## Basic information

| | |
|---|---|
| **2004/0070(CNS)**<br><br>CNS - Consultation procedure<br>Regulation | Procedure completed |
| EC/Madagascar fisheries agreement: protocol for the period from 1st January 2004 to 31st December 2006<br><br>**Subject**<br><br>3.15.15.03 Fisheries agreements with Indian Ocean countries<br><br>**Geographical area**<br><br>Madagascar | |

## Key players

### European Parliament

| Committee responsible | Rapporteur | Appointed |
|---|---|---|
| PECH Fisheries | MORILLON Philippe (ALDE) | 28/07/2004 |

| Former committee responsible | Former rapporteur | Appointed |
|---|---|---|
| PECH Fisheries | | |

| Committee for opinion | Rapporteur for opinion | Appointed |
|---|---|---|
| DEVE Development | MORGANTINI Luisa (GUE/NGL) | 27/07/2004 |
| BUDG Budgets | The committee decided not to give an opinion. | |

| Former committee for opinion | Former rapporteur for opinion | Appointed |
|---|---|---|
| BUDG Budgets | | |
| DEVE Development and Cooperation | | |

### Council of the European Union

| Council configuration | Meetings | Date |
|---|---|---|
| Economic and Financial Affairs ECOFIN | 2638 | 2005-02-17 |

| European Commission | Commission DG | Commissioner |
|---|---|---|
| | Maritime Affairs and Fisheries | |

## Key events

| Date | Event | Reference | Summary |
|---|---|---|---|
| 31/03/2004 | Legislative proposal published | COM(2004)0218 | Summary |
| 19/04/2004 | Committee referral announced in Parliament | | |
| 01/09/2004 | Vote in committee | | Summary |
| 03/09/2004 | Committee report tabled for plenary, 1st reading/single reading | A6-0002/2004 | |
| 15/09/2004 | Decision by Parliament | T6-0007/2004 | Summary |
| 15/09/2004 | Results of vote in Parliament | | |
| 16/09/2004 | Committee referral announced in Parliament | | |
| 17/02/2005 | Act adopted by Council after consultation of Parliament | | |
| 17/02/2005 | End of procedure in Parliament | | |
| 13/04/2005 | Final act published in Official Journal | | |

## Technical information

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|---|---|
| **Procedure reference** | 2004/0070(CNS) |
| **Procedure type** | CNS - Consultation procedure |
| **Procedure subtype** | International agreement |
| **Legislative instrument** | Regulation |
| **Legal basis** | EC Treaty (after Amsterdam) EC 037<br>EC Treaty (after Amsterdam) EC 300-p2/3-a1 |
| **Stage reached in procedure** | Procedure completed |
| **Committee dossier** | PECH/6/21206<br>PECH/5/20864 |

## Documentation gateway

**European Parliament**

| Document type | Committee | Reference | Date | Summary |
|---|---|---|---|---|
| Committee opinion | DEVE | PE346.907 | 30/08/2004 | |
| Committee report tabled for plenary, 1st reading/single reading | | A6-0002/2004 | 03/09/2004 | |
| | | T6-0007/2004 | | |

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|---|---|---|---|---|
| Text adopted by Parliament, 1st reading/single reading | | OJ C 140 09.06.2005, p. 0059-0101 E | 15/09/2004 | Summary |

**European Commission**

| Document type | Reference | Date | Summary |
|---|---|---|---|
| Legislative proposal | COM(2004)0218 | 31/03/2004 | Summary |
| Document attached to the procedure | SEC(2004)0370 | 31/03/2004 | |
| Commission response to text adopted in plenary | SP(2004)2350 | 05/10/2004 | |

**Additional information**

| Source | Document | Date |
|---|---|---|
| European Commission | EUR-Lex | |

**Final act**

Regulation 2005/0555
OJ L 094 13.04.2005, p. 0001-0002 Summary

# EC/Madagascar fisheries agreement: protocol for the period from 1st January 2004 to 31st December 2006

2004/0070(CNS) - 17/02/2005 - Final act

PURPOSE : to conclude a new Protocol for tuna fishing opportunities and financial contribution between the EU and the Democratic Republic of Madagascar for the period 1 January 2004 and 31 December 2006.

LEGISLATIVE ACT : Council Regulation 555/2005/EC on the conclusion of the Protocol defining for the period 1 January 2004 to 31 December 2006 the tuna fishing opportunities and the financial contribution provided for in the Agreement between the European Economic Community and the Democratic Republic of Madagascar on fishing off Madagascar.

CONTENT : the new Protocol will cover the period 1 January 2004 to 31 December 2006. The Protocol grants fishing opportunities for 40 tuna seiners and 40 surface long liners. The financial contribution is fixed at EUR 825 000 per year, covering an annual catch of 11 000 tonnes of tuna in the waters off Madagascar. A large portion of this amount (EUR 505 000 per year) is earmarked for targeted measures, such as scientific and training programmes, support for an inspection and surveillance system, assistance with the development of traditional fisheries etc.

As well as being in keeping with the tuna agreements concluded by the Community with other Indian Ocean countries, new elements have been introduced into the Protocol. They stress the promotion of responsible and sustainable fishery in the Indian Ocean. Specifically speaking the new elements introduced include:

- An exclusivity clause, which prohibits the existence of private licences or other private arrangements outside the scope of the Agreement;

- A detailed programme for targeted measures , including a schedule and the objectives to be achieved;

- VMS requirements to reinforce checks on vessels operating in the waters off Madagascar, including the transmission of hourly reports giving their course and speed;

- The social clause applicable to local seamen signed on by Community vessels;

- Penalties imposed for infringements of the Protocol and

- A section on safeguarding the marine environment and protected species.

The fishing opportunities provided for in the Protocol shall be allocated among the Member States as follows:

- tuna seiners: Spain: 22 vessels; France: 16 vessels; Italy: 2 vessels;

- surface longliners: Spain: 24 vessels; France: 10 vessels; Portugal: 6 vessels.

If licence applications from these Member States do not cover all the fishing opportunities laid down by the Protocol, the Commission may take into consideration licence applications from any other Member State.

ENTRY INTO FORCE : 16 April 2005.

# EC/Madagascar fisheries agreement: protocol for the period from 1st January 2004 to 31st December 2006

2004/0070(CNS) - 15/09/2004 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted, by 507 votes for, 68 against and 86 abstentions, a resolution drafted by Philippe MORILLON (ALDE, FR) approving the Commission's proposal with a few amendments. (Please see the document of 01/09/04.) The Commission must forward to the European Parliament and to the Council a copy of the annual report referred to in the Protocol,including an analysis of the use of the funds earmarked for targeted measures.

# EC/Madagascar fisheries agreement: protocol for the period from 1st January 2004 to 31st December 2006

2004/0070(CNS) - 31/03/2004 - Legislative proposal

PURPOSE : to conclude a new Protocol for tuna fishing opportunities and financial contribution between the EU and the Democratic Republic of Madagascar for the period 1 January 2004 and 31 December 2006. PROPOSED ACT: Council Regulation. CONTENT : In September 2003 representatives from the Democratic Republic of Madagascar and the EU met to flesh out agreement on a new Protocol defining the technical and financial conditions governing the fishing activities of EU vessels in the waters off Madagascar. The current Fishing Protocol expires on 31 May 2004. The new Protocol will cover the period 1 January 2004 to 31 December 2006. The Protocol grants fishing opportunities for 40 tuna seiners and 40 surface long liners. The financial contribution is fixed at EUR 825 000 per year, covering an annual catch of 11 000 tonnes of tuna in the waters off Madagascar. A large portion of this amount (EUR 505 000 per year) is earmarked for targeted measures, such as scientific and training programmes, support for an inspection and surveillance system, assistance with the development of traditional fisheries etc. As well as being in keeping with the tuna agreements concluded by the Community with other Indian Ocean countries, new elements have been introduced into the Protocol. They stress the promotion of responsible and sustainable fishery in the Indian Ocean. Specifically speaking the new elements introduced include: - An exclusivity clause, which prohibits the existence of private licences or other private arrangements outside the scope of the Agreement; - A detailed programme for targeted measures , including a schedule and the objectives to be achieved; - VMS requirements to reinforce checks on vessels operating in the waters off Madagascar, including the transmission of hourly reports giving their course and speed; - The social clause applicable to local seamen signed on by Community vessels; - Penalties imposed for infringements of the Protocol and - A section on safeguarding the marine environment and protected species. FINANCIAL IMPLICATIONS: - Budget line: 110301 (ex B78000): "International fisheries agreements" 11010404 (ex B78000A): "International fisheries agreements: expenditure on administrative management". - Total allocation for action (Part B): min. EUR 2 411 385 and max. EUR 4 762 770 in commitment appropriations and payment appropriations. - Period of application: 2004-06. - Impact on human resources: 1 temporary post Grade B; 1 temporary post Grade C.