

AGREEMENT BETWEEN CANADA AND POLAND ON MUTUAL FISHERIES RELATIONS

The Government of Canada and the Government of the Polish People's Republic,

Having regard to the concern of both Governments for the rational management, conservation and utilization of the living resources of the sea, and the concern of the Government of Canada for the welfare of its coastal communities and for the living resources of the adjacent waters upon which these communities depend,

Recognizing that the Government of Canada proposes to extend its jurisdiction over the living resources of its adjacent waters pursuant to and in accordance with relevant principles of international law, and to exercise within these areas sovereign rights for the purpose of exploring and exploiting, conserving and managing these resources,

Taking into account habitual Polish fishing and reaffirming their desire to maintain mutually beneficial co-operation in the field of fisheries,

Desirous of establishing the terms and conditions under which their mutual fishery relations shall be conducted and of promoting the orderly development of the Law of the Sea,

Taking into account the consensus emerging from the Third United Nations Conference on the Law of the Sea,

Have agreed as follows:

ARTICLE I

The Government of Canada and the Government of the Polish People's Republic undertake to ensure close co-operation between the two countries in matters pertaining to the conservation and utilization of the living resources of the sea. They shall take appropriate measures to facilitate such co-operation and shall continue to consult and co-operate in international negotiations and organizations with a view to achieving common fisheries objectives.

ARTICLE II

1. The Government of Canada undertakes, upon the extension of the area under Canadian fisheries jurisdiction, to permit Polish vessels to fish within this area, beyond the present limits of the Canadian territorial sea and fishing zones off the Atlantic and Pacific coasts, for allotments, as appropriate, of parts of total allowable catches surplus to Canadian harvesting capacity, in accordance with the provisions of paragraphs (2) and (3) of this Article.

2. In the exercise of its sovereign rights in respect of living resources in the area referred to in paragraph (1), the Government of Canada shall