Basic information

2009/0116(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Conservation of fishery resources: catch documentation programme for bluefin tuna, Thunnus thynnus Amending Regulation (EC) No 1984/2003 2002/0200(CNS) **Subject** 3.15.01 Fish stocks, conservation of fishery resources 3.15.04 Management of fisheries, fisheries, fishing grounds 3.15.07 Fisheries inspectorate, surveillance of fishing vessels and areas	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
PECH Fisheries	ROMEVA I RUEDA Raül (Verts/ALE)	01/09/2009
	Shadow rapporteur BILBAO BARANDICA Izaskun (ALDE)	

Council of the European Union

Council configuration	Meetings	Date
Agriculture and Fisheries	3025	2010-06-29

European Commission

Commission DG	Commissioner
Maritime Affairs and Fisheries	DAMANAKI Maria

Key events

Date	Event	Reference	Summary
03/08/2009	Legislative proposal published	COM(2009)0406	Summary
14/09/2009	Committee referral announced in Parliament, 1st reading		
02/12/2009	Additional information		Summary
07/04/2010	Vote in committee, 1st reading		Summary
15/04/2010	Committee report tabled for plenary, 1st reading	A7-0119/2010	
17/06/2010	Decision by Parliament, 1st reading	T7-0228/2010	Summary

17/06/2010	Results of vote in Parliament		
17/06/2010	Debate in Parliament		
29/06/2010	Act adopted by Council after Parliament's 1st reading		
07/07/2010	Final act signed		
07/07/2010	End of procedure in Parliament		
24/07/2010	Final act published in Official Journal		

Technical information

Procedure reference	2009/0116(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 1984/2003 2002/0200(CNS)
Legal basis	Treaty on the Functioning of the European Union TFEU 043-p2
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	PECH/7/00531

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE438.291	02/02/2010	
Amendments tabled in committee		PE439.421	15/03/2010	
Committee report tabled for plenary, 1st reading/single reading		A7-0119/2010	15/04/2010	
Text adopted by Parliament, 1st reading/single reading		T7-0228/2010	17/06/2010	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00017/2010/LEX	07/07/2010	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2009)0406	03/08/2009	Summary
Commission response to text adopted in plenary	SP(2010)6136	01/09/2010	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0458/2010	17/03/2010	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act

Regulation 2010/0640
OJ L 194 24.07.2010, p. 0001 Summary

Conservation of fishery resources: catch documentation programme for bluefin tuna, Thunnus thynnus

2009/0116(COD) - 17/06/2010 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 564 votes 9, with 5 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council establishing a catch documentation programme for bluefin tuna Thunnus thynnus and amending Regulation (EC) No 1984/2003.

Parliament adopted its position at first reading under the ordinary legislative procedure (formerly known as the codecision procedure). The amendments adopted in plenary are the result of a compromise negotiated between the European Parliament and the Council. They amend Commission proposal as follows:

Amendments adopted by the ICCAT: Parliament incorporates, into Union legislation, the last recommendation adopted by the International Commission for the Conservation of Atlantic Tunas (ICCAT) adopted in Recife on 15 November 2009 and which entered into force on 1 June 2010.

The measures adopted include, inter alia:

- Member States shall require a completed bluefin tuna catch document for each bluefin tuna landed or transhipped at their ports, caged as specified in Annex IIIa , and harvested from their farms;
- each lot of bluefin tuna domestically traded, imported into, exported or re-exported from the territory of the Union shall be accompanied by a validated catch document and, where applicable, an ICCAT transfer declaration or a validated bluefin tuna re-export certificate (referred to as "re-export certificate");
- any such landing, transhipment, caging, harvest, domestic trade, import, export or re-export of bluefin tuna without a completed and validated catch document and, where applicable, a re-export certificate shall be prohibited;
- farm Member States shall ensure that bluefin tuna are harvested from farms in the same year in which they were caught, or before the beginning of the purse seiners fishing period, if harvested in the following year. Where harvesting operations are not completed within that period, farm Member States shall complete and transmit an annual carry-over declaration to the Commission within ten days of the end of that period;
- the addition of a **new Annex III** with detailed instructions on the issuing, completion and validation of the BCD.

Comitology: the Commission should be empowered to adopt delegated acts in accordance with Article 290 of the Treaty on the Functioning of the European Union in respect of the transposition of new conservation measures adopted by ICCAT, thus updating and supplementing the Annexes to this Regulation. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level.

Review: the Commission shall review the Regulation following the recommendations adopted by ICCAT, taking into account the updated scientific opinions on stocks size which will be submitted at its meetings and shall put forward any amendments that may be necessary.

Conservation of fishery resources: catch documentation programme for bluefin tuna, Thunnus thynnus

2009/0116(COD) - 03/08/2009 - Legislative proposal

PURPOSE: to establish a catch documentation programme for bluefin tuna (*Thunnus thynnus*).

PROPOSED ACT: Council Regulation.

CONTENT: as part of the measures to regulate fisheries of bluefin tuna, improve the quality and reliability of statistical data and prevent, deter and eliminate illegal fishing, the International Commission for the Conservation of Atlantic Tunas (ICCAT) adopted at its annual meeting in Marrakesh (Morocco) on 24 November 2008, Recommendation No 08-12 amending Recommendation No 07-10 on a bluefin tuna catch documentation programme. This Recommendation entered into force on 17 June 2009.

The proposal aims to establish a Community bluefin tuna catch documentation programme in order to support the implementation of conservation and management measures adopted by the International Commission for the Conservation of Atlantic Tunas (ICCAT).

Member States shall require a completed bluefin tuna catch document for each bluefin tuna landed at its ports, delivered to, and harvested from its farms.

Each consignment of bluefin tuna domestically traded, imported into or exported or re-exported from the territory of the Community shall be accompanied by a validated catch document, except in certain cases involving tagging as specified in the text, and, as applicable, an ICCAT transfer declaration or a validated bluefin tuna re-export certificate.

Any such landing, transfer, delivery, harvest, domestic trade, import, export or re-export of bluefin tuna without a completed and validated catch document or a re-export certificate shall be prohibited. The proposal states also that Member States shall ensure that each bluefin tuna consignment which is re-exported from their territory be accompanied by a validated re-export certificate. However, in cases where farmed bluefin tuna is imported live, the re-export certificate shall not apply.

The proposal contains provisions on validation and tagging as well as on communication and verification of documentation and transmission of data.

The current ICCAT bluefin tuna statistical programme, which only covers import and export, was not designed to provide a mechanism to offer direct control on bluefin tuna fisheries. In order to ensure that the provisions in the ICCAT bluefin tuna catch documentation programme are applied uniformly, the relevant provisions of Regulation (EC) No 1984/2003 introducing a system for the statistical monitoring of trade in bluefin tuna, swordfish and bigeye tuna within the Community must be repealed and replaced by this draft Regulation.

Conservation of fishery resources: catch documentation programme for bluefin tuna, Thunnus thynnus

2009/0116(COD) - 07/07/2010 - Final act

PURPOSE: to establish a catch documentation programme for bluefin tuna (*Thunnus thynnus*).

LEGISLATIVE ACT: Regulation (EU) No 640/2010 of the European Parliament and of the Council establishing a catch documentation programme for bluefin tuna Thunnus thynnus and amending Council Regulation (EC) No 1984/2003.

CONTENT: the Council adopted a regulation establishing a catch documentation programme for bluefin tuna, following a first-reading agreement with the European Parliament under the ordinary legislative procedure.

As part of the measures to regulate stocks of bluefin tuna, to improve the quality and reliability of statistical data and in order to prevent, deter and eliminate illegal fishing, ICCAT adopted amendments to the bluefin tuna catch documentation programme at its annual meeting in Recife (Brazil) on 15 November 2009. These amendments entered into force on 1 June 2010 and need to be implemented by the EU.

The regulation implements conservation and management measures adopted by the International Commission for the Conservation of Atlantic Tunas (ICCAT), by incorporating the provisions of the ICCAT bluefin tuna catch documentation programme with a view to identifying the origin of all bluefin tuna.

The adopted measures include, inter alia, the following elements:

Bluefun tuna catch document: Member States shall require a completed bluefin tuna catch document for each bluefin tuna landed or transhipped at their ports, caged as specified in Annex IV, and harvested from their farms. A **new Annex IV** sets out instructions for the issuing, numbering, completion and validation of the catch document.

Under the Regulation, any such landing, **transhipment**, caging, harvest, domestic trade, import, export or re-export of bluefin tuna without a completed and validated catch document and, where applicable, a re-export certificate shall be prohibited.

Farm Member States shall ensure that bluefin tuna caught in the context of a joint fishing operation are placed in separate **cages** or series of cages and partitioned on the basis of joint fishing operations. They shall ensure that bluefin tuna are **harvested from farms in the same year in which they were caught**, or before the beginning of the purse seiners fishing period, if harvested in the following year. Where harvesting operations are not completed within that period, farm Member States shall complete and transmit an annual carry- over declaration to the Commission within ten days of the end of that period.

A validated catch document shall include, as appropriate, the information set out in Annex II. A catch document model is set out in Annex III.

Tagging: Member States may require their catching vessels or traps to affix a tag to each bluefin tuna, preferably at the time of kill, but not later than at the time of landing. Tags shall have unique Member State specific numbers and be tamper-proof. The tag numbers shall be linked to the catch document.

Re-export validation: Member States shall ensure that each lot of bluefin tuna which is re-exported from their territory is accompanied by a validated re-export certificate. The re-export certificate shall be validated by the competent authority of the re-exporting Member State.

Communication and conservation of validated documents: Member States shall communicate, by electronic means, a copy of all validated catch documents or re-export certificates, except in certain cases, as soon as possible and in any event within five working days of the date of validation, or without delay where the expected duration of the transportation should not take more than five working days, to the following: (a) the Commission; (b) the competent authorities of the Member State or CPC where the bluefin tuna will be domestically traded, or farmed or imported, and (c) the ICCAT Secretariat.

Delegated acts: the Commission is empowered to adopt delegated acts in accordance with Article 290 of the Treaty on the Functioning of the European Union in respect of the transposition of new conservation measures adopted by ICCAT, thus updating and supplementing the Annexes to this Regulation.

Review: the Commission shall review this Regulation following the recommendations adopted by ICCAT, taking into account the updated scientific opinions on stocks size which will be submitted at its meetings, and shall submit proposals for any amendments that may be necessary.

ENTRY INTO FORCE: 13/08/2010.