

REGULATIONS AMENDING THE REGULATIONS OF 13 MAY 1977 RELATING TO FISHING AND HUNTING OPERATIONS BY FOREIGN NATIONALS IN THE ECONOMIC ZONE OF NORWAY AND LANDINGS IN NORWEGIAN PORTS

On 18 September 2009, under sections 4 and 6 of the Act of 17 December 1976 No. 91 relating to the Economic Zone of Norway, cf. the decision of 20 August 1993 No. 813 on delegation of authority, and under sections 16 and 52 of the Act of 6 June 2008 No. 37 relating to the management of wild living marine resources, the Ministry of Fisheries and Coastal Affairs adopted the following regulations:

I

The following amendments are to be made to the Regulations of 13 May 1977 No. 2 relating to fishing and hunting operations by foreign nationals in the Economic Zone of Norway and landings in Norwegian ports:

Section 13, Port State control, fourth paragraph (amended) shall read as follows:

Vessels carrying fish on board caught in the NAFO Regulatory Area that is to be landed in Norwegian ports shall send prior notification at least three working days before arriving at the port of landing. The same applies if the fish is to be transhipped in port or in Norway's territorial waters.

The current fourth and fifth paragraphs of section 13 become the new fifth and sixth paragraphs.

In Enclosure 2, item 5, the element "catch on board" (OB) shall be deleted.

Enclosures 3 and 4 shall be replaced with newer versions from 2009.

II

These amendments enter into force immediately.

The amended regulations read as follows:

REGULATIONS RELATING TO FISHING AND HUNTING OPERATIONS, ETC., BY FOREIGN NATIONALS IN THE ECONOMIC ZONE OF NORWAY AND LANDINGS IN NORWEGIAN PORTS

Laid down by Royal Decree of 13 May 1977 No. 2 under sections 4 and 6 of the Act of 17 December 1976 No. 91 relating to the Economic Zone of Norway, section 8 of the Act of 17 June 1966 No. 19 relating to a prohibition against fishing etc by foreign nationals in Norway's territorial waters, and section 28, third paragraph, of the Public Administration Act of 10 February 1967, cf. Royal Decree of 16 December 1977.

Section 1 Scope

These regulations apply within the Economic Zone of Norway off the Norwegian mainland, between 12 and 200 nautical miles (one nautical mile = 1852 m) from the baselines, to foreign vessels of any type that are to engage in commercial fishing and hunting operations, including transshipment. The regulations also apply to vessels assisting the fishing fleet, including transport vessels, search vessels and experimental fishing vessels. In the case of transshipment operations, the provision applies irrespective of which area the catch was taken in. The regulations also apply to foreign vessels that are to land catches in Norwegian ports.

These regulations do not prevent Swedish and Danish fishermen from fishing to within four nautical miles of the baselines fixed in the areas covered by the agreement of 19 December 1966 between Norway, Denmark and Sweden on reciprocal access to fisheries in the Skagerrak and Kattegat and on the conditions set out in the agreement.

Section 2 Definitions

The term "foreign vessel" here means a vessel that is not Norwegian, cf. section 1 of the Maritime Act of 20 July 1893.

Section 3 Exemption

The first paragraph of section 5 of the Act of 17 June 1966 No. 19 relating to a prohibition against fishing etc by foreign nationals in Norway's territorial waters does not apply to vessels holding a fishing licence.

Section 4 Allocation of fishing licences

Foreign fishing vessels may not engage in fishing and hunting operations in the fisheries zone around Jan Mayen without a licence from the Director General of Fisheries.

Licences shall be granted to as many vessels from each country and on such terms that the vessels, on the basis of their calculated catch effort, will be enabled to fish the particular country's allotted quota.

In a fishing licence, conditions may be laid down for fishing operations, including vessel quotas, catch areas, use of gear, the period of validity for licences and the species of fish covered by the licence.

A licence applies to one specific vessel and is not transferable. If practical reasons so require, a licence may be issued for a specific category of vessels.

The licence shall be kept on board during the fishing operations unless otherwise prescribed. The licence shall be shown to the Norwegian authorities upon request.

Section 5 Applications for fishing licences

Applications for fishing licences shall be submitted to the Directorate of Fisheries, Bergen, together with a fishing plan, well in advance of the commencement of fishing operations and

in the manner prescribed for each country. In the absence of any special rules, an application shall be submitted for each individual vessel.

An application for a fishing licence shall be made on the form prescribed by the Director General of Fisheries.

Section 6 Conditions for refusing or withdrawing fishing licences

Even if other requirements are satisfied, the licence may be refused if, in areas under Norwegian fishery jurisdiction, the vessel's owner, master or crew have contravened the provisions relating to fishing and hunting operations or the conditions prescribed in a licence granted, or if the vessel has been used in connection with such contravention. The same applies if the vessel or the owner of the vessel has either taken part in unregulated fishing in international waters for a stock which is subject to regulation in waters under Norwegian fisheries jurisdiction or taken part in fishing operations that contravene regulatory measures laid down by regional or subregional fisheries management organisations or arrangements. A licence may be refused if a vessel has discarded fish caught in the Economic Zone of Norway that under section 15, first paragraph, of the Act of 6 June 2008 No. 37 relating to the management of wild living marine resources shall be landed and no exemption from the duty to land the catch has been made under section 15, first paragraph, second sentence, cf section 48 of the Regulations of 22 December 2004 relating to sea-water fisheries. A licence may also be refused if the conditions set out in section 9 of the Act of 17 June 1966 No. 19 relating to a prohibition against fishing etc by foreign nationals in Norway's territorial waters are fulfilled.

A licence that has been granted may be withdrawn at any time on the same grounds as set out in the preceding paragraph.

The licence lapses when the particular country's fishing quota has been taken.

Section 7 Limitations to the right of appeal

Decisions made under sections 4 and 6 are not subject to the rules of the Public Administration Act concerning the duty to give grounds for decisions, and such decisions may not be appealed.

Section 8 Provisions relating to reports

Any vessel such as is mentioned in section 1 shall send the reports described in a) – j) of this provision.

Such reports shall be transmitted to the Directorate of Fisheries in one of the following ways:

1. by telefax to the Directorate or
2. electronically via the flag State's fishing monitoring centre (FMC). The reports shall be authenticated in a way that is approved by the Directorate of Fisheries and shall be numbered consecutively throughout the year.

If reports are to be transmitted electronically, the vessel has a duty to ensure that the reporting system is functioning satisfactorily before fishing activities start.

Electronic transmission of a report will automatically be confirmed by a return message (code RET) from the Directorate of Fisheries. If the message is received without errors, the return message will have the return status ACK; if not, it will have the return status NAK.

If no return message is sent to confirm a report, the report must be sent again, if necessary by telefax.

If reports are transmitted electronically, the name and registration number of the vessel shall not be stated in the reports.

a) Start of fishing report

Any vessel that has been granted a licence for fishing and hunting in the zone north of 62° N shall, at the earliest 24 hours and at the latest 12 hours prior to starting fishing operations in the zone, send a start of fishing report. Any vessel that has been granted a licence for fishing and hunting in the zone south of 62° N shall, at the earliest 12 hours and at the latest one hour prior to entering the zone, send a start of fishing report.

The report shall contain the following information:

<i>Data element</i>	<i>Field code</i>	<i>Mandatory/ optional</i>	<i>Remarks</i>
<i>Type of message</i>	<i>TM</i>	<i>M</i>	<i>COE, start of fishing report</i>
<i>Record number</i>	<i>RN</i>	<i>M¹</i>	<i>Serial number in the current year</i>
<i>Radio call sign</i>	<i>RC</i>	<i>M</i>	<i>Vessel's international radio call sign</i>
<i>Vessel name</i>	<i>NA</i>	<i>O</i>	<i>Name of the vessel</i>
<i>External registration number</i>	<i>XR</i>	<i>O</i>	<i>Registration number of the vessel</i>
<i>Latitude</i>	<i>LA</i>	<i>M</i>	<i>Latitude when fishing starts, NDDMM</i>
<i>Longitude</i>	<i>LO</i>	<i>M</i>	<i>Longitude when fishing starts, E/WDDMM</i>
<i>Quantity on board</i>	<i>OB</i>	<i>M</i>	<i>Quantity on board, by species in kilograms live weight. In pairs as needed</i>
<i>Catch area</i>	<i>RA</i>	<i>M</i>	<i>ICES area where fishing is to start</i>
<i>Zone</i>	<i>ZO</i>	<i>M</i>	<i>Zone where fishing is to start (ISO-3)</i>
<i>Date</i>	<i>PD</i>	<i>M</i>	<i>Date UTC for start of fishing (YYYYMMDD)</i>
<i>Time</i>	<i>PT</i>	<i>M</i>	<i>Time UTC for start of fishing (HHMM)</i>
<i>Date</i>	<i>DA</i>	<i>M</i>	<i>Date UTC of transmission (YYYYMMDD)</i>
<i>Time</i>	<i>TI</i>	<i>M</i>	<i>Time UTC of transmission (HHMM)</i>

¹ *Mandatory for electronic messages*

Vessels that enter the zone from the fisheries protection zone around Svalbard and have been engaged in fishing operations there may, without regard to the time limits specified in the first paragraph above, start fishing operations as soon as a start of fishing report has been sent.

The Director General of Fisheries may by regulations prescribe that the report shall include information on the fishery in which the vessel is to participate.

b) Catch report

A catch report shall be sent whenever a vessel starts fishing in a different ICES area, and otherwise at weekly intervals, at the end of every seventh day after starting fishing operations. Vessels that are engaged in trawling for fish for human consumption in the Economic Zone of Norway south of 62° N with a minimum mesh size of 120 mm and that choose to discontinue fishing less than four hours before leaving the Economic Zone, cf section 8, litra e, shall, regardless of how long it is since the last report was sent, send a catch report at the earliest six hours and at the latest four hours before leaving the Economic Zone. This report shall specify the vessel's position when leaving the Economic Zone.

The report shall contain the following information:

<i>Data element</i>	<i>Field code</i>	<i>Mandatory/ optional</i>	<i>Remarks</i>
<i>Type of message</i>	<i>TM</i>	<i>M</i>	<i>CAT, catch report</i>
<i>Record number</i>	<i>RN</i>	<i>M¹</i>	<i>Serial number in the current year</i>
<i>Radio call sign</i>	<i>RC</i>	<i>M</i>	<i>Vessel's international radio call sign</i>
<i>Vessel name</i>	<i>NA</i>	<i>O</i>	<i>Name of the vessel</i>
<i>External registration number</i>	<i>XR</i>	<i>O</i>	<i>Registration number of the vessel</i>
<i>Longitude</i>	<i>LO</i>	<i>M²</i>	<i>Longitude at time of transmission</i>
<i>Latitude</i>	<i>LA</i>	<i>M²</i>	<i>Latitude at time of transmission</i>
<i>Catch</i>	<i>CA</i>	<i>M</i>	<i>Catch since previous COE or CAT report, by species in kilograms live weight. In pairs as needed</i>
<i>Catch area</i>	<i>RA</i>	<i>M</i>	<i>ICES area where catch was taken</i>
<i>Zone</i>	<i>ZO</i>	<i>M</i>	<i>Zone where catch was taken (ISO-3)</i>
<i>Longitude</i>	<i>LN</i>	<i>M³</i>	<i>Longitude on leaving Economic Zone</i>
<i>Latitude</i>	<i>LI</i>	<i>M³</i>	<i>Latitude on leaving Economic Zone</i>
<i>Date</i>	<i>DA</i>	<i>M</i>	<i>Date UTC of transmission (YYYYMMDD)</i>
<i>Time</i>	<i>TI</i>	<i>M</i>	<i>Time UTC of transmission (HHMM)</i>

¹ *Mandatory for electronic messages*

² *Optional if a vessel is subject to satellite tracking*

³ *Mandatory for vessels engaged in trawling for human consumption in the Economic Zone of Norway south of 62° N with a minimum mesh size of 120 mm if the catch report is used as prior notification between six and four hours before leaving the Economic Zone.*

The Directorate of Fisheries may by regulations prescribe that catches shall be specified according to statistical areas laid down by the Directorate of Fisheries.

c) Transshipment report

In the Economic Zone of Norway, it is permitted to tranship catches to vessels from member states of the EU, Russia, the Faroe Islands, Greenland, Iceland and Norway, and to vessels from states that have been granted the status of cooperating non-Contracting Parties by NEAFC.

A donor vessel that is to off-load a catch shall send a transshipment report at the latest 24 hours before transshipment starts. The receiving vessel shall send a transshipment report immediately and at the latest one hour after each transshipment operation.

The report shall contain the following information:

<i>Data element</i>	<i>Field code</i>	<i>Mandatory/ optional</i>	<i>Remarks</i>
<i>Type of message</i>	<i>TM</i>	<i>M</i>	<i>TRA, transshipment report</i>
<i>Record number</i>	<i>RN</i>	<i>M¹</i>	<i>Serial number in the current year</i>
<i>Radio call sign</i>	<i>RC</i>	<i>M</i>	<i>Vessel's international radio call sign</i>
<i>Vessel name</i>	<i>NA</i>	<i>O</i>	<i>Name of the vessel</i>
<i>External registration number</i>	<i>XR</i>	<i>O</i>	<i>Registration number of the vessel</i>
<i>Quantity to be on-loaded or off-loaded</i>	<i>KG</i>	<i>M</i>	<i>Quantity by species to be on-loaded or off-loaded, in kilograms live weight. In pairs as needed</i>
<i>Transhipped from</i>	<i>TF</i>	<i>M²</i>	<i>Radio call sign of the donor vessel</i>
<i>Transhipped to</i>	<i>TT</i>	<i>M²</i>	<i>Radio call sign of the receiving vessel</i>
<i>Latitude</i>	<i>LA</i>	<i>M³</i>	<i>Latitude at time of transshipment</i>
<i>Longitude</i>	<i>LO</i>	<i>M³</i>	<i>Longitude at time of transshipment</i>
<i>Date</i>	<i>PD</i>	<i>M³</i>	<i>Estimated date UTC of transshipment (YYYYMMDD)</i>
<i>Time</i>	<i>PT</i>	<i>M³</i>	<i>Estimated time UTC of transshipment (HHMM)</i>
<i>Date of report</i>	<i>DA</i>	<i>M</i>	<i>Date UTC of transmission (YYYYMMDD)</i>
<i>Time of report</i>	<i>TI</i>	<i>M</i>	<i>Time UTC of transmission (HHMM)</i>

¹ *Mandatory for electronic messages*

² *Whichever is appropriate*

³ *Optional for reports sent by the receiving vessel after the transhipment.*

d) Port of landing report

Any vessel that has received a catch from another vessel shall at the latest 24 hours before the catch is landed send a port of landing report.

The report shall contain the following information:

<i>Data element</i>	<i>Field code</i>	<i>Mandatory/ optional</i>	<i>Remarks</i>
<i>Type of message</i>	<i>TM</i>	<i>M</i>	<i>POR, port of landing report</i>
<i>Record number</i>	<i>RN</i>	<i>M¹</i>	<i>Serial number in the current year</i>
<i>Radio call sign</i>	<i>RC</i>	<i>M</i>	<i>Vessel's international radio call sign</i>
<i>Vessel name</i>	<i>NA</i>	<i>O</i>	<i>Name of the vessel</i>
<i>External registration number</i>	<i>XR</i>	<i>O</i>	<i>Registration number of the vessel</i>
<i>Longitude</i>	<i>LO</i>	<i>M²</i>	<i>Latitude at time of transmission</i>
<i>Latitude</i>	<i>LA</i>	<i>M²</i>	<i>Longitude at time of transmission</i>
<i>Coastal state</i>	<i>CS</i>	<i>M</i>	<i>Coastal state of the port of landing</i>
<i>Name of port</i>	<i>PO</i>	<i>M</i>	<i>Name of port of landing</i>
<i>Date</i>	<i>PD</i>	<i>M</i>	<i>Date UTC of call at port (YYYYMMDD)</i>
<i>Time</i>	<i>PT</i>	<i>M</i>	<i>Time UTC of call at port (HHMM)</i>
<i>Quantity to be landed</i>	<i>KG</i>	<i>M</i>	<i>Quantity to be landed in the port by species, in kilograms live weight. In pairs as needed</i>
<i>Quantity on board</i>	<i>OB</i>	<i>M</i>	<i>Quantity on board by species, in kilograms live weight. In pairs as needed</i>
<i>Date</i>	<i>DA</i>	<i>M</i>	<i>Date UTC of transmission (YYYYMMDD)</i>
<i>Time</i>	<i>TI</i>	<i>M</i>	<i>Time UTC of transmission (HHMM)</i>

¹ *Mandatory for electronic messages*

² *Optional if a vessel is subject to satellite tracking*

e) End of fishing report

When fishing in the zone is discontinued, or at the latest on arrival at the control point or before the vessel reports for control in a control area, cf section 8, litra f, an end of fishing report shall be sent. Vessels engaged in trawling for fish for human consumption in the Economic Zone of Norway south of 62° N with a minimum mesh size of 120 mm shall send an end of fishing report when fishing in the zone is discontinued and at the latest four hours

before leaving the Economic Zone. Vessels that choose to discontinue fishing less than four hours before leaving the Economic Zone, cf section 8, litra b, shall send an end of fishing report one hour before leaving the Economic Zone. This report shall not specify the vessel's position when leaving the Economic Zone.

The report shall contain the following information:

<i>Data element</i>	<i>Field code</i>	<i>Mandatory/ optional</i>	<i>Remarks</i>
<i>Type of message</i>	<i>TM</i>	<i>M</i>	<i>COX, end of fishing report</i>
<i>Record number</i>	<i>RN</i>	<i>M¹</i>	<i>Serial number in the current year</i>
<i>Authentication</i>	<i>AU</i>	<i>M¹</i>	<i>Agreed authentication code</i>
<i>Radio call sign</i>	<i>RC</i>	<i>M</i>	<i>Vessel's international radio call sign</i>
<i>Vessel name</i>	<i>NA</i>	<i>O</i>	<i>Name of the vessel</i>
<i>External registration number</i>	<i>XR</i>	<i>O</i>	<i>Registration number of the vessel</i>
<i>Longitude</i>	<i>LO</i>	<i>M²</i>	<i>Longitude at time of transmission</i>
<i>Latitude</i>	<i>LA</i>	<i>M²</i>	<i>Latitude at time of transmission</i>
<i>Catch</i>	<i>CA</i>	<i>M</i>	<i>Catch since last COE or CAT report, by species in kilograms live weight. In pairs as needed</i>
<i>Fishing area</i>	<i>RA</i>	<i>M</i>	<i>ICES area where catch was taken</i>
<i>Zone</i>	<i>ZO</i>	<i>M</i>	<i>Zone where the catch was taken (ISO-3)</i>
<i>Longitude</i>	<i>LN</i>	<i>M³</i>	<i>Longitude at time of leaving Economic Zone</i>
<i>Latitude</i>	<i>LI</i>	<i>M³</i>	<i>Latitude at time of leaving Economic Zone</i>
<i>Name of port</i>	<i>PO</i>	<i>M⁴</i>	<i>Name of port of landing</i>
<i>Date</i>	<i>DA</i>	<i>M</i>	<i>Date UTC of transmission (YYYYMMDD)</i>
<i>Time</i>	<i>TI</i>	<i>M</i>	<i>Time UTC of transmission (HHMM)</i>

¹ *Mandatory for electronic messages*

² *Optional if a vessel is subject to satellite tracking*

³ *Mandatory for vessels engaged in trawling for fish for human consumption in the Economic Zone of Norway south of 62° N with a minimum mesh size of 120 mm if the report is used as prior notification between six and four hours before leaving the Economic Zone.*

⁴ *Mandatory if the catch is to be landed at a port that is not Norwegian or Russian.*

The Directorate of Fisheries may by regulations require reports when vessels that are in the zone cross the boundaries between statistical areas prescribed by the Directorate of Fisheries.

A vessel that during fishing operations crosses latitude 62° N shall irrespective of the time limits otherwise prescribed send an end of fishing report and a new start of fishing report.

f) Reporting for control

When a vessel discontinues fishing operations in the zone north of 62°N, it shall report for control at one of the prescribed control points.

Vessels that are licensed to fish for herring south of 62° N or for mackerel in the Economic Zone of Norway shall on discontinuing fishing operations report for control in one of the prescribed control areas.

The Directorate of Fisheries may by regulations make further provisions relating to the location of the control points and control areas and on the duty to report.

g) Vessels within the 12-nautical mile limit

A vessel that sails within 12 nautical miles of the baselines shall send a normal end of fishing report. When the vessel resumes fishing operations within the zone, a new start of fishing report shall be sent, but the vessel may begin fishing operations without regard to the time limits specified in litra a) above.

h) Temporary exit from the zone north of latitude 62° N

A vessel that leaves the zone north of latitude 62° N for a period of less than 24 hours shall send a normal end of fishing report. When the vessel resumes fishing operations within the zone, a new start of fishing report shall be sent, but the vessel may begin fishing operations without regard to the time limits specified in litra a) above.

i) Auxiliary vessels

Any vessel assisting the fishing fleet shall send a start of fishing or end of fishing report to the Directorate of Fisheries each time it enters or leaves the zone.

j) Monthly catch report

The final catch report including the quantity caught by the individual vessel in the zone in the course of a month shall be submitted via the fisheries authorities in the country in question to the Directorate of Fisheries no later than the end of the following month. Such reports shall contain information on the quantities of the different species of fish in kilograms live weight delivered by the individual vessel, specified according to ICES statistical areas.

k) Passage

Vessels that have been allocated licences for fishing and hunting in the zone and that are passing through the zone without engaging in fishing operations are exempt from the duty to send start of fishing and end of fishing reports to the Directorate of Fisheries.

Section 9 Catch logbook

Fishing vessels shall keep a catch logbook. The catch logbook shall be bound and shall have numbered pages.

The catch logbook shall be kept up to date and shall contain information as to the type of gear and the material of which such gear is made. Furthermore, the catch logbook shall contain information as to the date and time at the beginning of each individual haul/tow/cast, and the position expressed as latitude and longitude (degrees and minutes) at the beginning and end of each individual haul/tow/cast, and its duration. The catch logbook shall also include information on the catch for each individual haul/tow/cast, the total catch per day and since the start of fishing, deliveries of catches to other vessels and catches received for processing or transport, all expressed as kilograms live weight and specified by species.

The catch for each individual haul/tow/cast shall be entered in the catch logbook at the latest before the next haul/tow/cast is brought on board.

It is permitted to correct the catch estimate after the last haul/cast of the day. Such correction must be made before the first haul/cast on the next day is recorded, and before any end of fishing report is sent.

Information on the time and, if appropriate, radio station for the reports sent to the Directorate of Fisheries under section 8 shall be entered in the catch logbook on the appropriate days.

A fishing vessel shall carry on board catch logbooks covering the previous 12-month period if the vessel has engaged in fishing operations in areas under Norwegian jurisdiction during this period.

The catch logbook shall be shown upon request to the Norwegian authorities and it may be required that it be submitted to the Directorate of Fisheries.

Section 10 Stowage requirements

The Director General of Fisheries may by regulations make provisions relating to how each fish species and various products of the same fish species are to be stowed on the vessel.

Section 11 Control and inspection, etc

Any vessel fishing in the zone shall fly its national flag and be marked in a manner that enables it to be readily identified in accordance with international standards such as the FAO Standard Specifications for the Marking and Identification of Fishing Vessels.

The person in command of a vessel has a duty to ensure that the vessel is equipped with a pilot ladder that meets the requirements of ISO/FDIS 799. The Directorate of Fisheries may make further regulations relating to the design of such ladders.

The Directorate of Fisheries may make regulations requiring vessels to carry on board drawings/descriptions of holds/bins/RSW tanks for fish and fish products, and a plan showing how the fish and fish products on board are stowed.

Section 12 Carrying regulations on board the vessel

A copy of the fishery regulations in force at any given time applicable to the Economic Zone of Norway shall be kept on board the vessel.

Section 13 Port State control

Vessels carrying frozen fish caught in the NEAFC Convention Area that is to be landed in Norwegian ports shall send prior notification at least 24 hours before arriving at the port of landing. The same applies if the fish is to be transhipped in port or in Norway's territorial waters. All fish on board, including fresh fish, is to be included in the notification.

For vessels that do not fly the flag of a Contracting Party of NEAFC, this provision applies to all fish on board, regardless of where it is caught and the form in which it is carried. The time limit for sending prior notification is at least three days before arrival at the port of landing.

Vessels flying the flag of a Contracting Party of NEAFC shall send prior notification at least three days before arrival at the port of landing if they are intending to land fish caught outside the NEAFC Convention Area, regardless of the form in which it is carried.

Vessels carrying fish on board caught in the NAFO Regulatory Area that is to be landed in Norwegian ports shall send prior notification at least three working days before arriving at the port of landing. The same applies if the fish is to be transhipped in port or in Norway's territorial waters.

that are only carrying their own catch shall use form PSC 1, see Enclosure 3. Vessels that have engaged in transshipment operations with vessels that are not Norwegian shall fill out a copy of PSC 2 for each vessel from which fish has been transhipped, see Enclosure 4. Vessels carrying both their own catch and fish transhipped from other vessels shall fill out both PSC 1 and PSC 2. All boxes in Part A of the form shall be completed. Completed forms are to be sent to the Directorate of Fisheries by telefax, see Enclosure 2. The Directorate will forward the forms received to the flag State. The Directorate will decide whether confirmation from the flag State is accepted. The Ministry of Fisheries and Coastal Affairs is the appeals instance.

It is prohibited to land or tranship fish if the flag State of the vessel that caught the fish does not give its confirmation by completing Part B of the forms or the Directorate of Fisheries does not accept the confirmation.

Section 14 Delegation

The authority of the King under section 4 of the Act of 17 December 1976 relating to the Economic Zone of Norway is delegated to the Ministry of Fisheries, which may also amend these regulations. The Director General of Fisheries may by regulations make provisions supplementing these regulations.

Section 15 Penal measures and confiscation

Any wilful or negligent contravention of provisions set out in or issued under these regulations is subject to a penalty and confiscation under sections 8 and 9 of the Act of 17 December 1976 No. 91 relating to the Economic Zone of Norway. Complicity or an attempt to contravene the said provisions is subject to the same penalty.

Section 16 Entry into force

These regulations enter into force immediately. From the same time, items 2, 3 and 4 of the Royal Decree of 17 December 1976 relating to the implementation of the Economic Zone of Norway and the temporary regulations of 27 December 1976 relating to fishing operations by foreign nationals in the Economic Zone of Norway are repealed.

ENCLOSURE 1

Automatic return message in response to electronic reports

<i>Data element</i>	<i>Field code</i>	<i>Mandatory/ optional</i>	<i>Remarks</i>
Type of message	TM	M	RET, return message from the Directorate of Fisheries
Record number	RN	M	Record number of the report which is received
From	FR	M	NOR for the Norwegian FMC
To	RC	M	Radio call sign of the vessel
Authentication	AU	M	Authentication code from the Norwegian FMC
Return status	RS	M	ACK for acknowledged / NAK for not acknowledged
Return error number	RE	M	Return error numbers: 101 = Unreadable, 102 = Inconsistent, 103 = Sequence error
Date	DA	M	Date UTC of transmission (YYYYMMDD)
Time	TI	M	Time UTC of transmission (TTMM)

ENCLOSURE 2

Transmission of manual reports by telefax

If reports are not transmitted electronically, the format illustrated in the examples below shall be used:

Manual reports shall be sent to the Directorate of Fisheries at the following telefax number:
+47 55 23 82 76

1. START OF FISHING REPORT

A start of fishing report shall have the following format if it is not transmitted electronically:

EXAMPLE 1: (If the vessel already has a catch on board when fishing starts)

TM = COE

RC = OWAA
 NA = KONTIKI
 XR = S458 or M-101-AK
 LA = N6132
 LO = E00415
 OB = COD 50000, HADDOCK 13000, SAITHE 25600, LING 11300
 RA = 4A
 ZO = NOR
 PD = 20040312
 PT = 1430
 DA = 20040311
 TI = 0835

EXAMPLE 2: (If the vessel does not already have a catch on board when fishing starts)

As above, except that
 OB = 0

2. CATCH REPORT

A catch report shall have the following format if it is not transmitted electronically:

EXAMPLE 1: (If there is a catch to report)

TM = CAT
 RC = OWAA
 NA = KONTIKI
 XR = S458 or M-101-AK
 CA = COD 35000, HADDOCK 8500, SAITHE 5800, RED-FISH 1200
 RA = 4A
 ZO = NOR
 DA = 20040319
 TI = 0955

EXAMPLE 2: (If there is no catch to report)

As above, except that
 CA = 0

Note that a catch report for the preceding period shall always be sent when a vessel crosses into a new ICES area.

3. TRANSHIPMENT REPORT

A transshipment report shall have the following format if it is not transmitted electronically:

EXAMPLE1: (If the catch is transhipped from another vessel)

TM = TRA
 RC = OWAA
 NA = KONTIKI
 XR = S458 or M-101-AK
 KG = COD 10000
 TF = LMHJ
 LA = N6130
 LO = E00400
 PD = 20050617
 PT = 1430
 DA = 20040321
 TI = 0600

EXAMPLE 2: (If the catch is transhipped to another vessel)

As above, except that TF is replaced by TT and the radio call signal of the vessel receiving the catch.

4. PORT OF LANDING REPORT

A port of landing report shall have the following format if it is not transmitted electronically:

TM = POR
 RC = JXHB
 NA = OTTAR BIRTING
 XR = S458 or M-101-AK
 LA = N6130
 LO = E00400
 CS = NOR
 PO = ÅLESUND
 PD = 20040322
 PT = 1000
 KG = COD 65000, HADDOCK 14000
 OB = COD 100000, HADDOCK 14000
 DA = 20040321
 TI = 0830

EXAMPLE 2: (If there is no catch to deliver)

As above, except that KG = 0.

Note that when a vessel calls at port it is considered to have discontinued fishing, and an end of fishing report shall also be transmitted.

5. END OF FISHING REPORT

An end of fishing report shall have the following format if it is not transmitted electronically:

EXAMPLE 1: (If a catch has been taken since the previous report)

TM = COX
RC = OWAA
NA = KONTIKI
XR = S458
LA = N6130
LO = E00400
CA = COD 15000, HADDOCK 2500
RA = 4A
ZO = NOR
PO = HULL
DA = 20040321
TI = 1700

EXAMPLE 2: (If no catch has been taken since the previous report)

As above, except that CA = 0

ENCLOSURE 3

ENCLOSURE 4