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INFORMATION NOTE

from: General Secretariat
to: Permanent Representatives Committee/Council
Subject: Proposal for a Regulation of the European Parliament and of the Council establishing a multiannual plan for the Baltic salmon stock and the fisheries exploiting that stock
- Outcome of the European Parliament's first reading
(Strasbourg, 19 to 22 November 2012)

I. INTRODUCTION

The Rapporteur, Mr Marek Józef GRÓBARCZYK (ECR, PL), presented a report consisting of 51 amendments (amendments 1-51) to the proposal for a Regulation of the European Parliament and of the Council establishing a multiannual plan for the Baltic salmon stock and the fisheries exploiting that stock on behalf of the Committee on Fisheries.

II. DEBATE

A joint debate together with 4 other Reports on the Fisheries Policy, including areas outside of the scope of the Ordinary Legislative Procedure, took place on 21 November 2012¹.

¹ See information note 16322/12.

III. VOTE

When it voted in plenary on 22 November 2012, the European Parliament adopted amendments 1-51.

The text of the amendments adopted and the European Parliament's legislative resolution are annexed to this note. Changes to the Commission's proposal are highlighted in *bold and italics*. The symbol "■" indicates deleted text.

Baltic salmon stock and the fisheries exploiting that stock *I**

European Parliament legislative resolution of 22 November 2012 on the proposal for a regulation of the European Parliament and of the Council establishing a multiannual plan for the Baltic salmon stock and the fisheries exploiting that stock (COM(2011)0470 – C7-0220/2011 – 2011/0206(COD))

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2011)0470),
 - having regard to Article 294(2) and Article 43(2) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0220/2011),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinion of the European Economic and Social Committee of 18 January 2012¹,
 - having regard to Rule 55 of its Rules of Procedure,
 - having regard to the report of the Committee on Fisheries and the opinion of the Committee on the Environment, Public Health and Food Safety (A7-0239/2012),
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 OJ C 68, 6.3.2012, p. 47.

Amendment 1

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora, lists salmon as a species of European Union interest and measures taken pursuant to *this* Directive should be designed to ensure that their exploitation is compatible with a favourable conservation status. There is hence a need to ensure that measures to protect salmon taken under this Regulation are consistent and coordinated with those taken under the mentioned directive.

Amendment

(4) Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora, lists salmon as a species of European Union interest and measures taken pursuant to *this* Directive should be designed to ensure that their exploitation is compatible with a favourable conservation status. There is hence a need to ensure that measures to protect salmon taken under this Regulation are consistent and coordinated with those taken under the mentioned directive. ***Prohibiting fishing with drifting longlines is also an important way of improving salmon stocks, as it reduces discards of under-sized salmon.***

Amendment 2

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) The Implementation Plan agreed by the World Summit on Sustainable Development at Johannesburg in 2002 states that all commercial stocks should be restored to levels that can produce maximum sustainable yield by 2015. ***ICES*** deems that for the Baltic salmon river stocks this level corresponds to a smolt production level ***between 60% and 75 %*** of the potential smolt production capacity for the different wild salmon rivers. Such scientific advice should constitute the basis for setting the objectives and targets of the multiannual plan.

Amendment

(6) The Implementation Plan agreed by the World Summit on Sustainable Development at Johannesburg in 2002 states that all commercial stocks should be restored to levels that can produce maximum sustainable yield by 2015. ***This has been a legal requirement under the UN Convention on the Law of the Sea since 1994. HELCOM*** deems that for the Baltic salmon river stocks this level corresponds to a smolt production level ***of 80 %*** of the potential smolt production capacity for the different wild salmon rivers. Such scientific advice should constitute the basis for setting the objectives and targets of the multiannual plan.

Amendment 3

Proposal for a regulation
Recital 6 a (new)

Text proposed by the Commission

Amendment

(6a) Smolt production capacity is a rough indicator of the health of the salmon stock in any given river. It requires a series of assumptions to be in place before it is possible to use smolt production as an indicator. Moreover, the level of smolt production is affected by a number of factors rendering the correlation between smolt production and the health of the salmon stock difficult to isolate. The level of returning female salmon to rivers should therefore be used as a viable second indicator of the health of the salmon stock.

Amendment 4

Proposal for a regulation
Recital 12

Text proposed by the Commission

Amendment

(12) Scientific advice states that stocking procedures may have significant implications on the genetic diversity of the Baltic salmon stock ***and that there*** is a risk that the large number of reared fish released to the Baltic Sea every year ***is affecting*** the genetic integrity of ***the*** wild salmon ***and should be phased out***. ***Therefore the condition of releases*** should be established in this multiannual plan.

(12) Scientific advice states that ***inappropriate*** stocking procedures may have significant implications on the genetic diversity of the Baltic salmon stock. ***There*** is ***also*** a risk that the large number of reared fish released to the Baltic Sea every year ***could affect*** the genetic integrity of wild salmon ***populations***. ***In view of this, stocking should be subject to tighter controls. Furthermore, the conditions governing the sourcing of genetic material for the breeding and rearing of salmon stocking material, as well as the conditions governing stocking procedures, should be established in this multiannual plan, in order to ensure that stocking does not have an adverse effect on genetic diversity.***

Amendment 5

Proposal for a regulation
Recital 14

Text proposed by the Commission

Amendment

(14) However, *since* releases of salmon *may be at present mandatory in certain Member States and in order to give Member States time to adjust to these requirements, releases of salmon* other than stocking and direct restocking should *remain* allowed *during a transitional period of seven years following the entry into force of this Regulation.*

(14) However, releases of salmon other than stocking and direct restocking should *not continue to be* allowed *after a ten-year period if, by the end of that period, wild smolt production has reached 80 % of the potential smolt production capacity in a given river. If that target is not reached, releases of salmon other than stocking and direct restocking may continue for a further 10 years once the Member State concerned has analysed and removed the causes of the failure to reach it. It is possible that releases of salmon are at present mandatory in certain Member States and it is necessary for Member States to be given time to adjust to these requirements.*

Amendment 6

Proposal for a regulation Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) In order to achieve sustainable fisheries, the trust between the stakeholders and the methods they use for communicating with one another should be improved.

Amendment 7

Proposal for a regulation Recital 16

Text proposed by the Commission

Amendment

(16) A substantial part of the coastal vessels fishing for salmon are below 10 m in length. For this reason the use of fishing logbook as requested by Article 14 and prior notification as requested by Article 17 of Regulation (EC) 1224/2009 should be extended to cover all vessels.

(16) A substantial part of the coastal vessels fishing for salmon are below 10 m in length. For this reason the use of fishing logbook as requested by Article 14 and prior notification as requested by Article 17 of Regulation (EC) 1224/2009 should be extended to cover all *commercial fishing* vessels *and service vessels.*

Amendment 8

Proposal for a regulation Recital 17 a (new)

Text proposed by the Commission

Amendment

(17a) Member States should strengthen the control and prior notification systems for recreational vessels used for angling and other types of fishing, in order to ensure a simple and effective system and to promote sustainable fishing.

Amendment 9

Proposal for a regulation Recital 17 b (new)

Text proposed by the Commission

Amendment

(17b) A minimum landing size should be established for both sea trout (*Salmo trutta*) and salmon (*Salmo salar*), in ICES subdivisions 22-32, by way of derogation from Article 14 of and Annex IV to Regulation (EC) No 2187/2005¹.

¹ OJ 349, 31.12.2005, p. 1.

Amendment 10

Proposal for a regulation Recital 19

Text proposed by the Commission

Amendment

(19) Recent scientific advice indicates that recreational salmon fisheries *at sea* have a significant impact on the salmon stocks, even though the data quality in this regard is not at a high precision level. ***In particular, recreational fisheries carried out from vessels operated by undertakings offering their services for profit can potentially account for an important part of catches of Baltic salmon.*** Hence, it is appropriate for the functioning of the multiannual plan to introduce certain specific management measures to control

(19) Recent scientific advice indicates that recreational salmon fisheries have a significant impact on the salmon stocks, even though the data quality in this regard is not at a high precision level. Hence, it is appropriate for the functioning of the multiannual plan to introduce certain specific management measures to control such ***recreational fishing*** activities.

such activities.

Amendment 11

Proposal for a regulation Recital 19 a (new)

Text proposed by the Commission

Amendment

(19a) Establishing Internet-based reporting systems in or between Member States should be encouraged and supported in order to make reporting even easier. The information about reported catches should be publicly available. However, the specific fishing ground of the catch should not be disclosed, in order to avoid incentives for fishermen targeting this specific fishing ground.

Amendment 12

Proposal for a regulation Recital 20 a (new)

Text proposed by the Commission

Amendment

(20a) The Commission should ensure that Member States take the administrative or criminal measures needed to tackle the issue of illegal, unreported and unregulated fishing.

Amendment 13

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

Text proposed by the Commission

Amendment

(a) commercial fisheries in the Baltic Sea and in rivers connected with it on the territory of Member States (hereinafter referred to as the Member States concerned);

(a) commercial ***and recreational*** fisheries in the Baltic Sea and in rivers connected with it on the territory of Member States (hereinafter referred to as the Member States concerned);

Amendment 14

Proposal for a regulation

Article 2 – paragraph 1 – point b

Text proposed by the Commission

(b) recreational fisheries of salmon in the Baltic Sea where such fisheries are conducted by service vessels.

Amendment

deleted

Amendment 15

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ha) "recreational fisheries" means, by way of derogation from Article 4(28) of Regulation (EC) 1224/2009¹, forms of fishing other than commercial fishing using any type of fishing vessel and gear for commercial and non-commercial purposes;

¹ OJ 343, 22.12.2009.p. 1.

Amendment 16

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. For wild salmon rivers which have reached 50% of the potential smolt production capacity by the time of the entry into force of this Regulation, the wild smolt production shall reach **75%** of the potential smolt production capacity for each river in **five** years after the entry into force of this regulation.

Amendment

1. For wild salmon rivers which have reached 50% of the potential smolt production capacity by the time of the entry into force of this Regulation, the wild smolt production shall reach **80 %** of the potential smolt production capacity for each river in **seven** years after the entry into force of this regulation.

Amendment 17

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. For wild salmon rivers which have not reached 50 % of the potential smolt production capacity by the time of the entry into force of this Regulation, the wild smolt production shall reach 50 % of the potential smolt production capacity for each river in five years and **75 %** in **ten** years after the entry into force of this regulation.

Amendment

2. For wild salmon rivers which have not reached 50 % of the potential smolt production capacity by the time of the entry into force of this Regulation, the wild smolt production shall reach 50 % of the potential smolt production capacity for each river in five years and **80 %** in **twelve** years after the entry into force of this regulation.

Amendment 18

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. After **ten** years from the entry into force of this regulation, the wild salmon smolt production shall be maintained at a level of at least **75%** of the potential smolt production capacity in each wild salmon river.

Amendment

3. After **twelve** years from the entry into force of this regulation, the wild salmon smolt production shall be maintained at a level of at least **80 %** of the potential smolt production capacity in each wild salmon river.

Amendment 19

Proposal for a regulation

Article 5 – paragraph 4

Text proposed by the Commission

4. Member States concerned may set, for each wild salmon river, other more stringent targets.

Amendment

4. Member States concerned may set, for each wild salmon river, other more stringent targets, **such as those based on the number of returning spawners.**

Amendment 20

Proposal for a regulation

Article 5 – paragraph 4 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

Member States concerned shall provide

and publish data accounts of returning female salmon to their rivers.

Amendment 21

Proposal for a regulation Article 6 – paragraph 4

Text proposed by the Commission

4. The Commission shall assess every **three years** the compatibility and effectiveness of measures taken by Member States pursuant to this Article on the basis of the objectives and targets set out in Articles 4 and 5.

Amendment

4. The Commission shall assess every **year** the compatibility and effectiveness of measures taken by Member States pursuant to this Article on the basis of the objectives and targets set out in Articles 4 and 5.

Amendment 22

Proposal for a regulation Article 8 – title

Text proposed by the Commission

Use of the national quota **by service vessels**

Amendment

Use of the national quota **in recreational fisheries**

Amendment 23

Proposal for a regulation Article 8

Text proposed by the Commission

Salmon caught at sea **from service vessels** shall be counted against the national quota.

Amendment

Salmon caught at sea **in recreational fisheries and from recreational coastal and river fisheries** shall be counted against the national quota.

Amendment 26

Proposal for a regulation Chapter IV a (new)

Text proposed by the Commission

Amendment

Chapter IVa

Minimum landing size for salmon and sea trout

Article 8a

By way of derogation from Article 14 of Regulation (EC) No 2187/2005¹, the minimum landing size for salmon should be 60 cm and the minimum landing size for sea trout should be 50 cm, in each of the ICES subdivisions referred to in Article 3(2)(a).

¹ OJ L 349, 31.12.2005, p. 1.

Amendment 24

Proposal for a regulation Article 9 – paragraph 1

Text proposed by the Commission

1. For wild salmon rivers which have not reached 50 % of the potential smolt production capacity by the time of the entry into force of this Regulation, Member States concerned shall establish ***not later than two years after the entry into force of this Regulation national technical conservation measures.***

Amendment

1. For wild salmon rivers which have not reached 50 % of the potential smolt production capacity by the time of the entry into force of this Regulation, Member States concerned shall establish, ***maintain and, if necessary, improve existing national technical conservation measures by ... ****.

**** OJ Please insert the date two years after the entry into force of this Regulation.***

Amendment 25

Proposal for a regulation Article 10 – paragraph 1 a (new)

Text proposed by the Commission

The Commission shall review the State aid guidelines with a view to facilitating the possibilities for Member States to compensate for damage caused by seals and cormorants.

Amendment

Amendment 27

Proposal for a regulation Article 11 – paragraph 1

Text proposed by the Commission

1. The Commission shall assess every **three years** the compatibility and effectiveness of measures taken by Member States pursuant to Articles 9 and 10, in particular where wild salmon rivers run through several Member States, on the basis of the targets and objectives set out in Articles 4 and 5.

Amendment

1. The Commission shall assess every **year** the compatibility and effectiveness of measures taken by Member States pursuant to Articles 9 and 10, in particular where wild salmon rivers run through several Member States, on the basis of the targets and objectives set out in Articles 4 and 5.

Amendment 28

Proposal for a regulation Article 12 – paragraph 1

Text proposed by the Commission

1. Stocking of salmon may only be conducted in wild salmon **river**. **The number of released smolts in each river shall not exceed the estimated potential smolt production capacity** of the **river**.

Amendment

1. Stocking of salmon may only be conducted in wild salmon **rivers when this is required to prevent extermination** of the **local stock**.

Amendment 29

Proposal for a regulation Article 12 – paragraph 2

Text proposed by the Commission

2. Stocking shall be conducted in a way that safeguards the genetic diversity of the different salmon river stocks taking into account existing fish communities in the stocked river and in neighbouring rivers while maximising the effect of stocking.

Amendment

2. Stocking shall be conducted in a way that safeguards the genetic diversity **and variability** of the different salmon river stocks taking into account existing fish communities in the stocked river and in neighbouring rivers while maximising the effect of stocking. **Smolt shall come from the nearest possible wild salmon river**.

Amendment 30

Proposal for a regulation Article 12 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Smolts for stocking shall be marked by clipping their adipose fins.

Amendment 31

Proposal for a regulation Article 12 – paragraph 3

Text proposed by the Commission

Amendment

3. The Commission **may establish** detailed rules for the application of this Article **by means** of implementing acts adopted in accordance with the examination procedure referred to in Article 27(2).

3. The Commission **shall adopt implementing acts by ...*, establishing** detailed rules for the application of this Article. **Those** implementing acts **shall be** adopted in accordance with the examination procedure referred to in Article 27(2).

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

Amendment 32

Proposal for a regulation Article 13 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) the river **has** free migratory waterways, appropriate water quality and habitat suitable for reproduction and growth of salmon;

(a) the river **or its tributaries have** free migratory waterways, appropriate water quality and habitat suitable for reproduction and growth of salmon;

Amendment 34

Proposal for a regulation Article 13 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) stocking shall be conducted in a way that safeguards the genetic diversity of the different salmon river stocks, taking into account existing fish communities in the stocked river and in neighbouring rivers,

while maximising the effect of stocking;

Amendment 35

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(db) smolts for stocking shall be marked by clipping their adipose fins.

Amendment 36

Proposal for a regulation

Article 13 – paragraph 2

Text proposed by the Commission

Amendment

Direct restocking in accordance with paragraph 1 shall be deemed to be a conservation measure for the purposes of Article 38(2) of Regulation (EC) No 1198/2006 on the European Fisheries Fund.

The Polluter Pays principle shall be the guiding principle when rehabilitating waterways. Direct restocking in accordance with paragraph 1 shall ***also*** be deemed to be a conservation measure for the purposes of Article 38(2) of Regulation (EC) No 1198/2006 on the European Fisheries Fund.

Amendment 33

Proposal for a regulation

Article 13 a (new)

Text proposed by the Commission

Amendment

Article 13a

Origin of mature fish and smolt

Mature fish and smolt shall originate from the same wild salmon river if possible or failing that from the nearest possible wild salmon river basin.

Amendment 37

Proposal for a regulation

Article 14

Text proposed by the Commission

Amendment

Releases of salmon other than those made

Releases of salmon other than those made

in accordance with Articles 12 and 13 may continue until *7 years after the entry into force of this Regulation.*

in accordance with Articles 12 and 13 may continue until ...*, *and shall be carefully evaluated. A river-by-river approach shall be used for the gradual phasing out. It shall be administered by Member States' local, regional and/or national agencies and shall also involve local stakeholders and make use of their competence with regards to habitat restoration and other measures. Legally binding national decisions on the use of economic resources currently used for restocking, shall be redirected to support fishermen potentially adversely affected by the negative effects of a phasing-out.*

** OJ Please insert the date 10 years after the entry into force of this Regulation.*

Amendment 38

Proposal for a regulation Article 15 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

In addition, Article 55(3) of Regulation (EC) No 1224/2009¹, as well as Articles 64 and 65 of Commission Implementing Regulation (EU) No 404/2011 of 8 April 2011 laying down detailed rules for the implementation of Regulation (EC) No 1224/2009², shall apply mutatis mutandis to all recreational fisheries for salmon in the Baltic Sea.

¹ OJ L 343, 22.12.2009., p. 1.

² OJ L 112, 30.4.2011., p. 1.

Amendment 39

Proposal for a regulation Article 16

Text proposed by the Commission

Amendment

By way of derogation from Article 14 of Regulation 1224/2009 masters of European

By way of derogation from Article 14 of Regulation 1224/2009 masters of European

Union fishing vessels of all length holding a fishing authorisation for salmon shall keep a logbook of their operations in accordance with the rules set in Article 14 of Regulation (EC) No 1224/2009.

Union fishing vessels of all length holding a fishing authorisation for salmon, **as well as masters of service vessels used for angling and other types of fishing**, shall keep a logbook of their operations in accordance with the rules set in Article 14 of Regulation (EC) No 1224/2009.

Amendment 40

Proposal for a regulation Article 17

Text proposed by the Commission

By way of derogation from the introductory sentence of Article 17(1) of Regulation 1224/2009, masters of European Union fishing vessels of all length retaining salmon and/or sea trout on board shall notify the competent authorities of their flag Member State immediately after the completion of the fishing operation of the information listed in Article 17(1) of Regulation 1224/2009.

Amendment

By way of derogation from the introductory sentence of Article 17(1) of Regulation 1224/2009, masters of European Union fishing vessels of all length, **as well as of service vessels**, retaining salmon and/or sea trout on board shall notify the competent authorities of their flag Member State immediately after the completion of the fishing operation of the information listed in Article 17(1) of Regulation 1224/2009.

Amendment 41

Proposal for a regulation Article 19 – title

Text proposed by the Commission

Catch **declaration**

Amendment

Catch **declarations for recreational fisheries**

Amendment 42

Proposal for a regulation Article 19 – paragraph 1

Text proposed by the Commission

1. **The master of service vessel** shall complete a catch declaration **in accordance with Annex III and submit it** to the competent authority of the flag Member State **of the service vessel** by the last day of every month.

Amendment

1. **All types of recreational fisheries** shall complete a catch declaration and **report** to the competent authority of the flag Member State by the last day of every month.

Amendment 43

Proposal for a regulation

Article 20

Text proposed by the Commission

Member States concerned shall verify the accuracy of the information recorded in the catch declarations by landing inspections. Such landing inspections shall cover a minimum of **10 %** inspection of the total number of landings

Amendment

Member States concerned shall verify the accuracy of the information recorded in the catch declarations by landing inspections. Such landing inspections shall cover a minimum of **20 %** inspection of the total number of landings. ***The European Fisheries Control Agency shall carry out effective controls and shall encourage Member States to undertake more focused and targeted inspections in areas where IUU-fishing is suspected or reported to take place.***

Amendment 44

Proposal for a regulation

Article 20 a (new)

Text proposed by the Commission

Amendment

Article 20a

Control of recreational fisheries

The arrangements for the control of recreational fisheries for the purposes of this Regulation shall be based in particular on Article 55 of Regulation (EC) No 1224/2009 and on Articles 64 and 65 of Regulation (EU) No 404/2011.

Amendment 45

Proposal for a regulation

Article 21 – point b

Text proposed by the Commission

b) compliance with the rules on quota uptake, activity authorisation and catch declaration by service vessels;

Amendment

(b) compliance with the rules on quota uptake, activity authorisation and catch declaration by service vessels, ***and recreational fisheries using all types of gear;***

Amendment 46

Proposal for a regulation Article 22 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The Commission may adopt implementing acts laying down detailed conditions for conducting electrofishing based on the latest scientific information. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 28(2).

Amendment 47

Proposal for a regulation Article 22 a (new)

Text proposed by the Commission

Amendment

Article 22a

No later than ...*, the Commission shall forward to Parliament and the Council the findings of scientific research conducted into the impact of predators, in particular seals and cormorants, on the Baltic salmon stock. On the basis of those research findings the Commission shall draw up a plan for managing populations of predators that have an impact on the Baltic salmon stock, which shall be brought into force no later than in 2016.

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

Amendment 48

Proposal for a regulation Article 22 b (new)

Text proposed by the Commission

Amendment

Article 22b

No later than ...*, the Commission shall forward to Parliament and to the Council the findings of the scientific research

conducted in respect of the discards and by-catch of salmon in all relevant Baltic Sea fisheries.

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

Amendment 49

Proposal for a regulation Article 23 – paragraph 1

Text proposed by the Commission

1. Member States concerned shall report to the Commission on the technical conservation measures adopted in accordance with Chapter V and their fulfilment of the objectives set out in Article 5 *in the third year after the entry into force of this Regulation and then every third year.*

Amendment

1. Member States concerned shall report to the Commission on the technical conservation measures adopted in accordance with Chapter V and their fulfilment of the objectives set out in Article 5 *on ...* and every year thereafter.*

** OJ please insert the date one year after the entry into force of this Regulation.*

Amendment 50

Proposal for a regulation Article 23 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States concerned shall report to the Commission on the implementation of this Regulation and on the fulfilment of the objectives set out in Article 5 in the *sixth* year after the entry into force of this Regulation and then every *sixth* year. The Member State report shall in particular provide the following information:

Amendment

2. Member States concerned shall report to the Commission on the implementation of this Regulation and on the fulfilment of the objectives set out in Article 5 in the *third* year after the entry into force of this Regulation and then every *third* year. The Member State report shall in particular provide the following information:

Amendment 51

Proposal for a regulation Article 27

Text proposed by the Commission

Where **a** Member States concerned have not established or published, by the set deadline, the measures set out in Articles 6 or 11, or where such measures are deemed inadequate and/or ineffective following the assessment carried out in accordance with Article 6.4 or 11.1, the empowerment of the Member State concerned referred to in Articles 6 or 11 shall be revoked by the Commission. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union **or at a later date specified therein.**

Amendment

Where Member States concerned have not established or published, by the set deadline, the measures set out in Articles 6 or 11, or where such measures are deemed inadequate and/or ineffective following the assessment carried out in accordance with Article 6.4 or 11.1, the empowerment of the Member State concerned referred to in Articles 6 or 11 shall be revoked by the Commission. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union.