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ANNEXES 1 to 2

ANNEXES

to the

Proposal for a Council Regulation

amending Regulation (EU) 2019/1838 as regards certain fishing opportunities for 2020 in the Baltic Sea, and amending Regulation (EU) 2020/123 as regards certain fishing opportunities in 2020 in Union and non-Union waters

ANNEX I

The Annex to Regulation (EU) 2019/1838 is amended as follows:

- (1) In the fishing opportunities table for cod in ICES subdivisions 25-32, footnote 2 is replaced by the following:

“(2) In subdivisions 25 and 26 it shall be prohibited to fish this quota from 1 May to 31 August.

By way of derogation from the first paragraph, fishing operations conducted for the exclusive purpose of scientific investigations may be undertaken provided that those investigations are carried out in full compliance with the conditions set out in Article 25 of Regulation (EU) 2019/1241.

By way of derogation from the first paragraph, that closure period shall not apply to Union fishing vessels of less than 12 metres in length overall that fish with gillnets, entangling nets or trammel nets, with bottom set lines, longlines, handlines and jigging equipment or other passive gear in areas where the water depth is less than 20 meters according to the coordinates on the official sea chart issued by the competent national authorities. Masters of those fishing vessels shall ensure that their fishing activity can be monitored at any time by the control authorities of the Member State.”;

- (2) In the fishing opportunities table for cod in ICES subdivisions 22-24, footnote 2 is replaced by the following:

“(2) It shall be prohibited to fish this quota in subdivisions 22 and 23 from 1 February to 31 March and in subdivision 24 from 1 June to 31 July.

By way of derogation from the first paragraph, fishing operations conducted for the exclusive purpose of scientific investigations may be undertaken provided that those investigations are carried out in full compliance with the conditions set out in Article 25 of Regulation (EU) 2019/1241.

By way of derogation from the first paragraph, that closure period shall not apply to Union fishing vessels of less than 12 metres in length overall that fish with gillnets, entangling nets or trammel nets, with bottom set lines, longlines, handlines and jigging equipment or other passive gear in areas where the water depth is less than 20 meters according to the coordinates on the official sea chart issued by the competent national authorities. Masters of those fishing vessels shall ensure that their fishing activity can be monitored at any time by the control authorities of the Member State.”.

ANNEX II

Annexes IA, ID, IH and V to Regulation (EU) 2020/123 are amended as follows:

- (1) Annex IA is amended as follows:

- (a) the fishing opportunities table for Northern prawn in ICES division 3a is replaced by the following:

“Species: Northern prawn <i>Pandalus borealis</i> ”		Zone: 3a (PRA/03A.)
Denmark	2 123	Analytical TAC
Sweden	1 143	

Union 3 266

TAC 6 116”

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(b) the following fishing opportunities table for sprat and associated by-catches in Union waters of ICES division 3a is inserted:

“Species: Sprat and associated by-catches <i>Sprattus sprattus</i> ”		Zone: 3a (SPR/03A.2)
Denmark	pm (1)(2)	Analytical TAC
Germany	pm (1)(2)	
Sweden	pm (1)(2)	
Union	pm (1)(2)	
TAC	pm (2) ”	

(1) Up to 5 % of the quota may consist of by-catches of whiting and haddock (OTH/*03A.2). By-catches of whiting and haddock counted against the quota pursuant to this provision and by-catches of species counted against the quota pursuant to Article 15(8) of Regulation (EU) No 1380/2013 shall, together, not exceed 9% of the quota.

(2) This quota may only be fished from 1 July 2020 to 30 June 2021. Transfers of this quota may be effected to Union waters of 2a and 4. However, such transfers shall be notified in advance to the Commission.

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(c) the fishing opportunities table for sprat and associated by-catches in Union waters of ICES division 2a and ICES subarea 4 is replaced by the following:

“Species: Sprat and associated by-catches <i>Sprattus sprattus</i> ”		Zone: Union waters of 2a and 4 (SPR/2AC4-C)
Belgium	pm (1)(2)	Analytical TAC
Denmark	pm (1)(2)	
Germany	pm (1)(2)	
France	pm (1)(2)	
The Netherlands	pm (1)(2)	
Sweden	pm (1)(2)(3)	
United Kingdom	pm (1)(2)	
Union	pm (1)	
Norway	pm (1)	
Faroe Islands	pm (1)(4)	
TAC	pm (1) ”	

(1) The quota may only be fished from 1 July 2020 to 30 June 2021.

(2) Up to 2 % of the quota may consist of by-catches of whiting (OTH/*2AC4C). By-catches of whiting counted against the quota pursuant to this provision and by-catches of species counted against the quota pursuant to Article 15(8) of Regulation (EU) No 1380/2013 shall, together, not exceed 9% of the quota.

(3) Including sandeel.

(4)

May contain up to 4% of by-catch of herring.

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- (d) the fishing opportunities table for anchovy in ICES subareas 9 and 10; Union waters of CECAF 34.1.1 is replaced by the following:

"Species: Anchovy <i>Engraulis encrasicolus</i>		Zone: 9 and 10; Union waters of CECAF 34.1.1 (ANE/9/3411)
Spain	1 922 ⁽¹⁾	Precautionary TAC
Portugal	2 096 ⁽¹⁾	
Union	4 018 ⁽¹⁾	
TAC	4 018 ⁽¹⁾ ”	
⁽¹⁾ The quota may only be fished from 1 July 2020 to 30 June 2021.		

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- (e) the fishing opportunities table for herring in Union and Norwegian waters of 4 north of 53° 30' N, is replaced by the following:

"Species: Herring ⁽¹⁾ <i>Clupea harengus</i>		Zone: Union and Norwegian waters of 4 north of 53° 30' N (HER/4AB.)
Denmark	59 468	Analytical TAC
Germany	39 404	Article 7(2) of this Regulation applies
France	20 670	
The Netherlands	51 717	
Sweden	3 913	
United Kingdom	55 583	
Union	230 755	
Faroe Islands	250	
Norway	111 652 ⁽²⁾	
TAC	385 008	
⁽¹⁾ Catches of herring taken in fisheries using nets with mesh sizes equal to or larger than 32 mm.		
⁽²⁾ Catches taken within this quota are to be deducted from Norway's share of the TAC. Within the limit of this quota, no more than the quantity given below may be taken in Union waters of 4a and 4b (HER/*4AB-C). An additional quantity of maximum 10 000 tonnes will be granted if such an increase is called for by Norway.		
50 000		

Special condition: within the limits of the abovementioned quotas, no more than the quantities given below may be taken by the Union in Norwegian waters south of 62° N. An additional quantity of maximum 10 000 tonnes will be granted if such an increase is called for by the European Union.

Norwegian waters south of 62° N
(HER/*04N-)⁽¹⁾

50 000

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- (2) In Annex ID, the fishing opportunities table for swordfish in the Mediterranean is replaced by the following:

“Species: Swordfish <i>Xiphias gladius</i> ”		Zone: Mediterranean Sea (SWO/MED)
Croatia	14,60 ⁽¹⁾	Analytical TAC
Cyprus	53,85 ⁽¹⁾	Article 3 of Regulation (EC) No 847/96 shall not apply.
Spain	1 663,34 ⁽¹⁾	Article 4 of Regulation (EC) No 847/96 shall not apply.
France	115,93 ⁽¹⁾	
Greece	1 101,10 ⁽¹⁾	
Italy	3 409,98 ⁽¹⁾	
Malta	404,55 ⁽¹⁾	
Union	6 763,35 ⁽¹⁾	
TAC	9 583,07”	
⁽¹⁾ This quota may only be fished from 1 April to 31 December.		

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- (3) In Annex IH, the fishing opportunities table for Jack Mackerel in the SPRFMO convention area is replaced by the following:

“Species: Jack mackerel <i>Trachurus murphyi</i> ”		Zone: SPRFMO Convention Area (CJM/SPRFMO)
Germany	10 446,80	Analytical TAC
The Netherlands	11 323,26	Article 3 of Regulation (EC) No 847/96 shall not apply
Lithuania	7 269,16	Article 4 of Regulation (EC) No 847/96 shall not apply
Poland	12 498,78	
Union	41 538	
TAC	Not relevant”	

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- (4) In Annex V, in the table part B on “Maximum number of fishing authorisations for third-country vessels fishing in union waters”, footnote 1 is replaced by the following:

“(1) To issue those fishing authorisations, proof must be produced that a valid contract exists between the vessel owner applying for the fishing authorisation and a processing undertaking situated in the Department of French Guiana, and that it includes an obligation to land at least 75 % of all snapper catches from the vessel concerned in that department so that they may be processed in that undertaking’s plant. Such a contract must be endorsed by the French authorities, which shall ensure that it is consistent both with the actual capacity of the contracting processing undertaking and with the objectives for the development of the Guianese economy. A copy of the duly endorsed contract shall be appended to the fishing authorisation application. Where such an endorsement is refused, the French authorities shall give notification of this refusal and state their reasons for it to the party concerned and to the Commission. A fishing vessel flying the flag of Venezuela authorised to carry out fishing activities in 2020 may continue fishing until 1 April 2021 pending the renewal of its fishing authorisation and provided that:

- the vessel operator has signed a new supply contract for 2021,

- the authorisation renewal procedures are underway for this vessel,
- the vessel operator has complied with its reporting and contractual landing obligations in 2020.

This extension expires on the date of entry into force of the Commission's decision issuing a fishing authorisation for 2021 for the vessel, or upon notification from the Commission that the authorisation is refused.”.

ANNEX [...]