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From:	General Secretariat of the Council
To:	Delegations
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) No 1026/2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing

- 4-column document
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Delegations will find attached the 4-column document on the above-mentioned proposal of the Commission, with the positions of the Council and the European Parliament for interinstitutional negotiations.

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) No 1026/2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing
2024/0224(COD)

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
Formula				
1	2024/0224 (COD)	2024/0224 (COD)	2024/0224 (COD)	
Document Stage				
2	Proposal for a	Proposal for a	Proposal for a	
Document Type				
3	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL (EU) .../... of ...	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL	
Document Purpose				
4	amending Regulation (EU) No 1026/2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing	amending Regulation (EU) No 1026/2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing	amending Regulation (EU) No 1026/2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing	
Formula				
5	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	
Citation 1				
6	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2) and 207 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2) and Article 207 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2) and 207 thereof,	
Citation 2				

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
7	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	
Citation 3				
8	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	
Citation 4				
9	Having regard to the opinion of the European Economic and Social Committee,	Having regard to the opinion of the European Economic and Social Committee,	Having regard to the opinion of the European Economic and Social Committee,	
Citation 5				
10	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	
Formula				
11	Whereas:	Whereas:	Whereas:	
Recital 1				
12	(1) In line with the United Nations Convention on the Law of the Sea of 10 December 1982¹ ('UNCLOS') and the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks of 4 August 1995² ('UNFSA'), the management of certain straddling and highly migratory fish stocks requires the cooperation of all the countries whose fleets exploit that stock.	(1) In line with the United Nations Convention on the Law of the Sea of 10 December 1982¹ ('UNCLOS') and the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks of 4 August 1995² ('UNFSA'), the management of certain straddling and highly migratory fish stocks requires the cooperation of all the countries whose fleets exploit that stock.	(1) In line with the United Nations Convention on the Law of the Sea of 10 December 1982¹ ('UNCLOS') and the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks of 4 August 1995² ('UNFSA'), the management of certain straddling and highly migratory fish stocks requires the cooperation of all the countries whose fleets exploit that	

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	1. United Nations Convention on the Law of the Sea, OJ L 179, 23.6.1998, p. 3, ELI: http://data.europa.eu/eli/convention/1998/39/2/oj. 2. Agreement for the implementing of the provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the conservation and management of straddling stocks and highly migratory fish stocks, OJ L 189, 3.7.1998, p. 17.	1. United Nations Convention on the Law of the Sea, OJ L 179, 23.6.1998, p. 3, ELI: http://data.europa.eu/eli/convention/1998/39/2/oj. 2. Agreement for the implementing of the provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the conservation and management of straddling stocks and highly migratory fish stocks, OJ L 189, 3.7.1998, p. 17.	stock. <u>Such cooperation may be established in the framework of regional fisheries management organisations ('RFMOs') or by means of ad hoc arrangements among the countries having an interest in the fishery concerned.</u> 1. United Nations Convention on the Law of the Sea, OJ L 179, 23.6.1998, p. 3, ELI: http://data.europa.eu/eli/convention/1998/39/2/oj. 2. Agreement for the implementing of the provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the conservation and management of straddling stocks and highly migratory fish stocks, OJ L 189, 3.7.1998, p. 17.	
Recital 2				
13	(2) Regulation (EU) No 1026/2012¹ of the European Parliament and of the Council establishes a framework to allow for the identification and the adoption of measures with regard to third countries which fail to cooperate and allow unsustainable fishing of a stock of common interest for the Union. 1. Regulation (EU) No 1026/2012 of the European Parliament and of the Council of 25 October 2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing (OJ L 316, 14.11.2012, p. 34, ELI: http://data.europa.eu/eli/reg/2012/1026/oj.)	(2) Regulation (EU) No 1026/2012¹ of the European Parliament and of the Council establishes a framework to allow for the identification and the adoption of measures with regard to third countries which fail to cooperate and allow unsustainable sustainable fishing of a stock of common interest for the Union. 1. Regulation (EU) No 1026/2012 of the European Parliament and of the Council of 25 October 2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing (OJ L 316, 14.11.2012, p. 34, ELI: http://data.europa.eu/eli/reg/2012/1026/oj.)	(2) Regulation (EU) No 1026/2012¹ of the European Parliament and of the Council establishes a framework to allow for the identification and the adoption of measures with regard to third countries which fail to cooperate and allow unsustainable fishing of a stock of common interest for the Union. 1. Regulation (EU) No 1026/2012 of the European Parliament and of the Council of 25 October 2012 on certain measures for the purpose of the conservation of fish stocks in relation to countries allowing non-sustainable fishing (OJ L 316, 14.11.2012, p. 34, ELI: http://data.europa.eu/eli/reg/2012/1026/oj.)	

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
Recital 3				
14	(3) In accordance with Regulation (EU) No 1026/2012 a country may be identified as allowing non-sustainable fishing if, among others, it fails to cooperate in the management of a stock of common interest in full compliance with the provisions of the UNCLOS and the UNFSA, or any other international agreement or norm of international law and if it fails to adopt necessary fishery management measures.	(3) In accordance with Regulation (EU) No 1026/2012 a country may be identified as allowing non-sustainable fishing if, among others, it fails to cooperate in the management of a stock of common interest in full compliance with the provisions of the UNCLOS and the UNFSA, or with any other international agreement or norm rule of international law, and if it fails to adopt necessary fishery management measures.	(3) In accordance with Regulation (EU) No 1026/2012 a country may be identified as allowing non-sustainable fishing if, among others, it fails to cooperate in the management of a stock of common interest in full compliance with the provisions of the UNCLOS and the UNFSA, or any other international agreement or norm of international law and if it fails to adopt necessary relevant fishery management measures.	
Recital 4				
15	(4) A definition of “failure to cooperate” should be introduced, to better define, for the purposes of Regulation (EU) No 1026/2012, the scope and meaning of the requirement to cooperate pursuant to UNCLOS and UNFSA.	(4) A definition of “failure to cooperate” should be introduced; in order to better define, for the purposes of Regulation (EU) No 1026/2012, the scope and meaning of the requirement to cooperate pursuant to UNCLOS and UNFSA.	(4) A definition of “failure to cooperate” should be introduced, to better define, for the purposes of Regulation (EU) No 1026/2012, the scope and meaning of the requirement to cooperate pursuant to UNCLOS and UNFSA.	
Recital 4a				
15a			(4a) <u>‘Best available scientific advice’ should be understood to refer to publicly available scientific advice that is supported by the most up-to-date scientific data and methods and that has either been issued or reviewed by an independent scientific body that is recognised at Union or international level.</u>	
Recital 5				

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16	(5) It is also necessary to clarify that a country may be considered as allowing non-sustainable fishing if it does not implement the necessary fishery management measures, and that those measures include control measures.	(5) It is also necessary to clarify that a country may be considered as allowing non-sustainable fishing if it does not implement the necessary fishery management measures, and that those measures include control measures.	(5) It is also necessary to clarify that a country may be considered as allowing non-sustainable fishing if it does not implement, <u>comply with or enforce the relevant</u> the necessary fishery management measures, and that <u>those measures include, conservation or</u> control measures, <u>including those agreed in the framework of a RFMO.</u>	
Recital 6				
17	(6) It is also appropriate to reinforce the procedures prior and subsequent to the adoption of measures in respect to countries allowing non-sustainable fishing.	(6) It is also appropriate to reinforce the procedures prior and subsequent to the adoption of measures in respect to countries allowing non-sustainable fishing.	(6) It is also appropriate to reinforce the procedures prior and subsequent to the adoption of measures in respect to countries allowing non-sustainable fishing, <u>including for countries within the framework of RFMOs.</u>	
Recital 7				
18	(7) Regulation (EU) No 1026/2012 should therefore be amended accordingly,	(7) Regulation (EU) No 1026/2012 should therefore be amended accordingly,	(7) Regulation (EU) No 1026/2012 should therefore be amended accordingly,	
Formula				
19	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	
Article 1				
20	Article 1	Article 1	Article 1	
Article 1, first paragraph				
21	Regulation (EU) No 1026/2012 is amended as follows:	Regulation (EU) No 1026/2012 is amended as follows:	Regulation (EU) No 1026/2012 is amended as follows:	

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
Article 1, first paragraph, point (-1)				
21a			<u>(-1) in Article 2, point (b) is replaced by the following:</u> <u>"(b) 'associated species' means any fish that belongs to the same ecosystem as the stock of common interest and that preys upon that stock, is preyed on by it, competes with it for food and living space or co-occurs with it in the same fishing area, and that is exploited, bycatch or accidentally taken in the same fishery or fisheries;";</u>	
Article 1, first paragraph, point (-1a)				
21b			<u>(-1a) in Article 2, point (f) is replaced by the following:</u> <u>"(f) 'unsustainable state' means the condition where the stock is not continuously maintained at or above the levels that can produce maximum sustainable yield or, if these levels cannot be estimated, where the stock is not continuously maintained within safe biological limits in line with the precautionary approach to fisheries management as referred to in Article 6 of UNFSA; the stock levels determining whether the stock is in an unsustainable state are to be determined on the basis of best available scientific advice;";</u>	
Article 1, first paragraph, point (1)				

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22	(1) in Article 2, the following point (i) is added:	(1) in Article 2, the following point (4) is added:	(1) in Article 2, the following point (i) is added:	
Article 1, first paragraph, point (1), amending provision, first paragraph				
23	“		“	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i)				
24	(i) ‘failure to cooperate’ means the failure to engage in good faith and have meaningful consultations, in which substantial effort is made, with a view to reaching an agreement on the adoption of necessary fishery management measures; examples of failure to cooperate include, but are not limited to:	“ (i) ‘failure to cooperate’ means the failure to engage in good faith and have meaningful consultations, in which substantial effort is made, with a view to reaching an agreement on the adoption of necessary fishery management measures; examples of failure to cooperate include, but are not limited to:	(i) ‘failure to cooperate’ means the failure <u>by third countries</u> to engage in good faith and have meaningful consultations <u>with all the relevant coastal States and/or fishing parties, including within RFMOs, in which substantial effort is made</u> , with a view to reaching an agreement on the adoption of necessary fishery management measures; examples of failure to cooperate include, but are not limited to:	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (1)				
25	(1) refusal to consult;	(1) refusal refusing to consult or to involve in the consultations all the relevant coastal States and/or fishing States;	(1) refusal to consult;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (2)				
26	(2) refusal to involve in the consultations all the relevant coastal States and/or fishing parties;	(2) refusal to involve in the consultations all the relevant coastal States and/or fishing parties;	(2) refusal to involve in the consultations all the relevant coastal States and/or fishing parties;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (3)				
27	(3) unjustified unilateral breaking off of consultations;	(3) unjustified unilateral breaking off of consultations;	(3) unjustified unilateral breaking off of consultations;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (4)				

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
28	(4) undue delays;	(4) undue delays in replying to information requests ;	(4) undue delays <u>in replying to requests or engaging in consultations</u> ;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (5)			(5)	
29	(5) unreasonable information requests;	(5) making unreasonable information requests;	(5) unreasonable requests for information requests <u>or actions to be taken, including unreasonable deadlines to reply or act</u> ;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (6)			(6)	
30	(6) disregard of agreed procedures;	(6) disregard disregarding of agreed procedures;	(6) disregard of agreed procedures;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (7)			(7)	
31	(7) systematic refusal to take into consideration counter proposals or other parties' interests;	(7) systematic refusal systematically refusing to take into consideration counter proposals or other parties' interests;	(7) systematic refusal to take into consideration counter proposals or other parties' interests;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (8)			(8)	
32	(8) systemically insisting upon own positions;	(8) systemically systematically insisting upon own positions for an extended period, irrespective of flexibilities and accommodations offered by other parties in the consultations ;	(8) systemically systematically insisting upon positions <u>over an extended period, regardless of the flexibilities and concessions offered by other parties during the consultations</u> ;	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (9)			(9)	
33	(9) refusal to take into account the best available scientific advice regarding the relevant stock or stocks.	(9) refusal refusing to take into account the best available scientific advice or historic fishing activities regarding the relevant stock or stocks;	(9) refusal to take into account the best available scientific advice regarding the relevant stock or stocks.	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (10)			(10)	

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
34	(10) pursuing consultations with a view to concluding partial sharing arrangements excluding some relevant coastal States and/or fishing parties, for stocks of common interest, while consultations for comprehensive sharing arrangements are still on-going..”	(10) pursuing consultations with a view to concluding partial sharing arrangements and/or, subsequently , concluding partial sharing arrangements excluding some relevant coastal States and/or fishing parties; States for stocks of common interest, while consultations for comprehensive sharing arrangements are still on-going.;;”	(10) pursuing consultations with a view to concluding partial sharing arrangements excluding some relevant coastal States and/or fishing parties, for stocks of common interest, while consultations for comprehensive sharing arrangements are still on-going..”	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (10a)				
34a			<u>(10a) adopting unreasonable and unjustified unilateral measures or quotas which are not in line with the measures or quotas agreed bilaterally or multilaterally;</u>	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (10b)				
34b			<u>(10b) implementing discriminatory measures that impact the fleets of third countries, while granting a partial or full exemption from those measures for their own fleet, leading to stocks being in an unsustainable state;</u>	
Article 1, first paragraph, point (1), amending provision, numbered paragraph (i), point (10c)				
34c			<u>(10c) lack of transparency in the consultations with all the relevant coastal States or fishing parties, including within RFMOs.</u>	
Article 1, first paragraph, point (2)				

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
35	(2) in Article 3(b), point (i) is replaced by the following:	(2) in Article 3(b), point (i) is replaced by the following:	(2) in Article 3(b), point (i) is replaced by the following:	
Article 1, first paragraph, point (2), amending provision, numbered paragraph (i)	“ (i) it fails to adopt or implement necessary fishery management measures, including control measures in order to ensure the effective conservation and management of stocks of common interest; or; ”	“ (i) it fails to adopt or implement necessary fishery management measures, including control measures in order to ensure the effective conservation and management of stocks of common interest; or; ”	“ (i) it fails to adopt or ² implement, <u>comply with or enforce relevant necessary fishery management measures, or those agreed bilaterally or multilaterally,</u> including control measures in order to ensure the effective conservation and management of stocks of common interest or <u>associated species, including measures adopted in the framework of an RFMO;</u> or ³ ”	
Article 1, first paragraph, point (2a)				
36a			<u>(2a) in Article 3, point (b), the following point is inserted:</u> “ <u>(ia) it systematically fails to comply with bilateral or multilateral agreements, by failing to take effective or timely action against its nationals or flagged vessels, which were deemed to have carried out illegal, unreported and unregulated fishing or acted contrary to the fishery management measures established by such agreements, leading to stocks being in an unsustainable state; or</u> ”	
Article 1, first paragraph, point (3)				

	Commission Proposal	Council Mandate	EP Mandate	Draft Agreement
37	(3) Article 6 is amended as follows:	(3) Article 6 is amended as follows:	(3) Article 6 is amended as follows:	
Article 1, first paragraph, point (3)(a)	(a) the heading is replaced by “Procedures prior and subsequent to the adoption of measures in respect to countries allowing non-sustainable fishing”;	(a) the heading is replaced by the following : “Procedures prior and subsequent to the adoption of measures in respect to countries allowing non-sustainable fishing”;	(a) the heading is replaced by “Procedures prior and subsequent to the adoption of measures in respect to countries allowing non-sustainable fishing”;	
38				
Article 1, first paragraph, point (3)(aa)				
38a			<u>(aa) the following paragraph is inserted:</u> <u>“1. The Commission shall respond within 90 days of receiving a request, from a Member State or the European Parliament, to identify a country as a country allowing non-sustainable fishing and shall outline what actions it intends to take, if any.”;</u>	
Article 1, first paragraph, point (3)(ab)				
38b			<u>(ab) paragraph (1) is replaced by the following:</u> <u>“1. Where the Commission considers that it is necessary to adopt measures referred to in Article 4, it shall notify the country concerned of the intention to identify it as a country allowing non-sustainable fishing. Prior to that notification, the Commission shall also register, as set out in Regulations (EU) 2016/1036¹ and (EU) 2016/1037² of the European Parliament and of the Council, all</u>	

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		<u>imports of products of the country under investigation that may be targeted pursuant to Article 4. In such cases, the European Parliament and the Council shall be immediately informed."</u>; <u>1. Regulation (EU) 2016/1036 of the European Parliament and of the Council of 8 June 2016 on protection against dumped imports from countries not members of the European Union (codification) (OJ L 176, 30.6.2016, p. 21, ELI: http://data.europa.eu/eli/req/2016/1036/oj).</u> <u>2. Regulation (EU) 2016/1037 of the European Parliament and of the Council of 8 June 2016 on protection against subsidised imports from countries not members of the European Union (codification) (OJ L 176, 30.6.2016, p. 55, ELI: http://data.europa.eu/eli/req/2016/1037/oj).</u>	
Article 1, first paragraph, point (3)(ac)			
38c		<u>(ac) the following paragraph is inserted:</u> <u>"2a. When the stock of common interest falls under the scope of an RFMO and the non-compliance by a third country results in that country being identified as a country allowing non-sustainable fishing under Article 3, prior to adopting measures referred to in Article 4, the Commission shall raise the matter of a third country allowing non-compliance within the relevant body, to seek timely</u>	

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			<u>rectification of the non-compliance.</u> ”;	
Article 1, first paragraph, point (3)(ad)				
38d			<u>(ad) the following paragraph is inserted:</u> <u>2b. In the event that, despite the actions taken under paragraph 2a, the country is still identified as a country allowing non-sustainable fishing in accordance with Article 3, the Commission shall take action on the basis of the measures referred to in Article 4.</u>	
Article 1, first paragraph, point (3)(b)				
39	(b) paragraph (3) is replaced by the following:	(b) paragraph (3) is replaced by the following:	(b) paragraph (3) is replaced by the following:	
Article 1, first paragraph, point (3)(b), amending provision, numbered paragraph (3)				
40	“ 3. Prior to adopting measures referred to in Article 4, the Commission shall provide the country concerned with a reasonable opportunity to respond to the notification in writing and to provide any relevant information.; ”	“ 3. Prior to adopting measures referred to in Article 4, the Commission shall provide the country concerned with a reasonable opportunity to respond to the notification in writing and to provide any relevant information.; ”	“ 3. Prior to adopting measures referred to in Article 4, the Commission shall provide the country concerned with a <u>reasonable</u> the opportunity to respond to the notification in writing and to provide any relevant information.; ”	
Article 1, first paragraph, point (3)(c)				
41	(c) the following paragraphs (4), (5) and (6) are inserted:	(c) the following paragraphs (4), (5) and (6) are inserted are added:	(c) the following paragraphs (4), (5) and (6) are inserted:	
Article 1, first paragraph, point (3)(c), amending provision, first paragraph				

Commission Proposal		Council Mandate		EP Mandate	Draft Agreement
42	“			“	
Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (4)					
43	4. The Commission shall give to the country concerned adequate time to reply to the notification and a reasonable time to remedy the situation.	“	4. The Commission shall give to the country concerned adequate time to reply to the notification and a reasonable time to remedy the situation.	4. The Commission shall give to the country concerned adequate <u>time a maximum of 90 days</u> to reply to the notification and a reasonable <u>time further maximum of 90 days from the date of that reply</u> to remedy the situation.	
Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (5)					
44	5. Following the adoption of measures pursuant to Article 4, the Commission shall continue to engage with the country concerned, with a view to that country ceasing to allow non-sustainable fishing.	5.	Following the adoption of measures pursuant to Article 4, the Commission shall continue to engage with the country concerned, with a view to that country ceasing to allow non-sustainable fishing.	5. Following the adoption of measures pursuant to Article 4, the Commission shall continue to engage <u>and maintain an open dialogue and shall promote cooperation bilaterally, multilaterally, or with the compliance body of the relevant RFMO, with a view to</u> with the country concerned, with a view to <u>that country</u> ceasing to allow non-sustainable fishing.	
Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (6)					
45	6. Where the country concerned enters into consultations with the Union in good faith, the Commission shall engage in such consultations expeditiously.. ”	6.	Where the country concerned enters into consultations with the Union in good faith, the Commission shall engage in such consultations expeditiously <u>expeditiously promptly</u>. ”	6. Where the country concerned enters into consultations with the Union in good faith, the Commission shall engage in such consultations expeditiously <u>expeditiously promptly</u>. ”	
Article 1, first paragraph, point (3a)					

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45a		<u>(3a) in Article 7, paragraph (1) is replaced by the following:</u> <u>“1. The measures referred to in Article 4 shall cease to apply when the country allowing non-sustainable fishing adopts appropriate corrective measures necessary for the conservation and management of the stock of common interest and those corrective measures:</u> <u>(a) have either been adopted autonomously or have been agreed in the context of consultations with the Union and, where applicable, other countries concerned or within the framework of RFMOs; and</u> <u>(b) do not undermine the effect of measures taken by the Union either autonomously, or in cooperation with other countries or within the framework of RFMOs, for the purpose of the conservation of the fish stocks concerned.”</u>	
Article 2			
46	Article 2	Article 2	
Article 2, first paragraph			
47	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union.	This Regulation shall enter into force on the day following that of its publication in the Official Journal of the European Union.	
Article 2, second paragraph			

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48	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	
Formula				
49	Done at Brussels,	Done at Brussels ,	Done at Brussels,	
Formula				
50	For the European Parliament	For the European Parliament	For the European Parliament	
Formula				
51	The President	The President	The President	
Formula				
52	For the Council	For the Council	For the Council	
Formula				
53	The President	The President	The President	