

**– RECOMMENDATION –**  
**ON THE ESTABLISHMENT OF PERCENTAGE SHARES OF**  
**TOTAL ALLOWABLE CATCH (TAC)**  
**AND OVERAGE & UNDERAGE PROVISIONS FOR NATIONS FISHING**  
**FOR NORTH ATLANTIC SWORDFISH**

*Recommendation adopted by the Commission at its Fourteenth Regular Meeting (Madrid, November, 1995), Report for Biennial Period, 1994-95, Part II. Entered into force: June 22, 1996.*

*RECOGNIZING* that ICCAT at its 1994 meeting adopted a total allowable catch level for north Atlantic swordfish as well as interim quotas for major nations for swordfish for 1995 and 1996;

*NOTING* that ICCAT has adopted at its 1995 meeting a Resolution calling for the SCRS to develop at its 1996 meeting alternative long-term recovery options for north Atlantic swordfish stocks;

*REALIZING* that a long-term rebuilding program may require the setting of annual allocations of total allowable catch (TAC) for the nations fishing for north Atlantic swordfish in order to meet rebuilding objectives;

*RECOGNIZING* that the nations fishing for north Atlantic swordfish have established certain levels of historical fishing effort in the north Atlantic swordfish fishery; and,

*DESIRING* to facilitate an orderly and equitable setting of shares of TAC for nations fishing for north Atlantic swordfish under any rebuilding program established by ICCAT for 1997 and beyond,

THE INTERNATIONAL COMMISSION FOR THE CONSERVATION  
OF ATLANTIC TUNAS (ICCAT) RECOMMENDS:

1. That, to achieve an orderly and equitable allocation of quota shares in the north Atlantic swordfish fishery for 1997 and beyond, the following long-term allocation scheme is established and implemented, beginning in 1997, and extending beyond 1997 until otherwise agreed, to determine annual quotas of total allowable catch for north Atlantic swordfish:

<i>Country</i>	<i>Percentage Share of North Atlantic Swordfish Catch</i>
Canada	10.00%
Japan	6.25%
Portugal	7.50%
Spain	41.25%
United States	29.00%
Others (total)	6.00%

2. That, if a country's landings exceed its quota in any year, the overage shall be deducted in subsequent years such that total landings for each country for each three-year period, beginning with 1997-1999, shall not exceed its total quota for that three-year period. Similarly, when landings by a country are less than its quota, the underage for that country may be added to subsequent years' quota, such that total landings for that country for each three-year

period, beginning with 1997-1999, must not exceed the total quota for that country over the same three-year period. In the case of Japan, the three-year period may be extended to five years.

3. And that, Contracting Parties subject to this allocation scheme shall take the necessary measures to implement this Recommendation.