

**GOVERNMENT OF THE RUSSIAN FEDERATION**

**DECREE #316**

**of May 20, 2005**

**Moscow**

**Organization of the pacific salmon fisheries**

For purposes of the organization of fisheries on pacific salmon, the Government of the Russian Federation hereby decrees the following:

1. The attached Regulations on organizing the pacific salmon fisheries are hereby approved.

2. The Ministry of Agriculture of the Russian Federation in coordination with the Federal Antimonopoly Service shall approve the following before January 1, 2006:

a) the procedure and conditions for conducting competitions for the right to conclude use agreements for beach sections in order to carry out fishing operations for the harvest (catch) of pacific salmon during coastal fisheries;

b) standardized regulations on a commission for running competitions, stipulating the inclusion among its members of representatives from the interested federal executive agencies and executive agencies of the coastal administrative regions of the Russian Federation within which the lower reaches of rivers that serve as pacific salmon reproduction areas in the Russian Federation Far East are located.

3. Decree #390 of the Government of the Russian Federation of May 21, 2001, "Approval of the Regulations on determination of total allowable catches of aquatic biological resources" (Collection of laws of the Russian Federation, 2001, #22, p. 2238; 2005, #16, p. 1459) is hereby declared null and void with respect to determination of total allowable catches of pacific salmon.

4. It is hereby established that Decree #704 of the Government of the Russian Federation of November 20, 2003, "Harvest (catch) quotas for aquatic biological resources" (Collection of laws of the Russian Federation, 2003, #47, p. 4553; 2004, #5, p. 372; #23 p. 2314) shall no longer used for the organization of pacific salmon fisheries.

M. Fradkov,

Chairperson of the Government of the Russian Federation

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**APPROVED**

**By Decree #316**

**of the Government of the Russian Federation**

**of May 20, 2005**

**REGULATIONS**

**On the organization of pacific salmon fisheries**

1. The present Regulations shall establish:

a) the procedure and time frames for defining and approving the total allowable catches of pacific salmon, as well as the procedure for amending them;

b) the procedure for distributing total allowable catches of pacific salmon with respect to the types of harvest (catch) quotas;

c) the procedure for distributing coastal pacific salmon harvest (catch) quotas within the internal waters of the Russian Federation, including the internal seas of the Russian Federation and the territorial waters of the Russian Federation, among coastal administrative regions of the Russian Federation;

d) the procedure for distributing scientific quotas, pacific salmon harvest (catch) quotas for fisheries pursued for purposes of aquaculture, reproduction and acclimatization of pacific salmon, pacific salmon harvest (catch) quotas for operating fisheries for training and cultural education purposes among users.

2. The materials to justify the total allowable catches of pacific salmon shall be prepared by the scientific research organizations subordinate to the Federal Fisheries Agency.

3. No later than January 15 annually, the materials used to justify the total allowable catches of pacific salmon by species, fisheries watershed regions and fisheries areas for the current year shall be presented by the Federal Fisheries Agency to the Federal Natural Utilization Oversight Service for state ecological expert review.

After completion of this ecological expert review, the Federal Natural Utilization Oversight Service shall forward its respective conclusions to the Federal Fisheries Agency.

4. No later than 15 March annually, the Federal Fisheries Agency shall submit its draft of total allowable catches of pacific salmon for the current year to the Ministry of Agriculture of the Russian Federation for approval, with consideration given to the conclusions of the state ecological review.

5. No later than March 25 annually, the Ministry of Agriculture of the Russian Federation shall approve the total allowable catch of pacific salmon.

Changes may be made to approved total allowable catches of pacific salmon by the Ministry of Agriculture of the Russian Federation at the suggestion of the Federal Fisheries Agency in consideration of the conclusions of a state ecological review of the materials used to justify these changes.

6. No later than April 10 annually, the Federal Fisheries Agency shall develop and submit to the Ministry of Agriculture of the Russian Federation for approval its draft for distribution of total allowable catches of pacific salmon with respect to the following quota types:

a) pacific salmon harvest (catch) quotas for coastal fisheries within the internal waters of the Russian Federation, including the internal seas of the Russian Federation and the territorial waters of the Russian Federation, - by coastal administrative region of the Russian Federation;

b) pacific salmon harvest (catch) quotas for maintenance of the life traditions and pursuit of traditional commercial activities by the aboriginal minorities of the North, Siberia and Far East of the Russian Federation - by coastal administrative region of the Russian Federation;

c) pacific salmon harvest (catch) quotas for fisheries in support of aquaculture, reproduction and acclimatization of pacific salmon;

d) pacific salmon harvest (catch) quotas for organizing amateur and sports fisheries - by coastal administrative region of the Russian Federation;

e) pacific salmon harvest (catch) quotas for operating fisheries for training and cultural education;

f) pacific salmon harvest (catch) quotas for scientific research and control purposes;

g) pacific salmon harvest (catch) quotas in the exclusive economic zone of the Russian Federation for foreign nations, established under international fisheries and aquatic resource conservation agreements with the Russian Federation.

7. Pacific salmon harvest (catch) quotas for coastal fisheries shall be defined by the Federal Fisheries Agency as the difference between the total allowable catch of pacific salmon and the sum of pacific salmon harvest (catch) quotas indicated in subpoints "b" - "g" of Point 6 of the present Regulations.

8. Pacific salmon harvest (catch) quotas for maintenance of the life traditions and pursuit of traditional commercial activities by the aboriginal minorities of the North, Siberia and Far East of the Russian Federation shall be determined by the Federal Fisheries Agency with consideration given to the suggestions of the coastal administrative regions of the Russian Federation.

9. Pacific salmon harvest (catch) quotas for fisheries in support of aquaculture, reproduction and acclimatization shall be defined by the Federal Fisheries Agency as the sum of pacific salmon harvest (catch) quotas for purposes of supporting pacific salmon reproduction established by the Federal Fisheries Agency, and pacific salmon harvest (catch) quotas for purposes of supporting acclimatization in bodies of water having commercial fisheries significance established on the

basis of recommendations of scientific research organizations subordinate to the Federal Fisheries Agency.

10. Pacific salmon harvest (catch) quotas for organizing amateur and sports fisheries shall be determined by the Federal Fisheries Agency with consideration given to the suggestions of the administrative regions of the Russian Federation.

11. Pacific salmon harvest (catch) quotas for operating fisheries for training and cultural education purposes shall be determined by the Federal Fisheries Agency on the basis of applications made by scientific research, training and cultural education organizations.

12. Pacific salmon harvest (catch) quotas for scientific research and control purposes shall be determined by the Federal Fisheries Agency based upon scientific supporting materials prepared by the scientific research organizations subordinate to the particular Agency, in accordance with a plan for resource research approved annually by the Agency.

13. Pacific salmon harvest (catch) quotas in the exclusive economic zone of the Russian Federation for foreign nations shall be determined by the Federal Fisheries Agency on the basis of international fisheries and aquatic bioresource conservation agreements with the Russian Federation.

14. Pacific salmon harvest (catch) quotas for coastal fisheries shall be distributed by the Federal Fisheries Agency among coastal administrative regions of the Russian Federation within which the lower reaches of rivers that serve as pacific salmon reproduction areas are located, based on the distribution of pacific salmon throughout these rivers as determined by the results of resource research conducted by the scientific research organizations subordinate to this Agency.

15. No later than April 25 annually, the Ministry of Agriculture of the Russian Federation shall approve the distribution of total allowable catches of pacific salmon with respect to the quota types indicated in Point 6 of the present Regulations.

16. From May 10 through June 15 annually, the Federal Fisheries Agency shall distribute the following:

a) pacific salmon harvest (catch) quotas for coastal fisheries - among the users of aquatic bioresources;

b) pacific salmon harvest (catch) quotas for purposes of fish aquaculture, reproduction and acclimatization - among the users of aquatic bioresources engaged in fish aquaculture, reproduction and acclimatization of pacific salmon as provided;

c) pacific salmon harvest (catch) quotas for operating fisheries for training and cultural education purposes - among scientific research, training, and cultural educational organizations;

d) pacific salmon harvest (catch) quotas for scientific research and control purposes - among scientific research organizations.

17. Pacific salmon harvest (catch) quotas for coastal fisheries allocated to coastal administrative regions of the Russian Federation shall be distributed by the Federal Fisheries Agency among users in accordance with the suggestions of the coastal administrative regions of the Russian Federation in the manner prescribed by the Ministry of Agriculture of the Russian Federation.

18. Pacific salmon harvest (catch) quotas for fisheries in support of aquaculture, reproduction and acclimatization of aquatic biological resources shall be distributed among individual entrepreneurs and legal entities:

conducting pacific salmon artificial reproduction measures, with consideration given to the production capacities of the fish hatcheries and plans for artificial pacific salmon reproduction approved by the Federal Fisheries Agency;

conducting pacific salmon acclimatization measures established by the Federal Fisheries Agency in bodies of water having commercial fisheries significance.

19. Pacific salmon harvest (catch) quotas for operating fisheries for training and cultural education purposes shall be distributed on the basis of applications made by Russian scientific research, training and cultural education organizations.

20. Scientific quotas shall be distributed among scientific research organizations subordinate to the Federal Fisheries Agency on the basis of their annual resource research plans, as well as the scientific programs of these organizations approved by the Agency.

21. No later than May 20 annually, the executive agencies of the coastal administrative regions of the Russian Federation shall send their suggestions to the Federal Fisheries Agency on allocation of pacific salmon harvest (catch) quotas for coastal fisheries among the users of aquatic bioresources and shall distribute the following among the users:

a) pacific salmon harvest (catch) quotas for maintainence of the life traditions and pursuit of traditional commercial activities by the aboriginal minorities of the North, Siberia and Far East of the Russian Federation;

b) pacific salmon harvest (catch) quotas for organizing amateur and sports fisheries.

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