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Delegations will please find attached the Report from the European Parliament's Committee on Fisheries following its vote on 10th July 2013.

This Report represents the provisional position of the European Parliament only.



EUROPEAN PARLIAMENT

2009 – 2014

Plenary sitting

A7-0282/2013

7.8.2013

*****I**

REPORT

on the amended proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund repealing Council Regulation (EC) No 1198/2006 and Council Regulation (EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy (COM(2013)0245 – C7-0108/2013 – 2011/0380(COD))

Committee on Fisheries

Rapporteur: Alain Cadec

Symbols for procedures

- * Consultation procedure
- *** Consent procedure
- ***I Ordinary legislative procedure (first reading)
- ***II Ordinary legislative procedure (second reading)
- ***III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

Amendments to a draft act

In amendments by Parliament, amendments to draft acts are highlighted in *bold italics*. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the draft act which may require correction when the final text is prepared – for instance, obvious errors or omissions in a language version. Suggested corrections of this kind are subject to the agreement of the departments concerned.

The heading for any amendment to an existing act that the draft act seeks to amend includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend. Passages in an existing act that Parliament wishes to amend, but that the draft act has left unchanged, are highlighted in **bold**. Any deletions that Parliament wishes to make in such passages are indicated thus: [...].

CONTENTS

	Page
DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION.....	4
EXPLANATORY STATEMENT	270
OPINION OF THE COMMITTEE ON LEGAL AFFAIRS ON THE LEGAL BASIS	276
OPINION OF THE COMMITTEE ON BUDGETS	285
OPINION OF THE COMMITTEE ON EMPLOYMENT AND SOCIAL AFFAIRS	302
OPINION OF THE COMMITTEE ON THE ENVIRONMENT, PUBLIC HEALTH AND FOOD SAFETY	344
OPINION OF THE COMMITTEE ON REGIONAL DEVELOPMENT	427
PROCEDURE.....	504

DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the amended proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund repealing Council Regulation (EC) No 1198/2006 and Council Regulation (EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy
(COM(2013)0245 – C7-0108/2013 – 2011/0380(COD))**

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2011)0804) and the amended proposal COM(2013)0245),
 - having regard to Article 294(2) and Articles 42, 43(2), 91(1), 100(2), 173(3), 175, 188, 192(1), 194(2) and 195(2) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7–0108/2013),
 - having regard to the opinion of the Committee on Legal Affairs on the proposed legal basis,
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinions of the European Economic and Social Committee of 22 May 2013¹,
 - having regard to Rules 55 and 37 of its Rules of Procedure,
 - having regard to the report of the Committee on Fisheries and the opinions of the Committee on Budgets, the Committee on Employment and Social Affairs, the Committee on the Environment, Public Health and Food Safety and the Committee on Regional Development (A7-0282/2013),
1. Adopts its position at first reading hereinafter set out;
 2. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
 3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

¹ Not yet published in the Official Journal.

Amendment 1

Draft legislative resolution Paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. Recalls that, in its resolution of 8 June 2011, Parliament stressed that fisheries resources constitute a public good vital for global food security; it pointed to the fact that the fisheries and aquaculture sector and related activities are often the main source of livelihood and sustainable employment in coastal, island and remote regions; it furthermore considered that, in order to achieve its medium and long-term goals (stable, sustainable and viable fisheries sector), to recover its fish stocks and to tackle the social aspects linked to the reduction of fishing effort, the reformed Common Fisheries Policy (CFP) will need adequate financial resources after 2013;

¹ *Texts adopted, P7_TA(2011)0266.*

Amendment 2

Proposal for a regulation Citation 1

Text proposed by the Commission

Amendment

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2) **and** Article 195(2) thereof,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2), Article 195(2) **and**

Article 349 thereof,

Justification

Reference should be made to Article 349 of the Treaty in the legal bases in order to take account of the specific arrangements for the outermost regions.

Amendment 3

Proposal for a regulation

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The strategic importance of the fisheries sector for the socio-economic situation, for the public supply of fish and for the food balance of the different Member States and of the Union, as well as its considerable contribution to the socio-economic well-being of coastal communities, to local development, to employment, to the maintenance/creation of economic activities and of jobs both upstream and downstream, to the supply of fresh fish and to the maintenance of local cultural traditions;

Amendment 4

Proposal for a regulation

Recital 2

Text proposed by the Commission

Amendment

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, fresh water biological resources and– aquaculture, as well as to the processing and marketing of

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and ***sustainable*** exploitation of marine biological resources, fresh water biological resources and aquaculture, as well as to the processing

fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, ***including by fishing vessels flying the flag of, and registered in, third countries***, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

Justification

Providing support for non-EU fishing vessels is not part of the EMFF's remit.

Amendment 5

Proposal for a regulation Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) It should be stressed that the CFP is a food-related policy, justifying public intervention through the EMFF in order to maintain the food security of citizens of the Union.

Amendment 6

Proposal for a regulation Recital 2 b (new)

Text proposed by the Commission

Amendment

(2b) The EMFF should take full account of the specific situation of the outermost regions pursuant to Article 349 TFEU. The situation of the outermost regions and the specific nature of the fisheries

sector in them means that the CFP and the associated funds, in particular the EMFF, should be adapted to the specific features, constraints, additional costs and realities of those regions, which profoundly differ from the rest of the Union. To that end, specific measures should be authorised for these regions.

Amendment 7

Proposal for a regulation Recital 2 c (new)

Text proposed by the Commission

Amendment

(2c) The future EMFF should make full allowance for the problems and specific needs of –small scale fisheries, bearing in mind that, in the Union, the –small scale fleet is the one which employs the greatest number of people per fish caught.

Amendment 8

Proposal for a regulation Recital 3

Text proposed by the Commission

Amendment

(3) The success of the Common Fisheries Policy depends on an effective system of control, inspection and enforcement as well as on reliable complete data, both for scientific advice and for implementation and control purposes; therefore the EMFF should support these policies.

(3) The success of the Common Fisheries Policy depends on an effective system of control, inspection, ***including workplace inspections*** and enforcement as well as on reliable complete data, both for scientific advice and for implementation and control purposes; therefore the EMFF should support these policies.

Amendment 9

Proposal for a regulation Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) In order to foster in fishermen a sense of ownership of the CFP, thereby contributing to the correct implementation and the overall success of the CFP, the EMFF should support partnership, cooperation and dialogue between scientists and fishermen.

Amendment 10

Proposal for a regulation Recital 4

Text proposed by the Commission

Amendment

(4) The scope of the EMFF should cover the support to the IMP which extends to the development and implementation of coordinated operations and decision-making in relation to the oceans, seas, coastal regions and maritime sectors complementing the different EU policies that touch upon them, notably the Common Fisheries Policies, transport, industry, territorial cohesion, environment, energy and tourism. Coherence and integration should be ensured in the management of different sectoral policies within the Baltic Sea, North Sea, Celtic Seas, Bay of Biscay and the Iberian Coast, Mediterranean and

(4) The scope of the EMFF should cover the support to the IMP which extends to the development and implementation of coordinated operations and decision-making in relation to the oceans, seas, coastal regions and maritime sectors complementing the different EU policies that touch upon them, notably the Common Fisheries Policies, transport, industry, territorial cohesion, environment, energy and tourism, ***areas for which it is necessary to promote scientific research, professional competence and training.*** Coherence and integration should be ensured in the management of different sectoral policies within the Baltic Sea,

Black Sea sea basins.

North Sea, Celtic Seas, Bay of Biscay and the Iberian Coast, Mediterranean and Black Sea sea basins.

Amendment 11

Proposal for a regulation Recital 4 a (new)

Text proposed by the Commission

Amendment

((4a) When defining and implementing the policies and actions relating to the reform of the CFP, IMP and EMFF, the Union should take into account requirements linked to the promotion of a high level of employment, a guarantee of adequate social protection, the fight against social exclusion and a high level of education, training and protection of human health, in accordance with Article 9 TFEU.

Amendment 12

Proposal for a regulation Recital 5

Text proposed by the Commission

Amendment

(5) In line with the conclusions of the European Council of 17 June 2010, whereby the Europe 2020 Strategy was adopted, the Union and Member States should implement the delivery of smart, sustainable and inclusive growth, while promoting harmonious development of the Union. In particular, resources should be

(5) In line with the conclusions of the European Council of 17 June 2010, whereby the Europe 2020 Strategy was adopted, the Union and Member States should implement the delivery of smart, sustainable and inclusive growth, while promoting harmonious development of the Union. In particular, resources should be

concentrated to meet the Europe 2020 objectives and targets and effectiveness should be improved by an increased focus on results. The inclusion of the IMP in the new EMFF also contribute to the major policy objectives set out in the Communication from the Commission of 3 March 2010 ‘Europe 2020 – A strategy for smart, sustainable and inclusive growth (‘Europe 2020 Strategy’) and is in line with the general objectives to increase economic, social and territorial cohesion set out in the Treaty.

concentrated to meet the Europe 2020 objectives and targets, **and in particular those linked to employment and the fight against poverty, social exclusion and climate change.** Furthermore, effectiveness should be improved by an increased focus on results. The inclusion of the IMP in the new EMFF also contribute to the major policy objectives set out in the Communication from the Commission of 3 March 2010 ‘Europe 2020 – A strategy for smart, sustainable and inclusive growth (‘Europe 2020 Strategy’) and is in line with the general objectives to increase economic, social and territorial cohesion set out in the Treaty.

Amendment 13

Proposal for a regulation Recital 6

Text proposed by the Commission

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to **focus on a limited number** of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, promoting sustainable and resource-efficient fishing and aquaculture, and increasing employment and territorial cohesion by unlocking the growth and job potential of coastal and inland fisheries communities and promoting diversification of fisheries activities into other sectors of the marine economy.

Amendment

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to **identify a range** of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, promoting sustainable and resource-efficient fishing and aquaculture, and increasing employment and territorial cohesion by unlocking the growth and job potential of coastal and inland fisheries communities and promoting diversification of fisheries activities into other sectors of the marine economy.

Amendment 14

Proposal for a regulation Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) The EMFF should contribute to improving the standards of living of those who depend on fishing, guaranteeing better working standards for fishermen, in particular through ensuring compliance with legislation on health and safety in the workplace and with the provisions of collective labour agreements.

Amendment 15

Proposal for a regulation Recital 7 b (new)

Text proposed by the Commission

Amendment

(7b) In order to avoid confusion about the application and impact of specific financial measures of the EMFF on the various stakeholders who participate in the fishing sector, it will be useful to introduce a clear distinction between ship owners and wage-earning fishermen, as has already been set forth in ILO Convention No 188.

Amendment 16

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term sustainable ***environmental conditions which are necessary for economic and social*** development. It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Amendment

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term ***economic, social and environmentally*** sustainable development. It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Justification

The economic, social and environmental pillars should not be ranked hierarchically.

Amendment 17

Proposal for a regulation

Recital 9

Text proposed by the Commission

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks at levels which can produce the maximum sustainable yield, ***not later than 2015***. The CFP ***should*** implement the ***precautionary and eco-system approaches to fisheries***

Amendment

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks at levels which can produce the maximum sustainable yield ***by 2015, where possible, and in any event by 2020***. The CFP ***should*** implement a ***balanced approach to sustainable***

management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive)

development, which it should achieve through fisheries planning, exploitation and management which takes into account aspirations and current social needs, without undermining the advantages that future generations should be able to derive from all the goods and services arising from marine eco-systems. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive)

Amendment 18

Proposal for a regulation Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) The measures financed through the EMFF should comply with Articles 39 and 41 TFEU, which refer to a balanced approach in the use of labour law and effective coordination as regards vocational training.

Amendment 19

Proposal for a regulation Recital 10

Text proposed by the Commission

(10) Since the objectives of this Regulation cannot be sufficiently achieved by the Member States given the scale and effects of the operations to be financed under the operational programmes and the structural problems encountered in the development of the fisheries and maritime sectors as well as the limited financial resources of the Member States, these objectives can therefore be better achieved at Union level by providing multi-annual financial assistance focused on the relevant priorities, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5(3) of the Treaty on the European Union. In accordance with the principle of proportionality as set out in Article 5(4) of that Treaty, this Regulation does not go beyond what is necessary in order to achieve that objective.

Amendment

(10) Since the objectives of this Regulation cannot be sufficiently achieved by the Member States given the scale and effects of the operations to be financed under the operational programmes and the structural problems encountered in the development of the fisheries, ***aquaculture*** and maritime sectors as well as the limited financial resources of the Member States, these objectives can therefore be better achieved at Union level by providing multi-annual financial assistance focused on the relevant priorities, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5(3) of the Treaty on the European Union. In accordance with the principle of proportionality as set out in Article 5(4) of that Treaty, this Regulation does not go beyond what is necessary in order to achieve that objective.

Amendment 20

Proposal for a regulation Recital 11

Text proposed by the Commission

(11) The financing of the Common Fisheries Policy and Maritime Integrated Policy expenditure through a single fund, the EMFF, should address the need for simplification as well as strengthening the integration of both policies. The extension of shared management to Common Markets Organisations including the compensation for the outermost regions, control and data collection activities should further contribute to simplification and

Amendment

(11) The financing of the Common Fisheries Policy and Maritime Integrated Policy expenditure through a single fund, the EMFF, should address the need for simplification as well as strengthening the integration of both policies. The extension of shared management to Common Markets Organisations including the compensation for the outermost regions, control and data collection ***and management*** activities should further

reduce the administrative burden both for the Commission and the Member States as well as achieve greater coherence and efficiency of the support granted.

contribute to simplification and reduce the administrative burden both for the Commission and the Member States as well as achieve greater coherence and efficiency of the support granted.

Amendment 21

Proposal for a regulation Recital 11 a (new)

Text proposed by the Commission

Amendment

(11a) The financing should be as defined in point 17 of the Interinstitutional Agreement of XX/201Z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management.

Amendment 22

Proposal for a regulation Recital 11 b (new)

Text proposed by the Commission

Amendment

(11b) Any financing should be without prejudice to the provisions of the Regulation laying down the multiannual financial framework for the years 2014–2020 and the Interinstitutional Agreement of xxx/201z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management.

Amendment 23

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) The Union budget should finance the Common Fisheries Policy and the Integrated Maritime Policy expenditure through a single fund, the EFMF, either directly or in the context of shared management with the Member States. Shared management with the Member States should apply not only to measures to support fisheries, aquaculture and community-led local development but also to **Common Markets Organisations** and the compensation for the outermost regions, control and data collection activities. Direct management should apply to scientific advice, voluntary contributions to Regional Fisheries Management Organisations, advisory councils and operations for the implementation of an Integrated Maritime Policy. The types of measures that can be financed using the EMFF should be specified.

Amendment

(12) The Union budget should finance the Common Fisheries Policy and the Integrated Maritime Policy expenditure through a single fund, the EFMF, either directly or in the context of shared management with the Member States. Shared management with the Member States should apply not only to measures to support fisheries, aquaculture and community-led local development but also to **marketing** and **processing measures** **and to** the compensation for the outermost regions, control and data collection activities. Direct management should apply to **the preparation of production and marketing plans, storage aid**, scientific advice, voluntary contributions to Regional Fisheries Management Organisations, advisory councils and operations for the implementation of an Integrated Maritime Policy. The types of measures that can be financed using the EMFF should be specified.

Justification

It is essential to ensure that a level playing field exists for POs throughout the European Union and that the funding for the preparation of production and marketing plans and storage aid is by direct means.

Amendment 24

Proposal for a regulation Recital 14

Text proposed by the Commission

(14) According to Articles 50 and 51 of the [Regulation on the Common Fisheries Policy] (hereinafter CFP Regulation) Union financial assistance under EMFF should be made conditional upon compliance by Member States as well as by operators with the rules of the CFP. This conditionality is intended to reflect the responsibility of the Union to ensure, in public interest, conservation of marine biological resources under the CFP, as enshrined in *Article* 3 of the TFEU.

Amendment

(14) According to Articles 50 and 51 of the [Regulation on the Common Fisheries Policy] (hereinafter CFP Regulation) Union financial assistance under EMFF should be made conditional upon compliance by Member States as well as by operators with the rules of the CFP. This conditionality is intended to reflect the responsibility of the Union to ensure, in *the* public interest, *the* conservation of marine biological resources under the CFP, *as well as to ensure respect for requirements linked to the promotion of a high level of employment and to guarantee of adequate social protection*, as enshrined in *Articles 3 and 9 respectively* of the TFEU.

Amendment 25

Proposal for a regulation Recital 15

Text proposed by the Commission

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the public interest of conservation of marine biological resources. Therefore *only* operators should be admissible *who*, within a particular period of time before lodging an application for aid, were not involved in the operation, management or ownership of

Amendment

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the public interest of conservation of marine biological resources. Therefore operators should *only* be admissible *on condition that*, within a particular period of time before lodging an application for aid, *they* were not involved in the operation,

fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, **and who** have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006. or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the Maximum Sustainable Yield (hereinafter MSY).

management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, **and they were not involved in the operation, management or ownership of fishing vessels flagged to countries identified as non-cooperating third countries, as referred to in Article 33 of Regulation (EC) No 1005/2008. Equally, operators should only be admissible on condition that they** have not committed a serious infringement under **Article** 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006. or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the Maximum Sustainable Yield (hereinafter MSY).

Amendment 26

Proposal for a regulation Recital 17

Text proposed by the Commission

(17) The consequences laid down for the failure to fulfil the eligibility conditions should apply in case of infringements of the CFP rules by the beneficiaries. In order to determine the amount of ineligible expenditure, the gravity of the non compliance by the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary should be taken into account.

Amendment

(17) The consequences laid down for the failure to fulfil the eligibility conditions should apply in case of infringements of the CFP rules by the beneficiaries. In order to determine the amount of ineligible expenditure, the gravity (***including the extent, duration and any re-occurrence***) of the non compliance by the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary should be taken into account.

Justification

The gravity of non-compliance by a beneficiary is determined by a number of factors: its severity, extent, duration and re-occurrence

Amendment 27

Proposal for a regulation Recital 18

Text proposed by the Commission

(18) The achievement of the objectives of the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States who do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data and implementing the control obligations. Moreover, without complying with those

Amendment

(18) The achievement of the objectives of the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States who do not comply with their obligations ***to strike a balance between the fishing fleet and the fishing opportunities in accordance with Article 34(1) of the CFP Basic Regulation or their obligations*** under the CFP rules related to the public interest of

obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

conservation of marine biological resources, such as collecting data and implementing the control obligations. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

Amendment 28

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) As precautionary measures, in order to prevent that non compliant payments take place as well as incentivise the Member State to comply with CFP rules or require compliance by the beneficiary, interruption of the payment deadline and suspension of payments, which are timely limited in their scope of application, should both be used. In order to respect the principle of proportionality, the financial corrections which have definite and irrevocable consequences should only apply to expenditure directly linked to operations during which the cases of non-compliance with CFP rules have been committed.

Amendment

(Does not affect English version.)

Justification

(Does not affect English version.)

Amendment 29

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) In order to improve coordination and harmonise implementation of the Funds providing support under the cohesion policy, namely the European Regional Development Fund (ERDF), the European Social Fund (ESF) and the Cohesion Fund (CF), with the Funds for rural development, namely the European Agricultural Fund for Rural Development (EAFRD), and for the maritime and fisheries sector, namely the European Maritime and Fisheries Fund (EMFF), common provisions have been established for all these Funds (the 'CSF Funds') in the [Regulation (EU) No [...] laying down Common Provisions]. In addition to this Regulation, the EMFF contains specific provisions due to the particularities of the CFP and the IMP.

Amendment

(20) In order to improve coordination and harmonise implementation of the Funds providing support under the cohesion policy, namely the European Regional Development Fund (ERDF), the European Social Fund (ESF) and the Cohesion Fund (CF), with the Funds for rural development, namely the European Agricultural Fund for Rural Development (EAFRD), and for the maritime and fisheries sector, namely the European Maritime and Fisheries Fund (EMFF), common provisions have been established for all these Funds (the 'CSF Funds') in the [Regulation (EU) No [...] laying down Common Provisions]. ***It should also be stressed that the Funds may be used in a complementary manner so that the priorities of the Union's cohesion policy and the Europe 2020 strategy can be achieved more efficiently; attention should be drawn in this connection to the need for synergy between the EMFF and the ESF in order to achieve the key objectives relating to employment and the fight against poverty and social exclusion.*** In addition to this Regulation, the EMFF contains specific provisions due to the particularities of the CFP and the IMP.

Amendment 30

**Proposal for a regulation
Recital 22**

Text proposed by the Commission

(22) Action by the Union should be complementary to action carried out by Member States or seek to contribute to

Amendment

(22) In order to ensure significant added value the partnership between the Commission, ***the Member State authorities***

that action. In order to ensure significant added value the partnership between the Commission *and* Member States should be strengthened through arrangements for the participation of *various types of partners* with full regard to the institutional competences of the Member States.

Particular attention should be paid to ensuring adequate representation for women and minority groups. This partnership concerns regional, local and other public authorities, as well as other appropriate bodies, including those responsible for the environment and for the promotion of equality between men and women, the economic and social partners and other competent bodies. The partners concerned should be involved in the preparation of Partnership Contracts, as well as in the preparation, implementation, monitoring and evaluation of programming.

and the various types of partners should be strengthened through arrangements for the participation of *these players including the social partners concerned*, with full regard to the institutional competences of the Member States. This partnership concerns regional, local and other public authorities, as well as other appropriate bodies, including those responsible for the environment and for the promotion of equality between men and women, the economic and social partners, *the fishing industry* and other competent bodies.

Given the specific nature of the fishing sector, provision should be made to guarantee the participation of economic and social partners representing the various subsectors and territorial levels, scientific research organisations and national and regional networks of fisheries local action groups (FLAGs). *Particular attention should be paid to ensuring adequate representation for women and minority groups.* The partners concerned should be involved in the preparation of Partnership Contracts, as well as in the preparation, implementation, monitoring and evaluation of programming.

Amendment 31

Proposal for a regulation

Recital 24

Text proposed by the Commission

(24) The Commission should establish an annual breakdown by Member States of available commitment appropriations using objective and transparent criteria; these criteria should include the *historical* allocations under Council Regulation (EC) No 1198/2006 and the historical

Amendment

(24) The Commission should establish an annual breakdown by Member States of available commitment appropriations using objective and transparent criteria; these criteria should include the *history of* allocations under Council Regulation (EC) No 1198/2006 and the historical

consumption under Council Regulation No 861/2006.

consumption under Council Regulation No 861/2006.

Amendment 32

Proposal for a regulation

Recital 25

Text proposed by the Commission

(25) The fulfilment of certain ex-ante conditionalities is of outmost importance in the context of the CFP, especially as regards the submission of a Multiannual National Strategy Plan on Aquaculture and proven administrative capacity to comply with the data requirements for fisheries management and to enforce with the implementation of a Union control, inspection and enforcement system.

Amendment

(25) The fulfilment of certain ex-ante conditionalities is of outmost importance in the context of the CFP, especially as regards the submission of a Multiannual National Strategy Plan on Aquaculture and proven administrative capacity to comply with the data requirements for fisheries management and to enforce with the implementation of a Union control, inspection and enforcement system; ***and to ensure the implementation of Union law on working conditions, particularly that related to safety, health, education and training.***

Amendment 33

Proposal for a regulation

Recital 26

Text proposed by the Commission

(26) In line with the goal of simplification, all activities of the EMFF which fall under shared management, including control and data collection, should take the form of one single operational programme per Member State, in accordance with its national

Amendment

(26) In line with the goal of simplification, all activities of the EMFF which fall under shared management, including control and data collection, should take the form of one single operational programme per Member State, in accordance with its national

structure. The programming exercise shall cover the period from 1 January 2014 to 31 December 2020. Each Member State should prepare a single operational programme. Each programme should identify a strategy for meeting targets in relation to the Union priorities for the EMFF and a selection of measures. Programming should comply with Union priorities, while being adapted to national contexts and complement *the* other Union policies, *in particular rural development policy and cohesion policy*.

structure. The programming exercise shall cover the period from 1 January 2014 to 31 December 2020. Each Member State should prepare a single operational programme. Each programme should identify a strategy for meeting targets in relation to the Union priorities for the EMFF and a selection of measures. Programming should comply with Union priorities, while being adapted to national *and regional* contexts, *in particular the specific characteristics of the outermost regions*, and complement other Union policies, *while maintaining the current management and control system, so as not to generate additional costs or cause delays to the implementation of programmes*.

Justification

Maintaining the current management and control system, such as the Structural Funds and the EAFRD, will avoid additional costs incurred by modifying information systems and spending extra time adapting manuals and other administrative procedures, which would cause delays to programme implementation.

Amendment 34

Proposal for a regulation

Recital 30

Text proposed by the Commission

(30) Member States should draw up the section on data collection of the Operational Programme in line with a Multiannual Union programme; In order to adapt to the specific needs of data collection activities, Member States should elaborate annual work plan which should adapted annually under the guidance of the Commission and which should subject to its approval.

Amendment

(30) Member States should draw up the section on data collection of the Operational Programme in line with a Multiannual Union programme; In order to adapt to the specific needs of data collection *and management* activities, Member States should elaborate annual work plan which should adapted annually under the guidance of the Commission and which should subject to its approval.

Amendment 35

Proposal for a regulation

Recital 31

Text proposed by the Commission

(31) In order to increase the competitiveness and economic performance of fishing activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and *business* development.

Amendment

(31) In order to increase the competitiveness and economic performance of fishing activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and *the ecologically sustainable development of businesses, in accordance with the precautionary principle and an ecosystem-based approach.*

Amendment 36

Proposal for a regulation

Recital 31 a (new)

Text proposed by the Commission

Amendment

(31a) As a consequence of the economic turbulence of recent years due to the financial crisis, many young people are experiencing difficulties in gaining the finance needed to enter the fisheries sector. EMFF support should therefore focus inter alia on helping young people gain access to the fishing sector by, for example, by contributing to first-time business start-ups.

Amendment 37

Proposal for a regulation

Recital 32

Text proposed by the Commission

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support lifelong learning, co-operation between scientists and fishermen stimulating the dissemination of knowledge as well as for advisory services helping to improve the overall performance and competitiveness of operators.

Amendment

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support ***vocational training (which in addition to covering technical issues should also target knowledge of sustainable fisheries management and the proper handling of fish with a view to achieving greater profitability), improved health and safety and hygiene standards at work***, lifelong learning, co-operation between scientists and fishermen stimulating the dissemination of knowledge as well as for advisory services helping to improve the overall performance and competitiveness of operators. ***In addition, it is important for the EMFF to promote generational renewal and rejuvenate the profession by creating specific mechanisms to encourage young people to enter the sector, namely by raising the status of the fishing profession through ensuring better health and safety and welfare standards on board, training and vocational training, and increased income.***

Amendment 38

Proposal for a regulation

Recital 32 a (new)

Text proposed by the Commission

Amendment

(32a) The EMFF should support –small scale fisheries in order to address issues that are specific to that segment, and to support local, sustainable management of the fisheries involved and the development of coastal communities.

Amendment 39

Proposal for a regulation Recital 32 b (new)

Text proposed by the Commission

Amendment

(32b) Whereas small enterprises have difficulty accessing Community aid, the EMFF should encourage the deployment of collective projects and support technical assistance for those responsible for such projects.

Amendment 40

Proposal for a regulation Recital 32 c (new)

Text proposed by the Commission

Amendment

(32c) The EMFF should support sustainable locally based fisheries management and the development of coastal communities.

Amendment 41

Proposal for a regulation Recital 32 d (new)

Text proposed by the Commission

Amendment

(32d) The EMFF should foster the involvement of small fishing operators in the –small scale coastal and inland sectors in devising joint projects and should provide technical assistance to the project leaders.

Justification

Support should be provided in particular for joint projects conducted by small–scale and coastal and inland fisheries operators.

Amendment 42

Proposal for a regulation Recital 33

Text proposed by the Commission

Amendment

(33) Recognising the importance of the role that spouses of self–employed fishermen play in small scale coastal fishing, the EMFF should support training and networking contributing to their professional development and giving them the means to better fulfil the ancillary tasks they traditionally perform.

(33) Recognising the importance of the role that spouses of self–employed fishermen play in small scale coastal fishing, the EMFF should support ***lifelong*** training and networking contributing to their professional development and giving them the means to better fulfil the ancillary tasks they traditionally perform ***or other tasks arising from the diversification of fishing activities.***

Amendment 43

Proposal for a regulation Recital 33 a (new)

Text proposed by the Commission

Amendment

(33a) The EMFF should provide support for social dialogue at European, national, regional and local level, involving the social partners and enhancing their organisational capabilities.

Justification

The EMFF should foster structured social dialogue in the fisheries and aquaculture sectors.

Amendment 44

Proposal for a regulation Recital 33 b (new)

Text proposed by the Commission

Amendment

(33b) Ancillary fishing and aquaculture activities, designated as such by the Member States – such as those that could be carried out by the net makers, bait suppliers, packers and others dealing directly with fishermen – should be eligible for support from the EMFF for developing their specific activities in order to contribute to improving the functioning of the sector.

Amendment 45

Proposal for a regulation Recital 34

Text proposed by the Commission

Amendment

(34) Conscious of the ***weak presence of small scale*** coastal fishermen ***in the social dialogue***, the EMFF should support organisations ***promoting this*** dialogue in the appropriate fora

(34) Conscious of the ***social and territorial importance of*** coastal fishermen, the EMFF should support organisations ***that promote the social dialogue of the coastal fishing sector*** in the appropriate fora

Amendment 46

Proposal for a regulation Recital 34 a (new)

Text proposed by the Commission

Amendment

(34a) Support should be given for the development and implementation of multiannual plans (Articles 9–11 of the Regulation on the CFP)

Amendment 47

Proposal for a regulation Recital 35

Text proposed by the Commission

Amendment

(35) ***Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities***, the EMFF should help ***diversification*** by covering business start-ups and ***investments for the retrofitting of their vessels***, in addition to the relevant training to acquire professional skills ***in the relevant field outside fishing***

(35) The EMFF should help ***create jobs*** by covering business start-ups ***in the fisheries sector*** and ***the development of complementary activities linked to fishing activity***, in addition to the relevant training to acquire ***adequate*** professional skills.

activities.

Amendment 48

Proposal for a regulation Recital 35 a (new)

Text proposed by the Commission

Amendment

(35a) In order to ensure generational renewal in the fisheries sector it is important for the EMFF to encourage young people to enter fishing, in particular through incentives for young fishermen who are acquiring a vessel for the first time.

Justification

New recital intended to supplement the rapporteur's Amendment 93.

Amendment 49

Proposal for a regulation Recital 35 b (new)

Text proposed by the Commission

Amendment

(35b) It should be borne in mind that the International Labour Organisation (ILO) considers fishing to be a hazardous occupation by comparison with other occupations, and that various conventions and recommendations have been signed or adopted by that organisation with the aim of promoting decent working

conditions for fishermen. The principles contained in such conventions and recommendations should serve as guiding principles for better use of EMFF resources.

Amendment 50

Proposal for a regulation Recital 36

Text proposed by the Commission

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board.

Amendment

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board ***and improvements in the habitability of vessels.***

–Amendment 51

Proposal for a regulation Recital 37

Text proposed by the Commission

(37) As a result of the establishment of systems of transferable fishing concessions envisaged in Article 27 of the [CFP Regulation] and in order to support Member States in the implementation of these new systems, the EMFF should grant support in terms of capacity building and exchange of best practices.

Amendment

deleted

Justification

The rapporteur is opposed to the introduction of transferable fishing concessions, which would turn fishing rights into tradable commodities and jeopardise the future of small-scale and coastal fishing.

Amendment 52

Proposal for a regulation Recital 37 a (new)

Text proposed by the Commission

Amendment

(37a) Recognising the importance of maritime heritage ,the EMFF should support investments for the protection and preservation of maritime heritage and related traditional crafts;

Amendment 53

Proposal for a regulation Recital 38

Text proposed by the Commission

Amendment

(38) The introduction of the transferable fishing concessions systems should make the sector more competitive. Consequently, there may be a need for new professional opportunities outside the fishing activities. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business start-ups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.

deleted

Justification

The rapporteur is opposed to the introduction of transferable fishing concessions, which would turn

fishing rights into tradable commodities and jeopardise the future of small-scale and coastal fishing.

Amendment 54

Proposal for a regulation Recital 38 a (new)

Text proposed by the Commission

Amendment

(38a) In line with the objective of creating jobs included in the Europe 2020 strategy, the EMFF must also provide resources for facilitating the adoption of measures for creating and improving employment levels throughout the whole fishing industry, from catching and aquaculture to processing and marketing.

Justification

The EMFF is a fishing fund whose main objective should not be forgotten, which is why, under the Europe 2020 strategy; it should not only be used for the purposes of job creation in other sectors but also, first and foremost, in the fishing sector itself.

Amendment 55

Proposal for a regulation Recital 38 b (new)

Text proposed by the Commission

Amendment

(38b) In order to create a sustainable future for the fishing sector, it is important for the EMFF to promote job creation in fishing communities, in particular by supporting new business start-ups and by helping young people to enter professions in the fisheries sector.

Amendment 56

Proposal for a regulation

Recital 39

Text proposed by the Commission

Amendment

(39) The objective of the Common Fisheries Policy is to ensure a sustainable exploitation of fish stocks. Overcapacity has been identified as a major driver for overfishing. It is therefore paramount to adapt the Union fishing fleet to the resources available. The removal of overcapacity through public aid such as temporary or permanent cessation and scrapping schemes has proven ineffective. The EMFF will therefore support the establishment and management of systems of transferable fishing concessions aiming at the reduction of overcapacity and increased economic performance and profitability of the operators concerned.

deleted

Justification

The rapporteur considers the claim that there is overcapacity in the EU fleet to be questionable: overcapacity has yet to be defined by the Commission and is therefore difficult to establish. Even though fishing capacity in some regions may well be too high in comparison with the stocks available, this is still a localised situation and cannot in any way be taken to mean that the same is true in all EU fishing grounds, nor can it be taken as a basic premise.

Amendment 57

Proposal for a regulation

Recital 40

Text proposed by the Commission

Amendment

(40) With overcapacity being one of the key drivers of overfishing, measures need to be taken to adapt the Union fishing

deleted

fleet to the resources available; in this context, the EMFF should support the establishment, modification and management of the systems of transferable fishing concessions introduced by the CFP as management tools for reducing overcapacity.

Amendment 58

Proposal for a regulation Recital 40 a (new)

Text proposed by the Commission

Amendment

(40a) With a view to modernising and renewing the Union's ageing fleet, the EMFF should contribute towards investment in new fishing vessels to replace obsolete vessels that are scrapped or reassigned to non-fishing activities. Such investment should result in higher standards of on-board safety, energy efficiency and fishing gear selectivity and should not increase fishing capacity.

Justification

The EU fleet is ageing (half of the vessels are more than 25 years old). This situation poses serious problems as regards on-board safety and protection of the marine environment. The EMFF should therefore support fleet renewal, subject to strict conditions, by funding the replacement of obsolete vessels with modern vessels. Under no circumstances must such investment result in an increase in fishing capacity.

Amendment 59

Proposal for a regulation Recital 40 b (new)

Text proposed by the Commission

Amendment

(40b) Member States which do not fulfil their data collection and transmission obligations or fail to report their actual fishing fleet capacity should have their funds from the EMFF frozen or decreased.

Amendment 60

Proposal for a regulation Recital 40 c (new)

Text proposed by the Commission

Amendment

(40c) In order to guarantee that Member States respect the fishing capacity ceilings established in Annex II [to Regulation (EU) No .../... on the CFP], the Commission should be authorised to suspend all or part of the payments and commitments for the operational programmes of Member States that fail to respect their capacity ceilings, following a review conducted 3 years after the entry into force of this Regulation.

Justification

It is essential for the Member States to respect their fleets' capacity ceilings specified in the Basic Regulation. In this connection, the payments and commitments under the EMFF should be suspended for Member States, which fail to respect their capacity ceilings.

Amendment 61

Proposal for a regulation
Recital 40 d (new)

Text proposed by the Commission

Amendment

(40d) Member States which do not fulfil their data collection and transmission obligations or fail to report their actual fishing fleet and capacity should have their funds from the EMFF frozen or decreased .

Amendment 62

Proposal for a regulation
Recital 40 e (new)

Text proposed by the Commission

Amendment

(40e) In order to safeguard fishermen's incomes, contributions should be made from the EMFF to mutual funds that cover losses resulting from natural disasters, bad weather, environmental or health-related accidents or sharp rises in fuel prices.

Justification

The EMFF should help to compensate fishermen for losses resulting from exceptional external events. The rapporteur proposes that such assistance should take the form of contributions to mutual funds set up by fishermen.

Amendment 63

Proposal for a regulation
Recital 41

Text proposed by the Commission

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures.

Amendment

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures, ***through a multi-annual approach to fisheries management, establishing as a priority multi-annual plans reflecting the biological specificities of different species and the special characteristics of each fishery.***

Amendment 64

**Proposal for a regulation
Recital 41 a (new)**

Text proposed by the Commission

Amendment

(41a) It is critically important to mitigate the negative impact of climate change in coastal and marine ecosystems. The EMFF should support investments to reduce the contribution of the fishing sector to emissions of greenhouse gases as well as projects that aimed to protect and restore seagrass beds and coastal wetlands which are major carbon sinks.

Amendment 65

Proposal for a regulation Recital 42

Text proposed by the Commission

(42) In the same vein, the EMFF should support the reduction of the impact of fishing on the marine environment ***in particular through the promotion of eco innovation***, more selective gears and equipment as well as measures aiming at protecting and restoring marine biodiversity and ecosystems and the services they provide, in line with the EU Biodiversity Strategy to 2020.

Amendment

(42) In the same vein, the EMFF should support the reduction of the ***negative*** impact of fishing on the marine environment, ***support the reduction of greenhouse gas emissions, promote*** more selective gears and equipment ***and support the development of more fuel-efficient vessels. The EMFF should, in particular, promote eco-innovation in connection with hulls, engines and gear,*** as well as measures aiming at protecting and restoring marine biodiversity and ecosystems and the services they provide, in line with the EU Biodiversity Strategy to 2020 ***and the headline targets of the Europe 2020 Strategy on climate change.***

Amendment 66

Proposal for a regulation Recital 42 a (new)

Text proposed by the Commission

Amendment

(42a) In order to contribute to the positive development of water sources and to the maintenance of fishing outside the closed season, the EMFF should be able to support biological seasons, whenever those seasons, when they occur during certain critical phases of the species' life cycle, are necessary for the sustainable exploitation of fisheries resources.

Amendment 67

Proposal for a regulation Recital 42 b (new)

Text proposed by the Commission

Amendment

(42b) In order to minimise the impact of fishing on marine ecosystems, the EMFF should support the establishment, management, monitoring and control of a coherent network of fish stock recovery areas.

Amendment 68

Proposal for a regulation Recital 43

Text proposed by the Commission

Amendment

(43) In line with the discard ban ***introduced*** by the CFP, the EMFF should support investments on board aiming at make the best use of unwanted fish caught and valorise underused components of the fish caught. Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding commercial value to fish caught.

(43) In line with the ***gradual*** discard ban ***and the gradual introduction of the obligation to land all catches*** by the CFP, the EMFF should support investments on board aiming at make the best use of unwanted fish caught and valorise underused components of the fish caught. Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding commercial value to fish caught.

Amendment 69

Proposal for a regulation Recital 43 a (new)

Text proposed by the Commission

Amendment

(43a) Recognising the risks involved in investing in fishing activities, the EMFF should contribute to business security by covering access to insurance against variables of production, thereby safeguarding the income of producers in the event of abnormal production losses due in particular to natural disasters, adverse climatic events, sudden water quality changes, diseases or pest infestations and destruction of production tools.

Amendment 70

Proposal for a regulation Recital 44

Text proposed by the Commission

Amendment

(44) Conscious of the importance of fishing ports, landing sites and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

(44) Conscious of the importance of fishing ports, ***auctions***, landing sites and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

-Amendment 71

**Proposal for a regulation
Recital 44 a (new)**

Text proposed by the Commission

Amendment

(44a) With a view to promoting –small scale coastal fishing, Member States should attach to their operational programmes action plans for developing such fishing and for ensuring that it is competitive and sustainable.

Justification

Small-scale and coastal fishing makes a key contribution to the vitality of coastal areas. The EMFF should therefore help to develop such fishing and ensure that it is competitive and sustainable. The rapporteur proposes that each Member State should attach to its operational programme an action plan setting out the steps to be taken with a view to this.

Amendment 72

**Proposal for a regulation
Recital 44 b (new)**

Text proposed by the Commission

Amendment

(44b) The EMFF should support the establishment a coherent network of fish stock recovery areas, in which all fishing activities are prohibited, and which include areas important for fish productivity, in particular nursery grounds, spawning grounds and feeding grounds for fish stocks.

Amendment 73

Proposal for a regulation Recital 44 c (new)

Text proposed by the Commission

Amendment

(44c) Some EMFF provisions need to be adjusted in order to meet the needs of outermost regions while continuing to pursue the core objective of ensuring that fishing and aquaculture are sustainable and responsible. The EMFF should, in particular, take account of the fact that some of those regions are lagging behind in terms of resource assessment, infrastructure, organisation of the industry and monitoring of activity and production. The EMFF should therefore be used to modernise the sector, especially its infrastructure, and to renew and modernise its production resources, having due regard for the specific circumstances in outermost region sea basins and resource availability.

Justification

The EMFF should take due account of the specific circumstances in outermost regions.

Amendment 74

Proposal for a regulation Recital 45

Text proposed by the Commission

Amendment

(45) It is vital for the Union that a sustainable balance be achieved between fresh water resources and their exploitation; *therefore* having due regard to environmental impact while ensuring that these sectors retain economic viability,

(45) It is vital for the Union that a sustainable balance be achieved between fresh water resources and their exploitation, *in view of the fact that river basins, estuaries and coastal lagoons are privileged breeding habitats and act as*

appropriate provisions should support inland fishing.

hatcheries for many species of juvenile fish, having due regard to environmental impact while ensuring that these sectors retain economic viability, appropriate provisions should support inland fishing.

Amendment 75

Proposal for a regulation Recital 46

Text proposed by the Commission

(46) In line with the Commission's Strategy for the Sustainable Development of European Aquaculture, the CFP objectives and Europe 2020 Strategy, the EMFF should support the environmentally, economically and socially sustainable development of the aquaculture industry.

Amendment

(46) In line with the Commission's Strategy for the Sustainable Development of European Aquaculture, the CFP objectives and Europe 2020 Strategy, the EMFF should support the environmentally, economically and socially sustainable development of the aquaculture industry, *focussing, in particular, on promoting eco innovation, reducing dependence on fish meal and oil, improving the welfare of farmed organisms and promoting organic and closed system aquaculture.*

Amendment 76

Proposal for a regulation Recital 46 a (new)

Text proposed by the Commission

Amendment

(46a) Due to the potential impact on wild marine populations of escapes of farmed animals from aquaculture sites, the EMFF should not provide incentives for the farming of exotic species or

genetically modified organisms.

Amendment 77

Proposal for a regulation

Recital 47

Text proposed by the Commission

(47) Aquaculture contributes to growth and jobs in coastal and rural regions. Therefore, it is crucial that the EMFF is accessible to aquaculture enterprises, ***in particular SMEs*** and contributes to bringing new aquaculture farmers into the business. In order to increase the competitiveness and economic performance of aquaculture activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and business development, ***in particular*** non-food and off-shore aquaculture.

Amendment

(47) Aquaculture contributes to growth and jobs in coastal and rural regions. Therefore, it is crucial that the EMFF is accessible to aquaculture enterprises, ***regardless of their size***, and contributes to bringing new aquaculture farmers into the business. In order to increase the competitiveness and economic performance of aquaculture activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and ***the*** business development ***of aquaculture enterprises in general, including*** non-food and off-shore aquaculture.

Justification

The EMFF should support aquaculture enterprises in general, regardless of their size. Large companies interested in investing in structural projects that support knowledge and innovation should therefore also receive assistance. Given the need to supply fish for human consumption, non-food aquaculture should not be a development priority. Off-shore aquaculture is not feasible in many coastal areas of the EU.

Amendment 78

Proposal for a regulation

Recital 48

Text proposed by the Commission

(48) New forms of income combined with aquaculture activities have already shown their added value for business development. Therefore the EMFF should support these complementary activities outside aquaculture such as angling–tourism, educational or environmental activities.

Amendment

(48) New forms of income combined with aquaculture activities have already shown their added value for business development. Therefore the EMFF should support these complementary activities outside aquaculture, such as angling–tourism, ***aquaculture tourism that promotes the aquaculture sector and its products***, educational or environmental activities.

Amendment 79

**Proposal for a regulation
Recital 49**

Text proposed by the Commission

(49) An other important form of increasing the income of aquaculture enterprises is adding value to their products by processing and marketing their own production, as well as introducing new species with good market prospects and thus diversifying their production.

Amendment

(49) An other important form of increasing the income of aquaculture enterprises is adding value to their products by processing and marketing their own production, as well as introducing new species ***which are biologically compatible*** with ***existing species with*** good market prospects and thus diversifying their production.

Amendment 80

**Proposal for a regulation
Recital 50**

Text proposed by the Commission

(50) Conscious of the need to identify the most suitable areas for developing aquaculture taking into account access to waters and space, the EMFF should support national authorities in making their strategic choices at national level.

Amendment

(50) Conscious of the need to identify the most suitable ***geographical*** areas for developing aquaculture taking into account access to waters and space ***and the importance of developing a precautionary approach to guarantee stock sustainability***, the EMFF should support national authorities in making their strategic choices at national level ***and should support regional authorities in developing their regional variations***.

Amendment 81

Proposal for a regulation

Recital 51

Text proposed by the Commission

(51) Investment in human capital is also vital to increase the competitiveness and economic performance of aquaculture activities. Therefore, the EMFF should support lifelong learning and networking stimulating the dissemination of knowledge ***as well as*** advisory services ***helping*** to improve the overall performance and competitiveness of operators.

Amendment

(51) Investment in human capital is also vital to increase the competitiveness and economic performance of aquaculture activities. Therefore, the EMFF should support lifelong learning and networking stimulating the dissemination ***and exchange*** of knowledge ***and good practices, through all the competent*** advisory services ***(in terms of materials available), including professional associations, so that they can help*** to improve the overall performance and competitiveness of operators.

Amendment 82

Proposal for a regulation Recital 51 a (new)

Text proposed by the Commission

Amendment

(51a) Given the need to identify geographical areas with a greater potential for the development of aquaculture in terms of access to both water and land, the EMFF should support the national and regional authorities in their strategic choices, particularly regarding the definition and mapping of the zones which may be considered most suitable to the development of aquaculture, taking into account, if relevant, the maritime spatial planning process.

Amendment 83

Proposal for a regulation Recital 52

Text proposed by the Commission

Amendment

(52) In order to promote environmentally sustainable aquaculture, the EMFF should support aquaculture activities which are highly respectful of the environment, the conversion of aquaculture enterprises to *eco-management*, the use of audit schemes as well as the conversion to organic aquaculture. In the same vein, the EMFF should also support aquaculture providing for special environmental services.

(52) In order to promote environmentally, *socially and economically* sustainable aquaculture, the EMFF should support aquaculture activities which are highly respectful of the environment, the conversion of aquaculture enterprises to *sustainable management*, the use of audit schemes as well as the conversion to organic aquaculture. In the same vein, the EMFF should also support aquaculture, providing for special environmental services *and services of public interest*.

Amendment 84

Proposal for a regulation

Recital 53

Text proposed by the Commission

(53) Conscious of the importance of consumer protection, the EMFF should ensure adequate support to farmers in order to prevent and mitigate the risk for public and animal health that aquaculture rearing may generate.

Amendment

(53) Conscious of the importance of consumer protection, the EMFF should ensure adequate support to farmers in order to prevent and mitigate the risk for public and animal health that aquaculture rearing may generate, ***particularly through programmes designed to reduce the dependency of aquaculture activities on veterinary products.***

Amendment 85

Proposal for a regulation

Recital 53 a (new)

Text proposed by the Commission

Amendment

(53a) The EMFF should support the establishment of a coherent network of fish stock recovery areas, which include areas important for fish productivity, in particular nursery grounds, spawning grounds and feeding grounds for fish stocks and in which all fishing activities are prohibited, and .

Amendment 86

Proposal for a regulation Recital 54

Text proposed by the Commission

(54) Recognizing the risk of investments in aquaculture activities, the EMFF should contribute to business security by covering access to stock insurance and therefore safeguarding the income of producers in case of abnormal production losses due in particular to natural disasters, adverse climatic events, sudden water quality changes, diseases or pest infestations and destruction of production facilities.

Amendment

(54) Recognizing the risk of investments in aquaculture activities, the EMFF should contribute to business security by covering access to stock insurance ***or by supporting the development of mutual funds***, and therefore safeguarding the income of producers in case of abnormal production losses due in particular to natural disasters, adverse climatic events, sudden water quality changes, diseases or pest infestations and destruction of production facilities.

Amendment 87

Proposal for a regulation Recital 55

Text proposed by the Commission

(55) Considering that the community-led approach for local development has, over a number of years, proven its utility in promoting the development of ***fisheries*** and rural ***areas*** by fully taking into account the multi-sectoral needs for endogenous development, support should be continued and reinforced in the future.

Amendment

(55) Considering that the community-led approach for local development has, over a number of years, proven its utility in promoting the development of ***fishing*** and rural ***communities*** by fully taking into account the multi-sectoral needs for endogenous development, support should be continued and reinforced in the future.

Amendment 88

Proposal for a regulation Recital 56

Text proposed by the Commission

(56) In fisheries areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries products and diversifying the local economy towards new economic activities, including those offered by "blue growth" and the broader maritime sectors.

Amendment

(56) In fisheries areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries products and diversifying the local economy *also* towards new economic activities, including those offered by "blue growth" and the broader maritime sectors.

Amendment 89

Proposal for a regulation Recital 57

Text proposed by the Commission

(57) The sustainable development of fisheries areas should contribute to the EU 2020 objectives of promoting social inclusion and poverty reduction and to fostering innovation at local level as well as to the objective of territorial cohesion, a main priority in the Lisbon Treaty.

Amendment

(57) The sustainable development of fisheries areas should contribute to the EU 2020 objectives of promoting social inclusion and poverty reduction, *to raising employment rates* and to fostering innovation, *including social innovation*, at local level as well as to the objective of territorial cohesion, a main priority in the Lisbon Treaty.

Amendment 90

Proposal for a regulation

Recital 58

Text proposed by the Commission

(58) Community-led local development should be implemented through a bottom-up approach by local partnerships that are composed of representatives of the public, private and civil society sectors and mirror correctly the local society; these local actors are best placed to draw up and implement integrated multi-sectoral local development strategies to meet the needs of their local fisheries areas; **it** is important in order to ensure the representativeness of local action groups that **no single interest groups has more than 49% of the voting right** in the decision-making bodies.

Amendment

(58) Community-led local development should be implemented through a bottom-up approach by local partnerships that are composed of representatives of the public, private and civil society sectors and mirror correctly the local society; these local actors are best placed to draw up and implement integrated multi-sectoral local development strategies to meet the needs of their local fisheries areas. **It** is important, in order to ensure **that** local action groups **are representative and that the actions of those groups address the challenges in the fisheries and aquaculture sectors, that fishermen and/or fish farmers make up the majority of the economic actors represented in the** decision-making bodies.

Amendment 91

Proposal for a regulation Recital 60

Text proposed by the Commission

(60) The support to fisheries areas through the EMFF should be coordinated with the local development support offered by other Union Funds and should cover all aspects of the preparation and implementation of local development strategies and operations of local action groups as well as the costs of animating the local area and running the local partnership.

Amendment

(60) The support to fisheries areas through the EMFF should be coordinated with the local development support offered by other Union Funds and should cover all aspects of the preparation and implementation of local development strategies and operations of local action groups as well as the costs of animating the local area and running the local partnership. **That support should include the possibility of receiving technical, especially financial engineering assistance in setting up local development projects, especially for –small scale**

coastal fishing and fishing in inland waters.

Justification

There should be access to technical assistance for local development projects led by people involved in small-scale and coastal fishing as well as fishing in inland waters.

Amendment 92

Proposal for a regulation
Recital 61

Text proposed by the Commission

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products]¹ as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain. ***In order to adapt to the new discard ban policy, the EMFF should also support the processing of unwanted catches.***

Amendment

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products]¹ as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain.

Amendment 93

Proposal for a regulation

Recital 62

Text proposed by the Commission

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. ***The compensation for storage aid and aid for production and marketing plans should gradually be phased out as the importance of this particular kind of support has lost its interest in the light of the evolving structure of the Union market for this kind of products and the growing importance of strong producer's organisations.***

Amendment

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support.

Amendment 94

Proposal for a regulation Recital 63

Text proposed by the Commission

(63) Recognising the growing competition small scale coastal fishermen are confronted ***to***, the EMFF should support entrepreneurial initiatives of small scale coastal fishermen adding value to the fish they catch, in particular by carrying out the processing or direct marketing of the fish they catch.

Amendment

(63) Recognising the growing competition ***with which*** small scale coastal fishermen are confronted ***and the dependency of certain coastal communities on fishing***, the EMFF should support entrepreneurial initiatives of small scale coastal fishermen adding value to the fish they catch, in particular by carrying out the processing or direct marketing of the fish they catch.

Amendment 95

Proposal for a regulation Recital 63 a (new)

Text proposed by the Commission

Amendment

(63a) The EMFF should support entrepreneurial initiatives and joint initiatives aiming to achieve the objectives of the Union in the areas of environmental protection and the preservation of fish stocks through the establishment of joint aqua-environmental measures, in particular for fishing in inland waters.

Justification

The EMFF should support joint initiatives by operators in small-scale and coastal fishing and fishing in inland waters where these concern environmental protection and the preservation of fish stocks.

Amendment 96

Proposal for a regulation Recital 64

Text proposed by the Commission

Amendment

(64) **Fishing** activities in the outermost regions of the European Union are facing difficulties, in particular because of **the additional costs incurred in the marketing of certain fishery products, due to** the particular handicaps recognised by Article 349 of the Treaty on the Functioning of the European Union.

(64) **Given that fishing** activities in the outermost regions of the European Union are facing difficulties, in particular because of **their remoteness and special climatic conditions, the EMFF should take into account** the particular handicaps recognised by Article 349 of the Treaty on the Functioning of the European Union.

Justification

The difficulties faced by the outermost regions are linked to other factors apart from the additional costs incurred by marketing.

Amendment 97
Proposal for a regulation
Recital 65

Text proposed by the Commission

(65) In order to maintain the competitiveness of certain fishery products from the outermost regions of the European Union compared with that of similar products from other European Union's regions, the European Union introduced measures in 1992 to compensate for the related additional costs in the fisheries sector. The measures applying for the period 2007–2013 are laid down in Council Regulation (EC) No 791/2007¹. It is necessary to ***continue providing*** support to offset the additional costs for the marketing of certain fishery products as of 1 January 2014.

Amendment

(65) In order to maintain the competitiveness of certain fishery products from the outermost regions of the European Union compared with that of similar products from other European Union's regions, the European Union introduced measures in 1992 to compensate for the related additional costs in the fisheries sector. The measures applying for the period 2007–2013 are laid down in Council Regulation (EC) No 791/2007¹. ***Given the difficulties encountered by fishing activities in the outermost regions,*** it is necessary to ***increase*** support to offset the additional costs for the marketing of certain fishery products as of 1 January 2014.

Amendment 98

Proposal for a regulation
Recital 66

Text proposed by the Commission

(66) In view of the different marketing conditions in the outermost regions concerned, the fluctuations in captures and stocks and of market demands, it should be left to the Member States concerned to determine the fishery products eligible for compensation, their respective maximum

Amendment

(66) In view of the different ***production, processing and*** marketing conditions ***for fishery and aquaculture products*** in the outermost regions concerned, ***and*** the fluctuations in captures and stocks and of market demands, it should be left to the Member States concerned to determine the

quantities and the compensation amounts within the overall allocation per Member State.

fishery *and aquaculture* products *or product categories that are to be* eligible for compensation, their respective maximum quantities and the compensation amounts within the overall allocation per Member State.

Amendment 99

Proposal for a regulation

Recital 68

Text proposed by the Commission

(68) Member States should set the compensation amount at a level which allows appropriate off–setting of additional costs, arising from the specific handicaps of the outermost regions *and in particular from the costs of transporting the products to mainland Europe*. To avoid overcompensation, the amount should be proportional to the additional costs the aid off–sets and in no case exceed 100 % of the transport and other related costs to mainland Europe. To this end, it should also take into account other types of public intervention having an impact on the level of additional costs.

Amendment

(68) Member States should set the compensation amount at a level which allows appropriate off–setting of additional costs, arising from the specific handicaps of the outermost regions. To avoid overcompensation, the amount should be proportional to the additional costs the aid off–sets and in no case exceed 100 % of the transport and other related costs to continental Europe. To this end, it should also take into account other types of public intervention having an impact on the level of additional costs.

Justification

The availability of assistance should not have the effect of limiting trade between the outermost regions.

Amendment 100

Proposal for a regulation

Recital 69

Text proposed by the Commission

(69) It is paramount that Member States and operators are equipped in such a way that controls can be carried out to a high standard and therefore ensure compliance with the rules of the Common Fisheries Policy while providing for the sustainable exploitation of living aquatic resources; the EMFF should therefore support Member States and operators in conformity with Council Regulation (EC) No 1224/2009. By creating a culture of compliance, this support should contribute to sustainable growth.

Amendment

(69) It is paramount that Member States and operators are equipped in such a way that controls can be carried out to a high standard and therefore ensure compliance with the rules of the Common Fisheries Policy while providing for the sustainable exploitation of living aquatic resources; the EMFF should therefore support Member States and operators in conformity with Council Regulation (EC) No 1224/2009. By creating a culture of compliance, this support should contribute to sustainable growth. ***In order to standardise and step up the level of monitoring, the Member States should also be able to put in place common control systems.***

Amendment 101

**Proposal for a regulation
Recital 70**

Text proposed by the Commission

(70) The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the implementation of the Union control system should be ***continued*** under the EMFF pursuing the logic of a single fund.

Amendment

(70) The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the implementation of the Union control system should be ***increased*** under the EMFF pursuing the logic of a single fund.

Amendment 102

Proposal for a regulation

Recital 72 a (new)

Text proposed by the Commission

Amendment

(72a) The EMFF should support funds for extra control activities and inspections in areas where IUU fishing is reported to take place.

Amendment 103

Proposal for a regulation

Recital 73

Text proposed by the Commission

Amendment

(73) Provisions should be laid down for support to collect, manage and use of fisheries data as specified in the multiannual Union programme, in particular to support national programmes and the management and use of data for scientific analysis and CFP implementation. The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the collection, management and use of fisheries data should be continued under the EMFF pursuing the logic of a single fund.

(73) Rrelevant stakeholders should be informed through the Advisory Councils of procedures . Provisions should be laid down for support to collect, manage and use of fisheries data as specified in the multiannual Union programme, in particular to support national programmes and the management and use of data for scientific analysis and CFP implementation. The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the collection, management and use of fisheries data should be continued under the EMFF pursuing the logic of a single fund.

Amendment 104

Proposal for a regulation

Recital 73 a (new)

Text proposed by the Commission

Amendment

(73a) The paramount importance of funding data collection, the cornerstone of the CFP, should be emphasised. It is the essential prerequisite for the definition of precise objectives to be achieved, particularly as regards the achievement of the MSY and better fisheries management. In this sense it is appropriate to ensure that data collection is allocated a part of the EMFF budget that is commensurate with its importance. It is also appropriate to provide for a co-financing rate that encourages a comprehensive review of the state of European fish stocks.

Amendment 105

Proposal for a regulation Recital 74

Text proposed by the Commission

Amendment

(74) It is also necessary to support the cooperation among Member States, as well as with third countries where relevant, with respect to the collection of data within the same sea basin, as well as with the relevant international scientific bodies.

(74) It is also necessary to support the cooperation among Member States, as well as with third countries where relevant, with respect to the collection of data within the same sea basin, as well as with the relevant international scientific bodies *and the Regional Advisory Councils*.

Amendment 106

Proposal for a regulation Recital 76

Text proposed by the Commission

(76) Sustained funding is needed for the implementation and further development of the Integrated Maritime Policy for the European Union as reflected in the statements of the Council, the European Parliament and the Committee of the Regions.

Amendment

(76) Sustained funding is needed for the implementation and further development of the Integrated Maritime Policy for the European Union as reflected in ***Regulation (EU) No 1255/2011 of the European Parliament and of the Council of 30 November 2011 establishing a Programme to support the further development of an Integrated Maritime Policy¹*** and the statements of the Council, the European Parliament and the Committee of the Regions. ***The development of maritime affairs through financial support for IMP measures is expected to have a significant impact in terms of economic, social and territorial cohesion.***

¹ OJ L321, 5.12.2011, p.1

Amendment 107

**Proposal for a regulation
Recital 76 a (new)**

Text proposed by the Commission

Amendment

(76a) In this respect, EMFF should be designed to support exploratory work on actions which aim to promote the strategic objectives of the IMP, due attention being attention to their cumulative impacts, on the basis of the ecosystem approach, to sustainable economic growth, employment, innovation and competitiveness in coastal, insular and outermost regions, and to the promotion of the international dimension of the IMP.

Amendment 108

Proposal for a regulation Recital 77

Text proposed by the Commission

(77) The EMFF should support the promotion of integrated maritime governance at all levels especially through exchanges of best practices and the further development and implementation of sea basin strategies. These strategies aim at setting up an integrated framework to address common challenges in European sea basins and strengthened co-operation between stakeholders to maximise the use of Union financial instruments and funds and contribute to the economic, social and territorial cohesion of the Union.

Amendment

(77) The EMFF should support the promotion of integrated maritime governance at all levels especially through exchanges of best practices and the further development and implementation of sea basin strategies. ***In this context, it is very important to improve maritime governance, including through the enhancement of cooperation and coordination, at the appropriate level, among the competent authorities performing coast guard functions in the Union, ensuring healthier, safer and more secure seas and oceans in particular by implementing the existing maritime legislation.*** These strategies aim at setting up an integrated framework to address common challenges in European sea basins and strengthened co-operation between stakeholders to maximise the use of Union financial instruments and funds and contribute to the economic, social and territorial cohesion of the Union ***and to environmental sustainability. It is therefore very important to improve and enhance external cooperation and coordination in relation to achieving the objectives of the IMP, on the basis of the United Nations Convention on the Law of the Sea (UNCLOS).***

Justification

IMP funding throughout the years 2014–20 should be made available for supporting actions targeting cooperation and coordination among the competent authorities performing coast guard functions in the EU. Effective implementation of the wide array of EU and international maritime legislation is a typical coast guard function in all EU Member States and a prerequisite for good

maritime governance for ensuring healthier, safer and more secure seas. Therefore, cross-border cooperation and coordination should be supported by Integrated Maritime Policy.

Amendment 109

Proposal for a regulation

Recital 77 a (new)

Text proposed by the Commission

Amendment

(77a) In order to enhance the approximation of the fisheries and aquaculture funds and the funds for the Integrated Maritime Policy, the EMFF should provide for a specific framework to promote the contribution that fisheries and aquaculture made to the Integrated Maritime Policy. It is essential to encourage full consideration of these activities through support for participation in integrated governance and collective projects that contribute to the implementation of the IMP.

Amendment 110

Proposal for a regulation

Recital 79

Text proposed by the Commission

Amendment

(79) Interconnection of the certain information systems run by those sectors may require mobilisation of their own funding mechanisms in a coherent way and in line with Treaty provisions. Maritime spatial planning and integrated coastal zone management are essential for the

(79) Interconnection of the certain information systems run by those sectors may require mobilisation of their own funding mechanisms in a coherent way and in line with Treaty provisions. Maritime spatial planning and integrated coastal zone management are essential for the

sustainable development of marine areas and coastal regions and both contributing to the aims of ecosystem-based management and the development of land-sea links. These tools are also important to manage diverse uses of our coasts, seas and oceans to enable their sustainable economic development and to stimulate cross-border investment, whereas the implementation of the Marine Strategy Framework Directive will further define the boundaries of sustainability of human activities that have an impact on the marine environment. Furthermore, it is necessary to improve knowledge of the marine world, and stimulate innovation by facilitating collection, free sharing, re-use and dissemination of data concerning the status of oceans and seas.

sustainable development of marine areas and coastal regions and both contributing to the aims of ecosystem-based management and the development of land-sea links. These tools are also important to manage diverse uses of our coasts, seas and oceans to enable their sustainable economic development and to stimulate cross-border investment, whereas the implementation of the Marine Strategy Framework Directive will further define the boundaries of sustainability of ***industrial, construction and*** human activities that have an impact on the marine environment. Furthermore, it is necessary to improve knowledge of the marine world, and stimulate innovation by facilitating collection, free sharing, re-use and dissemination of data concerning the status of oceans and seas ***and the status of fisheries, making it available to end-users and the general public.***

Amendment 111

Proposal for a regulation Recital 80

Text proposed by the Commission

(80) The EMFF should also support sustainable economic growth, employment, innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

Amendment

(80) The EMFF should also support sustainable economic growth, employment, innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications. ***The EMFF should support measures to develop the education and vocational training system***

in the sector, including the acquisition of the equipment and tools needed to improve the quality of education and training services.

Amendment 112

Proposal for a regulation

Recital 81

Text proposed by the Commission

(81) The EMFF should be complementary and coherent with existing and future financial instruments made available by the Union and the Member States, at national and sub-national level, for promoting the protection and sustainable use of the oceans, seas and coasts, helping to foster more effective cooperation between the Member States and their coastal, island, and outermost regions, and taking into account the prioritisation and progress of national and local projects. The Fund will tie in with other Union policies that may encompass a maritime dimension, in particular the European Regional Development Fund, the Cohesion Fund and the European Social Fund as well the Horizon 2020 Programme for Research and energy policy

Amendment

(81) The EMFF should be complementary and coherent with existing and future financial instruments made available by the Union and the Member States, at national and sub-national level, for promoting ***sustainable economic and social development***, the protection and sustainable use of the oceans, seas and coasts, helping to foster more effective cooperation between the Member States and their coastal, island, and outermost regions, and taking into account the prioritisation and progress of national and local projects. The Fund will tie in with other Union policies that may encompass a maritime dimension, in particular the European Regional Development Fund, the Cohesion Fund and the European Social Fund as well the Horizon 2020 Programme for Research and energy policy

Amendment 113

Proposal for a regulation Recital 84

Text proposed by the Commission

(84) By way of technical assistance the EMFF should provide preparatory, administrative and technical support as well as support for information measures, networking, evaluations, audits, studies and exchanges of experience in order to facilitate the implementation of the operational programme and to promote innovative approaches and practices for simple and transparent implementation. Technical assistance should also include the setting up of a European network of Fisheries Local Action Groups aiming at capacity building, disseminating information, exchanging experience and supporting cooperation between the local partnerships.

Amendment

(84) By way of technical assistance the EMFF should provide preparatory, administrative and technical support as well as support for information measures, networking, evaluations, audits, studies and exchanges of experience in order to facilitate the implementation of the operational programme and to promote innovative approaches and practices for simple and transparent implementation, ***including those which will benefit operators and fishermen's organisations.*** Technical assistance should also include the setting up of a European network of Fisheries Local Action Groups aiming at capacity building, disseminating information, exchanging experience and supporting cooperation between the local partnerships.

Justification

Technical assistance can also target operators and fishermen's organisations.

Amendment 114

Proposal for a regulation Recital 88

Text proposed by the Commission

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on

Amendment

(88) Conscious of the importance of ensuring conservation of marine biological ***resources*** and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the

the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources *that restores and maintains populations of harvested species above levels which can produce the MSY, and* those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and, *specifically, the goals of restoring and maintaining populations of harvested species above levels which can produce MSY by 2015 and achieving and maintaining a good environmental status by 2020*, constitute therefore a serious threat to the sustainable exploitation of living marine biological resources, *along* those who are involved in IUU fishing, *and* should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

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Amendment 115

Proposal for a regulation Recital 88 a (new)

Text proposed by the Commission

Amendment

(88a) There should be a possibility to freeze funding from the EMFF if a Member State is unable to tackle problems with IUU-fishing within its waters and within its fishing fleet.

Amendment 116

Proposal for a regulation Recital 91

Text proposed by the Commission

(91) In order to address the specific needs of the CFP mentioned in Articles 50 and 51 of the [CFP Regulation] and contribute to the compliance with the CFP rules, additional provisions to the rules on interruption of the payment deadline [Regulation (EU) No [...] laying down Common Provisions] should be laid down. Where a Member State or an operator has failed to comply with its obligations under the CFP or where the Commission has evidence to *suggest* this lack of compliance, as a precautionary measure, the Commission should be allowed to interrupt payments.

Amendment

(91) In order to address the specific needs of the CFP mentioned in Articles 50 and 51 of the [CFP Regulation] and contribute to the compliance with the CFP rules, additional provisions to the rules on interruption of the payment deadline [Regulation (EU) No [...] laying down Common Provisions] should be laid down. Where a Member State or an operator has failed to comply with its obligations under the CFP or where the Commission has evidence to *verify* this lack of compliance, as a precautionary measure, the Commission should be allowed to interrupt payments.

Amendment 117

Proposal for a regulation

Recital 93

Text proposed by the Commission

(93) The operational programme should be subject to monitoring and evaluation in order to improve its quality and demonstrate its achievements. The Commission should set up a framework for a common monitoring and evaluation ensuring among others that relevant data is available *on* a timely manner. In this context a list of indicators should be determined and the impact of the EMFF policy assessed by the Commission in relation to specific objectives.

Amendment

(93) The operational programme should be subject to monitoring and evaluation in order to improve its quality and demonstrate its achievements. The Commission should set up a framework for a common monitoring and evaluation ensuring among others that relevant data is *made publicly* available *in* a timely manner. In this context a list of indicators should be determined and the impact of the EMFF policy assessed by the Commission in relation to specific objectives.

Amendment 118

Proposal for a regulation Recital 95

Text proposed by the Commission

(95) With a view to strengthening accessibility and transparency of information about funding opportunities and project beneficiaries, in each Member State a single website or website portal providing information on operational programme, including the lists of operations supported under each operational programme, should be made available. This information should give a reasonable, tangible and concrete idea to the wider public and in particular to Union taxpayers on how Union funding is spent in the framework of the EMFF. In addition to this objective, the publication of relevant data should serve the purpose of further publicising the possibility of applying for Union funding. However in full respect of the fundamental right to data protection and in line with the judgment of the Court in the Joined Cases Schecke, the publication of the names of natural persons should not be requested.

Amendment

(95) With a view to strengthening accessibility and transparency of information about funding opportunities and project beneficiaries, in each Member State a single website or website portal providing information on operational programme, including the lists of operations supported under each operational programme, should be made available. ***The dedicated websites of all Member States should also be accessible from an official Union website in order to help citizens from different Member States to get easier access to published information from all Member States.*** This information should give a reasonable, tangible and concrete idea to the wider public and in particular to Union taxpayers on how Union funding is spent in the framework of the EMFF. In addition to this objective, the publication of relevant data should serve the purpose of further publicising the possibility of applying for Union funding. However in full respect of the fundamental right to data protection and in line with the judgment of the Court in the Joined Cases Schecke, the publication of the names of natural persons should not be requested.

Amendment 119

Proposal for a regulation Recital 96 a (new)

Text proposed by the Commission

Amendment

(96a) It is particularly important to ensure that ex-ante conditionalities concerning the administrative capacity to comply with the data requirements for fisheries management and the implementation of a Union control inspection and enforcement system are respected;

Amendment 120

**Proposal for a regulation
Recital 96 b (new)**

Text proposed by the Commission

Amendment

(96b) It is particularly important to ensure that ex-ante conditionalities concerning the administrative capacity to comply with the data requirements for fisheries management and the implementation of a Union control inspection and enforcement system are respected.

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Amendment 121

Proposal for a regulation

Article 1 – point c

Text proposed by the Commission

(c) the sustainable development of fisheries areas **and** inland fishing,

Amendment

(c) the sustainable development of fisheries **and aquaculture** areas, **of** inland fishing **and of related activities as defined in this Regulation,**

Amendment 122

Proposal for a regulation

Article 1 – paragraph 1 – point d

Text proposed by the Commission

(d) and the Integrated Maritime Policy (IMP).

Amendment

(d) and the Integrated Maritime Policy (IMP), **including the Marine Strategy Framework Directive.**

Amendment 123

Proposal for a regulation

Article 2 – paragraph 1

Text proposed by the Commission

This Regulation shall apply to operations carried out in the territory of the Union unless otherwise expressly provided for in this Regulation.

Amendment

This Regulation shall apply to operations carried out in the territory, **waters and fleets** of the Union unless otherwise expressly provided for in this Regulation.

Amendment 124

Proposal for a regulation

Article 3 — paragraph 2 — point --1 (new)

Text proposed by the Commission

Amendment

(--1) 'closed aquaculture system' means aquaculture facilities where fish and other aquatic products are farmed in closed recirculation systems which retain and treat the water within the system, minimising water use. Such systems are usually land-based and re-use virtually all of the water initially put into the system;

Amendment 125

Proposal for a regulation

Article 3 — paragraph 2 — point 2 a (new)

Text proposed by the Commission

Amendment

(2a) 'diversification' means practices that render fisheries or aquaculture activities more versatile and which are directly complementary to or dependent on such activities;

Amendment 126

Proposal for a regulation

Article 3 — paragraph 2 — point 4 a (new)

Text proposed by the Commission

Amendment

(4a) 'exotic species' means a species for which the natural range of distribution does not include the area where the farm is located;

Amendment 127

Proposal for a regulation

Article 3 — paragraph 2 — point 4 b (new)

Text proposed by the Commission

Amendment

(4b) 'extensive aquaculture' means aquaculture production which receives no intentional nutritional inputs but depends instead on natural food in the culture facility, including that brought in by water flow such as currents and tidal exchange. Extensive aquaculture largely depends on a single nutritional input, namely seed;

Amendment 128

Proposal for a regulation

Article 3 — paragraph 2 — point 5

Text proposed by the Commission

Amendment

(5) 'fisheries area' means an area with sea or lake shore or including ponds or a river

(5) 'fisheries *and aquaculture* area' means an area with sea, *river* or lake shore, or

estuary **with** a significant level of employment in fisheries **or** aquaculture and designated as such by the Member State;

including ponds or a river estuary, **with** a significant level of employment in **the** fisheries **or** aquaculture **sector** and designated as such by the Member State;

Amendment 129

Proposal for a regulation

Article 3 – paragraph 2 – point 5 a (new)

Text proposed by the Commission

Amendment

(5a) 'fish stock recovery area' means a geographically defined sea area in which all fishing activities are prohibited, in order to improve the exploitation and conservation of living aquatic resources or the protection of marine ecosystems, as referred to in Regulation (EU) No .../.. [laying down Common Provisions];

Amendment 130

Proposal for a regulation

Article 3 – paragraph 2 – point 5 b (new)

Text proposed by the Commission

Amendment

(5b) 'fisheries sector' means the economic sector covering all activities relating to the production, processing and marketing of fisheries and aquaculture products;

Amendment 131

Proposal for a regulation

Article 3 – paragraph 2 – point 5 c (new)

Text proposed by the Commission

Amendment

(5c) ‘management and fisheries access systems’ means mechanisms for the attribution of and access to fishing rights or for the management of the fisheries effort, developed at national, regional or local level or at the level of the sea basins, on species under quota or out of quota within the 12-mile coastal strip or beyond and focusing on healthy stocks. These systems are implemented by the public authorities or fisheries organisations;

Amendment 132

Proposal for a regulation

Article 3 – paragraph 2 – point 6

Text proposed by the Commission

Amendment

(6) ‘fisherman’ means any person engaging in professional fishing, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of marine organisms, as recognised by the Member State, without a vessel;

(6) ‘fisherman’ means any person engaging in professional fishing, **including employees**, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of **freshwater or** marine organisms, as recognised by the Member State, without a vessel;

Justification

The definition of ‘fisherman’ should be made more precise by including professionals who own their vessels and salaried fishermen.

Amendment 133

Proposal for a regulation

Article 3 — paragraph 2 — point 6 a (new)

Text proposed by the Commission

Amendment

(6a) ‘fishing tourism’ means a complementary activity carried out by professional fishermen whereby persons who are not crew members board fishing vessels as tourists or researchers;

Amendment 134

Proposal for a regulation

Article 3 – paragraph 2 – point 6 b (new)

Text proposed by the Commission

Amendment

(6b) ‘ancillary fishing and aquaculture activities’ means those carried out by anyone providing a professional service to fishermen which is required for their activity and designated as such by the Member State;

Amendment 135

Proposal for a regulation

Article 3 — paragraph 2 — point 8 a (new)

Text proposed by the Commission

Amendment

(8a) ‘intensive aquaculture’ means

aquaculture production which depends on nutritionally complete diets added to the nutritional system of either fresh, wild, marine or freshwater fish, or which depends on formulated diets. It is largely dependant on complete and commercially available feed and is characterised by high stocking densities;

Amendment 136

Proposal for a regulation

Article 3 – paragraph 2 – point 10

Text proposed by the Commission

(10) 'inland fishing' means fishing carried out for commercial purposes *by vessels operating* exclusively in inland waters or by other devices used for ice fishing;

Amendment

(10) 'inland fishing' means fishing carried out for commercial purposes, *from a vessel or otherwise*, exclusively in inland waters or by other devices used for ice fishing;

Amendment 137

Proposal for a regulation

Article 3 – paragraph 2 – point 12

Text proposed by the Commission

(12) 'integrated maritime governance' means the coordinated management of all sectoral policies *of the* EU affecting the oceans, seas, and coastal regions;

Amendment

(12) 'integrated maritime governance' means the coordinated management of all sectoral policies *at Union level* affecting the oceans, seas, and coastal regions;

Amendment 138

Proposal for a regulation

Article 3 – paragraph 2 – point 13

Text proposed by the Commission

(13) 'marine regions' means the geographical areas set out in Annex I to Council Decision 2004/585/EC and the areas established by the regional fisheries management organisations;

Amendment

deleted

Amendment 139

Proposal for a regulation

Article 3 – paragraph 2 – point 16

Text proposed by the Commission

(16) 'sea basin strategy' means a structured framework of cooperation in respect to a given geographical area, developed by European Institutions, Member States, their regions and where appropriate third countries sharing a sea basin; the strategy takes into account the geographic, climatic, economic and political specificities of the sea basin;

Amendment

(16) 'sea basin strategy' means a structured framework of cooperation in respect to a given geographical area, developed by European Institutions, Member States, their regions **and local authorities** and where appropriate third countries sharing a sea basin; the strategy takes into account the geographic, climatic, economic and political specificities of the sea basin;

Amendment 140

Proposal for a regulation

Article 3 – paragraph 2 – point 16 a (new)

Text proposed by the Commission

Amendment

(16a) 'semi intensive aquaculture' means aquaculture that depends largely on natural food but where the naturally present food levels are increased through the use of supplementary feed that complements that natural food. Culture densities are kept at lower levels than those typical for intensive aquaculture production;

Amendment 141

Proposal for a regulation

Article 3 – paragraph 2 – point 17 a (new)

Text proposed by the Commission

Amendment

(17a) 'traditional fishing vessel' means a vessel that is built with a typology in hull form, by a construction method and with material which has remained unchanged for at least 100 years and which is able to navigate and continues to carry out fishing activities compatible with applicable Union and national law;

Amendment 142

Proposal for a regulation

Article 3 – paragraph 2 – point 18 a (new)

Text proposed by the Commission

Amendment

(18a) ‘shellfish catcher/grower’ means any individual carrying out extraction, cultivation or semi-cultivation, whether on foot or on board a vessel, exclusively and using selective, specific gear for the capture of one or more species of molluscs, crustaceans, tunicates, echinoderms or other marine invertebrates;

Amendment 143

**Proposal for a regulation
Article 5 – paragraph 1 – point a**

Text proposed by the Commission

Amendment

(a) promoting sustainable ***and competitive*** fisheries ***and*** aquaculture;

(a) promoting ***environmentally*** sustainable, ***economically viable and socially responsible*** fisheries, aquaculture ***and related activities of processing or marketing***;

Amendment 144

Proposal for a regulation

Article 5 – paragraph 1 – point c

Text proposed by the Commission

(c) promoting a balanced and inclusive territorial development of fisheries areas;

Amendment

(c) promoting a balanced and inclusive territorial development of fisheries ***and aquaculture*** areas;

Amendment 145

Proposal for a regulation

Article 5 – paragraph 1 – point d

Text proposed by the Commission

(d) fostering the implementation of the CFP.

Amendment

(d) fostering the implementation of the CFP, ***including its regionalisation and the implementation of the common organisation of the markets.***

Amendment 146

Proposal for a regulation

Article 5 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) Fostering job creation in order to prevent the disappearance of fishing communities and delivering improved qualifications and working conditions in the fisheries sector.

Amendment 147

Proposal for a regulation Article 5 – paragraph 2 (new)

Text proposed by the Commission

Amendment

2. In achieving these objectives, the EMFF shall take into account the principles of intergenerational and gender equity.

Amendment 148

Proposal for a regulation Article 5 – paragraph 3 (new)

Text proposed by the Commission

Amendment

3. These objectives shall be pursued without increasing fishing capacity.

Amendment 149

Proposal for a regulation Article 6 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

The achievement of the objectives of the EMFF shall contribute to the Europe 2020 strategy for smart, sustainable and inclusive growth. It shall be pursued through the following six Union priorities, which translate the relevant Thematic

The achievement of the objectives of the EMFF shall contribute to the Europe 2020 strategy for smart, sustainable and inclusive growth ***as well as to the implementation of the CFP***. It shall be pursued through the following six Union

Objectives of the Common Strategic Framework (hereinafter CSF):

priorities *for fisheries, sustainable aquaculture and related activities*, which translate the relevant Thematic Objectives of the Common Strategic Framework (hereinafter CSF):

Amendment 150

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – introductory part

Text proposed by the Commission

(1) Increasing employment and territorial cohesion through the following objectives:

Amendment

(1) Increasing employment and *social and* territorial cohesion through the following objectives:

Amendment 151

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – point a

Text proposed by the Commission

(a) promotion of economic growth, social inclusion, creation of jobs and *supporting labour* mobility in coastal and inland communities depending on fishing and aquaculture;

Amendment

(a) promotion of economic growth *and* social inclusion, *including through the* creation of jobs *and the development of employability* and mobility in coastal and inland communities depending on fishing and aquaculture, *including in outermost regions*;

Amendment 152

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – point b

Text proposed by the Commission

(b) diversification of fisheries activities *into* other sectors of maritime economy and growth of maritime economy, including mitigation of climate change.

Amendment

(b) diversification of fisheries activities *in both the fisheries sector and* other sectors of *the* maritime economy *that are closely connected to the fishing sector*, and growth of maritime economy, including mitigation of climate change.

Amendment 153

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) promoting the implementation of harmonised social rules at Union level.

Amendment 154

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point a

Text proposed by the Commission

(a) support to strengthening technological development, innovation and knowledge transfer;

Amendment

(a) support to strengthening technological development, innovation, *including increasing energy efficiency*, and knowledge transfer;

Amendment 155
Proposal for a regulation
Article 6 – paragraph 1 – point 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) reducing the negative impact of fishing on animal welfare;

Amendment 156

Proposal for a regulation
Article 6 – paragraph 1 – point 2 – point b

Text proposed by the Commission

Amendment

(b) enhancement of the competitiveness and viability of fisheries, *in particular of small scale coastal fleet*, and improvement of safety *or* working conditions;

(b) enhancement of the competitiveness and viability of fisheries and improvement of *their health, hygiene*, safety *and* working conditions;

Amendment 157

Proposal for a regulation
Article 6 – paragraph 1 – point 2 – point c

Text proposed by the Commission

Amendment

(c) development of new professional skills and lifelong learning;

(c) development of *professional training*, new professional skills and lifelong learning, *in particular for young fishermen*;

Amendment 158

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) developing –small scale coastal fishing especially its competitiveness and sustainability, including through the preservation of traditional fishing vessels;

Amendment 159

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – introductory part

Text proposed by the Commission

Amendment

(3) Fostering innovative, competitive **and** knowledge **based aquaculture** through the focus on the following areas:

(3) Fostering **sustainable**, innovative, competitive **aquaculture based on** knowledge **and the ecosystem** through the focus on the following areas:

Amendment 160

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point a

Text proposed by the Commission

Amendment

(a) support to strengthening technological

(a) support to strengthening technological

development, innovation and knowledge transfer;

development, *technical, social and economic* innovation and knowledge transfer;

Amendment 161

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point b

Text proposed by the Commission

(b) enhancement of the competitiveness and viability of aquaculture enterprises, SMEs in particular;

Amendment

(b) enhancement of the competitiveness and viability of *extensive and semi-intensive* aquaculture enterprises, SMEs in particular;

Amendment 162

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point c

Text proposed by the Commission

(c) development of new professional skills and lifelong learning;

Amendment

(c) development of new professional skills *and encouragement of professional training* and lifelong learning, *in particular for young aquaculture farmers*;

Amendment 163

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point d

Text proposed by the Commission

(d) improved market organisation for aquaculture products.

Amendment

(d) improved market organisation for aquaculture products ***and encouragement of investment in the processing and marketing sectors.***

Amendment 164

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point d a (new)

Text proposed by the Commission

Amendment

(da) limiting the ecological footprint by aquaculture.

Amendment 165

Proposal for a regulation

Article 6 – paragraph 1 – point 4 – point a

Text proposed by the Commission

(a) ***reduction of the impact*** of fisheries on the marine environment;

Amendment

(a) ***prevention, minimisation and, as far as possible, elimination of unwanted catches and of negative impacts*** of fisheries on the marine environment, ***especially through better selectivity of fishing gears;***

Amendment 166

Proposal for a regulation

Article 6 – paragraph 1 – point 4 – point a a (new)

Text proposed by the Commission

Amendment

(aa) ensuring a balance between fishing capacity and available fishing opportunities;

Amendment 167

Proposal for a regulation

Article 6 – paragraph 1 – point 4 – point b a (new)

Text proposed by the Commission

Amendment

(ba) implementation of the Marine Strategy Framework Directive and achievement of good environmental status by 2020;

Amendment 168

Proposal for a regulation

Article 6 – paragraph 1 – point 5 – point a

Text proposed by the Commission

Amendment

(a) enhancement of ecosystems related to aquaculture and promotion of resource efficient aquaculture;

(a) promotion of resource efficient aquaculture, including by reducing dependence on fish food and oil and reducing the use of chemicals and antibiotics;

Amendment 169

Proposal for a regulation

Article 6 – paragraph 1 – point 5 – point a a (new)

Text proposed by the Commission

Amendment

(aa) assessment, reduction and, where possible, elimination of the impacts of aquaculture activities on marine, terrestrial and freshwater ecosystems;

Amendment 170

Proposal for a regulation

Article 6 – paragraph 1 – point 6 – introductory part

Text proposed by the Commission

Amendment

(6) Fostering the implementation of the CFP through:

(6) Fostering the implementation of the CFP *and strengthening its links and coherence with the Integrated Maritime Policy* through:

Amendment 171

Proposal for a regulation

Article 6 – paragraph 1 – point 6 – point a

Text proposed by the Commission

Amendment

(a) the *supply of* scientific knowledge *and collection of data*;

(a) the *support for the collection and management of data, in order to improve* scientific knowledge;

Amendment 172

Proposal for a regulation

Article 6 – paragraph 1 – point 6 – point b

Text proposed by the Commission

(b) the support *to* control and enforcement, enhancing institutional capacity and an efficient public administration.

Amendment

(b) the support *for monitoring*, control and enforcement, enhancing institutional capacity and an efficient public administration *without increasing the administrative burden*;

Amendment 173

Proposal for a regulation

Article 6 – paragraph 1 – point 6 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the support for the regionalisation of the CFP, especially through Regional Advisory Councils.

Amendment 174

Proposal for a regulation

Article 8 – paragraph 1

Text proposed by the Commission

1. ***Without prejudice to paragraph 2 of this Article***, Articles 107, 108 and 109 of the Treaty shall apply to aid granted by the Member States to enterprises in fisheries ***and*** aquaculture.

Amendment

1. Articles 107, 108 and 109 of the Treaty shall apply to aid granted by the Member States to enterprises in ***the*** fisheries ***and*** aquaculture ***sector***.

Amendment 175

Proposal for a regulation Article 8 – paragraph 2

Text proposed by the Commission

2. ***However*** Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States pursuant to, and in conformity with, this Regulation within the scope of Article 42 of the Treaty.

Amendment

2. ***By way of derogation from paragraph I***, Articles 107, 108 and 109 of the Treaty shall not apply to payments made by Member States pursuant to, and in conformity with, this Regulation within the scope of Article 42 of the Treaty.

Amendment 176

Proposal for a regulation Article 10 – paragraph 1

Text proposed by the Commission

In addition to the principles enounced in Article 4 of the [Regulation (EU) No [...] laying down Common Provisions], the Commission and the Member States shall ensure coordination and complementarity between support from the EMFF and from other Union policies and financial instruments, including ***the Regulation***

Amendment

In addition to the principles enounced in Article 4 of the [Regulation (EU) No [...] laying down Common Provisions], the Commission and the Member States shall ensure coordination and complementarity between support from the EMFF and from other Union policies and financial instruments, including those in the

(EC) No [establishing the Framework Programme for Environment and Climate Change Action (LIFE Framework Programme)] and those in the framework of the Union's external action.

Coordination between assistance from the EMFF and LIFE Framework Programme shall be achieved in particular, by promoting the funding of activities that complement integrated projects funded under LIFE Framework Programme, as well as by promoting the use of solutions, methods and approaches validated under LIFE Framework Programme.

framework of the Union's external action.
This coordination and complementarity requirement shall be included in the operational programmes

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Amendment 177

Proposal for a regulation Article 11

Text proposed by the Commission

The ex ante conditionalities referred to in Annex III of this Regulation shall apply for the EMFF.

Amendment

The *specific* ex ante conditionalities referred to in Annex III of this Regulation shall apply for the EMFF.

Amendment 178 Proposal for a regulation Article 11 a (new)

Text proposed by the Commission

Amendment

Article 11a

Assessment of compliance with capacity

ceilings

1. By ..., the Commission, in collaboration with the Member States, shall carry out an assessment of Member States' compliance with fishing capacity ceilings, set out in Annex II to Regulation (EU) No .../..... [on the CFP].*

2. When the assessment referred to in paragraph 1 indicates that a Member State is not complying with its capacity ceilings, the Commission may adopt implementing acts suspending all or part of the payments and commitments for the operational programme of the Member State concerned.

3. The Commission shall lift the suspension of payments and commitments as soon as the Member State implements measures aimed at complying with its capacity ceilings and these are approved by the Commission.

** OJ please insert the date three years after the date of entry into force of this Regulation.*

Justification

It is vital that Member States comply with the capacity ceilings of their fleet set out in the basic regulation. To this end, the payments and commitments from the EMFF to States who do not comply with their capacity ceilings should be suspended.

Amendment 179

Proposal for a regulation

Article 12 – paragraph 1 – point a

Text proposed by the Commission

(a) operators that have committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the

Amendment

(a) operators that have *had their fishing licence suspended three or more times, in accordance with Article 92(3) of the*

Regulation (EC) No 1224/2009;

Regulation (EC) No 1224/2009, or that have committed a serious infringement under Article 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009, punishable by final administrative decision;

Amendment 180

Proposal for a regulation

Article 12 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) operators involved in the operation, management or ownership of fishing vessels flagged to countries identified as non-cooperating third countries pursuant to Article 33 of Regulation (EC) No 1005/2008;

Amendment 181

Proposal for a regulation

Article 12 – paragraph 1 – point b b (new)

Text proposed by the Commission

Amendment

(bb) operators found guilty, in criminal or administrative proceedings, of having committed a serious infringement of the applicable national legislation in the following areas:

- pay and employment conditions in the trade;***
- professional liability;***

– *human or drug trafficking;*

Amendment 182

Proposal for a regulation

Article 12 – paragraph 1 – point b c (new)

Text proposed by the Commission

Amendment

(bc) operators found guilty, in criminal or administrative proceedings, of having committed, in one ore more Member States, a serious infringement of Union legislation, particularly concerning:

- working hours and rest periods for fishermen;*
- health and safety legislation;*
- pay and employment conditions in the trade;*
- the initial qualification and continuous training of fishermen;*

Amendment 183

Proposal for a regulation

Article 12 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) operators who committed other *cases* of *non compliance with* the CFP rules which seriously jeopardise the sustainability of

(c) operators who *have* committed other *serious infringements* of the CFP rules which seriously jeopardise the

the stocks concerned;

sustainability of the stocks concerned;

Amendment 184

Proposal for a regulation

Article 12 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) operators who have failed to comply with the provisions of the Council Regulation (EC) No 199/2008 of 25 February 2008 concerning the establishment of a Community framework for the collection, management and use of data in the fisheries sector and support for scientific advice regarding the CFP¹.

¹ OJ L 60, 5.3.2008, p.1.

Amendment 185

Proposal for a regulation

Article 12 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States shall require that operators submitting an application under the EMFF provide to the managing authority a signed statement confirming that they respect the criteria listed in paragraph 1 and ***have not committed an irregularity under the EEF or the EMFF as referred to in*** paragraph 2. Member States shall verify the veracity of the statement before the approval of the

4. Member States shall require that operators submitting an application under the EMFF provide to the managing authority a signed statement confirming that they respect the criteria listed in paragraph 1 and paragraph 2. Member States shall verify the veracity of the statement before the approval of the operation, ***by reference to the information provided in the national register of***

operation

infringements established under Article 93 of Regulation (EC) No 1224/2009, or to other data provided for this purpose.

Amendment 186

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) operations increasing the fishing capacity of the vessel;

Amendment

(a) operations increasing the fishing capacity of the vessel ***or its ability to catch fish***;

Amendment 187

Proposal for a regulation

Article 13 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) operations jeopardising the sustainability of marine biological resources and ecosystems;

Amendment 188

Proposal for a regulation

Article 13 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(ab) destructive employment measures;

Amendment 189

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) construction of new fishing vessels, decommissioning or importation of fishing vessels;

Amendment

(b) construction of new fishing vessels, decommissioning or importation of fishing vessels, ***except under the conditions referred to in Article 32b***;

Amendment 190

Proposal for a regulation

Article 13 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) investments on board for vessels belonging to a fleet segment for which the capacity report, referred to in Article 34(1) of Regulation (EU) No .../... [on CFP], has demonstrated that there is no sustainable balance between fishing opportunities and fleet capacity;

Amendment 191

Proposal for a regulation

Article 13 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) temporary cessation of fishing activities;

deleted

Amendment 192

Proposal for a regulation

Article 13 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) experimental fishing;

(d) exploratory fishing;

Amendment 193

Proposal for a regulation

Article 13 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) transfer of ownership of a business;

deleted

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Amendment 194

Proposal for a regulation Article 15 – paragraph 1

Text proposed by the Commission

1. The **resources** available for commitments from the EMFF for the period 2014 to 2020 under shared management shall be EUR **5 520 000 000** in **current** prices in accordance with the annual breakdown set out in Annex II.

Amendment

1. The **indicative amount** available for commitments from the EMFF for the period 2014 to 2020 under shared management shall be EUR **X** in **constant 2011** prices in accordance with the **indicative** annual breakdown set out in Annex II.

Amendment 195

Proposal for a regulation Article 15 – paragraph 2

Text proposed by the Commission

2. EUR **4 535 000 000** of the resources referred to in paragraph (1) shall be allocated to the sustainable development of fisheries, aquaculture and fisheries areas under Chapters I, **II and III** of Title V.

Amendment

2. EUR **X** of the resources referred to in paragraph (1) shall be allocated to the sustainable development of fisheries **and aquaculture, of the processing and marketing of fishery and aquaculture products**, and **of** fisheries areas under Chapters I **to IV** of Title V.

Amendment 196

Proposal for a regulation Article 15 – paragraph 3

Text proposed by the Commission

3. EUR **477 000 000** of the resources

Amendment

3. **A minimum of** EUR **X** of the resources

referred to in paragraph (1) shall be allocated to control and enforcement measures referred to in Article 78.

referred to in paragraph 1 shall be allocated to *the* control and enforcement measures referred to in Article 78.

Amendment 197

Proposal for a regulation Article 15 – paragraph 4

Text proposed by the Commission

4. EUR 358 000 000 of the resources referred to in paragraph (1) shall be allocated to *measures on* data collection referred to in Article 79.

Amendment

4. A *minimum of* EUR X of the resources referred to in paragraph 1 shall be allocated to *the* data collection *and management measures* referred to in Article 79.

Amendment 198

Proposal for a regulation Article 15 – paragraph 5 – introductory part

Text proposed by the Commission

5. The resources allocated to compensation of outermost regions under Chapter V of Title V, shall not exceed *per year*:

Amendment

5. The resources allocated to compensation of outermost regions under Chapter V of Title V, shall not exceed:

Amendment 199

Proposal for a regulation

Article 15 – paragraph 5 – indent 1

Text proposed by the Commission

– EUR **4 300 000** for the Azores and Madeira;

Amendment

– EUR ***X per year*** for the Azores and Madeira;

Amendment 200

Proposal for a regulation

Article 15 – paragraph 5 – indent 2

Text proposed by the Commission

– EUR **5 800 000** for the Canary Islands;

Amendment

– EUR ***X per year*** for the Canary Islands;

Amendment 201

Proposal for a regulation

Article 15 – paragraph 5 – indent 3

Text proposed by the Commission

– EUR **4 900 000** for the French *Guiana and Réunion*.

Amendment

– EUR ***X per year*** for the French *outermost regions*.

Amendment 202

Proposal for a regulation Article 15 – paragraph 6

Text proposed by the Commission

6. EUR **45 000 000** of the resources referred to in paragraph (1) shall be allocated to the storage aid referred to in Article 72 **from 2014 to 2018 included**.

Amendment

6. EUR **X** of the resources referred to in paragraph (1) shall be allocated to the ***production and marketing plans referred to in Article 69 and to the*** storage aid referred to in Article 70.

Amendment 203

Proposal for a regulation Article 16 – paragraph 1

Text proposed by the Commission

An amount of EUR **1 047 000 000** of the EMFF shall be allocated to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

Amendment

An amount of EUR **X** of the EMFF shall ***be*** allocated to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

The budgetary resources allocated to the Integrated Maritime Policy shall not exceed 6 % of the total EMFF budget.

Amendment 204

Proposal for a regulation Article 16 a (new)

Text proposed by the Commission

Amendment

Article 16a

[Annual reference amounts and annual appropriations]

1. The overall indicative financial reference amount, as defined in the point [17] of the Interinstitutional Agreement of xx/201z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management for the implementation of the Programme for the period 2014 to 2020 shall be EUR X in constant 2011 prices.

2. Annual appropriations shall be authorised by the European Parliament and the Council without prejudice to the provisions of the Regulation laying down the multiannual financial framework for the years 2014–2020 and the Interinstitutional Agreement xxx/201z between the European Parliament, Council and the Commission on cooperation in budgetary matters and sound financial management.

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Amendment 205

Proposal for a regulation

Article 17 – paragraph 1 – point a – point i

Text proposed by the Commission

Amendment

(i) the level of employment in fisheries ***and*** aquaculture,

(i) the level of employment in fisheries, ***in*** aquaculture ***and in the processing industry***,

Amendment 206

Proposal for a regulation

Article 17 – paragraph 1 – point a – point ii

Text proposed by the Commission

(ii) the level of production in fisheries and aquaculture,

Amendment

(ii) the level of production in fisheries, *in* aquaculture ***and in the processing industry***,

Amendment 207

Proposal for a regulation

Article 17 – paragraph 1 – point b – point iii

Text proposed by the Commission

(iii) the extent of data ***collections*** tasks of the Member State concerned, approximated by the size of the national fishing fleet, the amount of landings, the amount of scientific monitoring activities at sea and the number of surveys the Member State is taking part in, and

Amendment

(iii) the extent of ***the data collection and management*** tasks of the Member State concerned, approximated by the size of the national fishing fleet, the amount of landings, the amount of scientific monitoring activities at sea and the number of surveys the Member State is taking part in, and

Amendment 208

Proposal for a regulation

Article 17 – paragraph 1 – point b – point iv

Text proposed by the Commission

(iv) the **available** data collection resources compared to the extent of the data collection tasks of the Member State, where available means are approximated to **the number of observers at sea** and **the amount of** human resources and technical means needed to implement the national sampling programme for data collection.

Amendment

(iv) the data collection **and management** resources **that are available** compared to the extent of the data collection **and management** tasks of the Member State, where available means are approximated to human resources and technical means needed to implement the national sampling programme for data collection.

Amendment 209

Proposal for a regulation

Article 17 – paragraph 1 – point c

Text proposed by the Commission

c) As regards all measures, the **historical allocations** under Council Regulation (EC) No 1198/2006 and the historical consumption under Council Regulation (EC) No 861/2006.

Amendment

(c) As regards all measures, the **previous allocation of funds** under Council Regulation (EC) No 1198/2006 **for the 2007–2013 period** and the **previous** consumption under Council Regulation (EC) No 861/2006.

Amendment 210

Proposal for a regulation

Article 18 – paragraph 1

Text proposed by the Commission

1. Each Member State shall draw up a single operational programme to implement the Union priorities to be co–

Amendment

1. Each Member State shall draw up a single operational programme to implement the Union priorities **referred to**

financed by the EMFF.

in Article 6 of this Regulation to be co-financed by the EMFF.

Amendment 211

Proposal for a regulation Article 18 – paragraph 3

Text proposed by the Commission

3. For the section of the operational programme referred to in Article 20(1)(n) the Commission shall adopt ***by means of implementing act*** the priorities of the Union for enforcement and control policy by 31 May 2013 at the latest.

Amendment

3. For the section of the operational programme referred to in Article 20(1)(n), the Commission shall ***be empowered to adopt delegated acts, in accordance with Article 127, setting*** the priorities of the Union for enforcement and control policy by 31 May 2013 at the latest.

Amendment 212

Proposal for a regulation Article 19 – paragraph 2 (new)

Text proposed by the Commission

Amendment

(2) each Member State shall include a production and marketing plan as referred to in Article 32 of Regulation (EU) No .../...[on the common organisation of the markets in fishery and aquaculture products].

Justification

As the preparation of production and marketing plans is included under Union priorities (see previous amendment to Art. 6 paragraph 2 (d)) it is essential that the Member States operational programme includes such plans.

Amendment 213

Proposal for a regulation

Article 19 – paragraph 1 – point c

Text proposed by the Commission

(c) appropriate action is envisaged to simplify and facilitate the implementation of the programme;

Amendment

(c) appropriate action is envisaged to simplify and facilitate the implementation of the programme, ***in particular facilitating access by –small scale coastal fishing operators and their organisations to the available financial support;***

Amendment 214

Proposal for a regulation

Article 19 – point d a (new)

Text proposed by the Commission

Amendment

(da) where applicable, consistency of the measures under Union priorities for EMFF referred to in Article 38(1)d of this Regulation and the prioritised action frameworks for Natura 2000 referred to in Article 8(4) of Council Directive 92/43/EEC as well as the achievement of good environmental status as defined in Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

Amendment 215

Proposal for a regulation

Article 20 – paragraph 1 – point b

Text proposed by the Commission

(b) an analysis of the situation in terms of SWOT and identification of the needs that have to be addressed in the geographical area covered by the programme;

The analysis shall be structured around the Union priorities. Specific needs concerning climate change mitigation and adaptation and promotion of innovation shall be assessed *across* Union priorities, in view of identifying relevant responses *in these two areas* at the level of each *priority; a synthesis of the situation of the policy areas eligible for support in terms of strengths and weaknesses*;

Amendment

(b) an analysis of the situation in terms of SWOT and identification of the needs that have to be addressed in the geographical *and environmental* area covered by the programme;

The analysis shall be structured around the Union priorities *as laid down in Article 6*. Specific needs concerning climate change mitigation and adaptation and promotion of innovation shall be assessed *in relation to* Union priorities, *with a view to* identifying *the most* relevant responses at the level of each of the *priorities related to those* areas;

This analysis shall also cover the effects on each coastal region or area of implementing the CFP.

Amendment 216

Proposal for a regulation

Article 20 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) an analysis of the consequences for jobs, throughout the whole value chain, of implementing the CFP and innovative proposals for jobs in the affected areas;

Amendment 217

Proposal for a regulation

Article 20 – paragraph 1 – point c

Text proposed by the Commission

(c) *a demonstration of a pertinent approach integrated into the programme towards innovation, the environment, including the specific needs of Natura 2000 areas, and climate change mitigation and adaptation;*

Amendment

(c) *an analysis showing that the programme takes account of the effects of fishing and aquaculture on the environment and, where appropriate, the specific needs of Natura 2000 areas, as well as the achievement of good environmental status, the establishment of a coherent network of fish recovery areas and climate change mitigation and adaptation;*

Amendment 218

Proposal for a regulation

Article 20 – paragraph 1 – point c a (new)

Text proposed by the Commission

(ca) an assessment of the balance between fishing capacity and available fishing opportunities, as required under Regulation (EU) No .../.... [on the CFP] and a description of the measures taken to comply with fishing capacity ceilings set out in Annex II to that Regulation;

Amendment

Amendment 219

Proposal for a regulation

Article 20 – paragraph 1 – point h

Text proposed by the Commission

(h) a clear indication of the *operations* under Chapter III of Title V that may be undertaken collectively and therefore may benefit from higher aid intensity according to Article 95(3);

Amendment

(h) a clear indication of the *measures* under Chapter III of Title V that may be undertaken collectively and therefore may benefit from higher aid intensity according to Article 95(3);

Amendment 220

Proposal for a regulation

Article 20 – paragraph 1 – point h a (new)

Text proposed by the Commission

Amendment

(ha) an assessment of the balance between fishing capacity and available fishing opportunities as required under Regulation (EU) No .../.... [on the CFP] and a description of the measures taken to comply with fishing capacity ceilings set out in Annex II to that Regulation;

Amendment 221

Proposal for a regulation

Article 20 – paragraph 1 – point h b (new)

Text proposed by the Commission

Amendment

(hb) a detailed description of the measures concerning the preparation and implementation of production and marketing plans benefiting from support under Article 69;

Amendment 222

Proposal for a regulation

Article 20 – paragraph 1 – point i

Text proposed by the Commission

Amendment

(i) ***an analysis of needs relating to monitoring and*** evaluation requirements and the evaluation plan referred to in Article 49 of the [Regulation (EU) No [...] laying down Common Provisions]. ***The Member States shall provide sufficient resources and capacity building activities*** to address the identified needs;

(i) ***the*** evaluation requirements and the evaluation plan referred to in Article 49 of the [Regulation (EU) No [...] laying down Common Provisions] ***and the measures to be taken*** to address the identified needs;

Amendment 223

Proposal for a regulation

Article 20 – paragraph 1 – point j – point ii

Text proposed by the Commission

Amendment

(ii) a table setting out the applicable EMFF resources and co-financing rate for the ***objectives under the*** Union priorities of Article 6 and the technical assistance.

(ii) a table setting out the applicable EMFF resources and co-financing rate for the Union priorities of Article 6 and the technical assistance. Where applicable, this

Where applicable, this table shall indicate separately the EMFF resources and the co-financing rates which apply by way of derogation to the general rule of Article 94(1) for support referred to in Article 72, Article 73, Article 78(2)(a) to (d) and (f) to (j), Article 78(2)(e) and Article 79.

table shall indicate separately the EMFF resources and the co-financing rates which apply by way of derogation to the general rule of Article 94(1) for support referred to in Article 72, Article 73, Article 78(2)(a) to (d) and (f) to (j), Article 78(2)(e) and Article 79.

Amendment 224

Proposal for a regulation

Article 20 – paragraph 1 – point k

Text proposed by the Commission

(k) information on ***the*** complementarity with measures financed through other ***CSF Funds or the LIFE Framework Programme***;

Amendment

(k) information on complementarity with measures financed through other ***Union policies and financial instruments***;

Amendment 225

Proposal for a regulation

Article 20 – paragraph 1 – point l – point ia (new)

Text proposed by the Commission

Amendment

(ia) a clear description of the roles to be performed by the FLAGs and by the management authority or body appointed for setting strategy implementation tasks;

Amendment 226

Proposal for a regulation

Article 20 – paragraph 1 – point 1 – point ii

Text proposed by the Commission

(ii) a description of the monitoring and evaluation procedures, as well as the composition of the Monitoring Committee;

Amendment

(ii) a description of the monitoring and evaluation procedures, as well as the **general** composition of the Monitoring Committee;

Amendment 227

Proposal for a regulation

Article 20 – paragraph 1 – point m

Text proposed by the Commission

(m) the designation of the partners referred to in Article 5 of the [Regulation (EU) No [...] laying down Common Provisions] and the results of the consultation of the partners;

Amendment

(m) the **procedure for** designation of the partners referred to in Article 5 of the [Regulation (EU) No [...] laying down Common Provisions] and the results of the consultation of the partners; **changes with regard to partners may be implemented during the programme with the agreement of the Monitoring Committee;**

Amendment 228

Proposal for a regulation

Article 20 – paragraph 1 – point n – point i

Text proposed by the Commission

(i) a list of bodies implementing the control, inspection and enforcement system

Amendment

(i) a list of bodies implementing the control, inspection and enforcement system

and a brief description of their human and financial resources available for fisheries control, inspection and enforcement, their equipment available for fisheries control, inspection and enforcement in particular the number of vessels, aircraft and helicopters;

and a brief description of their human and financial resources available for fisheries control, inspection and enforcement, their *main* equipment available for fisheries control, inspection and enforcement in particular the number of vessels, aircraft and helicopters;

Amendment 229

Proposal for a regulation

Article 20 – paragraph 1 – point o – introductory part

Text proposed by the Commission

(o) for the objective of collection of data for sustainable fisheries management referred in under Articles 6(6) and 18(4) and in accordance with the multiannual Union programme referred to in Article 37(5) of the [Regulation on Common Fisheries Policy]:

Amendment

(o) for the objective of collection of data for sustainable *ecosystem-based* fisheries management referred in under Articles 6(6) and 18(4) and in accordance with the multiannual Union programme referred to in Article 37(5) of the [Regulation on Common Fisheries Policy] *and for the analysis of the socio-economic situation of the processing and marketing industry for fisheries and aquaculture products:*

Amendment 230

Proposal for a regulation

Article 20 – paragraph 1 – point o – point i

Text proposed by the Commission

(i) a description of activities of data collection to be carried out to allow the following:

Amendment

(i) a description of activities of data collection, to be carried out *in consultation with stakeholders* to allow the following:

Amendment 231

Proposal for a regulation

Article 20 – paragraph 1 – point o – point i – indent 1

Text proposed by the Commission

– an evaluation of the fishing sector (biological, *economical* and transversal variables as well as research surveys at sea),

Amendment

– an evaluation of the fishing sector (biological, *economic, social* and transversal variables *throughout the value chain*, as well as research surveys at sea),

Amendment 232

Proposal for a regulation

Article 20 – paragraph 1 – point o – point i – indent 2

Text proposed by the Commission

– an evaluation of the economic situation of aquaculture and processing industries,

Amendment

– an evaluation of the economic *and social* situation of aquaculture and processing industries,

Amendment 233

Proposal for a regulation

Article 20 – paragraph 1 – point o – point i – indent 3

Text proposed by the Commission

– an evaluation of the effects of the fishing *sector* on the ecosystem.

Amendment

– an evaluation of the effects of the fishing *and aquaculture sectors* on the ecosystem *to enable comparisons to be made between types of fishing and aquaculture*

activities and fleet segments according to the requirements of Regulation (EU) No .../.... [on the CFP].

Amendment 234

Proposal for a regulation

Article 20 – paragraph 1 – point o – point iii – sub-paragraph 1

Text proposed by the Commission

(iii) a **demonstration** of the capability to achieve sound financial and administrative management of the data collected.

Amendment

(iii) a **justification** of the capability to achieve sound financial and administrative management of the data collected.

Amendment 235

Proposal for a regulation

Article 20 – paragraph 4

Text proposed by the Commission

4. The Commission shall **lay down, by means of** implementing acts, rules for the presentation of the elements described in paragraphs 1, 2 and 3. These implementing acts shall be adopted in accordance with the **advisory** procedure referred to in Article 128(2).

Amendment

4. The Commission shall **adopt** implementing acts, **laying down** rules for the presentation of the elements described in paragraphs 1, 2 and 3. These implementing acts shall be adopted in accordance with the **examination** procedure referred to in Article 128(3).

Amendment 236

Proposal for a regulation Article 21 – paragraph 2

Text proposed by the Commission

2. The Commission shall **approve** the operational programme **by means of implementing act**.

Amendment

2. The Commission shall adopt implementing acts approving the operational programme **when it is satisfied the requirements of paragraph 1 have been met. Once approved the operational programmes shall be made available to the public.**

Amendment 237

Proposal for a regulation Article 22 – paragraph 2 – subparagraph 2

Text proposed by the Commission

For this purpose, the Commission shall adopt **a decision, by means of implementing act, detailing** the changes in the priorities of the Union in the enforcement and control policy mentioned in Article 18(3) and the corresponding eligible operations to be prioritised.

Amendment

For this purpose, the Commission shall **be empowered to adopt delegated acts, in accordance with Article 127, detailing** the changes in the priorities of the Union in the enforcement and control policy mentioned in Article 18(3) and the corresponding eligible operations to be prioritised.

Amendment 238

on behalf of the EPP Group, S&D Group

Compromise amendment replacing Amendments 950, 951, 952, 953, 954, 955

Proposal for a regulation

Article 22– paragraph 2 – subparagraph 3

Text proposed by the Commission

Taking into account the new priorities laid down in the decision mentioned in the second sub-paragraph of this paragraph, Member States shall submit to the Commission by 31 October of the year preceding the year of implementation concerned, the amendment to the Operational Programme.

Amendment

Member States may amend their operational programme, taking into account the new priorities laid down in the decision mentioned in the second sub-paragraph of this paragraph. Member States shall submit **any such amendments** to the Commission by 31 October of the year preceding the year of implementation concerned.

Or. en

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Amendment 239

Proposal for a regulation

Article 23 – paragraph 1

Text proposed by the Commission

1. For the purpose of application of Article 20(1)(o), Member States shall submit to the Commission **an annual work plan** before 31 October each year. Annual work plans shall contain a description of the procedures and methods to be used in collecting and analysing data and in estimating their accuracy and precision.

Amendment

1. For the purpose of application of Article 20(1)(o), Member States shall submit to the Commission, before 31 October each year, **an annual work plan or shall notify the Commission of the continuation of the plan that was in force the previous year.** Annual work plans shall **be drawn up within the framework of a multiannual national programme, in accordance with the Union programme and shall** contain a

description of the procedures and methods to be used in collecting and analysing data and in estimating their accuracy and precision.

Amendment 240

Proposal for a regulation

Article 24 – paragraph 1 – point b

Text proposed by the Commission

(b) introduction or withdrawal of measures or types of operations;

Amendment

(b) introduction or withdrawal of measures or types of ***relevant*** operations ***and the information and indicators related to them***;

Amendment 241

Proposal for a regulation

Article 24 – paragraph 2

Text proposed by the Commission

2. These implementing acts shall be adopted in accordance with the ***advisory*** procedure referred to in Article 128(2).

Amendment

2. The implementing acts referred to in paragraph 1 shall be adopted in accordance with the ***examination*** procedure referred to in Article 128(3).

Amendment 242

Proposal for a regulation

Article 25 – title

Text proposed by the Commission

Annual work *programme*

Amendment

Multiannual operational programme and annual work programmes

Amendment 243

Proposal for a regulation Article 25 – paragraph 1

Text proposed by the Commission

1. ***To implement*** Chapters I and II of Title VI and Article 92, the Commission shall, ***by means of implementing*** acts, ***adopt*** annual work *programme* in accordance with objectives set out in those Chapters. ***Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 128(3).***

Amendment

1. ***In order to establish the details for the application of*** Chapters I and II of Title VI and Article 92, the Commission shall ***adopt delegated*** acts, ***in accordance with Article 127, setting up a multiannual operational programme, one of the tasks of which shall be to establishing*** annual work *programmes*, in accordance with ***the*** objectives set out in those Chapters.

Amendment 244

Proposal for a regulation Article 25 – paragraph 2

Text proposed by the Commission

2. The annual work *programme* shall set out the objectives pursued, the expected results, the method of implementation and its total amount. It shall also contain a description of the activities to be financed, an indication of the amount allocated to

Amendment

2. The ***multiannual operational programme and the*** annual work ***programmes*** shall set out the objectives pursued, the expected results, the method of implementation and its total amount. ***They*** shall also contain a description of the

each activity, an indicative implementation timetable, as well as information on their implementation. It shall include for grants the priorities, the essential evaluation criteria and the maximum rate of co-financing.

activities to be financed, an indication of the amount allocated to each activity **and** an indicative implementation timetable, as well as information on their implementation. ***For grants, they*** shall include the priorities, the essential evaluation criteria and the maximum rate of co-financing. ***They shall furthermore include a requirement for annual reports on budget implementation.***

Amendment 245

Proposal for a regulation Article 27 – paragraph 1

Text proposed by the Commission

1. The owner of a fishing vessel having received support under Articles 32(1)(b), 36, 39(1)(a), or 40(2) of this Regulation shall not transfer the vessel to a third country outside the Union **during** at least 5 years following the date of actual payment to the beneficiary.

Amendment

1. The owner of a fishing vessel having received support under Articles 32, 36, 39 or 40 of this Regulation shall not transfer the vessel to a third country outside the Union **for** at least **five** years following the date of actual payment **of that support** to the beneficiary, ***unless that support is reimbursed by the beneficiary on a pro rata temporis basis before such transfer. The first sentence of this paragraph shall be without prejudice to Article 135 of the [Financial Regulation].***

Amendment 246

Proposal for a regulation

Article 28 – paragraph 1

Text proposed by the Commission

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products ***compared to the state of art, new*** or improved processes, new or improved management and organisation systems.

Amendment

1. In order to stimulate innovation in fisheries ***and the processing industry***, the EMFF may support projects aiming at developing or introducing new or substantially improved ***techniques, equipment or*** products, ***for example through designing innovative vessels, as well as*** new or improved processes ***and*** new or improved management and organisation systems, ***provided that such projects contribute to the objectives listed in Article 2 of Regulation (EU) No .../.... [on the CFP]***.

Amendment 247

Proposal for a regulation Article 28 – paragraph 2

Text proposed by the Commission

2. Operations financed under this Article must be carried out in collaboration with a scientific or technical body recognised by the Member State which shall validate the results of such operations.

Amendment

2. Operations financed under this Article must be carried out ***by or*** in collaboration with a scientific or technical body recognised by the Member State ***or the Union*** which shall validate the results of such operations.

Amendment 248

Proposal for a regulation

Article 28 – paragraph 3

Text proposed by the Commission

3. The results of operations financed under this Article shall be subject *to* adequate publicity by the Member State according to Article 120.

Amendment

3. The results of operations financed under this Article shall be *the* subject *of publicly accessible reports, as well as* adequate publicity by the Member State according to Article 120.

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Amendment 249

Proposal for a regulation Article 28 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The application procedure for innovation support shall be made more accessible in order to encourage more projects.

Amendment 250

Proposal for a regulation Article 29 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to improve the overall performance and competitiveness of operators, the EMFF may support:

Amendment

1. In order to improve the overall performance and competitiveness of operators ***and to promote more sustainable fisheries***, the EMFF may support:

Amendment 251

Proposal for a regulation

Article 29 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the provision of professional advice on the development of more sustainable fishing practices, with a focus on limiting and, where possible, eliminating the impact of such activities on marine, terrestrial and freshwater ecosystems;

Amendment 252

Proposal for a regulation

Article 29 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(ab) the provision of technical, legal or economic advisory services linked to projects potentially eligible for support under this Chapter;

Amendment 253

Proposal for a regulation

Article 29 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) the provision of professional advice on business and marketing strategies.

(b) the provision of professional advice on business and marketing strategies,
including advice on promotion, marketing

and public relations.

Amendment 254

Proposal for a regulation Article 29 – paragraph 2

Text proposed by the Commission

2. The feasibility studies *and* advice referred to *respectively* in paragraph 1(a) and (b) shall be provided by recognised scientific or technical bodies with the required advisory competences as recognised by the national law of each Member State.

Amendment

2. The feasibility studies, advice *and services* referred to in *points* (a), (aa), (ab) and (b) *of paragraph 1* shall be provided by recognised scientific, *academic, professional* or technical bodies with the required advisory competences as recognised by the national law of each Member State.

Amendment 255

Proposal for a regulation Article 29 – paragraph 3

Text proposed by the Commission

3. The support referred to in paragraph 1 shall be granted to operators *or* organisations of fishermen, recognised by the Member State, who commissioned the feasibility study referred to in paragraph 1.

Amendment

3. The support referred to in paragraph 1 shall be granted to operators, organisations of fishermen *or public law bodies* recognised by the Member State, who commissioned the feasibility study *or who requested the advice or advisory services* referred to *under points* (a), (aa), (ab) and (b) *of* paragraph 1.

Amendment 256

Proposal for a regulation Article 29 – paragraph 4

Text proposed by the Commission

4. Member States shall ensure that operations to be financed under this Article are selected through an accelerated procedure.

Amendment

4. Member States shall ensure that operations to be financed under this Article are selected through an accelerated procedure, ***in particular in the case of – small scale coastal fisheries and inland fishing.***

Amendment 257

Proposal for a regulation Article 30 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to foster the transfer of knowledge between scientists and fishermen, the EMFF may support:

Amendment

1. In order to foster the ***improved collection, promotion and*** transfer of knowledge between scientists and fishermen, the EMFF may support:

Amendment 258

Proposal for a regulation Article 30 – paragraph 1 – point a

Text proposed by the Commission

(a) the creation of ***a network composed by*** one or more independent scientific bodies and fishermen or one or more organisations

Amendment

(a) the creation of ***networks, partnership agreements, contracts or associations between*** one or more independent scientific bodies and fishermen or one or more

of fishermen;

organisations of fishermen, *with the participation of those public bodies of Member States that wish to participate*;

Amendment 259

Proposal for a regulation

Article 30 – paragraph 1 – point b

Text proposed by the Commission

(b) the activities carried out *by a network as referred in* point (a).

Amendment

(b) the activities carried out *in the framework of the networks, partnership agreements, contracts or associations created in accordance with* point (a).

Amendment 260

Proposal for a regulation

Article 30 – paragraph 2

Text proposed by the Commission

2. Activities referred to in paragraph 1(b) may cover data collection activities, studies, dissemination of knowledge and best practices.

Amendment

2. Activities referred to in paragraph 1(b) may cover data collection *and management* activities, *joint research projects*, studies, *pilot projects, seminars*, dissemination of knowledge and best practices.

Amendment 261

Proposal for a regulation

Article 31 – paragraph 1 – point a

Text proposed by the Commission

(a) lifelong learning, dissemination of scientific knowledge and innovative practices, and acquisition of new professional skills in particular linked to ***the sustainable management of marine ecosystems, activities in the maritime sector, innovation and entrepreneurship;***

Amendment

(a) ***actions and operations to promote professional training***, lifelong learning, dissemination of scientific, ***technical, economic or legal*** knowledge and innovative practices, and acquisition of new professional skills, in particular ***those*** linked to:

- ***the sustainable management of marine and inland water ecosystems;***
- ***activities in the maritime sector;***
- ***innovation;***
- ***entrepreneurship, especially access by young people to fishing professions;***
- ***hygiene, health and safety;***
- ***training fishermen to implement the provisions of the CFP;***
- ***the prevention of occupational risks.***

Amendment 262

Proposal for a regulation

Article 31 – paragraph 1 – point b

Text proposed by the Commission

(b) networking and exchange of experience and best practice between stakeholders including among organisations ***promoting*** equal opportunities between men and women;

Amendment

(b) networking and exchange of experience and best practice between stakeholders including among ***training*** organisations ***and those organisations that promote*** equal opportunities between men and women ***and the promotion of [recognition of] the crucial role performed by women in fishing communities;***

Amendment 263

Proposal for a regulation

Article 31 – paragraph 1 – point c

Text proposed by the Commission

(c) *promoting the* social dialogue at national, regional *or* local level involving *fishermen* and other relevant stakeholders.

Amendment

(c) *the promotion of* social dialogue at *Union*, national, regional *and* local level involving *operators, the social partners* and other relevant stakeholders, *with particular reference to under-represented groups such as those involved in –small scale coastal fishing and in on-foot fishing.*

Amendment 264

Proposal for a regulation

Article 32 – title

Text proposed by the Commission

Facilitating diversification and job creation

Amendment

Facilitating *entrepreneurship*, diversification and job creation

Amendment 265

Proposal for a regulation

Article 32– paragraph --1 (new)

Text proposed by the Commission

Amendment

--1. In order to foster entrepreneurship

and to facilitate job creation, the EMFF may support the transfer of ownership of an existing business in the fishing sector, on condition that they do so only for beneficiaries younger than 35 years old and follow the criteria set out in Article 32a.

Amendment 266

Proposal for a regulation

Article 32 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to facilitate diversification *and job creation outside fishing*, the EMFF may support:

Amendment

1. In order to facilitate diversification, the EMFF may *also* support *complementary activities related to the core fishing business through*:

Amendment 267

Proposal for a regulation

Article 32 – paragraph 1 – point a a (new)

Text proposed by the Commission

(a) business start-ups outside fishing;

Amendment

(aa) investments on board in activities that complement fishing, such as environmental services and educational or tourism activities;

Amendment 268

Proposal for a regulation

Article 32 – paragraph 1 – point b

Text proposed by the Commission

(b) retrofitting of small scale coastal fishing vessels in order to reassign them *for* activities outside fishing.

Amendment

(b) retrofitting of small scale coastal fishing vessels in order to reassign them *to* activities outside *commercial* fishing.

Amendment 269

Proposal for a regulation

Article 32 – paragraph 1 – point b

Text proposed by the Commission

(b) retrofitting of small scale coastal fishing vessels in order to reassign them for activities outside fishing.

Amendment

(Does not affect English version.)

Amendment 270

Proposal for a regulation

Article 32 – paragraph 2 – introductory part

Text proposed by the Commission

2. Support under paragraph *1 (a)* shall be granted to fishermen who:

Amendment

2. Support under paragraph *–1 and paragraph 1 (aa)* shall be granted to fishermen who:

Amendment 271

Proposal for a regulation

Article 32 – paragraph 2 – point a

Text proposed by the Commission

(a) submit a business plan for the development of their *new* activities;

Amendment

(a) submit a business plan for the development of their activities;

Amendment 272

Proposal for a regulation

Article 32 – paragraph 3

Text proposed by the Commission

3. Support under paragraph 1(b) shall be granted to small scale coastal fishermen owning a Union fishing vessel registered as active and which have carried out fishing activities at sea at least 60 days during the two years preceding the date of submission of the application. ***The fishing licence associated with the fishing vessel shall be permanently withdrawn.***

Amendment

3. Support under paragraph 1(b) shall be granted to small scale coastal fishermen owning a Union fishing vessel registered as active and which have carried out fishing activities at sea at least 60 days during the two ***calendar*** years preceding the date of submission of the application.

Amendment 273

Proposal for a regulation

Article 32 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Support under paragraph 1(c) shall be granted only to fishermen provided that the complementary activities to fishing

relate to the core fishing business, such as angling tourism, restaurants, fishing environmental services or educational activities on fishing.

Amendment 274

Proposal for a regulation

Article 32 – paragraph 4

Text proposed by the Commission

4. Beneficiaries of the support referred to in paragraph 1 shall not engage in professional fishing in the five years following the reception of the last payment of the support.

Amendment

deleted

Amendment 275

Proposal for a regulation

Article 32 – paragraph 6

Text proposed by the Commission

6. The amount of financial assistance granted under **paragraph 1 (a)** shall not exceed 50% of the budget foreseen in the business plan for each operation and shall not exceed a maximum amount of **50 000** EUR for each operation.

Amendment

6. The amount of financial assistance granted under paragraph **-1 and paragraph 1(aa)** shall not exceed 50 % of the budget foreseen in the business plan for each operation and shall not exceed a maximum amount of **EUR 100 000** for each operation.

Amendment 276

Proposal for a regulation Article 32 a (new)

Text proposed by the Commission

Amendment

Article 32a

Start-up support for young fishermen

1. The EMFF may grant individual support to young fishermen on condition that they:

- are younger than 35 years;*
- demonstrate that they have worked for at least five years as fisherman or have equivalent professional training;*
- acquired, for the first time, ownership of a –small scale coastal fishing vessel which is between five and 20 years old and has carried out fishing activities during the five previous years.*

2. The fishing vessel referred to in paragraph 1 shall belong to a fleet segment for which the capacity report, referred to in Article 34(1) of Regulation (EU) No .../... [on CFP], shows that fishing opportunities and fleet capacity are in equilibrium.

3. The amount of the support referred to in paragraph 1 shall not exceed EUR 100 000 .

Amendment 277

Proposal for a regulation Article 32 b (new)

Text proposed by the Commission

Amendment

Article 32b

Investments for the fleet renewal

1. The EMFF may support investments for the renewal of –small scale coastal fishing vessels that are more than 35 years old, subject to the following conditions:

(i) the vessel belongs to a fleet segment for which the capacity report referred to in Article 34(1) of Regulation (EU) No .../.... [on CFP] has demonstrated that fishing opportunities and fleet capacity are in equilibrium and the investment would reduce the vessel's capacity, fishing effort and energy consumption by at least 40 %;

(ii) the investment substantially improves the selectivity of the vessel's gear;

(iii) the investment respects on-board safety requirements ;

(iv) the vessel has carried out fishing activities during the five previous years.

2. The support referred to in paragraph 1 shall only be granted to vessel owners and, with the exception of traditional fishing vessels, shall only be granted in return for the scrapping of the vessel that is more than 35 years old.

3. The amount of the support referred to in paragraph 1 shall not exceed 15% of the total investment and EUR 80 000.

4. The Commission shall be empowered to adopt delegated acts, in accordance with Article 127, laying down detailed rules for the application of the criteria set out in this Article.

Amendment 278

Proposal for a regulation

Article 33 – title

Text proposed by the Commission

Health and safety on board

Amendment

Health, **hygiene** and safety on board

Amendment 279

Proposal for a regulation

Article 33 – paragraph 1

Text proposed by the Commission

1. In order to improve working conditions on board for fishermen the EMFF may support investments on board or in individual equipments **providing** that these investments go beyond standards required under national or Union law.

Amendment

1. In order to improve **health, hygiene, safety, working and living** conditions on board for fishermen, the EMFF may support investments on board or in individual equipments **provided** that these investments go beyond standards required under national or Union law **and do not increase the fishing capacity of the vessel.**

Amendment 280

Proposal for a regulation

Article 33 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In order to improve care for fishermen in the event of an accident, the EMFF may promote joint projects to make medical training widely available to entire crews.

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Amendment 281

Proposal for a regulation
Article 33 a (new)

Text proposed by the Commission

Amendment

Article 33a

Temporary cessation of fishing activities

1. The EMFF shall only contribute to financing measures for the temporary cessation of fishing activities in the following cases :

(a) acting within the scope of a multiannual plan as defined in Regulation (EU) No .../.... [on the CFP];

(b) when the Commission has adopted emergency pursuant to Article 13 of Regulation (EU) No .../.... [on the CFP];

(c) during biological recovery periods at given critical phases of the life cycles of species, where such measures are necessary for the sustainable exploitation of fishery resources, helping to sustain stocks and allowing fishing to continue outside such rest periods.

Support shall be granted by means of financial compensation for the period of inactivity.

2. The duration of the measures referred to in paragraph 1 shall be determined on the basis of the best available scientific research concerning the status of stocks.

3. The recurrent seasonal suspension of fishing periods which is not covered by paragraph 1(c) shall not be taken into account when granting compensation or making payments under this Article.

4. The EMFF may contribute to the financing of the measures referred to in paragraph 1 for affected fishermen and owners of fishing vessels, for a maximum period of six months per vessel

throughout the programming period. The support shall be granted to:

(a) the owners of fishing vessels included in the Union Fleet Register who have engaged in fishing activities for at least 120 days preceding the submission of the application for support; and

(b) crew members who have worked on board a fishing vessel affected by temporary cessation of activities under the conditions referred to in point (a) of this paragraph.

4. During periods when the support referred to in paragraph 1 is being received, the fishing vessel and the crew members affected shall not engage in any fishing activity. Member States shall ensure that activity has ceased.

Amendment 282

Proposal for a regulation Article 33 b (new)

Text proposed by the Commission

Amendment

Article 33b

Mutual funds for the purpose of insurance

1. The EMFF may contribute to mutual funds recognised by a Member State in accordance with its national law which enable fishermen who are affiliated members to insure themselves against losses caused by:

(a) natural disasters; or

(b) environmental or health incidents.

.

2. Events shall be formally recognised as natural disasters or environmental or

health incidents by the Member State concerned or, if they so require, by the internal rules of the mutual fund . Member States may, where appropriate, establish criteria in advance based on which such formal recognition shall be deemed to be granted.

Amendment 283

Proposal for a regulation

Article 34

Text proposed by the Commission

Amendment

Article 34

deleted

Support to systems of transferable fishing concessions of the CFP

1. In order to establish or modify systems of transferable fishing concessions under Article 27 of the [Regulation on the CFP], the EMFF may support:

a) the design and development of technical and administrative means necessary for the creation or functioning of a transferable fishing concessions system;

b) stakeholder participation in designing and developing transferable fishing concessions systems;

c) the monitoring and evaluation of transferable fishing concessions systems;

d) the management of transferable concessions systems.

2. Support under paragraph 1 (a), (b) and (c) shall only be granted to public authorities. Support under paragraph 1 (d) of this Article shall be granted to public authorities legal or natural persons or recognized producer organizations involved in collective management of pooled transferable fishing concessions in accordance with Article 28(4) of the

Regulation on Common Fisheries.

Justification

The rapporteur is opposed to the introduction of transferable fishing concessions. Such an arrangement would serve to monetise fishing rights and would endanger small-scale and coastal fishing.

Amendment 284

Proposal for a regulation

Article 35 – title

Text proposed by the Commission

Support *to* the implementation of conservation measures under the CFP

Amendment

Support *for the design and* implementation of conservation measures under the CFP

Amendment 285

Proposal for a regulation

Article 35 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to ensure efficient implementation of conservation measures under *Articles 17 and 21 of* the [Regulation on Common Fisheries Policy] the EMFF may support:

Amendment

1. In order to ensure efficient *design and* implementation of *the CFP's priorities on regionalisation and* conservation measures *adopted* under the [Regulation on Common Fisheries Policy], *including the multiannual plans*, the EMFF may support:

Amendment 286

Proposal for a regulation

Article 35 – paragraph 1 – point a

Text proposed by the Commission

(a) the design **and** development of technical and administrative means necessary for the implementation of conservation measures in the meaning of **Articles 17 and 21 of** the [Regulation on Common Fisheries Policy];

Amendment

(a) the design, development **and monitoring** of technical and administrative means necessary for the **drafting and implementation of *the multiannual plans*** **and** conservation measures in the meaning of the [Regulation on Common Fisheries Policy];

Amendment 287

Proposal for a regulation

Article 35 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the establishment of a coherent network of fish stock recovery areas pursuant to Regulation (EU) No .../... [on CFP];

Amendment 288

Proposal for a regulation

Article 35 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(ab) the implementation of biological recovery periods;

Amendment 289

Proposal for a regulation

Article 35 – paragraph 1 – point b

Text proposed by the Commission

(b) stakeholder participation in designing and implementing conservation measures in the meaning *of Articles 17 and 21* of the [Regulation on Common Fisheries Policy]

Amendment

(b) stakeholder participation *and cooperation between Member States* in designing and implementing *the multiannual plans and* conservation measures in the meaning of the [Regulation on Common Fisheries Policy]

Amendment 290

Proposal for a regulation

Article 35 – paragraph 2

Text proposed by the Commission

2. The support referred to in paragraph 1 *shall only* be granted to public authorities.

Amendment

2. The support referred to in paragraph 1 *may* be granted to public authorities, *to Advisory Councils, to scientific bodies, to recognised organisations of fishermen and to producer organisations, provided that they are involved in the implementation of the multiannual plans and the conservation measures under the CFP.*

Amendment 291

Proposal for a regulation

Article 36 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to reduce the impact of fishing on the marine environment, foster the elimination of discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the EMFF may support investments in equipment:

Amendment

1. In order to reduce the impact of fishing on the marine environment, foster the elimination of discards and facilitate the transition to ***a sustainable*** exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the EMFF may support ***research and instruments or systems***:

Amendment 292

Proposal for a regulation

Article 36 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) replacing the fishing gear provided that the new gear has a more appropriate size, a better species selectivity, a limited impact on the marine environment and vulnerable marine ecosystems and does not increase the capacity of the fishing vessel to catch fish;

Amendment 293

Proposal for a regulation

Article 36 – paragraph 1 – point b

Text proposed by the Commission

(b) reducing unwanted catches of commercial stocks or other by-catches;

Amendment

(b) reducing unwanted *or unauthorised* catches of commercial stocks or other by-catches, *with an emphasis on the development and introduction of devices to reduce these catches*;

Amendment 294

Proposal for a regulation

Article 36 – paragraph 1 – point c

Text proposed by the Commission

(c) limiting the physical and biological impacts of fishing on the ecosystem or the sea bed.

Amendment

(c) limiting *and, where possible, eliminating* the physical and biological impacts of fishing on the ecosystem or the sea bed, *particularly in areas identified as biogeographically sensitive*;

Amendment 295

Proposal for a regulation

Article 36 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) protecting gear and catches from mammals and birds protected by Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora¹ or Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009

*on the conservation of wild birds²,
provided that it does not undermine the
selectivity of the fishing gear and that all
appropriate measures are taken to avoid
physical damage to the predators.*

¹ OJ L 206 , 22.7.1992 p.7.

² OJ L 20, 26.1.2010, p. 7.

Amendment 296

Proposal for a regulation

Article 36 – paragraph 1 – point c b (new)

Text proposed by the Commission

Amendment

*(cb) reducing the negative impact of
fishing activities on animal welfare.*

Amendment 297

Proposal for a regulation

Article 36 – paragraph 1 – point c c (new)

Text proposed by the Commission

Amendment

*(cc) contributing to the assessment of fish
stocks.*

Amendment 298

Proposal for a regulation

Article 36 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In the outermost regions, the support referred to in paragraph 1 may be granted to anchored fish aggregating devices (FADs) only if they contribute to sustainable and selective fishing.

Amendment 299

Proposal for a regulation Article 36 – paragraph 3

Text proposed by the Commission

Amendment

3. Support shall only be granted when the gear or other equipment referred under paragraph 1 has demonstrably better size–selection **or** lower impact on non–target species than the standard gear or other equipment permitted under Union law or relevant national law of Member States adopted in the context of regionalisation as referred to in the [Regulation on the CFP].

3. Support shall only be granted when the gear or other equipment referred under paragraph 1 demonstrably **has a substantially** better size–selection **and a** lower impact on **the ecosystem and on** non–target species than the standard gear or other equipment, **instruments or systems** permitted under Union law or relevant national law of Member States adopted in the context of regionalisation as referred to in the [Regulation on the CFP].

Amendment 300

Proposal for a regulation Article 36 – paragraph 4 – point b

Text proposed by the Commission

Amendment

(b) fishermen who own the gear to be

(b) fishermen who own the gear,

replaced and who have worked on board of a Union fishing vessel for at least 60 days during the two years preceding the date of submission of the application;

instruments or systems to be replaced and who have worked on board of a Union fishing vessel for at least 60 days during the two years preceding the date of submission of the application;

Amendment 301

Proposal for a regulation Article 36 a (new)

Text proposed by the Commission

Amendment

Article 36a

Support to mitigate the economic impact of exceptional events

In order to mitigate the economic impact of an exceptional event that prevents normal fishery from being conducted, support may be granted under the EMFF to fishing vessel owners and fishermen for the temporary suspension of fisheries activities. The implementation of fish stock conservation measures shall not be considered to be an exceptional event.

Justification

Alongside fish stock conservation measures, the EMFF Regulation must include an instrument for addressing exceptional events, such as natural disasters or large-scale maritime pollution, in order to mitigate the situation, on a temporary basis, for the fishing vessel owners and fishermen affected.

Amendment 302

Proposal for a regulation

Article 37 – paragraph 1

Text proposed by the Commission

1. In order to contribute to the elimination of discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the EMFF may support projects **aiming at developing** or **introducing** new technical or organisational knowledge reducing impacts of fishing activities on the environment or **achieving** a more sustainable use of marine biological resources.

Amendment

1. In order to contribute to the elimination of discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the EMFF may support projects that **aim to develop, improve** or **introduce** new technical or organisational knowledge reducing impacts of fishing activities on the environment, **including improved fishing techniques and improved selectivity of fishing operations**, or **to achieve** a more sustainable use of marine biological resources, **based on an ecosystem-approach to fisheries management**.

Amendment 303

Proposal for a regulation

Article 37 – paragraph 2

Text proposed by the Commission

2. Operations financed under this Article **must** be carried out in collaboration with a scientific or technical body recognised by **the national law of** each Member State which shall validate the results of such operations.

Amendment

2. Operations financed under this Article, **which may be implemented by organisations of fishermen recognised by a Member State, shall** be carried out in collaboration with a scientific or technical body recognised by each Member State which shall validate the results of such operations.

Amendment 304

Proposal for a regulation Article 37 – paragraph 3

Text proposed by the Commission

3. The results of operations financed under this Article shall be ***the subject to adequate publicity*** by the Member State according to Article 120.

Amendment

3. The results of operations financed under this Article shall be ***made publicly available*** by the Member State according to Article 120.

Amendment 305

Proposal for a regulation Article 37 – paragraph 4

Text proposed by the Commission

4. Fishing vessels involved in projects financed under this Article shall not exceed 5 % of the vessels of the national fleet or 5 % of the national fleet tonnage in gross tonnage, calculated at the time of submission of the application.

Amendment

4. Fishing vessels involved in projects financed under this Article shall not exceed 5 % of the vessels of the national fleet or 5 % of the national fleet tonnage in gross tonnage, calculated at the time of submission of the application. ***At the request of a Member State, in duly justified circumstances and on the basis of a recommendation by the STECF, the Commission may approve projects that exceed the limits set in this paragraph.***

Amendment 306

Proposal for a regulation

Article 37 – paragraph 5

Text proposed by the Commission

5. Operations consisting of testing new fishing gear or techniques shall be carried out within the limits of the fishing opportunities allocated to the Member State.

Amendment

5. Operations consisting of testing new fishing gear or techniques shall be carried out within the limits of the fishing opportunities allocated to the Member State ***or within the quota for scientific research pursuant to Article 33(6) of Regulation (EC) No 1224/2009.***

Amendment 307

Proposal for a regulation Article 38 – paragraph 1

Text proposed by the Commission

1. In order to stimulate the participation of fishermen in the protection and restoration of marine biodiversity and ecosystems including the services they provide in the framework of sustainable fishing activities, the EMFF may support the following operations:

- (a) collection of waste from the sea such as the removal of lost fishing gears and marine litter;
- (b) the construction or installation of static or movable facilities intended to protect and enhance marine fauna and flora;
- (c) the contribution to a better management or conservation of resources;
- (d) management, restoration and monitoring ***NATURA 2000 sites in***

Amendment

1. In order to stimulate the participation of fishermen in the protection and restoration of marine biodiversity and ecosystems including the services they provide in the framework of sustainable fishing activities, the EMFF may support the following operations ***which have a direct effect on the activities of the fishing sector:***

- (a) collection, ***by fishermen,*** of waste from the sea such as the removal of lost fishing gears and marine litter;
- (b) the construction, installation ***or modernisation*** of static or movable facilities ***that can be easily dismantled which are*** intended to protect and enhance marine fauna and flora ***and scientific studies and evaluations of such facilities;***
- (c) the contribution to a better management or conservation of ***marine biological*** resources;
- (d) ***the identification, selection,*** management, restoration and monitoring

accordance with Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora and Council and European Parliament Directive 2009/147/EC of 30 November 2009 on the conservation of wild birds, in accordance with prioritised action frameworks established pursuant to Council Directive 92/43/EEC;

(e) management, restoration and monitoring of marine protected areas in view of the implementation of the spatial protection measures referred to in Article 13(4) of *the European Parliament and Council Directive 2008/56/EC;*

(f) the participation in other actions aimed at maintaining and enhancing biodiversity and ecosystem services, such as the restoration of specific marine and coastal habitats in support of sustainable fish stocks.

of:

(i) NATURA 2000 sites in accordance with Council Directive 92/43/EEC and Directive 2009/147/EC or in accordance with prioritised action frameworks established pursuant to Council Directive 92/43/EEC, where operations are related to fishing activities,

(ii) marine protected areas in view of the implementation of the spatial protection measures *related to fishing activities* referred to in Article 13(4) of *Directive 2008/56/EC;*

(e) the participation in other actions aimed at maintaining and enhancing biodiversity and ecosystem services, *in connection with Union action in the field of marine environment policy and consistent with an ecosystem-based approach to fisheries management,* such as the restoration of specific marine and coastal habitats in support of sustainable fish stocks, *including the preparation of such actions and their scientific evaluation;*

(ea) environmental awareness involving fishermen with regard to protection and restoration of marine biodiversity.

Amendment 308

Proposal for a regulation

Article 38 – paragraph 2

Text proposed by the Commission

2. Operations under this Article shall be implemented by public law bodies and shall involve fishermen **or** organisations of fishermen, recognised by the Member State, or non-governmental organisation in partnership with organisations of fishermen or FLAGs as defined under Article 62.

Amendment

2. Operations under this Article shall be implemented by ***technical or scientific*** public law bodies and shall involve fishermen, ***Advisory Councils***, organisations of fishermen recognised by the Member State, or non-governmental organisation in partnership with organisations of fishermen or FLAGs as defined under Article 62

Amendment 309

Proposal for a regulation Article 39 – title

Text proposed by the Commission

Mitigation of climate change

Amendment

Energy efficiency and reduction of capacity

Amendment 310

Proposal for a regulation Article 39 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to ***mitigate the effects of climate change*** the EMFF may support:

Amendment

1. In order to ***improve the energy efficiency of fishing vessels***, the EMFF may support:

Amendment 311

Proposal for a regulation

Article 39 – paragraph 1 – point a

Text proposed by the Commission

(a) investments on board aimed at reducing the emission of pollutants or green-house gases and increasing energy efficiency of fishing vessels;

Amendment

(a) investments ***in equipment or*** on board, aimed at reducing the emission of pollutants or green-house gases and increasing energy efficiency of fishing vessels, ***including the withdrawal, replacement or modernisation of main or ancillary engines, provided that the power of the new engine is at least 40 % lower than that of the engine replaced;***

Amendment 312

Proposal for a regulation

Article 39 – paragraph 1 – point b

Text proposed by the Commission

(b) energy efficiency audits and schemes.

Amendment

(b) energy efficiency audits, ***advice*** and schemes, ***provided that they do not lead to an increase in fishing effort.***

Amendment 313

Proposal for a regulation

Article 39 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the protection and restoration of seagrass beds and coastal wetlands which are carbon sinks of critical importance in mitigating the negative impact of climate change;

Amendment 314

Proposal for a regulation

Article 39 – paragraph 1 – point b b (new)

Text proposed by the Commission

Amendment

(bb) replacement of high energy consuming fishing gears with lower energy consuming ones, provided that changes do not result in an increase in the fishing capacity of the fishing unit and that the replaced fishing gear is confiscated and destroyed;

Amendment 315

Proposal for a regulation

Article 39 – paragraph 1 – point b c (new)

Text proposed by the Commission

Amendment

(bc) independent evaluations and audits of the energy footprint of fish products in the market place in order to allow consumers to differentiate fish products coming from fishing methods which are

less energy intensive.

Amendment 316

Proposal for a regulation Article 39– paragraph 2

Text proposed by the Commission

2. **Support shall not contribute to the replacement or modernisation of main or ancillary engines.** Support shall **only** be granted to owners of fishing vessels and **not more than** once during the programming period for the same fishing vessel.

Amendment

2. Support shall be granted **only** to owners of fishing vessels and **only** once during the programming period for the same fishing vessel.

Amendment 317

Proposal for a regulation Article 39 – paragraph 3

Text proposed by the Commission

3. The Commission shall be empowered to adopt delegated acts in accordance with Article 127 **in order to define** the investments eligible under paragraph 1(a).

Amendment

3. The Commission shall be empowered to adopt delegated acts, in accordance with Article 127, **fixing** the investments eligible under paragraph 1(a) **and laying down detailed rules for the application of the criteria set out in this Article.**

Amendment 318

Proposal for a regulation Article 40 – paragraph 1

Text proposed by the Commission

1. In order to improve the quality of ***the fish caught*** the EMFF may support ***investments on board for this purpose***.

Amendment

1. In order to improve the ***added value and the*** quality of ***commercial catches***, the EMFF may support:

(a) investments which add value to fishing products, in particular by allowing fishermen to carry out the processing, marketing and direct sale of their own catches;

(b) innovative investments on board which improve the quality and conservation of fishing products;

Amendment 319

Proposal for a regulation Article 40 – paragraph 2

Text proposed by the Commission

2. ***In order to improve the use of unwanted catches the*** EMFF may support investments on board to make the best use of unwanted catches of commercial stocks and valorise underused components of fish caught, in line with Article 15 of the [Regulation on Common Fisheries Policy] and Article 8(b) of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Amendment

2. ***The*** EMFF may support investments on board to ***improve handling, storing and landing of unwanted catches, to*** make the best use of unwanted catches of commercial stocks and ***to*** valorise underused components of fish caught, in line with Article 15 of the [Regulation on Common Fisheries Policy] and Article 8(b) of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Amendment 320

Proposal for a regulation Article 40 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Support under paragraph 1(b) shall be conditional upon the use of selective gears to minimise unwanted catch.

Amendment 321

Proposal for a regulation Article 40 – paragraph 4

Text proposed by the Commission

Amendment

4. The support referred to in paragraph 1 shall only be granted to owners of Union fishing vessels whose vessels **are which** have carried a fishing activity for at least 60 days at sea during the two years preceding the date of submission of the application.

4. The support referred to in paragraph 1(**b**) shall only be granted to owners of Union fishing vessels whose vessels have carried **out** a fishing activity for at least 60 days at sea during the two **calendar** years preceding the date of submission of the application.

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Amendment 322

Proposal for a regulation Article 41 – paragraph 1

Text proposed by the Commission

Amendment

1. For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving

1. The EMFF may support investments improving fishing port infrastructure or landing sites.

safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection.

Amendment 323

Proposal for a regulation Article 41 – paragraph 2

Text proposed by the Commission

2. In order to facilitate the use of unwanted catches the EMFF may support investments in fishing ports and landing sites which enable to make the best use of unwanted catches of commercial stocks and which valorise under-used components of the fish caught, in line with Article 15 of the [Regulation on Common Fisheries Policy] and Article 8(b) of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Amendment

2. Investments may concern:

(a) the improvement of the quality, freshness and traceability of landed products;

(b) the improvement of landing, processing, storage and auction conditions;

(c) the use of unwanted catches of commercial stocks and the putting to better use of under-used components of catches, in line with Article 15 of the Regulation (EU) No .../..... [on CFP] and Article 8(b) of Regulation (EU) No .../.... [on the common organisation of the markets in fishery and aquaculture products];

(d) energy efficiency;

(e) environmental protection, notably the

collection, storage and treatment of waste and marine litter;

(f) the improvement of hygiene, health and safety;

(g) the improvement of working conditions;

(h) the supply of ice, water and electricity;

(i) equipment for repairing and maintenance of fishing vessels;

(j) the construction, modernisation and extension of quays to improve safety during landing or loading;

(k) the computerised management of fishing activities;

(l) the networking of fishing ports, landing sites and auction halls.

Amendment 324

Proposal for a regulation Article 41 a (new)

Text proposed by the Commission

Amendment

Article 41 a

Protection of maritime heritage

1. In order to support and promote traditional maritime crafts related to fisheries and to preserve or maintain operational vessels that are covered by the protection of the maritime heritage of a Member State, the EMFF may support:

(a) training and investments for the support of traditional shipyards and traditional maritime crafts;

(b) investments on board that aim to restore traditional wooden fishing vessels without increasing the fishing capacity of those vessels;

(c) Investments for the safekeeping and maintenance of traditional fishing vessels that are covered by the protection of maritime heritage and that have been decommissioned.

2. Support shall be granted only to the owners of shipyards and fishing vessels and only once during the programming period for the same fishing vessel.

3. Member States shall ensure that vessels receiving support under paragraph 1 (b) continue to operate.

Amendment 325

Proposal for a regulation

Article 42 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to reduce the impact of inland fishing on the environment, increase energy efficiency, increase the quality of fish landed, or to improve safety *or* working conditions, the EMFF may support the following investments:

Amendment

1. In order to reduce the impact of inland fishing on the environment, *to* increase energy efficiency, *to* increase the quality of fish landed, or to improve *health*, safety, working conditions, *human capital and training*, the EMFF may support the following investments:

Amendment 326

Proposal for a regulation

Article 42 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) promotion of human capital and social dialogue subject to the conditions

set out in Article 31;

Amendment 327

Proposal for a regulation

Article 42 – paragraph 1 – point b

Text proposed by the Commission

(b) in equipment as referred to in Article 36 and under the conditions set out in *that Article*;

Amendment

(b) in equipment *and projects* as referred to in Article 36 *and Article 37* and under the conditions set out in *those Articles*;

Amendment 328

Proposal for a regulation

Article 42 – paragraph 1 – point d

Text proposed by the Commission

(d) on *existing* ports and landing sites as referred to in Article 41 and under the conditions set out in that Article.

Amendment

(d) on *fishing* ports, *shelters* and landing sites as referred to in Article 41 and under the conditions set out in that Article;

Amendment 329

Proposal for a regulation

Article 42 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) improvement of the value or quality of fish caught as referred to in Article 40 and subject to the conditions set out in that Article.

Amendment 330

Proposal for a regulation

Article 42 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The EMFF may support investments relating to entrepreneurship as referred to in Article 32 and subject to the same conditions as set out in that Article.

Amendment 331

Proposal for a regulation

Article 42 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. The EMFF may support the development and facilitation of innovation in accordance with Article 28, the advisory services in accordance with Article 29 and partnerships between scientists and fishermen in accordance with Article 30.

Amendment 332

Proposal for a regulation

Article 42 – paragraph 2 – point a

Text proposed by the Commission

(a) References made in Articles 33, 36 and 39 to fishing vessels shall be understood as references to vessels operating exclusively in inland water;

Amendment

(a) References made in Articles 33, 36, **37**, 39 **and 40** to fishing vessels shall be understood as references to vessels operating exclusively in inland water;

Amendment 333

Proposal for a regulation

Article 42 – paragraph 2 – point b

Text proposed by the Commission

(b) References made in Article 36 to the marine environment shall be understood as references to the environment in which the inland fishing vessel *operates*.

Amendment

(b) References made in Article 36 to the marine environment shall be understood as references to the environment in which inland fishing *is carried out*.

Amendment 334

Proposal for a regulation

Article 42 – paragraph 3

Text proposed by the Commission

3. In order to sustain diversification by inland fishermen, the EMFF may support the *reassignment* of *vessels operating in*

Amendment

3. In order to sustain diversification by inland fishermen, the EMFF may support the *diversification* of inland fishing

inland fishing to other activities outside fishing *under* the conditions of Article 32 of this Regulation.

activities complementary to other activities outside fishing *subject to* the conditions of Article 32 of this Regulation.

Amendment 335

Proposal for a regulation Article 42 – paragraph 5

Text proposed by the Commission

5. In order to protect and develop aquatic fauna and flora, the EMFF may support *the participation of inland fishermen in managing, restoring and monitoring NATURA 2000 sites where these areas directly concern fishing activities as well as the rehabilitation of inland waters, including spawning grounds and migration routes for migratory species, without prejudice of Article 38(1)(d).*

Amendment

5. In order to protect and develop aquatic fauna and flora, the EMFF may support:

(a) without prejudice to Article 38(1)(d), the participation of inland fishermen in managing, restoring and monitoring NATURA 2000 sites where these areas directly concern fishing activities as well as the rehabilitation of inland waters, including spawning grounds and migration routes for migratory species ;

(b) the construction, modernisation or installation of static or movable facilities intended to protect and enhance aquatic fauna and flora, including their scientific monitoring and evaluation.

Amendment 336

Proposal for a regulation

Article 42 – paragraph 6

Text proposed by the Commission

6. Member States shall ensure that vessels receiving support under this Article continue to operate exclusively in inland waters.

Amendment

6. ***Without prejudice to paragraph 3,*** Member States shall ensure that vessels receiving support under this Article continue to operate exclusively in inland waters.

Amendment 337

Proposal for a regulation Article 44 – paragraph 1

Text proposed by the Commission

1. Support under this Chapter shall be limited to aquaculture enterprises unless otherwise expressly established.

Amendment

1. Support under this Chapter shall be limited to ***sustainable*** aquaculture enterprises, ***including those operated by entrepreneurs entering the sector referred to in paragraph 1a, and to organisations made up of aquaculture producers and entrepreneurs,*** unless otherwise expressly established. ***Support shall not be granted to operators who have committed serious infringements of Union environmental law.***

Amendment 338

Proposal for a regulation

Article 44 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. For the purposes of this Article, entrepreneurs entering the sector shall submit a business plan and, where the amount of the investment exceeds EUR 150 000, a feasibility study.

Amendment 339

Proposal for a regulation Article 44 – paragraph 2

Text proposed by the Commission

Amendment

2. Where operations consist of investments in equipment or infrastructure ensuring compliance with requirements on the environment, human or animal health, hygiene or animal welfare under Union law, and entering into force after 2014, may be granted until the date on which the standards become mandatory for the enterprises.

2. Support shall be limited to investments in equipment or infrastructure which have demonstrably a lower impact on the environment or a better performance with respect to human or animal health, hygiene or animal welfare than is required under Union law.

Support shall not be granted to aquaculture operations using exotic species or genetically modified organisms.

Support shall not be granted to any intensive aquaculture operation in marine protected areas, fish stock recovery areas or at Natura 2000 sites.

Amendment 340

Proposal for a regulation

Article 45 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to stimulate innovation in aquaculture, the EMFF may support operations:

(a) **introducing new** technical or organisational knowledge in aquaculture farms which reduces **their** impact on the environment **or** fosters a **more** sustainable use of resources in aquaculture;

(b) **developing or introducing** in the market new or substantially improved products **compared to the state of art**, new or improved processes, new or improved management and organisation systems.

Amendment

1. In order to stimulate innovation in **sustainable** aquaculture, the EMFF may support **projects that aim to**:

(a) **develop** technical, **scientific** or organisational knowledge in aquaculture farms, which, **in particular**, reduces **the** impact on the environment, **reduces dependence on fish meal and oil**, fosters a sustainable use of resources in aquaculture **or facilitates new sustainable production methods**;

(b) **develop or introduce** in the market new or substantially improved products, new or improved processes, new or improved management and organisation systems **as well as innovations or improvements in the production and processing of aquaculture products**;

(ba) explore the technical or economic feasibility of innovations, products or processes.

Amendment 341

Proposal for a regulation Article 45 – paragraph 2

Text proposed by the Commission

2. Operations under this Article **must** be carried out in collaboration with a scientific or technical body as recognised by the national law of each Member State, which shall validate the results of such operations.

Amendment

2. Operations under this Article **shall** be carried out **by or** in collaboration with a **public or private** scientific, **academic** or technical body as recognised by the national law of each Member State which shall validate the results of such operations.

Amendment 342

Proposal for a regulation Article 45 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The EMFF shall provide a financial contribution for development and innovation in aquaculture, implemented under multiannual strategic plans drawn up by Member States.

Amendment 343

Proposal for a regulation Article 46 – title

Text proposed by the Commission

Amendment

Investments in ***off-shore and non-food***
aquaculture

Investments in aquaculture

Amendment 344

Proposal for a regulation Article 46 – paragraph 1

Text proposed by the Commission

Amendment

1. In order to foster forms of aquaculture with high growth potential, the EMFF may

1. In order to foster forms of ***sustainable*** aquaculture with high growth potential, the

support *investment in the development of* off-shore or non food aquaculture.

EMFF may support : –

(a) productive investments in aquaculture, including in off-shore or non food aquaculture;

(b) diversification of production and of the species exploited as well as studies on yield and location suitability.

Amendment 345

Proposal for a regulation

Article 46 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Support under paragraph 1 may be granted for the increase in production and/or modernisation of existing aquaculture enterprises or the construction of new ones provided that the development is consistent with the multiannual national strategic plan for the development of aquaculture.

Amendment 346

Proposal for a regulation

Article 46 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Support under this Article shall be granted only where it has been clearly demonstrated in an independent marketing report that good sustainable market prospects exist for the product.

The enterprises created shall be economically viable and shall not contribute to overproduction in the sector.

Amendment 347

Proposal for a regulation

Article 47 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to foster entrepreneurship in aquaculture, the EMFF may support investments contributing to:

Amendment

1. In order to foster entrepreneurship in **sustainable** aquaculture, the EMFF may support investments contributing to:

Amendment 348

Proposal for a regulation

Article 47 – paragraph 1 – point a

Text proposed by the Commission

(a) adding value to aquaculture products, **in particular** by **allowing** the aquaculture **enterprise to carry** out the processing, marketing and direct sale of its own aquaculture production;

Amendment

(a) adding value to aquaculture products, **for example** by **supporting** the aquaculture **sector in carrying** out the processing, marketing and direct sale of its own aquaculture production, **or in establishing associations or association agreements for such processing**;

Amendment 349

Proposal for a regulation

Article 47 – paragraph 1 – point b

Text proposed by the Commission

(b) diversification of the income of aquaculture **enterprises** through the development of new aquaculture species with good market prospects;

Amendment

(b) diversification of the income of **the** aquaculture **sector** through the development of new **native** aquaculture species **in their respective areas offering added value and** with good market **and environmental** prospects;

Amendment 350

Proposal for a regulation

Article 47 – paragraph 1 – point c

Text proposed by the Commission

(c) diversification of the income of aquaculture enterprises through the development of complementary activities **outside aquaculture**.

Amendment

(c) diversification of the income of aquaculture enterprises through the development of complementary activities.

Amendment 351

Proposal for a regulation

Article 47 – paragraph 2

Text proposed by the Commission

2. Support under paragraph 1(c) shall be granted only to aquaculture enterprises provided that the complementary activities outside aquaculture relate to the core aquaculture **business of enterprise**, such as angling tourism, aquaculture environmental services or educational

Amendment

2. Support under paragraph 1(c) shall be granted only to aquaculture enterprises provided that the complementary activities outside aquaculture relate to the core aquaculture **production or marketing**, such as angling tourism, aquaculture environmental services or educational

activities on aquaculture.

activities on aquaculture.

Amendment 352

Proposal for a regulation

Article 48 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to improve the overall performance and competitiveness of aquaculture farms, the EMFF may support:

Amendment

1. In order to improve the overall performance and competitiveness of aquaculture farms ***and to reduce the environmental impact of their operations***, the EMFF may support:

Amendment 353

Proposal for a regulation

Article 48 – paragraph 1 – point b

Text proposed by the Commission

(b) the provision of farm advisory services of technical, scientific, legal or economic nature.

Amendment

(b) the provision of farm advisory services of technical, scientific, legal, ***environmental*** or economic nature.

Amendment 354

Proposal for a regulation

Article 48 – paragraph 2 – point d

Text proposed by the Commission

(d) health and safety standards based on Union and national legislation;

Amendment

(d) health, **hygiene** and safety standards based on Union and national legislation;

Amendment 355

Proposal for a regulation

Article 48 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) the promotion of equal opportunities, especially with regard to gender equality and the integration of disabled people;

Amendment 356

Proposal for a regulation

Article 48 – paragraph 3

Text proposed by the Commission

3. Support under paragraph (1)(a) shall only be granted to public law bodies selected to set up the farm advisory services. Support under paragraph (1)(b) shall only be granted to aquaculture SMEs **or** aquaculture producer's organisations.

Amendment

3. Support under paragraph (1)(a) shall only be granted to public law bodies selected to set up the farm advisory services **or to professional organisations recognised by the Member State**. Support under paragraph (1)(b) shall only be granted to aquaculture SMEs, **aquaculture professional organisations recognised by the Member State**, aquaculture producer's

organisations *or associations of aquaculture producer organisations.*

Amendment 357

Proposal for a regulation
Article 48 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. When the support to be granted does not exceed EUR 4 000, the beneficiary may be selected through an accelerated procedure.

Amendment 358

Proposal for a regulation
Article 48 – paragraph 4

Text proposed by the Commission

Amendment

4. Aquaculture farms shall not receive support for the advisory services more than once for each category of services covered under paragraph 2 (a) to (e) during the programming period.

deleted

Amendment 359

Proposal for a regulation

Article 49 – paragraph 1 – point a

Text proposed by the Commission

(a) lifelong learning, dissemination of scientific knowledge and innovative practices **and** acquisition of new professional skills in aquaculture;

Amendment

(a) **professional training**, lifelong learning, **the** dissemination of scientific **and technical** knowledge and innovative practices, **the** acquisition of new professional skills in aquaculture, **the improvement of working conditions, the promotion of occupational safety and the reduction of the environmental impact of aquaculture operations**;

Amendment 360

Proposal for a regulation

Article 49 – paragraph 1 – point b

Text proposed by the Commission

(b) networking and exchange of experience and best practice among aquaculture enterprises or professional organisations and other stakeholders, including scientific bodies or those promoting equal opportunities between men and women.

Amendment

(b) networking and exchange of experience and best practice among aquaculture enterprises or professional organisations and other **private or public** stakeholders, including scientific, **technical and training** bodies or those promoting equal opportunities between men and women.

Amendment 361

Proposal for a regulation

Article 49 – paragraph 2

Text proposed by the Commission

Amendment

2. Support referred to in paragraph 1(a) shall not be granted to large aquaculture enterprises.

deleted

Amendment 362

Proposal for a regulation

Article 50 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. In order to contribute to the development of the aquaculture sites and infrastructures, the EMFF may support:

1. In order to contribute to the development of the aquaculture sites and infrastructures **and to reduce the environmental impact of the operations**, the EMFF may support:

–

Amendment 363

Proposal for a regulation

Article 50 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) identification and mapping of most suitable areas for developing aquaculture, **and** where applicable, taking into account maritime spatial planning processes;

(a) **the** identification and mapping of most suitable areas for developing **sustainable** aquaculture **with low environmental impact**, where applicable, taking into account maritime spatial planning processes, **as well as follow-up actions for environmental interactions during the production phase of aquaculture**

activities;

Amendment 364

Proposal for a regulation

Article 50 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the identification and mapping of area, such as nursery grounds, coastal spawning areas, marine protected areas, Natura 2000 sites or fish stock recovery areas where intensive aquaculture activities should be excluded in order to maintain the role of such areas in the functioning of the ecosystem ;

Amendment 365

Proposal for a regulation

Article 50 – paragraph 1 – point b

Text proposed by the Commission

Amendment

b) improvement of infrastructures of aquaculture *areas* including through land consolidation, energy supply or water management;

(b) *the* improvement and development of *the* support installations and infrastructures necessary for increasing the potential of aquaculture sites and decreasing the ecological footprint of aquaculture, including through investment in land consolidation, energy supply or water management;

Amendment 366

Proposal for a regulation Article 50 – paragraph 1 – point c

Text proposed by the Commission

(c) action taken ***and implemented*** by competent authorities under ***of Article 9(1) of Directive 2009/147/EC or Article 16(1) of Directive 92/43/EC*** with the aim of preventing serious damages to aquaculture.

Amendment

(c) action taken by competent authorities ***aiming to mitigate conflicts with wild species protected*** under Directive 2009/147/EC or Directive 92/43/EC, with the aim of preventing serious damages to aquaculture.

Amendment 367

Proposal for a regulation Article 50 – paragraph 2

Text proposed by the Commission

2. ***Beneficiaries of*** support under this Article shall only be public law bodies.

Amendment

2. ***Eligibility for*** support under this Article shall be ***limited to*** public law bodies ***or private organisations entrusted by a Member State to carry out the activities referred to in points (a), (aa) and (b) of paragraph 1.***

Amendment 368

Proposal for a regulation

Article 51 – title

Text proposed by the Commission

Encouraging new aquaculture *farmers*

Amendment

Encouraging new *farmers in the sector of sustainable aquaculture and aquaculture processing*

Amendment 369

Proposal for a regulation

Article 51 – paragraph 1

Text proposed by the Commission

1. In order to foster entrepreneurship in aquaculture, the EMFF may support the setting up of aquaculture enterprises by new starting farmers.

Amendment

1. In order to foster entrepreneurship in aquaculture, the EMFF may support the setting up of *sustainable* aquaculture enterprises *or cooperatives* by new starting farmers, *including in the related processing sector, with particular focus on young aquaculturists and gender equality.*

Amendment 370

Proposal for a regulation

Article 51 – paragraph 2 – introductory part

Text proposed by the Commission

2. Support 1 shall be granted to aquaculture farmers entering the sector provided that they:

Amendment

2. Support *under paragraph* 1 shall be granted to aquaculture farmers entering the sector provided that they:

Amendment 371

Proposal for a regulation

Article 51 – paragraph 2 – point b–

Text proposed by the Commission

(b) are setting up for the first time ***an aquaculture*** micro or small enterprise as heads of such enterprise;

Amendment

(b) are setting up for the first time ***a*** micro or small enterprise ***in the sector of aquaculture or in the related processing sector,*** as heads of such enterprise;

Amendment 372

Proposal for a regulation

Article 51 – paragraph 2 – point c

Text proposed by the Commission

(c) submit ***a*** business plan for the development of their aquaculture activities.

Amendment

(c) submit ***an economically and environmentally credible*** business plan for the development of their aquaculture activities, ***including a plan on how to minimise the ecological footprint of their activity.***

Amendment 373

Proposal for a regulation

Article 52 – title

Text proposed by the Commission

Promotion of aquaculture with high level

Amendment

Promotion of ***sustainable*** aquaculture with

Amendment 374

Proposal for a regulation

Article 52 – paragraph 1 – introductory part

Text proposed by the Commission

In order to substantially reduce the impact of aquaculture on the environment the EMFF may support investments:

Amendment

In order to substantially reduce the impact of aquaculture on the environment the EMFF may support ***the following*** investments:

Amendment 375

Proposal for a regulation

Article 52 – paragraph 1 – point a

Text proposed by the Commission

(a) allowing ***for*** a substantial reduction of impact of aquaculture enterprises on water, in particular through reducing the amount of water used or improving the output water quality, including through the deployment of multi-trophic aquaculture systems;

Amendment

(a) allowing a substantial reduction of ***the usage and quality***, in particular through reducing the amount of water ***or chemicals, antibiotics and other medicines*** used, or improving the output water quality, including through the deployment of multi-trophic aquaculture systems;

Amendment 376

Proposal for a regulation

Article 52 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) promotion of closed aquaculture systems;

Amendment 377

Proposal for a regulation

Article 52 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) limiting the negative impact of aquaculture enterprises on nature or biodiversity;

(b) limiting the negative impact of aquaculture enterprises on nature ***and promoting environmental protection and biodiversity, in particular limiting the impact on wild fish stocks, the interactions with predator species, the use of toxic chemicals and antibiotics and other environmental impacts linked to intensive aquaculture;***

Amendment 378

Proposal for a regulation

Article 52 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) the purchase of ***the*** equipment protecting aquaculture farms from wild predators ***benefitting from protection under Council and European Parliament Directive 2009/147/EEC and Council***

(c) the purchase of equipment protecting aquaculture farms from wild predators;

Amendment 379

Proposal for a regulation

Article 52 – paragraph 1 – point e

Text proposed by the Commission

(e) the restoration of existing aquaculture ponds or lagoons through removal of silt, ***or possible measures aimed at the*** prevention of silt deposition.

Amendment

(e) the restoration of ***estuaries***, existing aquaculture ponds or lagoons ***and connected habitats*** through removal of silt or prevention of silt deposition.

Amendment 380

Proposal for a regulation

Article 53 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to promote the development of organic or energy efficient aquaculture, the EMFF may support:

Amendment

1. In order to promote the development of organic or ***more*** energy efficient aquaculture, the EMFF may support:

Amendment 381

Proposal for a regulation

Article 53 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the conversion of operations for the farming of carnivorous species into operations for the farming of herbivorous species which do not rely for feeding on fresh, wild, marine or freshwater fish, fishmeal or fish oil products;

Amendment 382

Proposal for a regulation

Article 53 – paragraph 1 – point a b (new)

Text proposed by the Commission

Amendment

(ab) promotion of closed system aquaculture where fish and other aquatic products are farmed in closed recirculation systems, minimizing water use.

Amendment 383

Proposal for a regulation

Article 53 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) the participation in the Union eco-management and audit schemes established by Regulation (EC) No 761/2001 of the European *parliament* and of the *council* of 19 March 2001 allowing voluntary participation by organisations in a

(b) the participation in the Union eco-management and audit schemes *such as those* established by Regulation (EC) No 761/2001 of the European *Parliament* and of the *Council* of 19 March 2001 allowing voluntary participation by organisations in

Community eco-management and audit scheme (EMAS).

a Community eco-management and audit scheme (EMAS) *or participation in nationally recognised environmental management schemes;*

Amendment 384

Proposal for a regulation

Article 53 – paragraph 2

Text proposed by the Commission

2. Support shall only be granted to beneficiaries who commit themselves for a minimum of **3** years to participate in the EMAS or *for a minimum of 5 years* to comply with the requirements of organic production.

Amendment

2. Support shall only be granted to beneficiaries who commit themselves for a minimum of *five* years to participate in the EMAS or *for a minimum of five years* to comply with the requirements of organic production.

Amendment 385

Proposal for a regulation

Article 53 – paragraph 3

Text proposed by the Commission

3. Support shall take the form of compensation for a maximum of *two* years during the period of the conversion of the enterprise to organic production or during the preparation for participation in the EMAS scheme.

Amendment

3. Support shall take the form of compensation for a maximum of *five* years during the period of the conversion of the enterprise to organic production or during the preparation for participation in the EMAS scheme.

Amendment 386

Proposal for a regulation

Article 53 – paragraph 4 – point a

Text proposed by the Commission

(a) the loss of revenue or additional costs incurred during the period of transition from conventional into organic production for operations eligible under paragraph 1(a) of this Article;

Amendment

(a) the loss of revenue or additional costs incurred during the period of transition from conventional into organic production **or the maintenance of organic production** for operations eligible under paragraph 1(a) of this Article;

Amendment 387

Proposal for a regulation

Article 54 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to foster the development of aquaculture providing environmental services, the EMFF may support:

Amendment

1. In order to foster the development of **sustainable** aquaculture providing environmental services, the EMFF may support:

Amendment 388

Proposal for a regulation

Article 54 – paragraph 1 – point a

Text proposed by the Commission

(a) aquaculture methods compatible with specific environmental needs and subject to specific management requirements resulting from the designation of

Amendment

(a) **extensive and semi-intensive** aquaculture methods compatible with specific environmental needs and subject to specific management requirements

NATURA 2000 areas in accordance with Council Directive 92/43/EEC and **Council and European Parliament** Directive 2009/147/EC;

resulting from the designation of NATURA 2000 areas in accordance with Council Directive 92/43/EEC and Directive 2009/147/EC;

Amendment 389

Proposal for a regulation Article 54 –paragraph 1 – point b

Text proposed by the Commission

(b) participation in ex–situ conservation and reproduction of aquatic animals, within the framework of conservation and biodiversity restoration programmes developed by public authorities, or under their supervision;

Amendment

(b) **the costs directly related to** participation in ex–situ conservation and reproduction of aquatic animals, within the framework of conservation and biodiversity restoration programmes developed by public authorities, or under their supervision;

Amendment 390

Proposal for a regulation Article 54 –paragraph 1 – point c

Text proposed by the Commission

(c) forms of extensive aquaculture including conservation and improvement of the environment, biodiversity, and management of the landscape and traditional features of aquaculture zones.

Amendment

(c) forms of extensive **and semi–intensive** aquaculture, **both in coastal zones and in inland waters**, including conservation and improvement of the environment, biodiversity, and management of the landscape and traditional features of aquaculture zones.

Amendment 391

Proposal for a regulation Article 54 – paragraph 2

Text proposed by the Commission

2. Support under paragraph 1 (a) shall take the form of annual compensation for the additional costs incurred or income foregone resulting from management requirements in the areas concerned, related to the implementation of Council Directive 92/43/EEC or Council and European Parliament Directive 2009/147/EC.

Amendment

2. Support under paragraph 1(a) shall take the form of annual compensation for the additional costs incurred ***and***/or income foregone resulting from management requirements in the areas concerned, related to the implementation of Council Directive 92/43/EEC or Council and European Parliament Directive 2009/147/EC.

Amendment 392

Proposal for a regulation Article 54 – paragraph 4

Text proposed by the Commission

4. Support provided under paragraph 1 (c) shall take the form of annual compensation for the additional costs incurred.

Amendment

4. Support provided under paragraph 1(c) shall take the form of annual compensation for the additional costs incurred ***and compensation for losses caused to aquaculture stocks by protected species, on the condition that protection measures have been taken.***

Amendment 393

Proposal for a regulation Article 55 – paragraph 1

Text proposed by the Commission

1. The EMFF **shall** support compensation to mollusc farmers for the temporary suspension of harvesting of farmed molluscs exclusively for reasons of public health.

Amendment

1. The EMFF **may** support compensation to mollusc farmers for the temporary suspension of harvesting of farmed molluscs exclusively for reasons of public health.

Amendment 394

Proposal for a regulation

Article 55 – paragraph 2 – point a

Text proposed by the Commission

(a) it lasts for **more than four months consecutively**; or

Amendment

(a) it lasts for **one month**; or

Amendment 395

Proposal for a regulation

Article 55 – paragraph 2 – point b

Text proposed by the Commission

(b) the loss, resulting from the suspension of the harvest, amounts to more than **35 %** of the annual turnover of the business concerned, calculated on the basis of the average turnover of the business over the preceding three years.

Amendment

(b) the loss, resulting from the suspension of the harvest, amounts to more than **15 %** of the annual turnover of the business concerned, calculated on the basis of the average turnover of the business over the preceding three years, **or, when the company has a lower implementation period, in the prior activity period. Member States may establish special calculation rules for use in respect of companies with less than one year of**

activity.

Amendment 396

Proposal for a regulation Article 55 – paragraph 3

Text proposed by the Commission

3. The duration for which compensation may be granted shall be of maximum 12 months over the entire programming period.

Amendment

deleted

Amendment 397

Proposal for a regulation Article 56 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to foster animal health and welfare in aquaculture enterprises, particularly in terms of prevention and bio-security, the EMFF may support:

Amendment

1. In order to foster animal health and welfare in aquaculture enterprises, particularly in terms of prevention and bio-security, the EMFF may support ***aquaculture farms and professional aquaculture organisations in respect of the following operations:***

Amendment 398

Proposal for a regulation

Article 56 – paragraph 1 – point a

Text proposed by the Commission

(a) the control and eradication of diseases in aquaculture under the terms of Council Decision 2009/470/EC on expenditure in the veterinary field;

Amendment

(a) the **costs of** control and eradication of diseases in aquaculture under the terms of Council Decision 2009/470/EC on expenditure in the veterinary field, **including the necessary operating costs to fulfil the obligations laid down in an eradication plan;**

Amendment 399

Proposal for a regulation

Article 56 – paragraph 1 – point b

Text proposed by the Commission

(b) the development of general and species specific best practices or codes of conducts on bio–security **or on** animal welfare needs in aquaculture;

Amendment

(b) the development of general and species specific best practices or codes of conducts on bio–security, animal **health and animal** welfare needs in aquaculture;

Amendment 400

Proposal for a regulation

Article 56 – paragraph 1 – point c

Text proposed by the Commission

(c) **increasing the availability of** veterinary medicines **for its use in aquaculture and promoting appropriate use of such medicines** through the commissioning of pharmaceutical studies and the dissemination and exchange of

Amendment

(c) **initiatives aimed at reducing the dependence of aquaculture on** veterinary medicines;

information.

Amendment 401

Proposal for a regulation

Article 56 – paragraph 1 – c a (new)

Text proposed by the Commission

Amendment

(ca) the establishment and operation of health protection groups in the aquaculture sector as recognised by Member States.

Amendment 402

Proposal for a regulation

Article 57 – paragraph 1 - introductory part

Text proposed by the Commission

Amendment

1. In order to safeguard the income of aquaculture producers the EMFF may support the contribution to an aquaculture stock insurance which shall cover the losses due to:

1. In order to safeguard the income of aquaculture producers the EMFF may support the contribution to an aquaculture stock insurance ***or a mutual fund recognised by a Member State*** which shall cover the losses due to ***at least one of the following:***

Amendment 403

Proposal for a regulation

Article 57 – paragraph 1 – point a

Text proposed by the Commission

(a) natural disasters;

Amendment

(a) natural disasters *or extensive pollution of the marine environment*;

Amendment 404

Proposal for a regulation

Article 57 – paragraph 1 point c

Text proposed by the Commission

(c) sudden water quality changes;

Amendment

(c) sudden water quality *and quantity* changes;

Amendment 405

Proposal for a regulation

Article 57 – paragraph 1 point d

Text proposed by the Commission

(d) diseases in aquaculture or destruction of production facilities.

Amendment

(d) diseases in aquaculture, *predation, mechanical failures* or destruction of production facilities, *for which the operator is not responsible*;

Amendment 406

Proposal for a regulation

Article 57 – paragraph 1 point d a (new)

Text proposed by the Commission

Amendment

(da) severe damage to facilities caused by wild animals, including infestation of aquaculture farms by invasive species;

Amendment 407

Proposal for a regulation

Article 57 – paragraph 1 – point d b (new)

Text proposed by the Commission

Amendment

(db) environmental pollution caused by an incident external to the aquaculture farm;

Amendment 408

Proposal for a regulation

Article 57 – paragraph 1 – point d c (new)

Text proposed by the Commission

Amendment

(dc) collection and destruction of animals that have died on the farm as a result of natural causes or farm accidents for which the operator is not responsible, or have been slaughtered and buried on the farm itself for animal health reasons with prior authorisation by the relevant authorities.

Amendment 409

Proposal for a regulation

Article 57 – paragraph 2 –subparagraph 1

Text proposed by the Commission

2. The occurrence of an adverse climatic event or *the outbreak of disease* in aquaculture shall be formally recognised as such by the Member State concerned.

Amendment

2. The occurrence of an adverse climatic event, *disease, extensive pollution or any of the relevant circumstances provided for in paragraph 1* in aquaculture shall be formally recognised as such by the Member State concerned.

Amendment 410

Proposal for a regulation

Article 57 – paragraph 3

Text proposed by the Commission

3. Support shall only be granted for aquaculture stock insurance contracts which cover economic losses under paragraph 1 exceeding **30%** of the average annual production of the aquaculture farmer.

Amendment

3. Support shall only be granted for aquaculture stock insurance contracts *or mutual funds* which cover economic losses under paragraph 1 exceeding **25 %** of the average annual production of the aquaculture farmer.

Amendment 411

Proposal for a regulation

Article 58

Text proposed by the Commission

The EMFF shall support the sustainable development of fisheries areas following a

Amendment

The EMFF shall support the sustainable development of fisheries *and aquaculture*

community–led local development approach as set out in Article 28 of the [Regulation (EU) No [...] laying down Common Provisions].

areas following a community–led local development approach as set out in Article 28 of the [Regulation (EU) No [...] laying down Common Provisions].

Amendment 412

Proposal for a regulation

Article 59 – paragraph 1

Text proposed by the Commission

Financial support under this Chapter shall contribute to the achievement of the Union priorities identified in Article 6(1).

Amendment

Financial support under this Chapter shall contribute to the achievement of the Union priorities identified in Article 6(1), **(2) and (3)**.

Justification

Fisheries areas are very important in the development of sustainable aquaculture and moreover have a big role to play in organizing innovation. We have numerous examples of regions being the driver of innovation in coastal areas, and when it comes to aquaculture the role of the region is crucial because of their responsibilities when it comes to spatial planning.

Amendment 413

Proposal for a regulation

Title 5 – chapter 3 – section 2 – title

Text proposed by the Commission

Fisheries areas, local partnerships and local development strategies

Amendment

Fisheries **and aquaculture** areas, local partnerships and local development strategies

Amendment 414

Proposal for a regulation Article 60 – title

Text proposed by the Commission

Fisheries areas

Amendment

Fisheries **and aquaculture** areas

Amendment 415

Proposal for a regulation Article 60 – paragraph 1 – introductory part

Text proposed by the Commission

1. A **fisheries** area eligible for support shall be:

Amendment

1. ***In order for an area to qualify as an area eligible for support, it shall be either a sea-fishing area, an inland fishing area or an aquaculture area. It shall be functionally coherent in geographical, biological, economic and social terms, taking specific account of the fisheries, aquaculture and related activities, and shall offer sufficient critical mass in terms of human, financial and economic resources to support a viable local development strategy.***

Amendment 416

Proposal for a regulation

Article 60 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) limited in size and, as a general rule, shall be smaller than NUTS level 3 of the common classification of territorial units for statistics within the meaning of Regulation (EC) No 1059/2003 of 26 May 2003 of the European Parliament and of the Council of 23 May 2003 on the establishment of a common classification of territorial units for statistics (NUTS); and

deleted

Amendment 417

Proposal for a regulation

Article 60 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) functionally coherent in geographical, economic and social terms, taking specific account of the fisheries and aquaculture sectors and offer sufficient critical mass in terms of human, financial and economic resources to support a viable local development strategy.

deleted

Amendment 418

Proposal for a regulation

Article 61 – paragraph 1

Text proposed by the Commission

1. For the purposes of the EMFF, the integrated local development strategy referred to in Article 28(1)(c) of [Regulation (EU) No [...] laying down Common Provisions] shall be based on the interaction between actors and projects of ***different sectors of the local economy, in particular*** the fisheries and aquaculture sectors;

Amendment

1. For the purposes of the EMFF, the integrated local development strategy referred to in Article 28(1)(c) of [Regulation (EU) No [...] laying down Common Provisions] shall be based on interaction ***and consultations*** between actors and projects of the fisheries and aquaculture sectors, ***as well as other sectors of the local economy. In this regard, Advisory Councils shall be consulted.***

Amendment 419

Proposal for a regulation

Article 61 – paragraph 2 – point a

Text proposed by the Commission

(a) maximise the participation of the fisheries and aquaculture sectors in the sustainable development of coastal and inland fisheries areas;

Amendment

(a) maximise the participation of the fisheries and aquaculture sectors in the sustainable development of coastal and inland fisheries ***and aquaculture*** areas;

Amendment 420

Proposal for a regulation

Article 61 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure that local communities fully exploit and benefit from the opportunities

Amendment

(b) ensure that local communities fully exploit and benefit from the opportunities

offered by maritime *and* coastal development.

offered by maritime, coastal *and inland water development and, in particular, help small and declining fishing ports to maximise their marine potential by developing a diversified infrastructure.*

Amendment 421

Proposal for a regulation Article 61 – paragraph 3

Text proposed by the Commission

3. The strategy must be coherent with the opportunities and needs identified in the area and the Union priorities for the EMFF. Strategies *may range from those which* focus on fisheries *to* broader *strategies* directed at the diversification of fisheries areas. The strategy shall go beyond a mere collection of operations or juxtaposition of sectoral measures.

Amendment

3. The strategy must be coherent with the opportunities and needs identified in the area and the Union priorities for the EMFF. Strategies *shall* focus *mainly* on fisheries *or aquaculture, although they may be* broader, directed at the diversification of fisheries *and aquaculture* areas. The strategy shall go beyond a mere collection of operations or juxtaposition of sectoral measures.

Amendment 422

Proposal for a regulation Article 61 – paragraph 5

Text proposed by the Commission

5. The Commission shall be empowered to adopt delegated acts in accordance with Article 127 concerning the content of the action plan referred to in Article 29(1)(e) of the [Regulation (EU) No [...] laying down Common Provisions].

Amendment

5. The integrated local development strategy shall include an action plan referred to in Article 29(1)(e) of the [Regulation (EU) No [...] laying down Common Provisions]. **The action plan shall set out, inter alia, the list of actions envisaged for implementing the strategy and, for each action, it shall specify the objectives of that action, the eligible**

expenditure, the admissible beneficiaries, the financial envelope related to associated public funds, the criteria for selecting operations and the performance indicators.

Amendment 423

Proposal for a regulation

Article 62 – paragraph 3 – point b

Text proposed by the Commission

(b) ensure a *significant representation of* fisheries and aquaculture *sectors*.

Amendment

(b) ensure *that a majority of representatives come from the* fisheries and *or the* aquaculture *sectors*.

Amendment 424

Proposal for a regulation

Article 62 – paragraph 4

Text proposed by the Commission

4. If the local development strategy is supported by other Funds in addition to the EMFF *a specific* selection body for EMFF supported projects shall *be established according to the criteria* set out in paragraph (3).

Amendment

4. If the local development strategy is supported by other Funds in addition to the EMFF, *the* selection body *of the FLAG* for EMFF supported projects shall *fulfil the requirements* set out in paragraph (3).

Amendment 425

Proposal for a regulation Article 62 – paragraph 7

Text proposed by the Commission

7. The respective roles of the FLAG, the managing authority for all implementation tasks relating to the strategy shall be clearly described in the operational programme.

Amendment

7. The respective roles of the FLAG, the managing authority ***and, where this differs from the managing authority, the implementing authority***, for all implementation tasks relating to the strategy, shall be clearly described in the operational programme.

Amendment 426

Proposal for a regulation Article 63 – paragraph 1

Text proposed by the Commission

1. The operations eligible under this Section are set out in Article 31 of the [Regulation (EU) No [...] laying down Common Provisions].

Amendment

1. The operations ***and costs*** eligible under this Section are set out in Article 31 of the [Regulation (EU) No [...] laying down Common Provisions].

Amendment 427

Proposal for a regulation Article 64 – paragraph 1

Text proposed by the Commission

1. Preparatory support shall cover capacity building, training and networking with a view to preparing and implementing a local

Amendment

1. Preparatory support shall cover capacity building, ***consultation***, training and networking with a view to preparing and

development strategy.

implementing a local development strategy.

Amendment 428

Proposal for a regulation

Article 65 – paragraph 1 – point a

Text proposed by the Commission

(a) adding value, creating jobs, and promoting innovation at all stages of the fisheries and aquaculture supply chain;

Amendment

(a) adding value, creating jobs, ***attracting young people*** and promoting innovation at all stages of the fisheries, aquaculture ***and processing*** supply chain;

Amendment 429

Proposal for a regulation

Article 65 – paragraph 1 – point b

Text proposed by the Commission

(b) supporting diversification and job creation in fisheries areas, ***in particular in other maritime sectors***;

Amendment

(b) supporting diversification and job creation in fisheries and aquaculture areas, ***including diversification into maritime activities that complement fisheries and aquaculture activities***;

Amendment 430

Proposal for a regulation

Article 65 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) strengthening training and improving working conditions in fisheries and aquaculture areas;

Amendment 431

Proposal for a regulation

Article 65 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) enhancing and capitalising on the environmental assets of the fisheries areas including operations to mitigate climate change;

(c) enhancing and capitalising on the environmental assets of the fisheries ***and aquaculture*** areas including operations to ***maintain biodiversity, to improve management of the coastal zone and to*** mitigate climate change;

Amendment 432

Proposal for a regulation

Article 65 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) promoting social well being and cultural heritage in fisheries areas including maritime cultural heritage;

(d) promoting social well being and cultural heritage in fisheries ***and aquaculture*** areas including ***fisheries and*** maritime cultural heritage;

Amendment 433

Proposal for a regulation Article 65 – paragraph 2

Text proposed by the Commission

2. The support given may include measures provided for Chapters I *and* II of this Title, provided there is a clear rationale for their management at local level. When assistance is granted for operations corresponding to these measures, the relevant conditions and the scales of contribution per operation laid down in Chapters I *and* II of this Title shall apply.

Amendment

2. The support given may include measures provided for *in* Chapters I, II *and* IV of this Title, provided there is a clear rationale for their management at local level. When assistance is granted for operations corresponding to these measures, the relevant conditions and the scales of contribution per operation laid down in Chapters I, II *and* IV of this Title shall apply.

Amendment 434

Proposal for a regulation Article 66 – paragraph 2

Text proposed by the Commission

2. *Apart* from other FLAGs, the partners of a FLAG under the EMFF may be a local public–private partnership that is implementing a local development strategy within or outside the Union.

Amendment

2. *For the purposes of this Article, apart* from other FLAGs, the partners of a FLAG under the EMFF may be *the participants in a cooperation project with a non-FLAG territory based on a* local public–private partnership that is implementing a local development strategy within or outside the Union.

Amendment 435

Proposal for a regulation

Article 66 – paragraph 3

Text proposed by the Commission

3. In cases where co-operation projects are not selected by the FLAGs, Member States shall establish a system of ongoing **application** for cooperation projects. They shall make public the national or regional administrative procedures concerning the selection of transnational cooperation projects and a list of eligible costs at the latest two years after the date of approval of their operational programme.

Amendment

3. In cases where co-operation projects are not selected by the FLAGs, Member States shall establish a system of ongoing **applications** for cooperation projects. They shall make public the national or regional administrative procedures concerning the selection of transnational cooperation projects and a list of eligible costs at the latest two years after the date of approval of their operational programme. **Advisory Councils may, due to their transnational character, be involved in that system of on-going applications.**

Amendment 436

Proposal for a regulation

Article 66 – paragraph 4

Text proposed by the Commission

4. **Approval of** cooperation projects shall take place no later than four months after the date of submission of the project.

Amendment

4. **Administrative decisions concerning** cooperation projects shall take place no later than four months after the date of submission of the project.

Amendment 437

Proposal for a regulation

Article 68

Text proposed by the Commission

Support under this Chapter shall contribute to **achieve the specific objectives of**

Amendment

Support under this Chapter shall contribute to:

Chapter I and Chapter II of this Title.

(a) the achievement of the specific objectives of Chapter I and Chapter II of this Title.

(b) the improvement of the competitiveness of the processing and marketing of fisheries and aquaculture products.

(c) the improvement of food safety and product quality.

(d) the development, production and marketing of new products and the use of new technologies and innovative production methods.

(e) reducing the negative impact on the environment and increase energy efficiency.

(f) a better use of minor species, of by-products and of waste.

(g) the development, production and marketing of new products and the use of new technologies and innovative production methods.

(h) the improvement of working conditions and worker training.

(i) the opening and development of new markets.

—

Amendment 438

Proposal for a regulation Article 69 – paragraph 1

Text proposed by the Commission

1. The EMFF *may* support the preparation and implementation of production and marketing plans referred to in Article 32 of

Amendment

1. The EMFF *shall* support the preparation and implementation of production and marketing plans referred to in Article 32 of

[Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

[Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Amendment 439

Proposal for a regulation

Article 70 – paragraph 1 – introductory part

Text proposed by the Commission

1. The EMFF may **support** compensation to recognised producer organisations and associations of producers organisations which store fishery products listed in Annex II **of** Regulation No. [on the common organisation of the market in fishery and aquaculture products], provided that the products are stored in conformity with Articles 35 and 36 of Regulation **No ...[on the common organisation of the markets in fishery and aquaculture products]:**

Amendment

1. The EMFF may **co-finance a** compensation to recognised producer organisations and associations of producers organisations which store fishery **and aquaculture** products listed in Annex II **to** Regulation No. [on the common organisation of the market in fishery and aquaculture products], provided that the products are stored in conformity with Articles 35 and 36 of **that** Regulation:

Amendment 440

Proposal for a regulation

Article 70 – paragraph 1 – point a

Text proposed by the Commission

(a) the amount of the storage aid shall not exceed the amount of the technical and financial costs of the actions required for the stabilisation and storage of the products in question;

Amendment

(a) the amount of the storage aid shall not exceed the amount of the technical and financial costs of the actions required for the stabilisation, **preparation** and storage of the products in question;

Amendment 441

Proposal for a regulation

Article 70 – paragraph 1 – point c

Text proposed by the Commission

(c) the financial assistance per year shall not exceed ***the following percentages*** of the average annual value of the marketed production at first sale of the members of producer organisation in the period 2009–2011. In the case that members of producer organisation did not have any marketed production in 2009–2011, the average annual value of marketed production in the first three years of production of such member shall be taken into account:

- ***1 % in 2014***
- ***0,8 % in 2015***
- ***0,6 % in 2016***
- ***0,4 % in 2017***
- ***0,2 % in 2018.***

Amendment

(c) the financial assistance per year shall not exceed **5 %** of the average annual value of the marketed production at first sale of the members of producer organisation in the period 2009–2011. In the case that members of producer organisation did not have any marketed production in 2009–2011, the average annual value of marketed production in the first three years of production of such member shall be taken into account.

Amendment 442

Proposal for a regulation

Article 70 – paragraph 2

Text proposed by the Commission

2. By 2019 support referred to in paragraph 1 shall be phased out.

Amendment

deleted

Amendment 443

Proposal for a regulation

Article 71 – paragraph 1 – introductory part

Text proposed by the Commission

1. The EMFF may support marketing measures for fishery and aquaculture products which aim at:

Amendment

1. The EMFF may support marketing measures for fishery, aquaculture ***and inland fishery*** products which aim at:

Amendment 444

Proposal for a regulation

Article 71 – paragraph 1 – point a – introductory part

Text proposed by the Commission

(a) improving the conditions for the placing on the market of:

Amendment

(a) ***finding new markets and*** improving the conditions for the placing on the market of ***fishery and aquaculture species, including:***

Amendment 445

Proposal for a regulation

Article 71 – paragraph 1 – point a – point i a (new)

Text proposed by the Commission

Amendment

(ia) products marketed by organisations of fishermen, by their associations and via auction halls;

Amendment 446

Proposal for a regulation

Article 71 – paragraph 1 – point a – point ii

Text proposed by the Commission

(ii) unwanted catches landed in conformity with Article 15 of [Regulation on the Common Fisheries Policy] and Article 8 (b) second indent of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products];

Amendment

(ii) unwanted catches landed **from commercial stocks** in conformity with **technical measures**, Article 15 of [Regulation on the Common Fisheries Policy] and Article 8 (b) second indent of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products];

Amendment 447

Proposal for a regulation

Article 71 – paragraph 1 – point a – point iii

Text proposed by the Commission

(iii) products obtained using methods with low impact on the environment or organic aquaculture products as defined in Council Regulation(EC) No 834/2007 on organic production.

Amendment

(iii) **fisheries or aquaculture** products obtained using methods with low impact on the environment, or organic aquaculture products as defined in Council Regulation(EC) No 834/2007 on organic production **or in closed aquaculture systems**;

Amendment 448

Proposal for a regulation

Article 71 – paragraph 1 – point a – point iii a (new)

Text proposed by the Commission

Amendment

(iiia) local and seasonal products, including products covered by Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs;

Amendment 449

Proposal for a regulation

Article 71 – paragraph 1 – point a – point iii b (new)

Text proposed by the Commission

Amendment

(iiib) new or upgraded products.

Amendment 450

Proposal for a regulation

Article 71 – paragraph 1 – point b – introductory part

Text proposed by the Commission

Amendment

(b) promoting *the* quality by facilitating:

(b) promoting quality *and added value* by facilitating:

Amendment 451

Proposal for a regulation

Article 71 – paragraph 1 – point b – point ii

Text proposed by the Commission

(ii) certification **and** promotion including **of** sustainable fishery and aquaculture products and of environmentally friendly processing methods;

Amendment

(ii) **the** certification **of quality and the** promotion **and creation of specific labelling with regard to** sustainable fishery and aquaculture products, –**small scale coastal fishing products, local and seasonal products** and environmentally friendly processing methods;

Amendment 452

Proposal for a regulation

Article 71 – paragraph 1 – point b – point ii a (new)

Text proposed by the Commission

Amendment

(**ia**) **the traceability of fishery and aquaculture products, including the development of a Union-wide ecolabel for fisheries and aquaculture products;**

Amendment 453

Proposal for a regulation

Article 71 – paragraph 1 – point b – point ii b (new)

Text proposed by the Commission

Amendment

(**ib**) **innovative processes and methods;**

Amendment 454

Proposal for a regulation

Article 71 – paragraph 1 – point b – point iii

Text proposed by the Commission

(iii) direct marketing of fishery products by small scale coastal fishermen.

Amendment

(iii) direct marketing of fishery products by small scale coastal fishermen ***and on-foot fishermen;***

Amendment 455

Proposal for a regulation

Article 71 – paragraph 1 – point b – point iii a (new)

Text proposed by the Commission

Amendment

(iiia) presentation and packaging of products;

Amendment 456

Proposal for a regulation

Article 71 – paragraph 1 – point b – point iii b (new)

Text proposed by the Commission

Amendment

(iiib) achievement of the compliance and certification requirements for products covered by Regulation (EC) 510/2006 by producers, processors and developers to which the control and certification systems apply.

Amendment 457

Proposal for a regulation Article 71 – paragraph 1 – point c

Text proposed by the Commission

(c) contributing to the transparency of production and the markets and conducting market surveys;

Amendment

(c) contributing to the transparency of production and the markets and conducting market surveys ***and studies on the Union's trade dependency*** ;

Amendment 458

Proposal for a regulation Article 71 – paragraph 1 – point e

Text proposed by the Commission

(e) creating producers' organisations, associations of producer organisations or inter-branch organisations recognised under Chapter II, Section III of Regulation [on the Common Organisation of the markets in fisheries and aquaculture products];

Amendment

(e) creating ***and merging*** producers' organisations, associations of producer organisations or inter-branch organisations recognised under Chapter II, Section III of Regulation [on the Common Organisation of the markets in fisheries and aquaculture products] ***in order to foster their role in the management of fisheries and marketing measures***;

Amendment 459

Proposal for a regulation

Article 71 – paragraph 1 – point f

Text proposed by the Commission

(f) conducting regional, national or transnational promotional campaigns for fishery and aquaculture products.

Amendment

(f) conducting regional, national or transnational promotional campaigns, ***including exhibitions and media campaigns, for environmentally sustainable*** fishery and aquaculture products.

Amendment 460

Proposal for a regulation

Article 72 – paragraph 1 – point --a (new)

Text proposed by the Commission

Amendment

(--a) for innovation in order to develop new products with greater quality and added value, new or improved processes and in new or improved management and organisational systems;

Amendment 461

Proposal for a regulation

Article 72 – paragraph 1 – point –b (new)

Text proposed by the Commission

Amendment

(–b) increasing the added value of products;

Amendment 462

Proposal for a regulation

Article 72 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) improving safety, hygiene, health and working conditions;

Amendment 463

Proposal for a regulation

Article 72 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) for the processing of organic aquaculture products as regulated in Article 6 and 7 of Council Regulation(EC) No 834/2007.

(d) for the processing ***of sustainable aquaculture products and*** of organic aquaculture products as regulated in Article 6 and 7 of Council Regulation(EC) No 834/2007.

Amendment 464

Proposal for a regulation

Article 72 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The EMFF may support companies, associations and technology centres representing the processing sector to develop research and innovation activities related to those referred to in paragraph 1.

—

Amendment 465

Proposal for a regulation Article 73 – paragraph 1

Text proposed by the Commission

1. The EMFF *may* support the compensation *regime* introduced by Council Regulation (EC) No 791/2007 for the additional costs incurred by the operators in the fishing, farming and marketing of certain fishery and aquaculture products from the *Azores, Madeira, the Canary Islands, French Guiana, and Réunion*.

Amendment

1. The EMFF *shall* support the compensation *scheme* introduced *pursuant to Article 349 TFEU* by Council Regulation (EC) No 791/2007 *to compensate* for the additional costs incurred by the operators in the fishing, farming, *processing* and marketing of certain fishery and aquaculture products from the *outermost regions*. *That scheme shall apply to all additional costs incurred by operators engaged in the activities referred to in this paragraph.*

Amendment 466

Proposal for a regulation Article 73 – paragraph 2

Text proposed by the Commission

2. Each Member State concerned shall determine for the regions referred to in paragraph 1 the list of fishery and aquaculture products and the quantity of those products eligible for the compensation.

Amendment

2. Each Member State concerned shall determine, for the regions referred to in paragraph 1, the list of *additional costs incurred by operators engaged in the activities referred to in paragraph 1*. *It shall also draw up the list of* fishery and aquaculture products and the quantity of those products eligible for the compensation.

Amendment 467

Proposal for a regulation Article 73 – paragraph 3

Text proposed by the Commission

3. When establishing the list and the quantities referred to in paragraph 2, Member States shall take into account all the relevant factors, in particular the need to ensure that the compensation is fully compatible with the rules of the CFP.

Amendment

3. When establishing the list and the quantities referred to in paragraph 2, Member States shall take into account all the relevant factors, in particular the need to ensure that the compensation is fully compatible with the rules of the CFP ***and that the fishing capacity of the fleets concerned is commensurate with the fishing opportunities that are available .***

Amendment 468

Proposal for a regulation Article 73 – paragraph 4 – point c a (new)

Text proposed by the Commission

Amendment

(ca) obtained by IUU fishing.

Amendment 469

Proposal for a regulation

Article 73 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. The following operators who incur additional costs in the marketing of fishery products shall be eligible for compensation:

(a) natural or legal persons using means of production to obtain fishery or aquaculture products with a view to placing them on the market;

(b) the owners or operators of vessels that are registered in the ports of the regions referred to in paragraph 1 and that are operating in those regions, or associations of such owners or operators;

(c) the operators in the processing and marketing sector or associations of such operators.

Amendment 470

Proposal for a regulation

Article 73 a (new)

Text proposed by the Commission

Amendment

Article 73a

Operators

1. Compensation shall be paid to operators carrying out fishing and aquaculture activities in the regions concerned.

2. The Member States concerned shall take the measures necessary to ensure that operators receiving the compensation remain economically viable.

Amendment 471

Proposal for a regulation

Article 74 – paragraph 1 – point a

Text proposed by the Commission

(a) for each fishery or aquaculture product the additional costs resulting from the specific handicaps of the regions concerned, and

Amendment

(a) for each fishery or aquaculture product ***or category of product*** the additional costs resulting from the specific handicaps of the regions concerned, and

Amendment 472

Proposal for a regulation

Article 74 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) any other support that the beneficiary continues to receive or has received for his activity.

Amendment 473

Proposal for a regulation

Article 75 – paragraph 1

Text proposed by the Commission

1. The Member States concerned shall submit to the Commission a compensation plan for each region concerned including the list and quantities referred to in Article

Amendment

1. The Member States concerned shall submit to the Commission a compensation plan for each region concerned including the list and quantities ***and the type of***

73, the level of compensation referred to in Article 74 and the competent authority as laid down in Article 99.

operators referred to in Article 73, the level of compensation referred to in Article 74 and the competent authority as laid down in Article 99.

Amendment 474

Proposal for a regulation

Article 75 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States may amend the content of the compensation plan referred to in paragraph 1. Such amendments shall be submitted to the Commission.

Amendment 475

Proposal for a regulation

Article 75 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission shall be empowered to adopt delegated acts in accordance **to** Article 127 **in order to define** the content of the compensation plan, including the criteria for the calculation of the additional costs resulting from the specific handicaps of the regions concerned.

2. The Commission shall be empowered to adopt delegated acts, in accordance **with** Article 127, **laying down** the content of the compensation plan, including the criteria for the calculation of the additional costs resulting from the specific handicaps of the regions concerned.

Amendment 476

Proposal for a regulation Article 75 a (new)

Text proposed by the Commission

Amendment

Article 75a

State aid

1. By way of derogation from Article 8, the Commission may authorise, in accordance with Article 108 TFEU, operating aid in the sectors producing, processing and marketing fishing and aquaculture products, with a view to alleviating the specific constraints in the outermost regions as a result of their isolation, insularity and extreme remoteness.

2. Member States may grant additional financing for the implementation of the compensation plans referred to in Article 75. In such cases, the Member States shall notify the Commission of the State aid which the Commission may approve in accordance with this Regulation as part of those plans. State aid has has been notified in accordance with this paragraph shall also be deemed to be notified within the meaning of the first sentence of Article 108(3) TFEU.

Amendment 477

Proposal for a regulation Article 78 – paragraph 1

Text proposed by the Commission

Amendment

1. The EMFF may support the implementation of a Union control, inspection and enforcement system as

1. The EMFF may support the implementation of a Union control, inspection and enforcement system as

provided for in Article 46 of the [Regulation on the Common Fisheries Policy] and specified in Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Union control system for ensuring compliance with the rules of the Common Fisheries Policy.

provided for in Article 46 of the [Regulation on the Common Fisheries Policy] and specified in Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Union control system for ensuring compliance with the rules of the Common Fisheries Policy, *as well as the installation of the components that are necessary to ensure the traceability of fisheries products pursuant to Article 58 of Council Regulation (EC) No 1224/2009. Such a system should result in a number of controls based on the size of fleets in different Member States.*

Amendment 478

Proposal for a regulation

Article 78 – paragraph 2 – point a

Text proposed by the Commission

(a) purchase *or* development of technology, including hardware and software, vessel detection systems (VDS), CCTV systems and IT networks enabling the gathering, administration, validation, analysis and exchange of, and the development of sampling methods for, data related to fisheries, as well as interconnection to cross–sectoral data exchange systems;

Amendment

(a) purchase, *installation and* development of technology, including hardware and software, vessel detection systems (VDS), CCTV systems and IT networks enabling the gathering, administration, validation, analysis, *risk management, submission* and exchange of, and the development of sampling methods for, data related to fisheries, as well as interconnection to cross–sectoral data exchange systems, *on condition that such operations respect individual freedoms and ensure that personal data is protected;*

Amendment 479

Proposal for a regulation

Article 78 – paragraph 2 – point b

Text proposed by the Commission

(b) purchase and installation of the components necessary to ensure data transmission from actors involved in fishing and the marketing of fishery products to the relevant Member State and EU authorities, including the necessary components for electronic recording and reporting systems (ERS), vessel monitoring systems (VMS), and automatic identification systems (AIS) used for control purposes;

Amendment

(b) ***development***, purchase and installation of the components, ***including computer hardware and software, that are*** necessary to ensure data transmission from actors involved in fishing and the marketing of fishery products to the relevant Member State and EU authorities, including the necessary components for electronic recording and reporting systems (ERS), vessel monitoring systems (VMS), and automatic identification systems (AIS) used for control purposes;

Amendment 480

Proposal for a regulation

Article 78 – paragraph 2 – point c

Text proposed by the Commission

(c) purchase and installation of the components necessary to ensure traceability of fishery and aquaculture products, as defined in Article 58 of Council Regulation (EC) No 1224/2009;

Amendment

(c) ***development***, purchase and installation of the components, ***including computer hardware and software, which are*** necessary to ensure traceability of fishery and aquaculture products, as defined in Article 58 of Council Regulation (EC) No 1224/2009;

Amendment 481

Proposal for a regulation

Article 78 – paragraph 2 – point e

Text proposed by the Commission

(e) modernisation and purchase of patrol vessels, aircrafts and helicopters, provided they are used at least 60% of the time **for fisheries control**;

Amendment

(e) modernisation and purchase of patrol vessels, aircrafts and helicopters, provided they are used **for fisheries control for** at least 60 % of the **total time that the equipment is used per year**;

Amendment 482

Proposal for a regulation

Article 78 – paragraph 2 – point g

Text proposed by the Commission

(g) implementation of pilot projects related to fisheries control, including fish DNA analysis or the development of web-sites related to control;

Amendment

(g) **development of innovative control and monitoring systems and** implementation of pilot projects related to fisheries control, including fish DNA analysis or the development of web-sites related to control;

Amendment 483

Proposal for a regulation

Article 78 – paragraph 2 – point j a (new)

Text proposed by the Commission

Amendment

(ja) **programmes delivering tougher control for stocks subject to specific control and inspection programmes established in accordance with Article 95 of Council Regulation (EC) No 1224/2009, including any operational**

costs incurred;

Amendment 484

Proposal for a regulation

Article 78 – paragraph 2 – point j b (new)

Text proposed by the Commission

Amendment

(jb) programmes linked to the implementation of an action plan established in accordance with Article 102(4) of Regulation (EC) No 1224/2009, including any operational costs incurred.

Amendment 485

Proposal for a regulation

Article 78 – paragraph 3

Text proposed by the Commission

Amendment

3. The measures listed in points (h), (i) *and* (j) of paragraph 2 of this Article shall only be eligible for support if they relate to control activities carried out by a public authority.

3. The measures listed in points (h), (i), (j), *(ja) and (jb)* of paragraph 2 of this Article shall only be eligible for support if they relate to control activities carried out by a public authority.

Amendment 486

Proposal for a regulation

Article 78 a (new)

Text proposed by the Commission

Amendment

Article 78a

Collective actions with a view to strengthening and standardising controls

1. With a view to strengthening and standardising controls, the EMFF may support the implementation of transnational projects aimed at developing and testing the inter-State control, inspection and enforcement systems provided for under Article 46 of the Regulation (EU) No .../..... [on the CFP] and laid down in Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the CFP.

2. Eligible types of operation include in particular the following:

(a) international training programmes for personnel responsible for monitoring, control and surveillance of fisheries activities;

(b) initiatives, including seminars and media tools, for standardising the interpretation of regulations and associated controls in the Union.

Amendment 487

**Proposal for a regulation
Article 79 – paragraph 1**

Text proposed by the Commission

Amendment

1. The EMFF shall support the collection and management and use of primary biological, technical, environmental and socioeconomic data as in the multiannual

1. The EMFF shall support the collection and management, ***analysis*** and use of primary biological, technical, environmental and socioeconomic data

Union programme referred to in Article 37(5) of the [Regulation on the Common Fisheries Policy].

necessary for sustainable ecosystem-based fisheries and aquaculture management as in the multiannual Union programme referred to in Article 37(5) of the [Regulation on the Common Fisheries Policy].

Amendment 488

Proposal for a regulation Article 79 – paragraph 2 – point a

Text proposed by the Commission

(a) the management and use of data for the purpose of scientific analysis and CFP implementation;

Amendment

(a) the *collection*, management and use of data for the purpose of scientific analysis and CFP implementation;

Amendment 489

Proposal for a regulation Article 79 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the purchase or development of technology, including computer hardware and software, required for the collection, management and use of data;

Amendment 490

Proposal for a regulation

Article 79 – paragraph 2 – point b

Text proposed by the Commission

(b) national multi–annual sampling programmes;

Amendment

(b) national, ***transnational and sub-national*** multi–annual sampling programmes;

Amendment 491

Proposal for a regulation

Article 79 – paragraph 2 – point c

Text proposed by the Commission

Data collection

(c) at–sea monitoring of commercial and recreational fisheries;

Amendment

Data collection

(c) at–sea monitoring of commercial and recreational fisheries, ***including the monitoring of by-catches of marine organisms and birds***;

Amendment 492

Proposal for a regulation

Article 79 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

(da) management of annual work programmes with regard to technical and scientific expertise in fisheries, the processing of data communications and data sets and preparatory work for the provision of scientific advice;

Amendment 493

Proposal for a regulation

Article 79 – paragraph 2 – point d b (new)

Text proposed by the Commission

Amendment

(db) Organisation and management of fisheries expert meetings;

Amendment 494

Proposal for a regulation

Article 79 – paragraph 2 – point e

Text proposed by the Commission

Amendment

Data collection

Data collection

(e) the participation *of* Member States' representatives in regional coordination meetings as referred to in Article 37(4) of the [Regulation on the Common Fisheries Policy], meetings of regional fisheries management organisations of which the EU is a contracting partner or an observer or meetings of international bodies in charge of providing scientific advice.

(e) the participation, *by representatives* of Member States *and their scientific experts, as well as by* representatives *of regional authorities*, in regional coordination meetings as referred to in Article 37(4) of the [Regulation on the Common Fisheries Policy], meetings of regional fisheries management organisations of which the EU is a contracting partner or an observer or meetings of international bodies in charge of providing scientific, *economic or technical* advice;

Amendment 495

Proposal for a regulation

Article 79 – paragraph 2 – point e a (new)

Text proposed by the Commission

Data collection

Amendment

Data collection

(ea) the improvement of data collection and data management systems and the implementation of pilot studies to improve existing data collection and data management systems;

Amendment 496

Proposal for a regulation

Article 79 – paragraph 2 – point e b (new)

Text proposed by the Commission

Data collection

Amendment

Data collection

(eb) the operating costs incurred by the collection and processing of data.

Amendment 497

Proposal for a regulation

Article 79 a (new)

Text proposed by the Commission

Amendment

Article 79 a

Penalties

The Commission shall be empowered to adopt delegated acts, in accordance with Article 150, penalising a Member State by freezing and/or decreasing funds from the

EMFF for failure:

(a) to fulfil its data collection and transmission obligations or fail to report its actual fishing fleet capacity; or

(b) to tackle problems with IUU-fishing within its waters and/or within its fishing fleet.

Justification

As Member States do not always fulfil their reporting obligations an effective tool is needed to raise compliance with these common EU provisions.

Amendment 498

Proposal for a regulation

Article 81 – paragraph 1 – introductory part

Text proposed by the Commission

Support under this Chapter shall contribute to the development and implementation of the Union's Integrated Maritime Policy. It shall:

Amendment

Support under this Chapter shall contribute to ***enhancing*** the development and implementation of the Union's Integrated Maritime Policy. It shall:

Amendment 499

Proposal for a regulation

Article 81 – paragraph 1 – point a – point i

Text proposed by the Commission

(i) promoting actions which encourage Member States and ***EU*** regions to develop introduce or implement integrated maritime governance;

Amendment

(i) promoting actions which encourage Member States and ***their*** regions to develop, introduce or implement integrated maritime governance;

Amendment 500

Proposal for a regulation

Article 81 – paragraph 1 – point a – point ii

Text proposed by the Commission

(ii) promoting dialogue and cooperation with and among Member States and stakeholders on marine and maritime issues, including by developing sea–basin strategies;

Amendment

(ii) promoting dialogue and cooperation with and among Member States and stakeholders on marine and maritime issues, including by developing ***and implementing integrated*** sea-basin strategies, ***bearing in mind the need for a balanced approach in all sea basins and taking into account the specific characteristics of maritime basins and sub–basins and the relevant macroregional strategies, where appropriate;***

Amendment 501

Proposal for a regulation

Article 81 – paragraph 1 – point a – point iii

Text proposed by the Commission

(iii) promoting cross–sectoral cooperation platforms and networks, including representatives of public authorities, regional and local authorities, industry, the tourism sector, research stakeholders, citizens, civil society organisations and the social partners;

Amendment

(iii) promoting cross–sectoral cooperation platforms and networks, including representatives of ***national*** public authorities, regional and local authorities, industry, the tourism sector, research stakeholders, citizens, civil society organisations and the social partners, ***including within sea basins strategies;***

Amendment 502

Proposal for a regulation

Article 81 – paragraph 1 – point a – point iv

Text proposed by the Commission

(iv) promoting the exchange of best practices and dialogue at international level, including bilateral dialogue with third countries without prejudice to other agreements or arrangements which may exist between the EU and the third countries concerned;

Amendment

(iv) promoting the exchange of best practices and dialogue at international level, including bilateral dialogue with third countries, ***taking into account the United Convention of the Law of the Sea (UNCLOS) and the relevant existing international conventions based on UNCLOS***, without prejudice to other agreements or arrangements which may exist between the EU and the third countries concerned;

Amendment 503

Proposal for a regulation

Article 81 – paragraph 1 – point b – introductory part

Text proposed by the Commission

(b) ***Contribute*** to the development of cross-sectoral initiatives that are mutually beneficial to different maritime sectors and/or sectoral policies, taking into account and building upon existing tools and initiatives, such as:

Amendment

(b) ***contribute*** to the development of cross-sectoral initiatives that are mutually beneficial to different maritime ***and marine*** sectors and/or sectoral policies, taking into account and building upon existing tools and initiatives, such as:

Amendment 504

Proposal for a regulation

Article 81 – paragraph 1 – point b – point i

Text proposed by the Commission

(i) integrated maritime surveillance to enhance effectiveness and efficiency through information exchange across sectors and borders while taking due account of existing and future systems;

Amendment

(i) integrated maritime surveillance to enhance **security**, effectiveness and efficiency through information exchange across sectors and borders while taking due account of existing and future systems;

Amendment 505

Proposal for a regulation

Article 81 – paragraph 1 – point b – point iii

Text proposed by the Commission

(iii) the progressive development of a comprehensive and publicly accessible high quality marine knowledge base **which shall** facilitate sharing, re-use and dissemination of these data and knowledge among various user groups.

Amendment

(iii) the progressive development of a comprehensive and publicly accessible high quality marine knowledge base **to reduce duplication**, facilitate sharing, re-use and dissemination of these data and knowledge among various user groups.

Amendment 506

Proposal for a regulation

Article 81 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) improve the cooperation between Member States through the exchange of information and best practices among the various coast guard functions, with the aim of creating a European Coast Guard.

Amendment 507

Proposal for a regulation

Article 81 – paragraph 1 – point c

Text proposed by the Commission

(c) **Supporting** sustainable economic growth, employment, innovation and new technologies within emerging and prospective maritime sectors in coastal regions, in complementarity with established sectoral and national activities.

Amendment

(c) **support** sustainable economic growth, employment, innovation and new technologies within emerging and prospective maritime sectors, **as well as** in coastal, **insular and outermost** regions **of the Union**, in complementarity with established sectoral and national activities.

Amendment 508

Proposal for a regulation

Article 81 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) support the development of human capital in the maritime sector, in particular by promoting cooperation and exchanges in the field of training.

Amendment 509

Proposal for a regulation

Article 81 – paragraph 1 – point d

Text proposed by the Commission

(d) ***promoting*** the protection of the marine environment, in particular its biodiversity and marine protected areas such as Natura 2000 sites, and the sustainable use of marine and coastal resources ***and to further define the boundaries of the sustainability*** of human activities ***that have an impact on the marine environment***, in particular in the framework of the Marine Strategy Framework Directive.

Amendment

(d) ***promote*** the protection of the marine environment, in particular its biodiversity and marine protected areas such as Natura 2000 sites, and the sustainable use of marine and coastal resources ***by applying an ecosystem-based approach*** to the ***management*** of human activities, in accordance with the objectives of ***achieving and maintaining a good environmental status as required by*** the Marine Strategy Framework Directive.

Amendment 510

Proposal for a regulation

Article 82 – paragraph 1 – point b

Text proposed by the Commission

(b) projects, including test projects and cooperation projects;

Amendment

(b) projects, ***from design to implementation***, including test ***and pilot*** projects and ***national and cross-border*** cooperation projects;

Amendment 511

Proposal for a regulation

Article 82 – paragraph 1 – point c

Text proposed by the Commission

(c) public information and sharing best practice, awareness raising campaigns and

Amendment

(c) public information and sharing best practice, ***including with regard to relevant***

associated communication and dissemination activities such as publicity campaigns, events, the development and maintenance of websites, stakeholder platforms, including corporate communication of the political priorities of the Union as far as they are related to the general objectives of this Regulation;

effective European research programmes, awareness raising campaigns and associated communication and dissemination activities such as publicity campaigns, events, the development and maintenance of websites, stakeholder platforms, including corporate communication of the political priorities of the Union as far as they are related to the general objectives of this Regulation;

Amendment 512

Proposal for a regulation

Article 82 – paragraph 1 – point d

Text proposed by the Commission

(d) conferences, seminars and workshops;

Amendment

(d) conferences, seminars, *forums* and workshops;

Amendment 513

Proposal for a regulation

Article 82 – paragraph 1 – point e

Text proposed by the Commission

(e) exchange of best practices, coordination activities including information sharing networks and *steering mechanisms* for sea-basin strategies;

Amendment

(e) exchange of best practices, coordination activities including information sharing networks and *development support* for sea-basin strategies;

Amendment 514

Proposal for a regulation

Article 82 – paragraph 1 – point f

Text proposed by the Commission

(f) the development, operation and maintenance of IT–systems and networks enabling the gathering, administration, validation, analysis and exchange of, and the development of sampling methods for, data *related to fisheries*, as well as interconnection to cross–sectoral data exchange systems;

Amendment

(f) the development, operation and maintenance of IT–systems and networks enabling the gathering, administration, validation, analysis and exchange of, and the development of sampling methods for data, as well as interconnection to cross–sectoral data exchange systems;

Amendment 515

Proposal for a regulation

Article 82 – paragraph 1 – point f a (new)

Text proposed by the Commission

Amendment

(fa) training projects for the development of knowledge, professional qualifications and measures aimed to promote professional development in the maritime sector;

Amendment 516

Proposal for a regulation

Article 82 – paragraph 1 – point f b(new)

Text proposed by the Commission

Amendment

(fb) relevant instruments for integrated coastal areas management, maritime spatial planning and management of resources shared at sea–basin level;

Amendment 517

Proposal for a regulation

Article 82 – paragraph 1 – point f c(new)

Text proposed by the Commission

Amendment

(fc) technical assistance under Article 51 of Regulation (EU) No .../..... [laying down common provisions].

Amendment 518

Proposal for a regulation

Article 82 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

2. In order to achieve the specific objective of developing cross–sectoral operations set out in Article 81 b), the EMFF may support:

2. In order to achieve the specific objective of developing **cross–border and** cross–sectoral operations set out in Article 81 b), the EMFF may support:

Amendment 519

Proposal for a regulation

Article 82 – paragraph 2 – point b

Text proposed by the Commission

(b) activities of coordination and cooperation among Member States to develop maritime spatial planning and integrated coastal zone management, including expenditure related to systems and practices of data sharing and monitoring, evaluation activities, the setting up and running of networks of experts, and the setting up of a programme aiming at building capacity for Member States to implement maritime spatial planning;

Amendment

(b) activities of coordination and cooperation among Member States **and, where appropriate, between Member States and regions**, to develop maritime spatial planning and integrated coastal zone management, including expenditure related to systems and practices of data sharing and monitoring, evaluation activities, the setting up and running of networks of experts, and the setting up of a programme aiming at building capacity for Member States to implement maritime spatial planning;

Amendment 520

Proposal for a regulation

Article 82 – paragraph 2 – point c

Text proposed by the Commission

(c) the technical tools for setting up and running of an operational European Marine Observation and Data Network **aiming** to facilitate the collection, assembling, quality control, re-use and distribution of marine data through cooperation between the Member **states** institutions involved in the network.

Amendment

(c) the technical tools for setting up and running of an operational European Marine Observation and Data Network **which aims** to facilitate the collection, **acquisition**, assembling, quality control, re-use and distribution of marine data **and knowledge**, through cooperation between the Member **States'** institutions involved in the network.

Amendment 521

Proposal for a regulation

Article 84 – paragraph 1 – introductory part

Text proposed by the Commission

Measures under this Chapter shall facilitate the implementation of the CFP and IMP in particular *as* regard to:

Amendment

Measures under this Chapter shall facilitate the implementation of the CFP and IMP in particular *with* regard to:

Amendment 522

Proposal for a regulation

Article 84 – paragraph 1 – point a

Text proposed by the Commission

(a) scientific advice under CFP;

Amendment

(a) *collection, management and dissemination of* scientific advice under *the* CFP;

Amendment 523

Proposal for a regulation

Article 84 – paragraph 1 – point b

Text proposed by the Commission

(b) specific control and enforcement measures under CFP;

Amendment

(b) specific control and enforcement measures under CFP, *including labour inspections*;

Amendment 524

Proposal for a regulation Article 84 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) social dialogue and the involvement of social partners;

Amendment 525

Proposal for a regulation Article 84 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) market intelligence;

(e) market intelligence, *including the establishment of electronic markets;*

Amendment 526

Proposal for a regulation Article 84 a (new)

Text proposed by the Commission

Amendment

Article 84 a

Conservation measures

In order to ensure efficient implementation of conservation measures under Articles 17 and 21 of Regulation (EU) No .../..... [on CFP] the EMFF may support initiatives undertaken by Member States to cooperate and implement common measures to achieve objectives

and targets agreed under multiannual plans established pursuant to Articles 9, 10 and 11 of Regulation (EU) No .../..... [on CFP];

Amendment 527

Proposal for a regulation

Article 85 – paragraph 1

Text proposed by the Commission

1. The EMFF may support the provision of scientific deliverables, particularly applied–research projects directly linked to the provision of scientific opinions and advice, for the purpose of sound and efficient fisheries management decisions under the CFP.

Amendment

1. The EMFF may support the provision of scientific deliverables, particularly applied–research projects directly linked to the provision of scientific *and socio–economic* opinions and advice, for the purpose of sound and efficient fisheries management decisions under the CFP.

Amendment 528

Proposal for a regulation

Article 85 – paragraph 2 – point a

Text proposed by the Commission

(a) studies and pilot projects needed for the implementation and development of the CFP, including on alternative types of sustainable fishing management techniques;

Amendment

(a) studies and pilot projects needed for the implementation and development of the CFP, including on alternative types of sustainable fishing *and aquaculture* management techniques, *including within Advisory Councils*;

Amendment 529

Proposal for a regulation

Article 85 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) studies necessary for the implementation and development of the CFP in biogeographically sensitive areas;

Amendment 530

Proposal for a regulation

Article 85 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) the preparation and provision of scientific opinions and advice by scientific bodies, including international advisory bodies in charge of stock assessments, by ***independent*** experts and by research institutions;

(b) the preparation and provision of scientific opinions and advice by scientific bodies, including international advisory bodies in charge of stock assessments, by experts and by research institutions;

Amendment 531

Proposal for a regulation

Article 85 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) the participation of experts in the meetings on fisheries scientific and technical issues and expert working groups as well as in international advisory bodies and in meetings where contribution of

(c) the participation of experts in the meetings on fisheries scientific and technical issues and expert working groups as well as in international advisory bodies and in meetings where contribution of

fisheries experts will be required;

fisheries *and aquaculture* experts will be required;

Amendment 532

Proposal for a regulation

Article 85 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) funding of research vessels conducting scientific research programmes in areas outside Union waters where the Union is operating under fisheries agreements;

Amendment 533

Proposal for a regulation

Article 85 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) cooperation activities between the Member States in the field of data collection, including the setting-up and running of regionalized databases for storage, management and use of data which will benefit regional cooperation and improve data collection and management activities as well as the scientific expertise in support of fisheries management.

(e) cooperation activities between the Member States in the field of data collection, including the *various regional stakeholders and including the* setting-up and running of regionalized databases for storage, management and use of data which will benefit regional cooperation and improve data collection and management activities as well as the scientific expertise in support of fisheries management;

Amendment 534

Proposal for a regulation

Article 85 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) the establishment of electronic markets to better coordinate information between market operators and processors.

–

Amendment 535

Proposal for a regulation

Article 86 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) joint purchase by several Member States belonging to the same geographical area, of patrol vessels, aircrafts and helicopters, provided they are used at least 60 % of the time ***for fisheries control***;

(a) joint purchase by several Member States belonging to the same geographical area, of patrol vessels, aircrafts and helicopters, provided they are used ***for fisheries control*** at least 60 % of the ***total time that the equipment is used, calculated on an annual basis***;

Amendment 536

Proposal for a regulation

Article 86 – paragraph 2 – point b

Text proposed by the Commission

Amendment

b) expenditure relating to the assessment and development of new control technologies;

(b) expenditure relating to the assessment and development of new control technologies ***as well as processes for the exchange of data between authorities and***

institutions with responsibilities in areas such as security, rescue and control in the Union;

Amendment 537

Proposal for a regulation Article 88 – paragraph 1

Text proposed by the Commission

1. The EMFF *may* support operating costs of the Advisory Councils as set up by *Article 52 of* [Regulation on Common Fisheries Policy].

Amendment

1. The EMFF *shall* support *the necessary* operating *and expertise* costs of the Advisory Councils as set up by [Regulation on Common Fisheries Policy], *in order to ensure that they carry out their tasks fully and effectively..*

Amendment 538

Proposal for a regulation Article 88 – paragraph 1 a (new)

Text proposed by the Commission

1a. The EMFF may support the operating costs of Advisory Councils where those costs promote the involvement and participation of organisations of fishermen.

Amendment

Amendment 539

Proposal for a regulation Article 88 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. The EMFF shall support operating, technical and scientific costs associated with carrying out studies to underpin the recommendations of the Advisory Councils.

–Amendment 540

Proposal for a regulation Article 88 a (new)

Text proposed by the Commission

Amendment

Article 88 a

Social Dialogue

The EMFF may support the operational costs of structures that promote the social dialogue and the involvement of the social partners.

Justification

Direct–management CFP flanking measures should be able to finance the operational costs of structures that promote social dialogue and the involvement of the social partners.

Amendment 541

Proposal for a regulation Article 89 – paragraph 1

Text proposed by the Commission

The EMFF may support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 49 of [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Amendment

The EMFF may support the development and dissemination of market intelligence for fishery and aquaculture products by the Commission in accordance with Article 49 of [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products], ***including establishing electronic markets to better coordinate information between market operators and processors;***

Amendment 542

Proposal for a regulation

Article 91 – paragraph 1 – point b

Text proposed by the Commission

(b) the ***implementation*** of sustainable fisheries agreements and the Union participation in regional fisheries management organisations;

Amendment

(b) the ***preparation, monitoring and evaluation*** of sustainable fisheries agreements and the Union participation in regional fisheries management organisations; ***the measures in question shall consist of studies, meetings, expert involvement, temporary staff costs, information activities and any other administrative costs or costs arising from scientific or technical assistance by the Commission.***

Amendment 543

Proposal for a regulation

Article 92 – paragraph 1 – introductory part

Text proposed by the Commission

1. The EMFF may support, at the initiative of a Member State, subject to a ceiling of **5** % of the total amount of the operational programme:

Amendment

1. The EMFF may support, at the initiative of a Member State, subject to a ceiling of **6** % of the total amount of the operational programme:

Amendment 544

Proposal for a regulation

Article 94 – paragraph 3 – point a

Text proposed by the Commission

(a) **100** % of the eligible public expenditure for the support under storage aid referred to in Article 70;

Amendment

(a) **50** % of the eligible public expenditure for the support under storage aid referred to in Article 70;

Amendment 545

Proposal for a regulation

Article 94 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(aa) 100% of the eligible public expenditure for the preparation of production and marketing plans referred to in Article 69;

Amendment 546

Proposal for a regulation

Article 94 – paragraph 3 – point d

Text proposed by the Commission

(d) **80** % of the eligible public expenditure for the support referred to in Article 78(2)(a) to (d) and (f) to (j);

Amendment

(d) **90** % of the eligible public expenditure for the support referred to in Article 78(2)(a) to (d) and (f) to (j);

Amendment 547

Proposal for a regulation

Article 94 – paragraph 3 – point e

Text proposed by the Commission

(e) **65** % of the eligible expenditure for the support referred to in Article 79.

Amendment

(e) **80** % of the eligible expenditure for the support referred to in Article 79.

Amendment 548

Proposal for a regulation

Article 94 – paragraph 3 – point e a (new)

Text proposed by the Commission

Amendment

(ea) plus 10 percentage points, plus the maximum EMFF contribution rate, where operations are financed by the EMFF in the outlying Greek islands and in the outermost regions that, due to their remoteness, are at a disadvantage;

Amendment 549

Proposal for a regulation Article 95 – paragraph 1

Text proposed by the Commission

1. Member States shall apply a maximum intensity of public aid of **50** % of the total eligible expenditure of the operation.

Amendment

1. Member States shall apply a maximum intensity of public aid of **60** % of the total eligible expenditure of the operation.

Amendment 550

Proposal for a regulation Article 95 – paragraph 2 – point a

Text proposed by the Commission

(a) the beneficiary is a public law body;

Amendment

(a) the beneficiary is a public law body *or a private body performing public service tasks*;

Amendment 551

Proposal for a regulation Article 95 – paragraph 2 – point b

Text proposed by the Commission

(b) the operation is related to the storage aid referred to in Article 70;

Amendment

deleted

Amendment 552

Proposal for a regulation

Article 95 – paragraph 3 – introductory part

Text proposed by the Commission

3. By way of derogation from paragraph 1, Member States may apply an intensity of public aid between **50** % and maximum 100% of the total eligible expenditure when the operation is implemented under **Chapter** III of Title V and fulfils **one** of the following criteria:

Amendment

3. By way of derogation from paragraph 1, Member States may apply an intensity of public aid between **60** % and maximum 100% of the total eligible expenditure when the operation is implemented under **Chapters I, II, III or IV** of Title V and fulfils **two or more** of the following criteria:

Amendment 553

Proposal for a regulation

Article 98 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission shall exercise the empowerment in full respect of the principle of proportionality and taking into account the risk that the non-compliance with the respective CFP rules constitutes a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the sustainability of the stocks concerned or the conservation of the marine environment.

Amendment

The Commission shall exercise the empowerment in full respect of the principle of proportionality and taking into account the risk that the non-compliance with the respective CFP rules constitutes a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the sustainability of the stocks concerned or the conservation of the marine environment **or the achievement and maintenance of a good environmental status by 2020.**

Amendment 554

Proposal for a regulation Article 100 – paragraph 1

Text proposed by the Commission

1. In addition to Article 135 of [Regulation (EU) No [...] laying down Common Provisions], the Member States shall in the first instance be responsible also for investigating the cases of non-compliance with rules applicable under the Common Fisheries Policy.

Amendment

(Does not affect English version.)

Amendment 555

Proposal for a regulation Article 100 – paragraph 2

Text proposed by the Commission

2. For the cases of financial corrections applied on expenditure directly linked to the non-compliance with Article 105, the Member States shall decide the amount of a correction taking into account the **gravity** of the non compliance by the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary.

Amendment

2. For the cases of financial corrections applied on expenditure directly linked to the non-compliance with Article 105, the Member States shall decide the amount of a correction taking into account the **gravity (including the extent, duration and any re-occurrence)** of the non compliance by the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary.

Justification

The gravity of non-compliance by a beneficiary is determined by a number of factors: its severity, extent, duration and re-occurrence

Amendment 556

Proposal for a regulation Article 102 – paragraph 1–

Text proposed by the Commission

1. In addition to Article 134 of [Regulation (EU) No [...] laying down Common Provisions], the Commission may suspend, by means of an implementing act, all or part of the interim payments of the operational programme where the Commission has adopted a decision by means of an implementing act recognising that a Member State has failed to comply with its obligations under the Common Fisheries Policy. Such non compliance shall be liable to affect the expenditure contained in a certified statement of expenditure for which the interim payment is requested.

Amendment

1. In addition to Article 134 of [Regulation (EU) No [...] laying down Common Provisions], the Commission may suspend, by means of an implementing act, all or part of the interim payments of the operational programme where :

(a) the Commission has adopted a decision by means of an implementing act recognising that a Member State has failed to comply with its obligations under the Common Fisheries Policy. Such non compliance shall be liable to affect the expenditure contained in a certified statement of expenditure for which the interim payment is requested;

(aa) the Member State has failed to submit the required reports on fleet capacity and its relationship with the available resources required under Regulation (EU) No .../..... [on the CFP].

Amendment 557

Proposal for a regulation Article 111 – paragraph 1

Text proposed by the Commission

Amendment

1. Key information on the implementation of the programme, on each operation selected for funding, as well as on completed operations, needed for monitoring and evaluation, including the key characteristics of the beneficiary and the project, shall be recorded and maintained electronically.

(Does not affect the English version)

Amendment 558

Proposal for a regulation Article 113– paragraph 2

Text proposed by the Commission

Amendment

2. The managing authority and the monitoring committee shall carry out monitoring of the operational programme by means of financial, output and target indicators.

(Does not affect the English version)

Amendment 559

Proposal for a regulation Article 114 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) shall be consulted and issue an opinion, within four months of the decision approving the programme, on the selection

(Does not affect the English version)

criteria for the financed operations; the selection criteria shall be revised according to programming needs;

Amendment 560

Proposal for a regulation

Article 120 – paragraph 1 – point a

Text proposed by the Commission

a) ensuring the establishment of a single website or a single website portal providing information on, and access to, the operational *programme* in each Member State;

Amendment

(a) ensuring the establishment of a single website or a single website portal providing information on, and access to, the operational *programmes* in each Member State;

Amendment 561

Proposal for a regulation

Article 120 – paragraph 1 – point a

Text proposed by the Commission

(a) ensuring the establishment of a single website or a single website portal providing information on, and access to, the operational programme in each Member State;

Amendment

(a) ensuring the establishment of a single website or a single website portal providing information on, and *easy* access to, the operational programme in each Member State;

Amendment 562

Proposal for a regulation Article 120 paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. With regard to access to environmental information, Directive 2003/4/EC and Regulations 1049/2001/EC and 1367/2006/EC shall apply.

Amendment 563

Proposal for a regulation Annex I – table 1 – line 1

Text proposed by the Commission

Type of operations	Percentage points
Related to small scale coastal fisheries may benefit from an increase by	25

Amendment by Parliament

Type of operations	Percentage points
Related to small scale coastal fisheries may benefit from an increase by	30

Amendment 564

Proposal for a regulation Annexe I – table 1 – line 5

Text proposed by the Commission

Implemented by producer organisation **or associations** of producer organisations may benefit from an increase by **10** percentage points

Amendment

Implemented by producer organisation, **an association** of producer organisations, **a professional fishermen's organisation recognised by the Member State or an interbranch organisation**, may benefit from an increase by **30** percentage points.

Justification

The ceiling for public aid should be increased for professional organisations as part of collective projects.

Amendment 565

Proposal for a regulation Annex 1 – table 1 – line 5 a (new)

Amendment by Parliament

Type of operations

Compliance with the requirements of all the sustainability criteria that the Member States may apply could lead to an increase of

Percentage points

10

Amendment 566

Proposal for a regulation Annex 1 – table 1 – line 8

Text proposed by the Commission

Type of operations	Percentage points
Operations performed by companies considered to be outside the definition of SMEs: a reduction of	20

Amendment by Parliament

Type of operations	Percentage points
Operations performed by companies considered to be outside the definition of SMEs: a reduction of	15

Amendment 567

Proposal for a regulation

Annex 1 – table 1 – line 8 a (new)

Amendment by Parliament

Type of operations	Percentage points
<i>If they fulfil the requirements of the set of sustainability criteria that the Member States may implement, they may receive an additional</i>	10

Justification

The management authorities can develop a set of criteria that are conditional on sustainable development goals (environmental, social and economic) that encourage staff to exceed current regulations. In such cases, the management authorities are able to increase the aid provided. This amendment aims to strengthen the link between the EMFF as a financial instrument and the CFP, and make it a tool for encouraging sustainable practices.

Amendment 568

Proposal for a regulation

Annex III – table 1 – line 7 a (new)

Amendment by Parliament

7a. Legislation relating to working conditions

Respect by operators of Union law on working conditions.

The effective application and implementation of Union law on working conditions covering:

- law relating to working hours and rest periods for fishermen;**
- health and safety law;**
- law relating to the initial qualifications and further training of fishermen.**

Justification

As part of the EMFF's social component, an ex ante conditionality should be added in respect of compliance with legislation on working conditions in the fisheries sector.

Amendment 569

Proposal for a regulation

Annex III – table 2 – row 3

Text proposed by the Commission

EMFF Priority: 6 Fostering the implementation of the CFP	Proven administrative capacity to comply with the data requirements for fisheries management set out in Article 37 of the [Regulation on the CFP]	Proven administrative capacity to prepare and apply a multi-annual programme for data collection, to be reviewed by STECF and accepted by the Commission Proven administrative capacity to prepare and implement an annual work plan for data collection, to be reviewed by STECF and accepted by the
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TO 6: protecting the environment and promoting resource efficiency		<p>Commission</p> <p>Sufficient capacity in human resources allocation to undertake bilateral or multilateral agreements with other MS if work to implement the data collection obligations is shared</p>
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Amendment

<p>EMFF Priority: 6 Fostering the implementation of the CFP</p> <p>TO 6: protecting the environment and promoting resource efficiency</p>	<p>Proven administrative capacity to comply with the data requirements for fisheries management set out in Article 37 of the [Regulation on the CFP]</p> <p><i>Assessment of the balance between fishing capacity and fishing opportunities:</i></p> <p><i>Specific analysis of the balance between fishing capacity and fishing opportunity has been carried out in order to ensure the effective implementation of fleet management measures</i></p>	<p>Proven administrative capacity to prepare and apply a multi-annual programme for data collection, to be reviewed by STECF and accepted by the Commission</p> <p>Proven administrative capacity to prepare and implement an annual work plan for data collection, to be reviewed by STECF and accepted by the Commission</p> <p>Sufficient capacity in human resources allocation to undertake bilateral or multilateral agreements with other MS if work to implement the data collection obligations is shared</p> <p><i>Proven administrative capacity to prepare and implement fleet capacity assessments;</i></p> <p><i>Adequate reporting on efforts to establish a balance between fishing capacity and fishing opportunities as requested by Article 34 and Article 37 of Regulation (EU) No .../..... [on the CFP].</i></p>
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Justification

The proposal should make funding for fleets, vessels and gears conditional upon adequate assessment of fishing capacity in relation to available fishing opportunities. Several Member States fail to comply with the legal requirement to report on their efforts to balance fleet capacity in relation to fishing opportunities. Fleet assessments should be made as minimum basis to avoid unintended consequences and to spend modernisation aid in a more targeted manner.

Amendment 570

Proposal for a regulation

Annex 3 – paragraph 2 – point 1 – table 1 – line 4 a (new)

Amendment by Parliament

EU priority for EMFF/
CSF Thematic Objective
(TO)

EMFF Priority:

***6 Fostering the
implementation of the
CFP***

***TO 6: protecting the
environment and
promoting resource
efficiency.***

Ex ante conditionality

***Annual assessment of the
balance between fishing
capacity and fishing
opportunities: Specific
analysis of the balance
between fishing capacity
and fishing opportunities
has been carried out in
order to ensure the
effective implementation
of fleet management
measures that concern
reduction of the capacity
of the fleet and direct
investments on vessels.***

Criteria for fulfilment

***The specific actions
include:***

- Proven administrative
capacity to prepare and
implement fleet capacity
assessments;***
- Adequate reporting on
efforts to establish a
balance between fishing
capacity and fishing
opportunities, as required
by Articles 34 and 37 [of
the proposed Basic
Regulation].***

EXPLANATORY STATEMENT

1. The overcapacity of the fleet: a questionable premise

The Commission justifies its proposed reform of the CFP by asserting that the European fishing fleet suffers from overcapacity. Your rapporteur would like to draw attention to the questionable nature of this premise: the Commission has so far failed to define what it means by overcapacity, so it is difficult to prove whether or not it exists. And even if some regions may have excess fishing capacity in relation to the available resources, this situation remains localised, occurring only in isolated cases, and it would be an error to assume that such a situation exists in all the Union's fishing areas.

Moreover, the Commission's determination to reduce the fleet's alleged overcapacity would have no effect on the total volume of catch, since catches would continue to depend on the annual TACs and quotas. Your rapporteur notes therefore that the Commission proposes that the same quantity of fish should be caught by fewer ships, which would put many fishing enterprises – and many jobs – at risk, particularly in small-scale or coastal enterprises.

Your rapporteur wishes to challenge this approach and would like to see strict controls on fishing leading to the sustainable environmental and social management of resources. He wishes to draw attention in this connection to the fact that Member States are obliged to respect the fleet size limits determined in the basic Regulation. In order to reinforce this obligation, he suggests that Member States should indicate in their EMFF operational programme what measures they are implementing to meet these limits under this Regulation.

2. Transferable fishing concessions and conversion

The key measure proposed in the basic Regulation to limit the alleged overcapacity is the introduction of transferable fishing concessions. The inevitable consequence of this mechanism would be to concentrate fishing rights in the hands of a small number of operators and to generate market speculation in rights. It would pose a threat to the small-scale and coastal fisheries and would probably lead to instances of abuse of dominant position. This measure would consist in dismantling any form of regulation and relying solely on the market.

The logical consequence of introducing transferable fishing concessions would be to orient the EMFF towards the retraining of fishermen outside the fisheries sector, as Article 32 clearly indicates. This proposal would spell the end of small-scale and coastal fishing. Your rapporteur is opposed to this measure.

The EMFF aims to provide structural support to the fisheries sector in order to boost its competitiveness and sustainability. Supporting the diversification of fishing activities into other sectors is incompatible with this objective. The emphasis should be rather to encourage the creation of businesses in the fishing sector.

3. Action plan for small-scale and coastal fisheries

Small-scale and coastal fisheries exhibit very different characteristics depending on the sea basins concerned. It is not appropriate to impose a single definition at European level. Your rapporteur therefore proposes leaving it to the Member States to define this term.

Small-scale and coastal fisheries play a fundamental role in ensuring the vitality of coastal areas. The EMFF should therefore support the development, competitiveness and sustainability of these fisheries. Your rapporteur proposes that each Member State should annex to its operational programme an action plan setting out the measures taken to this effect.

4. Social dimension of the EMFF

Your rapporteur is very keen that the PCP should contain an ambitious social component. The EMFF should therefore encourage vocational training and the entry of young people into the fisheries sector, whether as fishing vessel owners or employed fishermen.

5. Fleet renewal

Your rapporteur hopes that the EMFF will allow the renewal of the EU fishing fleet, 50% of which is over 25 years old². This obsolescence raises important issues in terms of safety on board and respect for the marine environment.

In order to enable this renewal to take place, your rapporteur proposes that the EMFF should support the replacement of antiquated vessels by new, more energy-efficient, safer, more selective and less powerful vessels. Under no circumstances would the aid lead to increased fleet size.

Measures should also be taken to support investments for the modernisation of vessels in order to improve working conditions and safety, reduce energy consumption and pollution and promote more selective fishing gear. The EMFF should support the modernization and replacement of engines, without increasing fleet size.

Your rapporteur is opposed to make the landing of unwanted catches obligatory, and instead supports the goal of a significant and gradual reduction of discards to be achieved by heavily investing in selective fishing gear.

² Source Eurostat 2010:<http://epp.eurostat.ec.europa.eu>

6. Temporary cessations of activity and mutual funds

The EMFF should finance temporary cessations of fishing activity for fishermen, especially in case of the application of urgent measures and biological rest periods within the framework of the basic Regulation.

The EMFF should also contribute to the mutual funds set up by fishermen at national level to compensate for losses due to exceptional external events such as natural disasters, adverse climatic events, environmental or sanitary accidents or sudden, short-term surges in fuel prices.

7. Investing in ports

Your rapporteur regrets the Commission's lack of ambition regarding ports. He therefore proposes to extend EMFF investments in this area in order to take into account the strategic role of ports for the competitiveness and sustainability of fishing activities and coastal areas.

8. Scientific opinions and data-gathering

Your rapporteur stresses the importance of strengthening scientific knowledge about the quantitative and qualitative state of fisheries resources in order to obtain sound scientific advice for all commercial stocks in the EU. He welcomes the importance given to partnerships between scientists and fishermen.

The maximum sustainable yield must be achieved as soon as possible and no later than 2020, for all commercial species by acquiring all the means necessary to attain this goal. Data-gathering plays a vital role here. Your rapporteur therefore proposes increasing to 75% the co-financing rate under Article 79.

9. Storage aid

The Commission proposes that the storage aid should decrease until its abolition in 2019. Your rapporteur opposes this planned abolition and wishes to maintain this important instrument for regulating the market of fishery products. This system helps ensure that products are sold at a remunerative price for producers.

10. Compensation for additional costs incurred in the outermost regions

Your rapporteur sets great store by the regime of compensation for additional costs in the outermost regions, in accordance with Article 349 TFEU. He supports taking into account in the EMFF all additional costs that affect operators in the outermost regions.

11. Aquaculture

In aquaculture, the EMFF will intervene to promote innovation, entrepreneurship, the human capital, environmental protection, public health and aquaculture stock insurance.

Your rapporteur welcomes the ambitious proposals for aquaculture. He emphasizes the importance of extensive aquaculture and recalls that aquaculture should be seen as complementary to fishing activities.

12. Sustainable development of fisheries areas

Your rapporteur welcomes the Commission's proposals for the sustainable and inclusive territorial development of fisheries and rural areas. He emphasizes the positive role played by local development strategies integrated into the spatial planning of coastal and maritime territories.

The integrated local development strategies will be led by Fisheries Local Action Groups fishing (FLAGs) representing the various stakeholders. Your rapporteur proposes that the fisheries and aquaculture sectors be represented as a majority in these FLAGs.

13. Integrated Maritime Policy

The Commission is proposing a budget of 432 million euros over the period 2014–2020 for the IMP, i.e. 7% of the EMFF budget. On an annual average, that corresponds to more than four times the current budget for that policy.

Your rapporteur stresses the need for an adequate budget for the IMP, but refuses to accept that such funding should be provided at the expense of fisheries and aquaculture. He therefore proposes that the IMP share of the EMFF should be capped at 5%.

OPINION OF THE COMMITTEE ON LEGAL AFFAIRS ON THE LEGAL BASIS

Mr Gabriel Mato Adrover

Chair

Committee on Fisheries

BRUSSELS

- (a) Subject: Legal basis for the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation (EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy] (COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))

Dear Mr Chair,

By letter of 25 June 2013, you asked the Committee on Legal Affairs, pursuant to Rule 37 of the Rules of Procedure, to give its opinion on the possibility of adding Article 349 TFEU to the legal basis for the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation (EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy].

The proposal (COM(2011)0804, amended proposal COM(2013)0245) was presented by the Commission on the basis of Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2) and Article 195(2) TFEU.

By note of 4 July 2013, Parliament's Legal Service provided an analysis of the legal bases put forward for the proposed regulation. According to its conclusions, Article 349 TFEU should not be added to the legal basis of the proposal.

Background

1. The proposal

The proposed regulation which regulates the European Maritime and Fisheries Fund (EMFF) is to be seen in the context of the Common Fisheries Policy reform³ as well as the Integrated Maritime Policy (IMP)⁴. As laid down in its Article 1, the proposal defines Union financial measures for the implementation of these two policies as well as relevant measures relating to the Law of the Sea and the sustainable development of fisheries areas and inland fishing.

On 22 April 2013, the Commission presented a modified proposal (COM (2013)0245), following, as it explains in the explanatory memorandum to that proposal, thorough discussions on the delivery arrangements of the EMFF in the Fisheries Working Party of the Council and bilateral contacts with the Member States.

2. The legal bases in question

(a) Legal basis of the proposal

The proposal is based on Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2) and Article 195(2) TFEU.

Articles 42 and Article 43(2) of the TFEU read as follows:

"Article 42

³ COM(2011)0425 – 2011/0195(COD) where political agreement has recently been reached.

⁴ Regulation (EU) No 1255/2011 of the European Parliament and of the Council of 30 November 2011 establishing a Programme to support the further development of an Integrated Maritime Policy (OJ L 321, 5.12.2011, p. 1).

The provisions of the Chapter relating to rules on competition shall apply to production of and trade in agricultural products only to the extent determined by the European Parliament and the Council within the framework of Article 43(2) and in accordance with the procedure laid down therein, account being taken of the objectives set out in Article 39.

[...]

Article 43

(1) [...]

(2) The European Parliament and the Council, acting in accordance with the ordinary legislative procedure and after consulting the Economic and Social Committee, shall establish the common organisation of agricultural markets provided for in Article 40 (1) and the other provisions necessary for the pursuit of the objectives of the common agricultural policy and the common fisheries policy."

For more explanations on the other provisions of the TFEU, see below under "Analysis", point 1.

(b) Proposed change in the legal basis

PECH has requested the opinion of the Legal Affairs Committee on the possibility of adding Article 349 to the legal basis for the proposal. INTA refers to some amendments that have been tabled in committee to this end (AM 158 (Alain Cadec), AM 159 (Younous Omarjee) and AM 160 (Isabelle Thomas)). The opinion of the Committee on Regional Development of 30 October 2012 (FdR 917425) also contains such an amendment.

Article 349 TFEU reads as follows:

"Taking account of the structural social and economic situation of Guadeloupe, French Guiana, Martinique, Réunion, Saint-Barthélemy, Saint-Martin, the Azores, Madeira and the Canary Islands, which is compounded by their remoteness, insularity, small size, difficult topography and climate, economic dependence on few products, the permanence and combination of which severely restrain their development, the Council, on a proposal from the Commission and after consulting the European Parliament, shall adopt specific measures aimed, in particular, at laying down the conditions of application of the Treaties to those regions, including common policies. Where the specific measures in question are adopted by the Council in accordance with a special legislative procedure, it shall also act on a proposal from the Commission and after consulting the European Parliament.

The measures referred to in the first paragraph concern in particular areas such as customs and trade policies, fiscal policy, free zones, agriculture and fisheries policies, conditions for supply of raw materials and essential consumer goods, State aids and conditions of access to structural funds and to horizontal Union programmes.

The Council shall adopt the measures referred to in the first paragraph taking into account the special characteristics and constraints of the outermost regions without undermining the integrity and the coherence of the Union legal order, including the internal market and common policies."

Analysis

Certain principles emerge from the case law of the Court as regards the choice of legal basis. First, in view of the consequences of the legal basis in terms of substantive competence and procedure, the choice of the correct legal basis is of constitutional importance⁵. Secondly, under Article 13(2) TEU, each institution is to act within the limits of the powers conferred upon it by the

⁵ Opinion 2/00 *Carthagna Protocol* [2001] ECR I-9713, para. 5; Case C-370/07 *Commission v. Council* [2009] E.C.R. I-8917, paras 46-49; Opinion 1/08, *General Agreement on Trade in Services* [2009] ECR I-11129, para. 110.

Treaty⁶. Thirdly, according to the case-law of the Court of Justice, "the choice of legal basis for a Community measure must rest on objective factors amenable to judicial review, including in particular the aim and the content of the measure"⁷. Finally, as regards multiple legal bases, if examination of a EU measure reveals that it pursues a twofold purpose or that it has a twofold component and if one of those is identifiable as the main or predominant purpose or component, whereas the other is merely incidental, the act must be based on a single legal basis, namely that required by the main or predominant purpose or component⁸. On the other hand, where a measure has several contemporaneous objectives or components which are indissolubly linked with each other without one being secondary and indirect in respect of the others, the measure must be based on the various relevant Treaty provisions⁹.

The objective of the instrument in question is the provision of financial measures for the implementation of the common fisheries policy.

1. Choice of legal basis by the Commission

The legal basis chosen by the Commission consists, on the one hand, of two provisions providing the legal basis for measures in the context of the common fisheries policy, on the other hand, of the provisions which form – again together with Article 43(2) TFEU – the legal basis for the IMP Regulation which is proposed to be replaced by the proposed regulation, i.e. Articles 91(1), 100(2) and 173(3), Articles 175 and 188, and Articles 192(1), 194(2) and 195(2) TFEU.

⁶ Case C-403/05 *Parliament v. Commission* [2007] ECR I-9045, para. 49, and the case-law cited therein.

⁷ See recently Case C-411/06 *Commission v Parliament and Council* [2009] ECR I-7585.

⁸ Case C-42/97 *Parliament v Council* [1999] ECR I-868, paras. 39-40; Case-C 36/98 *Spain v Council* [2001] ECR I-779, para. 59; Case C-211/01 *Commission v Council* [2003] ECR I-8913, para. 39.

⁹ Case C-165/87 *Commission v. Council* [1988] ECR 5545, para. 11; Case C-178/03 *Commission v. European Parliament and Council* [2006] ECR I-107, paras. 43-56.

As for the choice of legal basis of the IMP Regulation, the Commission has – correctly – explained that no explicit legal basis in the Treaty exists, but that it covers many EU sectoral policies with a bearing on the seas and coasts. That is why the proposed legislative act is based on Article 43(2) (fisheries policy), Article 91(1) (transport policy) and 100(2) (sea and air transport), Article 173(3) (competitiveness of the Union's industry), Article 175 (economic policies), Article 188 (research and development programmes), Article 192(1) (environment), Article 194(2) (energy) and Article 195(2) (tourism). The respective legal bases all provide for the adoption of measures in accordance with the ordinary legislative procedure.

The proposal in question repeals the IMP Regulation by Article 152 of the initial Commission proposal and Article 129 of the modified Commission proposal, respectively.

At first sight, the legal basis chosen by the Commission thus adds, to the general legal basis for the common fisheries policy under which the proposal undoubtedly falls, the legal basis of the IMP Regulation. This legal basis chosen by the Commission thus appears to provide the appropriate legal basis for the proposal.

2. Addition of Article 349 TFEU

The question, now, is whether Article 349 needs to be included in the legal basis.

It is worth mentioning that, in this case, recourse to a dual legal basis would not be excluded from the outset on the ground that the procedures laid down for each legal basis are incompatible with one another¹⁰. The use of a dual legal basis has been held valid where it did not lead to an encroachment upon the European Parliament's rights. In this case, the other provisions constituting

¹⁰ Case C-178/03 *Commission v. European Parliament and Council* [2006] ECR I-107, para. 57; Case C-300/89 *Commission v Council ("Titanium dioxide")* [1991] ECR I-2867, paras 17-25.

the legal basis of the proposal provide for the ordinary legislative procedure, whereas Article 349 foresees consultation of the Parliament only. The Court has held that, in such a case, the ordinary legislative procedure would prevail, as it involves greater participation of Parliament¹¹.

However, it has to be determined above all whether recourse to a dual legal basis is necessary, i.e. whether the measure in question has several contemporaneous objectives or components which are indissolubly linked with each other without one being secondary and indirect in respect of the others by way of the purposes and components that can be identified within the proposal.

It is true that the measures proposed concern to a certain extent outermost regions.

In particular, outermost regions are referred to in the following parts of the proposal:

- The definition of "integrated market policy" (Article 5(5)) mentions the outermost regions, next to coastal and insular regions, as an example of regions targeted.
- The proposal provides that the EMFF may support the compensation regime introduced by Council Regulation (EC) No 791/2007¹² for the additional costs incurred by the operators in the fishing, farming and marketing of certain fishery and aquaculture products from the Azores, Madeira, the Canary Islands, French Guiana, and Réunion (Chapter V, Articles 73-75 of the proposal). Corresponding budget allocations are dealt with in Article 15(5) of the proposal.
- Annex I provides for an addition to public aid intensity of 35 percentage points under Article 95 of the proposal for the outermost regions.

¹¹ Case C-155/07 *European Parliament v Council* [2008] ECR I-8103, paras. 75-79.

¹² Council Regulation (EC) No 791/2007 of 21 May 2007 introducing a scheme to compensate for the additional costs incurred in the marketing of certain fishery products from the outermost regions the Azores, Madeira, the Canary Islands, French Guiana and Réunion (OJ L 176, 6.7.2007, p. 1). This Regulation was adopted on the basis of Article 37 EC Treaty (now Article 42 TFEU) and Article 299(2) EC Treaty (now Article 349 TFEU).

Also, amongst the 2766 amendments tabled, only two amendments (AMs 53 and 709) are aimed at adding a provision concerning outermost regions, namely an exemption of the prohibition of state aids for the production of fisheries products.

It can thus be concluded that the content of the proposed regulation, in itself, does not refer specifically to the objective of taking specific measures in order to take account of the structural and economic situation of the outermost regions. Insofar as market policy measures concerning outermost regions are allowed to be supported by the EMFF these are not established in the proposed regulation but in Council Regulation (EC) No 791/2007 which was, in turn, adopted on the basis of Article 37 EC Treaty (now Article 42 TFEU) and Article 299(2) EC Treaty (now Article 349 TFEU). The reference to outermost regions in Annex I concerns one of several similar increases of aid intensity ceilings for other operations. The amendments tabled do not change this assessment. Thus, it is not possible to identify the protection of outermost regions as an independent component alongside the common commercial policy such as to require recourse to a dual legal basis.

Furthermore, the wording of Article 349 clearly states that this provision provides for "specific measures aimed, in particular, at laying down the conditions of application of the Treaties to those regions, including common policies". Thus, the provision is drafted so as to provide a special legal basis for such measures. Nothing in its wording indicates that any regulation adopted on the basis of Article 43(2) TFEU which touches upon outermost regions would have to also include Article 349 TFEU in its legal basis, as long as the legal basis for the common agricultural policy covers the measures taken.

Recommendation of the Committee on Legal Affairs

The committee considered the above question at its meeting of 9 July 2013. At this meeting, it accordingly unanimously decided¹³ to recommend that the appropriate legal basis for the proposed

¹³ The following were present for the final vote: Raffaele Baldassarre (Vice-Chair), Luigi Berlinguer, Sebastian Valentin Bodu (Vice-Chair), Piotr Borys, Françoise Castex (Vice-

Regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation(EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy] is Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2) and Article 195(2) TFEU, and that it is unnecessary to add Article 349 TFEU.

(b) Yours sincerely,

(a) Klaus-Heiner Lehne

(b)

Chair), Christian Engström, Giuseppe Gargani, Lidia Joanna Geringer de Oedenberg, Sajjad Karim, Klaus-Heiner Lehne (Chair), Jörg Leichtfried (pursuant to Rule 187(2)), Eva Lichtenberger, Antonio López-Istúriz White, Jiří Maštálka, Bernhard Rapkay, Rebecca Taylor, Alexandra Thein, Axel Voss, Cecilia Wikström, Tadeusz Zwiefka, and Anna Záborská (pursuant to Rule 187(2)).

19.12.2012

OPINION OF THE COMMITTEE ON BUDGETS

for the Committee on Fisheries

on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund (repealing Council Regulation (EC) No 1198/2006 and Council Regulation(EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy (COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))

Rapporteur: François Alfonsi

SHORT JUSTIFICATION

The general objective of the European Maritime and Fisheries Fund (EMFF) is to support the objectives of the CFP, a policy on which the EU has exclusive competence, and to further develop the EU Integrated Maritime Policy. The objectives are based on promoting sustainable and competitive fisheries and aquaculture, fostering the development and implementation of the Union's Integrated Maritime Policy, in a complementary manner to cohesion policy and to CFP, promoting a balanced and inclusive territorial development of fisheries areas and contributing to the implementation of the CFP.

In line with the Europe 2020 strategy, the broad objectives for 2014-2020 are translated into Union priorities for the EMFF, which are structured around 4 pillars, such as Smart, Green Fisheries to foster the transition to sustainable fishing, Smart, Green Aquaculture to achieve economically viable, competitive and green aquaculture, Sustainable and Inclusive Territorial Development to reverse the decline of many coastal and inland communities dependent on fishing and Integrated Maritime Policy to support those cross cutting priorities which generate savings and growth.

In the next financial period the EMFF should as a key contribution support the transition to sustainable fishing, based on maximum sustainable yields, the elimination of discards and the reduction of the impact of fisheries on the marine environment, whilst also promoting aquaculture with high levels of environmental protection and an increased coordination of maritime policies. This should all lead to more sustainable use of resources.

By promoting social cohesion and job creation in fisheries dependent communities the EMFF will add more value to fisheries and foster diversification into other maritime sectors.

The community-led approach to the sustainable development of fisheries areas will be reinforced. EMFF also recognises for the first time the role of women through legal recognition, as they can benefit *inter alia* from EMFF support for training, in particular for the acquisition of skills linked to entrepreneurship and business management. Moreover, human capital and diversification will be strengthened by enabling local communities to acquire skills needed for entering new activities emerging in other maritime sectors.

Another important part is the transition to Maximum Sustainable Yield (MSY) and to facilitate the gradual introduction of a discard ban through the integral approach, involving measures such as support for more selective gears and fishing techniques, investment in equipment on board and port facilities necessary for the use of unwanted catches, marketing measures and processing. With the same objective, the financial allocation to data collection and scientific advice and to control expenditure (to ensure better compliance) will be substantially increased.

An EMFF during the years of 2014-2020 is indispensable and a substantial strengthening of the fisheries sector, also with regard to its financial envelope, is essential.

MFF proposed ceiling for the EU fisheries sector in heading 2, in EUR mio.

Heading 2	MFF 2007 - 2013	MFF 2014 - 2020	difference 2014-2020 vs 2007-2013
European Maritime and Fisheries Fund	6.730	6.912	+2.7%

AMENDMENTS

The Committee on Budgets calls on the Committee on Fisheries, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Draft legislative resolution
Paragraph 1 a (new)

Draft legislative resolution

Amendment

1a. Points out that the financial envelope specified in the legislative proposal is only an indication to the legislative authority and cannot be fixed until agreement is reached on the proposal for a regulation laying down the multiannual financial framework for the years 2014-2020;

Amendment 2

Draft legislative resolution
Paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Recalls its resolution of 8 June 2011 on Investing in the future: a new Multiannual Financial Framework (MFF) for a competitive, sustainable and

inclusive Europe¹; reiterates that sufficient additional resources are needed in the next MFF in order to enable the Union to fulfil its existing policy priorities, in particular those linked to the EU2020 strategy, and the new tasks provided for by the Treaty of Lisbon, as well as to respond to unforeseen events; points out that, even with an increase in the level of resources for the next MFF of at least 5 % compared to the 2013 level, only a limited contribution can be made to the achievement of the Union's agreed objectives and commitments and the principle of Union solidarity; challenges the Council, if it does not share this approach, to clearly identify which of its political priorities or projects could be dropped altogether, despite their proven European added value;

¹ *Texts adopted, P7_TA(2011)0266.*

Amendment 3

Draft legislative resolution Paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. Recalls that, in its resolution of 8 June 2011, it stressed that fisheries resources constitute a public good vital for global food security; Parliament pointed to the fact that the fisheries and aquaculture sector and related activities were often the main source of livelihood and sustainable employment in coastal, island and remote regions; it furthermore considered that, in order to achieve its medium and long-term goals (stable, sustainable and viable fisheries sector), recovery of its fish stocks and tackling the social aspects linked to the reduction of fishing effort, the reformed Common Fisheries Policy (CFP) would need adequate financial

resources post 2013;

¹ *Texts adopted, P7_TA(2011)0266.*

Amendment 4

Draft legislative resolution Paragraph 1 d (new)

Text proposed by the Commission

Amendment

1d. Recalls that, in its resolution of 8 June 2011, the European Parliament recognised the need for increased coordination with cohesion policy, it underlined that the European Fisheries Fund should be used to support sustainable fishery practices, in accordance with the maximum sustainable yield principle, as well as to conserve marine ecosystems while paying special attention to the small scale fisheries sector;

Amendment 5

Proposal for a regulation Recital 9

Text proposed by the Commission

Amendment

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks *at* levels which can produce the maximum sustainable yield, not later than 2015. The CFP shall implement the precautionary and *eco-*

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks *of harvested species above* levels which can produce the maximum sustainable yield, not later than 2015. The CFP shall implement the

system approaches to fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in *the* Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for *community* action in the field of marine environmental policy (Marine Strategy Framework Directive).

precautionary and *ecosystem* approaches to fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for *Community* action in the field of marine environmental policy (Marine Strategy Framework Directive).

Amendment 6

Proposal for a regulation Recital 11 a (new)

Text proposed by the Commission

Amendment

(11a) The financing should be as defined in point 17 of the Interinstitutional Agreement of XX/201Z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management.

Amendment 7

Proposal for a regulation Recital 11 b (new)

Text proposed by the Commission

Amendment

(11b) Any financing should be without prejudice to the provisions of the Regulation laying down the multiannual financial framework for the years 2014-2020 and the Interinstitutional Agreement of xxx/201z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management.

Amendment 8

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) The achievement of the objectives of the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States *who* do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data and implementing the control obligations. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

Amendment

(18) The achievement of the objectives of the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States *which* do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data, ***ensuring that there is an effective balance between fishing capacity and fishing opportunities,*** and implementing the control obligations. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

Amendment 9

Proposal for a regulation

Recital 35

Text proposed by the Commission

Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help diversification by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire professional skills in the relevant field outside fishing activities.

Amendment

Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities ***and taking into account the local traditions,*** the EMFF should help diversification by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire professional skills in the relevant field outside fishing activities ***respecting traditional and historical communities.***

Amendment 10

Proposal for a regulation

Recital 38

Text proposed by the Commission

The introduction of the transferable fishing concessions systems should make the sector more competitive. Consequently, there may be a need for new professional opportunities outside the fishing activities. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business start-ups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.

Amendment

The introduction of the transferable fishing concessions systems should make the sector more competitive ***and more sustainable***. Consequently, there may be a need for new professional opportunities outside the fishing activities ***respecting traditional and historical communities***. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business start-ups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.

Amendment 11

Proposal for a regulation

Recital 40 a (new)

Text proposed by the Commission

Amendment

(40a) Overcapacity and overfishing is the major problem in European fisheries today. No EMFF funds should be used for decommissioning, new building or modernisation that would increase a vessel's fishing capacity and fishing ability. The EMFF must not subsidise overfishing.

Amendment 12

Proposal for a regulation Recital 40 b (new)

Text proposed by the Commission

Amendment

(40b) Member States which do not fulfil their data collection and transmission obligations or fail to report their actual fishing fleet and capacity should be sanctioned by freezing and/or decreasing funds from the EMFF.

Amendment 13

Proposal for a regulation Article 6 – paragraph 1 – point 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) entry of new fishermen starting up in fishing;

Amendment 14

Proposal for a regulation Article 6 – paragraph 1 – point 2 – point c

Text proposed by the Commission

Amendment

(c) development of new professional skills and lifelong learning;

(c) ***vocational training and*** development of new professional skills and lifelong learning;

Amendment 15

Proposal for a regulation Article 15 – paragraph 1

Text proposed by the Commission

1. The **resources** available for commitments from the EMFF for the period 2014 to 2020 under shared management shall be EUR 5 520 000 000 in **current** prices in accordance with the annual breakdown set out in Annex II.

Amendment

1. The **indicative amount** available for commitments from the EMFF for the period 2014 to 2020 under shared management shall be EUR 5 520 000 000 in **constant 2011** prices in accordance with the **indicative** annual breakdown set out in Annex II.

Amendment 16

Proposal for a regulation
Article 15 – paragraph 3

Text proposed by the Commission

3. EUR 477 000 000 of the resources referred to in paragraph (1) shall be allocated to control and enforcement measures referred to in Article 78.

Amendment

3. **A minimum of** EUR 477 000 000 of the resources referred to in paragraph 1 shall be allocated to control and enforcement measures referred to in Article 78.

Amendment 17

Proposal for a regulation
Article 15 – paragraph 4

Text proposed by the Commission

4. EUR 358 000 000 of the resources referred to in paragraph (1) shall be allocated to measures on data collection referred to in Article 79.

Amendment

4. **A minimum of** EUR 358 000 000 of the resources referred to in paragraph 1 shall be allocated to measures on data collection referred to in Article 79.

Amendment 18

Proposal for a regulation
Article 15 – paragraph 6

Text proposed by the Commission

6. EUR 45 000 000 of the resources referred to in paragraph (1) **shall** be allocated to the storage aid referred to in Article 72 from 2014 to 2018 *included*.

Amendment

6. **A maximum of** EUR 45 000 000 of the resources referred to in paragraph 1 **may** be allocated to the storage aid referred to in Article 72 from 2014 to 2018 *inclusive*.

Amendment 19

Proposal for a regulation

Article 16 a (new)

Text proposed by the Commission

Amendment

Article 16a

1. The overall indicative financial reference amount as defined in the point [17] of the Interinstitutional Agreement of xx/201z between the European Parliament, the Council and the Commission on cooperation in budgetary matters and sound financial management for the implementation of the Programme for the period 2014 to 2020 shall be EUR 6 567 000 000 in 2011 constant prices.

2. Annual appropriations shall be authorised by the budgetary authority without prejudice to the provisions of the Regulation laying down the multiannual financial framework for the years 2014-2020 and the Interinstitutional Agreement xxx/201z between the European Parliament, Council and the Commission on cooperation in budgetary matters and sound financial management.

Amendment 20

Proposal for a regulation

Article 16 – paragraph 1

Text proposed by the Commission

An amount of EUR 1 047 000 000 *of the EMFF* shall be allocated to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

Amendment

An *indicative* amount of EUR 1 047 000 000 *in constant 2011 prices* shall *be* allocated to measures under direct management as specified in Chapters I and II of Title VI. This amount includes technical assistance under Article 91.

Amendment 21

**Proposal for a regulation
Article 30 - paragraph 1 - point a**

Text proposed by the Commission

(a) the creation of a network composed by one or more independent scientific bodies and fishermen or one or more organisations of fishermen;

Amendment

(a) the creation of a network composed by one or more independent scientific bodies, *including NGOs*, and fishermen or one or more organisations of fishermen *in particular the small-scale coastal fisheries*;

Amendment 22

**Proposal for a regulation
Article 34**

Text proposed by the Commission

Article 34

Support to systems of transferable fishing concessions of the CFP

1. In order to establish or modify systems of transferable fishing concessions under Article 27 of the [Regulation on the CFP], the EMFF may support:

(a) the design and development of

Amendment

deleted

technical and administrative means necessary for the creation or functioning of a transferable fishing concessions system;

(b) stakeholder participation in designing and developing transferable fishing concessions systems;

(c) the monitoring and evaluation of transferable fishing concessions systems;

(d) the management of transferable concessions systems.

2. Support under paragraph 1 (a), (b) and (c) shall only be granted to public authorities. Support under paragraph 1 (d) of this Article shall be granted to public authorities legal or natural persons or recognized producer organizations involved in collective management of pooled transferable fishing concessions in accordance with Article 28(4) of the Regulation on Common Fisheries.

Amendment 23

Proposal for a regulation

Article 45 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The EMFF shall provide a financial contribution for development and innovation activities in aquaculture implemented under multiannual strategic plans drawn up by Member States.

Amendment 24

Proposal for a regulation

Article 79 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) the management and use of data for the

(a) the management and use of data for the

purpose of scientific analysis and CFP implementation;

purpose of scientific *and socio-economic* analysis and CFP implementation;

Amendment 25

Proposal for a regulation Article 85 – paragraph 1

Text proposed by the Commission

1. The EMFF may support the provision of scientific deliverables, particularly applied-research projects directly linked to the provision of scientific opinions and advice, for the purpose of sound and efficient fisheries management decisions under the CFP.

Amendment

1. The EMFF may support the provision of scientific deliverables, particularly applied-research projects directly linked to the provision of scientific *and socio-economic* opinions and advice, for the purpose of sound and efficient fisheries management decisions under the CFP.

PROCEDURE

Title	European Maritime and Fisheries Fund (repeal of Council Regulations (EC) No 1198/2006, (EC) No 861/2006 and (EC) No XXX/2011 on integrated maritime policy)
References	COM(2011)0804 – C7-0460/2011 – 2011/0380(COD)
Committee responsible Date announced in plenary	PECH 15.12.2011
Opinion by Date announced in plenary	BUDG 15.12.2011

Rapporteur	François Alfonsi
Date appointed	6.2.2012
Date adopted	18.12.2012
Result of final vote	+: 26 -: 3 0: 2
Members present for the final vote	Marta Andreasen, Richard Ashworth, Zuzana Brzobohatá, Jean-Luc Dehaene, Göran Färm, José Manuel Fernandes, Eider Gardiazábal Rubial, Jens Geier, Ivars Godmanis, Ingeborg Gräßle, Lucas Hartong, Monika Hohlmeier, Anne E. Jensen, Ivailo Kalfin, Jan Kozłowski, Alain Lamassoure, Jan Mulder, Vojtěch Mynář, Juan Andrés Naranjo Escobar, Dominique Riquet, Alda Sousa, Derek Vaughan, Angelika Werthmann
Substitute(s) present for the final vote	François Alfonsi, Maria Da Graça Carvalho, Gerben-Jan Gerbrandy, Jaroslav Paška, Paul Rübig, Peter Šťastný, Georgios Stavrakakis, Gianluca Susta

PROCEDURE

Title	European Maritime and Fisheries Fund (repeal of Council Regulations (EC) No 1198/2006, (EC) No 861/2006 and (EC) No XXX/2011 on integrated maritime policy)						
References	COM(2011)0804 – C7-0460/2011 – 2011/0380(COD)						
Committee responsible	PECH						
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Opinion by	BUDG						
Date announced in plenary	15.12.2011						
Rapporteur	François Alfonsi						
Date appointed	6.2.2012						
Date adopted	18.12.2012						
Result of final vote	<table style="width: 100%; border: none;"> <tr> <td style="width: 10%;">+:</td> <td style="width: 80%; text-align: right;">26</td> </tr> <tr> <td>–:</td> <td style="text-align: right;">3</td> </tr> <tr> <td>0:</td> <td style="text-align: right;">2</td> </tr> </table>	+:	26	–:	3	0:	2
+:	26						
–:	3						
0:	2						
Members present for the final vote	Marta Andreasen, Richard Ashworth, Zuzana Brzobohatá, Jean-Luc Dehaene, Göran Färm, José Manuel Fernandes, Eider Gardiazábal Rubial, Jens Geier, Ivars Godmanis, Ingeborg Gräßle, Lucas Hartong, Monika Hohlmeier, Anne E. Jensen, Ivailo Kalfin, Jan Kozłowski, Alain Lamassoure, Jan Mulder, Vojtěch Mynář, Juan Andrés Naranjo Escobar, Dominique Riquet, Alda Sousa, Derek Vaughan, Angelika Werthmann						
Substitute(s) present for the final vote	François Alfonsi, Maria Da Graça Carvalho, Gerben-Jan Gerbrandy, Jaroslav Paška, Paul Rübig, Peter Šťastný, Georgios Stavrakakis,						

16.10.2012

OPINION OF THE COMMITTEE ON EMPLOYMENT AND SOCIAL AFFAIRS

for the Committee on Fisheries

on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation (EC) No 861/2006 and Council Regulation (EC) No XXX/2011 on integrated maritime policy]
(COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))

Rapporteur: Veronica Lope Fontagné

SHORT JUSTIFICATION

The **European Maritime and Fisheries Fund** (EMFF) is the Union's new instrument for financing the common fisheries policy (CFP) and integrated maritime policy (IMP) from 2014 to 2020.

The EMFF is part of the Europe 2020 strategy and is to contribute to achieving the common objectives of the Union under three flagship initiatives: i) a resource efficient Europe, ii) an innovation union and iii) the agenda for new skills and jobs.

The EMFF also falls within the wider context of cohesion policy and shares the same objectives and priorities as the other funds, the aim being to promote integrated use of the available resources.

The Commission's proposal for a regulation seeks to incorporate a more significant social dimension into the EMFF. The text of the regulation includes a number of elements that focus on this aspect, to which others might be added.

The EMFF must promote job creation and social cohesion, particularly in fisheries-dependent communities, whilst also allowing diversification into other maritime sectors.

The EMFF must therefore promote human capital and foster diversification by enabling fishermen to acquire training to enter new activities emerging in other maritime sectors. It should further be established that the EMFF can also finance instruments and activities designed to anticipate the skills that will be required.

Improved health and safety for fishermen and other fishing sector workers, through investment on board, in individual equipment or in infrastructure, as well as health and safety training, is another key aspect that will require financing from the Fund.

In the Commission proposal, the EMFF also recognises for the first time the role that spouses, mostly women, often play in family fishing businesses. They will be able to benefit from EMFF support for training, in particular for the acquisition of skills linked to entrepreneurship and business management. Spouses should also be encouraged to participate in the social dialogue and in the community-led approach.

Specific aid is to be provided for innovation; it should be made clear that this aid must include social innovation aimed at promoting new solutions to social problems.

The EMFF may also be used to strengthen the community-led approach to the sustainable development of fishing areas, and it should be stressed in this context that all stakeholders must be represented in the decision-making process.

AMENDMENTS

The Committee on Employment and Social Affairs calls on the Committee on Fisheries, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Proposal for a regulation

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The fishing industry is of immense strategic importance to the socio-economic situation, as well as for the supply of fish to the public and for a stable food balance in Member States and within the European Union (EU) itself, and also makes a substantial contribution in terms of the socio-economic well-being of coastal communities, local development, employment, preserving and creating economic activities and jobs upstream and downstream, supplying fresh fish, and keeping alive local cultural traditions.

Amendment 2

Proposal for a regulation

Recital 2

Text proposed by the Commission

Amendment

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, *fresh water* biological resources and- aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, including by fishing vessels flying the flag of, and registered in, third countries, or by

(2) The scope of the EMFF should cover the support of the CFP, which extends to conservation, management and exploitation of marine biological resources, *freshwater* biological resources and aquaculture, as well as to the processing and marketing of fishery and aquaculture products ***and to economic activities in the coastal communities most dependent on fishing,*** where such activities take place on the territory of Member States, or in Union

Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

waters, including by fishing vessels flying the flag of, and registered in, third countries, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

Amendment 3

Proposal for a regulation Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) The future EMFF should allow fully for the problems and specific needs of small-scale fisheries, bearing in mind that the small-scale fleet is the one which, in the EU, employs a greater quantity of labour for every fish caught.

Amendment 4

Proposal for a regulation Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) In order to enhance the ownership of the Common Fisheries Policy (CFP) by fishermen and thereby enhancing correct implementation and the overall success of the CFP, the EMFF should support partnership, cooperation and dialogue between scientists and fishermen.

Amendment 5

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) The scope of the EMFF should cover the support to the IMP which extends to the development and implementation of coordinated operations and decision-making in relation to the oceans, seas, coastal regions and maritime sectors complementing the different EU policies that touch upon them, notably the Common Fisheries *Policies*, transport, industry, territorial cohesion, environment, energy **and** tourism. Coherence and integration should be ensured in the management of different sectoral policies within the Baltic Sea, North Sea, Celtic Seas, Bay of Biscay and the Iberian Coast, Mediterranean and Black Sea sea basins.

Amendment

(4) The scope of the EMFF should cover the support to the IMP, which extends to the development and implementation of coordinated operations and decision-making in relation to the oceans, seas, coastal regions and maritime sectors complementing the different EU policies that touch upon them, notably the Common Fisheries *Policy*, transport, industry, territorial cohesion, environment, energy, tourism, **and the creation of stable employment with rights**. Coherence and integration should be ensured in the management of different sectoral policies within the Baltic Sea, North Sea, Celtic Seas, Bay of Biscay and the Iberian Coast, Mediterranean and Black Sea sea basins.

Amendment 6

Proposal for a regulation
Recital 4 a (new)

Text proposed by the Commission

Amendment

(4a) It should be borne in mind that, when defining and implementing its policies and actions relating to the reform of the CFP, IMP and EMFF, the Union will take into account requirements linked to the promotion of a high level of employment, a guarantee of adequate social protection, the fight against social exclusion and a high level of education, training and protection of human health, in accordance with Article 9 of the Treaty on the Functioning of the European Union.

Amendment 7

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) In line with the conclusions of the European Council of 17 June 2010, whereby the Europe 2020 Strategy was adopted, the Union and Member States should implement the delivery of smart, sustainable and inclusive growth, while promoting harmonious development of the Union. In particular, resources should be concentrated to meet the Europe 2020 objectives and targets and effectiveness should be improved by an increased focus on results. The inclusion of the IMP in the new EMFF also contribute to the major policy objectives set out in the Communication from the Commission of 3 March 2010 ‘Europe 2020 - A strategy for smart, sustainable and inclusive growth (‘Europe 2020 Strategy’) and is in line with the general objectives to increase economic, social and territorial cohesion set out in the Treaty.

Amendment

(5) In line with the conclusions of the European Council of 17 June 2010, whereby the Europe 2020 Strategy was adopted, the Union and Member States should implement the delivery of smart, sustainable and inclusive growth, while promoting harmonious development of the Union. In particular, resources should be concentrated to meet the Europe 2020 objectives and targets, ***with a particular emphasis on objectives linked to employment and the fight against poverty and social exclusion and climate change,*** and effectiveness should be improved by an increased focus on results. The inclusion of the IMP in the new EMFF also contribute to the major policy objectives set out in the Communication from the Commission of 3 March 2010 ‘Europe 2020 - A strategy for smart, sustainable and inclusive growth (‘Europe 2020 Strategy’) and is in line with the general objectives to increase economic, social and territorial cohesion set out in the Treaty.

Amendment 8

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based

Amendment

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to ***promoting sustainable and resource-***

fisheries and aquaculture, *promoting sustainable* and *resource-efficient fishing* and *aquaculture*, and *increasing employment and* territorial cohesion by unlocking the *growth* and job potential of coastal and inland fisheries communities and promoting diversification of fisheries activities into other sectors of the marine economy.

efficient fishing and aquaculture and increasing employment and economic, social and territorial cohesion through fostering innovation and knowledge based fisheries and aquaculture and *ensuring sustainable employment, improved working conditions* and *economic, social* and territorial cohesion by unlocking the *development* and job potential of coastal and inland fisheries communities and promoting diversification of fisheries activities into other *sustainable* sectors of the marine economy.

Amendment 9

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term sustainable environmental conditions which are necessary for economic and social development. It should contribute moreover to increased productivity, *a fair standard of living for the fisheries sector*, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Amendment

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term sustainable environmental conditions which are necessary for economic and social development *in order to guarantee a fair standard of living for the fisheries sector, with the aim of reversing the decline of many coastal and inland communities dependent on fishing, by adding more value to fishing and fishing-related activities and promoting diversification to other sectors of the maritime economy*. It should contribute moreover to increased productivity, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Amendment 10

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) According to Articles 50 and 51 of the [Regulation on the Common Fisheries Policy] (hereinafter CFP Regulation) Union financial assistance under EMFF should be made conditional upon compliance by Member States as well as by operators with the rules of the CFP. This conditionality is intended to reflect the responsibility of the Union to ensure, in public interest, conservation of marine biological resources under the CFP, as enshrined in *Article 3* of the TFEU.

Amendment

(14) According to Articles 50 and 51 of the [Regulation on the Common Fisheries Policy] (hereinafter CFP Regulation) Union financial assistance under EMFF should be made conditional upon compliance by Member States as well as by operators with the rules of the CFP. This conditionality is intended to reflect the responsibility of the Union to ensure, in public interest, conservation of marine biological resources under the CFP *as well as the respect of requirements linked to the promotion of a high level of employment and the guarantee of adequate social protection*, as enshrined in *Articles 3 and 9 respectively* of the TFEU.

Amendment 11

Proposal for a regulation Recital 18

Text proposed by the Commission

(18) The achievement of the objectives of the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States who do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data and implementing the control obligations. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

Amendment

(18) The achievement of the objectives of the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States who do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data and implementing the control obligations, *including labour inspections, and respect of social and labour legislation*. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

Amendment 12

Proposal for a regulation Recital 20

Text proposed by the Commission

(20) In order to improve coordination and harmonise implementation of the Funds providing support under the cohesion policy, namely the European Regional Development Fund (ERDF), the European Social Fund (ESF) and the Cohesion Fund (CF), with the Funds for rural development, namely the European Agricultural Fund for Rural Development (EAFRD), and for the maritime and fisheries sector, namely the European Maritime and Fisheries Fund (EMFF), common provisions have been established for all these Funds (the 'CSF Funds') in the [Regulation (EU) No [...] laying down Common Provisions]. In addition to this Regulation, the EMFF contains specific provisions due to the particularities of the CFP and the IMP.

Amendment

(20) In order to improve coordination and harmonise implementation of the Funds providing support under the cohesion policy, namely the European Regional Development Fund (ERDF), the European Social Fund (ESF) and the Cohesion Fund (CF), with the Funds for rural development, namely the European Agricultural Fund for Rural Development (EAFRD), and for the maritime and fisheries sector, namely the European Maritime and Fisheries Fund (EMFF), common provisions have been established for all these Funds (the 'CSF Funds') in the [Regulation (EU) No [...] laying down Common Provisions]. ***It should also be stressed that the Funds may be used in a complementary manner so that the priorities of the Union's cohesion policy and the Europe 2020 strategy can be achieved more efficiently; attention should be drawn in this connection to the need for synergy between the EMFF and the ESF in order to achieve the key objectives relating to employment and the fight against poverty and social exclusion.*** In addition to this Regulation, the EMFF contains specific provisions due to the particularities of the CFP and the IMP.

Amendment 13

Proposal for a regulation Recital 21

Text proposed by the Commission

(21) Taking into account the size of the

Amendment

(21) Taking into account the size of the

future EMFF and in the light of the principle of proportionality, the provisions relating to the strategic planning have been derogated from the Regulation [on Common Provisions], henceforth the consultation of the stakeholders should take place at least *twice* during the programming period however not obligatory once each year as it would constitute a excessive administrative and financial burden both for the Commission and the Member States.

future EMFF and in the light of the principle of proportionality, the provisions relating to the strategic planning have been derogated from the Regulation [on Common Provisions], henceforth the consultation of the stakeholders should take place at least *three times* during the programming period however not obligatory once each year as it would constitute a excessive administrative and financial burden both for the Commission and the Member States.

Amendment 14

Proposal for a regulation

Recital 22

Text proposed by the Commission

(22) ***Action by the Union should be complementary to action carried out by Member States or seek to contribute to that action.*** In order to ensure significant added value the partnership between the Commission ***and Member States*** should be strengthened through arrangements for the participation of ***various types of partners*** with full regard to the institutional competences of the Member States. ***Particular attention should be paid to ensuring adequate representation for women and minority groups.*** This partnership concerns regional, local and other public authorities, as well as other appropriate bodies, including those responsible for the environment and for the promotion of equality between men and women, the economic and social partners and other competent bodies. The partners concerned should be involved in the preparation of Partnership Contracts, as well as in the preparation, implementation, monitoring and evaluation of programming.

Amendment

(22) In order to ensure significant added value the partnership between the Commission, ***the Member State authorities and the various types of partners*** should be strengthened through arrangements for the participation of ***these players including the social partners concerned***, with full regard to the institutional competences of the Member States. This partnership concerns regional, local and other public authorities, as well as other appropriate bodies, including those responsible for the environment and for the promotion of equality between men and women, the economic and social partners, ***the fishing industry*** and other competent bodies. ***Given the specific nature of the fishing sector, provision will need to be made to guarantee the participation of economic and social partners representing the various subsectors and territorial levels, scientific research organisations and national and regional networks of fisheries local action groups (FLAGs).*** ***Particular attention should be paid to ensuring adequate representation for women and minority groups.*** The partners

concerned should be involved in the preparation of Partnership Contracts, as well as in the preparation, implementation, monitoring and evaluation of programming.

Amendment 15

Proposal for a regulation

Recital 26

Text proposed by the Commission

(26) In line with the goal of simplification, all activities of the EMFF which fall under shared management, including control and data collection, should take the form of one single operational programme per Member State, in accordance with its national structure. The programming exercise shall cover the period from 1 January 2014 to 31 December 2020. Each Member State should prepare a single operational programme. Each programme should identify a strategy for meeting targets in relation to the Union priorities for the EMFF and a selection of measures. Programming should comply with Union priorities, while being adapted to national contexts and complement the other Union policies, in particular rural development policy and cohesion policy.

Amendment

(26) In line with the goal of simplification, all activities of the EMFF which fall under shared management, including control and data collection, should take the form of one single operational programme per Member State, in accordance with its national structure. The programming exercise shall cover the period from 1 January 2014 to 31 December 2020. Each Member State should prepare a single operational programme. Each programme should identify a strategy for meeting targets in relation to the Union priorities for the EMFF and a selection of measures. Programming should comply with Union priorities, while being adapted to national contexts and complement the other Union policies, in particular rural development policy and ***economic, social and territorial*** cohesion policy.

Amendment 16

Proposal for a regulation

Recital 31

Text proposed by the Commission

(31) In order to increase the competitiveness and economic

Amendment

(31) In order to increase the competitiveness and economic

performance of fishing activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and business development.

performance of fishing activities it is vital to stimulate innovation, **including social innovation**, and entrepreneurship. Therefore the EMFF should support innovative operations and business development.

Amendment 17

Proposal for a regulation Recital 31 a (new)

Text proposed by the Commission

Amendment

(31a) As a consequence of recent years' economic turbulence due to the financial crisis, many young people are experiencing difficulties in gaining the finance needed to enter the fisheries sector; therefore EMFF support should include a focus on helping young people gain access to the fishing sector by, for example, contributing to first-time business start-ups.

Amendment 18

Proposal for a regulation Recital 32

Text proposed by the Commission

Amendment

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support lifelong learning, co-operation between scientists and fishermen stimulating the dissemination of knowledge as well as for advisory services helping to improve the overall performance **and** competitiveness of operators.

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support **actions geared to guaranteeing access to high-quality vocational, initial and** lifelong learning, **young people seeking to enter the industry**, co-operation between scientists and fishermen stimulating the dissemination of knowledge as well as for

advisory services helping to improve the overall performance, competitiveness and *economic sustainability* of operators.

Amendment 19

Proposal for a regulation Recital 32 a (new)

Text proposed by the Commission

Amendment

(32a) The EMFF should support sustainable locally based fisheries management and the development of coastal communities.

Amendment 20

Proposal for a regulation Recital 33

Text proposed by the Commission

Amendment

(33) Recognising the importance of the role that spouses of self-employed fishermen play in small scale coastal fishing, the EMFF should support training and networking contributing to their professional development and giving them the means to better fulfil the ancillary tasks they traditionally perform.

(33) Recognising the importance of the role that spouses of self-employed fishermen play in small scale coastal fishing, the EMFF should support ***lifelong*** training and networking contributing to their professional development and giving them the means to better fulfil the ancillary tasks they traditionally perform ***or to accompany the diversification of fishing activities.***

Amendment 21

Proposal for a regulation Recital 34

Text proposed by the Commission

(34) **Conscious of the weak presence of small scale coastal fishermen in the** social dialogue, the EMFF should support organisations promoting this dialogue **in the appropriate fora.**

Amendment

(34) **Considering the weakness of social dialogue at the sectoral level,** the EMFF should support organisations promoting this dialogue **to build their capacity at regional, national and European level and strengthening the representation of the sector's interests.**

Amendment 22

**Proposal for a regulation
Recital 35**

Text proposed by the Commission

(35) Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help diversification by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire professional skills in the relevant field outside fishing activities.

Amendment

(35) Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help diversification by covering business start-ups and investments for the retrofitting of their vessels, in addition to **anticipating skills and** the relevant training to acquire professional skills in the relevant field outside fishing activities **EMFF support to diversification activities should also pay special attention to the situation and opportunities of young people of the coastal communities.**

Amendment 23

Proposal for a regulation Recital 35 a (new)

Text proposed by the Commission

Amendment

(35a) It should be borne in mind that the International Labour Organisation (ILO) considers fishing to be a hazardous occupation by comparison with other occupations, and that various conventions and recommendations have been signed or adopted by that organisation with the aim of promoting decent working conditions for fishermen. The principles contained in such conventions and recommendations should serve as guiding principles for better use of EMFF resources.

Amendment 24

Proposal for a regulation Recital 36

Text proposed by the Commission

Amendment

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board.

(36) In order to address health and safety needs on board ***and with a view to improving working conditions in the sector***, the EMFF should support investments covering safety and hygiene on board; ***these investments shall not increase the ability of the vessel to catch fish.***

Amendment 25

Proposal for a regulation

Recital 38

Text proposed by the Commission

(38) The introduction of the transferable fishing concessions systems should make the sector more competitive. **Consequently**, there may be a need for new professional opportunities outside the fishing activities. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business start-ups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.

Amendment

(38) The introduction of the transferable fishing concessions systems should make the sector more competitive. **An impact assessment on employment levels in the fishing sector should be carried out and** there may be a need for new professional opportunities outside the fishing activities **in sectors related to fishing**. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business start-ups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels, **possibly with low environmental impact**. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.

Amendment 26

Proposal for a regulation

Recital 44

Text proposed by the Commission

(44) Conscious of the importance of fishing ports, landing sites and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, **as well as** safety and working conditions.

Amendment

(44) Conscious of the importance of fishing ports, landing sites and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, **health and** safety and working conditions.

Amendment 27

Proposal for a regulation Recital 46

Text proposed by the Commission

(46) In line with the Commission's Strategy for the Sustainable Development of European Aquaculture, the CFP objectives and Europe 2020 Strategy, the EMFF should support the environmentally, economically and socially sustainable development of the aquaculture industry.

Amendment

(46) In line with the Commission's Strategy for the Sustainable Development of European Aquaculture, the CFP objectives and Europe 2020 Strategy, the EMFF should support the environmentally, economically and socially sustainable development of the aquaculture industry ***that will guarantee high levels of quality employment.***

Amendment 28

Proposal for a regulation Recital 51

Text proposed by the Commission

(51) Investment in human capital is also vital to increase the competitiveness ***and*** economic performance of aquaculture activities. Therefore, the EMFF should support lifelong learning and networking stimulating the dissemination of knowledge as well as advisory services helping to improve the overall performance and competitiveness of operators.

Amendment

(51) Investment in human capital is also vital to increase the competitiveness, economic performance ***and producers' economic sustainability*** of aquaculture activities. Therefore, the EMFF should support ***actions geared to guaranteeing access to initial and*** lifelong learning and networking stimulating the dissemination of knowledge as well as advisory services helping to improve the overall performance and competitiveness of operators ***as well as methodologies aiming at lower environmental impact activity.***

Amendment 29

Proposal for a regulation Recital 55

Text proposed by the Commission

(55) Considering that the community-led approach for local development has, over a number of years, proven its utility in promoting the development of fisheries and rural areas by fully taking into account the multi-sectoral needs for endogenous development, support should be continued and reinforced in the future.

Amendment

(55) Considering that the community-led approach for local development has, over a number of years, proven its utility in promoting the development of fisheries and rural areas by fully taking into account the multi-sectoral needs for endogenous development **and ensuring that it is socially sustainable**, support should be continued and reinforced in the future.

Amendment 30

Proposal for a regulation

Recital 56

Text proposed by the Commission

(56) In fisheries areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries products and diversifying the local economy towards new economic activities, including those offered by "blue growth" and the broader maritime sectors.

Amendment

(56) In fisheries areas, community-led local development should encourage innovative **and inclusive** approaches to create **sustainable and high-quality** growth and jobs, in particular by adding value to fisheries products and diversifying the local economy towards new economic activities, including those offered by "blue growth" and the broader maritime sectors.

Amendment 31

Proposal for a regulation

Recital 57

Text proposed by the Commission

(57) The sustainable development of fisheries areas should contribute to the EU2020 objectives of promoting social inclusion and poverty reduction and to fostering innovation at local level as well

Amendment

(57) The sustainable development of fisheries areas should contribute to the EU2020 objectives of promoting social inclusion and poverty reduction, **to raising employment rates** and to fostering

as to the objective of territorial cohesion, a main priority in the Lisbon Treaty.

innovation, **including social innovation**, at local level as well as to the objective of territorial cohesion, a main priority in the Lisbon Treaty.

Amendment 32

Proposal for a regulation

Recital 58

Text proposed by the Commission

(58) Community-led local development should be implemented through a bottom-up approach by local partnerships that are composed of representatives of the public, private and civil society sectors and mirror correctly the local society; these local actors are best placed to draw up and implement integrated multi-sectoral local development strategies to meet the needs of their local fisheries areas; it is important in order to ensure the representativeness of local action groups that no single interest *groups* has more than 49% of the voting right in the decision-making bodies.

Amendment

(58) Community-led local development should be implemented through a bottom-up approach by local partnerships that are composed of representatives of the public, private and civil society sectors and mirror correctly the local society **including the social partners concerned**; these local actors are best placed to draw up and implement integrated multi-sectoral local development strategies to meet the needs of their local fisheries areas; it is important in order to ensure the representativeness of local action groups, **the participation of all stakeholders and the transparency of local development strategies** that no single interest *group* has more than 49% of the voting right in the decision-making bodies.

Amendment 33

Proposal for a regulation

Recital 59

Text proposed by the Commission

(59) Networking between local partnerships is an essential feature of this approach. Cooperation between these local partnerships is an important development tool which should be made available by the

Amendment

(59) Networking between local partnerships is an essential feature of this approach. Cooperation between these local partnerships is an important development tool which should be **promoted and** made

EMFF.

available by the EMFF.

Amendment 34

Proposal for a regulation

Recital 60

Text proposed by the Commission

(60) The support to fisheries areas through the EMFF should be coordinated with the local development support offered by other Union Funds and should cover all aspects of the preparation and implementation of local development strategies and operations of local action groups as well as the costs of animating the local area and running the local partnership.

Amendment

(60) The support to fisheries areas through the EMFF should be coordinated with the local development support offered by other Union Funds, ***in particular the ESF for matters concerning employment and social inclusion***, and should cover all aspects of the preparation and implementation of local development strategies and operations of local action groups as well as the costs of animating the local area and running the local partnership.

Amendment 35

Proposal for a regulation

Recital 77

Text proposed by the Commission

(77) The EMFF should support the promotion of integrated maritime governance at all levels especially through exchanges of best practices and the further development and implementation of sea basin strategies. These strategies aim at setting up an integrated framework to address common challenges in European sea basins and strengthened co-operation between stakeholders to maximise the use of Union financial instruments and funds and contribute to ***the*** economic, social and territorial cohesion ***of*** the Union.

Amendment

(77) The EMFF should support the promotion of integrated maritime governance at all levels especially through exchanges of best practices and the further development and implementation of sea basin strategies. These strategies aim at setting up an integrated framework to address common challenges in European sea basins and strengthened co-operation between stakeholders to maximise the use of Union financial instruments and funds and contribute to ***employment and*** economic, social and territorial cohesion ***in***

the Union.

Amendment 36

Proposal for a regulation

Recital 80

Text proposed by the Commission

(80) The EMFF should also support sustainable economic growth, employment, innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

Amendment

(80) The EMFF should also support sustainable ***and inclusive*** economic growth, ***quality*** employment, ***improved living and working conditions***, innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

Amendment 37

Proposal for a regulation

Recital 81

Text proposed by the Commission

(81) The EMFF should be complementary and coherent with existing and future financial instruments made available by the Union and the Member States, at national and sub-national level, for promoting the protection and sustainable use of the oceans, seas and coasts, helping to foster more effective cooperation between the Member States and their coastal, island, and outermost regions, and taking into account the prioritisation and progress of national and local projects. The Fund will

Amendment

(81) The EMFF should be complementary and coherent with existing and future financial instruments made available by the Union and the Member States, at national and sub-national level, for promoting ***sustainable economic and social development***, the protection and sustainable use of the oceans, seas and coasts, helping to foster more effective cooperation between the Member States and their coastal, island, and outermost regions, and taking into account the

tie in with other Union policies that may encompass a maritime dimension, in particular the European Regional Development Fund, the Cohesion Fund and the European Social Fund as well the Horizon 2020 Programme for Research and energy policy

prioritisation and progress of national and local projects. The Fund will tie in with other Union policies that may encompass a maritime dimension, in particular the European Regional Development Fund, the Cohesion Fund and the European Social Fund as well the Horizon 2020 Programme for Research and energy policy

Amendment 38

Proposal for a regulation Recital 88

Text proposed by the Commission

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, and those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

Amendment

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, and those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation. ***The principles contained in Convention No. 188 and Recommendation No. 199 of the ILO should serve as guiding principles for better use of EMFF resources.***

Amendment 39

Proposal for a regulation

Article 1 – paragraph 1 – point c

Text proposed by the Commission

(c) *the* sustainable development of fisheries areas and inland fishing,

Amendment

(c) ***strategies for*** sustainable development, ***increased employment and the promotion of social cohesion in*** fisheries areas and inland fishing,

Amendment 40

Proposal for a regulation

Article 3 – paragraph 2 – point 6

Text proposed by the Commission

(6) ‘fisherman’ means any person engaging in professional fishing, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of marine organisms, as recognised by the Member State, without a vessel;

Amendment

(6) ‘fisherman’ means any person engaging in professional fishing, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of marine organisms, as recognised by the Member State, without a vessel. ***Unless otherwise specified, ‘fisherman’ implies both the vessel owner and the person working onboard having an employment relationship with the vessel owner;***

Amendment 41

Proposal for a regulation

Article 5 – paragraph 1 – point a

Text proposed by the Commission

(a) promoting sustainable and competitive fisheries and aquaculture;

Amendment

(a) promoting sustainable and competitive fisheries and aquaculture ***and promoting high levels of quality employment;***

Amendment 42

Proposal for a regulation

Article 5 – paragraph 1 – point c

Text proposed by the Commission

(c) promoting a balanced and inclusive territorial development *of* fisheries areas;

Amendment

(c) promoting a balanced and inclusive territorial development ***and social cohesion in*** fisheries areas;

Amendment 43

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – introductory part

Text proposed by the Commission

(1) Increasing employment and territorial cohesion through the following objectives:

Amendment

(1) Increasing employment and ***economic, social and*** territorial cohesion through the following objectives:

Amendment 44

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – point a

Text proposed by the Commission

(a) promotion of economic growth, social inclusion, creation of jobs and supporting labour mobility in coastal and inland communities depending on fishing and aquaculture;

Amendment

(a) promotion of economic growth, social inclusion, creation of ***quality*** jobs, ***employability***, and supporting labour mobility in coastal and inland communities depending on fishing and aquaculture, ***taking into account the situation of vulnerable groups***;

Amendment 45

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – point b

Text proposed by the Commission

(b) diversification of fisheries activities into other sectors of maritime economy and growth of maritime economy, including mitigation of climate change.

Amendment

(b) **support to the fisheries sector and** diversification of fisheries activities into other **viable** sectors of maritime economy, **mobility of employed fishermen if made redundant** and **sustainable** growth of maritime economy, including mitigation of climate change.

Amendment 46

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point a

Text proposed by the Commission

(a) support *to* strengthening technological development, innovation and knowledge transfer;

Amendment

(a) support *for* strengthening technological development, innovation, **including social innovation**, and knowledge transfer;

Amendment 47

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point b

Text proposed by the Commission

(b) enhancement of the competitiveness **and** viability of fisheries, in particular of small scale coastal fleet, and improvement of safety **or** working conditions;

Amendment

(b) enhancement of the competitiveness, viability **and producers' economic sustainability** of fisheries, in particular of small scale coastal fleet, and improvement of **health and** safety **and** working conditions;

Amendment 48

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point c

Text proposed by the Commission

(c) development of new professional skills and lifelong learning;

Amendment

(c) ***anticipation and*** development of new professional skills ***in*** lifelong learning and ***vocational training, encouraging young people to enter the sector;***

Amendment 49

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point a

Text proposed by the Commission

(a) support *to* strengthening technological development, innovation and knowledge transfer;

Amendment

(a) support *for* strengthening technological development, innovation, ***including social innovation,*** and knowledge transfer;

Amendment 50

Proposal for a regulation

Article 6 – paragraph 1 – point 3 – point c

Text proposed by the Commission

(c) development of new professional skills and lifelong learning;

Amendment

(c) ***anticipation and*** development of new professional skills and lifelong learning;

Amendment 51

Proposal for a regulation

Article 6 – paragraph 1 – point 6 – point b

Text proposed by the Commission

(b) the support to control and enforcement, enhancing institutional capacity and an efficient public administration.

Amendment

(b) the support to control and enforcement, ***including labour inspections***, enhancing institutional capacity and an efficient public administration, ***and promoting the capacity of other parties involved in implementing measures financed by the Fund***.

Amendment 52

Proposal for a regulation

Article 6 – paragraph 1 – point 6 – point b a (new)

Text proposed by the Commission

Amendment

(ba) support partnership, cooperation and dialogue between scientists and fishermen in order to enhance ownership of the CFP by affected stakeholders.

Amendment 53

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

By derogation to Article 5(4) of the [Regulation (EU) No [...] laying down Common Provisions] the Commission shall consult at least ***twice*** during the programming period the organisations which represent the partners at Union level on the implementation of support from the EMFF.

Amendment

By derogation to Article 5(4) of the [Regulation (EU) No [...] laying down Common Provisions] the Commission shall consult at least ***three times*** during the programming period the organisations which represent the partners at Union level on the implementation of support from the EMFF.

Amendment 54

Proposal for a regulation Article 10 – paragraph 1

Text proposed by the Commission

In **addition to** the principles enounced in Article 4 of the [Regulation (EU) No [...] laying down Common Provisions], the Commission and the Member States shall ensure coordination and complementarity between support from the EMFF and from other Union policies and financial instruments, including the Regulation (EC) No [establishing the Framework Programme for Environment and Climate Change Action (LIFE Framework Programme)] [27] and those in the framework of the Union's external action. Coordination between assistance from the EMFF and LIFE Framework Programme shall be achieved in particular, by promoting the funding of activities that complement integrated projects funded under LIFE Framework Programme, as well as by promoting the use of solutions, methods and approaches validated under LIFE Framework Programme.

Amendment

In **accordance with** the principles enounced in Article 4 of the [Regulation (EU) No [...] laying down Common Provisions], the Commission and the Member States shall ensure coordination and complementarity between support from the EMFF and from other **funds within the framework of cohesion policy and** other Union policies and financial instruments, including the Regulation (EC) No [establishing the Framework Programme for Environment and Climate Change Action (LIFE Framework Programme)] [27] and those in the framework of the Union's external action. Coordination between assistance from the EMFF and LIFE Framework Programme shall be achieved in particular, by promoting the funding of activities that complement integrated projects funded under LIFE Framework Programme, as well as by promoting the use of solutions, methods and approaches validated under LIFE Framework Programme.

Amendment 55

Proposal for a regulation Article 13 – paragraph 1 – point e

Text proposed by the Commission

(e) transfer of ownership of a business;

Amendment

(e) transfer of ownership of a business, **except in cases involving the transfer of ownership of a family business or where the transfer of ownership is accompanied by a diversification plan;**

Amendment 56

Proposal for a regulation

Article 17 – paragraph 1 – point a – point i

Text proposed by the Commission

(i) the level of employment in fisheries and aquaculture,

Amendment

(i) the level of employment in ***the*** fisheries ***sector*** and ***in*** aquaculture,

Amendment 57

Proposal for a regulation

Article 18 – paragraph 2

Text proposed by the Commission

2. The operational programme shall be established by the Member State following close co-operation with the partners referred to in Article 5 of the [Regulation (EU) No [...] laying down Common Provisions]. Consultation of the partners on the preparatory documents shall be organised in such a way as to allow the partners to examine them.

Amendment

2. The operational programme shall be established by the Member State following close co-operation with the partners ***as*** referred to in Article 5 of the [Regulation (EU) No [...] laying down Common Provisions]. Consultation of the partners on the preparatory documents shall be organised in such a way as to allow the partners to examine them ***and express their opinion before the programme is submitted to the Commission.***

Amendment 58

Proposal for a regulation

Article 18 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Without prejudice to Article 5 of [Regulation (EU) No [...] laying down Common Provisions], the partners consulted shall include, inter alia, the relevant public authorities and public bodies, including those responsible for the

environment and for promoting equality between men and women, the economic and social partners representing the various relevant subsectors and territorial levels within the fishing sector, scientific research organisations and national and regional FLAGs networks.

Amendment 59

Proposal for a regulation

Article 20 – paragraph 1 – subparagraph 1 – point m

Text proposed by the Commission

(m) the designation of the partners referred to in Article 5 of the [Regulation (EU) No [...] laying down Common Provisions] **and the results of the consultation of the partners;**

Amendment

(m) the designation of the partners **and the results of the consultation of the partners** referred to in Article 18, **in accordance with Article 5** of the [Regulation (EU) No [...] laying down Common Provisions];

Amendment 60

Proposal for a regulation

Article 20 – paragraph 1 – subparagraph 1 – point o – point i – indent 3 a (new)

Text proposed by the Commission

Amendment

- an assessment of the balance between fishing capacity and fishing opportunities.

Amendment 61

Proposal for a regulation

Article 20 – paragraph 3

Text proposed by the Commission

Amendment

3. In addition, the operational programme

3. In addition, the operational programme

shall include a description of the specific actions to promote equal opportunities and prevent any discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation, including the arrangements to ensure the integration of gender perspective at operational programme and operation level.

shall include a description of the specific actions to promote equal opportunities and prevent any discrimination based on sex, racial or ethnic origin, religion or belief, disability, age or sexual orientation, including the arrangements to ensure the integration of gender perspective **and the principle of equal opportunities** at operational programme and operation level.

Amendment 62

Proposal for a regulation

Article 28 – paragraph 1

Text proposed by the Commission

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems.

Amendment

1. In order to stimulate innovation in fisheries, **including social innovation**, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems.

Amendment 63

Proposal for a regulation

Article 31 – paragraph 1 – point a

Text proposed by the Commission

(a) lifelong learning, dissemination of scientific knowledge and innovative practices, and acquisition of new professional skills in particular linked to the sustainable management of marine ecosystems, activities in the maritime sector, innovation and entrepreneurship;

Amendment

(a) **young people seeking to enter the sector, vocational training**, lifelong learning, dissemination of scientific knowledge and innovative practices, and **anticipation and** acquisition of new professional skills in particular linked to the sustainable management of marine ecosystems, activities in the maritime

sector, innovation and entrepreneurship;

Amendment 64

Proposal for a regulation

Article 31 – paragraph 1 – point b

Text proposed by the Commission

(b) networking and exchange of experience and best practice between stakeholders including among organisations promoting equal opportunities between men and women;

Amendment

(b) networking and exchange of experience and best practice between stakeholders including among organisations promoting equal opportunities ***and equality*** between men and women ***and associations representing fishermen's spouses***;

Amendment 65

Proposal for a regulation

Article 31 – paragraph 1 – point c

Text proposed by the Commission

(c) promoting the social dialogue at national, regional or local level involving fishermen and other relevant stakeholders.

Amendment

(c) promoting the social dialogue at national, regional or local level involving fishermen, ***the social partners concerned, organisations representing fishermen, fishermen's spouses who participate in fishing activities*** and other relevant stakeholders.

Amendment 66

Proposal for a regulation

Article 33 – paragraph 1

Text proposed by the Commission

1. In order to improve working conditions

Amendment

1. In order to improve working conditions

on board for fishermen the EMFF may support investments on board or in individual equipments providing that these investments go beyond standards required under national or Union law.

on board for fishermen the EMFF may support investments on board or in individual equipments ***or in training***, providing that these investments go beyond standards required under national or Union law.

Amendment 67

Proposal for a regulation Article 33 – paragraph 3

Text proposed by the Commission

3. When the operation consists in an investment on board, the support shall not be granted more than once during the programming period for the same fishing vessel. When the operation consists of an investment in individual equipment, the support shall not be granted more than once during the programming period for the same beneficiary.

Amendment

3. When the operation consists in an investment on board, the support shall not be granted more than once during the programming period for the same fishing vessel. When the operation consists of an investment in individual equipment ***or in training***, the support shall not be granted more than once during the programming period for the same beneficiary.

Amendment 68

Proposal for a regulation Article 41 – paragraph 1

Text proposed by the Commission

1. For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection.

Amendment

1. For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving ***health and*** safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection.

Amendment 69

Proposal for a regulation

Article 42 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to reduce the impact of inland fishing on the environment, increase energy efficiency, increase the quality of fish landed, or to improve safety or working conditions, the EMFF may support the following investments:

Amendment

1. In order to reduce the impact of inland fishing on the environment, increase energy efficiency, increase the quality of fish landed, or to improve **health and** safety or working conditions, the EMFF may support the following investments:

Amendment 70

Proposal for a regulation

Article 42 – paragraph 1 – point a

Text proposed by the Commission

(a) on board or in individual equipment as referred to in Article 33 and under the conditions set out in that Article;

Amendment

(a) on board or in individual equipment **or in training** as referred to in Article 33 and under the conditions set out in that Article;

Amendment 71

Proposal for a regulation

Article 45 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to stimulate innovation in aquaculture, the EMFF may support operations:

Amendment

1. In order to stimulate innovation in aquaculture, **including social innovation**, the EMFF may support operations:

Amendment 72

Proposal for a regulation

Article 49 – paragraph 1 – point a

Text proposed by the Commission

(a) lifelong learning, dissemination of scientific knowledge and innovative practices and acquisition of new professional skills in aquaculture;

Amendment

(a) lifelong learning, dissemination of scientific knowledge and innovative practices and ***anticipation and*** acquisition of new professional skills in aquaculture;

Amendment 73

Proposal for a regulation

Article 49 – paragraph 1 – point b

Text proposed by the Commission

(b) networking and exchange of experience and best practice among aquaculture enterprises or professional organisations and other stakeholders, including scientific bodies or those promoting equal opportunities between men and women.

Amendment

(b) networking and exchange of experience and best practice among aquaculture enterprises or professional organisations and other stakeholders, including scientific bodies or those promoting equal opportunities ***and equality*** between men and women.

Amendment 74

Proposal for a regulation

Article 60 – paragraph 1 – point b

Text proposed by the Commission

(b) functionally coherent in geographical, economic and social terms, taking specific account of the fisheries and aquaculture sectors ***and offer sufficient critical mass in terms of human, financial and economic resources to support a viable local development strategy.***

Amendment

(b) functionally coherent in geographical, economic and social terms, taking specific account of the fisheries and aquaculture sectors.

Amendment 75

Proposal for a regulation

Article 61 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure that local communities fully exploit and benefit from the opportunities offered by maritime and coastal development.

Amendment

(b) ensure that local communities ***are involved in the drawing-up of integrated local development strategies and*** fully exploit and benefit from the opportunities offered by maritime and coastal development.

Amendment 76

Proposal for a regulation

Article 62 – paragraph 3 – point a

Text proposed by the Commission

(a) broadly reflect the main focus of their strategy and the socio-economic composition of the area through a balanced representation of the main stakeholders, including private sector, public sector and civil society;

Amendment

(a) broadly reflect the main focus of their strategy and the socio-economic composition of the area through a balanced representation of the main stakeholders, including private sector, public sector and civil society, ***including less well-represented groups, and the social partners concerned;***

Amendment 77

Proposal for a regulation

Article 62 – paragraph 3 – point b

Text proposed by the Commission

(b) ensure a significant representation of

Amendment

(b) ensure a significant representation of fisheries and aquaculture sectors, ***including***

fisheries and aquaculture sectors.

associations representing fishermen's spouses who participate in fishing activities and the social partners concerned.

Amendment 78

Proposal for a regulation Article 64 – paragraph 1

Text proposed by the Commission

1. Preparatory support shall cover capacity building, training and networking with a view to preparing and implementing a local development strategy.

Amendment

1. Preparatory support shall cover capacity building, **consultation**, training and networking with a view to preparing and implementing a local development strategy.

Amendment 79

Proposal for a regulation Article 65 – paragraph 1 – point a

Text proposed by the Commission

(a) adding value, creating jobs, and promoting innovation at all stages of the fisheries and aquaculture supply chain;

Amendment

(a) adding value, creating **quality** jobs, **attracting young people to the fisheries sector**, and promoting innovation, **including social innovation**, at all stages of the fisheries and aquaculture supply chain;

Amendment 80

Proposal for a regulation Article 65 – paragraph 1 – point b

Text proposed by the Commission

(b) supporting diversification and job creation in fisheries areas, in particular in other maritime sectors;

Amendment

(b) supporting diversification and **quality** job creation in fisheries areas, in particular in other maritime sectors;

Amendment 81

Proposal for a regulation

Article 65 – paragraph 1 – point d

Text proposed by the Commission

(d) promoting social well being and cultural heritage in fisheries areas including maritime cultural heritage;

Amendment

(d) promoting social well being and **inclusion and** cultural heritage in fisheries areas including maritime cultural heritage;

Amendment 82

Proposal for a regulation

Article 81 – paragraph 1 – point c

Text proposed by the Commission

(c) Supporting sustainable economic growth, employment, innovation and new technologies within emerging and prospective maritime sectors in coastal regions, in complementarity with established sectoral and national activities.

Amendment

(c) Supporting sustainable economic growth, **a high level of quality** employment, innovation, **including social innovation**, and new technologies within emerging and prospective maritime sectors in coastal regions, in complementarity with established sectoral and national activities.

Amendment 83

Proposal for a regulation

Article 84 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) specific control and enforcement measures under CFP;

(b) specific control and enforcement measures under CFP, ***including labour inspections***;

Amendment 84

Proposal for a regulation

Article 92 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) the establishment of national networks aiming at disseminating information, capacity building, exchanging best practice and supporting cooperation between the FLAGs in their territory.

(b) the establishment of national networks aiming at disseminating information, capacity building ***for partners involved in implementing measures financed by the Fund***, exchanging best practice and supporting cooperation between the FLAGs in their territory.

Amendment 85

Proposal for a regulation

Article 131 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

The impact of the EMFF shall be measured in relation to the Union priorities referred to in Article 6.

The impact of the EMFF shall be measured in relation to the Union priorities referred to in Article 6, ***in particular the creation of sustainable jobs***.

Amendment 86

Proposal for a regulation

Article 131 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission shall define, by means of implementing acts, the set of indicators specific to these Union priorities. Those implementing acts, shall be adopted in accordance with the examination procedure referred to in Article 151(3).

Amendment

The Commission shall define, by means of implementing acts, the set of indicators specific to these Union priorities, ***including the relevant social indicators.*** Those implementing acts, shall be adopted in accordance with the examination procedure referred to in Article 151(3).

Amendment 87

Proposal for a regulation

Article 132 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) to enable the monitoring of developments in the social and employment situation in the territories concerned by the Fund's measures;

PROCEDURE

Title	European Maritime and Fisheries Fund (repeal of Council Regulations (EC) No 1198/2006, (EC) No 861/2006 and (EC) No XXX/2011 on integrated maritime policy)
References	COM(2011)0804 – C7-0460/2011 – 2011/0380(COD)
Committee responsible Date announced in plenary	PECH 15.12.2011
Opinion by Date announced in plenary	EMPL 19.1.2012
Rapporteur Date appointed	Veronica Lope Fontagné 19.1.2012
Discussed in committee	21.6.2012
Date adopted	9.10.2012
Result of final vote	+: 39 –: 2 0: 3
Members present for the final vote	Regina Bastos, Edit Bauer, Heinz K. Becker, Jean-Luc Bennahmias, Phil Bennion, Pervenche Berès, Vilija Blinkevičiūtė, Philippe Boulland, Milan Cabrnoch, Alejandro Cercas, Ole Christensen, Derek Roland Clark, Minodora Cliveti, Emer Costello, Karima Delli, Richard Falbr, Thomas Händel, Marian Harkin, Nadja Hirsch, Stephen Hughes, Danuta Jazłowiecka, Ádám Kósa, Jean Lambert, Patrick Le Hyaric, Veronica Lope Fontagné, Olle Ludvigsson, Thomas Mann, Elisabeth Morin-Chartier, Csaba Óry, Siiri Oviir, Konstantinos Poupakis, Sylvana Rapti, Licia Ronzulli, Elisabeth Schroedter, Joanna Katarzyna

	Skrzydłewska, Jutta Steinruck, Traian Ungureanu, Andrea Zaroni
Substitute(s) present for the final vote	Malika Benarab-Attou, Edite Estrela, Ria Oomen-Ruijten, Antigoni Papadopoulou, Csaba Sógor, Gabriele Zimmer

6.12.2012

OPINION OF THE COMMITTEE ON THE ENVIRONMENT, PUBLIC HEALTH AND FOOD SAFETY

for the Committee on Fisheries

on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation(EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy (COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))

Rapporteur: Nikos Chrysogelos

SHORT JUSTIFICATION

The Working Document outlined the Commission's proposal and provided a brief political analysis. This Opinion proposes a number of amendments designed to ensure that the EMFF contributes to achieving the objectives of the CFP and achieves an environmentally sustainable management of fisheries in Europe and abroad.

The main amendments address a number of points.

Certain types of funding are removed:

- storage of fish which are caught when there is no market, since it is preferable to fish when the market conditions guarantee a good price, rather than to store the fish for prolonged periods of time;
- insurance premiums for aquaculture farms, since the operators should bear this expense themselves rather than the tax-payer;
- for help in managing "transferable fishing concessions";
- promotion and marketing of fish for which there is a limited market or no market at all.

In several places, language is added to ensure that support does not lead to an increase in fishing capacity.

Funding is re-directed to support the collection of scientific and other data and improved surveillance of fishing activities.

The section on aquaculture is amended to shift the emphasis from simplistic promotion of aquaculture, an industry that can cause significant environmental problems if it is poorly managed, to putting the emphasis on a much greater environmental sustainability for aquaculture operations.

Fishing is, essentially, private exploitation of a public good and hence, the right to fish carries certain responsibilities, especially ensuring that fishing does not lead to depletion of fish stocks or the degradation of the marine environment or coastal communities that depend upon them for their survival. Funding should be preferentially aimed at either collecting data to allow analyses of the sustainability of fishing activities or providing support for those who fish in the most environmentally and socially sustainable manner. Amendments are proposed to this effect, as well as the promotion of the precautionary approach and ecosystem-based approach to fisheries management.

AMENDMENTS

The Committee on the Environment, Public Health and Food Safety calls on the Committee on Fisheries, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, fresh water biological resources and- aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, including by fishing vessels flying the flag of, and registered in, third countries, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

Amendment

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and **sustainable** exploitation of marine biological resources, fresh water biological resources and- aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, including by fishing vessels flying the flag of, and registered in, third countries, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

Amendment 2

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) The success of the Common Fisheries Policy depends on an effective system of control, inspection and enforcement as well as on reliable complete data, both for scientific advice and for implementation and control purposes; therefore the EMFF should support these policies.

Amendment

(3) The success of the Common Fisheries Policy depends on an effective system of control, inspection and enforcement as well as on reliable complete **and timely** data, both for scientific advice and for implementation and control purposes; therefore the EMFF should support these policies.

Amendment 3

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, **promoting** sustainable and resource-efficient fishing and aquaculture, and increasing employment and territorial cohesion by unlocking the growth and job potential of coastal and inland fisheries communities and promoting diversification of fisheries activities into other sectors of the marine economy.

Amendment

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, **developing environmentally** sustainable and resource-efficient fishing and aquaculture, **with a focus on organic aquaculture** and increasing employment and territorial cohesion by unlocking the growth and job potential of coastal and inland fisheries communities and promoting diversification of fisheries activities into other sectors of the marine economy.

Amendment 4

Proposal for a regulation Recital 8

Text proposed by the Commission

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities **contribute to** long-term **sustainable** environmental **conditions** which **are necessary** for economic and social development. It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Amendment

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities **secure the** long-term environmental **sustainability of marine biological resources**, which **is a prerequisite** for economic and social development. It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the **long-term** availability of resources and that supplies reach consumers at reasonable prices.

Amendment 5

Proposal for a regulation
Recital 9

Text proposed by the Commission

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at **an** exploitation of living marine biological resources that restores and maintains **fish** stocks **at** levels **which can produce** the maximum sustainable yield, not later than 2015. The CFP shall implement the precautionary and eco-system **approaches to** fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

Amendment

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at **a sustainable** exploitation of living marine biological resources that restores and maintains **all** stocks **of harvested species above** levels **capable of producing** the maximum sustainable yield, **or the relevant proxy**, not later than 2015. The CFP shall implement the precautionary **approach** and eco-system **based** fisheries **and aquaculture** management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

Amendment 6

Proposal for a regulation
Recital 15

Text proposed by the Commission

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the public interest of conservation of marine biological resources. Therefore only operators should be admissible who, within a particular period of time before lodging an application for aid, were not involved in

Amendment

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the public interest of conservation of marine biological resources. Therefore only operators should be admissible who, within a particular period of time before lodging an application for aid, were not involved in

the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, and who have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the Maximum Sustainable Yield (hereinafter MSY).

the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, and who have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 or other cases of non-compliance with CFP rules which particularly jeopardise the *long-term* sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the Maximum Sustainable Yield (hereinafter MSY), *or the relevant proxy, by 2015.*

Amendment 7

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) The achievement of the objectives of

Amendment

(18) The achievement of the objectives of

the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States who do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data and implementing the control obligations. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

the CFP would also be undermined if Union financial assistance under EMFF is paid to Member States who do not comply with their obligations under the CFP rules related to the public interest of conservation of marine biological resources, such as collecting data, ***achieving a balance between fishing fleet capacity and available fishing opportunities*** and implementing the control obligations. Moreover, without complying with those obligations there is a risk that inadmissible beneficiaries or ineligible operations are not detected by the Member States.

Amendment 8

Proposal for a regulation

Recital 24

Text proposed by the Commission

(24) The Commission should establish an annual breakdown by Member States of available commitment appropriations using objective and transparent criteria; these criteria should include the historical allocations under Council Regulation (EC) No 1198/2006 and the historical consumption under Council Regulation No 861/2006.

Amendment

(24) The Commission should establish ***and publish*** an annual breakdown by Member States of available commitment appropriations using objective and transparent criteria; these criteria should include the historical allocations under Council Regulation (EC) No 1198/2006 and the historical consumption under Council Regulation No 861/2006.

Amendment 9

Proposal for a regulation

Recital 26

Text proposed by the Commission

(26) In line with the goal of simplification, all activities of the EMFF which fall under shared management, including control and

Amendment

(26) In line with the goal of simplification, all activities of the EMFF which fall under shared management, including control and

data collection, should take the form of one single operational programme per Member State, in accordance with its national structure. The programming exercise shall cover the period from 1 January 2014 to 31 December 2020. Each Member State should prepare a single operational programme. Each programme should identify a strategy for meeting targets in relation to the Union priorities for the EMFF and a selection of measures. Programming should comply with Union priorities, while being adapted to national contexts and complement the other Union policies, in particular rural development policy *and* cohesion policy.

data collection, should take the form of one single operational programme per Member State, in accordance with its national structure. The programming exercise shall cover the period from 1 January 2014 to 31 December 2020. Each Member State should prepare a single operational programme. Each programme should identify a strategy for meeting targets in relation to the Union priorities for the EMFF and a selection of measures. Programming should comply with Union priorities, while being adapted to national contexts and complement the other Union policies, in particular rural development policy, cohesion *and environmental* policy.

Amendment 10

Proposal for a regulation Recital 31

Text proposed by the Commission

(31) In order to increase the competitiveness and economic performance of fishing activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and business development.

Amendment

(31) In order to increase the competitiveness and economic performance of fishing activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative *and environmentally sustainable* operations and business development, *in line with restoring and maintaining populations of harvested species above levels which can produce the Maximum Sustainable Yield by 2015, achieving and maintaining a good environmental status by 2020 and with the precautionary principle and ecosystem based fisheries management.*

Amendment 11

Proposal for a regulation
Recital 32

Text proposed by the Commission

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support lifelong learning, co-operation between scientists and fishermen stimulating the dissemination of knowledge as well as for advisory services helping to improve the overall performance and competitiveness of operators.

Amendment

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support ***training, education and*** lifelong learning, co-operation between scientists and fishermen stimulating the dissemination of knowledge ***and promoting career opportunities in maritime professions,*** as well as for advisory services helping to improve the overall ***sustainability,*** performance and competitiveness of operators.

Amendment 12

Proposal for a regulation
Recital 36

Text proposed by the Commission

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board.

Amendment

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board, ***under the condition that the investment will not lead to an increase of the fishing capacity of the vessel.***

Amendment 13

Proposal for a regulation
Recital 37

Text proposed by the Commission

(37) As a result of the establishment of systems of transferable fishing

Amendment

deleted

concessions envisaged in Article 27 of the [CFP Regulation] and in order to support Member States in the implementation of these new systems, the EMFF should grant support in terms of capacity building and exchange of best practices.

Justification

The transferable fishing concessions are not an appropriate solution to the challenges facing the fishing sector.

Amendment 14

Proposal for a regulation

Recital 38

Text proposed by the Commission

(38) The introduction of the transferable fishing concessions systems should make the sector more competitive.

Consequently, there may be a need for new professional opportunities outside the fishing activities. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business startups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.

Amendment

(38) The need to reduce overcapacity in order to achieve a balance between fishing capacity and fishing opportunities may create a need for new professional opportunities outside the fishing activities. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business startups, especially micro-businesses.

Amendment 15

Proposal for a regulation
Recital 39

Text proposed by the Commission

(39) The objective of the Common Fisheries Policy is to ensure a sustainable exploitation of fish stocks. Overcapacity has been identified as a major driver for overfishing. It is therefore paramount to **adapt** the Union fishing **fleet to** the resources available. The removal of overcapacity through public aid such as temporary or permanent cessation and scrapping schemes has proven ineffective. ***The EMFF will therefore support the establishment and management of systems of transferable fishing concessions aiming at the reduction of overcapacity and increased economic performance and profitability of the operators concerned.***

Amendment

(39) The objective of the Common Fisheries Policy is to ensure a sustainable exploitation of fish stocks. Overcapacity has been identified as a major driver for overfishing. It is therefore paramount to **achieve a stable and ensuring balance between** the Union fishing **fleets and** the resources available. ***As noted in the Green Paper, despite considerable sums of money spent over many years,*** the removal of overcapacity through public aid such as temporary or permanent cessation and scrapping schemes has proven ineffective **and the size and composition of the EU fleet are still not in line with resources available. EMFF funds must be used to support fishermen and vessels that fish in the most environmentally and socially sustainable way.**

Amendment 16

Proposal for a regulation
Recital 40

Text proposed by the Commission

(40) With overcapacity being one of the key drivers of overfishing, measures need to be taken to adapt the Union fishing fleet to the resources available; in this context, the EMFF should support the establishment, modification and management of the systems of transferable fishing concessions introduced by the CFP as management tools for reducing overcapacity.

Amendment

deleted

Amendment 17

Proposal for a regulation Recital 41

Text proposed by the Commission

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures.

Amendment

(41) It is paramount to integrate environmental concerns into the EMFF and ***promote actions for the mitigation of the effects of, and adaptation to, climate change on the marine, coastal and insular environment, with a particular emphasis on those areas that are most vulnerable in that respect,*** support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures ***that facilitates cooperation and consistency among Member States sharing a particular fishery.***

Amendment 18

Proposal for a regulation Recital 42

Text proposed by the Commission

(42) In the same vein, the EMFF should support the reduction of the impact of fishing on the marine environment in particular through the promotion of eco innovation, more selective gears and equipment as well as measures aiming at protecting and restoring marine biodiversity and ecosystems and the services they provide, in line with the EU Biodiversity Strategy to 2020.

Amendment

(42) In the same vein, the EMFF should support the reduction, ***and where possible elimination,*** of the impact of fishing on the marine environment in particular through the promotion of eco innovation, ***that has proven to improve long-term environmentally sustainable fishing and to reduce the impact of fishing on the marine environment,*** more selective gears and equipment as well as measures aiming at protecting and restoring marine biodiversity and ecosystems and the services they provide, in line with ***restoring and maintaining populations of***

harvested species above levels which can produce the Maximum Sustainable Yield by 2015, achieving and maintaining a good environmental status by 2020 and in line with the EU Biodiversity Strategy to 2020.

Amendment 19

Proposal for a regulation Recital 43

Text proposed by the Commission

(43) In line with the discard ban introduced by the CFP, the EMFF should support investments *on board aiming at make the best use of* unwanted fish *caught* and valorise underused components of the fish caught. Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding commercial value to fish caught.

Amendment

(43) In line with the discard ban introduced by the CFP, the EMFF should support investments *in gear selectivity to avoid, minimize and where possible eliminate* the unwanted *catches of* fish and *investments on board aiming to* valorise underused components of the fish caught. Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding commercial value to fish caught.

Amendment 20

Proposal for a regulation Recital 44

Text proposed by the Commission

(44) Conscious of the importance of fishing ports, landing sites and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

Amendment

(44) Conscious of the importance of fishing ports, landing sites and shelters, the EMFF should support relevant investments in particular to increase *the recording of catches*, energy efficiency, environmental protection, the quality of the product landed *in accordance with the landing obligation laid out in Article 15 of the Regulation on the Common Fisheries*

Policy, as well as safety and working conditions.

Amendment 21

Proposal for a regulation Recital 44 a (new)

Text proposed by the Commission

Amendment

(44a) The EMFF should support the establishment a coherent network of fish stock recovery areas, in which all fishing activities are prohibited, and which include areas important for fish productivity, in particular nursery grounds, spawning grounds and feeding grounds for fish stocks.

Amendment 22

Proposal for a regulation Recital 45

Text proposed by the Commission

Amendment

(45) It is vital for the Union that a sustainable balance be achieved between fresh water resources and their exploitation; therefore having due regard to environmental impact ***while ensuring*** that these sectors retain economic viability, appropriate provisions should support inland fishing.

(45) It is vital for the Union that a sustainable balance be achieved between fresh water resources and their exploitation; therefore having due regard to environmental impact ***in order to ensure*** that these sectors retain economic viability, appropriate provisions should support inland fishing.

Amendment 23

Proposal for a regulation Recital 46

Text proposed by the Commission

(46) In line with the Commission's Strategy for the Sustainable Development of European Aquaculture, the CFP objectives and Europe 2020 Strategy, the EMFF should support the environmentally, economically and socially sustainable development of the aquaculture industry.

Amendment

(46) In line with the Commission's Strategy for the Sustainable Development of European Aquaculture, the CFP objectives and Europe 2020 Strategy, the EMFF should support the environmentally, economically and socially sustainable development **and management** of the aquaculture industry, **with a particular focus on organic, closed-system aquaculture**.

Amendment 24

Proposal for a regulation

Recital 47

Text proposed by the Commission

(47) Aquaculture contributes to growth and jobs in coastal and rural regions. Therefore, it is crucial that the EMFF is accessible to aquaculture enterprises, in particular SMEs and contributes to bringing new aquaculture farmers into the business. In order to increase the competitiveness and economic performance of aquaculture activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support innovative operations and business development, **in particular non-food and off-shore aquaculture**.

Amendment

(47) Aquaculture contributes to growth and jobs in coastal and rural regions. Therefore, it is crucial that the EMFF is accessible to **sustainable** aquaculture enterprises, in particular SMEs and contributes to bringing new aquaculture farmers into the business. In order to increase the competitiveness and economic performance of aquaculture activities it is vital to stimulate innovation and entrepreneurship. Therefore the EMFF should support **sustainable**, innovative operations and business development, **contributing to ensuring that aquaculture is sustainable and in line with the Water, Habitats, Environmental Impact Assessment and Marine Strategy Framework Directives**.

Amendment 25

Proposal for a regulation
Recital 50

Text proposed by the Commission

(50) Conscious of the need to identify the most suitable areas for developing aquaculture taking into account access to waters and space, the EMFF should support national authorities in making their strategic choices at national level.

Amendment

(50) Conscious of the need to identify the most suitable areas for developing aquaculture taking into account access to waters and space, the EMFF should support national authorities in making their strategic choices at national level, ***in line with the EU Policy on Coastal Zone Management and Maritime Spatial Planning.***

Amendment 26

Proposal for a regulation
Recital 51

Text proposed by the Commission

(51) Investment in human capital is also vital to increase the competitiveness and economic performance of aquaculture activities. Therefore, the EMFF should support lifelong learning and networking stimulating the dissemination of knowledge as well as advisory services helping to improve the overall performance and competitiveness of operators.

Amendment

(51) Investment in human capital is also vital to increase the competitiveness and economic performance of aquaculture activities. Therefore, the EMFF should support lifelong learning and networking stimulating the dissemination of knowledge as well as advisory services helping to ***decrease the environmental impact of aquaculture activities and to*** improve the overall performance and competitiveness of operators.

Amendment 27

Proposal for a regulation
Recital 52

Text proposed by the Commission

(52) In order to promote environmentally

Amendment

(52) In order to promote environmentally

sustainable aquaculture, the EMFF should support aquaculture activities which are highly respectful of the environment, the conversion of aquaculture enterprises to eco-management, the use of audit schemes as well as the conversion to *organic* aquaculture. ***In the same vein, the EMFF should also support aquaculture providing for special environmental services.***

sustainable aquaculture, the EMFF should support aquaculture activities which are ***ecosystem-based***, highly respectful of the environment, the conversion of aquaculture enterprises to eco-management, the use of audit schemes as well as the conversion to ***sustainable*** aquaculture.

Amendment 28

Proposal for a regulation

Recital 53

Text proposed by the Commission

(53) Conscious of the importance of consumer protection, the EMFF should ensure adequate support to farmers in order to prevent and mitigate the risk for public and animal health that aquaculture rearing may generate.

Amendment

(53) Conscious of the importance of consumer protection, the EMFF should ensure adequate support to farmers in order to prevent and mitigate the risk for public and animal health ***and welfare*** that aquaculture rearing may generate.

Amendment 29

Proposal for a regulation

Recital 54

Text proposed by the Commission

(54) Recognizing the risk of investments in aquaculture activities, the EMFF should contribute to business security by covering access to stock insurance and therefore safeguarding the income of producers in case of abnormal production losses due in particular to natural disasters, adverse climatic events, sudden water quality changes, diseases or pest infestations and destruction of production

Amendment

deleted

facilities.

Amendment 30

Proposal for a regulation

Recital 61

Text proposed by the Commission

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products] as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain. ***In order to adapt to the new discard ban policy, the EMFF should also support the processing of unwanted catches.***

Amendment

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products] as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain.

Justification

Aid should not provide any incentives to target unwanted catch.

Amendment 31

Proposal for a regulation

Recital 62

Text proposed by the Commission

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. The compensation for storage aid and aid

Amendment

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. The compensation for storage aid and aid

for production and marketing plans should **gradually** be phased out as the importance of this particular kind of support has lost its interest in the light of the evolving structure of the Union market for this kind of products and the growing importance of strong producer's organisations.

for production and marketing plans should be phased out as the importance of this particular kind of support has lost its interest in the light of the evolving structure of the Union market for this kind of products and the growing importance of strong producer's organisations.

Justification

Support funded under this measure is underutilized by Producer Organizations in the current financial framework. Instead of continuing funding this measure, storage aid should be phased out entirely, especially given that the EU (as derogation) is paying 100% of the financing for this measure and it is aimed solely at commercial species.

Amendment 32

Proposal for a regulation

Recital 69

Text proposed by the Commission

(69) It is paramount that Member States and operators are equipped in such a way that controls can be carried out to a high standard and therefore ensure compliance with the rules of the Common Fisheries Policy while providing for the sustainable exploitation of living aquatic resources; the EMFF should therefore support Member States and operators in conformity with Council Regulation (EC) No 1224/2009. By creating a culture of compliance, this support should contribute to sustainable growth.

Amendment

(69) It is paramount that Member States and operators are equipped in such a way that controls can be carried out **regularly and** to a high standard and therefore ensure compliance with the rules of the Common Fisheries Policy while providing for the sustainable exploitation of living aquatic resources; the EMFF should therefore support Member States and operators in conformity with Council Regulation (EC) No 1224/2009. By creating a culture of compliance, this support should contribute to sustainable growth.

Amendment 33

Proposal for a regulation

Recital 70

Text proposed by the Commission

(70) The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the implementation of the Union control system should be **continued** under the EMFF pursuing the logic of a single fund.

Amendment

(70) The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the implementation of the Union control system should be **increased** under the EMFF pursuing the logic of a single fund.

Amendment 34

**Proposal for a regulation
Recital 73**

Text proposed by the Commission

(73) Provisions should be laid down for support to collect, manage and use of fisheries data as specified in the multiannual Union programme, in particular to support national programmes and the management and use of data for scientific analysis and CFP implementation. The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the collection, management and use of fisheries data should be **continued** under the EMFF pursuing the logic of a single fund.

Amendment

(73) Provisions should be laid down for support to collect, manage and use of fisheries data as specified in the multiannual Union programme, in particular to support national programmes and the management and use of data for scientific analysis and CFP implementation. The support granted to Member States on the basis of the Regulation (EC) No. 861/2006 for the expenditure incurred relating to the collection, management and use of fisheries data should be **increased** under the EMFF pursuing the logic of a single fund.

Amendment 35

**Proposal for a regulation
Recital 75**

Text proposed by the Commission

(75) The objective of the IMP is to support

Amendment

(75) The objective of the IMP is to support

sustainable use of seas and oceans and to develop coordinated, coherent and transparent decision-making in relation to the policies affecting the oceans, seas, islands, coastal and outermost regions and maritime sectors, in accordance with the Commission Communication ‘An Integrated Maritime Policy of the European Union.

sustainable use of seas and oceans and to develop coordinated, coherent and transparent decision-making in relation to the policies affecting the oceans, seas, islands, coastal and outermost regions and maritime sectors, in accordance with ***Regulation (EU) No 1255/2011 of the European Parliament and of the Council of 30 November 2011 establishing a Programme to support the further development of an Integrated Maritime Policy¹*** and the Commission Communication ‘An Integrated Maritime Policy of the European Union.

¹ *OJ L321, 5.12.2011, p.1*

Amendment 36

Proposal for a regulation

Recital 76

Text proposed by the Commission

(76) Sustained funding is needed for the implementation and further development of the Integrated Maritime Policy for the European Union as reflected in the statements of the Council, the European Parliament and the Committee of the Regions.

Amendment

(76) Sustained funding is needed for the implementation and further development of the Integrated Maritime Policy for the European Union as reflected in ***Regulation (EU) No 1255/2011 of the European Parliament and of the Council of 30 November 2011 establishing a Programme to support the further development of an Integrated Maritime Policy¹*** and the statements of the Council, the European Parliament and the Committee of the Regions. ***The development of maritime affairs through financial support for IMP measures will have a significant impact in terms of economic, social and territorial cohesion.***

¹ *OJ L321, 5.12.2011, p.1*

Amendment 37

Proposal for a regulation Recital 76 a (new)

Text proposed by the Commission

Amendment

(76a) In this respect, EMFF should be designed to support exploratory work on actions which aim to promote the strategic objectives of the IMP, paying due attention to their cumulative impacts, on the basis of the ecosystem approach, to sustainable economic growth, employment, innovation and competitiveness in coastal, insular and outermost regions, and to the promotion of the international dimension of the IMP.

Amendment 38

Proposal for a regulation Recital 77

Text proposed by the Commission

Amendment

(77) The EMFF should support the promotion of integrated maritime governance at all levels especially through exchanges of best practices and the further development and implementation of sea basin strategies. These strategies aim at setting up an integrated framework to address common challenges in European sea basins and strengthened co-operation between stakeholders to maximise the use of Union financial instruments and funds and contribute to the economic, social and territorial cohesion of the Union.

(77) The EMFF should support the promotion of integrated maritime governance at all levels especially through exchanges of best practices and the further development and implementation of sea basin strategies. These strategies aim at setting up an integrated framework to address common challenges in European sea basins and strengthened co-operation between stakeholders to maximise the use of Union financial instruments and funds and contribute to the economic, social and territorial cohesion of the Union ***and the environmental sustainability. It is therefore very important to improve and enhance external cooperation and coordination in relation to the objectives of the IMP, on the basis of the United***

Amendment 39

Proposal for a regulation Recital 80

Text proposed by the Commission

(80) The EMFF should also support sustainable economic growth, employment, innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

Amendment

(80) The EMFF should also support sustainable economic growth, employment, innovation and competitiveness within maritime sectors and in coastal, ***insular and outermost regions in the Union***. It is ***therefore significant to promote the development of coastal, maritime and island tourism***. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

Amendment 40

Proposal for a regulation Recital 88

Text proposed by the Commission

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the

Amendment

(88) Conscious of the importance of ensuring conservation of marine biological ***resources*** and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and ***specifically the goals of***

sustainable exploitation of living marine biological resources *that restores and maintains populations of harvested species above levels which can produce the MSY, and* those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

restoring and maintaining populations of harvested species above levels which can produce MSY by 2015 and achieving and maintaining a good environmental status by 2020 , constitute therefore a serious threat to the sustainable exploitation of living marine biological resources, *along* those who are involved in IUU fishing *and* should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

Amendment 41

Proposal for a regulation Recital 98

Text proposed by the Commission

(98) The operational programme should be subject to monitoring and evaluation in order to improve its quality and demonstrate its achievements. The Commission should set up a framework for a common monitoring and evaluation ensuring among others that relevant data is available on a timely manner. In this context a list of indicators should be determined and the impact of the EMFF policy assessed by the Commission in relation to specific objectives.

Amendment

(98) The operational programme should be subject to monitoring and evaluation in order to improve its quality and demonstrate its achievements. The Commission should set up a framework for a common monitoring and evaluation ensuring among others that relevant data is **publicly** available on a timely manner. In this context a list of indicators should be determined and the impact of the EMFF policy assessed by the Commission in relation to specific objectives.

Amendment 42

Proposal for a regulation Recital 101 a (new)

Text proposed by the Commission

Amendment

(101a) It is particularly important to ensure that ex-ante conditionalities concerning the administrative capacity to comply with the data requirements for fisheries management and the implementation of a Union control inspection and enforcement system are respected;

Amendment 43

Proposal for a regulation

Article 1 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) and the Marine Strategy Framework Directive (MSFD).

Amendment 44

Proposal for a regulation

Article 3 – paragraph 2 – point 5 a (new)

Text proposed by the Commission

Amendment

(5a) 'fish stock recovery area' means a clearly defined geographical space within a Member States coastal territorial waters, including nursery grounds, spawning grounds and feeding grounds for fish stocks, in which all fishing activities are prohibited;

Amendment 45

Proposal for a regulation
Article 3 – paragraph 2 – point 6 a (new)

Text proposed by the Commission

Amendment

(6a) 'fishing capacity' means the ability of a vessel to catch fish and includes a vessel's tonnage in GT (Gross Tonnage), its power in kW (Kilowatt) as defined in Articles 4 and 5 of Council Regulation (EEC) No 2930/86¹⁴, its gear type as defined in Annex XI of Commission Regulation 404/2011 and the amount of gear deployed;

¹ OJ L 274, 25.9.1986, p. 1.

Amendment 46

Proposal for a regulation
Article 3 – paragraph 2 – point 10

Text proposed by the Commission

Amendment

(10) 'inland fishing' means fishing carried out for commercial purposes *by vessels operating* exclusively in inland waters or by other devices used for ice fishing;

(10) 'inland fishing' means fishing carried out for commercial purposes, *from a vessel or otherwise*, exclusively in inland waters or by other devices used for ice fishing;

Amendment 47

Proposal for a regulation
Article 3 – paragraph 2 – point 15 a (new)

¹⁴ OJ L 274, 25.9.1986, p. 1.

Text proposed by the Commission

Amendment

(15a) 'proxy' means that where maximum sustainable yield cannot be determined, the methodologies set out in part B descriptor 3.1 and 3.2 of Commission Decision 2010/477/EU on criteria and methodological standards on good environmental status of marine waters for the Marine Strategy Framework Directive (Directive 2008/56/EC) shall be applied to determine a suitable proxy;

Amendment 48

Proposal for a regulation Article 5 – point a

Text proposed by the Commission

Amendment

(a) promoting sustainable and competitive fisheries and aquaculture;

(a) ensuring that fishing and aquaculture activities secure long-term environmental sustainability, which is necessary for economic and social sustainability, and contribute to the availability of food supplies;

Amendment 49

Proposal for a regulation Article 5 – point d a (new)

Text proposed by the Commission

Amendment

(da) ensuring systematic and harmonized data collection of robust and timely biological, technical, environmental and socio-economic data necessary for ecosystem based management of fisheries and aquaculture.

Amendment 50

Proposal for a regulation

Article 6 – point 1 – point a

Text proposed by the Commission

(a) promotion of economic growth, social inclusion, creation of jobs and supporting labour mobility in coastal and inland communities depending on fishing and aquaculture;

Amendment

(a) promotion of **sustainable** economic growth, social inclusion, creation of jobs and supporting labour mobility in coastal and inland communities depending on fishing and aquaculture;

Amendment 51

Proposal for a regulation

Article 6 – point 2 – point a

Text proposed by the Commission

(a) support to strengthening technological development, innovation and knowledge transfer;

Amendment

(a) support to strengthening technological development, innovation and knowledge transfer, **provided that they do not lead to a capacity increase**;

Amendment 52

Proposal for a regulation

Article 6 – point 2 – point b

Text proposed by the Commission

(b) enhancement of the competitiveness and viability of fisheries, in particular of small scale coastal fleet, and improvement of safety **or** working conditions;

Amendment

(b) enhancement of the competitiveness and viability of fisheries, in particular of small scale coastal fleet, and improvement of safety **and** working conditions;

Amendment 53

Proposal for a regulation

Article 6 – point 3 – introductory part

Text proposed by the Commission

(3) Fostering innovative, competitive and knowledge based aquaculture through the focus on the following areas:

Amendment

(3) Fostering **sustainable**, innovative, competitive and knowledge **and ecosystem** based aquaculture through the focus on the following areas:

Amendment 54

Proposal for a regulation

Article 6 – point 3 – point b

Text proposed by the Commission

(b) enhancement of the competitiveness and viability of aquaculture enterprises, SMEs in particular;

Amendment

(b) enhancement of the **sustainability**, competitiveness and viability of aquaculture enterprises, **organic aquaculture** and SMEs in particular;

Amendment 55

Proposal for a regulation

Article 6 – point 4 – introductory part

Text proposed by the Commission

(4) **Promoting** a sustainable and **resource efficient** fisheries through the focus on the following areas:

Amendment

(4) **Ensuring** a sustainable and **ecosystem based** fisheries **management** through the focus on the following areas:

Amendment 56

Proposal for a regulation
Article 6 – point 4 – point a

Text proposed by the Commission

(a) **reduction** of the impact of fisheries on the marine environment;

Amendment

(a) **minimization and where possible elimination of all by catch and** of the impact of fisheries on the marine environment;

Amendment 57

Proposal for a regulation
Article 6 – point 4 – point b a (new)

Text proposed by the Commission

Amendment

(ba) ensuring the compliance of fishing activities with Union environmental legislation, in particular with Directive 2008/56/EC, Directive 1992/43/EEC and Directive 2009/147/EC and the achievement of good environmental status as defined in the Marine Strategy Framework Directive.

Amendment 58

Proposal for a regulation
Article 6 – point 5 – introductory part

Text proposed by the Commission

(5) Promoting a sustainable and resource efficient aquaculture through the focus on the following areas:

Amendment

(5) Promoting a sustainable, **ecosystem based** and resource efficient aquaculture through the focus on the following areas:

Amendment 59

Proposal for a regulation
Article 6 – point 5 – point a a (new)

Text proposed by the Commission

Amendment

(aa) assessment, reduction and where possible elimination of the impacts of aquaculture activities on marine, terrestrial and freshwater ecosystems;

Amendment 60

Proposal for a regulation
Article 6 – point 5 – point b

Text proposed by the Commission

Amendment

(b) promotion of aquaculture with high level of environmental protection and of animal health and welfare and of public health and safety.

(b) promotion of aquaculture with high level of environmental protection, that is compatible with the objectives of Directive 2008/56/EC and of animal health and welfare and of public health and safety, *with a focus on aquaculture that reduces dependence on fish meal and fish oil, ensuring that these come from sustainable sources, as well as producing food for human consumption and on organic aquaculture.*

Amendment 61

Proposal for a regulation
Article 6 – point 6 – point a

Text proposed by the Commission

Amendment

(a) the supply of scientific knowledge and collection of data;

(a) the supply of scientific knowledge and collection of data *necessary for ecosystem based fisheries and aquaculture management including data required to achieve restoring and maintaining populations of harvested species above*

levels which can produce MSY by 2015 and achieve a good environmental status by 2020;

Amendment 62

Proposal for a regulation Article 6 – point 6 – point b

Text proposed by the Commission

(b) the support to control and enforcement, enhancing institutional capacity and an efficient public administration.

Amendment

(b) the support to control, *monitoring* and enforcement, enhancing institutional capacity and an efficient public administration.

Amendment 63

Proposal for a regulation Article 12 – paragraph 1 – introductory part

Text proposed by the Commission

1. Applications submitted by the following operators shall not be admissible for support from the EMFF *for an identified period of time*:

Amendment

1. Applications submitted by the following operators shall not be admissible for support from the EMFF:

Amendment 64

Proposal for a regulation Article 12 – paragraph 1 – point c

Text proposed by the Commission

(c) operators who committed other cases of non compliance with the CFP rules which *seriously* jeopardise the sustainability of the stocks concerned.

Amendment

(c) operators who committed other cases of non compliance with the CFP rules *and Union environmental policy requirements* which jeopardise the sustainability of the

stocks concerned *and the achievement of a good environmental status by 2020.*

Amendment 65

Proposal for a regulation Article 12 – paragraph 2

Text proposed by the Commission

2. Applications submitted by operators that have committed an irregularity under the EFF or the EMFF shall not be admissible *for an identified period of time.*

Amendment

2. Applications submitted by operators that have committed an irregularity under the EFF or the EMFF shall not be admissible.

Amendment 66

Proposal for a regulation Article 12 – paragraph 3 – point a

Text proposed by the Commission

(a) the identification of the period of time referred to in paragraphs 1 and 2 which shall be proportionate to the seriousness or to the repetition of the infringement or non-compliance;

Amendment

deleted

Amendment 67

Proposal for a regulation Article 12 – paragraph 3 – point b

Text proposed by the Commission

(b) the relevant starting or ending dates of the period referred to in paragraph 1;

Amendment

deleted

Amendment 68

Proposal for a regulation Article 13 – point a a (new)

Text proposed by the Commission

Amendment

(aa) operations jeopardising the sustainability of marine biological resources and ecosystems;

Amendment 69

Proposal for a regulation Article 13 – point b a (new)

Text proposed by the Commission

Amendment

(ba) investments on board of vessels for which the flag Member State has not demonstrated a balance between the fleet capacity and the available fishing opportunities, as required under [Regulation on the Common Fisheries Policy];

Amendment 70

Proposal for a regulation Article 13 – point f

Text proposed by the Commission

Amendment

(f) direct restocking, unless explicitly foreseen as a conservation measure by a Union legal act ***or in the case of experimental restocking.***

(f) direct restocking, unless explicitly foreseen as a conservation measure by a Union legal act.

Amendment 71

Proposal for a regulation Article 15 – paragraph 2

Text proposed by the Commission

2. **EUR 4 535 000 000** of the resources referred to in paragraph (1) shall be allocated to the sustainable development of fisheries, aquaculture and fisheries areas under Chapters I, II and III of Title V.

Amendment

2. **A maximum of EUR 3 964 000 000** of the resources referred to in paragraph (1) shall be allocated to the sustainable development of fisheries, aquaculture and fisheries areas under Chapters I, II and III of Title V.

Justification

Greater resources should be allocated to control activities and data collection.

Amendment 72

Proposal for a regulation Article 15 – paragraph 3

Text proposed by the Commission

3. **EUR 477 000 000** of the resources referred to in paragraph (1) shall be allocated to control and enforcement measures referred to in Article 78.

Amendment

3. **A minimum of EUR 690 000 000** of the resources referred to in paragraph (1) shall be allocated to control and enforcement measures referred to in Article 78.

Justification

Greater resources should be allocated to control activities and data collection.

Amendment 73

Proposal for a regulation Article 15 – paragraph 4

Text proposed by the Commission

4. **EUR 358 000 000** of the resources

Amendment

4. **A minimum of EUR 716 000 000** of the

referred to in paragraph (1) shall be allocated to measures on data collection referred to in Article 79.

resources referred to in paragraph (1) shall be allocated to measures on data collection referred to in Article 79.

Justification

Greater resources should be allocated to control activities and data collection.

Amendment 74

**Proposal for a regulation
Article 15 – paragraph 6**

Text proposed by the Commission

Amendment

6. EUR 45 000 000 of the resources referred to in paragraph (1) shall be allocated to the storage aid referred to in Article 72 from 2014 to 2018 included.

deleted

Justification

(2)

(3) *Rather than using public aid to store fish for which there is no immediate market, the timing of fishing activities should be better managed (see Art. 70).*

Amendment 75

**Proposal for a regulation
Article 19 – point d a (new)**

Text proposed by the Commission

Amendment

(da) where applicable, consistency of the measures under Union priorities for EMFF referred to in Article 38(1)d of this Regulation and the prioritised action frameworks for Natura 2000 referred to in Article 8(4) of Council Directive 92/43/EEC and the achievement of good environmental status as defined in

Amendment 76

Proposal for a regulation

Article 20 – paragraph 1 – point c

Text proposed by the Commission

(c) a demonstration of a pertinent approach integrated into the programme towards innovation, the environment, including the specific needs of Natura 2000 areas, and climate change mitigation and adaptation;

Amendment

(c) a demonstration of a pertinent approach integrated into the programme towards innovation, ***conservation of the marine*** environment, including the specific needs of Natura 2000 areas, ***the establishment of fish stock recovery areas*** and climate change mitigation and adaptation;

Amendment 77

Proposal for a regulation

Article 20 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) an assessment of the balance between fishing capacity and available fishing opportunities as required under [Regulation on the Common Fisheries Policy];

Amendment 78

Proposal for a regulation

Article 20 – paragraph 1 – point f

Text proposed by the Commission

(f) description of selection criteria for

Amendment

(f) description of selection criteria for

projects;

projects, *giving priority to projects that are designed to reduce the environmental impact of fishing and aquaculture activities*;

Amendment 79

Proposal for a regulation

Article 20 – paragraph 1 – point g

Text proposed by the Commission

(g) description of selection criteria for local development strategies under Chapter III of Title V;

Amendment

(g) description of selection criteria for local development strategies under Chapter III of Title V, *giving priority to projects that are designed to reduce the environmental impact of fishing and aquaculture activities*;

Amendment 80

Proposal for a regulation

Article 20 – paragraph 1 – point o – introductory part

Text proposed by the Commission

(o) For the objective of collection of data for sustainable fisheries management referred in under Articles 6(6) and 18(4) and in accordance with the multiannual Union programme referred to in Article 37(5) of the [Regulation on Common Fisheries Policy]:

Amendment

(o) For the objective of collection of data for sustainable *ecosystem based* fisheries management referred in under Articles 6(6) and 18(4) and in accordance with the multiannual Union programme referred to in Article 37(5) of the [Regulation on Common Fisheries Policy]:

Amendment 81

Proposal for a regulation

Article 20 – paragraph 1 – point o – point i – indent 3

Text proposed by the Commission

– an evaluation of the effects of the fishing sector on the ecosystem.

Amendment

– an evaluation of the effects of the fishing sector on the ecosystem **to allow comparisons among types of fishing activities and fleet segments according to the requirements of [Regulation on the Common Fisheries Policy].**

Amendment 82

Proposal for a regulation

Article 21 – paragraph 2

Text proposed by the Commission

2. The Commission shall approve the operational programme by means of implementing act.

Amendment

2. The Commission shall approve the operational programme by means of implementing act **when it is satisfied the requirements of paragraph 1 have been met.**

Justification

The programmes should only be approved once they are correct.

Amendment 83

Proposal for a regulation

Article 24 – paragraph 1 – introductory part

Text proposed by the Commission

The Commission **may** adopt, by means of implementing acts, rules on procedures, format and timetables for:

Amendment

The Commission **shall** adopt, by means of implementing acts, rules on procedures, format and timetables for:

Amendment 84

Proposal for a regulation Article 28 – paragraph 1

Text proposed by the Commission

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems.

Amendment

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems ***provided they contribute to the achievement of ecological sustainability, consistent with the objectives of the Common Fisheries Policy.***

Amendment 85

Proposal for a regulation Article 28 – paragraph 2

Text proposed by the Commission

2. Operations financed under this Article must be carried out in collaboration with a scientific or technical body recognised by the Member State which shall validate the results of such operations.

Amendment

2. Operations financed under this Article must be carried out in collaboration with a scientific or technical body recognised by the Member State which shall validate the results of such operations ***and make them available for the public.***

Justification

When public aid is given to operations, there must be full transparency in how these funds were allocated, used and the benefits derived.

Amendment 86

Proposal for a regulation Article 29 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the provision of professional and scientific advice on the development of sustainable fisheries and aquaculture activities, with a focus on limiting and where possible eliminating the impacts of these activities on marine, terrestrial and freshwater ecosystems;

Amendment 87

Proposal for a regulation Article 30 – paragraph 2

Text proposed by the Commission

Amendment

2. Activities referred to in paragraph 1(b) may cover data collection activities, studies, dissemination of knowledge and best practices.

2. Activities referred to in paragraph 1(b) may cover data collection activities, ***joint research projects***, studies, dissemination of knowledge and best practices.

Amendment 88

Proposal for a regulation Article 32 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) business start-ups outside fishing;

(a) business start-ups ***for sustainable activities related to the maritime sector*** outside fishing, ***including environmental services, educational activities or tourism;***

Amendment 89

Proposal for a regulation
Article 32 – paragraph 3

Text proposed by the Commission

3. Support under paragraph 1(b) shall be granted to small scale coastal fishermen owning a Union fishing vessel registered as active and which have carried out fishing activities at sea at least **60 days** during the two years preceding the date of submission of the application. The fishing licence associated with the fishing vessel shall be permanently withdrawn.

Amendment

3. Support under paragraph 1(b) shall be granted to small scale coastal fishermen owning a Union fishing vessel registered as active and which have carried out fishing activities at sea at least **180 days** during the two years preceding the date of submission of the application. The fishing licence associated with the fishing vessel shall be permanently withdrawn **and the national fleet reference level reduced accordingly**.

Amendment 90

Proposal for a regulation
Article 33 – paragraph 1

Text proposed by the Commission

1. In order to improve working conditions on board for fishermen the EMFF may support investments on board or in individual equipments providing that these investments go beyond standards required under national or Union law.

Amendment

1. In order to improve working conditions on board for fishermen **related to health, safety and hygiene** the EMFF may support investments on board or in individual equipments providing that these investments go beyond standards required under national or Union law **and do not increase the capacity of the fishing vessel**.

Amendment 91

Proposal for a regulation
Article 33 – paragraph 3

Text proposed by the Commission

3. When the operation consists in an investment on board, the support shall not be granted more than once during the

Amendment

deleted

programming period for the same fishing vessel. When the operation consists of an investment in individual equipment, the support shall not be granted more than once during the programming period for the same beneficiary.

Amendment 92

Proposal for a regulation Article 33 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. The support referred to in paragraph 1 shall not exceed the amount of 50.000 euro.

Amendment 93

Proposal for a regulation Article 33 a (new)

Text proposed by the Commission

Amendment

Article 33 a

Temporary cessation of fishing activities
The EMFF may contribute to the financing of measures for temporary cessation of fishing activities in the case of emergency situations caused by natural or manmade disasters such as oil spills, algal blooms or others. Such financing shall be limited to periods of three months, renewable for a further period of three months.

Amendment 94

Proposal for a regulation
Article 34

Text proposed by the Commission

Article 34

Support to systems of **transferable** fishing concessions of the CFP

1. **In order** to establish or modify systems of **transferable** fishing concessions **under Article 27 of the [Regulation on the CFP]**, the EMFF may support:

(a) the design and development of technical and administrative means necessary for the creation or functioning of a **transferable** fishing concessions system;

Amendment

Article 34

Support to systems of fishing concessions of the CFP

1. **Where Member States choose** to establish or modify systems of fishing concessions **on the basis of objective and transparent criteria that are publicly available**, the EMFF may support:

(a) the design and development of technical and administrative means necessary for the creation or functioning of a system for the creation or functioning of a fishing concessions system **that will include but not be limited to the following criteria:**

(i) the employment of more selective fishing methods, gears and practices with low by-catch and low impact on the marine ecosystem;

(ii) having a good record of compliance with the rules of the Common Fisheries Policy and EU environmental requirements and with respecting catch and/or fishing effort limits designated by scientific advice;

(iii) ensuring increased, good quality employment, provided that this does not have negative environmental impacts;

(iv) the use of vessels and fishing methods that have low fuel emissions and are energy efficient;

(v) the use of video surveillance or an equivalent electronic monitoring equipment;

(vi) working conditions that comply with relevant international standards, notably the 2007 ILO Work in Fishing Convention;

(vii) having reported the production

(b) stakeholder participation in designing and developing **transferable** fishing concessions systems;

(c) the monitoring and evaluation of **transferable** fishing concessions systems;

(d) the management of **transferable** concessions systems.

2. Support under paragraph 1 (a), (b) and (c) shall only be granted to public authorities. Support under paragraph 1 (d) of this Article shall be granted to public authorities legal or natural persons or recognized producer organizations involved in collective management of **pooled transferable** fishing concessions in accordance with Article 28(4) of *the Regulation on Common Fisheries*.

during at least the three previous years;

(b) stakeholder participation in designing and developing fishing concessions systems;

(c) the monitoring and evaluation of fishing concessions systems;

(d) the management of **fishing** concessions systems.

2. Support under paragraph 1 (a), (b) and (c) shall only be granted to public authorities. Support under paragraph 1 (d) of this Article shall be granted to public authorities, legal or natural persons or recognized producer organizations involved in collective management of fishing concessions in accordance with Article 28 of *[Regulation on the Common Fisheries Policy]*.

Amendment 95

Proposal for a regulation Article 34 a (new)

Text proposed by the Commission

Amendment

Article 34 a

Support for the development and implementation of multiannual plans

1. In order to ensure the efficient implementation of multiannual plans under Articles 9-11 of the [Regulation on Common Fisheries Policy] the EMFF shall support:

(a) the scientific advice and data necessary to ensure that the multiannual plans provide a fishing mortality rate that restores and maintains all stocks above levels capable of producing maximum sustainable yield by 2015, whilst contributing to the achievement, by 2020, of good environmental status for marine waters as required by Directive

2008/56/EC;

(b) stakeholder participation in developing multiannual plans;

(c) the effective implementation of multiannual plans;

(d) the management and adaptation of multiannual plans.

Amendment 96

Proposal for a regulation

Article 35 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the establishment of a coherent network of fish stock recovery areas, in which all fishing activities are prohibited, that include areas important for fish productivity, in particular nursery grounds, spawning grounds and feeding grounds for fish stocks and that amount to at least 20% of territorial waters in each Member State;

Amendment 97

Proposal for a regulation

Article 35 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) stakeholder participation in designing and implementing conservation measures in the meaning of Articles 17 and 21 of the [Regulation on Common Fisheries Policy]

(b) stakeholder participation *and cooperation among relevant Member States* in designing and implementing *multiannual plans established pursuant to Articles 9, 10 and 11 and* conservation measures in the meaning of Articles 17 and 21 of the [Regulation on Common Fisheries Policy]

Amendment 98

Proposal for a regulation

Article 36 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to **reduce** the impact of fishing on the marine environment, foster the elimination of discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the EMFF may support investments in equipment:

Amendment

1. In order to **minimize, and where possible eliminate**, the impact of fishing on the marine environment, foster the elimination of discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY **by 2015**, the EMFF may support investments in **research and** equipment:

Amendment 99

Proposal for a regulation

Article 36 – paragraph 1 – point b

Text proposed by the Commission

(b) **reducing** unwanted catches of **commercial** stocks or other by-catches;

Amendment

(b) **minimizing and where possible eliminating** unwanted **or unauthorised** catches of **harvested** stocks or other by-catches;

Amendment 100

Proposal for a regulation

Article 36 – paragraph 1 – point c

Text proposed by the Commission

(c) **limiting** the physical and biological impacts of fishing on the ecosystem or the

Amendment

(c) **minimizing and where possible eliminating** the physical and biological

sea bed.

impacts of fishing on the ecosystem or the sea bed, *including impacts on biodiversity, ecosystem and habitat integrity, trophic level balance and genetic variability;*

Amendment 101

Proposal for a regulation

Article 36 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) promoting research on fishing practices, gears, stock assessment and impact of fishing activities on ecosystem that aim to minimize or avoid the harmful impacts of fishing on the marine species and habitats;

Justification

Funding should be made available for research on fishing practices, gears, stock assessment and impact of fishing activities on ecosystem that aim to minimize or avoid the harmful impacts of fishing on the marine species and habitats.

Amendment 102

Proposal for a regulation

Article 36 – paragraph 1 – point c b (new)

Text proposed by the Commission

Amendment

(cb) contributing to the assessment of fish stocks.

Amendment 103

Proposal for a regulation

Article 36 – paragraph 2

Text proposed by the Commission

2. Support shall not be granted more than once during the programming period for the same Union fishing vessel and for the same type of equipment.

Amendment

2. Support shall not be granted more than once during the programming period for the same Union fishing vessel and for the same type of equipment ***and shall be granted on the condition that it does not lead to an increase in the fishing capacity of the fishing vessel.***

Amendment 104

**Proposal for a regulation
Article 36 – paragraph 3**

Text proposed by the Commission

3. Support shall only be granted when the gear or other equipment referred under paragraph 1 has demonstrably better size-selection or lower impact on non-target species than the standard gear or other equipment permitted under Union law or relevant national law of Member States adopted in the context of regionalisation as referred to in the [Regulation on the CFP].

Amendment

3. Support shall only be granted when the gear or other equipment referred under paragraph 1 has demonstrably ***substantially*** better size-selection or lower impact on ***the ecosystem and on*** non-target species than the standard gear or other equipment permitted under Union law or relevant national law of Member States adopted in the context of regionalisation as referred to in the [Regulation on the CFP]. ***Support shall only be granted under the condition that investments will not increase the amount of fishing gear deployed;***

Amendment 105

**Proposal for a regulation
Article 36 – paragraph 4 – point a**

Text proposed by the Commission

(a) owners of Union fishing vessels whose vessels are registered as active vessels and

Amendment

(a) owners of Union fishing vessels whose vessels are registered as active vessels and

which have carried a fishing activity of at least **60** days at sea during the two years preceding the date of submission of the application;

which have carried a fishing activity of at least **180** days at sea during the two years preceding the date of submission of the application;

Justification

It is appropriate to restrict subsidies to vessels that have fished for an average of at least three months per year; otherwise marginal impact will be achieved.

Amendment 106

Proposal for a regulation

Article 36 – paragraph 4 – point b

Text proposed by the Commission

(b) fishermen who own the gear to be replaced and who have worked on board of a Union fishing vessel for at least **60** days during the two years preceding the date of submission of the application;

Amendment

(b) fishermen who own the gear to be replaced and who have worked on board of a Union fishing vessel for at least **180** days during the two years preceding the date of submission of the application;

Justification

It is appropriate to restrict subsidies to vessels that have fished for an average of at least three months per year; otherwise marginal impact will be achieved.

Amendment 107

Proposal for a regulation

Article 36 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Support shall only be granted under the condition that the vessel concerned is not part of a fleet operating at overcapacity and subject to strict environmental criteria to prevent any incentive in support of promoting excess fishing capacity or overfishing.

Justification

The Commission identified existing overcapacity as a key structural failing of the CFP. Public aid should not be spent to modernise vessels/fleets operating with overcapacities. In the past, several vessels have received aid for modernisation and only weeks later aid for scrapping. Aid covering under article 36 should include conditions and limits meant to prevent the accidental or intentional abuse of beneficial (or potentially beneficial) fishing aid under the EMFF.

Amendment 108

Proposal for a regulation

Article 37 – paragraph 1

Text proposed by the Commission

1. In order to contribute to the elimination of discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the EMFF may support projects aiming at developing or introducing new technical or organisational knowledge reducing impacts of fishing activities on the environment **or achieving** a more sustainable use of marine biological resources.

Amendment

1. In order to contribute to **sustainable fisheries, including** the elimination of discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY **by 2015 and restore and maintain a good environmental status by 2020**, the EMFF may support projects aiming at developing or introducing new technical or organisational knowledge reducing impacts of fishing activities on the environment, **including reduction of damage to the marine habitat and improving the selectivity of fishing operations in order to achieve** a more sustainable use of marine biological resources, **based on the precautionary approach and an ecosystem-based approach to fisheries management.**

Amendment 109

Proposal for a regulation

Article 37 – paragraph 2

Text proposed by the Commission

2. Operations financed under this Article must be carried out in collaboration with a scientific or technical body recognised by the national law of each Member State which shall validate the results of such operations.

Amendment

2. Operations financed under this Article must be carried out in collaboration with a scientific or technical body recognised by the national law of each Member State which shall validate the results of such operations **and make them publicly available**.

Amendment 110

Proposal for a regulation

Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to stimulate the participation of fishermen in the protection and restoration of marine biodiversity and ecosystems including the services they provide in the framework of sustainable fishing activities, the EMFF may support the following operations:

Amendment

1. In order to stimulate the participation of fishermen **and other stakeholders** in the protection and restoration of marine biodiversity and ecosystems including the services they provide in the framework of sustainable fishing activities, the EMFF may support the following operations:

Amendment 111

Proposal for a regulation

Article 38 – paragraph 1 – point d

Text proposed by the Commission

(d) management, restoration and monitoring NATURA 2000 sites in accordance with Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora and Council and European Parliament Directive 2009/147/EC of 30 November 2009 on the conservation of wild birds, in accordance with prioritised

Amendment

(d) **identification, selection, designation,** management, restoration and monitoring NATURA 2000 sites in accordance with Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora and Council and European Parliament Directive 2009/147/EC of 30 November 2009 on the conservation of wild birds, in

action frameworks established pursuant to Council Directive 92/43/EEC;

accordance with prioritised action frameworks established pursuant to Council Directive 92/43/EEC;

Amendment 112

Proposal for a regulation

Article 38 – paragraph 1 – point e

Text proposed by the Commission

(e) management, restoration and monitoring of marine protected areas in view of the implementation of the spatial protection measures referred to in Article 13(4) of the European Parliament and Council Directive 2008/56/EC;

Amendment

(e) **identification, selection, designation,** management, restoration and monitoring of marine protected areas in view of the implementation of the spatial protection measures referred to in Article 13(4) of the European Parliament and Council Directive 2008/56/EC;

Amendment 113

Proposal for a regulation

Article 38 – paragraph 1 – point e a (new)

Text proposed by the Commission

Amendment

(ea) identification, selection, designation, management, restoration and monitoring of a coherent network of fish stock recovery areas, in which all fishing activities are prohibited, that include areas important for fish productivity, in particular nursery grounds, spawning grounds and feeding grounds for fish stocks and that amount to at least 20% of territorial waters in each Member State;

Amendment 114

Proposal for a regulation
Article 38 – paragraph 1 – point f

Text proposed by the Commission

(f) the participation in other actions aimed at maintaining and enhancing biodiversity and ecosystem services, such as the restoration of specific marine and coastal habitats in support of sustainable fish stocks.

Amendment

(f) the participation in other actions aimed at maintaining and enhancing biodiversity and ecosystem services, ***reducing the impacts of fishing activities on biodiversity and ecosystem integrity*** such as the restoration of specific marine and coastal habitats in support of sustainable fish stocks ***and achieving a good environmental status by 2020, consistent with the precautionary approach and an ecosystem-based approach to fisheries management.***

Amendment 115

Proposal for a regulation
Article 38 – paragraph 1 – point f a (new)

Text proposed by the Commission

Amendment

(fa) environmental awareness for and by fishermen for the protection and restoration of marine biodiversity.

Amendment 116

Proposal for a regulation
Article 39 – paragraph 1 – point a

Text proposed by the Commission

(a) investments on board aimed at reducing the emission of pollutants or green-house gases ***and increasing energy efficiency of fishing vessels;***

Amendment

(a) investments on board aimed at reducing the emission of pollutants or green-house gases, ***under the condition that the investment will not lead to an increase in the fishing capacity of the fishing vessel;***

Amendment 117

Proposal for a regulation

Article 39 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(b a) other projects aimed at reducing pressures on marine biological resources associated with climate change.

Amendment 118

Proposal for a regulation

Article 39 – paragraph 2

Text proposed by the Commission

Amendment

2. Support shall not contribute to the replacement or modernisation of main or ancillary engines. Support shall only be granted to owners of fishing vessels and not more than once during the programming period for the same fishing vessel.

2. Support shall not contribute to the replacement or modernisation of main or ancillary engines *nor serve to increase their power*. Support shall only be granted to owners of fishing vessels and not more than once during the programming period for the same fishing vessel.

Amendment 119

Proposal for a regulation

Article 40 – title

Text proposed by the Commission

Amendment

Product quality and *use of unwanted catches*

Product quality and *the valorisation of underused components of fish*

Amendment 120

Proposal for a regulation Article 40 – paragraph 4

Text proposed by the Commission

4. The support referred to in paragraph 1 shall only be granted to owners of Union fishing vessels whose vessels **are which** have carried a fishing activity for at least **60** days at sea during the two years preceding the date of submission of the application.

Amendment

4. The support referred to in paragraph 1 shall only be granted to owners of Union fishing vessels whose vessels have carried **out** a fishing activity for at least **180** days at sea during the two years preceding the date of submission of the application.

Amendment 121

Proposal for a regulation Article 41 – paragraph 1

Text proposed by the Commission

1. For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection.

Amendment

1. For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection **such as lost or damaged fishing gear that has been retrieved and marine litter;**

Justification

Replacing amendment 28 to Article 38.1(a) since is more appropriate here.

Amendment 122

Proposal for a regulation Title 5 – chapter 2 – title

Text proposed by the Commission

Amendment

Sustainable development of aquaculture

Sustainable **management and** development of aquaculture

Amendment 123

Proposal for a regulation Article 44 – paragraph 2

Text proposed by the Commission

Amendment

2. **Where** operations consist of investments in equipment or infrastructure **ensuring compliance with requirements** on the environment, human or animal health, hygiene or animal welfare under Union law, **and entering into force after 2014, may be granted until the date on which the standards become mandatory for the enterprises.**

2. **Support shall only be granted when** operations consist of investments in equipment or infrastructure **which has demonstrably lower impact** on the environment, **or better performance with respect to** human or animal health, hygiene or animal welfare **than the requirements** under Union law.

Justification

The criteria for allocating support should be tightened up.

Amendment 124

Proposal for a regulation Article 45 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) developing or introducing in the market new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems.

(b) developing or introducing in the market new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems **that are in line with the general objectives expressed in Article 2 and 3(c) of the [Regulation on the Common Fisheries**

policy].

Amendment 125

Proposal for a regulation

Article 47 – paragraph 1 – point a

Text proposed by the Commission

(a) adding value to aquaculture products, in particular by allowing the aquaculture *enterprise* to carry out the processing, marketing and direct sale of its own aquaculture production;

Amendment

(a) adding value to aquaculture products, in particular by allowing the aquaculture *sector* to carry out the processing, marketing and direct sale of its own aquaculture production;

Amendment 126

Proposal for a regulation

Article 47 – paragraph 1 – point b

Text proposed by the Commission

(b) diversification of the income of aquaculture enterprises through the development of new aquaculture species with good market prospects;

Amendment

deleted

Amendment 127

Proposal for a regulation

Article 47 – paragraph 1 – point c

Text proposed by the Commission

(c) diversification of the income of aquaculture *enterprises* through the development of complementary activities outside aquaculture.

Amendment

(c) diversification of the income of *the* aquaculture *sector* through the development of complementary activities outside aquaculture.

Amendment 128

Proposal for a regulation

Article 48 – paragraph 1 – point a

Text proposed by the Commission

(a) the setting up management, relief and advisory services for aquaculture farms;

Amendment

(a) the setting up management, relief and advisory services for aquaculture farms ***which contribute to reducing the environmental impact of the operations;***

Amendment 129

Proposal for a regulation

Article 48 – paragraph 1 – point b

Text proposed by the Commission

(b) the provision of farm advisory services of technical, scientific, legal or economic nature.

Amendment

(b) the provision of farm advisory services of ***environmental***, technical, scientific, legal or economic nature ***which contribute to reducing the environmental impact of the operations, amongst others.***

Amendment 130

Proposal for a regulation

Article 48 – paragraph 2 – point e

Text proposed by the Commission

(e) marketing and business strategies.

Amendment

deleted

Amendment 131

Proposal for a regulation

Article 49 – paragraph 1 – point a

Text proposed by the Commission

(a) lifelong learning, dissemination of scientific knowledge and innovative practices and acquisition of new professional skills in aquaculture;

Amendment

(a) lifelong learning, dissemination of scientific knowledge and innovative practices and acquisition of new professional skills in aquaculture ***which contribute to reducing the environmental impact of the operations;***

Amendment 132

Proposal for a regulation

Article 49 – paragraph 1 – point b

Text proposed by the Commission

(b) networking and exchange of experience and best ***practice*** among aquaculture enterprises or professional organisations and other stakeholders, including scientific bodies or those promoting equal opportunities between men and women.

Amendment

(b) networking and exchange of experience and best ***practices in minimizing the impact on marine, terrestrial and freshwater ecosystems*** among ***sustainable*** aquaculture enterprises or professional organisations and other stakeholders, including scientific bodies or those promoting equal opportunities between men and women.

Amendment 133

Proposal for a regulation

Article 50 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to contribute to ***the development of the*** aquaculture sites and infrastructures, the EMFF may support:

Amendment

1. In order to contribute to ***sustainable aquaculture and reducing the environmental impact*** of aquaculture sites and infrastructures, the EMFF may

support:

Amendment 134

Proposal for a regulation

Article 50 – paragraph 1 – point a

Text proposed by the Commission

(a) identification and mapping of most suitable areas for developing aquaculture, and where applicable, taking into account maritime spatial planning processes;

Amendment

(a) identification and mapping of most suitable areas for developing aquaculture ***minimising the impact on biodiversity and ecosystem integrity in full compliance with Union environmental legislation***, and where applicable, taking into account maritime spatial planning processes;

Amendment 135

Proposal for a regulation

Article 50 – paragraph 1 – point b

Text proposed by the Commission

(b) improvement of infrastructures of aquaculture areas including through ***land consolidation***, energy supply or water management;

Amendment

(b) improvement of infrastructures of aquaculture areas including through energy supply or water management;

Amendment 136

Proposal for a regulation

Article 50 – paragraph 1 – point c

Text proposed by the Commission

(c) action taken and implemented by competent authorities under ***of Article 9(1)*** of Directive 2009/147/EC or ***Article 16(1)***

Amendment

(c) ***non-lethal*** action taken and implemented by competent authorities ***aiming at mitigating conflicts with wild***

of Directive 92/43/EC with the aim of preventing serious damages to aquaculture.

species protected under Directive 2009/147/EC or Directive 92/43/EC with the aim of preventing serious damages to aquaculture.

Amendment 137

Proposal for a regulation Article 51 – paragraph 1

Text proposed by the Commission

1. In order to foster entrepreneurship in aquaculture, the EMFF may support the setting up of aquaculture enterprises by new starting farmers.

Amendment

1. In order to foster entrepreneurship in aquaculture, the EMFF may support the setting up of *sustainable* aquaculture enterprises by new *small* starting farmers.

Amendment 138

Proposal for a regulation Article 51 – paragraph 2 – point c

Text proposed by the Commission

(c) submit *a* business plan for the development of their aquaculture activities.

Amendment

(c) submit *an economically credible* business plan for the development of their aquaculture activities.

Amendment 139

Proposal for a regulation Article 51 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) have a plan for the enterprise's operation that is considered ecologically sustainable in accordance with Regulation (EC) No 834/2007.

Amendment 140

Proposal for a regulation

Article 52 – point a

Text proposed by the Commission

(a) allowing for a substantial reduction of impact of aquaculture enterprises on water, in particular through reducing the amount of ***water used or improving the output water quality***, including through the deployment of multi-trophic aquaculture systems;

Amendment

(a) allowing for a substantial reduction of impact of aquaculture enterprises on water ***usage and quality***, in particular through reducing the amount of ***chemicals, antibiotics and other medicines***, including through the deployment of multi-trophic aquaculture systems;

Amendment 141

Proposal for a regulation

Article 55 – paragraph 2 – introductory part

Text proposed by the Commission

2. Support may only be granted where the suspension of harvesting due to contamination of molluscs is the result of the proliferation of toxin-producing plankton or the presence of plankton containing biotoxins, and when:

Amendment

2. Support may only be granted where the suspension of harvesting due to contamination of molluscs is the result of the proliferation of toxin-producing plankton or the presence of plankton containing biotoxins, ***or the proliferation of coliforms (E. coli)*** and when:

Amendment 142

Proposal for a regulation

Article 56 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) measures necessary for aquaculture

enterprises to comply with:

(i) the Recommendation concerning the welfare of farmed fish adopted by the Standing Committee of the European Convention for the Protection of Animals Kept for Farming Purposes, and

(ii) the Recommendations of the World Organisation for Animal Health concerning the welfare of farmed fish during transport and slaughter.

Amendment 143

Proposal for a regulation Article 57

Text proposed by the Commission

Amendment

Article 57

deleted

Aquaculture stock insurance

1. In order to safeguard the income of aquaculture producers the EMFF may support the contribution to an aquaculture stock insurance which shall cover the losses due to:

- (a) natural disasters;*
- (b) adverse climatic events;*
- (c) sudden water quality changes;*
- (d) diseases in aquaculture or destruction of production facilities.*

2. The occurrence of an adverse climatic event or the outbreak of disease in aquaculture shall be formally recognised as such by the Member State concerned.

Member States may, where appropriate, establish in advance criteria on the basis of which such formal recognition shall be deemed to be granted.

3. Support shall only be granted for aquaculture stock insurance contracts which cover economic losses under paragraph 1 exceeding 30% of the

average annual production of the aquaculture farmer.

Justification

An inappropriate use of public funds.

Amendment 144

Proposal for a regulation

Article 61 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure that local communities **fully** exploit and benefit from the opportunities offered by maritime and coastal development.

Amendment

(b) ensure that local communities **sustainably** exploit and **fully** benefit from the opportunities offered by maritime and coastal development.

Amendment 145

Proposal for a regulation

Article 61 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) ensure the contribution of local communities to the implementation of ecosystem-based fisheries and aquaculture management and to limiting the impacts of fisheries and aquaculture activities on the integrity of ecosystems.

Amendment 146

Proposal for a regulation Article 70

Text proposed by the Commission

Amendment

Article 70

deleted

Storage aid

1. The EMFF may support compensation to recognised producer organisations and associations of producers organisations which store fishery products listed in Annex II of Regulation No. [on the common organisation of the market in fishery and aquaculture products], provided that the products are stored in conformity with Articles 35 and 36 of Regulation No ...[on the common organisation of the markets in fishery and aquaculture products]:

(a) the amount of the storage aid shall not exceed the amount of the technical and financial costs of the actions required for the stabilisation and storage of the products in question;

(b) the quantities eligible for storage aid shall not exceed 15 % of the annual quantities of the products concerned put up for sale by the producer organisation;

(c) the financial assistance per year shall not exceed the following percentages of the average annual value of the marketed production at first sale of the members of producer organisation in the period 2009-2011. In the case that members of producer organisation did not have any marketed production in 2009-2011, the average annual value of marketed production in the first three years of production of such member shall be taken into account:

– 1 % in 2014

– 0,8 % in 2015

– 0,6 % in 2016

– 0,4 % in 2017

– 0,2 % in 2018

2. By 2019 support referred to in paragraph 1 shall be phased out.

3. The support shall only be granted once the products are released for human consumption.

4. Member States shall fix the amount of the technical and financial costs applicable in their territories as follows:

(a) technical costs shall be calculated each year on the basis of direct costs relating to the actions required for stabilisation and storage;

(b) financial costs shall be calculated each year using the interest rate set annually in each Member State;

(c) technical and financial costs shall be made publicly available.

5. Member States shall carry out controls to ensure that the products benefiting from storage aid fulfil the conditions laid down in this Article. For the purposes of these inspection arrangements, beneficiaries of storage aid shall keep stock records for each category of products entered into storage and later reintroduced onto the market for human consumption.

Amendment 147

Proposal for a regulation

Article 71 – paragraph 1 – point a – point i

Text proposed by the Commission

Amendment

(i) **surplus or** underexploited species;

(i) underexploited species;

Amendment 148

Proposal for a regulation
Article 71 – paragraph 1 – point f

Text proposed by the Commission

(f) conducting regional, national or transnational promotional campaigns for fishery and aquaculture products.

Amendment

(f) conducting regional, national or transnational promotional campaigns for fishery and aquaculture products ***that, in accordance with Regulation (EC) No 834/2007, are considered organic or to have a low environmental impact.***

Amendment 149

Proposal for a regulation
Article 71 – paragraph 1 – point fa (new)

Text proposed by the Commission

Amendment

(fa) promoting, by means of regional or national campaigns by public bodies, fisheries and aquaculture products as healthy sources of animal protein.

Amendment 150

Proposal for a regulation
Article 72 – paragraph 1 – point d

Text proposed by the Commission

(d) for the processing of ***organic*** aquaculture products ***as regulated in Article 6 and 7 of Council Regulation(EC) No 834/2007.***

Amendment

(d) for the processing of ***sustainable*** aquaculture products.

Amendment 151

Proposal for a regulation
Article 72 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) contributing to improved working conditions;

Amendment 152

Proposal for a regulation
Article 72 – paragraph 1 – point d b (new)

Text proposed by the Commission

Amendment

(db) improving and monitoring public health and hygiene conditions or product quality;

Amendment 153

Proposal for a regulation
Article 72 – paragraph 1 – point d c (new)

Text proposed by the Commission

Amendment

(dc) producing new products, applying new technologies, or developing innovative production methods.

Amendment 154

Proposal for a regulation
Article 74 – point b a (new)

Text proposed by the Commission

Amendment

(ba) any other support that the beneficiary is receiving or has received for his activity.

Amendment 155

Proposal for a regulation Article 79 – paragraph 1

Text proposed by the Commission

Amendment

1. The EMFF shall support the collection and management and use of primary biological, technical, environmental and socioeconomic data as in the multiannual Union programme referred to in Article 37(5) of the [Regulation on the Common Fisheries Policy].

1. The EMFF shall support the collection and management and use of primary biological, technical, environmental and socioeconomic data ***necessary for sustainable ecosystem-based fisheries and aquaculture management, including data required to restore and maintain populations of harvested species above levels which can produce the MSY by 2015 and to achieve and maintain a good environmental status by 2020 as required by Directive 2008/56/EC***, as in the multiannual Union programme referred to in Article 37(5) of the [Regulation on the Common Fisheries Policy].

Amendment 156

Proposal for a regulation Article 79 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) the management and use of data for the purpose of scientific analysis and CFP implementation;

(a) the ***collection***, management and use of data for the purpose of scientific analysis and CFP implementation;

Amendment 157

Proposal for a regulation

Article 79 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) improvement of data collection and data management systems and implementation of pilot studies with the objective to improve the existing data collection and data management systems.

Amendment 158

Proposal for a regulation

Article 81 – point a – point iv

Text proposed by the Commission

Amendment

(iv) promoting the exchange of best practices and dialogue at international level, including bilateral dialogue with third countries without prejudice to other agreements or arrangements which may exist between the EU and the third countries concerned;

(iv) promoting the exchange of best practices and dialogue at international level, including bilateral dialogue with third countries, ***taking into account the United Nations Convention on the Law of the Sea (UNCLOS) and the relevant existing international conventions based on UNCLOS***, without prejudice to other agreements or arrangements which may exist between the EU and the third countries concerned; ***such dialogue shall include, as appropriate, effective discussion on the ratification and the implementation of UNCLOS;***

Amendment 159

Proposal for a regulation

Article 81 – point b – point iii

Text proposed by the Commission

(iii) the progressive development of a comprehensive and publicly accessible high quality marine knowledge base which ***shall facilitate*** sharing, re-use and dissemination of these data and knowledge among various user groups.

Amendment

(iii) the progressive development of a comprehensive and publicly accessible high quality marine knowledge base which ***facilitates*** sharing, re-use and dissemination of these data and knowledge among various user groups, ***thus avoiding duplication of the databases; for this purpose, the best use will be made of existing Union and Member State programmes, including INSPIRE and GMES.***

Amendment 160

**Proposal for a regulation
Article 81 – point b a (new)**

Text proposed by the Commission

Amendment

(ba) Promote the improvement of cooperation between Member States mainly by exchanging information and best practices among the various coast guard functions aiming at achieving economies of scale and benefits for the Union. Particular attention should be paid to further collaboration or integration between the different coast guard functions with the prospect of creating a European Coast Guard.

Amendment 161

**Proposal for a regulation
Article 81 – point c**

Text proposed by the Commission

(c) Supporting sustainable economic growth, employment, innovation and new technologies within emerging and

Amendment

(c) Supporting sustainable economic growth, employment, innovation and new technologies within emerging and

prospective maritime sectors in coastal regions, in complementarity with established sectoral and national activities.

prospective maritime sectors *and* in coastal, *insular and outermost* regions *in the Union*, in complementarity with established sectoral and national activities.

Amendment 162

Proposal for a regulation Article 81 – point d

Text proposed by the Commission

(d) promoting the protection of the marine environment, in particular its biodiversity and marine protected areas such as Natura 2000 sites, and the sustainable use of marine and coastal resources *and to further define the boundaries of the sustainability of human activities that have an impact on the marine environment, in particular in the framework of the Marine Strategy Framework Directive.*

Amendment

(d) promoting the protection of the marine environment, in particular its biodiversity and marine protected areas such as Natura 2000 sites, and the sustainable use of marine and coastal resources *by applying an ecosystem-based approach to the management of human activities, in line with the goal of achieving or maintaining a good environmental status as required by the Marine Strategy Framework Directive.*

In order to reach this specific objective, the EMFF may support in particular:

(i) action to prevent and reduce discharges into the marine environment, including waste at sea, with a view to reducing pollution;

(ii) action to mitigate the effects of climate change on the marine, coastal and island environment and to facilitate adaptation to these changes, with particular attention in this respect to the most vulnerable areas;

Amendment 163

Proposal for a regulation Article 82 – paragraph 2 – introductory part

Text proposed by the Commission

2. In order to achieve the specific objective of developing cross-sectoral operations set out in Article 81 b), the EMFF may support:

Amendment

2. In order to achieve the specific objective of developing ***cross-border and*** cross-sectoral operations set out in Article 81 b) ***and ba)***, the EMFF may support:

Amendment 164

Proposal for a regulation

Article 82 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) concentrated and coordinated actions and initiatives for the EU Member States;

Amendment 165

Proposal for a regulation

Article 84 a (new)

Text proposed by the Commission

Amendment

Article 84 a

Conservation measures

In order to ensure efficient implementation of conservation measures under Articles 17 and 21 of the [Regulation on Common Fisheries Policy] the EMFF may support initiatives undertaken by Member States to cooperate and implement common measures to achieve objectives and targets agreed under multiannual plans established pursuant to Articles 9, 10 and 11 of the [Regulation on Common Fisheries Policy];

Amendment 166

Proposal for a regulation

Article 86 – paragraph 2 – point a

Text proposed by the Commission

(a) joint purchase by several Member States belonging to the same geographical area, of patrol vessels, aircrafts and helicopters, provided they are used at least **60%** of the time for fisheries control;

Amendment

(a) joint purchase by several Member States belonging to the same geographical area, of patrol vessels, aircrafts and helicopters, provided they are used at least **75%** of the time for fisheries control;

Amendment 167

Proposal for a regulation

Article 94 – paragraph 2 – subparagraph 3

Text proposed by the Commission

The minimum EMFF contribution rate shall be 20%.

deleted

Amendment

Justification

Technical error in proposal, to be deleted.

Amendment 168

Proposal for a regulation

Article 94 – paragraph 3 – point a

Text proposed by the Commission

(a) 100 % of the eligible public expenditure for the support under storage aid referred to in Article 70;

deleted

Amendment

Amendment 169

Proposal for a regulation
Article 94 – paragraph 3 – point e

Text proposed by the Commission

(e) **65 %** of the eligible expenditure for the support referred to in Article 79.

Amendment

(e) **75 %** of the eligible expenditure for the support referred to in Article 79.

Justification

The co-financing rate enabling data collection must be increased to encourage collection of comprehensive, good-quality information on fishing.

Amendment 170

Proposal for a regulation
Article 95 – paragraph 2 – point b

Text proposed by the Commission

(b) the operation is related to the storage aid referred to in Article 70;

Amendment

deleted

Amendment 171

Proposal for a regulation
Article 95 – paragraph 3 – point d a (new)

Text proposed by the Commission

Amendment

(da) the project aims to promote organically sustainable activity in accordance with the definition in Regulation (EC) No 834/2007.

Amendment 172

Proposal for a regulation
Article 96 – paragraph 1

Text proposed by the Commission

1. In addition to the general rules of Article 72 of [Regulation (EU) No [...] laying down Common Provisions], and following the Commission decision approving the operational programme, an initial pre-financing amount for the whole programming period shall be paid by the Commission. This shall represent **4%** of the contribution from the Union budget to the operational programme concerned. It may be split into two instalments depending on budget availability.

Amendment

1. In addition to the general rules of Article 72 of [Regulation (EU) No [...] laying down Common Provisions], and following the Commission decision approving the operational programme, an initial pre-financing amount for the whole programming period shall be paid by the Commission. This shall represent **7%** of the contribution from the Union budget to the operational programme concerned. It may be split into two instalments depending on budget availability.

Amendment 173

**Proposal for a regulation
Article 105 – paragraph 1**

Text proposed by the Commission

1. The beneficiary shall continue to comply with the admissibility conditions referred to in Article 12(1), after submitting the application and during the whole period of implementation of the operation and, **for certain types of operation**, also for an identified period of time after the last payment.

Amendment

1. The beneficiary shall continue to comply with the admissibility conditions referred to in Article 12(1), after submitting the application and during the whole period of implementation of the operation and, also for an identified period of time after the last payment.

Justification

To strengthen the conditions and compliance

Amendment 174

Proposal for a regulation
Article 105 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission shall exercise the empowerment in full respect of the principle of proportionality and taking into account the risk that the non-compliance with the respective CFP rules constitutes a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY, the sustainability of the stocks concerned or the conservation of the marine environment.

Amendment

The Commission shall exercise the empowerment in full respect of the principle of proportionality and taking into account the risk that the non-compliance with the respective CFP rules constitutes a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species above levels which can produce the MSY **by 2015**, the sustainability of the stocks concerned, ***the achievement and maintenance of good environmental status by 2020*** or the conservation of the marine environment, ***based on the precautionary approach and an ecosystem-based approach to fisheries management.***

Amendment 175

Proposal for a regulation
Article 117 – paragraph 3

Text proposed by the Commission

3. For the cases of financial corrections applied on expenditure directly linked to the non-compliance with Article 105, the Member States shall decide the amount of a correction taking into account the gravity of the non compliance by the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary.

Amendment

3. For the cases of financial corrections applied on expenditure directly linked to the non-compliance with Article 105, the Member States shall decide the amount of a correction taking into account the gravity of the non compliance by the beneficiary with CFP rules, the ***gravity of the damage to the ecosystem, fish stocks or the marine environment, the*** economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary.

Amendment 176

Proposal for a regulation

Article 119 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the Member State has failed to submit the required reports on fleet capacity and its relationship with the available resources required under [Regulation on the Common Fisheries Policy]

Amendment 177

Proposal for a regulation

Article 128 – paragraph 3

Text proposed by the Commission

Amendment

3. For the cases under paragraph 1(b) in case of non compliance with Article 105, and paragraph 1(d), the Commission shall base its financial corrections only on the expenditure directly linked to the non-compliance with CFP rules. The Commission shall decide the amount of a correction taking into account the gravity of the non compliance by the Member State or the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary.

3. For the cases under paragraph 1(b) in case of non compliance with Article 105, and paragraph 1(d), the Commission shall base its financial corrections only on the expenditure directly linked to the non-compliance with CFP rules. The Commission shall decide the amount of a correction taking into account the gravity of the ***damage to the ecosystem, fish stocks or the marine environment, the gravity of the*** non compliance by the Member State or the beneficiary with CFP rules, the economic advantage derived from the non-compliance with CFP rules or the importance of the EMFF contribution to the economic activity of the beneficiary.

Amendment 178

Proposal for a regulation
Article 143 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. With regards to access to environmental information, Directive 2003/4/EC and Regulations 1049/2001/EC and 1367/2006/EC shall apply.

Amendment 179

Proposal for a regulation
Annex III – table 2 – row 3

Text proposed by the Commission

<p>EMFF Priority:</p> <p>6 Fostering the implementation of the CFP</p> <p>TO 6: protecting the environment and promoting resource efficiency</p>	<p>Proven administrative capacity to comply with the data requirements for fisheries management set out in Article 37 of the [Regulation on the CFP]</p>	<ul style="list-style-type: none"> – Proven administrative capacity to prepare and apply a multi-annual programme for data collection, to be reviewed by STECF and accepted by the Commission – Proven administrative capacity to prepare and implement an annual work plan for data collection, to be reviewed by STECF and accepted by the Commission – Sufficient capacity in human resources allocation to undertake bilateral or multilateral agreements with other MS if work to implement the data collection obligations is shared
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Amendment

<p>EMFF Priority: 6 Fostering the implementation of the CFP</p> <p>TO 6: protecting the environment and promoting resource efficiency</p>	<p>Proven administrative capacity to comply with the data requirements for fisheries management set out in Article 37 of the [Regulation on the CFP]</p> <p><i>Assessment of the balance between fishing capacity and fishing opportunities:</i></p> <p><i>Proven that specific analysis of the balance between fishing capacity and fishing opportunity has been carried out for the effective implementation of fleet management measures</i></p>	<ul style="list-style-type: none"> – Proven administrative capacity to prepare and apply a multi-annual programme for data collection, to be reviewed by STECF and accepted by the Commission – Proven administrative capacity to prepare and implement an annual work plan for data collection, to be reviewed by STECF and accepted by the Commission – Sufficient capacity in human resources allocation to undertake bilateral or multilateral agreements with other MS if work to implement the data collection obligations is shared – <i>Proven administrative capacity to prepare and implement fleet capacity assessments;</i> – <i>Adequate reporting on efforts to establish a balance between fishing capacity and fishing opportunities as requested by Article 34 and Article 37 of the [Regulation on the Common Fisheries Policy].</i>
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Justification

The proposal should make funding for fleets, vessels and gears conditional upon adequate assessment of fishing capacity in relation to available fishing opportunities. Several Member States fail to comply with the legal requirement to report on their efforts to balance fleet capacity in relation to fishing opportunities. Fleet assessments should be made as minimum basis to avoid unintended consequences and to spend modernisation aid in a more targeted manner.

PROCEDURE

Title	European Maritime and Fisheries Fund (repeal of Council Regulations (EC) No 1198/2006, (EC) No 861/2006 and (EC) No XXX/2011 on integrated maritime policy)
References	COM(2011)0804 – C7-0460/2011 – 2011/0380(COD)
Committee responsible	PECH
Date announced in plenary	15.12.2011
Opinion by	ENVI
Date announced in plenary	15.12.2011
Rapporteur	Nikos Chrysogelos
Date appointed	1.2.2012
Discussed in committee	7.5.2012 21.6.2012
Date adopted	28.11.2012
Result of final vote	+: 49 -: 4 0: 1
Members present for the final vote	Elena Oana Antonescu, Kriton Arsenis, Sophie Auconie, Pilar Ayuso, Paolo Bartolozzi, Sandrine Bélier, Sergio Berlato, Lajos Bokros, Nessa Childers, Yves Cochet, Chris Davies, Anne Delvaux, Bas Eickhout, Edite Estrela, Elisabetta Gardini, Matthias Groote, Françoise Grossetête, Satu Hassi, Jolanta Emilia Hibner, Dan Jørgensen, Karin Kadenbach, Christa Kläß, Eija-Riitta Korhola, Holger Krahmer, Jo Leinen, Peter Liese, Zofija Mazej Kukovič, Linda McAvan, Radvilė Morkūnaitė-Mikulėnienė, Vladko Todorov Panayotov, Antonia Parvanova, Andres Perello Rodriguez, Mario Pirillo, Oreste Rossi,

	Dagmar Roth-Behrendt, Carl Schlyter, Richard Seeber, Theodoros Skylakakis, Claudiu Ciprian Tănăsescu, Salvatore Tatarella, Thomas Ulmer, Åsa Westlund, Glenis Willmott, Sabine Wils
Substitute(s) present for the final vote	Nikos Chrysogelos, Julie Girling, Georgios Koumoutsakos, Judith A. Merkies, Britta Reimers, Birgit Schnieber-Jastram, Alda Sousa, Rebecca Taylor, Marita Ulvskog, Andrea Zaroni

30.10.2012

OPINION OF THE COMMITTEE ON REGIONAL DEVELOPMENT

for the Committee on Fisheries

on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund repealing Council Regulation(EC) No 1198/2006 and Council Regulation(EC) No 861/2006 and Council Regulation(EC) No XXX/2011 on integrated maritime policy
(COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))

Rapporteur: Rosa Estaràs Ferragut

SHORT JUSTIFICATION

Commission proposal

The Commission is proposing, for the next financial programming period, a new European Maritime and Fisheries Fund (EMFF), which will bring together measures that are eligible for funding under the Fisheries Policy and arrangements for financing the new Integrated Maritime Policy (IMP). By bringing these two policies together in one financial instrument, the Commission is aiming to simplify and reduce the administrative burden and to consolidate the new IMP for the future.

The EMFF will replace five regulations: Council Regulation (EC) No 1198/2006 on the European Fisheries Fund, Regulation (EC) No 861/2006 establishing Community financial measures for the implementation of the Common Fisheries Policy and in the area of the Law of the Sea, the provisions of the Guarantee Fund relating to fishery and aquaculture products established by Regulation (EC) No 1290/2005 and Regulation (EC) No 791/2007 introducing a scheme to

compensate for the additional costs incurred in the marketing of certain fishery products from the Azores, Madeira, the Canary Islands and the French departments of Guiana and Réunion.

The new fund will have a financial allocation of EUR 6 500 million, which is roughly the same amount as has been spent during the current programming period. Some EUR 5 520 million of this funding would chiefly be allocated to the Member States and the Commission for the shared management of the CFP. Some EUR 1 047 million would be earmarked for direct management by the IMP Committee and by measures designed to promote the application of both policies.

Where fisheries are concerned, the fund responds to the aims of the proposed reform of the basic CFP Regulation, which include encouraging the use of fishing gear that is more resource-friendly with a view to eliminating discards and establishing the maximum sustainable yield (MSY). It also includes the eligible measures referred to in the proposal on the common organisation of the market (COM) in fishery products.

The Commission is ruling out the possibility of support being provided for permanent cessations and temporary suspensions of fishing activity, taking the view that, in future, it will be possible to make changes to capacity by means of the new rights transfer scheme.

In addition, it is in favour of support for small-scale fishing and is seeking to promote innovation in fisheries and aquaculture and greater environmental sustainability through the use of more resource-friendly techniques, as well as promoting action to combat climate change.

The EMFF places particular emphasis on developing employment in coastal areas. One such measure is diversification into maritime activities other than fishing.

The proposal for the new fund also aims to strengthen social sustainability by recognising for the first time the role that spouses often play in family fishing businesses, in many cases without any legal recognition.

The rapporteur's position

The rapporteur welcomes the measures that the Commission has proposed with regard to the economic and social development of Europe's coastal areas, and agrees with most of the proposal's aims. She takes the view that the Commission is making positive efforts to improve the quality of life of the people living in these areas.

However, the Commission's approach consists of an overall reduction of the financial burden of fishing activities, which nevertheless constitute a vital sector for many areas, in favour of greater diversification into other maritime activities, with the new IMP also benefitting.

The objectives of the fund set out in the proposal need to be redefined to strengthen the important socio-economic role of the fishing sector and to acknowledge the fact that the processing and marketing sectors also play a role in job creation.

The rapporteur supports the establishment of a transferable quota rights scheme, provided that it is restricted to certain fleets, but she is opposed to the withdrawal of support for permanent cessations and temporary suspensions of activity. These measures have helped to adjust fishing capacity and soften the financial blow of serious situations such as fishing agreements coming to an end. This support ought to be retained, regardless of whether the Commission's proposal to introduce a management system based on transferable fishing concessions is ultimately rejected, as such a scheme would need time to adjust before it could have any effect on the EU's fishing capacity. Furthermore, the Commission's proposal contains very few socio-economic measures to help fishermen, other than those related to long-term training and the drawing-up of business plans when

fishermen give up fishing. More measures are therefore needed to provide support for those who are forced out of the sector following the cessation of a vessel's activity, such as early retirement and flat-rate aid.

The fishing sector, like all the others that make up the economy, also has to help combat climate change. There is therefore no justification for withdrawing support for improving the energy efficiency of engines. It is also vital that engines be modernised in order to ensure that the vessels are safe.

Furthermore, the proposal is rather patchy when it comes to action to encourage handover to future generations, which somewhat contradicts the efforts geared towards boosting the development of Europe's coastal areas.

In the past, the fisheries sector has faced traumatic situations caused by exceptional circumstances, such as natural disasters or large-scale pollution, and the EU did not have at its disposal the specific measures needed to deal with these events. The rapporteur takes the view that the opportunity presented by this new CFP reform to address this situation should not be wasted. To this end, she suggests the introduction of specific support to mitigate the effects of exceptional circumstances.

The draft report introduces a new definition, 'operator in the fisheries sector', which partly clarifies the beneficiaries that are specified in the Commission's proposal and partly widens their scope to cover all workers in the fisheries sector, including fishermen who gather seafood by hand. This applies to the measures geared towards improving safety and hygiene at work, which, in the Commission's proposal, are limited to fishermen working 'on board'.

The rapporteur also makes a change to the definition of small-scale fishing, on the grounds that this should not be based solely on vessel length, as the Commission proposes. This definition would take on particular significance in the reform, with the transferable fishing rights scheme being

brought in. The small-scale fleet must be expressly excluded from this scheme, in order to stop large vessels gaining control over the majority of fish stocks. This would cause major social and economic problems in many coastal regions.

The draft report also amends the Commission text when it comes to discards and the MSY, opposing the aims the Commission sets out on the two issues in its proposal on the basic CFP regulation.

As regards market stabilisation measures eligible for aid, the draft report acknowledges the European sector's concerns in ruling out the withdrawal of support for private storage in 2019 and the immediate withdrawal of compensation payments in the tuna sector.

On aquaculture, the Commission proposal is too restrictive in limiting support from the fund to innovation within SMEs and micro-enterprises. Very often large companies are the only ones able to make the necessary investment, and given that innovation is one of the objectives of this proposal, the restrictions suggested by the Commission are contradictory. The rapporteur sees fishing as a sector of the future that needs to be promoted: restrictions in the new financial instrument should be avoided.

Furthermore, the Commission does not deal in enough detail with most of the activities related to fishing itself. With this in mind, this draft report contains a series of amendments designed to broaden support to cover processing and marketing, sectors that should not be excluded from the implementation of local development strategies.

Generally speaking, the rapporteur agrees with the new guidelines that the Commission has introduced. She suggests changes that often echo the objectives set out by the Commission, but that sometimes call for certain elements of the old European Fisheries Fund to be reinstated and to continue to apply for the next financial programming period.

AMENDMENTS

The Committee on Regional Development calls on the Committee on Fisheries, as the committee responsible, to incorporate the following amendments in its report:

Amendment 1

Proposal for a regulation

Citation 1

Text proposed by the Commission

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2) **and** Article 195(2) thereof,

Amendment

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 42, Article 43(2), Article 91(1), Article 100(2), Article 173(3), Article 175, Article 188, Article 192(1), Article 194(2), Article 195(2) **and Article 349** thereof,

Justification

For legal consistency, Article 340 TFEU must be included as the basis for the Regulation since the derogations provided for there are fully justified by the characteristics set out in Article 349 TFEU, particularly where different sea basins from those of continental Europe are involved.

Amendment 2

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, fresh water biological resources and- aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, **including by fishing vessels flying the flag of, and registered in, third countries**, or by Union fishing vessels, or by nationals of

Amendment

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, fresh water biological resources and aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State,

Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

Justification

Including fishing vessels flying the flag of, and registered in, third countries does not appear to be applicable in terms of the allocation and controls of EU assistance.

Amendment 3

Proposal for a regulation Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) The EMFF should take account of the specific situation of the outermost regions in full recognition of the application of Article 349 TFEU. The situation of the outermost regions and the specific nature of the fisheries sector in those regions means that the Common Fisheries Policy and the associated funds, in particular the EMFF, can be adapted and can adapt to the specific features, constraints, additional costs and realities of those regions, which profoundly differ from the rest of the European Union. To that end, specific measures may be authorised for these regions.

Amendment 4

Proposal for a regulation Recital 6

Text proposed by the Commission

Amendment

(6) To ensure that the EMFF contributes to the achievement of the objectives of the

(6) To ensure that the EMFF contributes to the achievement of the objectives of the

CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, promoting sustainable and resource-efficient fishing and aquaculture, and increasing employment and territorial cohesion *by unlocking the growth and job potential* of coastal and inland fisheries communities *and promoting diversification of fisheries activities into other sectors of the marine economy*.

CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, promoting sustainable and resource-efficient fishing and aquaculture, and *maintaining and* increasing employment and *the social and* territorial cohesion of coastal and inland fisheries *and aquaculture* communities.

Amendment 5

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term sustainable environmental conditions which are necessary for economic and social development. It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Amendment

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term sustainable environmental conditions *and to the economic and social development of the sector*, which are necessary for economic and social development. It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Amendment 6

Proposal for a regulation

Recital 9

Text proposed by the Commission

(9) It is paramount to better integrate

Amendment

(9) It is paramount to better integrate

environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks at levels which can **produce** the maximum sustainable yield, not later than **2015**. The CFP shall implement the precautionary and eco-system approaches to fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks at levels which can **meet the target set with regard to** the maximum sustainable yield, not later than **2020**. The CFP shall implement the precautionary and eco-system approaches to fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

Amendment 7

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) The financing of the Common Fisheries Policy and *Maritime Integrated Policy* expenditure through a single fund, the EMFF, should address the need for simplification as well as strengthening the integration of both policies. The extension of shared management to Common Markets Organisations including the compensation for the outermost regions, control and data collection activities should further contribute to simplification and reduce the administrative burden both for the Commission and the Member States as well as achieve greater coherence and efficiency of the support granted.

Amendment

(11) The financing of the Common Fisheries Policy and *Integrated Maritime Policy* expenditure through a single fund, the EMFF, should address the need for simplification as well as strengthening the integration of both policies. The extension of shared management to Common Markets Organisations including the compensation for the outermost regions, control and data collection activities **and complementary tools for implementation of the *Integrated Maritime Policy*** should further contribute to simplification and reduce the administrative burden both for the Commission and the Member States as well as achieve greater coherence and efficiency of the support granted.

Justification

Part of the Integrated Maritime Policy should be incorporated into the measures under shared management in order to participate in its operational implementation in the EU Member States.

Amendment 8

Proposal for a regulation

Recital 15

Text proposed by the Commission

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the public interest of conservation of marine biological resources. Therefore only operators should be admissible who, within a particular period of time before lodging an application for aid, were not involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, and who have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC)

Amendment

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the public interest of conservation of marine biological resources. Therefore only operators should be admissible who, within a particular period of time before lodging an application for aid, were not involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, and who have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC)

No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006. or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species *above* levels *which can produce* the Maximum Sustainable Yield (hereinafter MSY).

No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006. or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species *at* levels *close to* the Maximum Sustainable Yield (hereinafter MSY).

Amendment 9

Proposal for a regulation

Recital 22

Text proposed by the Commission

(22) Action by the Union should be complementary to action carried out by Member States or seek to contribute to that action. In order to ensure significant added value the partnership between the Commission and Member States should be strengthened through arrangements for the participation of various types of partners with full regard to the institutional competences of the Member States. Particular attention should be paid to ensuring adequate representation for women and minority groups. This partnership concerns regional, local and other public authorities, as well as other appropriate bodies, including those responsible for the environment and for the promotion of equality between men and women, the economic and social partners and other competent bodies. The partners concerned should be involved in the preparation of Partnership Contracts, as well as in the preparation, implementation, monitoring and evaluation of programming.

Amendment

(22) Action by the Union should be complementary to action carried out by Member States or seek to contribute to that action. In order to ensure significant added value the partnership between the Commission and Member States should be strengthened through arrangements for the participation of various types of partners with full regard to the institutional competences of the Member States. Particular attention should be paid to ensuring adequate representation for women and minority groups. This partnership concerns regional, local and other public authorities, as well as other appropriate bodies, including those responsible for the environment and for the promotion of equality between men and women, the economic and social partners *at all levels of governance* and other competent bodies. The partners concerned should be involved in the preparation of Partnership Contracts, as well as in the preparation, implementation, monitoring and evaluation of programming.

Amendment 10

Proposal for a regulation Recital 34

Text proposed by the Commission

(34) Conscious of the **weak** presence of small scale coastal fishermen in the social dialogue, the EMFF should support organisations promoting this dialogue in the appropriate fora.

Amendment

(34) Conscious of the **growing need for the presence of small scale coastal fishermen and representatives of other types of fisheries** in the social dialogue, the EMFF should support organisations promoting this dialogue in the appropriate fora.

Justification

The need for appropriate representation in the social dialogue is common to all types of fishermen in European fisheries. An all-inclusive approach is essential.

Amendment 11

Proposal for a regulation Recital 35

Text proposed by the Commission

(35) Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help **diversification** by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire professional skills **in the relevant field outside fishing activities**.

Amendment

(35) Conscious of the potential that **professional versatility and diversification, as defined in Article 3**, offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help **them to diversify their activities** by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire **appropriate** professional skills.

Justification

The European Union does too little to support and encourage versatility in fisheries activities although this is an option which can allow businesses to increase their turnover and to contribute to balanced resource management whilst remaining fully within the fisheries sector. In the event of a crisis, this versatility will considerably enhance the resilience of businesses in the face of market or resource-related uncertainties.

Amendment 12

Proposal for a regulation Recital 35

Text proposed by the Commission

(35) Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help diversification by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire professional skills in the relevant field outside fishing activities.

Amendment

(35) Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities, the EMFF should help diversification ***within fishing and ancillary activities*** by covering business start-ups and investments for the retrofitting of their vessels, in addition to the relevant training to acquire professional skills in the relevant field outside ***other*** fishing activities.

Amendment 13

Proposal for a regulation Recital 36

Text proposed by the Commission

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board.

Amendment

(36) In order to address health and safety needs on board, the EMFF should support investments covering safety and hygiene on board, ***as well as improved living conditions***.

Amendment 14

Proposal for a regulation Recital 39

Text proposed by the Commission

(39) The objective of the Common Fisheries Policy is to ensure a sustainable exploitation of fish stocks. Overcapacity

Amendment

(39) The objective of the Common Fisheries Policy is to ensure a sustainable exploitation of fish stocks. Overcapacity

has been identified as a major driver for overfishing. It is therefore paramount to adapt the Union fishing fleet to the resources available. ***The removal of overcapacity through public aid such as temporary or permanent cessation and scrapping schemes has proven ineffective.*** The EMFF will therefore support the establishment and management of systems of transferable fishing concessions aiming at the reduction of overcapacity and increased economic performance and profitability of the operators concerned.

has been identified as a major driver for overfishing. It is therefore paramount to adapt the Union fishing fleet to the resources available. ***To achieve this objective, public aid for temporary suspension and permanent cessation schemes and scrapping should be retained. Furthermore, the EMFF will therefore support the establishment and management of systems of transferable fishing concessions aiming at the reduction of overcapacity and increased economic performance and profitability of the operators concerned.***

Justification

Support for the permanent cessation and temporary suspension of activity has helped reduce the capacity of the European fleet. This support also helps mitigate the social and economic effects of critical situations in the sector, so it would not be appropriate to withdraw it.

Amendment 15

Proposal for a regulation

Recital 41

Text proposed by the Commission

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures.

Amendment

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures, ***adopting a multiannual approach to fisheries management that gives priority to setting multiannual plans that reflect the specific biological characteristics of the various species and the specific nature of each fishery.***

Amendment 16

Proposal for a regulation Recital 43

Text proposed by the Commission

(43) In line with the ***discard ban*** introduced by the CFP, the EMFF should support investments on board aiming at make the best use of unwanted fish caught and valorise underused components of the fish caught. Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding commercial value to fish caught.

Amendment

(43) In line with the ***gradual reduction of discards*** introduced by the CFP, the EMFF should support investments on board aiming at make the best use of unwanted fish caught and valorise underused components of the fish caught. Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding commercial value to fish caught.

Amendment 17

Proposal for a regulation Recital 44

Text proposed by the Commission

(44) Conscious of the importance of fishing ports, landing sites ***and*** shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

Amendment

(44) Conscious of the importance of fishing ports, landing sites, shelters ***and auction halls***, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

Amendment 18

Proposal for a regulation Recital 48

Text proposed by the Commission

(48) New forms of income combined with aquaculture activities have already shown their added value for business development. Therefore the EMFF should support these complementary activities outside aquaculture such as angling-tourism, educational or environmental activities.

Amendment

(48) New forms of income combined with aquaculture activities have already shown their added value for business development. Therefore the EMFF should support these complementary activities outside aquaculture such as angling-tourism **and** educational, **promotional** or environmental activities.

Amendment 19

Proposal for a regulation

Recital 49

Text proposed by the Commission

(49) *An other* important form of increasing the income of aquaculture enterprises is adding value to their products by processing and marketing their own production, as well as introducing new species with good market prospects and thus diversifying their production.

Amendment

(49) *Another* important form of increasing the income of aquaculture enterprises is adding value to their products by processing and marketing their own production, as well as introducing new species **that are biologically compatible** with **existing species and have** good market prospects and thus diversifying their production.

Amendment 20

Proposal for a regulation

Recital 54

Text proposed by the Commission

(54) *Recognizing* the risk of investments in aquaculture activities, the EMFF should contribute to business security by covering access to stock insurance and therefore safeguarding the income of producers in case of abnormal production losses due in

Amendment

(54) *Recognising* the risk of investments in aquaculture activities, the EMFF should contribute to business security by covering access to stock insurance and therefore safeguarding the income of producers in case of abnormal production losses due in

particular to natural disasters, adverse climatic events, sudden water quality changes, diseases or pest infestations and destruction of production facilities.

particular to natural disasters, ***oil spills and inadequate or non-existent comprehensive water treatment***, adverse climatic events, sudden water quality changes, diseases or pest infestations, ***expenses resulting from the gathering and destruction of animals that have died on the farm*** and destruction of production facilities.

Amendment 21

Proposal for a regulation Recital 56

Text proposed by the Commission

(56) In fisheries areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries products and diversifying the local economy towards ***new*** economic activities, ***including those offered by "blue growth" and the broader maritime sectors***.

Amendment

(56) In fisheries ***and aquaculture*** areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries ***and aquaculture*** products and diversifying the local economy, ***where necessary***, towards ***other*** economic activities ***within the fisheries sector, whilst maintaining and reinforcing local employment and local fisheries and aquaculture businesses in order to preserve a dynamic primary sector on the coastline***.

Amendment 22

Proposal for a regulation Recital 61

Text proposed by the Commission

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the

Amendment

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the

markets in fishery and aquaculture products] as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain. In order to adapt to the new discard **ban** policy, the EMFF should also support the processing of unwanted catches.

markets in fishery and aquaculture products] as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain. In order to adapt to the new discard **reduction** policy, the EMFF should also support the processing of unwanted catches.

Amendment 23

Proposal for a regulation

Recital 62

Text proposed by the Commission

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. The compensation for storage aid and aid for production and marketing plans should ***gradually be phased out as the importance of this particular kind of support has lost its interest in the light of the evolving structure of the Union market for this kind of products and the growing importance of strong producer's organisations.***

Amendment

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. The compensation for storage aid and aid for production and marketing plans should be ***continued.***

Amendment 24

Proposal for a regulation

Recital 63

Text proposed by the Commission

(63) Recognising the growing competition small scale coastal fishermen are confronted ***to***, the EMFF should support

Amendment

(63) Recognising the growing competition small scale coastal fishermen are confronted ***with and the fact that certain***

entrepreneurial initiatives of small scale coastal fishermen adding value to the fish they catch, in particular by carrying out the processing or direct marketing of the fish they catch.

coastal communities are dependent on fishing, the EMFF should support entrepreneurial initiatives of small scale coastal fishermen adding value to the fish they catch, in particular by carrying out the processing or direct marketing of the fish they catch.

Amendment 25

Proposal for a regulation

Recital 64

Text proposed by the Commission

(64) Fishing activities in the outermost regions of the European Union are facing difficulties, in particular because of the additional costs incurred in the marketing of ***certain*** fishery products, due to the particular handicaps recognised by Article 349 of the Treaty on the Functioning of the European Union.

Amendment

(64) Fishing activities in the outermost regions of the European Union are facing difficulties, in particular because of the additional costs incurred in the ***production, processing and aquaculture*** marketing of fishery ***and aquaculture*** products, due to the particular handicaps recognised by Article 349 of the Treaty on the Functioning of the European Union.

Amendment 26

Proposal for a regulation

Recital 65

Text proposed by the Commission

(65) In order to maintain the competitiveness of certain fishery products from the outermost regions of the European Union compared with that of similar products from other European Union's regions, the European Union introduced measures in 1992 to compensate for the related additional costs in the fisheries sector. The measures applying for the period 2007-2013 are laid down in Council Regulation (EC) No

Amendment

(65) In order to maintain the competitiveness of certain fishery ***and aquaculture*** products from the outermost regions of the European Union compared with that of similar products from other European Union's regions, the European Union introduced measures in 1992 to compensate for the related additional costs in the fisheries sector. The measures applying for the period 2007-2013 are laid down in Council Regulation (EC) No

791/2007. It is necessary to continue providing support to offset the additional costs for the marketing of certain fishery products as of 1 January 2014.

791/2007. It is necessary to continue providing support to offset the additional costs for the marketing of certain fishery products as of 1 January 2014. ***It is necessary to expand the support given by Council Regulation (EC) No 791/2007, with effect from 1 January 2014, to offset the additional costs for the production, processing and marketing of fishery and aquaculture products, for exports destined for the Community market or on the local market.***

Amendment 27

Proposal for a regulation Recital 66

Text proposed by the Commission

(66) In view of the different marketing conditions in the outermost regions concerned, the fluctuations in captures and stocks and of market demands, it should be left to the Member States concerned to determine the fishery products eligible for compensation, their respective maximum quantities and the compensation amounts within the overall allocation per Member State.

Amendment

(66) In view of the different ***production, processing and marketing conditions for fishery and aquaculture products*** in the outermost regions concerned, *and* the fluctuations in captures and stocks and of market demands, it should be left to the Member States concerned to determine the fishery ***and aquaculture products or product categories*** eligible for compensation, their respective maximum quantities and the compensation amounts within the overall allocation per Member State.

Amendment 28

Proposal for a regulation Recital 68

Text proposed by the Commission

(68) Member States should set the compensation amount at a level which

Amendment

(68) Member States should set the compensation amount at a level which

allows appropriate off-setting of additional costs, arising from the specific handicaps of the outermost regions ***and in particular from the costs of transporting the products to mainland Europe***. To avoid overcompensation, the amount should be proportional to the additional costs the aid off-sets and in no case exceed 100 % of the transport and other related costs to mainland Europe. To this end, it should also take into account other types of public intervention having an impact on the level of additional costs.

allows appropriate off-setting of additional costs, arising from the specific handicaps of the outermost regions. To avoid overcompensation, the amount should be proportional to the additional costs the aid off-sets and in no case exceed 100 % of the transport and other related costs to continental Europe. To this end, it should also take into account other types of public intervention having an impact on the level of additional costs.

Justification

The availability of assistance should not have the effect of limiting trade between the outermost regions.

Amendment 29

Proposal for a regulation Recital 69 a (new)

Text proposed by the Commission

Amendment

(69a) Specific measures for outermost regions have been very useful in compensating for the disadvantages that outlying islands suffer. With a view to the next financial programming period, careful consideration should be given to similar measures for those islands in the EU that are similar to the regions in which these agricultural policy instruments have proven so effective.

Amendment 30

Proposal for a regulation Recital 79

Text proposed by the Commission

(79) Interconnection of the certain information systems run by those sectors may require mobilisation of their own funding mechanisms in a coherent way and in line with Treaty provisions. Maritime spatial planning and integrated coastal zone management are essential for the sustainable development of marine areas and coastal regions and both contributing to the aims of ecosystem-based management and the development of land-sea links. These tools are also important to manage diverse uses of our coasts, seas and oceans to enable their sustainable economic development and to stimulate cross-border investment, whereas the implementation of the Marine Strategy Framework Directive will further define the boundaries of sustainability of human activities that have an impact on the marine environment. Furthermore, it is necessary to improve knowledge of the marine world, and stimulate innovation by facilitating collection, free sharing, re-use and dissemination of data concerning the status of oceans and seas.

Amendment

(79) Interconnection of the certain information systems run by those sectors may require mobilisation of their own funding mechanisms in a coherent way and in line with Treaty provisions. Maritime spatial planning and integrated coastal zone management are essential for the sustainable development of marine areas and coastal regions and both contributing to the aims of ecosystem-based management and the development of land-sea links. These tools are also important to manage diverse uses of our coasts, seas and oceans to enable their sustainable economic development and to stimulate cross-border investment, whereas the implementation of the Marine Strategy Framework Directive will further define the boundaries of sustainability of human activities that have an impact on the marine environment. Furthermore, it is necessary to improve knowledge of the marine world, and stimulate innovation by facilitating collection, free sharing, re-use and dissemination of data concerning the status of oceans and seas *and the status of fisheries, making it available to end users and the general public.*

Amendment 31

Proposal for a regulation

Recital 84

Text proposed by the Commission

(84) By way of technical assistance the EMFF should provide preparatory, administrative and technical support as well as support for information measures, networking, evaluations, audits, studies and exchanges of experience in order to

Amendment

(84) By way of technical assistance the EMFF should provide preparatory, administrative and technical support as well as support for information measures, networking, evaluations, audits, studies and exchanges of experience in order to

facilitate the implementation of the operational programme and to promote innovative approaches and practices for simple and transparent implementation. Technical assistance should also include the setting up of a European network of Fisheries Local Action Groups aiming at capacity building, disseminating information, exchanging experience and supporting cooperation between the local partnerships.

facilitate the implementation of the operational programme and to promote innovative approaches and practices for simple and transparent implementation, ***including measures to benefit fisheries operators and organisations***. Technical assistance should also include the setting up of a European network of Fisheries Local Action Groups aiming at capacity building, disseminating information, exchanging experience and supporting cooperation between the local partnerships.

Amendment 32

Proposal for a regulation

Recital 88

Text proposed by the Commission

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species ***above*** levels ***which can produce*** the MSY, and those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

Amendment

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species ***at*** levels ***close to*** the MSY, and those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

Amendment 33

Proposal for a regulation Recital 93

Text proposed by the Commission

(93) The rules and procedures governing commitments and payments should be simplified so that a regular cash flow is ensured. A pre-financing of **4 %** of the contribution from the EMFF should help speeding up the implementation of the operational programme.

Amendment

(93) The rules and procedures governing commitments and payments should be simplified so that a regular cash flow is ensured. A pre-financing of **7 %** of the contribution from the EMFF should help speeding up the implementation of the operational programme.

Amendment 34

Proposal for a regulation Article 1 – point c

Text proposed by the Commission

(c) the sustainable development of fisheries areas **and** inland fishing,

Amendment

(c) the sustainable development of fisheries areas, inland fishing **and aquaculture**,

Amendment 35

Proposal for a regulation Article 3 – paragraph 2 – point 5

Text proposed by the Commission

(5) ‘fisheries area’ means an area with sea or lake shore or including ponds or a river estuary with a significant level of employment in fisheries or aquaculture and designated as such by the Member State;

Amendment

(5) ‘fisheries **and aquaculture** area’ means an area with sea, **river** or lake shore or including ponds or a river estuary with a significant level of employment in fisheries or aquaculture and designated as such by the Member State;

Justification

The Commission’s definition fails to take account of the activity of freshwater aquaculture that is carried out in rivers, such as trout farming.

Amendment 36

Proposal for a regulation

Article 3 – paragraph 2 – point 6

Text proposed by the Commission

(6) 'fisherman' means any person engaging in professional fishing, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of marine organisms, as recognised by the Member State, without a vessel;

Amendment

(6) 'fisherman' means any person engaging in professional fishing, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional **rearing or** harvesting of marine organisms, as recognised by the Member State, without a vessel;

Amendment 37

Proposal for a regulation

Article 3 – paragraph 2 – point 7

Text proposed by the Commission

(7) 'Integrated Maritime Policy' (IMP) means a Union policy whose aim is to **foster coordinated and coherent** decision making **to maximise the sustainable development, economic growth and social cohesion of Member States, and notably the coastal, insular and outermost regions in the Union, as well as maritime sectors, through coherent maritime-related policies and relevant international cooperation;**

Amendment

7) 'Integrated Maritime Policy' (IMP) means a Union policy whose aim is to **establish and implement an integrated, coherent, transparent and sustainable** decision making **procedure for oceans, seas in coastal, island and outermost regions and for maritime sectors;**

Justification

This definition is in line with the one set out in the Commission communication of 10 October 2007 on an Integrated Maritime Policy for the European Union.

Amendment 38

Proposal for a regulation
Article 3 – paragraph 2 – point 16 a (new)

Text proposed by the Commission

Amendment

(16a) 'collective projects' means actions in the common interest implemented collectively by the operators themselves or by the organisations acting on behalf of the producers, or by other organisations recognised by the Member State, seeking in particular to:

(a) contribute sustainably to better management or conservation of resources;

(b) promote selective fishing methods or gears and reduction of by-catches;

(c) remove lost fishing gear from the sea bed in order to combat ghost fishing;

(d) improve working conditions and safety;

(e) contribute to the transparency of markets in fisheries and aquaculture products including traceability;

(f) improve quality and food safety;

(g) develop, restructure or improve aquaculture sites;

(h) make investments concerning production, processing or marketing equipment and infrastructure including for waste treatment;

(i) upgrade professional skills, or develop new training methods and tools;

(j) promote partnership between scientists and operators in the fisheries sector;

(k) develop networking and exchange of experience and best practice among organisations promoting equal opportunities between men and women and other stakeholders;

(l) improve management and control of access conditions to fishing areas, in particular through the drawing up of local management plans approved by the

competent national authorities;
(n) enhance internal and external communication in and between organisations of fishermen and aquaculture farmers and organisations of producers;

Amendment 39

Proposal for a regulation

Article 3 – paragraph 2 – point 16 b (new)

Text proposed by the Commission

Amendment

(16b) 'organisation of fishermen or aquaculture farmers' means a professional organisation recognised by the Member State representing the fishing sector interests, and responsible for managing resource access and professional fishing and aquaculture activities, other than the producer organisations defined in Regulation (EU) No ... on the common organisation of the markets in fishery and aquaculture products;

Amendment 40

Proposal for a regulation

Article 3 – paragraph 2 – point 19 a (new)

Text proposed by the Commission

Amendment

(19a) 'operator in the fisheries sector': means a natural or legal person operating, owning property or working, either as a self-employed person or for a company, in relation to an activity linked to any of the stages in the production chain for fisheries products.

Justification

There is a need for a definition that covers the entire fisheries sector, in order to clarify the scope of the support provided under the new regulation from which in many cases all operators can benefit, including those who use traps or fishermen who perform ancillary tasks (net makers, packers, etc.).

Amendment 41

Proposal for a regulation Article 5 – point a

Text proposed by the Commission

(a) promoting ***sustainable and*** competitive fisheries and aquaculture;

Amendment

(a) promoting competitive fisheries and aquaculture, ***including processing and marketing, as well as the economic, social and environmental sustainability of these areas;***

Justification

The rapporteur takes the view that it is vital to boost the social and economic dimension of the objectives of the new fund, as it is important to remember that fishing is crucial for the prosperity of many coastal regions in the EU.

Amendment 42

Proposal for a regulation Article 5 – point c

Text proposed by the Commission

(c) promoting a balanced and inclusive territorial development of fisheries areas;

Amendment

(c) promoting a balanced and inclusive territorial development of fisheries ***and aquaculture*** areas;

Amendment 43

Proposal for a regulation Article 6 – point 1 – point b

Text proposed by the Commission

(b) diversification of fisheries activities *into other* sectors of maritime economy *and growth of maritime economy, including mitigation of climate change.*

Amendment

(b) diversification of fishing activities, *including diversification in the* sectors of the maritime economy.

Justification

The rapporteur suggests that the priority proposed by the Commission be split in two. She also sees no reason why diversification should necessarily take place outside the fisheries sector. Fishing activities could provide job opportunities, and these should not be automatically ignored.

Amendment 44

Proposal for a regulation Article 6 – point 1 – point b a (new)

Text proposed by the Commission

(ba) growth of the maritime economy, including climate change.

Amendment

Justification

The rapporteur suggests that the priority proposed by the Commission in point (b) be split in two.

Amendement 45

Proposition de règlement Article 6 – point 1 – point b b (new)

Text proposed by the Commission

bb) support given to fishermen facing temporary and permanent cessation of activities and cyclical losses linked to

Amendment

random problems.

Justification

The EMFF should contribute to compensation for temporary cessation and losses suffered by fishermen due to exceptional events beyond their control.

Amendment 46

Proposal for a regulation

Article 6 – point 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) renewal and modernisation of the fishing fleet;

Justification

The EU's fishing fleet is growing old (half of the vessels are over 25 years old). This poses serious problems as regards onboard safety and care of the marine environment. The EMFF should therefore support fleet renewal on certain strict terms and conditions, by providing funding to replace dilapidated vessels with new ones. This should not in any way serve to increase the vessels' capacity.

Amendment 47

Proposal for a regulation

Article 6 – point 2 – point b

Text proposed by the Commission

Amendment

(b) enhancement of the competitiveness and viability of fisheries, in particular of small scale coastal fleet, and improvement of safety or working conditions;

(b) enhancement of the competitiveness and viability of fisheries, in particular of small scale coastal fleet, and improvement of safety or working conditions, ***fostering the promotion of decent work that complies scrupulously with European and international labour law, adequate social protection and social dialogue;***

Amendment 48

Proposal for a regulation Article 6 – point 4 – point a

Text proposed by the Commission

(a) reduction of the impact of fisheries on the marine environment;

Amendment

(a) reduction of the impact of fisheries on the marine environment, **by encouraging the use of more sustainable fishing gear;**

Amendment 49

Proposal for a regulation Article 6 – point 6 – point a

Text proposed by the Commission

(a) the supply of scientific knowledge and collection of data;

Amendment

(a) **the definition and promotion of** the supply of scientific knowledge and collection of data **and environmental, economic and social indicators, given the lack of scientific indicators on the state of fisheries, and economic and social indicators;**

Amendment 50

Proposal for a regulation Article 13 – point b

Text proposed by the Commission

(b) construction of new fishing vessels, **decommissioning** or importation of fishing vessels;

Amendment

(b) construction of new fishing vessels or importation of fishing vessels;

Justification

Support for decommissioning is needed to for the continued restructuring of the European fleet. This will help make it possible to better tailor fishing capacity to the resources available. The Court

of Auditors' report on the functioning of the EFF recommended improving the effectiveness of such aid, but did not say anything about withdrawing it.

Amendment 51

Proposal for a regulation

Article 13 –point b

Text proposed by the Commission

Amendment

(b) construction of new fishing vessels, decommissioning or importation of fishing vessels;

(b) importation of fishing vessels;

Amendment 52

Proposal for a regulation

Article 13 – point c

Text proposed by the Commission

Amendment

(c) temporary cessation of fishing activities;

deleted

Justification

European support for the cessation of fishing activities has helped deal with crisis situations, while keeping the social costs of such situations to a minimum.

Amendment 53

Proposal for a regulation

Article 13 – point d

Text proposed by the Commission

Amendment

(d) experimental fishing;

deleted

Amendment 54

Proposal for a regulation Article 15 – paragraph 5

Text proposed by the Commission

5. The resources allocated to compensation of outermost regions under Chapter V of Title V, shall not exceed per year:

- EUR **4 300 000** for the Azores and Madeira;
- EUR **5 800 000** for the Canary Islands;
- EUR **4 900 000** for *the* French Guiana and Réunion.

Amendment

5. The resources allocated to compensation of outermost regions under Chapter V of Title V, shall not exceed per year:

- EUR **8 300 000** for the Azores and Madeira;
- EUR **11 600 000** for the Canary Islands;
- EUR **9 800 000** for French Guiana and Réunion.

Justification

The EU's outermost regions are being hit hard by the economic crisis, with unemployment rates over the EU average. The rapporteur suggests doubling the amounts earmarked for these regions in order to compensate them for the high costs they face as outlying islands. A total increase of EUR 15 million is being proposed, which would be taken from the amounts earmarked for direct EMFF management measures. This guarantees that this is a budget-neutral step.

Amendment 55

Proposal for a regulation Article 16

Text proposed by the Commission

An amount of EUR **1 047 000 000** of the EMFF *shall allocated* to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

Amendment

An amount of EUR **1 032 000 000** of the EMFF shall *be* allocated to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

Justification

The Commission should provide a succinct justification for the expenditure on direct management measures, as the amount provided for in its proposal represents a very high percentage (16%) of the EMFF budget. The rapporteur takes the view that a small portion of the amount the Commission has set aside, just EUR 15 million, could be diverted towards the amounts earmarked for the EU's outermost regions, who are being hit harder by the economic crisis than the rest of the

EU.

Amendment 56

Proposal for a regulation
Article 19 – point d a (new)

Text proposed by the Commission

Amendment

(da) where applicable, consistency of the measures under Union priorities for EMFF referred to in Article 38(1d) of this Regulation with the Natura 2000 prioritised action frameworks referred to in Article 8(4) of the [Council Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora].

Amendment 57

Proposal for a regulation
Article 19 – point d b (new)

Text proposed by the Commission

Amendment

(db) the Member States may establish regional operational subprogrammes.

Amendment 58

Proposal for a regulation
Article 20 – paragraph 1 – subparagraph 1 – point o – point i – indent 2

Text proposed by the Commission

– an evaluation of the economic situation of aquaculture and processing industries,

Amendment

– an evaluation of the economic situation of *extensive and intensive* aquaculture, *and its social and economic impact*, and processing industries,

Amendment 59

Proposal for a regulation

Article 22 a (new)

Text proposed by the Commission

Amendment

Article 22a

Action Plan for small-scale coastal fishing

1. Member States shall annex to their operational programme an action plan for small-scale coastal fishing. In keeping with the objectives of this Regulation and [CFP Regulation], this action plan shall set out a strategy for the development, competitiveness and sustainability of small-scale coastal fishing.

2. The Commission shall approve the action plan referred to in paragraph 1 together with the operational programme, in accordance with Article 21.

Justification

Small-scale coastal fishing is vital to the economic health of coastal areas. The EMFF should therefore support the development, competitiveness and sustainability of this form of fishing. The amendment proposes that each Member State should annex to its operational programme an action plan setting out the relevant measures taken.

Amendment 60

Proposal for a regulation

Article 28 – paragraph 1

Text proposed by the Commission

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems.

Amendment

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at:

– developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems;

– ***encourage the dissemination and economic and commercial exploitation of the results of research and innovation.***

Justification

The EMFF must be able to include the goals of the Europe 2020 Strategy, particularly improved conditions for research and technological development and innovation.

Amendment 61

Proposal for a regulation

Article 31 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) entry of young people into the profession through start-up support for small-scale coastal fishing and one generation replacing another, notably thanks to business transfer arrangements;

Amendment 62

Proposal for a regulation

Article 31 – paragraph 1 – point c

Text proposed by the Commission

(c) *promoting the* social dialogue at national, regional or local level involving **fishermen** and other relevant stakeholders.

Amendment

(c) *the promotion of* social dialogue at national, regional or local level involving **operators in the fisheries sector** and other relevant stakeholders.

Justification

This amendment seeks to include as beneficiaries trap fishermen and other groups in the fisheries sector, such as packers and net makers, whose activities are excluded from the definition of a ‘fisherman’.

Amendment 63

Proposal for a regulation

Article 31 – paragraph 2

Text proposed by the Commission

2. The support referred to in paragraph 1 shall also be granted to spouses of self-employed **fishermen** or, when and in so far as recognised by national law, the life partners of self-employed **fishermen**, not being employees or business partners, where they habitually, under the conditions laid down by national law, participate in the activities of the self-employed fishermen or perform ancillary tasks.

Amendment

2. The support referred to in paragraph 1 shall also be granted to spouses of self-employed **operators in the fisheries sector** or, when and in so far as recognised by national law, the life partners of self-employed **operators in the fisheries sector**, not being employees or business partners, where they habitually, under the conditions laid down by national law, participate in the activities of the self-employed fishermen or perform ancillary tasks.

Justification

This amendment seeks to include as beneficiaries trap fishermen and other groups in the fisheries sector, such as packers and net makers, whose activities are excluded from the definition of a ‘fisherman’.

Amendment 64

Proposal for a regulation
Article 32 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to facilitate ***diversification and job creation outside fishing***, the EMFF may support:

Amendment

1. In order to facilitate job creation, the EMFF may support ***business start-ups in the fisheries sector and the development of ancillary activities connected to fishing***.

Justification

The EMFF provides the fisheries sector with structural aid in order to boost its competitiveness and sustainability. Providing support for diversification away from fishing activities into other sectors conflicts with this aim. Instead, business start-ups in the fisheries sector should be encouraged, while still offering the opportunity to develop ancillary activities connected to fishing.

Amendment 65

Proposal for a regulation
Article 32 – paragraph 2 – introductory part

Text proposed by the Commission

Support under paragraph 1 (a) shall be granted to ***fishermen*** who:

Amendment

Support under paragraph 1 (a) shall be granted to ***operators in the fisheries sector*** who:

Justification

Diversification and job creation should apply to the entire fisheries sector. The wording used in the proposal is not clear enough.

Amendment 66

Proposal for a regulation
Article 32 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The EMFF may contribute to individual premiums for fishermen under

40 years of age who have worked for at least five years as fishermen or have equivalent professional training and who acquire for the first time part or full ownership of a small-scale coastal fishing vessel.

Justification

To help make fishing viable, the EMFF should help young fishermen to obtain ownership of a vessel, as is possible under the current EFF.

Amendment 67

**Proposal for a regulation
Article 32 – paragraph 6**

Text proposed by the Commission

6. The amount of financial assistance granted under paragraph 1 (a) shall not exceed 50% of the budget foreseen in the business plan for each operation ***and shall not exceed a maximum amount of 50 000 EUR for each operation.***

Amendment

6. The amount of financial assistance granted under paragraph 1 (a) shall not exceed 50% of the budget foreseen in the business plan for each operation.

Justification

The maximum amount of EUR 50 000 is arbitrary and might result in investment opportunities being lost.

Amendment 68

**Proposal for a regulation
Article 32 a (new)**

Text proposed by the Commission

Amendment

Article 32a

Investment in fleet renewal

1. The EMFF may support investment in the purchase of fishing vessels, whether

new or used, in return for the scrapping of obsolete vessels or their reassignment to non-fishing activities.

2. The support shall be granted to the owners of fishing vessels.

3. The support must guarantee a higher level of on-board safety, energy efficiency and fishing-gear selectivity. It must not serve to increase fishing capacity.

4. The Commission shall be empowered to adopt delegated acts in accordance with Article 150 in order to lay down the criteria to be used to determine whether the vessels referred to in paragraph 1 are obsolete.

Justification

The EU's fishing fleet is growing old (half of the vessels are over 25 years old). This poses serious problems as regards onboard safety and care of the marine environment. The EMFF should therefore support fleet renewal on certain strict terms and conditions, by providing funding to replace dilapidated vessels with new ones. These investments should not on any account serve to increase the vessels' capacity.

Amendment 69

Proposal for a regulation Article 33 – title

Text proposed by the Commission

Amendment

Health and safety *on board*

Health and safety *at work*

Justification

The support in question should be available to all fishermen, including those who gather seafood by hand, those who use traps and those who perform ancillary tasks.

Amendment 70

Proposal for a regulation Article 33 – paragraph 1

Text proposed by the Commission

1. In order to improve working conditions **on board** for **fishermen** the EMFF may support investments **on board** or **in** individual *equipments* providing that **these investments go beyond standards required under national or Union law**.

Amendment

1. In order to improve working conditions for **operators in the fisheries sector**, the EMFF may **provide** support **for** investments or individual *equipment* **geared towards improving safety, working conditions, hygiene, product quality, energy efficiency and selectivity**, providing that **this does not increase fishing capacity**.

Justification

The support in question should be available to all fishermen, including those who gather seafood by hand, those who use traps and those who perform ancillary tasks. There is also a need to specify the areas that could be covered by investments geared towards improving health and safety at work.

Amendment 71

Proposal for a regulation Article 33 – paragraph 2

Text proposed by the Commission

2. The support shall be granted to **fishermen** or owners of fishing vessels.

Amendment

2. The support shall be granted to **operators in the fisheries sector** or owners of fishing vessels **or of fishing gear**.

Justification

Support to improve health and safety at work must be of benefit to all operators in the fisheries sector, including fishermen who gather seafood by hand and use traps, those who perform ancillary tasks and the owners of vessels or fishing gear.

Amendment 72

Proposal for a regulation Article 33 – paragraph 3

Text proposed by the Commission

Amendment

3. When the operation consists in an investment on board, the support shall not be granted more than once during the programming period for the same fishing vessel. When the operation consists of an investment in individual equipment, the support shall not be granted more than once during the programming period for the same beneficiary.

deleted

Justification

The Commission's proposed new restrictions on the frequency of support granted with a view to improving health and safety restrict the scope of the aims being pursued in this article. The rapporteur is opposed to these limitations as it is impossible to know in advance how many investments will be necessary.

Amendment 73

Proposal for a regulation Article 33 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission shall be empowered to adopt delegated acts in accordance with Article 150 in order to identify the types of operations eligible under paragraph 1.

4. The operations eligible for support shall be included in the Operational Programme and in the selection criteria.

Justification

The Commission should not be empowered to adopt delegated acts that specify which operations are eligible for support.

Amendment 74

Proposal for a regulation

Article 35 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the permanent cessation of fishing vessels' fishing activities;

Justification

Support for the permanent cessation of activities has helped restructure the sector in the past, and in future there will be a need to change Europe's fishing capacity again with a view to conserving resources.

Amendment 75

Proposal for a regulation

Article 35 – paragraph 2

Text proposed by the Commission

Amendment

2. The support referred to in paragraph 1 shall only be granted to public authorities.

2. The support referred to in paragraph 1 shall only be granted to public authorities, ***legal or natural persons, fishing organisations or recognised producer organisations involved in implementing conservation measures under the CFP.***

Amendment 76

Proposal for a regulation

Article 35 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Decisions on the permanent cessation of fishing vessels' activities may only be taken as part of a conservation measure under Article 7(c) of the CFP Regulation.

Justification

The permanent cessation and temporary suspension of activity has helped restructure the sector, cutting the social cost of the action taken to conserve fish stocks.

Amendment 77

Proposal for a regulation

Article 36 – paragraph 1 – introductory part

Text proposed by the Commission

1. In order to reduce the impact of fishing on the marine environment, foster the ***elimination*** of discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species above levels ***which can produce*** the MSY, the EMFF may support investments in equipment:

Amendment

1. In order to reduce the impact of fishing on the marine environment, foster the ***reduction*** of discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species at levels ***approaching*** the MSY, the EMFF may support investments in equipment:

Justification

The CFP needs to set realistic targets for the conservation of fish stocks.

Amendment 78

Proposal for a regulation

Article 36 – paragraph 4 – point c

Text proposed by the Commission

(c) organisations of fishermen recognised by the Member State.

Amendment

(c) actors involved in the fisheries sector who own the gear to be replaced and who have conducted fisheries activities for at least 60 days during the two years preceding the date of submission of the application;

Justification

All professionals working in the fisheries sector should be eligible for assistance.

Amendment 79

Proposal for a regulation Article 36 a (new)

Text proposed by the Commission

Amendment

Article 36a

Support to mitigate exceptional events

In order to mitigate the economic impact of an exceptional event that prevents normal fishery from being conducted, support may be granted under the EMFF to fishing vessel owners and fishermen for the temporary suspension of fisheries activities. The implementation of fish stock conservation measures shall not be considered an exceptional event.

Justification

Alongside fish stock conservation measures, the EMFF Regulation must include an instrument for addressing exceptional events, such as natural disasters or large-scale maritime pollution, in order to mitigate the situation, on a temporary basis, for the fishing vessel owners and fishermen affected.

Amendment 80

Proposal for a regulation Article 37 – paragraph 1

Text proposed by the Commission

Amendment

1. In order to contribute to the **elimination** of discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species **above levels which can produce** the MSY, the EMFF may support projects aiming at developing or introducing new technical or organisational knowledge reducing impacts of fishing activities on

1. In order to contribute to the **reduction** of discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species **at levels close to** the MSY, the EMFF may support projects aiming at developing or introducing new technical or organisational knowledge reducing impacts of fishing activities on the environment or achieving

the environment or achieving a more sustainable use of marine biological resources.

a more sustainable use of marine biological resources.

Justification

The targets set should be realistic.

Amendment 81

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

b) the construction or installation of static or movable facilities intended to protect and enhance marine fauna and flora;

Amendment

b) the construction or installation of static or movable facilities intended to protect and enhance marine fauna and flora, ***including the construction and maintenance of collectively managed fish aggregating devices (FADs) anchored inshore;***

Justification

Anchored fish aggregating devices should be financed in the outermost regions in order to preserve a traditional model of small-scale coastal fishing by allowing fishing of pelagic stock.

Amendment 82

Proposal for a regulation

Article 38 – paragraph 1 – point d

Text proposed by the Commission

(d) management, restoration and monitoring NATURA 2000 sites in accordance with Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora and Council and European Parliament Directive 2009/147/EC of 30 November 2009 on the conservation of

Amendment

(d) ***the identification, selection, and establishment of process as well as*** management, restoration and monitoring NATURA 2000 sites in accordance with Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora and Council and European Parliament

wild birds, in accordance with prioritised action frameworks established pursuant to Council Directive 92/43/EEC;

Directive 2009/147/EC of 30 November 2009 on the conservation of wild birds, in accordance with prioritised action frameworks established pursuant to Council Directive 92/43/EEC;

Amendment 83

Proposal for a regulation Article 38 – paragraph 1 – point e

Text proposed by the Commission

(e) management, restoration and monitoring of marine protected areas in view of the implementation of the spatial protection measures referred to in Article 13(4) of the European Parliament and Council Directive 2008/56/EC;

Amendment

(e) the identification, selection, and establishment of process as well as management, restoration and monitoring of marine protected areas in view of the implementation of the spatial protection measures referred to in Article 13(4) of the European Parliament and Council Directive 2008/56/EC;

Amendment 84

Proposal for a regulation Article 38 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The EMFF shall promote research on fishing practices, gears, stock assessment and impact of fishing activities on ecosystem that aim to minimize or avoid the harmful impacts of fishing on the marine species and habitats.

Amendment 85

Proposal for a regulation Article 39 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the replacement or modernisation of the main or ancillary engines, in order to reduce the emission of pollutants or greenhouse gases and to increase vessels' energy efficiency without increasing their capacity;

Justification

The EMFF should be able to replace and modernise engines. This should not serve to increase the vessels' capacity.

Amendment 86

Proposal for a regulation Article 39 – paragraph 2

Text proposed by the Commission

Amendment

2. Support shall ***not contribute to the replacement or modernisation of main or ancillary engines. Support shall only be granted to owners of fishing vessels and not more than once during the programming period for the same fishing vessel.***

2. Support shall ***only be granted to owners of fishing vessels.***

Justification

The restrictions proposed by the Commission could limit the scope of the measures to combat climate change. Support should be provided for engines in order to improve energy efficiency. There is no reason to withdraw that support. The amendment also maintains the possibility of making several investments in the same programming period, should this be necessary.

Amendment 87

Proposal for a regulation Article 40 – title

Text proposed by the Commission

Amendment

Product quality and use of unwanted catches

Quality of sea products

Amendment 88

Proposal for a regulation Article 40 – paragraph 1

Text proposed by the Commission

Amendment

1. In order to improve the quality of the ***fish*** caught the EMFF may support investments on board for this purpose.

1. In order to improve the quality of the ***fishery products*** caught the EMFF may support investments on board for this purpose.

Amendment 89

Proposal for a regulation Article 40 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In order to provide assistance for the marketing of products with low commercial value, the EMFF may support awareness-raising campaigns on fishery products that are unfamiliar to consumers.

Amendment 90

Proposal for a regulation Article 40 – paragraph 3

Text proposed by the Commission

Amendment

3. Support under this Article shall not be granted more than once during the programming period for the same fishing vessel or the same beneficiary. **deleted**

Justification

The restrictions proposed by the Commission could limit the scope of the measures. It should be possible to make several investments in the same programming period, should this be necessary.

Amendment 91

Proposal for a regulation Article 40 – paragraph 4

Text proposed by the Commission

Amendment

4. The support referred to in paragraph 1 shall only be granted to owners of Union fishing vessels whose vessels have carried out a fishing activity for at least 60 days at sea during the two years preceding the date of submission of the application.

4. The support referred to in paragraph 1 shall only be granted to owners of Union fishing vessels whose vessels have carried out a fishing activity for at least 60 days at sea during the two years preceding the date of submission of the application, ***unless there is a Member State derogation for new people entering the fisheries sector;***

Amendment 92

Proposal for a regulation Article 40 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The support referred to in paragraph 2 may be granted to producer

organisations or professional organisations in connection with collective projects.

Amendment 93

Proposal for a regulation Article 40 a (new)

Text proposed by the Commission

Amendment

Article 40a

Mutual funds in the event of animal disease, contamination, non-point source pollution, environmental incidents and extraordinary climatic conditions

1. The Member States may provide for financial compensation, by means of financial contributions to approved mutual funds, to be paid to fishermen for economic losses caused by the outbreak of animal disease, contamination, an environmental incident, non-point source pollution recognised by the public authorities or extraordinary climatic conditions. To this end the EMFF could make a financial contribution to the mutual funds with a view to paying fishermen financial compensation for the economic losses arising from the outbreak of animal disease, contamination, non-point source pollution, an environmental incident or extraordinary climatic conditions.

2. For the purposes of this Article:

(a) ‘mutual funds’: a system recognised by the Member State under its national law, which enables affiliated fishermen to insure themselves and claim allowances in the event of economic losses associated with the outbreak of animal disease, contamination, an environmental incident, non-point source pollution recognised by the public authorities or

extraordinary climatic conditions.

(b) ‘environmental incident’: a specific occurrence of pollution, contamination or degradation in the quality of the environment related to a specific event and of limited geographical scope. It shall not cover general environmental risks not connected with a specific event such as climate change.

(c) non-point source pollution recognised by the public authorities: any pollution of which the origin cannot be located at a precise point but which comes from many diffuse sources spread over a wide area, recognised by the Member State’s public authorities.

(d) ‘extraordinary climatic conditions’: a climate incident that has an adverse effect on carrying out the activity or a natural disaster resulting from such a phenomenon.

3. The Commission shall make provision, by means of an implementing act, for the conditions for putting this article into effect.

Justification

It is proposed to give the fishing industry the opportunity to take part in setting up mutual funds on the basis of what is presented in the draft EAFRD Regulation.

Amendment 94

Proposal for a regulation Article 41 – title

Text proposed by the Commission

Fishing ports, landing sites **and** shelters

Amendment

Fishing ports, landing sites, shelters **and**
auction halls

Justification

The Regulation should include the possibility of making infrastructure improvements to outmoded auction halls.

Amendment 95

Proposal for a regulation Article 41 – paragraph 1

Text proposed by the Commission

1. *For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection.*

Amendment

1. The EMFF may support investments improving fishing port infrastructure, landing sites *and fish markets. The investments shall relate in particular to:*

- (a) the improvement of the quality and freshness of the product landed;*
- (b) the improvement of landing, processing, storage and auction conditions;*
- (c) measures to reduce unwanted catches and measures to make best use of unwanted catches of commercial stocks, if any are landed, and to valorise underused components of fish caught;*
- (d) energy efficiency;*
- (e) environmental protection, particularly the collection, storage and treatment of waste and marine litter collection;*
- (f) the improvement of safety and working conditions;*
- (g) the provision of fuel, ice, water and electricity;*
- (h) equipment for the repair and maintenance of fishing vessels;*
- (i) construction, modernisation and extension of quays, to improve safety during landing or loading;*
- (j) computerised management of fishing activities;*

(k) the networking of fishing ports, landing sites and fish markets.

Justification

The author proposes extending EMFF investments in the ports in order to take into account their strategic role for competitiveness and the sustainability of fishing activities and coastal areas.

Amendment 96

**Proposal for a regulation
Article 41 – paragraph 4**

Text proposed by the Commission

4. Support shall not cover the construction of new ports, new landing sites **or new auction halls**.

Amendment

4. Support shall not cover the construction of new ports **or** new landing sites.

Justification

New auction halls should be eligible for aid since halls which remain outmoded will need to be replaced.

Amendment 97

**Proposal for a regulation
Article 42 a (new)**

Text proposed by the Commission

Amendment

Article 42 a

Public aid for permanent cessation of fishing activities

1. The EMFF may contribute to the financing of the permanent cessation of fishing activities by fishing vessels insofar as they are part of a multiannual plan as defined in Article 9 of Regulation (EU) No ... on the common fisheries policy. The permanent cessation of fishing activities by a fishing vessel may be achieved only

by:

- a) *scrapping of the fishing vessel;*
- b) *its reassignment, under the flag of a Member State and registration in the Community for activities outside fishing;*
- c) *its reassignment for the purpose of the creation of artificial reefs. Member States shall ensure that an environmental impact assessment is carried out for these operations.*

2. Public aid for permanent cessation of fishing activities paid to the owners of fishing vessels shall apply to the vessel's fishing capacity and, where appropriate, to the fishing licences associated with it.

3. The Commission shall be empowered to adopt delegated acts in accordance with Article 150, specifying the procedures for implementation of this article.

Amendment 98

Proposal for a regulation Article 42 b (new)

Text proposed by the Commission

Amendment

Article 42b

Support for fishermen affected by the permanent cessation of a fishing vessel's activities

In order to alleviate the problems faced by fishermen who lose their jobs as a result of the permanent cessation of the activities of the vessel on which they work, the EMFF may grant socio-economic compensation:

(a) for early departure from the fishing sector, including early retirement;

(b) as one-off compensation to fishermen who have worked on board a vessel as fishermen for at least 12 months. This compensation shall be refunded on a pro

rata temporis basis where the beneficiaries return to their work within a period of less than one year after receiving it.

Justification

Socio-economic support measures need to be established to alleviate the problems faced by fishermen who are affected by permanent cessations of activity. The rapporteur does not agree with the arguments made by the Commission in favour of withdrawing this support, since such action would have a very high social cost.

Amendment 99

Proposal for a regulation
Article 42 c (new)

Text proposed by the Commission

Amendment

Article 42c

Aid for the temporary cessation of fishing activities

1. The EMFF may help finance aid for the temporary cessation of fishing activities for fishermen and owners of fishing vessels in the following cases:

(a) in the framework of a multiannual plan as defined in Article 9 of the [CFP Regulation];

(b) in the event of the emergency measures adopted by the Commission referred to in Article 13 of the [CFP Regulation];

(c) in the event of a biological recovery period as decided in accordance with the [CFP Regulation].

2. A recurrent seasonal suspension of fishing shall not be taken into account for the grant of allowances or payment under this article.

3. The Commission shall be empowered to adopt delegated acts in accordance with

Article 150, specifying the procedures for implementation of this article.

Justification

The EMFF should support fishermen faced with temporary stoppages, particularly in the event of emergency measures or biological recovery periods in the context of the basic regulation.

Amendment 100

Proposal for a regulation

Article 47 – paragraph 1 – point c

Text proposed by the Commission

(c) diversification of the income of aquaculture enterprises through the development of complementary activities outside **aquaculture**.

Amendment

(c) diversification of the income of aquaculture enterprises through the development of complementary activities outside **their core aquacultural activity**.

Justification

One business option for aquaculture farms is to diversify into complementary environmental or tourism activities which are not directly connected with their core activity.

Amendment 101

Proposal for a regulation

Article 47 – paragraph 2

Text proposed by the Commission

2. Support under paragraph 1(c) shall be granted only to aquaculture enterprises **provided that the complementary activities outside aquaculture relate to the core aquaculture business of enterprise**, such as angling tourism, aquaculture environmental services or educational activities on aquaculture.

Amendment

2. Support under paragraph 1(c) shall be granted only to aquaculture enterprises **for activities complementary to their core aquaculture activity**, such as angling tourism, aquaculture environmental services or educational activities on aquaculture.

Justification

One business option for aquaculture farms is to diversify into complementary environmental or tourism activities which are not directly connected with their core activity.

Amendment 102

Proposal for a regulation

Article 48 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(ea) promotion of equal opportunities, with particular reference to gender equality and the integration of disabled persons.

Justification

The rapporteur proposes that the scope of the advisory measures be broadened to include the promotion of equal opportunities in the aquaculture sector.

Amendment 103

Proposal for a regulation

Article 48 – paragraph 2 – point e b (new)

Text proposed by the Commission

Amendment

(eb) improvement of working conditions, including reconciling working life and family life.

Justification

Improving working conditions should be included among the advisory measures for aquaculture farms.

Amendment 104

Proposal for a regulation Article 48 – paragraph 3

Text proposed by the Commission

3. Support under paragraph (1)(a) shall only be granted to public law bodies selected to set up the farm advisory services. Support under paragraph (1)(b) shall only be granted to aquaculture SMEs or *aquaculture producer's* organisations.

Amendment

3. Support under paragraph (1)(a) shall only be granted to public law bodies selected to set up the farm advisory services. Support under paragraph (1)(b) shall only be granted to aquaculture SMEs or *producer* organisations *or associations*.

Justification

The rapporteur is proposing that producer associations should also be eligible for support for the provision of advisory services of a technical, scientific, legal or economic nature.

Amendment 105

Proposal for a regulation Article 49 – paragraph 2

Text proposed by the Commission

2. Support referred to in paragraph 1(a) shall not be granted to large aquaculture enterprises.

Amendment

deleted

Justification

The role large enterprises can play as regards innovation should be born in mind. Only large enterprises have the capacity to conduct significant activities in that field. The restriction proposed by the Commission is therefore unjustifiable.

Amendment 106

Proposal for a regulation

Article 54 – paragraph 1 – point c

Text proposed by the Commission

(c) forms of ***extensive*** aquaculture ***including*** conservation and improvement of the environment, biodiversity, and management of the landscape and traditional features of aquaculture zones.

Amendment

(c) forms of aquaculture ***aimed at*** conservation and improvement of the environment, biodiversity and management of the landscape and traditional features of aquaculture zones.

Justification

There is no reason that extensive aquaculture should be more environment-friendly than other forms of aquaculture.

Amendment 107

Proposal for a regulation

Article 56 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) the formation and operation of ‘health defence groups’ in the aquaculture sector.

Justification

Health defence groups function very effectively in the land-based stockbreeding sector. The rapporteur proposes that these groups be created for the aquaculture sector, which is the only animal production sector not to receive Community support for this.

Amendment 108

Proposal for a regulation

Article 57 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) expenses resulting from the gathering and destruction of animals that have died on the farm of natural causes or from farm accidents, or have been slaughtered and buried on the farm itself for animal health reasons and with prior administrative authorisation.

Justification

Expenses resulting from the gathering and destruction of animals are very high. The rapporteur proposes that these be included among the measures covered by the insurance supported by the EMFF.

Amendment 109

Proposal for a regulation

Article 65 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) supporting diversification and job creation in fisheries areas, ***in particular*** in other maritime sectors;

(b) supporting diversification and job creation in fisheries areas, ***including*** in other maritime sectors;

Justification

The diversification of economic activities should not have to be ‘in particular’ into other maritime sectors. The fisheries sector might present opportunities that it would make no sense to overlook.

Amendment 110

Proposal for a regulation Article 65 – paragraph 2

Text proposed by the Commission

2. The support given may include measures provided for Chapters I *and* II of this Title, provided there is a clear rationale for their management at local level. When assistance is granted for operations corresponding to these measures, the relevant conditions and the scales of contribution per operation laid down in Chapters I *and* II of this Title shall apply.

Amendment

2. The support given may include measures provided for Chapters I, II *and* IV of this Title, provided there is a clear rationale for their management at local level. When assistance is granted for operations corresponding to these measures, the relevant conditions and the scales of contribution per operation laid down in Chapters I, II *and* IV of this Title shall apply.

Justification

Owing to their key role in generating employment, marketing and processing should be included under the implementation of local development strategies.

Amendment 111

Proposal for a regulation Article 69 – paragraph 1

Text proposed by the Commission

1. The EMFF *may* support the preparation and implementation of production and marketing plans referred to in Article 32 of [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Amendment

1. The EMFF *shall* support the preparation and implementation of production and marketing plans referred to in Article 32 of [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Justification

The preparation and implementation of production and marketing plans are key measures for the common organisation of the market, which require support from the EMFF.

Amendment 112

Proposal for a regulation

Article 70 – paragraph 1 – point c

Text proposed by the Commission

(c) the financial assistance per year shall not exceed ***the following percentages*** of the average annual value of the marketed production at first sale of the members of producer organisation in the period 2009-2011. In the case that members of producer organisation did not have any marketed production in 2009-2011, the average annual value of marketed production in the first three years of production of such member shall be taken into account:

- ***1% in 2014***
- ***0.8% in 2015***
- ***0.6% in 2016***
- ***0.4% in 2017***
- ***0.2% in 2018***

Amendment

(c) the financial assistance per year shall not exceed **2%** of the average annual value of the marketed production at first sale of the members of producer organisation in the period 2009-2011. In the case that members of producer organisation did not have any marketed production in 2009-2011, the average annual value of marketed production in the first three years of production of such member shall be taken into account.

Justification

Storage aid is the only market stabilisation measure which the Commission is proposing to carry into the next programming period. That measure must be maintained in order to address fluctuations in the market.

Amendment 113

Proposal for a regulation

Article 70 – paragraph 2

Text proposed by the Commission

2. By 2019 support referred to in paragraph 1 shall be phased out.

Amendment

deleted

Justification

Storage aid is the only market stabilisation measure which the Commission is proposing to carry into the next programming period. That measure must be maintained in order to address fluctuations in the market.

Amendment 114

Proposal for a regulation Article 70 a (new)

Text proposed by the Commission

Amendment

Article 70a

Compensation for producers of tuna

1. The EMFF may support compensation for producers organisations when a fall in the import prices of tuna for the canning industry may threaten the income levels of Community producers.

2. Compensation shall be granted in accordance with the conditions laid down in Regulation No (..) on the common organisation of the markets in fisheries and aquaculture products.

Justification

The rapporteur is in favour of maintaining the compensation currently paid to tuna producers in return for the complete and permanent suspension of Common Customs Tariff duties on whole tuna imported from third countries for processing. The abolition of these compensatory payments would put Community producers at a clear disadvantage.

Amendment 115

Proposal for a regulation Article 71 – paragraph 1 – point a – introductory part

Text proposed by the Commission

Amendment

(a) improving the conditions for the placing on the market of:

(a) improving the conditions, *particularly in the transition to the MSY*, for the

placing on the market of:

Amendment 116

Proposal for a regulation

Article 71 – paragraph 1 – point a – point i a (new)

Text proposed by the Commission

Amendment

(ia) products where supplies are not regular;

Amendment 117

Proposal for a regulation

Article 71 – paragraph 1 – point b – point iii

Text proposed by the Commission

Amendment

(iii) direct marketing of fishery products by small scale coastal fishermen.

(iii) direct marketing of fishery products by small scale coastal fishermen ***and those who gather seafood by hand.***

Justification

Shellfish gatherers should not be excluded from this support for quality promotion.

Amendment 118

Proposal for a regulation

Article 71 – paragraph 1 – point f a (new)

Text proposed by the Commission

Amendment

(fa) information campaigns.

Justification

Information campaigns would help improve the marketing of fishery and aquaculture products. The

rapporteur therefore proposes including them in the list of measures that may be supported.

Amendment 119

Proposal for a regulation

Article 71 – paragraph 1 – point f b (new)

Text proposed by the Commission

Amendment

(fb) organisation and participation in sectoral fairs and trade events.

Justification

The Commission's proposal should be rounded off with measures that the rapporteur considers are needed to boost the marketing of fishery and aquaculture products.

Amendment 120

Proposal for a regulation

Article 71 – paragraph 1 – point f c (new)

Text proposed by the Commission

Amendment

(fc) innovation in businesses.

Justification

The Commission's proposal should be rounded off with measures that the rapporteur considers are needed to boost the marketing of fishery and aquaculture products.

Amendment 121

Proposal for a regulation

Article 71 – paragraph 1 – point f d (new)

Text proposed by the Commission

Amendment

(fd) training, especially in the field of innovation.

Justification

The Commission's proposal should be rounded off with measures that the rapporteur considers are needed to boost the marketing of fishery and aquaculture products.

Amendment 122

Proposal for a regulation

Article 71 – paragraph 1 – point f e (new)

Text proposed by the Commission

Amendment

(fe) finding new markets.

Justification

Ditto previous justifications.

Amendment 123

Proposal for a regulation

Article 71 – paragraph 1 – point f f (new)

Text proposed by the Commission

Amendment

(ff) support for the promotion and placing on the market of local and seasonal products.

Amendment 124

Proposal for a regulation

Article 72 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) for improving the competitiveness and economic viability of businesses;

Justification

The processing sector has a very important role in ensuring the fisheries industry is economically sustainable and in maintaining and creating jobs. The Commission's proposal should be improved by widening the aims of the support provided for under the EMFF.

Amendment 125

Proposal for a regulation

Article 72 – paragraph 1 – point d b (new)

Text proposed by the Commission

Amendment

(db) for improving working conditions, hygiene, public health and quality;

Justification

The processing sector has a very important role in ensuring the fisheries industry is economically sustainable and in maintaining and creating jobs. The Commission's proposal should be improved by widening the aims of the support provided for under the EMFF.

Amendment 126

Proposal for a regulation

Article 72 – paragraph 1 – point d c (new)

Text proposed by the Commission

Amendment

(dc) increasing production capacity where good market prospects exist;

Amendment 127

Proposal for a regulation
Article 72 – paragraph 1 – point d d (new)

Text proposed by the Commission

Amendment

(dd) for innovation and research in businesses and organisations in the sector;

Amendment 128

Proposal for a regulation
Article 72 – paragraph 1 – point d e (new)

Text proposed by the Commission

Amendment

(de) for innovation training for workers;

Amendment 129

Proposal for a regulation
Article 72 – paragraph 1 – point d f (new)

Text proposed by the Commission

Amendment

(df) social measures for workers;

Amendment 130

Proposal for a regulation
Article 72 – paragraph 1 – point d g (new)

Text proposed by the Commission

Amendment

(dg) for measures to facilitate dialogue and cooperation between the interested

parties.

Amendment 131

Proposal for a regulation Article 72 – paragraph 2

Text proposed by the Commission

2. The support referred to in paragraph 1 *shall* be granted *exclusively* through the financial instruments provided for in Title IV of the [Regulation (EU) No [...] laying down Common Provisions].

Amendment

2. The support referred to in paragraph 1 *may* be granted, *in particular* through the financial instruments provided for in Title IV of the [Regulation (EU) No [...] laying down Common Provisions].

Amendment 132

Proposal for a regulation Title V – Chapter IV a (new)

Text proposed by the Commission

Amendment

CHAPTER IVa – Measures relating to the IMP under shared management

***Article 72a. The EMFF shall provide for
the option of:***

***1. Increasing the involvement of fishing
and aquaculture operators in the
implementation of the IMP.***

The following operations are eligible:

(a) mapping fishing or aquaculture areas;

***(b) socio-economic assessment of fishing
or aquaculture activities;***

(c) taking part in consultations;

***(d) experimenting with management
methods;***

***(e) cross-border or transnational
cooperation between fishing***

organisations, including with organisations from non-EU countries;

2. Supporting the implementation of maritime spatial planning and integrated management of coastal regions by encouraging:

(a) regional or local approaches to networking stakeholders;

(b) pilot schemes, particularly in the areas of preventing and combating pollution and of maritime safety.

Justification

Il est essentiel de créer des points d'articulation entre les activités de pêche et d'aquaculture et la mise en œuvre de la politique maritime intégrée. Il est proposé l'introduction d'un chapitre sur la Politique Maritime Intégrée en gestion intégrée qui ne remet pas en cause les mesures prévues en gestion directe par la Commission. L'idée est de favoriser l'appropriation des outils par les acteurs et une anticipation par rapport à une éventuelle directive sur la planification spatiale maritime. L'introduction d'un chapitre relatif à la PMI en gestion partagée vise à renforcer la mise en œuvre de la PMI dans les différents Etats membres. Le rapprochement des enveloppes financières dédiées à la pêche, l'aquaculture et la PMI demande à être rendu plus concret grâce à des synergies renforcées.

Amendment 133

Proposal for a regulation Article 73 – paragraph 1

Text proposed by the Commission

1. The EMFF may support the compensation regime introduced by Council Regulation (EC) No 791/2007 for the additional costs incurred by the operators *in the fishing, farming* and marketing of *certain* fishery and aquaculture products *from the Azores, Madeira, the Canary Islands, French Guiana, and Réunion*.

Amendment

1. The EMFF may support the compensation regime introduced by Council Regulation (EC) No 791/2007 for the additional costs incurred by the operators *from the outermost regions during the production, processing* and marketing *for export to the Community or the local market* of fishery and aquaculture products.

Amendment 134

Proposal for a regulation
Article 73 – paragraph 2

Text proposed by the Commission

2. Each Member State concerned shall determine for the regions referred to in paragraph 1 the *list* of fishery and aquaculture products and the *quantity of those products eligible for the compensation*.

Amendment

2. Each Member State concerned shall determine, *in consultation with the elected public authorities responsible and the regional fisheries management organisations*, for the regions referred to in paragraph 1 the *products or categories* of fishery and aquaculture products *eligible for compensation, their respective maximum quantities* and the *compensation amounts within the overall allocation per Member State*.

Amendment 135

Proposal for a regulation
Article 73 – paragraph 4 – point c a (new)

Text proposed by the Commission

Amendment

(ca) obtained by illegal, unreported, or unregulated fishing.

Amendment 136

Proposal for a regulation
Article 73 a (new)

Text proposed by the Commission

Amendment

Article 73a

Operators

1. The compensation shall be paid to operators carrying out fishing and aquaculture activities in the regions concerned.

2. The Member States concerned shall take the measures necessary to ensure that operators receiving the compensation remain economically viable.

Amendment 137

Proposal for a regulation Article 75 – paragraph 1

Text proposed by the Commission

1. The Member States concerned shall submit to the Commission a compensation plan for each region concerned including the list and quantities referred to in Article 73, the level of compensation referred to in Article 74 and the competent authority as laid down in Article 108.

Amendment

1. The Member States concerned, ***in partnership with the competent regional authorities***, shall submit to the Commission a compensation plan for each region concerned including the list and quantities referred to in Article 73, the level of compensation referred to in Article 74 and the competent authority as laid down in Article 108.

Amendment 138

Proposal for a regulation Article 75 a (new)

Text proposed by the Commission

Amendment

Article 75a

Adjustment

To allow for changing circumstances, the Member States concerned, in partnership with the competent regional authorities, may adjust the list and the quantities referred to in Article 73(2) and the level of compensation under Article 74.

Amendment 139

Proposal for a regulation
Article 82 – paragraph 1 – point f a (new)

Text proposed by the Commission

Amendment

(fa) technical assistance under Article 51 of the Regulation laying down common provisions on funds covered by the CSF [.../...]

Amendment 140

Proposal for a regulation
Article 96 – paragraph 1

Text proposed by the Commission

Amendment

1. In addition to the general rules of Article 72 of [Regulation (EU) No [...] laying down Common Provisions], and following the Commission decision approving the operational programme, an initial pre-financing amount for the whole programming period shall be paid by the Commission. This shall represent **4%** of the contribution from the Union budget to the operational programme concerned. It may be split into two instalments depending on budget availability.

1. In addition to the general rules of Article 72 of [Regulation (EU) No [...] laying down Common Provisions], and following the Commission decision approving the operational programme, an initial pre-financing amount for the whole programming period shall be paid by the Commission. This shall represent **7%** of the contribution from the Union budget to the operational programme concerned. It may be split into two instalments depending on budget availability.

Justification

The Community's pre-financing rate for the operational programme should not be reduced during a financial crisis like the current one.

Amendment 141

Proposal for a regulation Article 102 – paragraph 3

Text proposed by the Commission

3. By way of derogation from Article 55(7) of [Regulation (EU) No [...] laying down Common Provisions], expenditure which becomes eligible because of an amendment of the programme under Article 22(2) shall only be eligible as of ***1st January of the year following the submission of the amendment.***

Amendment

3. By way of derogation from Article 55(7) of [Regulation (EU) No [...] laying down Common Provisions], expenditure which becomes eligible because of an amendment of the programme under Article 22(2) shall only be eligible as of ***the date on which the amendment is submitted.***

Justification

In most of the cases where a Managing Authority submits an amendment to the programme this is done to correct or alter an action to fit new circumstances and therefore it should take effect from the date on which it is submitted, as occurs in the EFF.

Amendment 142

Proposal for a regulation Article 105 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission shall exercise the empowerment in full respect of the principle of proportionality and taking into account the risk that the non-compliance with the respective CFP rules constitutes a serious *threats* to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species ***above*** levels ***which can produce*** the MSY, the sustainability of the stocks concerned or the conservation of the marine environment.

Amendment

The Commission shall exercise the empowerment in full respect of the principle of proportionality and taking into account the risk that the non-compliance with the respective CFP rules constitutes a serious *threat* to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species ***at*** levels ***close to*** the MSY, the sustainability of the stocks concerned or the conservation of the marine environment.

Amendment 143

Proposal for a regulation

Article 107 – paragraph 1 – introductory part

Text proposed by the Commission

1. Member States shall designate, **for** the **operational programme**, the following authorities:

Amendment

1. **The** Member States, **in partnership with the regional and local authorities and representatives of the fisheries and aquaculture**, shall designate the following authorities:

Amendment 144

Proposal for a regulation

Article 107 – paragraph 1 – point a

Text proposed by the Commission

(a) the managing authority, which may be either a public or private law body acting at national or regional level, or the Member State itself when it carries out that task, to be in charge of the management of the programme concerned;

Amendment

(a) the managing authority, which may be either a public or private law body acting at national or regional level, or the Member State itself **or the region** when it carries out that task, to be in charge of the management of the programme concerned;

PROCEDURE

Title	European Maritime and Fisheries Fund (repeal of Council Regulations (EC) No 1198/2006, (EC) No 861/2006 and (EC) No XXX/2011 on integrated maritime policy)
References	COM(2011)0804 – C7-0460/2011 – 2011/0380(COD)
Committee responsible	PECH

Date announced in plenary	15.12.2011
Opinion by	REGI
Date announced in plenary	15.12.2011
Rapporteur	Rosa Estaràs Ferragut
Date appointed	26.1.2012
Date adopted	10.10.2012
Result of final vote	+: 40 -: 6 0: 1
Members present for the final vote	Luís Paulo Alves, Charalampos Angourakis, Catherine Bearder, Victor Boştinaru, John Bufton, Alain Cadec, Salvatore Caronna, Nikos Chrysogelos, Francesco De Angelis, Tamás Deutsch, Rosa Estaràs Ferragut, Danuta Maria Hübner, Filiz Hakaeva Hyusmenova, Vincenzo Iovine, María Irigoyen Pérez, Seán Kelly, Mojca Kleva, Constanze Angela Krehl, Petru Constantin Luhan, Elżbieta Katarzyna Łukacijewska, Ramona Nicole Mănescu, Vladimír Maňka, Riikka Manner, Iosif Matula, Erminia Mazzoni, Ana Miranda, Jens Nilsson, Lambert van Nistelrooij, Jan Olbrycht, Younous Omarjee, Markus Pieper, Tomasz Piotr Poręba, Monika Smolková, Ewald Stadler, Georgios Stavrakakis, Csanád Szegedi, Nuno Teixeira, Oldřich Vlasák, Kerstin Westphal, Hermann Winkler, Joachim Zeller
Substitute(s) present for the final vote	Karima Delli, Jens Geier, Rodi Kratsa-Tsagaropoulou, Elisabeth Schroedter, Czesław Adam Siekierski, Giommara Uggias

PROCEDURE

Title	European Maritime and Fisheries Fund (repeal of Council Regulations (EC) No 1198/2006, (EC) No 861/2006 and (EC) No XXX/2011 on integrated maritime policy)			
References	COM(2011)0804 – C7-0460/2011 – 2011/0380(COD)			
Date submitted to Parliament	2.12.2011			
Committee responsible	PECH			
Date announced in plenary	15.12.2011			
Committee(s) asked for opinion(s)	BUDG	EMPL	ENVI	TRAN
Date announced in plenary	15.12.2011	19.1.2012	15.12.2011	15.12.2011
	REGI			
	15.12.2011			
Not delivering opinions	TRAN			
Date of decision	19.12.2011			
Rapporteur(s)	Alain Cadec			
Date appointed	26.9.2011			
Legal basis disputed	JURI			
Date of JURI opinion	9.7.2013			
Discussed in committee	25.1.2012	29.2.2012	30.5.2012	12.7.2012
	19.9.2012	18.2.2013		

Date adopted	10.7.2013
Result of final vote	+: 13 -: 8 0: 2
Members present for the final vote	John Stuart Agnew, Antonello Antinoro, Kriton Arsenis, Alain Cadec, Chris Davies, João Ferreira, Carmen Fraga Estévez, Pat the Cope Gallagher, Dolores García-Hierro Caraballo, Marek Józef Gróbarczyk, Ian Hudghton, Iliana Malinova Iotova, Werner Kuhn, Isabella Lövin, Gabriel Mato Adrover, Guido Milana, Maria do Céu Patrão Neves, Crescenzo Rivellini, Ulrike Rodust, Raül Romeva i Rueda, Struan Stevenson, Isabelle Thomas, Nils Torvalds
Substitute(s) present for the final vote	Diane Dodds, Julie Girling
Substitute(s) under Rule 187(2) present for the final vote	Krzysztof Lisek
Date tabled	8.8.2013