



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 28 September 2012

Interinstitutional Files:
2012/0227 (NLE)
2012/0228 (NLE)
2012/0229 (NLE)

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REV 1

PECHE 331
OC 477

“I/A” ITEM NOTE

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

No. Cion prop.: 13208/12 PECHE 309 - COM(2012) 467 final
13210/12 PECHE 311 - COM(2012) 466 final
13209/12 PECHE 310 - COM(2012) 468 final

Subject: Proposal for a COUNCIL DECISION on the signing, on behalf of the European Union, and provisional application of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community, on the one hand, and the Republic of Kiribati, on the other

- Adoption

Proposal for a COUNCIL REGULATION on the allocation of fishing opportunities under the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community, on the one hand, and the Republic of Kiribati, on the other

- Adoption

COUNCIL DECISION on the conclusion of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community, on the one hand, and the Republic of Kiribati, on the other

- Request by the Council for the consent of the European Parliament

COMMON GUIDELINES

Consultation deadline: 3.10.2012

- 1) The European Commission submitted the above proposals to Council on 28 August 2012.
- 2) These proposals follow the Council's decision of 19 March 2012 to grant the Commission a mandate to negotiate a new fisheries protocol with Kiribati. A new protocol was initialled on 3 June 2012. The new protocol, the main content of which the Commission presented to the Working Party on Internal and External Fisheries Policy on 8 June 2012¹, covers a period of three years starting from 16 September 2012.
- 3) The Working Party on Internal and External Fishery Policy on 6 September 2012 reached agreement on the texts, whereby the French, Netherlands and United Kingdom delegations entered parliamentary scrutiny reservations. The Swedish delegation declared its intention to abstain and make a statement provided in the addendum to this note..
- 4) Some time is 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 between the European Union and the Republic of Kiribati, setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Union, on the one hand, and the Republic of Kiribati, on the other, as set out in doc. 13330/12 PECHE 317 OC 458 (as finalised by the legal-linguistic experts);
 - (b) adopts the Regulation concerning the allocation of the fishing opportunities under the Protocol between the European Union and the Republic of Kiribati, setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Union, on the one hand, and the Republic of Kiribati, on the other, as set out in doc. 13332/12 PECHE 319 OC 460 (as finalised by the legal-linguistic experts);

¹ See doc. 11243/12 PECHE 221.

- (c) requests the consent of the European Parliament on the protocol as set out in doc. 13333/12 PECHE 320 OC 461 with a view to the later adoption of the Council Decision on the conclusion of the Protocol between the European Union and the Republic of Kiribati, setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Union, on the one hand, and the Republic of Kiribati, on the other (doc. 13331/12 PECHE 318 OC 459), after the signing of the protocol by the parties;
- (d) notes the Swedish statement, to be entered into the Council's minutes.
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