

AGREEMENT BETWEEN THE GOVERNMENT OF THE IVORY COAST AND THE GOVERNMENT OF SENEGAL
IN THE FIELD OF MARINE FISHERIES

The Government of the Republic of the Ivory Coast on the one hand,
The Government of the Republic of Senegal on the other hand,

Desiring to consolidate the links of friendship and solidarity which unite their countries,

Conscious of the need to develop and strengthen cooperation between their countries in the field of marine fisheries,

Have agreed as follows:

ARTICLE I

The Government of the Republic of the Ivory Coast and the Government of the Republic of Senegal consider the present Agreement as the instrument which henceforth will govern their relations in the field of marine fisheries.

ARTICLE II

The Government of the Republic of Senegal undertakes to grant Ivory Coast vessels fishing permits in the waters coming under Senegalese jurisdiction.

These fishing permits shall be granted to Ivory Coast vessels with a gross registered tonnage of 1 500 t or less. They shall be issued against payment of the same charges as those paid by Senegalese vessels.

In the case of refrigerator vessels, fishing shall be allowed in the area under Senegalese jurisdiction situated beyond the 12 nautical mile limit.

ARTICLE III

A special authorization shall be granted to one Ivory Coast vessel. This vessel shall be based at Dakar and shall deep-freeze 70 percent of the catch of Ivory Coast vessels authorized to fish in the waters under Senegalese jurisdiction. The remaining 30 percent shall be deep-frozen on shore in the Senegalese reception infrastructures.

ARTICLE IV

The Government of the Republic of the Ivory Coast undertakes to authorize the sale of Senegalese fishery products on the Ivory Coast market. These products entering Ivory Coast territory shall benefit from the same privileges and pricing conditions as those fished by Ivory Coast vessels operating in waters under Senegalese jurisdiction.

The importation of Senegalese products into the Republic of the Ivory Coast shall not be subject to any quantitative restriction.

Commercial transactions between the two parties shall be carried out in such a way as not to entail an artificial shortage of fish on the Ivory Coast market, allowing Ivory Coast economic operators to supply the local market with products of competitive shipowners.

ARTICLE V

The fishing permits granted by the Republic of Senegal to Ivory Coast vessels will be placed at the disposal of the Government of the Ivory Coast.

ARTICLE VI

The fishery products of Ivory Coast vessels authorized to fish in waters under Senegalese jurisdiction and marketed in Senegal shall be exempted from import duty and taxes in the same way as Senegalese products marketed in the Ivory Coast.

ARTICLE VII

Ivory Coast vessels authorized to fish in waters under Senegalese jurisdiction shall have to take up to 30 percent of their crew (excluding officers) from among registered seamen of Senegalese nationality, in accordance with the working conditions and discipline in force on board Ivory Coast vessels. The maritime administrations of the two countries shall consult together regarding the practical procedures for implementing the present Article.

ARTICLE VIII

Fishing vessels having the nationality of one of the States shall enjoy in the ports of the other State the same treatment as the vessels of that State, namely free access to the port, and to the port installations and cold storage facilities.

ARTICLE IX

The competent authorities of each of the two States shall be notified of the ships operating under the terms of the present Agreement.

ARTICLE X

In order to bring their respective positions into line with one another, the Ivory Coast and Senegalese marine fishery administrations shall consult together before any international technical conference concerning the two countries.

ARTICLE XI

The two Governments shall encourage the setting-up of Ivory Coast-Senegalese companies in the shipping sector and of industries for the processing and marketing of fishery products.

ARTICLE XII

The Government of each of the two countries undertakes to grant fishing enterprises or allied industries of the other country wishing to invest in its territory, the benefit of the reciprocal advantages which it grants to similar enterprises established on its territory.

ARTICLE XIII

An ad hoc committee shall be set up for the purpose of determining the number of permits and for seeing that the provisions of the present Agreement are properly implemented.

The committee will hold an ordinary meeting each year before the end of the first quarter at Abidjan and Dakar alternately, and an extraordinary meeting in case of need at the request of one of the Parties.

The chairmanship of the aforesaid committee shall be ensured alternately by each party for a one-year period.

ARTICLE XIV

Without prejudice to the laws and regulations in force in each country, the Parties shall abstain in case of dispute from any unilateral measure likely to hinder the functioning of the present Agreement and the implementation of its provisions.

The ad hoc committee, which shall hold an extraordinary meeting at the request of one of the parties, shall be responsible for examining all disputes. The extraordinary meeting shall be held at the latest 15 days after the Chairman of the ad hoc committee has received official notification of the dispute.

ARTICLE XV

The present Agreement shall be ratified in accordance with the constitutional formalities of each country.

However, the present Agreement shall come into force provisionally on the date of signature, and definitively upon exchange of the instruments of ratification.

It shall be concluded for a two-year period as from the date of its definitive entry into force and, failing notice of termination by one of the two Governments, shall be renewable by tacit consent.

Notice of termination shall be given by diplomatic channels at least six months in advance.

DONE in Dakar on 26 January 1977 in two copies in French, both texts being equally authentic.

FOR THE GOVERNMENT OF
THE REPUBLIC OF THE IVORY COAST

FOR THE GOVERNMENT OF
THE REPUBLIC OF SENEGAL