

CANADA



AGREEMENT BETWEEN THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF PORTUGAL ON THEIR MUTUAL FISHERY RELATIONS

The Government of Canada and the Government of Portugal,

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 a zone of 200 nautical miles sovereign rights for the purpose of exploring and exploiting, conserving and managing these resources,

Taking into account traditional Portuguese fishing,

Reaffirming their desire to maintain mutually beneficial cooperation 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 developing state practice and the consensus emerging from the Third United Nations Conference on the Law of the Sea,

Recalling their Agreement of March 27, 1972,⁽¹⁾ concerning Fisheries Relations between the two countries,

Have agreed as follows:

ARTICLE I

The Government of Canada and the Government of Portugal undertake to ensure close cooperation 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 cooperation and shall continue to consult and cooperate 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 Portuguese vessels to fish within this area, beyond the present limits of the Canadian territorial sea and fishing zones off the Atlantic coast, 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.

⁽¹⁾ Not published in Treaty Series.