

Council Regulation (EC) No 601/2004 of 22 March 2004 laying down certain control measures applicable to fishing activities in the area covered by the Convention on the conservation of Antarctic marine living resources and repealing Regulations (EEC) No 3943/90, (EC) No 66/98 and (EC) No 1721/1999

CHAPTER I

SUBJECT MATTER AND DEFINITIONS

Article 2

Definitions

For the purposes of this Regulation, the following definitions shall apply:

- (a) 'Convention area': means the area of application of the Convention as defined in Article 1 thereof;
- (b) 'Antarctic convergence': means a line joining the following points along parallels of latitude and meridians of longitude: 50 °S, 0° — 50 °S, 30 °E — 45 °S, 30 °E — 45 °S, 80 °E — 55 °S, 80 °E — 55 °S, 150 °E — 60 °S, 150 °E — 60 °S, 50 °W — 50 °S, 50 °W — 50 °S, 0°;
- (c) 'Community fishing vessel': means a fishing vessel flying the flag of a Community Member State and registered in the Community which takes and keeps on board marine organisms taken from marine living resources in the Convention area;
- (d) 'VMS system': means a satellite-based vessel monitoring system installed on board Community fishing vessels in accordance with Article 3 of Regulation (EEC) No 2847/93;
- (e) 'new fishery': means a fishery for a species using a particular fishing method in a FAO Antarctic statistical subarea, for which:
 - (i) information on distribution, abundance, population, potential yield and stock identity from comprehensive research/surveys or exploratory fishing have never been submitted to the CCAMLR; or
 - (ii) catch and effort data have never been submitted to the CCAMLR; or
 - (iii) catch and effort data from the two most recent seasons in which fishing took place have never been submitted to the CCAMLR;
- (f) 'exploratory fishery': means a fishery that was previously classified as a 'new fishery' as defined in paragraph (e). An exploratory fishery shall continue to be classified as such until sufficient information is available:
 - (i) to evaluate the distribution, abundance and population of the target species, leading to an estimate of the fishery's potential yield;
 - (ii) to review the fishery's potential impacts on dependent and related species, and

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- (iii) to allow the CCAMLR's Scientific Committee to formulate and provide advice on appropriate harvest catch levels, as well as on effort levels and fishing gear where appropriate;
- (g) 'CCAMLR inspector': an inspector designated by a Contracting Party to the Convention to implementing the control system referred to in Article 1(1);
- (h) 'CCAMLR system of inspection': means the document bearing that name, adopted by the CCAMLR, concerning the control and inspection at sea of vessels flying the flag of a Contracting Party to the Convention;
- (i) 'non-Contracting Party vessel': means a fishing vessel which flies the flag of a non-Contracting Party to the Convention and which has been sighted engaging in fishing activities in the Convention area;
- (j) 'Contracting Party': means a contracting party to the Convention;
- (k) 'Contracting Party vessel': means a fishing vessel which flies the flag of a Contracting Party to the Convention;
- (l) 'sighting': means any sighting of a vessel flying the flag of a non-Contracting Party to the Convention by a vessel flying the flag of a Contracting Party to the Convention and operating in the Convention area, or by an aircraft registered in a Contracting Party to the Convention, and overflying the Convention area, or by a CCAMLR inspector;
- (m) 'IUU activities' means illegal, unregulated and unreported fishing activities in the Convention area;
- (n) 'IUU vessel': means any vessel engaged in illegal, unregulated and unreported fishing activities in the Convention area.

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Changes and effects yet to be applied to :

- [Regulation revoked by S.I. 2020/1542 Sch. Pt. 1](#)