Basic information

2015/0063(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the North-East Atlantic Fisheries Amending Regulation (EU) No 1236/2010 2009/0051(COD) **Subject** 3.15.01 Fish stocks, conservation of fishery resources 3.15.07 Fisheries inspectorate, surveillance of fishing vessels and areas 3.15.15 Fisheries agreements and cooperation	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
PECH Fisheries	CHRISTENSEN Ole (S&D)	22/04/2015
	Shadow rapporteur SCHREIJER-PIERIK Annie (PPE) DUNCAN Ian (ECR) MARINHO E PINTO António (ALDE) SENRA RODRÍGUEZ Maria Lidia (GUE/NGL) ENGSTRÖM Linnéa (Verts/ALE)	

Council of the European Union

Council configuration	Meetings	Date
Economic and Financial Affairs ECOFIN	3442	2016-01-15

European Commission

Commission DG	Commissioner
Maritime Affairs and Fisheries	VELLA Karmenu

European Economic and Social Committee

Key events

Date	Event	Reference	Summary

11/03/2015	Legislative proposal published	COM(2015)0121	Summary
25/03/2015	Committee referral announced in Parliament, 1st reading		
13/10/2015	Vote in committee, 1st reading		
13/10/2015	Committee decision to open interinstitutional negotiations with report adopted in committee		
14/10/2015	Committee report tabled for plenary, 1st reading	A8-0294/2015	Summary
10/11/2015	Approval in committee of the text agreed at 1st reading interinstitutional negotiations		
15/12/2015	Decision by Parliament, 1st reading	T8-0441/2015	Summary
15/12/2015	Results of vote in Parliament		
15/01/2016	Act adopted by Council after Parliament's 1st reading		
20/01/2016	Final act signed		
20/01/2016	End of procedure in Parliament		
02/02/2016	Final act published in Official Journal		

Technical information

Procedure reference	2015/0063(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EU) No 1236/2010 2009/0051(COD)
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/8/03021

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE555.006	16/07/2015	
Amendments tabled in committee		PE567.470	09/09/2015	
Committee report tabled for plenary, 1st reading/single reading		A8-0294/2015	14/10/2015	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0441/2015	15/12/2015	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00061/2015/LEX	20/01/2016	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2015)0121	11/03/2015	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES2453/2015	27/05/2015	

Additional information		
Source	**Document**	**Date**
European Commission	EUR-Lex	

Final act	
Regulation 2016/0096 OJ L 026 02.02.2016, p. 0013	Summary

Scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the North-East Atlantic Fisheries

2015/0063(COD) - 20/01/2016 - Final act

PURPOSE: to amend Regulation (EU) No 1236/2010 in order to incorporate it into Union law amendments to the Scheme as adopted in North-East Atlantic Fisheries Commission (NEAFC) in 2012, 2013 and 2014.

LEGISLATIVE ACT: Regulation (EU) 2016/96 of the European Parliament and of the Council of 20 January 2016 amending Regulation (EU) No 1236 /2010 laying down a scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the North-East Atlantic fisheries

CONTENT: the Regulation amends Regulation (EU) No 1236/2010 in order to **incorporate it into Union law amendments to the Scheme as adopted in NEAFC Recommendations** 15/2013 and 9/2014 as amended by Recommendation 12/2015 which have become binding for the Contracting Parties to NEAFC and consequently for the EU.

These recommendations consist of amending the Scheme of control as regards:

- **Recommendation 15:2013 concerning the communication of transhipments and of port of landing**: this change clarifies that vessels involved in a transhipment operation in the Regulatory Area as receiving vessel shall communicate the port of landing regardless of whether the landing is to take place in a port inside or outside the Convention Area.

- **Recommendation 9:2014 concerning the definitions, a number of provisions applying to Port State Control of foreign fishing vessels and the infringement procedures**: the main change is the alignment of the Scheme with the FAO Agreement on Port State Measures to Prevent, Deter and Eliminate IUU, approved by the EU in 2011. Contracting Parties have agreed that this recommendation will enter into force on 1 July 2015.
- **Recommendation 12:2015 amending Recommendation 9:2014 with respect to Articles 22 and 23 of the Scheme on Port State Control of foreign fishing vessels**: the amendments concerns the respect of notification procedures on Port State Control of foreign fishing vessels with the aim to adapt them for the switch-over from a paper based system to a modern web-based ICT application, operated by the NEAFC Secretary.

ENTRY INTO FORCE: 5.2.2016, with the exception of points 1 and 4 to 12 of Article 1 which shall apply from 1 July 2015.

Scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the North-East Atlantic Fisheries

2015/0063(COD) - 14/10/2015 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Fisheries adopted the report by Ole CHRISTENSEN (S&D, DK) on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EU) No 1236/2010 of the European Parliament and of the Council laying down a scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the Northeast Atlantic fisheries.

The committee recommended the European Parliament to adopt its position at first reading, **taking over the Commission proposal**.

In this explanatory statement accompanying the draft resolution, it is recalled that the main amendment to Regulation 1236/2010 concerns the alignment of the FAO Agreement control system on measures pertaining to port State competencies in order to prevent, deter and eliminate IUU fishing.

The measures provided by this amendment will ensure a better long-term conservation and optimum utilization of fishery resources in the area of the Northeast Atlantic, bringing lasting results under the environmental and social aspects.

Considering that the entry into force of the amended version of the recommendation should have taken place by 1 July 2015, it has been decided not to propose amendments in order to speed up the process of adoption as much as possible.

Scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the North-East Atlantic Fisheries

2015/0063(COD) - 15/12/2015 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 659 votes to 28 with 9 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EU) No 1236/2010 of the European Parliament and of the Council laying down a scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the Northeast Atlantic fisheries.

The European Parliament adopted its position at first reading, taking over the Commission proposal.

Specifically, the proposal aims to amend Regulation 1236/2010 in order to enact in Union law the recommendations adopted by the North East Atlantic Commission (NEAFC) in 2012, 2013 and 2014.

These recommendations consist in amending control measures with regard to:

- the communication of transhipments and of port of landing;
- the definitions, a number of provisions applying to port state control of foreign fishing vessels and the infringement procedures;
- Articles 22 and 23 of the Scheme on port state control of foreign fishing vessels.

Scheme of control and enforcement applicable in the area covered by the Convention on future multilateral cooperation in the North-East Atlantic Fisheries

2015/0063(COD) - 11/03/2015 - Legislative proposal

PURPOSE: to amend the EU rules transposing the Scheme of control and enforcement adopted by the North East Atlantic Fisheries Commission (NEAFC).

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

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: the Convention on Future Multilateral Cooperation in North East Atlantic Fisheries to which the European Union is a Contracting Party aims to ensure the long term conservation and optimum utilisation of the fishery resources of the North East Atlantic area, providing sustainable, environmental and social benefits.

For the purpose of ensuring the application of this Convention and recommendations adopted by the North East Atlantic Commission (NEAFC), measures concerning control and enforcement relating to fisheries concerned may be adopted.

Regulation (EU) No 1236/2010 transposes into Union law the Scheme of control and enforcement adopted by the NEAFC.

At its Annual Meetings in 2012, 2013, 2014 and 2015, NEAFC adopted:

- **Recommendation 15:2013** amending the Scheme, concerning the communication of transhipments and of port of landing;
- **Recommendation 9:2014** amending the Scheme, concerning, respectively, the definitions, a number of provisions applying to Port State Control of foreign fishing vessels and the infringement procedures;
- **Recommendation 12:2015** amending Recommendation 9:2014 with respect to Articles 22 and 23 of the Scheme on Port State Control of foreign fishing vessels.

These Recommendations were adopted with the full support of the EU in NEAFC. It is in the EU's interest therefore that they be introduced in Union law by means of the proposed regulation.

CONTENT: the proposal seeks to amend Regulation (EU) No 1236/2010 in order to incorporate it into Union law amendments to the Scheme as adopted in NEAFC Recommendations 15/2013 and 9/2014 as amended by Recommendation 12/2015 which have become binding for the Contracting Parties to NEAFC and consequently for the EU.

- The main change, **operated by Recommendation 9/2014**, is the alignment of the Scheme with the FAO Agreement on Port State Measures to Prevent, Deter and Eliminate IUU, approved by the EU in 2011. Contracting Parties have agreed that this recommendation will enter into force on 1 July 2015.
- The other change, made through **Recommendation 15/2013**, clarifies that vessels involved in a transhipment operation in the Regulatory Area as receiving vessel shall communicate the port of landing regardless of whether the landing is to take place in a port inside or outside the Convention Area.

Recommendation 12/2015 amended Recommendation 9/2014 with respect to notification procedures on Port State Control of foreign fishing vessels with the aim to adapt them for the switch-over from a paper based system to a modern web-based ICT application, operated by the NEAFC Secretary.