

| Basic information | |
|---|---------------------|
| <p>2007/0034(CNS)</p> <p>CNS - Consultation procedure Regulation</p> | Procedure completed |
| <p>EC/São Tomé and Príncipe Fisheries Partnership Agreement</p> <p>See also 2010/0355(NLE) See also 2014/0115(NLE) See also 2019/0173(NLE)</p> <p>Subject</p> <p>3.15.15.02 Fisheries agreements with African countries</p> <p>Geographical area</p> <p>Sao Tome and Principe</p> | |

| Key players | | | | |
|-------------------------------|--------------------------------|--|--------------------------------------|------------------|
| European Parliament | Committee responsible | | Rapporteur | Appointed |
| | PECH Fisheries | | CAPOULAS SANTOS Luis Manuel (PSE) | 27/03/2007 |
| | Committee for opinion | | Rapporteur for opinion | Appointed |
| | DEVE Development | | BORRELL FONTELLES Josep (PSE) | 27/03/2007 |
| | BUDG Budgets | | TRÜPEL Helga (Verts/ALE) | 20/09/2004 |
| | | | | |
| Council of the European Union | Council configuration | | Meetings | Date |
| | General Affairs | | 2816 | 2007-07-23 |
| European Commission | Commission DG | | Commissioner | |
| | Maritime Affairs and Fisheries | | BORG Joe | |

| Key events | | | |
|------------|--------------------------------|--|---------|
| Date | Event | Reference | Summary |
| 07/03/2007 | Legislative proposal published | COM(2007)0085  | Summary |

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|------------|---|---|-------------------------|
| 29/03/2007 | Committee referral announced in Parliament | | |
| 11/06/2007 | Vote in committee | | |
| 12/06/2007 | Committee report tabled for plenary, 1st reading/single reading | A6-0231/2007 | |
| 19/06/2007 | Decision by Parliament | T6-0256/2007 | Summary |
| 19/06/2007 | Results of vote in Parliament |  | |
| 23/07/2007 | Act adopted by Council after consultation of Parliament | | |
| 23/07/2007 | End of procedure in Parliament | | |
| 07/08/2007 | Final act published in Official Journal | | |

| Technical information | |
|-----------------------------------|---|
| Procedure reference | 2007/0034(CNS) |
| Procedure type | CNS - Consultation procedure |
| Procedure subtype | International agreement |
| Legislative instrument | Regulation |
| Amendments and repeals | See also 2010/0355(NLE) See also 2014/0115(NLE) See also 2019/0173(NLE) |
| Legal basis | EC Treaty (after Amsterdam) EC 300-p2/3-a1 EC Treaty (after Amsterdam) EC 037 |
| Stage reached in procedure | Procedure completed |
| Committee dossier | PECH/6/46895 |

| Documentation gateway | | | | |
|---|--|------------------------------|-------------------------|-------------------------|
| European Parliament | | | | |
| Document type | Committee | Reference | Date | Summary |
| Committee draft report | | PE386.647 | 23/04/2007 | |
| Committee opinion | DEVE | PE386.661 | 03/05/2007 | |
| Committee report tabled for plenary, 1st reading/single reading | | A6-0231/2007 | 12/06/2007 | |
| Committee opinion | BUDG | PE388.727 | 12/06/2007 | |
| Text adopted by Parliament, 1st reading/single reading | | T6-0256/2007 | 19/06/2007 | Summary |
| European Commission | | | | |
| Document type | Reference | Date | Summary | |
| Legislative proposal | COM(2007)0085  | 07/03/2007 | Summary | |

| Additional information | | |
|------------------------|----------|------|
| Source | Document | Date |
| National parliaments | IPEX | |
| European Commission | EUR-Lex | |
| | | |

| Final act | |
|--|-------------------------|
| Regulation 2007/0894 OJ L 205 07.08.2007, p. 0035 | Summary |

EC/São Tomé and Príncipe Fisheries Partnership Agreement

2007/0034(CNS) - 07/03/2007 - Legislative proposal

PURPOSE: to conclude a Fisheries Partnership Agreement between the Democratic Republic of São Tomé and Príncipe and the EC.

PROPOSED ACT: Council Regulation.

BACKGROUND: the Community and the Democratic Republic of São Tomé and Príncipe initialled, on 25 June 2006, a Fisheries Partnership Agreement which replaces the Agreement between the EEC and the Republic of São Tomé and Príncipe on fishing off the coast of São Tomé and Príncipe which entered into force in 1984 (refer to [CNS/2005/0249](#) for details of the last protocol).

The main objective of the new Partnership Agreement is to strengthen cooperation between the EC

and São Tomé and Príncipe. This will create a partnership framework within which to develop a sustainable fisheries policy and sound exploitation of fisheries resources in São Tomé and Príncipe's fishing zone, in the interests of both Parties. The Commission's negotiating position was based in part on the results of an ex-post and ex-ante evaluation carried out by independent experts.

This Agreement establishes the principles, rules and procedures governing:

- economic, financial, technical and scientific cooperation in the fisheries sector with a view to promoting responsible fishing in São Tomé and Príncipe's fishing zones to guarantee the conservation and sustainable exploitation of fisheries resources and develop São Tomé and Príncipe's fisheries sector;
- the conditions governing access by Community fishing vessels to São Tomé and Príncipe's fishing zones;
- cooperation on the arrangements for policing fisheries in São Tomé and Príncipe's fishing zones with a view to ensuring that the above rules and conditions are complied with, that the measures for the conservation and management of fish stocks are effective and that illegal, undeclared and unregulated fishing is prevented;
- partnerships between companies aimed at developing economic activities in the fisheries sector and related activities, in the common interest.

The Protocol and the Annex setting out the technical and financial conditions governing the fishing activities of EC vessels were signed for a period of four years from 1 June 2006. Pending the entry into force of the new Agreement, this Protocol and the Annex will enter into force on the date on which the Parties notify each other of the completion of the procedures necessary for that purpose. They will apply with effect from 1 June 2006.

The financial contribution is fixed at **EUR 663 000 per year** during the period of application of this Protocol. If the overall quantity of catches by Community vessels in São Toméan waters exceeds 8 500 tonnes per year, the amount of the financial contribution shall be increased by EUR 65 for each additional tonne caught. However, the total annual amount paid by the Community shall not be more than twice the amount equivalent to the reference tonnage (i.e. EUR 1 105 000). Where the quantities caught by Community vessels exceed the quantities corresponding to twice the total annual amount (17 000 tonnes), the amount due for the quantity exceeding that limit shall be paid the following year.

The main elements of the agreement are:

Fishing opportunities: 25 freezer tuna seiners (a reduction of 30.6% against the previous Protocol) and 18 surface longliners (a reduction of 28% against the previous Protocol) allocated as follows (based on applications by the Member States and the historical rates of utilisation by Member State and by category), i.e.:

- tuna seiners: France: 12, Spain: 13;
- surface longliners: Spain: 13, Portugal: 5.

Annual reference tonnage: 8 500 tonnes of tuna and related species

Annual financial contribution: EUR 663 000.

Advances and fees payable by vessel-owners: EUR 35 (compared with EUR 25 previously) per tonne of tuna and related species caught in São Tomé and Príncipe's fishing zone. The advances are fixed at EUR 5 250 per year per tuna seiner and EUR 1 925 per year per surface longliner (+40% against the previous Protocol).

The Partnership Agreement also provides for encouraging economic, scientific and technical cooperation in the fisheries sector and related sectors.

The financial contribution is fixed at EUR 663 000 per year. Of this financial contribution, 50% will provide annual financial support for defining and implementing a sectoral fisheries policy in São Tomé and Príncipe, with a view to introducing responsible and sustainable fishing. This financial support will be based on annual and multiannual programming.

Shipowners' fees have been fixed for each category and, overall, could create an additional annual income of around EUR 165 900 for São Tomé and Príncipe.

For a more detailed assessment of the budgetary implications of this proposal, please refer to the financial statement.

EC/São Tomé and Príncipe Fisheries Partnership Agreement

2007/0034(CNS) - 23/07/2007 - Final act

PURPOSE: to approve the Fisheries Partnership Agreement between São Tomé and Príncipe and EC.

LEGISLATIVE ACT: Council Regulation (EC) No 894/2007 on the conclusion of a Fisheries Partnership Agreement between the Democratic Republic of São Tomé and Príncipe and the EC.

CONTENT: [the Community and the Democratic Republic of São Tomé and Príncipe initialled, on 25 June 2006](#), a Fisheries Partnership Agreement which replaces the Agreement between the EEC and the Republic of São Tomé and Príncipe on fishing off the coast of São Tomé and Príncipe which entered into force in 1984 (refer to [CNS/2005/0249](#) for details of the last protocol).

This Agreement establishes the principles, rules and procedures governing:

- economic, financial, technical and scientific cooperation in the fisheries sector with a view to promoting responsible fishing in São Tomé and Príncipe's fishing zones to guarantee the conservation and sustainable exploitation of fisheries resources and develop São Tomé and Príncipe's fisheries sector;
- the conditions governing access by Community fishing vessels to São Tomé and Príncipe's fishing zones;
- cooperation on the arrangements for policing fisheries in São Tomé and Príncipe's fishing zones with a view to ensuring that the above rules and conditions are complied with, that the measures for the conservation and management of fish stocks are effective and that illegal, undeclared and unregulated fishing is prevented;
- partnerships between companies aimed at developing economic activities in the fisheries sector and related activities, in the common interest.

The Protocol and the Annex setting out the technical and financial conditions governing the fishing activities of EC vessels were signed for a period of four years from 1 June 2006. Pending the entry into force of the new Agreement, this Protocol and the Annex will enter into force on the date on which the Parties notify each other of the completion of the procedures necessary for that purpose. They will apply with effect from 1 June 2006.

The financial contribution is fixed at EUR 663 000 per year during the period of application of this Protocol. If the overall quantity of catches by Community vessels in São Toméan waters exceeds 8 500 tonnes per year, the amount of the financial contribution shall be increased by EUR 65 for each additional tonne caught. However, the total annual amount paid by the Community shall not be more than twice the amount equivalent to the reference tonnage (i.e. EUR 1 105 000). Where the quantities caught by Community vessels exceed the quantities corresponding to twice the total annual amount (17 000 tonnes), the amount due for the quantity exceeding that limit shall be paid the following year.

The main elements of the agreement are:

Fishing opportunities: 25 freezer tuna seiners (a reduction of 30.6% against the previous Protocol) and 18 surface longliners (a reduction of 28% against the previous Protocol) allocated as follows (based on applications by the Member States and the historical rates of utilisation by Member State and by category), i.e.:

- tuna seiners: France: 12, Spain: 13;
- surface longliners: Spain: 13, Portugal: 5.

Annual reference tonnage: 8 500 tonnes of tuna and related species

Annual financial contribution: EUR 663 000.

Advances and fees payable by vessel-owners: EUR 35 (compared with EUR 25 previously) per tonne of tuna and related species caught in São Tomé and Príncipe's fishing zone. The advances are fixed at EUR 5 250 per year per tuna seiner and EUR 1 925 per year per surface longliner (+40% against the previous Protocol).

The Partnership Agreement also provides for encouraging economic, scientific and technical cooperation in the fisheries sector and related sectors.

The financial contribution is fixed at EUR 663 000 per year. Of this financial contribution, 50% will provide annual financial support for defining and implementing a sectoral fisheries policy in São Tomé and Príncipe, with a view to introducing responsible and sustainable fishing. This financial support will be based on annual and multiannual programming.

Shipowners' fees have been fixed for each category and, overall, could create an additional annual income of around EUR 165 900 for São Tomé and Príncipe.

ENTRY INTO FORCE : 14/08/2007.

EC/São Tomé and Príncipe Fisheries Partnership Agreement

2007/0034(CNS) - 19/06/2007 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by Luis Manuel Capoulas **Santos** (PES, PT) and made some amendments to the Commission's proposal. The resolution was adopted by 514 votes in favour to 69 against with 98 abstentions. A new recital states that evaluation of the previous agreement revealed problems concerning the control and surveillance of the activities of certain vessels operating under the terms of that agreement, especially as regards reporting of activities and catches. Accordingly, new operative clauses state the following:

-the Commission shall verify each year that Member States whose vessels operate under the Protocol are complying with reporting requirements. If not, the Commission shall withhold requests for fishing licences for those vessels for the following year;

-during the final year of the Protocol's validity and before any new agreement is concluded or the current agreement is extended, the Commission shall submit to the European Parliament and the Council a report on the application of the current agreement and the conditions under which it was implemented, including a cost-benefit analysis;

-the Commission shall report annually to the European Parliament and the Council on the results of the multiannual sectoral programme referred to in Article 7(2) of the Protocol.