Sustainable exploitation of fishery resources in the Mediterranean Sea: alignment of the Regulation with the TFEU (Commission delegated powers)

2011/0218(COD) - 09/08/2011 - Legislative proposal

PURPOSE: to amend Council Regulation (EC) No 1967/2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean sea, in order to ensure that it is aligned with the provisions of the Lisbon Treaty. .

PROPOSED ACT: Regulation of the European Parliament and of the Council.

BACKGROUND: Regulation (EC) No 1967/2006 confers powers upon the Commission in order to implement some of its provisions. Following the entry into force of the Lisbon Treaty, it is necessary to align with Article 290 of the Treaty on the Functioning of the European Union (delegated acts) the provisions of Regulation (EC) No 1967/2006 conferring the powers of the Commission.

IMPACT ASSESSMENT: it was not necessary to undertake an impact assessment.

LEGAL BASIS: Article 43(2) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: this proposal seeks to **identify the delegated powers of the Commission** in Council Regulation (EC) No 1967/2006 and establish the corresponding procedure for adoption of these acts.

In order to apply certain provisions of Regulation (EC) No 1967/2006, it is proposed to delegate to the Commission the powers permitting it to adopt acts in accordance with Article 290 of the Treaty in respect of:

- to grant derogations when such possibility is explicitly foreseen by the Regulation in question;
- the adoption of the criteria to be applied for the establishment and allocation of fish aggregating devices (FAD) course lines for dolphinfish fishery in the 25-mile management zone around Malta;
- the adoption of detailed rules for further technical specifications on the characteristics of fishing gears which will supplement existing characteristics of gears;
- the amendments to the Annexes of Regulation (EC) 1967/2006.

BUDGETARY IMPACT: the proposal has no impact on the Union’s budget.