



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 26 September 2012

**14078/12
ADD 1**

**Interinstitutional File:
2012/0158 (COD)**

**PECHE 359
CODEC 2192**

NOTE

from: General Secretariat of the Council
to: Working Party on Internal and External Fisheries Policy
No. Cion prop.: 11915/12 PECHE 249 CODEC 1776 - COM(2012) 298 final
Subject: Proposal for a regulation of the European Parliament and of the Council amending Council Regulation (EC) No 850/98 concerning the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms and repealing Council Regulation (EC) No 1288/2009

Delegations will find attached amendments 19-48 on the draft report to be voted on by the European Parliament's Committee on Fisheries on 8/9 October 2012. The above subject is to be dealt with at the Working Party on Internal and External Fisheries Policy on 27-28 September 2012.



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Fisheries

2012/0158(COD)

25.9.2012

AMENDMENTS 19 - 48

Draft report
Pat the Cope Gallagher
(PE494.655v01-00)

on the proposal for a regulation of the European Parliament and of the Council amending Council Regulation (EC) No 850/98 concerning the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms and repealing Council Regulation (EC) No 1288/2009

Proposal for a regulation
(COM(2012)0298 – C7-0156/2012 – 2012/0158(COD))

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Amendment 19
Rareș-Lucian Niculescu

Proposal for a regulation
Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) In order to ensure the continuation of proper conservation and management of marine biological resources in the Black Sea, minimum landing and mesh size for the turbot fishery should be established.

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Or. en

Amendment 20
Struan Stevenson, Diane Dodds, Ian Hudghton

Proposal for a regulation
Recital 9

Text proposed by the Commission

Amendment

(9) In the light of advice from ICES and STECF certain technical conservation measures in the *West of Scotland (ICES Division VIa)*, Celtic Sea (ICES Divisions VIIf,g) and Irish Sea (ICES Division VIIa) to protect *Rockall haddock*, cod, haddock and whiting stocks should be maintained to contribute to the conservation of fish stocks.

(9) In the light of advice from ICES and STECF certain technical conservation measures in the Celtic Sea (ICES Divisions VIIf,g) and Irish Sea (ICES Division VIIa) to protect cod, haddock and whiting stocks should be maintained to contribute to the conservation of fish stocks.

Or. en

Justification

The cod, haddock and whiting stocks in the West of Scotland should no longer be covered by the catch composition rules (Article 29d). Rockall haddock is incorrectly associated with the Irish Sea VIIa cod. Rockall haddock is covered in recital 11.

Amendment 21

Luis Manuel Capoulas Santos, Luis Paulo Alves

Proposal for a regulation

Recital 18 a (new)

Text proposed by the Commission

Amendment

(18a) In the light of advice from STECF, ~~stating~~ that "there was no rationale for treating trammel nets differently from gill nets or entangling nets with regard to article 9.4", the use of trammel nets in ICES Subarea IX in waters deeper than 200_m but less than 600_m should be allowed.

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Or. en

Amendment 22
Rareş-Lucian Niculescu

Proposal for a regulation
Article 1 – paragraph 1 – point 1 a (new)
Regulation N° 850/98

Article 2

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Text proposed by the Commission

Amendment

(1a) The following point is inserted in Article 2:

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"(ha) All waters of the Black Sea corresponding to the General Fisheries Commission for the Mediterranean geographical sub-areas as defined in Resolution GFCM/33/2009/2."

Or. en

Amendment 23
Alain Cadec

Proposal for a regulation
Article 1 – paragraph 1 – point 2
Règlement n°850/98

Article 19 bis – paragraphe 1

Text proposed by the Commission

Amendment

1. Toutes les espèces soumises à quota capturées au cours de toute activité de pêche dans les régions 1 à 4 définies à l'article 2 du présent règlement sont remontées à bord et ensuite débarquées.

supprimé

Or. fr

Justification

Cette proposition entraine une obligation de débarquement, mesure étant simplement en cours de discussion dans le cadre de la réforme de la PCP.

Amendment 24
Alain Cadec

Proposal for a regulation
Article 1 – paragraph 1 – point 2
Règlement n°850/98

Article 19bis – paragraphe 1 bis (nouveau)

Text proposed by the Commission

Amendment

1 bis. Les organismes marins dont la taille est inférieure à la taille minimale de capture telle que définie à l'annexe XII du règlement (CE) n° 850/98 doivent être remis à la mer immédiatement. Leur détention à bord, transbordement, débarquement, transport, stockage et mise en vente sont interdits.

Or. fr

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Justification

Ce règlement transitoire doit reprendre les dispositions du règlement (CE) n° 850/98 en ce qui concerne la réduction des rejets.

Amendment 25
Isabelle Thomas

Proposal for a regulation

Article 1 – paragraph 1 – point 2

Règlement n°850/98

Article 19 bis– Paragraphe 1 bis (nouveau)

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Text proposed by the Commission

Amendment

1 bis. Les organismes marins dont la taille est inférieure à la taille minimale de capture telle que définie à l'annexe XII du règlement (CE) n° 850/98 européenne doivent être remis à la mer immédiatement. Leur détention à bord, transbordement, débarquement, transport, stockage et mise en vente sont interdits.

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Inserted: .

Or. fr

Amendment 26
Alain Cadec

Proposal for a regulation
Article 1 – paragraph 1 – point 2
Règlement n°850/98

Article 19 bis– Paragraphe 2

Text proposed by the Commission

Amendment

2. Les dispositions visées au paragraphe 1 s'appliquent sans préjudice des obligations énoncées dans le présent règlement ou dans toute autre disposition réglementaire relative à la pêche. **supprimé**

Or. fr

Justification

Sans objet suite à la suppression du paragraphe 1 de l'Article 19 bis

Amendment 27
Maria do Céu Patrão Neves

Proposal for a regulation
Article 1 – paragraph 1 – point 2
Regulamento (CE) n.º 850/98

Artigo 19.º–A, N.º 3

Text proposed by the Commission

Amendment

3. Nas regiões 1 a 4, se a quantidade de sarda/cavala, arenque ou carapaus de tamanho inferior ao regulamentar for superior a 10 % das capturas totais de um lanço de rede, o navio deve mudar de pesqueiro.

3. Nas regiões 1 a 4, se a quantidade de sarda/cavala, arenque ou carapaus de tamanho inferior ao regulamentar for superior a 10 % das capturas totais de um lanço de rede, o navio deve mudar de pesqueiro. ***A duração da mudança de pesqueiro e da eventual retoma da pesca na mesma zona (onde previamente ocorreu uma captura excessiva de juvenis), deve ser definida caso a caso e tendo em consideração as características e***

*especificidades de determinadas
pescarias, particularmente as exercidas
com artes de pesca artesanais.*

Or. pt

Justification

O documento não define um intervalo de tempo para a mudança de pesqueiro (quando ocorra uma captura excessiva de juvenis) e eventual retoma da actividade na mesma zona. Um exemplo concreto refere-se a um tipo de pesca bastante específico existente em Portugal, nomeadamente a arte de xávega que utiliza redes envolventes arrastantes de alar para a praia. Neste caso particular, e sendo necessário mudar de pesqueiro, poderá ser suficiente uma simples interrupção da actividade até ao "virar da maré".

Amendment 28
Struan Stevenson, Diane Dodds

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d - paragraph 3

Text proposed by the Commission

3. By way of derogation from paragraph 1, it shall be permitted to conduct fishing activities using inshore static nets fixed with stakes, scallop dredges, mussel dredges, handlines, mechanised jigging, draft nets and beach seines, pots and creels within the specified areas and time periods, provided that:

Amendment

3. By way of derogation from paragraph 1, it shall be permitted to conduct fishing activities using inshore static nets fixed with stakes, scallop dredges **and gears that target queen scallops**, mussel dredges, handlines, mechanised jigging, draft nets and beach seines, pots and creels within the specified areas and time periods, provided that:

Or. en

Amendment 29
Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d – paragraph 4a (new)

Text proposed by the Commission

Amendment

*4a. By way of derogation from paragraph 1, it shall be permitted to fish for queen scallop (*Aequipecten opercularis*) provided that:*

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(a) the fishing gear used is specialised otter trawl gear configured to select against fish catches (60cms low headline);

(b) the fishing gear includes a square mesh panel as described in Annex XIVc;

(c) the fishing gear is constructed with a minimum mesh size of 80mm;

*(d) no less than 90% of the retained catch by weight is comprised of queen scallop (*Aequipecten opercularis*)*

Or. en

Amendment 30
Struan Stevenson, Diane Dodds

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d - paragraph 5 - point a

Text proposed by the Commission

(a) the fishing gear used incorporates a sorting grid in accordance with Annex XIVa; or a square-mesh panel as described in Annex XIVc;

Amendment

(a) the fishing gear used incorporates a sorting grid in accordance with Annex XIVa; or a square-mesh panel as described in Annex XIVc; ***or equivalent highly selective gear that has been approved by STECF.***

Or. en

Amendment 31
Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d – paragraph 5 - point a

Text proposed by the Commission

(a) the fishing gear used incorporates a sorting grid in accordance with Annex XIVa; or a square-mesh panel as described in Annex XIVc;

Amendment

(a) the fishing gear used incorporates a sorting grid in accordance with Annex XIVa; or a ***combination of a*** square-mesh panel as described in Annex XIVc ***and highly selective gear that has been approved by STECF;***

Or. en

Amendment 32
Struan Stevenson, Diane Dodds, Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d - paragraph 5 - point d

Text proposed by the Commission

Amendment

(d) no more than 10 % of the retained catch by weight is comprised of any mixture of cod, haddock and/or whiting; *deleted*

Or. en

Justification

Haddock has now recovered sufficiently to be targetable and so must remain out of the catch composition rules, extending the current Commission emergency measures, to prevent an increase in discarding. Currently, there is a zero TAC for cod with a 1.5% by catch making these rules obsolete. The UK has introduced national measures to ensure appropriate protection of whiting as these rules are no longer considered suitable. Cod and whiting are both recovering and so a rapid and flexible approach is needed to ensure the best management as the stocks recover without increasing discards.

Amendment 33
Isabelle Thomas

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Règlement n° 850/98

Article 29 quinquies – paragraphe 7

Text proposed by the Commission

Amendment

7. Par dérogation au paragraphe 1, la pêche au moyen de chaluts, de sennes de fond ou d'engins similaires est autorisée à condition:

7. Par dérogation au paragraphe 1, la pêche au moyen de **filets fixes, de** chaluts, de sennes de fond ou d'engins similaires est autorisée à condition:

Or. fr

Justification

Les filets fixes sont des engins de pêche sélectifs permettant de cibler efficacement des espèces précises avec des niveaux de captures accessoires. Ils sont pourtant les seuls dont l'usage est totalement interdit quelque soit le maillage utilisé. Les fileyeurs présents dans cette zone avant l'interdiction d'accès ciblaient exclusivement le merlu avec un taux de capture de cabillaud/merlan/églefin inférieur à 1,5%.

Amendment 34 **Alain Cadec**

Proposal for a regulation **Article 1 – paragraphe 1 – point 6** Règlement n°850/98

Article 29 quinquies – Paragraphe 7

Text proposed by the Commission

7. Par dérogation au paragraphe 1, la pêche au moyen de chaluts, de sennes de fond ou d'engins similaires est autorisée à condition:

Amendment

7. Par dérogation au paragraphe 1, la pêche au moyen de **filets fixes, de** chaluts, de sennes de fond ou d'engins similaires est autorisée à condition:

Or. fr

Justification

Il s'agit d'ajouter les filets fixes pour améliorer la sélectivité et cibler précisément les espèces. En outre, il serait juste que les possibilités d'accès soient identiques pour les chaluts, sennes de fond et filets fixes.

Amendment 35
Struan Stevenson, Diane Dodds, Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98
Article 29d - paragraph 7 - point b

Text proposed by the Commission

Amendment

(b) no more than 30 % of the retained catch by weight is comprised of any mixture of cod, haddock and/or whiting; *deleted*

Or. en

Justification

Haddock has now recovered sufficiently to be targetable and so must remain out of the catch composition rules, extending the current Commission emergency measures, to prevent an increase in discarding. Currently there is a zero TAC for cod with a 1,5% bycatch making these rules obsolete. The UK has introduced national measures to ensure appropriate protection of whiting as these rules are no longer considered suitable. Cod and whiting are both recovering and so a rapid and flexible approach is needed to ensure the best management as the stocks recover without increasing discards.

Amendment 36
Diane Dodds, Struan Stevenson

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d - paragraph 8a (new)

Text proposed by the Commission

Amendment

8a. From 1 January to 31 March, and from 1 October to 31 December, it shall be prohibited to conduct any fishing activity using any of the gears specified in Annex I to Council Regulation (EC) No 1342/2008 of 18 December 2008 establishing a long-term plan for cod

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stocks and the fisheries exploiting those stocks⁽¹⁾ in the area specified in ICES rectangle 39E3 enclosed by sequentially joining with rhumb lines the following coordinates which shall be measured according to the WGS84 system:

- longitude 7°00 W, latitude 55°00 N,*
- longitude 6°00W, latitude 55°00 N*
- longitude 6°00W, latitude 55°30 N*
- longitude 7°00 W, latitude 55°30 N;*

By way of derogations from paragraph 1, it shall be permitted to conduct fishing activities using scallop dredges and gear that targets queen scallops between 1 October and 31 December. It shall also be permitted to conduct fishing activities using gill nets and tangle nets between 1 October and 31 October.

The master of a sea-fishing vessel or another person on board shall not cause or permit a person on board to attempt to fish for, land, tranship or have on board fish caught in the specified area.

From 1 January to 31 December it shall be prohibited to conduct any cod and whiting fishing activity in the areas specified in ICES rectangle (47E3 and 46E2) in the northern part of ICES Division VIa. The master of a sea-fishing vessel or another person on board shall not cause or permit a person on board the boat to attempt to fish for, land, tranship or have on board cod and whiting caught in the specified area.

⁽¹⁾ OJ L 348, 24.12.2008, p. 20.

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Or. en

Amendment 37
Struan Stevenson, Diane Dodds, Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1 – point 6
Regulation No 850/98

Article 29d - paragraph 9

Text proposed by the Commission

Amendment

9. Each Member State concerned shall implement an onboard observer programme from 1 January to 30 June each year in order to sample the catches and discards of vessels benefiting from the derogations provided for in paragraphs 6 and 7. The observer programmes shall be carried out without prejudice to the obligations under the respective rules and shall aim at estimating cod, haddock and whiting catches and discards with an accuracy of no less than 20 %.

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Or. en

Justification

This is not needed as the monitoring is covered under the Data Collection Framework and so should not be replicated here. Furthermore, it refers incorrectly to paragraph 6 instead of 5, and an accuracy of 20% cannot be delivered (only a precision of 20% can - these are not synonymous in scientific terms).

Amendment 38
Struan Stevenson, Diane Dodds, Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1 – point 6
 Regulation No 850/98
 Article 29d - paragraph 10

Text proposed by the Commission

Amendment

10. Member States concerned shall submit to the Commission a preliminary report on the total amount of catches and discards of vessels subject to the observer programme no later than 30 June of the year in which the programme is implemented. The final report for the concerned calendar year shall be submitted no later than 1 February of the year following that calendar year. **deleted**

Or. en

Justification

This is disproportionate as the monitoring is covered under the Data Collection Framework and any data will be provided on request to the Commission. Two reports a year is an unnecessary burden, and does not add to the protection of the stocks.

Amendment 39
Peter van Dalen, Struan Stevenson, Bastiaan Belder

Proposal for a regulation
Article 1 – paragraph 1 – point 7
 Regulation No 850/98

Article 31a

Text proposed by the Commission

Amendment

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- Deleted:** "Article 31a
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- Deleted:** Electric Fishing in ICES Divisions IVc and IVb

1. By way of derogation from Article 31 fishing with beam trawl using electrical pulse current shall be allowed in ICES Divisions IVc and IVb south of a rhumb line joined by the following points, which shall be measured according to the WGS84 coordinate system:

- a point on the east coast of the United Kingdom at latitude 55o N,
- then east to latitude 55o N, longitude 5o E,
- then north to latitude 56o N,
- and finally east to a point on the west coast of Denmark at latitude 56o N.

2. Electrical pulse fishing shall be allowed only when:

(a) no more than 5% of the beam trawler fleet by Member States use the electric pulse trawl;

(b) the maximum electrical power in kW for each beam trawl is no more than the length in metre of the beam multiplied by 1,25;

(c) the effective voltage between the electrodes is no more than 15V;

(d) the vessel is equipped with an automatic computer management system which records the maximum power used per beam and the effective voltage between electrodes for at least the last 100 tows. It is not possible for non-authorised person to modify this automatic computer management system;

1. By way of derogation from Article 31 fishing **activities conducted** with beam trawls using electrical pulse current (**pulse gear**) shall be permitted in ICES Divisions IVc and IVb south of a rhumb line joined by the following points, which shall be measured according to the WGS84 coordinate system:

- a point on the east coast of the United Kingdom at latitude 55o N,
- then east to latitude 55o N, longitude 5o E,
- then north to latitude 56o N,
- and finally east to a point on the west coast of Denmark at latitude 56o N.

2. All vessels conducting fishing activities with pulse gear in the area set out in paragraph 1 must be issued with a fishing authorisation in accordance with Article 7 of Regulation (EC) No 1224/2009. This fishing authorisation shall be immediately revoked if the vessel does not meet the technical conditions listed in Annex XIVe or if paragraph 4 is violated.

3. Vessels referred to in paragraph 2 shall:

(a) carry on board exclusively pulse gear which meets the technical conditions listed in Annex XIVe and which is certified in accordance with paragraph 6;

(b) be equipped with an operational and fully independent functioning recording device which shall ensure the recording at all times during fishing activities of the electric power consumption and the effective value of the voltage referred to in Annex XIVe (2) and (3) and which is certified in accordance with paragraph 6;

(c) not fit one or more tickler chains or other forms of mechanical stimulation of the seabed in front of the footrope.

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(e) it is prohibited to use one or more tickler chains in front of the footrope."

4. It shall be prohibited to destroy, damage, render, inoperative or otherwise interfere with the recording device on board referred to in paragraph 3(b), in particular to alter data in any way and to remove the recording device from the fishing vessel.

5. The master of an EU fishing vessel shall ensure that the recording device is fully operational at all times and the data referred to in paragraph 3(b) is recorded and stored. The master of the vessel shall ensure in particular that:

a) values exceeding those referred to in Annex XIVe are reported immediately to the competent authorities;

b) the competent authorities are informed immediately of a malfunction in the device

6. For the purposes of paragraph 3(b) the recording device shall operate fully automatically without any human intervention and shall not permit the input or output of false information and shall not be capable of being manually over-ridden. The information shall be stored in the recording device for a period of at least 12 months. This information shall be made available to the competent authorities on demand.

7. Member States shall be responsible for certifying pulse gear and issuing certificates for pulse gear, indicating that the recording device complies with paragraph 3(b), that the pulse gear carried on board of a fishing vessels flying their flag meets the technical conditions listed in Annex XIVe and that a safe and proper use of the pulse gear is ensured. Member states competent authorities may assign the certification of pulse gears to classification societies or to other bodies having the necessary expertise for the technical examination of the pulse gears.

8. The master of a fishing vessel, referred to in paragraph 2, shall ensure that certification documentation (including a

file describing the technical features of the pulse system) relating to the pulse system is held on board at all times. The certificate shall be valid for one year.

9. Member States shall adopt the necessary measures to ensure the safe and proper use of the pulse gear.

10. Member States shall monitor, on the basis of sampling, the activities of fishing vessels flying their flag, which are equipped with pulse gear in order to ensure compliance by these vessels with the measures laid down in the paragraphs 1 to 5, and with the measures established on the basis of paragraph 7. For the purposes of the monitoring each Member State shall establish a sampling plan based on high risk criteria such as:

(a) the risk of non-compliance with the provisions of this Article;

(b) the level of previously detected infringements for the vessel concerned; and

(c) the number and the nature of the notifications according to paragraph 5 for the vessel concerned.

11. By January 2017 Member States shall report to the Commission on the application of the conditions laid down in this Article and relevant Annex. The Commission shall, on the basis of the reports from member states and in conjunction with scientific advice, evaluate the impact of the measures on the stocks and fisheries concerned by January 2018."

Or. en

Justification

The ICES advices, the STECF advice (April 2012) and the proposed control and enforcement system justify to allow for the use of the pulse technique for the beam trawl fleet in the North Sea (area IV_c and part of IV b).

Amendment 40
Maria do Céu Patrão Neves

Proposal for a regulation
Article 1 – paragraph 1 – point 9
Regulamento (CE) n.º 850/98

Artigo 34.º-B, N.º 3, Alínea b

Text proposed by the Commission

b) Redes de enredar de malhagem igual ou superior a 250 mm, desde que:

Amendment

b) Redes de enredar *e de tresmalho* de malhagem igual ou superior a 250 mm, desde que:

Or. pt

Justification

Não pode existir uma injusta e inaceitável discriminação negativa das redes de tresmalho (redes de 3 panos). Nas profundidades 200-600 metros podem operar redes de enredar, dirigidas à captura de tubarões de profundidade, mas não podem operar redes de tresmalho dirigidas à captura de tamboril (que não pescam e logo não motivam a rejeição de tubarões). Logo, não existe fundamentação, tanto por evidências da pesca como por pareceres científicos, para um tratamento discriminatório destas redes.

Amendment 41
Luis Manuel Capoulas Santos, Luís Paulo Alves

Proposal for a regulation
Article 1 – paragraph 1 – point 9 Regulation No 850/98
Article 34 b - paragraph 3 - point c a (new)

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Text proposed by the Commission

Amendment

(ca) Trammel nets in ICES Subarea IX with a mesh size equal to or greater than 220 mm, provided that:

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- they are deployed in waters of less than 600 metres charted depth;

- they are no more than 30 meshes deep, having a hanging ratio of not less than 0,44;

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- they are not rigged with floats or other means of floatation;

- they shall each be of a maximum of 5 km in length; ~~the total length of all nets deployed at any one time shall not exceed 20 km per vessel;~~

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- the maximum soak time shall be 72 hours.

Or. en

Amendment 42
João Ferreira

Proposal for a regulation

Article 1 – paragraph 1 – point 9,
Regulation No 850/98

Deleted: (new)

Article 34b – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

~~(ca) Trammel nets in ICES Subarea IX with a mesh size equal to or greater than 220 mm, provided that:~~

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~~– they are deployed in waters of less than 600 metres charted depth,~~

~~– they are no more than 30 meshes deep, have a hanging ratio of not less than 0,44,~~

~~– they are not rigged with floats or other means of floatation,~~

~~– they shall each be of a maximum of 5 km in length. The total length of all nets deployed at any one time shall not exceed 20 km per vessel,~~

~~– the maximum soak time shall be 72 hours.~~

Or. en

Amendment 43
Carmen Fraga Estévez

Proposal for a regulation
Article 1 – paragraph 1 – point 9
Reglamento (CE) No 850/98

Artículo 34 ter - punto 11 bis (nuevo)

Text proposed by the Commission

Amendment

11 bis. La Comisión puede decidir, previa consulta con el CCTEP, que queden excluidas determinadas pesquerías en las zonas CIEM VIII, IX y X de la aplicación de los puntos 9.1 a 9.11, cuando la información facilitada por los Estados miembros muestre que dichas pesquerías ocasionan un nivel muy bajo de capturas accesorias de tiburones o de descartes.

Or. es

Justification

El punto 9 del anexo III del Reglamento CE No 43/2009 preveía la posibilidad de que quedaran excluidas determinadas pesquerías en las zonas CIEM VIII, IX y X cuando la información facilitada por los Estados Miembros al CCTEP muestre que dichas pesquerías ocasionan un nivel muy bajo de capturas accesorias.

Amendment 44
Maria do Céu Patrão Neves

Proposal for a regulation
Article 1 – paragraph 1 – point 9
Reglamento (CE) n.º 850/98

Artigo 34.º-D, N.º 1

Text proposed by the Commission

Amendment

1. É proibido exercer a pesca de arrasto demersal e a pesca com artes fixas, incluindo redes de emalhar fundeadas e palangres, nas zonas delimitadas pelas

1. É proibido exercer a pesca de arrasto demersal e a pesca com artes fixas, incluindo redes de emalhar fundeadas e palangres **de fundo**, nas zonas delimitadas

linhas de rumo que unem sequencialmente as seguintes coordenadas, medidas em conformidade com o sistema de WGS84:

pelas linhas de rumo que unem sequencialmente as seguintes coordenadas, medidas em conformidade com o sistema de WGS84:

Or. pt

Amendment 45
Maria do Céu Patrão Neves

Proposal for a regulation
Article 1 – paragraph 1 – point 13
Regulamento (CE) n.º 850/98
Annex XII

Text proposed by the Commission

13) No anexo XII, no quadro, as linhas correspondentes à amêijoia japonesa e ao polvo passam a ter a seguinte redação:

Amêijoia japonesa (*Ruditapes philippinarum*): **35 mm**

Amendment

13) No anexo XII, no quadro, as linhas correspondentes à amêijoia japonesa e ao polvo passam a ter a seguinte redação:

Amêijoia japonesa (*Ruditapes philippinarum*): **30 mm**

Or. pt

Justification

*De modo a harmonizar o tamanho mínimo de captura (TMC) da amêijoia japonesa (*Ruditapes philippinarum*) à legislação nacional sobre a matéria, em Portugal o TMC deve ser fixado em 30 mm, embora com aplicação apenas no caso particular da moluscicultura em águas interiores não marítimas, onde ocorre a produção aquícola deste bivalve.*

Amendment 46
Rareş-Lucian Niculescu

Proposal for a regulation
Article 1 – paragraph 1 – point 13 a (new)
Regulation N° 850/98

Annex XII

Text proposed by the Commission

Amendment

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(13a) In Annex XII, a new column is added for Region 9 for the species Turbot (Psetta maxima) with a minimum size of 45 cm.

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Or. en

Amendment 47
Isabelle Thomas

Proposal for a regulation
Article 1 – paragraph 1 – point 13 a (new)
Règlement n° 850/98
Annexe XII

Text proposed by the Commission

Amendment

(13 bis) A l'annexe XII, dans le tableau, les lignes correspondant à l'anchois sont remplacées par le texte suivant:

"Anchois (Engraulis encrasicolus)

Toute la zone, à l'exception de la division IXa du CIEM à l'est de 7°23'48" de longitude ouest : 12 cm ou 90 individus par kilo

Division IXa du CIEM à l'est de 7°23'48" de longitude ouest : 10 cm."

Or. fr

Justification

Afin de simplifier le travail à bord des navires de pêches, et de faciliter le contrôle au débarquement, il convient de pouvoir disposer d'une équivalence en moule pour la taille minimale de l'anchois. La définition de ce moule a été proposée par les instituts scientifiques compétents sur le sujet ; et cette évolution dans le corpus règlementaires souhaitée par le CCR Sud depuis 2010 (avis 26).

Amendment 48

Peter van Dalen, Struan Stevenson, Bastiaan Belder

Proposal for a regulation

Article 1 – paragraph 1 – point 15 a (new)

Regulation N° 850/98

Annex XIVe (new)

Text proposed by the Commission

Amendment

(15a) The following Annex XIVe is inserted:

"ANNEX XIVe

**TECHNICAL CONDITIONS FOR
BEAM TRAWLS USING ELECTRICAL
PULSE CURRENT (PULSE GEAR) IN
ICES DIVISIONS IVc AND IVb**

1. Width of the stimulation field

The width of the stimulation field measured as the horizontal distance between the two outer electrodes shall not exceed 12 meters per pulse trawl.

2. Electrical power consumption

The electrical power consumption per pulse trawl, measured behind the generator and before the power cable shall not exceed 1 kW expressed in root mean square (rms) per meter of the width of the stimulation field.

3. Voltage

The effective value of the voltage expressed in rms, measured on the conductors which are situated closest to the electric discharge module, shall not

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exceed 0,25 Vrms per centimetre.

4. Electronic values

The electronic values of the pulse gear are set by the producer of the gear and cannot be modified. At any moment in time the values shall not exceed the values mentioned in paragraphs (1) to (3)."

Or. en

Justification

The ICES advices, the STECF advice (April 2012) and the proposed control and enforcement system justify to allow for the use of the pulse technique for the beam trawl fleet in the North Sea (area IV_c and part of IV b).

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