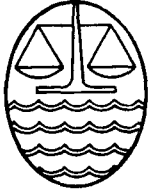




UNITED NATIONS



SECOND CONFERENCE ON THE LAW OF THE SEA

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Item 9 of the agenda

CUBA - Proposal

The Second United Nations Conference on the Law of the Sea,

CONSIDERING

That the present Conference was "called for the purpose of considering further the questions of the breadth of the territorial sea and fishery limits,"

That it is desirable to regulate the exercise of the right of fishing beyond the outer limit of the territorial sea, in order to take due account of the special requirements and interests of the coastal States in the matter of the conservation and exploitation of the resources of the sea,

That the First United Nations Conference on the Law of the Sea expressly recognized the preferential character of the requirements of those "countries or territories whose people are overwhelmingly dependent upon coastal fisheries for their livelihood or economic development" and of those "whose coastal population depends primarily on coastal fisheries for the animal protein of its diet and whose fishing methods are mainly limited to local fishing from small boats", in connexion with the conservation measures which it might become necessary to adopt to limit the total catch of a stock or stocks of fish in areas of the high seas,

That it must further be recognized that the requirements and interests of other coastal States in the matter of the conservation and exploitation of the resources of the sea may also be of a preferential nature, as for instance when the nationals of the said States regularly fish in areas of the high seas adjacent to the territorial sea;

RECOMMENDS the conclusion of the following

ADDITIONAL PROTOCOL TO THE CONVENTION ON FISHING AND CONSERVATION OF THE LIVING RESOURCES OF THE HIGH SEAS

The States Parties to this Protocol,

CONSIDERING that when it becomes necessary to limit the total catch of a stock or stocks of fish in order to obtain the optimum sustainable yield therefrom, preferential consideration should be given to the special requirements and interests of the coastal State in the matter of the conservation and exploitation of the said resources,

Have agreed as follows:

SOLE ARTICLE

When the unilateral measures of conservation adopted by the coastal State consist in limiting the total catch of a stock or stocks of fish, sub-paragraph 2(c) of article 7 of the Convention shall not be applicable in so far as this may be necessary to take due account of the special requirements and interests of the said State.

(Followed by the final clauses).