Comments on the form and nature of the reports submitted by Canada and the United States in 1977 under the provisions of Articles III(1)(c)(iii) and X(2) of the Convention

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INTRODUCTION

Under the provisions of the International Convention for the High Seas Fisheries of the North Pacific Ocean, Japan and Canada have agreed to abstain from fishing for salmon in certain areas of the eastern Pacific Ocean and Bering Sea, and Japan also has agreed to abstain from fishing for certain halibut and herring stocks in the eastern Pacific Ocean. Among the conditions which the Convention states that these stocks must meet in order to justify this abstention is that their exploitation is limited and regulated, for the purpose of maintaining or increasing maximum sustained productivity, through legal measures in accordance with conservation programs based on scientific research. The Convention requires, in Article III(1)(c)(iii), that Canada and the United States shall report regularly the conservation measures adopted for the stocks under abstention, and in Article X(2), that they shall report periodically on the enforcement conditions for those conservation measures. In practice, the Governments of Canada and the United States have submitted annual reports to the Commission on these matters for transmittal to the other Contracting Parties. The Commission's Executive Director has standing instructions to review these reports each year and to advise the Commission as to the adequacy of their form and nature.

In 1958, the Executive Director made a careful study of the form and nature of the reports submitted in that year and prepared for the Commission a detailed analysis of his views on what the reports should contain (INPFC Doc. 203). That analysis has since furnished the criteria for judging the adequacy of the form and nature of the reports submitted each year.

The reports on conservation measures have contained information on the following subjects:

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1. Limitation of fishing effort
2. Quotas or catch limitations
3. Closed seasons
4. Closed areas
5. Gear restrictions
6. Size restrictions
7. Protective devices, including ladders, screens, etc.
8. Environmental improvement or maintenance, including pollution control, predator control, run-off stabilization, improved or increased spawning areas
9. Artificial propagation

Until recently, the reports on enforcement conditions have contained information on:

1. Enforcement staff
2. Equipment used for enforcement
3. Prosecutions
4. Convictions
5. Penalties

With respect to the information on enforcement conditions listed above, it should be noted that information on prosecutions, convictions, and penalties currently is submitted from the national sections to the Secretariat in connection with the Commission's consideration of Articles III(1)(d) and IX(2).

COMMENTS

The report from Canada was received on September 21, 1977 and was transmitted to the Governments of Japan and the United States on September 28, 1977. The list of contents of the Canadian report is reproduced here as Appendix 1.

The submission from the United States was received on October 14, 1977, and will be transmitted to the Governments of Canada and Japan soon. The list of the submission is included in this report as Appendix 2.

As in past years, the reports consist of indexed collections of the published annual reports, fishery regulations of the governmental organizations and international commissions having jurisdiction over the stocks in question, and fishery statistics. The reports are considered adequate in form and nature.

The Commission discontinued in 1969 an established practice under which copies of the Executive Director's comments concerning the reports submitted in connection with Articles III(1)(c)(iii) and X(2) were provided to the Contracting Parties submitting such reports. At the 21st Annual Meeting (1974), the Commission adopted the recommendation that copies of the comments prepared by the Executive Director be provided to the Contracting Parties submitting reports for their guidance in preparing future reports. The Executive
Director's comments on the form and nature of the reports submitted by Canada and the United States in 1976 were transmitted to the Governments of Canada and the United States on December 22, 1976.
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Material submitted to the International North Pacific Fisheries Commission by Canada in 1977 pursuant to Articles III(1)(c)(iii) and X(2) of the International Convention for the High Seas Fisheries of the North Pacific Ocean

(A) Material submitted pursuant to Article III(1)(c)(iii)--

REPORTS

Tab 1 Department of the Environment, Annual Report for the fiscal year ended March 31, 1976

Tab 2 International Pacific Halibut Commission, Annual Report, 1976

Tab 3 International Pacific Salmon Fisheries Commission, Annual Report, 1976

(B) Material submitted pursuant to Article X(2)--

Tab 1 British Columbia Fishery Regulations, Amendments, (Amendment List February 25, 1977)

Tab 2 Fraser River Sockeye and Pink salmon Fishery Regulations, 1976 (amendment)

Tab 3 Pacific Halibut Fishery Regulations, 1976

Tab 4 Summary of Salmon Net Fishing Regulations, February 20, 1976 to November 26, 1976

Tab 5 Amendments to North Pacific Fisheries Convention Regulations (1973)

(C) Fisheries Statistics of British Columbia, 1976

(D) British Columbia Catch Statistics, 1976

(E) Annual Summary of British Columbia Catch Statistics, 1976

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LIST OF DOCUMENTS
ENCLOSED UNDER TABS A THROUGH L

TAB A:

(a) Alaska Commercial Fishing Regulations, 1977--Finfish..........

...............(3 copies)...(Printed Booklet)

Alaska Commercial Fishing Regulations, 1976--Shellfish..........

...............(3 copies)...(Printed Booklet)

(b) Division of Fisheries Rehabilitation, Enhancement and
Development Report to the 1977 Legislature..................

...............(3 copies)...(Printed Booklet)

TAB B:

(a) Enforcement Facilities and Activities in Connection with
Alaskan Fishery Regulations, 1976...........(3 copies)..........

(Typewritten)

(b) Alaska Region Federal Fisheries Enforcement Activities, 1976

...............(3 copies). (Typewritten)

TAB C:

(a) Pacific Halibut Fishery Regulations, 1977, International
Pacific Halibut Commission...........(3 copies)..................

Printed Booklet

(b) Annual Report for 1976, International Pacific Halibut
Commission...........(3 copies)...(Printed Booklet)

TAB D:

Federal Enforcement Activities in Connection with Halibut and
Salmon Regulations in Areas Other than Alaska, 1976...(3 copies)..

(Typewritten)
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TAB E:

(a) Annual Report 1976, International Pacific Salmon Fisheries Commission........(3 copies).......(Typewritten)

(b) Summary of Regulations of the International Pacific Salmon Fisheries Commission, 1977........(3 copies).......(Typewritten)

TAB F:

Fishery Development Activities in the Columbia River, 1976........
............(3 copies).......(Typewritten)

TAB G:

(a) Oregon Department of Fish and Wildlife, General Protective Rule Concerning Specific Species of Fish...(3 copies)....(Typewritten)

(b) Oregon Department of Fish and Wildlife, Hatchery Releases of Salmon and Steelhead, 1976...(3 copies)....(Typewritten)

(c) List of Projects for Fish Protection, Fish Passage and Environmental Improvements completed by the Oregon Department of Fish and Wildlife in 1976........(3 copies)....(Typewritten)

TAB H:

Enforcement of Commercial Fish Laws and Regulations, Oregon, 1976........(3 copies)....(Typewritten)

TAB I:

(a) California Fish and Game Code, 1976....(excerpt)....(3 copies)

(b) Projects for Fish Protection, Fish Passage, and Environmental Improvements in California, 1976.................................

............(3 copies)....(Typewritten)

(c) Silver and King Salmon Planted in California, 1976........

............(3 copies)....(Typewritten)

TAB J:

Summary of Enforcement Actions and Facilities, California, 1976
............(3 copies)....(Typewritten)
APPENDIX 2, page 3

TAB K:

(a) State of Washington Department of Fisheries, Fisheries Code, 1975....(3 copies)...(Printed Booklet)

(b) Department of Fisheries Projects for Fish Protection, Fish Passage, and Environmental Improvement, Washington, 1976....(3 copies)...(Typewritten)

(c) State of Washington, Department of Fisheries, 1976 Planting by Species and Age Group, Annual Report.........................(3 copies)...(Typewritten)

(d) Washington Department of Fisheries 1976 Salmon Egg Take.....(3 copies)...(Typewritten)

TAB L:

(a) Washington State Department of Fisheries, Summary of Enforcement Actions and Facilities, July 1, 1976-June 30, 1977.....(3 copies)...(Typewritten)

(b) Washington State Department of Fisheries, Annual Arrest Report, July 1, 1976-June 30, 1977.................................(3 copies)...(Typewritten)

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