

Decree No. 78-144 of 3 February 1978 creating an exclusive economic zone off the coasts of the French Southern & Antarctic Territories

Translated from French

DECREE NO. 78-144 OF 3 FEBRUARY 1978 CONCERNING THE ESTABLISHMENT, PURSUANT TO THE ACT OF 16 JULY 1976, OF AN ECONOMIC ZONE OFF THE COASTS OF THE FRENCH SOUTHERN TERRITORIES (SOUTHERN AND ANTARCTIC TERRITORIES)

The Prime Minister,

On the report of the Keeper of the Seals and Minister of Justice, the Minister of Foreign Affairs, the Minister of the Interior, the Minister of Defence, the Minister of Culture and Environment, the Minister-Delegate for Economy and Finance, the Minister of Equipment and Regional Planning, and the Minister of Industry, Trade and Crafts,

Having regard to the Act of 1 March 1888, which seeks to ban foreign fishing vessels from French territorial waters, as amended by the Acts of 30 March 1928, 16 April 1933, No. 64-438 of 25 May 1964, No. 67-1086 of 15 December 1967 and by decree No. 67451 of 7 June 1967,

Having regard to Act No. 66-400 of 18 June 1966, concerning maritime fishery and the exploitation of marine products in the French Southern and Antarctic Territories, together with decree No. 69-408 of 25 April 1969, setting out public administration regulations for the implementation of that Act,

Having regard to Act No. 71-1060 of 24 December 1971, concerning the delimitation of French territorial waters,

Having regard to Act No. 76-655 of 16 July 1976, concerning the economic zone off the coasts of the territory of the Republic, in particular article 5 thereof,

Having regard to Act No. 55-1052 of 6 August 1955, conferring administrative and financial autonomy on the Southern and Antarctic Territories, in particular article 1 thereof,

Having regard to decree No. 71-360 of 6 May 1971 for the implementation of Act No. 68-1181 of 30 December 1968, concerning exploration of the continental shelf and the exploitation of its natural resources,

Having regard to the Mining Code and all texts enacted for the implementation thereof,

Having regard to decree No. 63-766 of 30 July 1963, in particular article 21 thereof (penultimate line),

The Council of State (Public Works Section) being in agreement,

Hereby decrees:

Art. 1

The economic zone defined in article 1 of the Act of 16 July 1976 shall extend, off the coasts of the French Southern Territories (Southern and Antarctic Territories), from the outer limit of the territorial waters to 188 nautical miles beyond that limit, subject to delimitation agreements concluded with neighbouring States.

The provisions of the aforementioned Act shall enter into force in respect of this zone on the date that this decree is published.

Art. 2

In the aforementioned economic zone, contrary to the provisions of the aforementioned amended Act of 1 March 1898, fishing permits may be issued to certain foreign vessels under the terms stipulated in international

agreements and in French internal law.

Art. 3

The provisions of the Act of 18 June 1966, concerning maritime fishery and the exploitation of marine products in the French Southern and Antarctic Territories, and those of the decree of 25 April 1969, setting out public administration regulations for the implementation of that Act, shall be applicable to fishing and, in general, to the exploitation of the living resources of the sea in the economic zone mentioned in article 1.

Art. 4

In the absence of representatives of the administrative entities designated in article 31 of decree No. 71-360 of 6 May 1971 to sit on the programme study commission, the minister concerned shall replace them with representatives of the central administrative entities concerned or of the scientific organizations having competency for the territory.

Art. 5

The Keeper of the Seals and Minister of Justice, the Minister of Foreign Affairs, the Minister of the Interior, the Minister of Defence, the Minister of Culture and the Environment, the Minister-Delegate for Economy and Finance, the Minister of Equipment and Regional Planning, the Minister of Industry, Trade and Crafts, the Secretary of State reporting to the Minister of the Interior (Overseas Departments and Territories) and the Secretary of State reporting to the Minister of Equipment and Land-use Planning (Transport) shall be responsible, each in his or her own area, for the implementation of this decree, which shall be published in the Journal Officiel of the French Republic.

Done in Paris on 3 February 1978.

By the Prime Minister: Raymond Barre

Christian Bonnet
Minister of the Interior

Alain Peyrefitte
Keeper of the Seals
Minister of Justice

Yvon Bourges
Minister of Defence

Michel d'Ornano
Minister of Culture and the Environment

Robert Boulin
Minister-Delegate for Economy and Finance

Fernand Icart
Minister of Equipment and Regional Planning

René Monory
Minister of Industry, Trade and Crafts

Olivier Stirn
Secretary of State reporting to the Minister of the Interior
(Overseas Departments and Territories)

Marcel Cavallé
Secretary of State reporting to the Minister of Equipment
and Regional Planning