



Council of the
European Union

Brussels, 20 April 2015
(OR. en)

8045/15

Interinstitutional File:
2014/0285 (COD)

PECHE 133
CODEC 527

NOTE

From:	Presidency
To:	Council
No. Cion doc.:	COM(2014) 614 final
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing a multiannual plan for the stocks of cod, herring and sprat in the Baltic Sea and the fisheries exploiting those stocks, amending Council Regulation (EC) No 2187/2005 and repealing Council Regulation (EC) No 1098/2007

In view of discussions at the "Agriculture and Fisheries" Council on 20 April 2015, delegations will find in Annex proposed amendments to the Presidency compromise circulated to delegations in doc. 7259/3/15 PECHE 96 CODEC 361 REV 3.

Changes compared to the previous Presidency compromise are in grey shading.

The Presidency underlines that some of the compromises proposed take into account the specificities of the Baltic Sea multiannual plan and therefore other solutions may be developed to respond to specific circumstances in other regions and future multiannual plans.

1. Article 5 is modified as follows :

Article 5

Fishing opportunities

1. In line with Article 16(4) of Regulation (EU) No 1380/2013, the Council shall fix fishing opportunities in accordance with the objectives set out in Article 3.

2. If the spawning biomass of any of the stocks concerned for a certain year is below the minimum spawning biomass levels set out in Annex II, in addition to relevant remedial measures referred to in Article 4 and technical measures referred to in Article 9, and taking into account the impact of such measures, the Council may fix the fishing opportunities for that stock at a level that is lower than the one resulting from the application of paragraph 1 in order to ensure rapid return of the stock concerned to precautionary levels.

2. Article 12b is modified as follows :

Article 12b

Margin of tolerance in the logbook

By way of derogation from paragraph 3 of Article 14 of Regulation (EC) No 1224/2009, the permitted margin of tolerance in estimates recorded in the fishing logbook of the quantities retained on board of pelagic and industrial catches to be landed unsorted shall be 10% of the total quantity of these catches retained on board unsorted as recorded in the fishing logbook.

3. Article 14 is modified as follows :

Article 14

Evaluation of the plan

The Commission shall ensure an evaluation of the impact of this plan on the stocks covered by this Regulation and on the fisheries exploiting those stocks, in particular to take account of changes in scientific advice, **at the latest** three years after the entry into force of the plan **or at an earlier stage if deemed necessary by all Member States concerned**, and, ~~thereafter,~~ **the Commission shall ensure an evaluation at least** every six years **or at earlier stages if deemed necessary by all Member States concerned or by the Commission**. The Commission shall submit the results of ~~these~~ **those** evaluations to the European Parliament and **to the** Council.

4. The Commission wishes to add the following statement to the Minutes of the Council meeting:

COMMISSION STATEMENT

Ad articles 4 and 5

The Commission confirms that in making its proposals for fishing opportunities, it will consider the most up-to-date scientific advice provided by ICES, including the latest scientific assessment of the evolution of biomass for a given stock.

Ad article 14a

The Commission also confirms its intention to carry out the preparatory work necessary, as quickly as possible, and in close cooperation with all Member States concerned, to adapt the plan to new ICES advice for the stocks covered by the plan.