



Council of the
European Union

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PECHE 252

"I/A" ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 1)/Council
No. Cion doc.:	5133/15 PECHE 11 - COM(2015) 1 final
Subject:	Proposal for a COUNCIL DECISION on the approval, on behalf of the European Union, of the Declaration on the granting of fishing opportunities in EU waters to fishing vessels flying the flag of the Bolivarian Republic of Venezuela in the exclusive economic zone off the coast of French Guiana - <i>Adoption</i>

1. The Commission submitted the above proposal to the Council on 12 January 2015 in order to implement the judgement of the Court of Justice of 26 November 2014.

In this ruling the Court of Justice had annulled Council Decision 2012/19/EU of 16 December 2011 on the Declaration on the granting of fishing opportunities in EU waters to Venezuelan fishing vessels in the exclusive economic zone off the coast of French Guiana considering that the legal basis was incorrect. The Court of Justice maintained the effects of the annulled Council Decision until the entry into force, within a reasonable time after the judgement, of a new Decision to be adopted on the appropriate legal basis.

2. At the end of the debate in the Working Party on 15 January 2015, the Presidency concluded that the proposal would be put forward for adoption by "I/A-procedure" after having obtained the consent of the European Parliament.

3. Subsequently, the Council decided on 10 February 2015 to request the consent of the European Parliament.
 4. The European Parliament gave its consent on 7 July 2015.
 5. Consequently, COREPER is invited to suggest that the Council, at a forthcoming session, adopts the above proposal as set out in doc. 5420/15 PECHE 23 (as finalized by the legal-linguistic experts).
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