

ANNUAL MEETING - JUNE 1965Reports by Member Countrieson Procedures for Enforcement of ICNAF Trawl RegulationsFederal Republic of Germany1. Legislation

The Federal Republic of Germany has ratified the International Convention for the Northwest Atlantic Fisheries. The Convention has become national law. ICNAF recommendations are given effect by orders made by the Minister of Agriculture, Food and Forestry if they are within his powers; otherwise, an Act must be made in compliance with the constitutional provisions.

2. Organization of Control

(a) On the high seas, Captains and Officers of the Federal Fisheries Protection and Research vessels control German fishing vessels.

(b) Within the limits of the territorial sea and in ports, enforcement of the Convention falls under the constitutional responsibility of the "Länder" (States). The coast is divided into districts where twelve local fishery authorities, with Inspectors and inspection vessels, carry out the necessary controls.

3. Enforcement Procedures

The Inspection Officers may board vessels, inspect fishing gear and catch, make the necessary measurements, look into log books and other relevant documents, and seize illegal nets and fish to secure evidence.

4. Treatment of Violations

The competent Federal or State Administration can issue a warning or fix a fine and confiscate illegal gear and fish. If the fisherman does not accept the fine, the case will be brought before a regular court where the normal procedure for criminal cases applies.