

RUSSIAN FEDERATION STATE FISHERIES COMMITTEE

ORDER #173

OF 11 APRIL 2002

**ON APPROVAL OF THE REGULATIONS
ON THE FAR EAST SCIENTIFIC-INDUSTRIAL COUNCIL
AND THE REGULATIONS ON THE WORKING GROUP OF THE FAR EAST
SCIENTIFIC-INDUSTRIAL COUNCIL**

In accordance with the goals attached to the Russian Federation Fisheries Committee of management, conservation and rational utilization of aquatic biological resources, and in order to continue the principal of Basin-wide aquatic bioresource management, to coordinate and pursue joint activities in these matters with the interested departments, organizations and executive agencies of the subjects of the Russian Federation located in the Far East Commercial Fisheries Basin,

I HEREBY ORDER THE FOLLOWING:

1. Approval of the "Regulations on the Far East Scientific-Industrial Council (FESIC)" in accordance with Appendix 1 and the "Regulations on the Working Group of the Far East Scientific-Industrial Council (FESIC)" in accordance with Appendix 2.
2. Responsibility for control over the execution of the present Order is hereby delegated to the Deputy Chair of the Russian State Fisheries Committee, Yu.I. Moskaljtsov.

Committee Chair
E. Nazdratenko

REGULATIONS ON THE FAR EAST SCIENTIFIC-INDUSTRIAL COUNCIL (FESIC)

1. The Far East Scientific-Industrial Council (FESIC) shall be established in the Far East Commercial Fisheries Basin of the Russian Federation in order to develop proposals and recommendations for the management and rational utilization of aquatic bioresources, their conservation and reproduction, the development of aquaculture, as well as development of the fleet, equipment and technology for the harvest and processing of aquatic bioresources.

2. In pursuing its activities, the Far East Scientific-Industrial Council shall be guided by the Constitution of the Russian Federation; federal constitutional legislation; federal legislation; directives and instructions of the President of the Russian Federation; decrees and instructions of the Government of the Russian Federation; other standards legislation; Orders and instructions of the Russian State Fisheries Committee; as well as the present Regulations.

3. The Far East Scientific-Industrial Council shall be composed of representatives from the Russian State Fisheries Committee; MNR of Russia and FNS of Russia and their territorial agencies; executive agencies of the subjects of the Russian Federation; scientific research institutes in the industry; and commercial fisheries organizations, as well as representatives from the public non-commercial associations of commercial fishers, indigenous minorities of the North and Far East and professional fishery associations in the basin.

4. The numerical composition of the Far East Scientific-Industrial Council shall be determined based upon a requirement that the representatives from the federal executive agencies and their territorial agencies and the scientific research institutes in the industry must comprise no less than one half of the listed membership in the Far East Scientific-Industrial Council.

5. The personnel composition of the Far East Scientific-Industrial Council shall be approved by the Russian State Fisheries Committee based on the suggestions of the executive agencies of the subjects of the Russian Federation.

If deemed necessary for its work, the Far East Scientific-Industrial Council may solicit the participation of specialists from organizations in the Far East Scientific-Industrial Council and other competent and interested individuals who are not members of the Far East Scientific-Industrial Council and grant them voting rights at the meeting.

6. The Chair of the Russian State Fisheries Committee shall appoint the Chair of the Far East Scientific-Industrial Council from the group of Deputies.

7. In order to ensure the uninterrupted operation of the Far East Scientific-Industrial Council, to collect operational information related to its activities, and to prepare materials for the meetings of the Far East Scientific-Industrial Council, a Working Group for matters relating to the management of aquatic bioresources shall be formed under the leadership of the Deputy Chair of the Far East Scientific-Industrial Council.

If necessary, the Far East Scientific-Industrial Council may create working commissions to study matters that have arisen and prepare proposals for all activities overseen by the Far East Scientific-Industrial Council.

8. The Far East Scientific-Industrial Council shall work to manage the aquatic bioresources in the Far East commercial fisheries basin, including the internal seas, territorial waters, continental shelf and exclusive economic zone of the Russian Federation, as well as the aquatic bioresources of traditional users in areas of the world's ocean, including in the economic zones of foreign nations.

9. The Far East Scientific-Industrial Council shall be a collegial expert advisory agency.

The proposals and recommendations made by the Far East Scientific-Industrial Council with respect to matters that fall under the competency of the Russian State Fisheries Committee shall become valid only after confirmation by the Russian State Fisheries Committee.

10. Depending upon the specific conditions and situation current in its ecosystem, the Far East Scientific-Industrial Council shall be authorized to prepare proposals for all matters related to the conservation, reproduction and rational utilization of aquatic bioresources and the ecological condition of the water bodies listed for commercial fisheries, and present them to the organizations listed in Point 3 of the present Regulations.

11. The Far East Scientific-Industrial Council shall perform the following functions:

11.1. Coordinate the activities of the territorial commercial fisheries councils with the executive agencies of the subjects of the Russian Federation whose territory is adjacent to the seacoast, in accordance with Point 1 of the present Regulations.

11.2. Receive and analyze information related to the functions of the Far East Scientific-Industrial Council.

- 11.3. Analyze violations of the Fisheries Regulations and other standards legislation in the area of fisheries and conservation of aquatic bioresources, develop proposals for their curtailment and prevention.
- 11.4. If necessary, conduct analysis on the accuracy of fishing information and present proposals to improve the system of operational and statistical reporting.
- 11.5. Review and prepare proposals on amending and supplementing the current Fishing Regulations, as well as standards legislation and other command documents relating to the management of aquatic biological resources.
- 11.6. Prepare opinions on construction plans (projects) for fish hatcheries, hydrobiont habitat environmental improvements, and maricultural facilities, as well as developing the equipment and technology for cultivating fish and other aquatic animals and plants in the Far East Commercial Fisheries basin.
- 11.7. Prepare materials and proposals to expedite the allocation of aquatic bioresource harvest quotas among the subjects of the Russian Federation.
- 11.8. Review the proposals made by the territorial commercial fisheries councils on the allocation of regional aquatic bioresource harvest quotas by use type.
- 11.9. Present proposals to the Russian State Fisheries Committee on allocations of aquatic bioresource harvest quotas among the subjects of the Russian Federation for subsequent approval in accordance with established procedure.
- 11.10. Review proposals from the subjects of the Russian Federation on the allocation of quotas for the catch (harvest) of aquatic bioresources to meet the needs of the indigenous minorities and ethnic communities of the North and the Far East.
- 11.11. Prepare recommendations on rational and full utilization of aquatic bioresources, including the operation of fishing vessels on regional and basin-wide fishing quotas.

12. Meetings of the Far East Scientific-Industrial Council shall be conducted as needed.

Meetings of the Far East Scientific-Industrial Council may be called at the direction of the Chair of the Russian State Fisheries Committee, the initiative of the Chair of the Far East Scientific-Industrial Council, a demand by one of the territorial commercial fisheries councils, or upon joint demand by a majority of the representatives of the scientific organizations or basin-wide fish conservation department.

13. Meetings shall be considered valid only if no less than 2/3 of the total number of members of the Far East Scientific-Industrial Council participate.

14. In reviewing matters relating to the rational and full utilization of aquatic biological resources and the regulation of fisheries, the number of representatives having decisive voting rights from the scientific organizations, agencies of fish conservation and nature conservation must comprise no less than one half of the total number of members in the Far East Scientific-Industrial Council present at the meeting.

15. Decisions of the Far East Scientific-Industrial Council shall be adopted by a simple majority of votes of those members of the Far East Scientific-Industrial Council present at the meeting.

In case of equal numbers voting "for" and "against", the vote of the Chair of the Far East Scientific-Industrial Council shall be decisive.

16. If members of the Far East Scientific-Industrial Council should disagree with a decision adopted, their statement motivated by this fact shall be sent together with the decision of the Far East Scientific-Industrial Council to all of the organizations participating in decision development, as well as to the Russian State Fisheries Committee, which will consider the objections made before adopting the decisions of the Far East Scientific-Industrial Council.

17. The costs related to the activities of the members of the Far East Scientific-Industrial Council and of its Working Group shall be compensated by the organizations they represent.

**REGULATIONS
ON THE WORKING GROUP OF THE
FAR EAST SCIENTIFIC-INDUSTRIAL COUNCIL (FESIC)**

1. The Working Group of the Far East Scientific-Industrial Council shall be the Basin-wide working agency of the Far East Scientific-Industrial Council.

The main task of the Working Group shall be the preparation of materials for the meetings of the Far East Scientific-Industrial Council, as well as convening its own meetings during the period between meetings of the Far East Scientific-Industrial Council, collection, generalization and systemization of information related to the functioning of the Far East Scientific-Industrial Council from all organizations participating in the Far East Scientific-Industrial Council and commercial fisheries companies of various forms of ownership.

2. In pursuing its activities, the Working Group shall be guided by the Constitution of the Russian Federation; federal constitutional legislation; federal legislation; directives and instructions of the President of the Russian Federation; decrees and instructions of the Government of the Russian Federation; other standards legislation; Orders and instructions of the Russian State Fisheries Committee; as well as the present Regulations.

3. The Chair and members of the Far East Scientific-Industrial Council Working Group shall be appointed and released by the Russian State Fisheries Committee.

The Working Group shall be composed of representatives from the executive agencies of the subjects of the Russian Federation and organizations participating in the Far East Scientific-Industrial Council.

If necessary, members of the Far East Scientific-Industrial Council, as well as representatives from interested organizations and necessary specialists, may be invited to participate in the operation of the Working Group to prepare materials on the matters under its consideration.

4. The main form of Working Group operation shall be its meetings, called as directed by the Chair of the Far East Scientific-Industrial Council, the Russian State Fisheries Committee, and, if necessary, the Chair of the Working Group.

In the periods between meetings of the Far East Scientific-Industrial Council, the meetings of the Working Group shall be written up as protocols.

5. The Working Group shall perform the following functions:

5.1. Receive materials from the organizations participating in the Far East Scientific-Industrial Council for developing proposals to be reviewed by the Far East Scientific-Industrial Council for all matters under its competency.

5.2. File the protocols of the meetings of the Far East Scientific-Industrial Council.

5.3. Review at its own meetings operational questions that have arisen that fall under the competency of the Far East Scientific-Industrial Council, but do not justify convening a meeting.

5.4. Exercise control over the execution of Orders and other decisions of the Russian State Fisheries Committee for matters that fall under the competency of the Far East Scientific-Industrial Council, and present information and proposals based on its results to the Russian State Fisheries Committee and meetings of the Far East Scientific-Industrial Council.

5.5. Collect, generalize and analyze operational information by resource user on the amount of harvest of the aquatic bioresource harvest quotas allocated to them and degree of observance of the obligations and fisheries conditions they have agreed to.

If violations are discovered, inform the appropriate territorial commercial fisheries councils about them, review at its own meetings and/or present before the meetings of the Far East Scientific-Industrial Council for development of proposals on the appropriate reaction.

Regularly inform the territorial commercial fisheries councils and executive agencies of the Russian Federation administrative subjects on the progress in harvesting the aquatic bioresource harvest quotas by users in the Far East Commercial Fisheries basin and make proposals on harvest stabilization.

6. Take part in the meetings of the territorial commercial fisheries councils and Councils of Scientists of the scientific research commercial fisheries institutes of the Far East commercial fisheries basin.

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