



Treaty Series No. 89 (1963)

Arrangements for the Regulation of Antarctic Pelagic Whaling

London. June 6, 1962

[The United Kingdom accepted the Arrangements and the Supplementary Arrangements on November 27, 1962, which entered into force on April 13, 1963, and on February 22, 1963 respectively]

*Presented to Parliament by the Secretary of State for Foreign Affairs
by Command of Her Majesty
November 1963*

LONDON
HER MAJESTY'S STATIONERY OFFICE
EIGHTPENCE NET

ARRANGEMENTS FOR THE REGULATION OF ANTARCTIC PELAGIC WHALING

The Governments of Japan, the Kingdom of the Netherlands, the Kingdom of Norway, the Union of Soviet Socialist Republics and the United Kingdom of Great Britain and Northern Ireland, being Parties to the International Convention for the Regulation of Whaling, signed at Washington on December 2, 1946⁽¹⁾ (hereinafter referred to as "the Convention");

Have agreed upon the following Arrangements:

ARTICLE 1

For the purposes of the present Arrangements the term "season" shall mean the season during which the taking of baleen whales is permitted under paragraph 7(a) of the Schedule to the Convention.

ARTICLE 2

The present Arrangements shall be operative until the end of the 1965-66 season.

ARTICLE 3

The total annual catch authorised under the Convention shall be divided among the countries of the Contracting Governments in the following quotas:

Japan	...	...	...	...	...	33%
Netherlands	...	...	...	...	...	6%
Norway	...	...	...	...	...	32%
Union of Soviet Socialist Republics	...	...	...	...	...	20%
United Kingdom	...	...	...	...	...	9%

These quotas are not transferable except as provided in Article 5 hereof and in Articles 3 and 4 of the Supplementary Arrangements signed at London on this day's date.

ARTICLE 4

None of the Contracting Governments shall permit any increase in the number of factory ships under its jurisdiction operating in the Antarctic except by purchase from the country of another Contracting Government of factory ships engaged at the time of purchase in Antarctic pelagic whaling, save that the Government of the Union of Soviet Socialist Republics may permit one additional factory ship to be added to the fleet operating during the 1960-61 whaling season.

⁽¹⁾ "Treaty Series No. 5 (1949)", Cmd. 7604.

ARTICLE 5

(1) None of the factory ships under the jurisdiction of any of the Contracting Governments shall be transferred to the jurisdiction of another Government which is a party to the Convention, unless a part of the quota of the transferor Government is allocated to the transferee Government and the latter agrees to accept the obligations of the present Arrangements, or unless the transferee country gives a satisfactory guarantee that the factory ship will not be used as such in Antarctic pelagic whaling during the period of the present Arrangements.

(2) The part of the quota of the transferor country to be allocated shall be settled between the two Governments concerned, provided that no such allocation shall result in any country with only one factory ship having a quota exceeding 6% of the total annual catch authorised under the Convention. The part of the quota allocated shall be notified by the two Governments concerned to the Government of the United Kingdom of Great Britain and Northern Ireland, which shall notify the other signatory Governments.

ARTICLE 6

If a factory ship under the jurisdiction of a Government which is not a party to the present Arrangements should engage in Antarctic pelagic whaling otherwise than as a result of a transfer as provided under Article 5 above, and that Government is or becomes a Party to the Convention, the present Arrangements shall be terminated.

ARTICLE 7

The present Arrangements shall enter into force on the date on which all the signatory Governments shall have notified their acceptance to the Government of the United Kingdom of Great Britain and Northern Ireland.⁽²⁾

In witness whereof the undersigned, being duly authorised thereto by their respective Governments, have signed the present Arrangements.

Done at London the 6th day of June, 1962 in the English language in a single copy which shall be deposited in the archives of the Government of the United Kingdom of Great Britain and Northern Ireland. The Government of the United Kingdom shall transmit certified copies thereof to all other signatory Governments.

For the Government of Japan:

KATSUMI OHNO

⁽²⁾ The Arrangements entered into force on April 13, 1963.

For the Government of the Kingdom of the Netherlands:

C. W. BOETZELAER

on behalf of the European part of the Kingdom

For the Government of the Kingdom of Norway:

E. ULSTEIN

For the Government of the Union of Soviet Socialist Republics:

A. SOLDATOV

For the Government of the United Kingdom of Great Britain and Northern Ireland:

DUNDEE

ACCEPTANCES

	<i>Country</i>					<i>Date</i>
United Kingdom	November 27, 1962
Japan	November 5, 1962
Netherlands	February 22, 1963
Norway	October 25, 1962
Soviet Union	April 13, 1963

SUPPLEMENTARY ARRANGEMENTS FOR THE REGULATION OF ANTARCTIC PELAGIC WHALING

The Governments of Japan, the Kingdom of the Netherlands, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland, having agreed upon the Arrangements for the Regulation of Antarctic Pelagic Whaling signed at London on this day's date (hereinafter referred to as "the Main Arrangements");

Have agreed upon the following Supplementary Arrangements:

ARTICLE 1

For the purposes of the present Supplementary Arrangements

- (a) the term "blue whale unit" shall have the meaning given to it in paragraphs 8 and 18 of the Schedule to the International Convention for the Regulation of Whaling, 1946 (hereinafter referred to as "the Convention");
- (b) the term "season" shall mean the season during which the taking of baleen whales is permitted under paragraph 7(a) of the Schedule to the Convention;
- (c) the term "due date" shall mean in relation to any season the date on which 80% of the season shall have elapsed.

ARTICLE 2

The present Supplementary Arrangements shall be operative during the period of operation of the Main Arrangements and shall be terminated by the termination of the Main Arrangements.

ARTICLE 3

(1) An additional number of blue whale units shall be allowed to the Kingdom of the Netherlands in accordance with the following provisions:

If by the due date in any season the Kingdom of the Netherlands shall have caught

- (a) not less than 75% of their quota under the Main Arrangement but less than 80%, the number of additional blue whale units for that season shall be 45;
- (b) not less than 80% but less than 85% of their quota, the number of additional units for that season shall be 60;
- (c) not less than 85% of their quota, the number of additional units for that season shall be 70.

(2) The number of additional units, if any, to be allowed to the Kingdom of the Netherlands in respect of each season shall be determined by the Bureau of International Whaling Statistics, and the Bureau shall inform the

Contracting Governments of their determination. The Contracting Governments shall furnish the Bureau with such information as the Bureau may require, additional to that required to be provided pursuant to Article VII of the Convention, for the purposes of these provisions.

(3) Any additional units allowed to the Kingdom of the Netherlands under the present Supplementary Arrangements shall not be transferable to any other country.

ARTICLE 4

The Governments of Japan, the Kingdom of Norway and the United Kingdom of Great Britain and Northern Ireland shall reduce the catches made by their countries within their permitted quotas under the Main Arrangements by the number of blue whale units allowed to the Kingdom of the Netherlands under Article 3 of the present Supplementary Arrangements. The number of blue whale units to be contributed to the Kingdom of the Netherlands by each of the three Governments mentioned above shall be determined by agreement between the three Governments.

ARTICLE 5

The present Supplementary Arrangements shall enter into force on the date on which all the Governments shall have notified their acceptance to the Government of the United Kingdom of Great Britain and Northern Ireland.⁽³⁾

In witness whereof the undersigned, being duly authorised thereto by their respective Governments, have signed the present Supplementary Arrangements.

Done at London the 6th day of June, 1962 in the English language in a single copy which shall be deposited in the archives of the Government of the United Kingdom of Great Britain and Northern Ireland. The Government of the United Kingdom shall transmit certified copies thereof to all other signatory Governments.

For the Government of Japan:

KATSUMI OHNO

⁽³⁾ The Supplementary Arrangements entered into force on February 22, 1963.

For the Government of the Kingdom of the Netherlands:

C. W. BOETZELAER
on behalf of the European part of the Kingdom

For the Government of the Kingdom of Norway:

E. ULSTEIN

For the Government of the United Kingdom of Great Britain and
Northern Ireland:

DUNDEE

ACCEPTANCES

	<i>Country</i>					<i>Date</i>
United Kingdom	November 27, 1962
Japan	November 5, 1962
Netherlands	February 22, 1963
Norway	October 25, 1962

Printed and published by
HER MAJESTY'S STATIONERY OFFICE

To be purchased from
York House, Kingsway, London w.c.2
423 Oxford Street, London w.1
13A Castle Street, Edinburgh 2
109 St. Mary Street, Cardiff
39 King Street, Manchester 2
50 Fairfax Street, Bristol 1
35 Smallbrook, Ringway, Birmingham 5
80 Chichester Street, Belfast 1
or through any bookseller

Printed in England