than four months after the date of this notification.
5. Contributions shall be payable in the currency of the country in which the headquarters of the Organization is located, except if otherwise authorized by the General Council.
6. The General Council shall, at its first meeting, approve a budget for the first financial year in which the Organization functions; the Executive Secretary shall transmit to the Contracting Parties copies of that budget together with notices of their respective contributions.
7. For subsequent financial years, drafts of the annual budget shall be submitted by the Executive Secretary to each Contracting Party together with a schedule of contributions, not less than sixty days before the annual meeting of the General Council at which the budget is to be considered.
8. A Contracting Party acceding to this Convention during the course of a financial year shall make a contribution for that year that is proportional to the number of complete months remaining in the year from the date of its accession.

ARTICLE XIII

(continued)

9. A Contracting Party which has not paid its contributions for two consecutive years shall not be entitled to cast votes under this Convention until it has fulfilled its obligations, unless the General Council decides otherwise.

10. The financial affairs of the Organization shall be audited annually by external auditors to be selected by the General Council.

ARTICLE XIV

1. Each Contracting Party shall take such action, including the imposition of adequate sanctions for violations, as may be necessary to make effective the provisions of the Convention, and to implement any measures which become binding under Article XI. Each Contracting Party shall transmit to the General Council an annual statement of the actions taken by it for these purposes.

2. Each Contracting Party shall, with respect to the part of the Convention Area in which it exercises fisheries jurisdiction, take measures to minimize the incidental taking of salmon in connection with other fisheries.

3. Each Contracting Party shall, with respect to the part of the Convention Area in which no State exercises fisheries jurisdiction, take measures to minimize the incidental taking of salmon by its vessels in connection with other fisheries.

4. If it comes to the attention of any of the Contracting Parties that the nationals or fishing vessels of any State which is not a Party to this Convention appear to affect adversely the operations of the Commission or the implementation of this Convention, such Party shall call the matter to the attention of other Contracting Parties. All the Contracting Parties agree upon the request of such Party to confer upon the steps to be taken towards obviating such adverse effects or relieving any Contracting Party from such adverse effects.

ARTICLE XV

1. Any Contracting Party may propose amendments to this Convention to be considered and acted upon by the General Council at an annual or a special meeting. Any such proposed amendment shall be sent to the Executive Secretary at least ninety days prior to the meeting at which it is proposed to be acted upon, and the Executive Secretary shall immediately transmit the proposal to all Contracting Parties.
2. The adoption of a proposed amendment to the Convention by the General Council shall require a three-fourths majority of the votes of all Contracting Parties. The text of any proposed amendments so adopted shall be transmitted by the Depositary to all Contracting Parties.
3. An amendment shall take effect for all Contracting Parties one hundred and twenty days following the date of transmission specified in the notification by the Depositary of receipt of written notification of an approval by three-fourths of all Contracting Parties unless any other Contracting Party notifies the Depositary that it objects to the amendment within 90 days of the date of transmission specified in the notification by the Depositary of such receipt, in which case the amendment shall not take effect for any Contracting Party. Any Contracting Party which has objected to an amendment may at any time withdraw that objection. If all objections to an amendment are withdrawn, the amendment shall take effect for all Contracting Parties one hundred and twenty days following the date of transmittal specified in the notification by the Depositary of receipt of the last withdrawal.
4. Any Party which becomes a Contracting Party to the Convention after an amendment has been adopted in accordance with paragraph 2 of this Article shall be deemed to have approved the said amendment.
5. The Depositary shall promptly notify all Contracting Parties of the receipt of notifications of approval of amendments, the receipt of notifications of objection or withdrawal of objections, and the entry into force of amendments.

ARTICLE XVI

1. This Convention shall be opened for signature at until by the parties represented at the Diplomatic Conference on held at from to It shall thereafter be open for accession by any Party which exercises fisheries jurisdiction in the Convention Area or is a state of origin for salmon which is caught in the Convention Area, subject to approval by the General Council.
2. This Convention shall be subject to ratification, acceptance or approval by the Signatories and the instruments of ratification, acceptance or approval shall be deposited with the Depositary.
3. This Convention shall enter into force upon the first day of the month following the deposit of instruments of ratification, acceptance or approval by at least three signatories.
4. Any Party eligible to accede in accordance with paragraph 1 of this Article, may accede to this Convention by notification in writing to the Depositary. Accessions received by the Depositary before the date of entry into force of this Convention shall become effective on the date of entry into force of this Convention shall become effective on the date of its entry into force. Accessions received by the Depositary after this Convention's entry into force shall become effective on the date of receipt by the Depositary.
5. The Depositary shall inform the Signatories and acceding Parties of all ratifications, acceptances or approvals deposited and accessions received.
6. The Depositary shall convene the first meeting of the General Council not more than six months after the Convention's entry into force and shall communicate the provisional agenda to each Contracting Party not less than one month before the date of the meeting.

./.

ARTICLE XVII

1. Any Contracting Party may withdraw from the Convention on 31 December of any year by giving notice by the preceding 30 June to the Depositary, which shall immediately send copies of the notice to other Contracting Parties.

2. Any other Contracting Party may withdraw from the Convention on the same 31 December by giving notice to the Depositary within one month of the receipt of a copy of a notice of withdrawal given pursuant to paragraph 1 of this Article.

ARTICLE XVIII

1. The original of the present Convention shall be deposited with the which shall communicate certified copies thereof to all Signatories and all Contracting Parties.

2. The Depositary shall register the present Convention with the Secretariat of the United Nations.

IN WITNESS WHEREOF the undersigned, being duly authorized, thereto, have signed this Convention.

DONE at, this day of, 198.,
in a single original, in the English and French languages, each text being equally authentic.

ANNEX I

The Commission Areas referred to in Article 1, para. 2, of this Convention shall be as follows:

1. North American Commission: that part of the Convention Area falling within the fisheries jurisdiction of Canada and the United States of America.
2. West Greenland Commission: that part of the Convention Area west of a Line drawn along 44°W longitude south to 59°N latitude, thence due east to 42°W longitude, thence due south, except the area referred to in paragraph 1.
3. The North East Atlantic Commission: that part of the Convention Area to the east of the Line referred to in sub-paragraph 2 of this Annex.

ANNEX II

1. Fishing for salmon beyond twelve miles from the baselines is permitted only in the following parts of the Convention area:

- in the West Greenland Commission area, up to forty miles from the baselines.

2. Each Commission established by the Convention may propose amendments to the provisions of paragraph 1 in regard to its respective region. Such proposals shall be adopted and enter into force in accordance with the provisions of Articles IX and XI of the Convention.

ACTION
SUITE A DONNER

[Handwritten initials/signature]
[Handwritten initials/signature]

R E S T R I C T E D

FM DUBLN YPGR1093 30DEC80

TO EXTOTT FLO

INFO BREEC ITCOTT/EUR/FPB

BH FANDOOTT/APPLEBAUM/WALSH DE OTZ

DISTR GEB EIP FLP ECO GNG

REF YOURTEL FLO1674 24DEC BREEC TEL YCGR3674 22DEC

---AMENDMENTS TO DRAFT SALMON CONVENTION

LEFT AIDE-MEMOIRE WITH RYAN OF ECON DIV DFA TODAY. RYAN HAD NO/NO

NEW COMMENTS OF OFFER ON SUBJ.

CCC/222 310900Z YPGR1093

DATE	
ACC	REF
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

MESSAGE ACTC FILE DIARY CIRC DIV

001538131

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
OTTAWA	EXTAFF	FLO-1684	30DEC80		

RESTRICTED
 PRECEDENCE

DEC 30 22 54 '80

FM/DE TO/A OSLO

INFO ITCOTT/EUR/RPB FINOTT/IER FANDOOTT/APPELBAUM/WALSH

FILE 112324
 ACC /MELTZER
 FILE 55-5-7-2-SALMON
 BY HAND PAR PORTEUR
 ATTN: 3674 22DEC

DISTR. GEB ECO GNG EIP

Ref: YOURTEL 3010 19DEC; BREEC TEL
 Subj: ATLANTIC SALMON CONVENTION - ICELAND

TEXT OF LATEST CONVENTION DRAFT BEING FORWARDED TO YOU BY BREEC (BREEC REFTEL).

2. FOLLOWING IS BRIEF BACKGROUND HISTORY OF WG (WORKING GROUP): AT TIME OF PHASING OUT OF ICNAF ARRANGEMENTS WITH DENMARK IN 1977 USA FIRST INFORMALLY SUGGESTED TO CDA IDEA OF TRILATERAL APPROACH (WITH EEC) TO QUESTION^{OF} ATLANTIC SALMON INTERCEPTION PROBLEM OFF WEST GREENLAND. USA FORMALLY PROPOSED ATLANTIC SALMON CONVENTION IN JUN/78 AND HAVE SINCE BEEN IN FOREFRONT OF EFFORTS TO OBTAIN CONVENTION. FIRST WG MEETING WAS HELD IN WSHDC IN APR/80 FOLLOWED BY BRU MEETING IN NOV/80 WHERE NORWAY JOINED ORIGINAL PARTICIPANTS (CDA, EEC, USA). AT BRU MEETING IT WAS DECIDED TO INVITE PARTICIPATION OF OTHER INTERESTED STATES. AS A

.../2

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG. <i>[Signature]</i> RBFADDEN	FLO	6-2643	SIG. <i>[Signature]</i> DIRECTOR

PAGE 2 FLO-1684 RESTRICTED

RESULT, ICELAND, SWEDEN AND FAROES WILL BE PARTICIPATING IN OTT
WG MEETING.

3. CONVENTION INCLUDING INTERESTED STATES FROM BOTH SIDES
OF ATLANTIC NECESS^{NOT} BECAUSE OF MIGRATORY NATURE OF ATLANTIC SALMON,
FACT THAT STOCKS FM VARIOUS STATES OF ORIGIN ARE TAKEN IN SAME
INTERCEPTING FISHERY, AND BECAUSE OF INTER-RELATIONSHIP OF VARIOUS
NAT'L ENHANCEMENT PROGRAMS ON INTERCEPTION PROBL^{LEM} WG APPROACH HAS
BEEN USED TO SEEK AGREEMENT ON AS MANY POINTS AS POSSIBLE IN
FLEXIBLE AND INFORMAL ARENA PRIOR TO FORMAL DIPLO CONF WHICH WOULD
CARRY BALL THROUGH TO SIGNATURE.

4. YOU WILL NOTE FROM INFORMAL TEXT OF CONVENTION THAT,
WHILE ALL PARTIES SHARE COMMON DESIRE TO PROTECT/ENHANCE ATLANTIC
SALMON STOCKS, THEY TAKE DIFFERENT APPROACHES TO REACHING THAT END.
BASIS OF CONVENTION ORIGINALLY AGREED TO WAS LIMITATION OF
INTERCEPTIONS AND CDA CONTINUES TO HOLD STRONGLY TO VIEW THAT
CONVENTION MUST BE LIMITED TO INTERCEPTING FISHERIES, WITH STATES
OF ORIGIN MAINTAINING FULL MANAGEMENT AUTHORITY OVER STOCKS IN
THEIR OWN WATERS. USA APPROACH SUCH THAT CONVENTION WLD GIVE
REGIONAL COMMISSIONS SOME MANAGEMENT AUTHORITY OVER STATE OF
ORIGIN STOCKS WITHIN THEIR WATERS. WE CONSIDER THIS APPROACH
INCOMPATIBLE WITH UNCLOS PRINCIPLE GIVING STATE OF ORIGIN PRIMARY
RESPONSIBILITY FOR ANADROMOUS SPECIES.

5. TRUST ABOVE USEFUL. GRATEFUL YOU CONVEY PARTS YOU
CONSIDER APPROPRIATE TO ICELANDIC AUTHORITIES. ADVISE IF LATTER
REQUIRES FURTHER INFO.

000875

MESSAGE

ACTC FILE DIARY CIRC DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N ^o D'ORIG.			
OTTAWA	EXTAFF	FLO-1674	24DEC80		

**RESTRICTED
PRECEDENCE**

Dec 29 17 31 '80

FM/DE TO/A BREEC WSHDC OSLO (FOR NORWAY AND ICELAND)
 (FOR FAROES) LDN DUBLIN PARIS

ACC	112345
FILE	25-5-7-2-Salmon
DOSSIER	
BY HAND	PAR PORTEUR
ATTN:	

INFO FANDOOTT/APPLEBAUM/WALSH ITCOTT/EUR/FPB

DISTR. GEB EIP FLP ECO GNG

DMG 19/29/80

REF: BREEC TEL YCGR3674 22DEC

SUBJ: AMENDMENTS TO DRAFT SALMON CONVENTION

FOR BREEC: GRATEFUL YOU TRANSMIT FOLLOWING AIDE
 MEMOIRE TO HOST AUTHORITIES: BEGINS:

AT THE MTG IN BRUSSELS NOV 5-7, 1980 OF THE WORKING GROUP
 CONCERNING THE DEVELOPMENT OF A NORTH ATLANTIC SALMON
 CONVENTION, THE COMMUNITY UNDERTOOK TO PREPARE A CONSOLIDATED
 TEXT TO FACILITATE THE WORK OF THE NEXT MEETING, IN OTTAWA,
 NOW SCHEDULED FOR JAN. 28-29, 1981. THE CDN AUTHORITIES
 WLD BE GRATEFUL IF THE FOLLOWING CLD BE INCLUDED AS CDN
 PROPOSALS IN THE CONSOLIDATED TEXT:

(A) DEFINITION: QUOTE INTERCEPTING SALMON FISHERY UNQUOTE
 MEANS A SALMON FISHERY WITHIN THE JURISDICTION OF A
 CONTRACTING PARTY WHEREIN SALMON ORIGINATING IN RIVERS OF
 ANY OTHER CONTRACTING PARTY ARE CAUGHT.

(B) NEW ARTICLE: QUOTE THE CONTRACTING PARTIES AGREE THAT NO

.../2

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG. <i>[Signature]</i> RB FADDEN/af	FLO 6-2643		SIG. <i>[Signature]</i> DIRECTOR

PAGE 2 FLO-1674 RESTRICTED

NEW INTERCEPTING SALMON FISHERY SHALL BE INITIATED AFTER THE FIRST DAY OF JANUARY, 1981 UNQUOTE.

(C) ARTICLE (TO BE ADDED TO THE SECTION CONCERNING THE NORTH AMERICAN COMMISSION): FISHING PATTERNS IN SALMON FISHERIES IN THE NORTH AMERICAN COMMISSION'S AREA OF CONCERN SHALL NOT BE ALTERED IN A MANNER WHICH RESULTS IN THE INITIATION OR INCREASE OF CATCHES OF SALMON ORIGINATING IN THE RIVERS OF ANOTHER CONTRACTING PARTY EXCEPT WITH THE CONSENT OF THE LATTER.

(D) ARTICLE (TO BE ADDED TO THE SECTION DEALING WITH THE NORTHEAST ATLANTIC COMMISSION): FISHING PATTERNS IN SALMON FISHERIES IN THE NORTHEAST ATLANTIC COMMISSION'S AREA OF CONCERN SHALL NOT BE ALTERED IN A MANNER WHICH RESULTS IN THE INITIATION OR INCREASE OF CATCHES OF SALMON ORIGINATING IN THE RIVERS OF ANOTHER CONTRACTING PARTY EXCEPT WITH THE CONSENT OF THE LATTER.

(E) ARTICLE VIII (AMENDMENT TO EEC DRAFT ARTICLE VIII SUBMITTED AT NOV. 5-7 MEETING IN BRUSSELS): THE (WEST) GREENLAND COMMISSION SHALL, IN ADOPTING PROPOSALS TO REGULATE SALMON FISHERIES IN THE COMMISSION AREA, TAKE INTO ACCOUNT THE FOLLOWING:

- (i) THE SPECIFIC INTERESTS OF STATES OF ORIGIN, IN PARTICULAR THEIR EFFORTS FOR THE RESTORATION OF THE SALMON STOCKS IN THEIR RIVERS;
- (ii) THE COSTS INCURRED BY STATES OF ORIGIN IN MAINTAINING AND RESTORING STOCKS OF SALMON AND THE VALUE OF THE

PAGE 3 FLO-1674 RESTRICTED

BENEFITS FOREGONE BY THOSE STATES TO PROVIDE FOR THAT
MAINTENANCE AND RESTORATION;

- (iii) THE HISTORICAL DEVELOPMENT OF THE FISHERIES IN QUESTION;
- (iv) THE INTERESTS OF COASTAL COMMUNITIES WHICH ARE
PARTICULARLY DEPENDENT ON FISHING FOR SALMON;
- (v) THE CONTRIBUTION MADE ^{WITH} ~~BY~~ THE COOPERATION OF THOSE
COMMUNITIES, TO THE CONSERVATION OF SALMON STOCKS; AND
- (vi) THE OBJECTIVE OF PROVIDING FOR OPTIMUM YIELDS THROUGH
THE MAXIMIZING OF CATCHES OF FISH IN THE MOST MATURE
STATE POSSIBLE. TEXT ENDS.

RE PARA (D) OF AIDE MEMOIRE,

2. A PROPOSAL IS PRESENTED FOR CONSIDERATION IN THE EVENT
THAT MULTILATERAL AGREEMENT IS REACHED ON THE INCLUSION OF THE
AREA OFF EAST GREENLAND WITHIN THE AREA OF CONCERN OF THE
NORTHEAST ATLANTIC COMMISSION. AT THE PRESENT TIME IT REMAINS
THE VIEW OF THE CDN AUTHORITIES THAT THE AREA OFF THE COAST
OF EAST GREENLAND SHLD BE WITHIN THE AREA OF CONCERN OF THE
GREENLAND COMMISSION, AND IF MULTILATERAL AGREEMENT IS REACHED
ON THIS POSITION THE CDN AUTHORITIES WLD BE PREPARED TO WITHDRAW
^{THIS} PROPOSAL.

3. WE NOTE FROM YOUR REFTTEL THAT CONSOLIDATED TEXT
ALREADY WRITTEN AND WLD THEREFORE ASK THAT YOU ASK MARCUSSEN
TO SEND OUT ABOVE TO INTERESTED STATES AS FORMAL CDN PROPOSALS.

4. FOR WSHDC, OSLO (FOR ICELAND & NORWAY) STKHM, COPEN
(FOR FAROES) LDN, DUBLIN, PARIS: GRATEFUL YOU TRANSMIT COPY OF
THIS AIDE-MEMOIRE TO YOUR HOST AUTHORITIES FOR THEIR INFORMATION.

MESSAGE

E 01/24-NS

PLACE LIEU	DEPARTMENT MINISTÈRE	ORIG. NO. N ^O D'ORIG.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
EXTOTT		FLO -1671	23DEC80		RESTRICTED

FM/DE

TO/A

BREEC COPEN WASHDC OSLO

DEC 23 22 17 '80

INFO

FANDOOTT/APPLEBAUM/WALSH/MELTZER/BECKETT

DATE	
ACC	112805 REF
FILE	25-5-7-2-SALMON
BY HAND	PAR PORTEUR
ATTN:	

DISTR.

GEB **GNG ESS RIP**

REF

SUB/SUJ

UNREPORTED GRNLD SALMON CONSUMPTION/ICES

FOR BREEC: LAST ICES MTG REVEALED UNKNOWN AMOUNT OF SALMON CONSUMED LOCALLY IN GRNLD NOT INCLUDED IN QUOTA. AT NEXT WORKING GRP MTG (APR 6-9) COUNCIL WILL INVESTIGATE ~~THE~~ QUOTE NON CATCH FISHING MORTALITY UNQUOTE IN ~~THE~~ DRIFT NET AND SET GILL NET FISHERY INCLUDING LOCAL CONSUMPTION. AS ICES RELIES EXCLUSIVELY ON DATA SUBMITTED BY M/S PLEASE CONTACT APPROPRIATE COMMISSION AUTHORITIES REQUESTING THAT SUBJECT DATA BE OBTAINED AND SUBMITTED TO ICES BEFORE SCHEDULED APR MTG.

2. FOR COPEN: PLEASE INFORM APPROPRIATE DANISH AUTHORITIES OF ABOVE MATTER REQUESTING THEIR FULL COOPERATION. AS THIS MATTER IS OF PARTICULAR CONCERN TO CDA AND ESSENTIAL TO UNDERSTAND^{ING} FISHERY, RELEVANT AUTHORITIES SHOULD BE URGED TO

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SG... <i>B. Applebaum</i> B. Applebaum (5-2037)			SG... <i>[Signature]</i>

December 23, 1980

PROVIDE INFO BY REQUESTED DATE.

3. FOR WASHDC, OSLO: GRATEFUL YOU INFORM HOST AUTHORITIES
OF THIS REQUEST.

R.F.

**ACTION
SUITE A DONNER**

[Handwritten signature]

UNCLASSIFIED

FM STKHM UDTD1176 23DEC80

TO EXTOTT/FLO

INFO ITCOTT/EUR/FPB FINOTT/IER ITCOSLO ITCCO

REF URTELS FLO1615 11DEC FLO1647 19DEC

---ATLANTIC SALMON CONVENTION

SWEDISH REACTION POSITIVE, PLANNING SEND ONE DELEGATE TORE

GUSTAVSSON BUT CURRENTLY NOT/NOT YET IN POSITION CONFIRM

PARTICIPATION.

UUU/152 231500Z UDTD1176

ACC	109510	REF
BY HAND	25-5-7-2-SALMON	DOSSIER
PAR PORTEUR		
ATTN:		

R.F.

ACTION
SUITE A DONNER

fw
g.

UNCLASSIFIED

FM WSHDC UNGR6753 22DEC80

TO EXTOTT LFLO

INFO ITCOTT/EUR/FPB FINOTT/IER FANDOOTAPPLEBAUM/WALSH/MELTZER

DISTR GEB FLP ECO GNG EIP

REF YOURTEL FLO1647 19DEC

---ATLANTIC SALMON CONVENTION

JAN28-29/81 ACCEPTABLE TO USA AUTHORITIES. USA DEL TO SPECIAL

WORKING GROUP WILL COMPRISE BUSBY(HEAD OF DEL)SNEAD,DANAHER,

REIFSCHNEIDER,R BUCK AND F CARLTON.LATTER IS PRES OF NATIONAL

COALITION FOR MARINE CONSERVATION.

UUU/188 222237Z UNGR6753

ACC	109497	SLF
FILED	25-5-7-2-SALMON	0-35ER
BY HAND	PAR PORTEUR	
ATTN: IES. USA DEL TO SPECIAL		

R.F.

**ACTION
SUITE A DONNER**

*file
24/12*

R E S T R I C T E D

FM BREEC YCGR3674 22DEC80

TO EXTOTT FLO

INFO COPEN OSLO STKHM LDN DUBLN PARIS BONN ROME WSHDC ITCOTT/EUR/FPB
FINOTT/IER

BH FANDOOTT/APPLEBAUM/WALSH/MELTZER DE OTZ

DISTR GEB FLP ECO GNG EIP

REF YOURTEL FLO1647 19DEC

---ATLANTIC SALMON CONVENTION

DAT:	
ACC	109499 REF
FILE	25-5-7-2 SALMON DOSSIER
BY HAND	PAR PORTEUR
ATTN:	

EURCOM CONFIRMS ACCEPTANCE OF JAN28-29 FOR WORKING GROUP MTG. EURCOM
REPS WILL BE MARCUSSEN AND LEIGH WITH M/S REPS TO BE DETERMINED BUT
WILL INCLUDE AT LEAST UK, IRELAND AND DENMARK (GREENLAND).

2. WE ARE FORWARDING BY PAG JAN5 EURCOM TEXT OF DRAFT CONVENTION.

TEXT HAS ALSO BEEN SENT TO FAROE ISLANDS, ICELAND, NORWAY, SWEDEN
AND USA.

CCC/216 231311Z YCGR3674

R.F.

ACTION
SUITE A DONNER

R E S T R I C T E D

FM LDN XNGR2851 22DEC80

TO EXTOTT FLO

INFO BREEC COPEN OSLO STKHM DUBLN PARIS BONN ROME WSHDC ITCOTT/EUR/
FPB FINOTT/IER

BH FANDOOTT/APPLEBAUM/WALSH/MELTZER DE OTZ

DISTR GEB FLP ECO GNG EIP

REF YOURTEL FLO1647 19DEC

---ATLANTIC SALMON CONVENTION

TIMING OK.UK DEL WILL BE ANDREW CAHN,MAFF FISHERIES DIV;DJ CRAWLEY,
MAFF FISHERIES SCOTLAND;BB PARRISH,MAFF FISHERIES SCOTLAND(CHIEF
FISHERIES SCIENTIST).

2.CAHN UNDERSTANDS MARCUSSEN HAS COMPLETED REDRAFT OF TEXT BUT HAS
BEEN UNABLE TO OBTAIN COPY HIMSELF.THIS HE SUSPECTS IS DUE TO
MARCUSSEN WANTING TO AVOID FURTHER CONTRIBUTION(NOT/NOT TO SAY
CARPING)FROM DANES AND UK.HE EXPECTS TEXT WILL SURFACE A WEEK OR SO
BEFORE MTG.

CCC/181 221535Z XNGR2851

DATE		REF
ACC	109496	
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND		PAR PORTEUR
ATTN:		

MESSAGE

COMCENTRE CIRC DIARY DIV FILE

FM/DE	PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
	LIEU	MINISTÈRE	N° D'ORIG.			
	OTT	EXTAFF	FLO-1647	DEC19/80		RESTD

TO/A BREEC COPEN OSLO STKHM LDN DUBLN PARIS BONN ROME

WSHDC

INFO FANDOTT/APPLEBAUM/WALSH/MELTZER ITCOTT/EUR/FPB

FINOTT/IER

ACC 109500	REF
FILE 25-5-7-25 SALMON	DOSSIER
BY HAND	PAR PORTEUR
ATTN: HOTEL WGGR3010 DEC19	

DISTR. GEB FLP ECO GNG EIP

REF OURTELS FLO1571 DEC2, 1615DEC11, OSLO TEL WGGR3010 DEC19
 SUB/SUJ COPENTEL YJGR2285 DEC17

ATLANTIC SALMON CONVENTION

GIVEN RAPID APPROACH OF SUGGESTED OTT MTG DATES AND WITH ONLY SWEDISH RESPONSE OUTSTANDING WE NOW CONFIRM JAN28-29/81 FOR NEXT MTG SUBJ WORKING GROUP. GRATEFUL YOU CONFIRM DATES TO APPROPRIATE AUTHORITIES AND REQUEST DEL LIST ASAP.

2. FOR STKHM: WE ARE STILL HOPING THAT SWEDES WILL FIND DATES SUITABLE AND WILL PARTICIPATE. ADVISE SOONEST.

3. FOR OSLO: MATERIAL REQUESTED REFTEL WILL BE DESPATCHED ASAP.

4. FOR BREEC: YOU WILL RECALL THAT AT END LAST MTG IN BRU MARCUSSEN AGREED TO PREPARE AND CIRCULATE NEW CONSOLIDATED TEXT BASED ON BRU NEGS IN ORDER THAT TEXT BE IN HANDS OF DELS TWO FULL WEEKS BEFORE NEXT SCHEDULED MTG. GRATEFUL YOU ENQUIRE FROM MARCUSSEN AS TO WHEN TEXT WILL BE READY AND IF NECESSARY STRESS IMPORTANCE OF TEXT BEING AVAILABLE AS AGREED.

[Handwritten signature]

[Handwritten signature]

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
<i>[Signature]</i> R.B. FADDEN/dr	FLO	66287	DIRECTOR

Released for despatch
 by *[Signature]*
 ACTG/Summer
 000885

R. F.

**ACTION
SUITE A DONNER**

R E S T R I C T E D

FM OSLO WGGR3010 19DEC80

TO EXTOTT LLO DELIVER BY 190900

INFO ITCOTT/EUR/FPB FINOTT/IER

BH FANDOOTT/APPLEBAUM/WALSH DE OTZ

DISTR GEB FLP ECO GNG EIP

REF YOURTEL 1615 11DEC

---ATLANTIC SALMON CONVENTION

ICELANDIC MFA HAVE NOW REPLIED AS FOLLOWS: BEGINS REF YOUR CABLES ON MEETING OF WORKING GROUP ON ATLANTIC SALMON CONVENTION, OTTAWA 28-29 JANUARY. ICELAND WILL BE PLEASED TO ACCEPT INVITATION TO ATTEND MEETING. PLEASE PROVIDE FURTHER INFORMATION BY CABLE ON MANDATE OF WORKING GROUP AND NAMES OF PARTICIPANTS. PLEASE ASK OTTAWA TO POST AS SOON AS POSSIBLE LATEST CONVENTION DRAFT TEXTS AND PROPOSALS. ENDS.

2. SUGGEST YOU FORWARD INFO AND TEXTS REQUESTED ABOVE TO US FOR ONWARD TRANSMISSION TO REYKJAVIK.

CCC/061 190925Z WGGR3010

Handwritten initials/signature

DATE		
ACC	109343	REF
FILE	25-5-7-2-SALMON	POSSIBLE
BY HAND		PAR PORTEUR
ATTN:		

Division Phoned PHO
Person DR
Local Time 1040

R7

**ACTION
SUITE A DONNER**

UNCLASSIFIE

FM COPEN YJGR2285 17DEC80

TO EXTOTT FLO DELIVER BY 171200

REF YOURTEL 1615 11DEC

---ATLANTIC SALMON CONVENTION

REGRET DELAY CAUSED BY NECESSITY FOR DANISH AUTHORITIES TO CONSULT FAROESE AUTHORITIES. THEY HAVE NOW RESPONDED THAT JAN28-29/81 SUITABLE, BUT THEIR ATTENDANCE AT TALKS NOT/NOT YET CONFIRMED.

UUU/209 171317Z YJGR2285

DATE	
ACC	REF
FILE	DOSSIER
<i>25-5-7-25 SALMON</i>	
BY HAND	PAR PORTEUR
ATTN:	



External Affairs
Canada

Affaires extérieures
Canada

JWT TRANSMITTAL SLIP - NOTE D'ENVOI

TO/À ~~The Under-Secretary (through PGN)~~ *Elec*

FROM/DE Legal Operations Division (FLP)

SUBJECT/SUJET Convention on Atlantic Salmon

Security Sécurité	CONFIDENTIAL
File Dossier	
Date	December 11, 1980

ATTACHMENT
PIÈCE JOINTE Memorandum for the Minister

DISTRIBUTION

RECORD OF CONSULTATION
(Names/Divisions)
RAPPORT DE CONSULTATION
(Noms des individus/Directions)

ACTION/SUITE À DONNER

For signature and onward transmission if you agree.

OFFICE OF THE UNDER SECRETARY
CABINET DU GÉNÉRAL DE LA G.A.

DEC 15 1980

DISPATCHED - ENVOYÉ

MIN (2)
AEG (2)
PARL SEC
SER
POL
FPR
GNG
FANDOOTT/
APPLEBAUM

REQUIRED BY/DEMANDÉ POUR

Thywell
Director-General
Bureau of Legal Affairs
(FLP)

TO BE RETAINED WITH FILE COPY - A CONSERVER AVEC L'EXEMPLAIRE DESTINÉ AU DOS.000888

FILE/DIARY/CIRC/DIV

MIN (2)
AEG (2)
PARL SEC
SER
POL
FPR
GNG
FANDOOTT/APPLEBAUM

FLB/L.H. Legault/2-2728
FLP/M.B. Phillips/6-6316
FLO/R.J. Rochon/2-2002
FLO/R.B. Fadden/6-2643

FLO-1616

CONFIDENTIAL

December 11, 1980

MEMORANDUM FOR THE MINISTER

SUBJECT: Convention on Atlantic Salmon

DATE	10/9/81	REF
FILE	25-5-7-2-SALMON	DOSSIER
BY HAND	FLO	PORTEUR
ATTN:		

The purpose of this memorandum is to bring to your attention another potential irritant in our fisheries relations with the United States, and to seek your approval of a proposed course of action.

BACKGROUND

Canada, together with the European Economic Community (EEC), the United States and Norway, has been involved in preliminary talks aimed at the negotiation of an Atlantic Salmon Convention which would (i) protect Canadian Atlantic salmon stocks which are fished off Greenland during life at sea away from their rivers of origin, and (ii) establish a mechanism limiting the interception of salmon (Canadian interception of U.S. salmon is not yet a problem but could develop into one if U.S. efforts to rebuild their salmon stocks are successful). Our first objective may now be met in the short term by other means: the recent ad referendum agreement concluded with the EEC (if finally approved) would limit the salmon catch level off Greenland for the next three years.

The present idea is to establish under the proposed Convention umbrella two or three Commissions based on the geographic distribution of salmon stocks, in particular of certain intercepting fisheries. In our view, the Commissions would regulate the fishery for intercepted stocks only. However, part of the U.S. strategy so far has been to seek to empower the Commissions or a General Council to review management decisions taken by coastal states concerning all commercial salmon fisheries in the North Atlantic. There would be a North American Commission composed of Canada and the United States which, in the U.S. view, could review the acceptability of coastal state management decisions for all North American stocks, thus giving the United States a voice in the management

of Canadian Atlantic salmon. In addition, the U.S. approach also calls for the establishment of a Greenland Commission which would review decisions taken by the competent authorities, a review which could again have repercussions on the management of Canadian salmon which migrate into Greenland's 200-mile zone. The United States, in effect, is seeking to override important elements of Canadian jurisdiction over salmon in the Canadian fishing zone and important elements of Canada's "primary interest" in salmon of Canadian origin in the Greenland fishing zone -- in marked contrast with the strong opposition in U.S. fishing circles to the concept of joint management of certain stocks under the East Coast fishery agreement.

It is important that we make clear to the United States the following points:

- a) Canada is prepared to consider, through the medium of a North American Commission, adjustments to Canadian salmon fisheries that now intercept U.S. stocks, so as to reduce such interceptions substantially;
- b) However, if the United States continues to pursue its objective of broadening the proposed Atlantic Salmon Convention's scope to cover all salmon fisheries (i.e. not just intercepting fisheries), Canada will not agree to the establishment of a North American Commission;
- c) Further, if the United States continues to pursue this objective through a Greenland Commission, Canada would find it difficult to agree to establishing any International Atlantic Salmon Convention at all, and we would pursue the Greenland salmon fishery question bilaterally with the EEC.

In putting these points to the United States we would, of course wish to avoid giving the salmon issue too high a profile at this time. Thus, we would confine our approach to the U.S. officials who have been involved in the multilateral discussions aimed at establishing this new Convention. It must be recognized, however, that there is a powerful (and wealthy) lobby for Atlantic salmon sports fishing in Washington, and the Administration may have difficulty changing its position.

A similar memorandum is being sent to Mr. LeBlanc. Do you agree that we make this approach to the United States?

J.H. TAYLOR



To — À

FLP

1) Mr. Legault
 2) Mr. Phillips
 3) FLO (Rochon / Fadden)

File No. — Dossier N°

Date

Dec. 12

From — De

JHT

 Please call
 Prière d'appeler

Tel. No. — N° de tél.

Ext. — Poste

 Returned your call
 Vous a rappelé

 Will call again
 Vous rappellera

 Wants to see you
 Désire vous voir

Date

Time — Heure

Message received by
 Message reçu par
 Action
 Donner suite

 Approval
 Approbation

 Note & return
 Noter et retourner

 Comments
 Commentaires

 Draft reply
 Projet de réponse

 Note & forward
 Noter et faire suivre

 As requested
 Comme demandé

 Signature

 Note & file
 Noter et classer

Second page was re-typed.

of Canadian Atlantic salmon. In addition, the U.S. approach also calls for the establishment of a Greenland Commission which would review decisions taken by the competent authorities, a review which could again have repercussions on the management of Canadian salmon which migrate into Greenland's 200-mile zone. The United States, in effect, is seeking to override important elements of Canadian jurisdiction over salmon in the Canadian fishing zone and important elements of Canada's "primary interest" in salmon of Canadian origin in the Greenland fishing zone -- in marked contrast with the strong opposition in U.S. fishing circles to the concept of joint management of certain stocks under the East Coast fishery agreement.

It is important that we make clear to the United States the following points:

- a) Canada is prepared to consider, through the medium of a North American Commission, adjustments to Canadian salmon fisheries that ~~presently~~^{now} intercept U.S. stocks, so as to substantially reduce such interceptions;
- b) However, if the United States continues to pursue its objective of broadening the proposed Atlantic Salmon Convention's scope to cover all salmon fisheries (i.e. not just intercepting fisheries), Canada will not agree to the establishment of a North American Commission;
- c) Further, if the United States continues to pursue this objective through a Greenland Commission, Canada would find it difficult to agree to establishing any International Atlantic Salmon Convention at all, and we would pursue the Greenland salmon fishery question bilaterally with the EEC.

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A.E.G.

OME 27

MESSAGE ~~AQTC~~/FILE/DIARY/CIRC/DIV

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY SÉCURITÉ
LIEU	MINISTÈRE	N° D'ORIG.			
FM/DE	OTT	EXTAFF	FLO-1615 11DEC80		RESTRICTED
				DEC 11 15 56 '80	PRECEDENCE
TO/A	DENMARK/FAROEES OSLO/ICELAND STKHM			DELIVER BY 15 07 00 1600/11DEC80	
INFO	BREEC WSHDC LDN DUBLN PARIS BONN ROME ITCOTT/EUR/FPB			DATE	
	FINOTT/IER FANDOOTT/APPLEBAUM/WALSH ^{1/1} _{OK OFR}			FILE	
				25-5-7-2-SALMON	
DISTR.	GEB FLP ECO GNG EIP			PAR PORTEUR	

REF: OURTEL FLO 1571 2DEC80; WSHDC TEL 6438 3DEC80
 BREEC TEL 3476 5DEC80; OSLO TEL 2934 8DEC80

SUBJECT: ATLANTIC SALMON CONVENTION

AS EC, USA AND NORWAY INFORM THAT 28-29 JAN/81 ACCEPTABLE
 FOR OTT MTG OF SUBJECT WORKING GROUP, WE INTEND CONFIRMING
 THESE DATES EARLY NEXT WEEK UNLESS YOU INFORM THAT YOUR
 GOVT OF ACCREDITATION UNABLE TO ATTEND ^{AT} THAT TIME BUT WISH
 TO PARTICIPATE IN MTG AT LATER DATE. HAVE STRONG PREFERENCE
 FOR 28-29 JAN/81 AND WLD ASK YOU SEEK CONCURRENCE AND ADVISE
 BY RETURN TEL.

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG..... R.B. Fadden/dg	FLO	6-2643	SIG..... R.J. ROCHON/DEP. DIR.

PK

**ACTION
SUITE A DONNER**

R E S T R I C T E D

FM OSLO WGGR2934 08DEC80

TC EXTOTT LFLO

INFO BREEC WSHDC COPEN/FAROES STKHM LDN DUBLIN PARIS BONN ROME

ITCOTT/EUR/FPB FINOTT/IER

BH FANDOTT/APPLEBAUM/WALSH DE OTZ

DISTR GFB FLP ECO GNG EIP

REF YOURTEL FLO1571 02DEC WSHDC TEL UNGR6438 03DEC

DATE	PARIS BONN ROME
ACC	REF
FILE	DESSIER
25-5-7-2-Salmon	
BY HAND	PAR PORTEUR
ATTN	

---ATLANTIC SALMON CONVENTION

AT EC5 MEETING WITH WALSH NORWEGIAN INTERLOCUTORS INDICATED THEY WERE AGREEABLE TO TWO DAY MEETING DURING PERIOD JAN23-30.

CCC/061 090806Z WGGR2934



Government of Canada / Gouvernement du Canada

Fisheries and Oceans / Pêches et Océans

SECRET - CANADIAN EYES ONLY

*Mr. Philippe
Mr. Rochon*

W/L/R

Ottawa, Ontario
K1A 0E6

December 8, 1989.

DATE	Your file	Voire référence	REF
ACC	109	330	
FILE	25-5-5-CDA-622		
BY HAND		PAR PORTEUR	
ATTN:	25-5-72-SACIA001		

It seems to me that there are matters best left to the judgment of the Dept. of Fisheries.

Vignault

Mr. L.H. Legault,
Director General,
Bureau of Legal Affairs,
4th fl., Tower A,
Sussex Drive,
Lester B. Pearson Building,
Ottawa, Ontario.
K1A 0G2

Dear Leonard:

Further to the telephone conversation between Messrs Rochon and Applebaum on December 4, I am writing to confirm this Department's view that no protection need be sought in the Canada-EEC framework agreement relating to the possibility that Greenland may leave the EEC.

I understand that it would be possible, though disruptive at the present time, to try to negotiate some form of "rebus sic stantibus" clause that would require consultations in the event that part of the "area" to which the agreement applies is removed from the ambit of the agreement. Of course, such consultations would be open to us without the presence of a clause of this kind. The main point, however, is that we are willing to enter this agreement with the full knowledge that Greenland may leave the EEC sometime within the next three years, and we would then lose the salmon protection we have negotiated.

The fact is, the tariff concessions are the keystone of the agreement, and the salmon protection is really only "the cream on the cake". (This is, of course, most sensitive which is why I have classified this letter "SECRET - CANADIAN EYES ONLY".) If we manage to get only one year of salmon

.../2

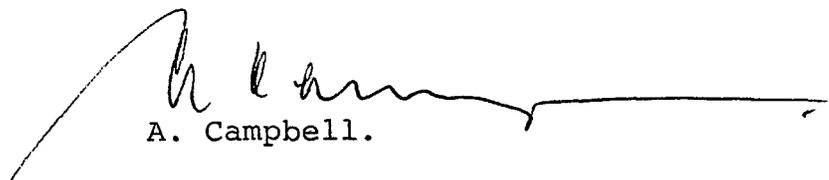
- 2 -

protection out of the agreement it will still be worthwhile, and the embodiment of the 1190 mt figure in the agreement is a powerful weapon in the negotiations for a multilateral Atlantic Salmon Convention.

As far as the other "Greenland consideration" is concerned i.e. access to shrimp in NAFO zone 1, I think you appreciate the fact that there is, in reality, no linkage between the framework agreement and this access. The question of joint management in 0+1 has always been dealt with separately from the negotiations for a framework agreement; our access to shrimp off West Greenland is based on the joint management principle and tradeoffs in the area, and is in no way based on the theoretical "right of access" now embodied in the framework agreement. If Greenland leaves the EEC the leverages will be different, but the basic elements of joint management and fisheries trade-offs will continue to apply between Canada and Greenland concerning the question of Canadian access.

I trust that this letter meets your concerns on this question.

Yours sincerely,



A. Campbell.

cc: D. Tansley
G. Vernon
A. May
S. Parsons
M. Walsh
E. Meltzer

EXTERNAL AFFAIRS



AFFAIRES EXTÉRIEURES

TO
À FILE

SECURITY RESTRICTED
Sécurité

FROM
De M.B. Phillips/FLP

DATE December 5, 1980.

REFERENCE
Référence

NUMBER
Numéro FLP-283

SUBJECT
Sujet Atlantic Salmon

ACC		
FILE	108728	DOSSIER
OTTAWA	25-5-4-2-SALMON	
MISSION		PAR PORTEUR

ENCLOSURES
Annexes

DISTRIBUTION

PGN
GNG

FLO/Rochon/
Fadden

... In the course of a meeting with Bob Applebaum on December 4 he raised the subject discussed in the attached memorandum. As it was the first mention of the idea, Mr. Legault and I asked Bob to hold off submitting it to Mr. LeBlanc until we had a chance to review the matter and raise it with Dr. MacGuigan. We explained to Mr. Applebaum that it was vitally important that the views of the SSEA be sought before any action is taken in view of the sensitivity these days of fisheries issues in our overall relations with the USA.

2. We have no basic difficulties with the thrust of the FANDO memo and should do a memorandum for the Minister at once in consultation with GNG. Obviously our memorandum will have to include a short bit of background and explanation why we are opposed to the U.S. ideas.

M.B. Phillips,
Associate Director General,
Bureau of Legal Affairs.



Government of Canada

Gouvernement du Canada

MEMORANDUM

NOTE DE SERVICE

*David Jones
DFO 5/12*

TO
A

The Minister
Fisheries and Oceans

FROM
DE

Donald D. Tansley

SECURITY - CLASSIFICATION - DE SECURITE
<u>CONFIDENTIAL</u>
OUR FILE / NOTRE REFERENCE
YOUR FILE / VOTRE REFERENCE
DATE

SUBJECT
OBJET

International Atlantic Salmon Convention

The purpose of this memorandum is to recommend, for your approval, an approach to be adopted vis-à-vis the United States concerning their position on the object and scope of the proposed Atlantic Salmon Convention.

At the recent working group meeting in Brussels on this subject, the United States continued to press positions on a variety of issues that would subject the domestic management of all North Atlantic salmon to a system of international review in which the United States would have some degree of control. In order to disabuse the Americans of any idea which they might have that Canada will accept the concept of such a Convention structure or mandate we would propose that a meeting be arranged with U.S. officials sometime in December. At this meeting, Canadian officials would deliver a stiff message to their American counterparts:

- a) Canada is prepared to consider, through the medium of a North American Salmon Commission, adjustments to Canadian salmon fisheries that presently intercept USA stocks so as to substantially reduce such interceptions,
- b) if the United States continues to pursue its position of broadening the proposed Atlantic Salmon Convention's scope to cover all salmon fisheries (i.e. not just intercepting fisheries) there will be no North American Salmon Commission,
- c) further, if the United States continues to pursue its objective, through a

.../2

Greenland Commission, prospects are poor regarding the possibility of establishing any International North Atlantic Salmon Convention at all, and Canada will pursue the issues bilaterally with the EEC.

(The recent achievement of an agreement with the EEC limiting the salmon fishery off West Greenland to 1190 mt for the next three years makes this option more viable, but this point will have to be dealt with delicately, to avoid upsetting the agreement with the EEC.)

If the United States agrees to modify its position and drop its objective of subjecting states of origin management plans to international review, we would together work out the terms of reference for the North American Commission (which the EEC has already indicated it is up to Canada and the USA to do) and, if possible, develop an agreed proposal for submission to the other interested parties of the terms of reference of the Greenland Commission.

If you agree with the above outlined position and course of action, we will contact the USA to arrange a meeting on this issue sometime in December.

Do you agree?

c.c. Minister's Office (3)
D.D. Tansley (2)
G.C. Vernon
A.W. May
H.D. Johnston
G.N. Ewing
Int'l Directorate (6)
Originator
Central Registry

R-7

ACTION
SUITE A DONNER

DATE	
ACC	REF
FILE	DOSSIER
BY HAND	PAR / PORTEUR
ATTN:	

25-5-7-2 - Salmon

UNCLASSIFIED

FM BREEC YCTD3476 05DEC80

TO EXTOTT FLO

INFO WSHDC COPEN/FAROEES OSLO/NORWAY/ICELAND STKHM LDN DUBLN PARIS

BCNN ROME ITCOTT/EUR/FPB FINOTT/IER FANDOOTT/APPLEBAUM/WALSH

DISTR GEB FLP ECO GNG EIP

REF YOURTEL 1571 DEC WSHDCTEL 6438 DEC3

---ATLANTIC SALMON CONVENTION

EURCOM CONFIRMS IT CAN ACCOMMODATE JAN28-29 OR 29-30.

UUU/216 051808Z YCTD3476

RT

**ACTION
SUITE A DONNER**

file

R E S T R I C T E D

FM WSHDC UNGR6438 03DEC80

TO EXTOTT FLO

INFO BREEC COPEN OSLO STKHM LDN DUBLN PARIS BONN ROME ITCOTT/EUR/

FPB FINOTT/IER

BH FANDOOTT/APPLEBAUM/WALSH DE OPZ

DISTR GEB FLP ECO GNG EIP

REF YOURTEL FLO1571 02DEC

---ATLANTIC SA MON CONVENTION

HEAD OF USA DEL TO SUBJECT MTG (BUSBY) WLD PREFER THAT 28-29JAN

DATES MENTIONED LAST WK TO STATE/SNEAD BY FANDO/WALSH BE RETAINED.

BASED ON THESE DATES HE HAS ALREADY MADE PLANS TO LEAVE WSHDC NOON

OF 30JAN FOR GUAM (TO ATTEND COUNCIL MTG THERE).

CCC/173 032105Z UNGR6438

DATE	
ACC	REF
FILE	DOSSIER
25-5-7-2-SALMON	
BY HAND	PAR PORTEUR
ATTN:	

*Hand suggested
Jan 29/30
FLP/Phillips
acknowledged
&
5/12*

MESSAGE

On A 13/3/85

PLACE	DEPARTMENT	ORIG. NO.	DATE	FILE/DOSSIER	SECURITY
LIEU	MINISTÈRE	N° D'ORIG.			SÉCURITÉ
FM/DE	EXTOTT	FLO 1571	2 DEC 80		RESTRICTED

TO/A BREC WASHDC COPEN ~~FOR FAROES~~ OSLO ~~FOR NORWAY~~ BY TEL
~~ICELAND~~ STKHM

INFO FANDOOTT/APPLEBAUM/WALSH ITC/EUR/FPB
 LDN DBLN PARIS BONN ROME

DATE	FINOTT/IER
ACC	109345
FILE	25-5-7-2-Salmon
BY HAND	PAR PORTEUR
ATTN:	

DISTR. GEB, FLP, ECO, GNG, EIP

REF Durtel FLO 1482 NOV 17/80

SUB/SUJ ATLANTIC SALMON CONVENTION

WORKING GROUP IN BRUSSELS NOV 6-7 ACCEPTED CDN
 OFFER TO HOST NEXT WORKING GROUP MTG IN OTT END JAN - EARLY
 FEB. GRATEFUL YOU INFORM HOST AUTHORITIES THAT CDN AUTHORITIES
 CONSIDERING JAN 29-30 AND WLD BE GRATEFUL FOR INDICATION IF
 THESE DATE\$ CONVENIENT.

2. FOR DENMARK (FAROES), OSLO (ICELAND), STKHM: HOST
 AUTHORITIES MAY OR MAY NOT BE AWARE OF BACKGROUND. ^{IN INVITING THEM,} GRATEFUL
 YOU NOTE THAT CONSULTATIONS HAVE TAKEN PLACE BETWEEN CDA, USA
 AND EEC ON THIS SUBJECT. ^{RECENT} ~~FOR SOMETIME,~~ ^{MTG} LAST WORKING GROUP IN
 BRUSSELS INCLUDED NORWAY. AIM IS TO DEVELOP ATLANTIC SALMON
 CONVENTION INCLUDING NORTH AMERICAN AND NORTHEAST ATLANTIC
 COUNTRIES AND REFLECTING, IN PARTICULAR, NECESSITY OF COOPERATION
 WITH REGARD TO GREENLAND SALMON FISHERIES.

3. FOR OSLO: PLSE PASS COPY TO WALSH.

Dec 3 0 15 '80

DRAFTER/RÉDACTEUR	DIVISION/DIRECTION	TELEPHONE	APPROVED/APPROUVÉ
SIG. B. Applebaum (5-2037)	FLO	2-2002	SIG. [Signature]

December 1, 1980
 EXT 18/BIL (REV 8/70)
 FLO/Dec 2