



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 20 January 2012**

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**Interinstitutional File:**  
**2011/0377 (NLE)**  
**2011/0378 (NLE)**  
**2011/0376 (NLE)**

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**18203/2/11**  
**REV 2**

**PECHE 383**

**REVISED "I/A" ITEM NOTE**

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from: Working Party on External Fisheries Policy  
to: Permanent Representatives Committee (Part 1) / Council

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No. Cion prop.: 17822/11 PECHE 361 - COM(2011) 800 final  
17823/11 PECHE 362 - COM(2011) 801 final  
17824/11 PECHE 363 - COM(2011) 797 final

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Subject: Proposal for a Council Decision on the signing, on behalf of the Union, and provisional application of the Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Mozambique  
- Adoption

Proposal for a Council Decision on the conclusion of a new Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Mozambique  
- Request by the Council for the consent of the European Parliament

Proposal for a Council Regulation concerning the allocation of fishing opportunities under the Protocol to the Fisheries Partnership Agreement between the European Union and the Republic of Mozambique  
- Adoption

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- 1) The European Commission submitted the above proposals to Council on 30 November 2011.
- 2) These proposals follow the Council's decision of 21 February 2011 to grant the Commission a mandate to negotiate a new fisheries protocol with Mozambique. A new protocol was initialled on 2 June 2011. The new protocol covers a period of three years starting from the adoption of the Council Decision on the signing and provisional application of the Protocol and after expiry of the current protocol on 31 December 2011. There is hence some urgency for the Council to adopt these proposals in order to avoid any extended interruption of fishing activities in 2012.
- 3) The Working Party on Internal and External Fishery Policy on 1-2 December 2011 reached agreement on the texts. Subsequently the United Kingdom delegation has indicated that it would abstain.
- 4) Some weeks are necessary to finalise the texts by legal-linguistic experts. Consequently, COREPER is invited to confirm the agreement reached by the Working Party and could suggest that COUNCIL, at one of its forth-coming sessions:
  - (a) decides on the signature, on behalf of the European Union, and the provisional application of the Protocol agreed between the European Union and the Republic of Mozambique setting out fishing opportunities and the financial contribution provided for in the Fisheries Partnership Agreement between the two parties currently in force as set out in doc. 18058/11 PECHE 371 (as finalised by the legal-linguistic experts);
  - (b) adopts the Regulation on the allocation of the fishing opportunities under the Protocol agreed between the European Union and the Republic of Mozambique setting out fishing opportunities and the financial contribution provided for in the Fisheries Partnership Agreement between the two parties currently in force as set out in doc. 18060/11 PECHE 373 (as finalised by the legal-linguistic experts);

- (c) requests the consent of the European Parliament on the text of the protocol as set out in the annex to doc. 18058/11 PECHE 371 with a view to the later adoption of the Council Decision on the conclusion of a Protocol agreed between the European Union and the Republic of Mozambique setting out fishing opportunities and the financial contribution provided for in the Fisheries Partnership Agreement between the two parties currently in force, after the signing of the protocol by the parties (doc. 18059/11 PECHE 372).
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