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NOTE

From:	General Secretariat of the Council
To:	Delegations
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Subject:	Updates to Commission Proposal COM (2016) 698, fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters

Delegations will find attached a non-paper with updates to the above-mentioned proposal, as received from the European Commission services. This document will be discussed at the Working Party on Internal and External Fisheries Policy on 17 and 18 November 2016.

COMMISSION SERVICES NON PAPER

16 November 2016

This document serves as a basis for discussion at the Working Party on Internal and External Fisheries Policy. It cannot in any circumstances be regarded as the official position of the Commission. It is intended solely for those to whom it is addressed.

Updates to Commission Proposal COM (2016) 698, fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters

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1. AMENDMENTS TO COMMISSION PROPOSAL REGARDING CERTAIN TACs IN ANNEX IA

Annex IA of the Commission Proposal COM (2016) 698 is amended as follows:

1. Annex I is modified as follows:

(a) The fishing opportunities table for megrims in Union and international waters of Vb; VI is replaced by the following table:

Species:	Megrims <i>Lepidorhombus spp.</i>	Zone:	Union and international waters of Vb; VI; international waters of XII and XIV (LEZ/56-14)
Spain	596	Analytical TAC	
France	2 323	Article 7(2) of this Regulation applies	
Ireland	679		
United Kingdom	1 644		
Union	5 242		
TAC	5 242		

(b) The fishing opportunities table for anglerfish in Union and Union waters of IIa and IV is replaced by the following table:

Species:	Anglerfish <i>Lophiidae</i>	Zone:	Union waters of IIa and IV (ANF/2AC4-C)
Belgium	478 ⁽¹⁾	Analytical TAC	
Denmark	1 054 ⁽¹⁾		
Germany	515 ⁽¹⁾		
France	98 ⁽¹⁾		
The Netherlands	361 ⁽¹⁾		
Sweden	12 ⁽¹⁾		
United Kingdom	11 003 ⁽¹⁾		
Union	13 521 ⁽¹⁾		
TAC	13 521		

(1) Special condition: of which up to 10 % may be fished in: VI; Union and international waters of Vb; international waters of XII and XIV (ANF/*56-14).

(c) The fishing opportunities table for anglerfish in VI; Union and international waters of Vb; international waters of XII and XIV is replaced by the following table:

Species:	Anglerfish <i>Lophiidae</i>	Zone:	VI; Union and international waters of Vb; international waters of XII and XIV (ANF/56-14)
Belgium	275	Precautionary TAC	
Germany	314		
Spain	294		
France	3 383		
Ireland	765		
The Netherlands	265		
United Kingdom	2 354		
Union	7 650		

(d) The fishing opportunities table for haddock in VIIa is replaced by the following table:

Species:	Haddock <i>Melanogrammus aeglefinus</i>	Zone:	VIIa (HAD/07A.)
Belgium	25	Analytical TAC	
France	113	Article 7(2) of this Regulation applies	
Ireland	675		
United Kingdom	745		
Union	1 558		
TAC	1 558		

(e) The fishing opportunities table for Norway lobster in VI; Union and international waters of Vb is replaced by the following table:

Species:	Norway lobster <i>Nephrops norvegicus</i>	Zone:	VI; Union and international waters of Vb (NEP/5BC6.)
Spain	33	Analytical TAC	
France	132	Article 7(2) of this Regulation applies	
Ireland	221		
United Kingdom	15 931		
Union	16 317		
TAC	16 317		

(f) The fishing opportunities table for Norway lobster in VII is replaced by the following table:

Species:	Norway lobster <i>Nephrops norvegicus</i>	Zone:	VII (NEP/07.)
Spain	1 154	Analytical TAC	
France	4 679	Article 12(1) of this Regulation applies	
Ireland	7 096		
United Kingdom	6 312		
Union	19 241		
TAC	19 241		

Special condition: within the limits of the abovementioned quotas, no more than the quantities given below may be taken in the following zone:

Functional Unit 16 of ICES Subarea VII
(NEP/*07U16):

Spain	935
France	586
Ireland	1 124
United Kingdom	455
Union	3 100

- (g) The fishing opportunities tables for picked dogfish in Union waters of IIIa; Union waters of IIa and IV; Union and international waters of I, V, VI, VII, VIII, XII and XIV is replaced by the following tables:

Species:	Picked dogfish <i>Squalus acanthias</i>	Zone:	Union waters of IIIa (DGS/03A-C.)
Denmark	0 ⁽¹⁾	Analytical TAC	
Sweden	0 ⁽¹⁾	Article 3 of Regulation (EC) No 847/96 shall not apply	
Union	0 ⁽¹⁾	Article 4 of Regulation (EC) No 847/96 shall not apply	
TAC	0 ⁽¹⁾		
(1)	Picked dogfish shall not be targeted in the areas covered by this TAC. When accidentally caught in fisheries where picked dogfish is not subject to the landing obligation, specimens shall not be harmed and shall be released immediately. The former provisions are without prejudice to the prohibitions set out in Articles 13 and 42 of this Regulation for the areas specified therein.		

Species:	Picked dogfish <i>Squalus acanthias</i>	Zone:	Union waters of IIa and IV (DGS/2AC4-C)
Belgium	0 ⁽¹⁾	Analytical TAC	
Denmark	0 ⁽¹⁾	Article 3 of Regulation (EC) No 847/96 shall not apply	
Germany	0 ⁽¹⁾	Article 4 of Regulation (EC) No 847/96 shall not apply	
France	0 ⁽¹⁾		
The Netherlands	0 ⁽¹⁾		
Sweden	0 ⁽¹⁾		
United Kingdom	0 ⁽¹⁾		
Union	0 ⁽¹⁾		
TAC	0 ⁽¹⁾		
(1)	Picked dogfish shall not be targeted in the areas covered by this TAC. When accidentally caught in fisheries where picked dogfish is not subject to the landing obligation, specimens shall not be harmed and shall be released immediately. The former provisions are without prejudice to the prohibitions set out in Articles 13 and 42 of this Regulation for the areas specified therein.		

Species:	Picked dogfish <i>Squalus acanthias</i>	Zone:	Union and international waters of I, V, VI, VII, VIII, XII and XIV (DGS/15X14)
Belgium	0 ⁽¹⁾⁽²⁾	Analytical TAC	
Germany	0 ⁽¹⁾⁽²⁾	Article 3 of Regulation (EC) No 847/96 shall not apply	
Spain	0 ⁽¹⁾⁽²⁾	Article 4 of Regulation (EC) No 847/96 shall not apply	
France	0 ⁽¹⁾⁽²⁾	Article 12(1) of this Regulation applies.	
Ireland	0 ⁽¹⁾⁽²⁾		
The Netherlands	0 ⁽¹⁾⁽²⁾		
Portugal	0 ⁽¹⁾⁽²⁾		
United Kingdom	0 ⁽¹⁾⁽²⁾		
Union	0 ⁽¹⁾⁽²⁾		
TAC	0 ⁽¹⁾⁽²⁾		
(1)	Picked dogfish shall not be targeted in the areas covered by this TAC. When accidentally caught in fisheries where picked dogfish is not subject to the landing obligation, specimens shall not be harmed and shall be released immediately. The former provisions are without prejudice to the prohibitions set out in Articles 13 and 42 of this Regulation for the areas specified therein.		
(2)	By derogation, a vessel engaged in the by-catch avoidance programme that has been positively assessed by the STECF may land not more than 2 tonnes per month of picked dogfish that is dead at the moment when the fishing gear is hauled on board. Member States participating in the by-catch avoidance programme shall ensure that the total annual landings of picked dogfish on the basis of this derogation do not exceed the amounts indicated below. They shall communicate the list of participating vessels to the Commission before allowing any landings. Member States shall exchange information about avoidance areas.		

Species:	Picked dogfish	Zone:	Union and international waters of I, V, VI, VII, VIII, XII and XIV
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<i>Squalus acanthias</i>		(DGS/*15X14)
Belgium	20	Analytical TAC
Germany	4	Article 3 of Regulation (EC) No 847/96 shall not apply
Spain	10	Article 4 of Regulation (EC) No 847/96 shall not apply
France	83	Article 12(1) of this Regulation applies.
Ireland	53	
The Netherlands	0	
Portugal	0	
United Kingdom	100	
Union	270	
TAC	270	

(h) The fishing opportunities table for horse mackerel in VIIIc is replaced by the following table:

Species:	Horse mackerel <i>Trachurus spp.</i>	Zone:	VIIIc (JAX/08C.)
Spain	8 472 ⁽¹⁾	Analytical TAC	
France	147		
Portugal	837 ⁽¹⁾		
Union	9 456		
TAC	9 456		

(1) Special condition: up to 5 % of this quota may be fished in IX (JAX/*09.).

2. AMENDMENT TO COMMISSION PROPOSAL REGARDING CCAMLR

Commission Proposal COM (2016) 698 is amended as follows:

2. Recital 25 is replaced by the following:

(25) At its 35th Annual Meeting in 2016, the Parties to the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR) adopted catch limits for both target and by-catch species for 2016/2017 and 2017/2018. The uptake of such quota during 2016 should be considered when setting fishing opportunities for the year 2017.

2. Annex IE is replaced by the following:

ANNEX IE

ANTARCTIC CCAMLR CONVENTION AREA

These TACs, adopted by CCAMLR, are not allocated to the members of CCAMLR and hence the Union's share is undetermined. Catches are monitored by the Secretariat of CCAMLR, which will communicate when fishing shall cease due to TAC exhaustion.

Unless specified otherwise, these TACs are applicable for the period from 1 December 2016 to 30 November 2017.

Species:	Mackerel icefish <i>Champtocephalus gunnari</i>	Zone:	FAO 48.3 Antarctic (ANI/F483.)
TAC	2074	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
Species:	Mackerel icefish <i>Champtocephalus gunnari</i>	Zone:	FAO 58.5.2 Antarctic ⁽¹⁾ (ANI/F5852.)
TAC	561	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	

- (1) For the purpose of this TAC, the area open to the fishery is specified as that portion of FAO statistical division 58.5.2 that lies within the area enclosed by a line:
- starting at the point where the meridian of longitude 72° 15' E intersects the Australia-France Maritime Delimitation Agreement Boundary then south along the meridian to its intersection with the parallel of latitude 53° 25' S,
 - then east along that parallel to its intersection with the meridian of longitude 74° E,
 - then northeasterly along the geodesic to the intersection of the parallel of latitude 52° 40' S and the meridian of longitude 76° E,
 - then north along the meridian to its intersection with the parallel of latitude 52° S,
 - then northwesterly along the geodesic to the intersection of the parallel of latitude 51° S with the meridian of longitude 74° 30' E, and
 - then southwesterly along the geodesic to the point of commencement.

Species: Blackfin icefish <i>Chaenocephalus aceratus</i>	Zone: FAO 48.3 Antarctic (SSI/F483.)
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Analytical TAC

TAC 2200 ⁽¹⁾ Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species: Unicorn icefish <i>Channichthys rhinoceratus</i>	Zone: FAO 58.5.2 Antarctic (LIC/F5852.)
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Analytical TAC

TAC 1663 ⁽¹⁾ Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species: Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone: FAO 48.3 Antarctic (TOP/F483.)
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Analytical TAC

TAC 2750 ⁽¹⁾ Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

Special condition:

Within the limits of the abovementioned quota, no more than the quantities given below may be taken in the Subareas specified:

Management Area A: 48° W to 43° 30' W – 52° 30' S to 56° S (TOP/*F483A):	0
Management Area B: 43° 30' W to 40° W – 52° 30' S to 56° S (TOP/*F483B):	825
Management Area C: 40° W to 33° 30' W – 52° 30' S to 56° S (TOP/*F483C):	1925

(1) This TAC is applicable for longline fishery for the period from 16 April to 14 September 2017 and for pot fishery for the period from 1 December 2016 to 30 November 2017.

Species: Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone: FAO 48.4 Antarctic North (TOP/F484N.)
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Analytical TAC

TAC 47 ⁽¹⁾ Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) This TAC is applicable within the area bounded by latitudes 55° 30' S and 57° 20' S and by longitudes 25° 30' W and 29° 30' W.

Species: Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone: FAO 58.5.2 Antarctic (TOP/F5852.)
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Analytical TAC

TAC 3405 ⁽¹⁾ Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) This TAC is applicable for west of 79° 20' E only. Fishing east of this meridian within this zone is prohibited.

Species:	Antarctic toothfish <i>Dissostichus mawsoni</i>	Zone:	FAO 48.4 Antarctic South (TOA/F484S.)
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TAC 38 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) This TAC is applicable within the area bounded by latitudes 57° 20' S and 60° 00' S and by longitudes 24° 30' W and 29° 00' W.

Species:	Krill <i>Euphausia superba</i>	Zone:	FAO 48 (KRI/F48.)
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TAC 5 610 000 Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

Special condition:

Within the limits of a total combined catch of 620 000 tonnes, no more than the quantities given below may be taken in the subareas specified:

Division 48.1 (KRI/*F481.):	155 000
Division 48.2 (KRI/*F482.):	279 000
Division 48.3 (KRI/*F483.):	279 000
Division 48.4 (KRI/*F484.):	93 000

Species:	Krill <i>Euphausia superba</i>	Zone:	FAO 58.4.1 Antarctic (KRI/F5841.)
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TAC 440 000 Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

Special condition:

Within the limits of the abovementioned quota, no more than the quantities given below may be taken in the subareas specified:

Division 58.4.1 west of 115° E (KRI/*F-41W):	277 000
Division 58.4.1 east of 115° E (KRI/*F-41E):	163 000

Species:	Krill <i>Euphausia superba</i>	Zone:	FAO 58.4.2 Antarctic (KRI/F5842.)
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TAC 2 645 000 Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

Special condition:

Within the limits of the abovementioned quota, no more than the quantities given below may be taken in the subareas specified:

Division 58.4.2 west of 55° E (KRI/*F-42W):	260 000
Division 58.4.2 east of 55° E (KRI/*F-42E):	192 000

Species:	Humped rockcod <i>Gobionotothen gibberifrons</i>	Zone:	FAO 48.3 Antarctic (NOG/F483.)
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TAC 1470 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Grey rockcod <i>Lepidonotothen squamifrons</i>	Zone:	FAO 48.3 Antarctic (NOS/F483.)
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TAC 300 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Grey rockcod <i>Lepidonotothen squamifrons</i>	Zone:	FAO 58.5.2 Antarctic (NOS/F5852.)
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TAC 80 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Bigeye grenadier and ridge scaled rattail <i>Macrourus holotrachys</i> and <i>Macrourus carinatus</i>	Zone:	FAO 58.5.2 Antarctic (GR1/F5852.)
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TAC 360 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Caml grenadier and Whitson's grenadier <i>Macrouruscaml</i> and <i>Macrourus whitsoni</i>	Zone:	FAO 58.5.2 Antarctic (GR2/F5852.)
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TAC 409 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Grenadiers <i>Macrourus</i> spp.	Zone:	FAO 48.4 Antarctic (GRV/F484.)
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TAC 13.6 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Marbled rockcod <i>Notothenia rossii</i>	Zone:	FAO 48.3 Antarctic (NOR/F483.)
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TAC 300 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Crabs <i>Paralomis</i> spp.	Zone:	FAO 48.3 Antarctic (PAI/F483.)
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TAC 0 Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

Species:	South Georgia icefish <i>Pseudochaenichthys georgianus</i>	Zone:	FAO 48.3 Antarctic (SGI/F483.)
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TAC 300 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Skates and rays <i>Rajiformes</i>	Zone:	FAO 48.3 Antarctic (SRX/F483.)
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TAC 138 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Skates and rays <i>Rajiformes</i>	Zone:	FAO 48.4 Antarctic (SRX/F484.)
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TAC 4.3 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Skates and rays <i>Rajiformes</i>	Zone:	FAO 58.5.2 Antarctic (SRX/F5852.)
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TAC 120 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

Species:	Other species	Zone:	FAO 58.5.2 Antarctic (OTH/F5852.)
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TAC 50 ⁽¹⁾ Analytical TAC
Article 3 of Regulation (EC) No 847/96 shall not apply
Article 4 of Regulation (EC) No 847/96 shall not apply

(1) Exclusively for by-catches. No directed fisheries are permitted under this TAC.

3. Part B of Annex V (excluding the Appendix) is replaced by the following:

PART B
TACs AND BY-CATCH LIMITS FOR EXPLORATORY FISHERIES IN THE CCAMLR CONVENTION AREA IN 2016/2017

Subarea/ Division	Region	Season	SSRUs		<i>Dissostichus Mawsonicatch</i> limit (in tonnes)	By-catch catch limit (in tonnes)			
			SSRU	Limit		Skates and rays	<i>Macrourus</i> spp.	Other species	
58.4.1.	Whole Division	1 December 2016 to 30 November 2017	A, B, D, F, H	0	532	5841-1	4	13	13
			C (including 58.4. 1_1, 58.4.1_2)	161 ¹		5841-2	4	13	13
			E (58.4.1_3, 58.4.1_4)	246		5841-3	12	37	372
			G (including 58.4. 1_5, 58.4.1_5)	135 ¹		5841-4	1	2	2
						5841-5	2	6	6
						5841-6	5	14	14

¹ Includes a catch limit of pm tonnes to permit Spain to undertake a depletion experiment in 2016/2017.

Subarea/ Division	Region	Season	SSRUs		<i>Dissostichus Mawsonicatch</i> limit (in tonnes)	By-catch catch limit (in tonnes)				
			SSRU	Limit		Skates and rays	<i>Macrourus</i> spp.	Other species		
88.2.		1 December 2016 to 31 August 2017	A, B, I	0	619					
			C, D, E, F, G (88.2_1 to 88.2_4)	419 ³		4	A, B		A, B	20
			H	200		10	C, D, E, F, H, G	32	C, D, E, F, H, G	32

³ Overall limit with no more than 200 tonnes in each research block.