Basic information

2012/0143(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Common fisheries policy: conservation and sustainable exploitation of fisheries resources; extension of validity of access regime Amending Regulation (EC) No 2371/2002 2002/0114(CNS) **Subject** 3.15.01 Fish stocks, conservation of fishery resources 3.15.04 Management of fisheries, fisheries, fishing grounds 3.15.05 Fish catches, import tariff quotas 3.15.07 Fisheries inspectorate, surveillance of fishing vessels and areas 3.70.01 Protection of natural resources: fauna, flora, nature, wildlife, countryside; biodiversity	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
PECH Fisheries	HUDGHTON Ian (Verts/ALE)	31/05/2012
	Shadow rapporteur CADEC Alain (PPE) TORVALDS Nils (ALDE)	

Committee for opinion	Rapporteur for opinion	Appointed
ENVI Environment, Public Health and Food Safety	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
Economic and Financial Affairs ECOFIN	3198	2012-11-13

European Commission

Commission DG	Commissioner
Maritime Affairs and Fisheries	DAMANAKI Maria

European Economic and Social Committee

Key events

Date	Event	Reference	Summary
07/06/2012	Legislative proposal published	COM(2012)0277	Summary
14/06/2012	Committee referral announced in Parliament, 1st reading		
09/10/2012	Vote in committee, 1st reading		
12/10/2012	Committee report tabled for plenary, 1st reading	A7-0314/2012	Summary
25/10/2012	Decision by Parliament, 1st reading	T7-0391/2012	Summary
25/10/2012	Results of vote in Parliament		
13/11/2012	Act adopted by Council after Parliament's 1st reading		
21/11/2012	Final act signed		
21/11/2012	End of procedure in Parliament		
14/12/2012	Final act published in Official Journal		

Technical information

Procedure reference	2012/0143(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 2371/2002 2002/0114(CNS)
Legal basis	Treaty on the Functioning of the European Union TFEU 043-p2
Other legal basis	Rules of Procedure EP 165
Mandatory consultation of other institutions	European Economic and Social Committee
Stage reached in procedure	Procedure completed
Committee dossier	PECH/7/09776

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE494.477	17/07/2012	
Committee report tabled for plenary, 1st reading/single reading		A7-0314/2012	12/10/2012	Summary
Text adopted by Parliament, 1st reading/single reading		T7-0391/2012	25/10/2012	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00053/2012/LEX	21/11/2012	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2012)0277	07/06/2012	Summary

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

Final act	
Regulation 2012/1152 OJ L 343 14.12.2012, p. 0030	Summary

Common fisheries policy: conservation and sustainable exploitation of fisheries resources; extension of validity of access regime

2012/0143(COD) - 07/06/2012 - Legislative proposal

PURPOSE: to extend the validity of the 12 nautical mile access regime with a time limit until the entry into force of the new Regulation on the Common Fisheries Policy (CFP).

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

BACKGROUND: Union fishing vessels have equal access to Union waters and resources subject to the rules of the Common Fisheries Policy.

Council Regulation (EC) No 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy provides for a derogation from the equal access rule, by authorising Member States to restrict fishing to certain vessels in waters up to 12 nautical miles from their baselines. The derogation entered into force on 1 January 2003 and it is to expire on 31 December 2012. The continuation of the 12 nautical mile access regime is foreseen in the proposal for a new Regulation for the Common Fisheries Policy.

In accordance with Regulation (EC) No 2371/2002 the Commission presented a report to the European Parliament and the Council on the arrangements concerning the access to resources within the 12 nautical mile zones of Member States. It is noted in the report that the access regime is very stable and has continued to operate satisfactorily since 2002. The access restrictions put in place by Member States on the basis of that derogation have reduced fishing pressure in the most biologically sensitive areas and have contributed to economic stability for small scale, coastal activities.

In the event that the reform of the CFP is not concluded by the end of 2012, it is necessary to **extend the validity of the 12 nautical mile access regime with a time limit until the entry into force of the new Regulation of the European Parliament and of the Council on the Common Fisheries Policy**, to ensure that fishing activities can continue without interruption from 1 January 2013.

IMPACT ASSESSMENT: the proposal concerns the time limited extension of the validity of an existing access regime, currently set out in Article 17(2) of Regulation (EC) No 2371/2002. The extension of the access regime, until 31 December 2022, is included in the proposal for a new Regulation on the Common Fisheries Policy, which was covered by the Impact Assessment **SEC(2011)891**. There was therefore no need for consultation of interested parties or for a new impact assessment.

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

CONTENT: the main action is to avoid a discontinuation of the specific access regime set out in Article 17(2) of Regulation (EC) No 2371/2002, in the event that the proposal for a Regulation of the European Parliament and of the Council on the Common Fisheries Policy has not been adopted and entered into force by 31 December 2012.

BUDGETARY IMPLICATION: this measure does not involve any additional Union expenditure.

Common fisheries policy: conservation and sustainable exploitation of fisheries resources; extension of validity of access regime

2012/0143(COD) - 12/10/2012 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Fisheries adopted the legislative report by Ian HUDGHTON (Greens/EFA. UK) on the proposal for a regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy.

The committee recommends that the European Parliament’s position in first reading following the ordinary legislative procedure should approve the Commission’s proposal, taking over the latter.

Common fisheries policy: conservation and sustainable exploitation of fisheries resources; extension of validity of access regime

2012/0143(COD) - 25/10/2012 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 658 to 0 with 0 abstentions a legislative report on the proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy.

Parliament adopted its position on first reading following the ordinary legislative procedure and approved the Commission’s proposal.

Common fisheries policy: conservation and sustainable exploitation of fisheries resources; extension of validity of access regime

2012/0143(COD) - 21/11/2012 - Final act

PURPOSE: to extend the validity of the 12 nautical mile access regime with a time limit until the entry into force of the new Regulation on the Common Fisheries Policy (CFP).

LEGISLATIVE ACT: Regulation (EU) No 1152/2012 of the European Parliament and of the Council amending Council Regulation (EC) No 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the common fisheries policy.

CONTENT: the Council adopted an amendment to Regulation 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy (CFP) following an agreement at first reading with the European Parliament.

Regulation 2371/2002 establishes a derogation for the 12 nautical mile zone of Member States’ territorial waters from the general equal access rule for EU fishing vessels to EU waters and resources, authorising Member States to restrict access to certain vessels in that zone.

The access restrictions established on the basis of that derogation have reduced fishing pressure in the most biologically sensitive areas and have contributed to economic stability for small-scale coastal activities.

The derogation entered into force on 1 January 2003 and is to expire on 31 December 2012. Its validity should be **extended pending the adoption of a new Regulation**, based on the Commission proposal for a Regulation of the European Parliament and of the Council on the Common Fisheries Policy.

ENTRY INTO FORCE: 21/12/2012.

APPLICATION: from 01/01/2013.