



**2016/0187(COD)**

1.3.2017

# **AMENDMENTS**

## **24 - 79**

### **Draft opinion**

**Renata Briano**

(PE592.057v01-00)

Management, conservation and control measures applicable in the Convention Area of the International Commission for the Conservation of Atlantic Tunas (ICCAT)

Proposal for a regulation

(COM(2016)0401 – C8-0224/2016 – 2016/0187(COD))



## Amendment 24

Mireille D'Ornano, Sylvie Goddyn, Jean-François Jalkh

### Proposal for a regulation

#### Recital 1

*Text proposed by the Commission*

(1) The objective of the Common Fisheries Policy (CFP), as set out in Regulation (EU) No 1380/2013 of the European Parliament and of the Council<sup>4</sup> is to ensure exploitation of marine biological resources that provides long-term environmental, economic and social sustainability.

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<sup>4</sup> Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC (OJ L 354, 28.12.2013, p. 22).

*Amendment*

(1) The objective of the Common Fisheries Policy (CFP), as set out in Regulation (EU) No 1380/2013 of the European Parliament and of the Council<sup>4</sup> is to ensure exploitation of marine biological resources that provides long-term environmental, economic and social sustainability. ***In order to attain its objectives, this policy, which concerns a field where exclusive competence is vested in the EU, must be pursued in concert with the Member States concerned, because otherwise it might induce a country to leave the Union, as Greenland did in 1985, becoming, as it is today, a territory associated with the European Union.***

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<sup>4</sup> Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC (OJ L 354, 28.12.2013, p. 22).

Or. fr

## Amendment 25

Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn

### Proposal for a regulation

#### Recital 4

*Text proposed by the Commission*

(4) The ICCAT Convention provides a framework for regional cooperation on the conservation and management of tunas and tuna-like species in the Atlantic Ocean and the adjoining seas through the setting up of an International Commission for the Conservation of Atlantic Tunas (hereafter the "ICCAT").

*Amendment*

(4) The ICCAT Convention provides a framework for regional cooperation on the conservation and management of tunas and tuna-like species in the Atlantic Ocean and the adjoining seas through the setting up of an International Commission for the Conservation of Atlantic Tunas (hereafter the "ICCAT"). ***As that Commission is an intergovernmental organisation, its diagnoses and recommendations are followed by negotiation of binding agreements with the countries which are signatories to the Convention, and stock management measures fall under the authority of States.***

Or. fr

**Amendment 26**

**Mireille D'Ornano, Jean-François Jalkh**

**Proposal for a regulation**

**Recital 5**

*Text proposed by the Commission*

(5) ICCAT has the authority to adopt compulsory decisions ("Recommendations") for the conservation and management of the fisheries under its purview, which are binding for the Contracting Parties. These acts are essentially addressed to the ICCAT Contracting Parties, but also contain obligations for private operators (e.g. vessel masters). The ICCAT Recommendations enter into force six months following their adoption and in respect of the EU, they must be enacted into European Union law.

*Amendment*

(5) ICCAT has the authority to adopt compulsory decisions ("Recommendations") for the conservation and management of the fisheries under its purview, which are binding for the Contracting Parties. These acts are essentially addressed to the ICCAT Contracting Parties, but also contain obligations for private operators (e.g. vessel masters). The ICCAT Recommendations enter into force six months following their adoption and in respect of the EU, they must be enacted into European Union law, ***as the latter takes precedence over Member States' laws and as the conservation of marine biological resources is a field where***

*exclusive competence is vested in the European Union under Article 3 TFEU.*

Or. fr

**Amendment 27**  
**Linnéa Engström**

**Proposal for a regulation**  
**Recital 8**

*Text proposed by the Commission*

(8) This Regulation also does not cover fishing opportunities decided by ICCAT, as Article 43(3) of the Treaty on the Functioning of the European Union provides that measures on fixing prices, levies, aid and quantitative limitations and on the fixing and allocation of fishing opportunities shall be adopted by the Council.

*Amendment*

(8) This Regulation also does not cover fishing opportunities decided by ICCAT, as Article 43(3) of the Treaty on the Functioning of the European Union provides that measures on fixing prices, levies, aid and quantitative limitations and on the fixing and allocation of fishing opportunities shall be adopted by the Council. *The subsequent allocation by Member States to vessel-owners or gear types should be done in accordance with Article 17 of Regulation (EU) No 1380/2013, using transparent and objective criteria including those of an environmental, social and economic nature. Member States should endeavour to provide incentives to fishing vessels deploying selective fishing gear or using fishing techniques with reduced environmental impact, such as reduced energy consumption or habitat damage.*

Or. en

**Amendment 28**  
**Aldo Patriciello**

**Proposal for a regulation**  
**Recital 9 a (new)**

**(9a) *The delegated acts and implementing acts provided for in this Regulation are without prejudice to the necessary incorporation into Union law of any future ICCAT recommendations, within six months of adoption, where they are not already covered by European Union law.***

Or. it

**Amendment 29**

**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

**Proposal for a regulation**

**Recital 10**

*Text proposed by the Commission*

*Amendment*

(10) In order to swiftly incorporate into Union law future binding amendments to the ICCAT Recommendations, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending 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. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and Council.

(10) In order to swiftly incorporate into Union law future binding amendments to the ICCAT Recommendations, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annexes to this Regulation. ***Parliament and the Council will ensure that this power relates solely to non-essential elements of this act and will regularly monitor compliance with this criterion, bearing in mind the rapid changes in the issues at stake in the conservation of tunas.*** It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and Council.

Or. fr

**Amendment 30**  
**Aldo Patriciello**

**Proposal for a regulation**  
**Recital 10**

*Text proposed by the Commission*

(10) In order to swiftly incorporate into Union law future binding amendments to the ICCAT Recommendations, the power to adopt acts *in accordance with Article 290 of the Treaty on the Functioning of the European Union* should be delegated to the Commission *in respect of amending 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. The Commission, when preparing and drawing up delegated acts, *should* ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and Council.

*Amendment*

(10) In order to swiftly *and efficiently* incorporate into *European* Union law future binding amendments to the ICCAT Recommendations, the power to adopt *delegated* acts *incorporating or modifying certain non-essential elements* of the *Annexes to this Regulation* should be delegated to the Commission. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work including at expert level. The Commission, when preparing and drawing up delegated acts, *must* ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and Council.

Or. it

**Amendment 31**  
**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

**Proposal for a regulation**  
**Recital 11**

*Text proposed by the Commission*

(11) In order to ensure uniform conditions for the implementation of the provisions of this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council<sup>10</sup>.

*Amendment*

(11) In order to ensure uniform conditions for the implementation of the provisions of this Regulation, implementing powers should be conferred on the Commission, *under Parliament supervision*. Those powers should be exercised in accordance with Regulation

(EU) No 182/2011 of the European Parliament and of the Council<sup>10</sup>.

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<sup>10</sup> Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).

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<sup>10</sup> Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).

Or. fr

**Amendment 32**  
**Mireille D'Ornano, Jean-François Jalkh**

**Proposal for a regulation**  
**Article 1 – paragraph 1**

*Text proposed by the Commission*

This Regulation lays down management, conservation and control provisions relating to fishing for highly migratory fish species managed by the International Commission for the Conservation of Atlantic Tunas (ICCAT).

*Amendment*

This Regulation lays down management, conservation and control provisions relating to fishing for highly migratory fish species managed by the International Commission for the Conservation of Atlantic Tunas (ICCAT). ***Because the Common Fisheries Policy is a field where exclusive competence is vested in the European Union under Article 3 TFEU, the powers of the Member States with regard to the conservation of marine biological resources are assigned to the European Commission.***

Or. fr

**Amendment 33**  
**Aldo Patriciello**

**Proposal for a regulation**  
**Article 4 – paragraph 1 – point 9**

*Text proposed by the Commission*

(9) ‘recreational **fishery**’ means **non-commercial fishing activities exploiting marine living aquatic resources for recreation, tourism or sport**;

*Amendment*

(9) ‘recreational **fishing**’: **fishing of aquatic animals (mainly fish) that do not constitute the individual's primary resource to meet basic nutritional needs and are not generally sold or otherwise traded on export, domestic or "black" markets (FAO Technical guidelines for responsible fisheries – 2012)**;

Or. en

**Amendment 34**  
**Aldo Patriciello**

**Proposal for a regulation**  
**Article 4 – paragraph 1 – point 23**

*Text proposed by the Commission*

(23) ‘fish-aggregating devices (FADs)’ means any equipment **which is floating** on the sea surface **and is deployed with** the objective of attracting fish;

*Amendment*

(23) ‘fish-aggregating devices (FADs)’ means any **floating** equipment **anchored** on the sea surface **which has** the objective of attracting fish;

Or. it

**Amendment 35**  
**Ian Duncan**

**Proposal for a regulation**  
**Article 4 – paragraph 1 – point 23**

*Text proposed by the Commission*

(23) ‘fish-aggregating devices (FADs)’ means any equipment which is floating on the sea surface and is deployed with the objective of attracting fish;

*Amendment*

(23) ‘fish-aggregating devices (FADs)’ means any equipment which is floating on the sea surface and is deployed with the objective of attracting fish **to the exclusion of any other marine organisms, in accordance with the ICCAT definition**;

**Amendment 36**

**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

**Proposal for a regulation**

**Article 4 – paragraph 1 – point 26**

*Text proposed by the Commission*

(26) ‘longlines’ means a fishing gear which comprises a main line carrying numerous hooks on branch lines (snoods) of variable length **and** spacing depending on the target species;

*Amendment*

(26) ‘longlines’ means a fishing gear which comprises a main line carrying numerous hooks on branch lines (snoods) of variable length, spacing **and also depth of snoods**, depending on the target species;

Or. fr

**Amendment 37**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**

**Article 6 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall issue authorisations to vessels flying their flag used for any kind of support to vessels referred to in paragraph 1.

*Amendment*

2. Member States shall issue authorisations to **support** vessels flying their flag used for any kind of support to vessels referred to in paragraph 1.

Or. ro

**Amendment 38**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**

**Article 7 – paragraph 3**

*Text proposed by the Commission*

3. By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013

*Amendment*

3. By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013

large scale fishing vessels not entered into the ICCAT Record of authorised tropical tuna vessels shall not be allowed to fish, retain on board, tranship, transport, **transfer** or process tropical tunas from the ICCAT Convention area.

large scale fishing vessels not entered into the ICCAT Record of authorised tropical tuna vessels shall not be allowed to fish, retain on board, tranship, transport, process or **unload** tropical tunas from the ICCAT Convention area.

Or. ro

### **Amendment 39**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

#### **Proposal for a regulation**

##### **Article 10 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) the surface structure of the FAD shall either not be covered by any material or only be covered with material **implying minimum** risk of entangling non-targeted species;

*Amendment*

(a) the surface structure of the FAD **and the submerged components** shall either not be covered by any material or only be covered with material **which entails zero** risk of entangling non-targeted species;

Or. it

### **Amendment 40**

**Claudiu Ciprian Tănăsescu**

#### **Proposal for a regulation**

##### **Article 10 – paragraph 2**

*Text proposed by the Commission*

2. When designing FADs, biodegradable materials **should** be prioritised with a view to phasing out non-biodegradable FADs by 2018.

*Amendment*

2. When designing FADs, biodegradable materials **must** be prioritised with a view to phasing out non-biodegradable FADs by 2018.

Or. ro

### **Amendment 41**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**

**Article 10 – paragraph 2**

*Text proposed by the Commission*

2. When designing FADs, biodegradable materials should be **prioritised** with a view to phasing out non-biodegradable FADs by 2018.

*Amendment*

2. When designing FADs, biodegradable materials should be **used** with a view to phasing out non-biodegradable FADs by 2018.

Or. it

**Amendment 42**

**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

**Proposal for a regulation**

**Article 10 – paragraph 3**

*Text proposed by the Commission*

3. Member States shall report to the Commission on an annual basis as part of the annual report referred to in Article 70 on the steps undertaken to ensure compliance with paragraphs 1 and 2. The Commission shall forward that information to the ICCAT Secretariat.

*Amendment*

3. Member States shall report to the Commission on an annual basis as part of the annual report referred to in Article 70 on the steps undertaken to ensure compliance with paragraphs 1 and 2. The Commission shall forward that information to the ICCAT Secretariat. ***The European Union shall provide financial support for Member States which produce this annual report, by means of a constant budget.***

Or. fr

**Amendment 43**

**Aldo Patriciello**

**Proposal for a regulation**

**Article 11 – paragraph 2 – point f**

*Text proposed by the Commission*

(f) if the visit is followed by a set, the results of the set in terms of catch and by-

*Amendment*

(f) if the visit is followed by a set, the results of the set in terms of catch and by-

catch, whether retained or discarded dead or alive.

catch, whether retained or discarded dead or alive.

Or. it

#### **Amendment 44**

**Claudiu Ciprian Tănăsescu**

#### **Proposal for a regulation**

#### **Article 16 – paragraph 1**

##### *Text proposed by the Commission*

If the ICCAT Executive Secretary notifies the Commission of a possible violation by Union fishing vessels of Article 7(3) and Article 14(1) and (2), the Commission shall without delay inform the flag Member State. The flag Member State shall immediately investigate the situation and, if the vessel is fishing in relation with objects that could affect fish aggregates, including FADs, shall request the vessel to stop fishing and, *if necessary*, leave the area without delay. The flag Member State shall without delay report to the Commission the results of its investigation and the corresponding measures taken. The Commission shall forward that information to the Coastal State and to the ICCAT Executive Secretary.

##### *Amendment*

If the ICCAT Executive Secretary notifies the Commission of a possible violation by Union fishing vessels of Article 7(3) and Article 14(1) and (2), the Commission shall without delay inform the flag Member State. The flag Member State shall immediately investigate the situation and, if the vessel is fishing in relation with objects that could affect fish aggregates, including FADs, shall request the vessel to stop fishing and leave the area without delay. The flag Member State shall without delay report to the Commission the results of its investigation and the corresponding measures taken. The Commission shall forward that information to the Coastal State and to the ICCAT Executive Secretary.

Or. ro

#### **Amendment 45**

**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

#### **Proposal for a regulation**

#### **Article 23 – paragraph 2**

##### *Text proposed by the Commission*

2. Member States *shall* monitor the effectiveness of the closure and *shall*

##### *Amendment*

2. *The European Union shall provide financial support, by means of a constant*

submit to the Commission by 15 August of each year all relevant information on appropriate controls and inspections carried out to ensure the compliance with paragraph 1. The Commission shall forward that information to the ICCAT Secretariat at least two months before the ICCAT annual meeting.

*budget, for* Member States, *which are required to* monitor the effectiveness of the closure and *to* submit to the Commission by 15 August of each year all relevant information on appropriate controls and inspections carried out to ensure the compliance with paragraph 1. The Commission shall forward that information to the ICCAT Secretariat at least two months before the ICCAT annual meeting.

Or. fr

**Amendment 46**  
**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**  
**Article 27 – paragraph 2**

*Text proposed by the Commission*

2. Member States referred to in paragraph 1 shall take appropriate measures to ensure that the blue marlin and white marlin are released in a manner that maximizes their survival.

*Amendment*

2. Member States referred to in paragraph 1 shall take appropriate measures to ensure that the blue marlin and white marlin are released in a manner that maximise their *chances of* survival.

Or. ro

**Amendment 47**  
**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**  
**Article 28 – paragraph 1**

*Text proposed by the Commission*

As a Member State has exhausted its quota, that Member State shall ensure that the landings of blue marlin and white marlin that are dead when brought alongside the vessel are not to be sold or entered into commerce.

*Amendment*

As a Member State has exhausted its quota, that Member State shall ensure that the landings of blue marlin and white marlin that are dead when brought alongside the vessel are not to be sold or entered into commerce *but can be used for scientific research purposes.*

**Amendment 48**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**

**Article 29 – paragraph 1**

*Text proposed by the Commission*

1. All Member States whose vessels are engaged in recreational fisheries of blue marlin and white marlin shall maintain a 5% scientific observer coverage of blue marlin and white marlin tournament landings.

*Amendment*

1. All Member States whose vessels are engaged in recreational fisheries of blue marlin and white marlin shall maintain a **50%** scientific observer coverage of blue marlin and white marlin tournament landings.

Or. it

**Amendment 49**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**

**Article 30 – paragraph 1**

*Text proposed by the Commission*

1. In fisheries that are not targeting sharks, live sharks that are caught incidentally and are not used for **food or** subsistence shall be released.

*Amendment*

1. In fisheries that are not targeting sharks, live sharks that are caught incidentally and are not used for subsistence shall be released.

Or. it

**Amendment 50**

**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

**Proposal for a regulation**

**Article 30 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. Member States *shall carry out research* on shark species caught in the ICCAT Convention area in order to improve the selectivity of fishing gears, to identify potential nursery areas and consider time and area closures and other measures, as appropriate. Such research shall provide information on key biological and ecological parameters, life-history and behavioural traits, as well as on the identification of potential mating, pupping and nursery grounds.

2. *The European Union shall provide financial support, by means of a constant budget, for research by* Member States on shark species caught in the ICCAT Convention area in order to improve the selectivity of fishing gears, to identify potential nursery areas and consider time and area closures and other measures, as appropriate. Such research shall provide information on key biological and ecological parameters, life-history and behavioural traits, as well as on the identification of potential mating, pupping and nursery grounds.

Or. fr

#### **Amendment 51**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

#### **Proposal for a regulation Article 31 – paragraph 1**

*Text proposed by the Commission*

1. Retaining on board, transshipping or landing any part or *whole* carcass of porbeagle sharks shall be prohibited.

*Amendment*

1. Retaining on board, transshipping or landing any part or carcass of porbeagle sharks shall be prohibited.

Or. it

#### **Amendment 52**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

#### **Proposal for a regulation Article 32 – paragraph 1**

*Text proposed by the Commission*

1. Retaining on board, transshipping or landing any part or *whole* carcass of bigeye thresher sharks caught in association with ICCAT fisheries shall be prohibited.

*Amendment*

1. Retaining on board, transshipping or landing any part or carcass of bigeye thresher sharks caught in association with ICCAT fisheries shall be prohibited.

**Amendment 53**  
**Nicola Caputo**

**Proposal for a regulation**  
**Article 33 – paragraph 1**

*Text proposed by the Commission*

Member States shall *endeavour* to reduce fishing mortality in fisheries targeting North Atlantic shortfin mako sharks and report about the progress made to the Commission on an annual basis in the annual report referred to in Article 70.

*Amendment*

Member States shall *take the measures necessary* to reduce fishing mortality in fisheries targeting North Atlantic shortfin mako sharks and report about the progress made to the Commission on an annual basis in the annual report referred to in Article 70.

Or. it

**Amendment 54**  
**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**  
**Article 34 – paragraph 1**

*Text proposed by the Commission*

1. Retaining on board, transshipping or landing any part or *whole* carcass of oceanic whitetip sharks caught in association with ICCAT fisheries shall be prohibited.

*Amendment*

1. Retaining on board, transshipping or landing any part or carcass of oceanic whitetip sharks caught in association with ICCAT fisheries shall be prohibited.

Or. it

**Amendment 55**  
**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**  
**Article 35 – paragraph 1**

*Text proposed by the Commission*

1. Retaining on board, transshipping or landing any part or **whole** carcass of hammerhead sharks of the Sphyrnidae family (except *Sphyrna tiburo*) caught in association with ICCAT fisheries shall be prohibited.

*Amendment*

1. Retaining on board, transshipping or landing any part or carcass of hammerhead sharks of the Sphyrnidae family (except *Sphyrna tiburo*) caught in association with ICCAT fisheries shall be prohibited.

Or. it

**Amendment 56**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**  
**Article 36 – paragraph 1**

*Text proposed by the Commission*

1. Retaining on board, transshipping or landing any part or **whole** carcass of silky sharks caught in association with ICCAT fisheries shall be prohibited.

*Amendment*

1. Retaining on board, transshipping or landing any part or carcass of silky sharks caught in association with ICCAT fisheries shall be prohibited.

Or. it

**Amendment 57**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**  
**Article 37 – paragraph 1 – point a**

*Text proposed by the Commission*

(a) the biological samples are collected only from animals which are dead at the haul back;

*Amendment*

(a) the biological samples are collected only from animals which are dead at the haul back ***and must be clearly and precisely identified;***

Or. ro

**Amendment 58**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**

**Article 37 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

**3a. The findings from the research surveys conducted as referred to in the present Article 3 shall be published as soon as they become available.**

Or. it

**Amendment 59**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**

**Article 38 – paragraph 5 – point c**

*Text proposed by the Commission*

*Amendment*

(c) flag Member States of the vessels applying this derogation shall inform the Commission of their scientific findings resulting from their observer coverage of these vessels.

(c) flag Member States of the vessels applying this derogation shall inform the Commission of their scientific findings resulting from their observer coverage of these vessels. **Once the findings have been received, the Commission shall make them available to the public.**

Or. it

**Amendment 60**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**

**Article 38 – paragraph 5 – point c**

*Text proposed by the Commission*

*Amendment*

(c) flag Member States of the vessels applying this derogation shall inform the Commission of their scientific findings

(c) flag Member States of the vessels applying this derogation shall inform the Commission of their scientific findings

resulting from their observer coverage of these vessels.

resulting from their observer coverage of these vessels *as soon as possible*.

Or. ro

### **Amendment 61**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

#### **Proposal for a regulation**

##### **Article 40 – paragraph 1**

###### *Text proposed by the Commission*

1. Longline vessels shall collect and provide to the flag Member State information on interactions with seabirds, including incidental catches. Member States shall submit that information to the Commission by 30 June of each year. The Commission shall forward that information to the ICCAT Secretariat without delay.

###### *Amendment*

1. Longline vessels shall collect and provide to the flag Member State information on interactions with seabirds, including incidental catches. Member States shall submit that information to the Commission by 30 June of each year. The Commission shall forward that information to the ICCAT Secretariat without delay *and shall make it available to the public*.

Or. it

### **Amendment 62**

**Ian Duncan**

#### **Proposal for a regulation**

##### **Article 41 – paragraph 1**

###### *Text proposed by the Commission*

1. Purse seine vessels shall avoid encircling sea turtles and shall release encircled or entangled sea turtles, including on FADs. They shall report interactions between purse seines or FADs and sea turtles to their flag Member State.

###### *Amendment*

1. Purse seine vessels shall avoid encircling sea turtles and shall release encircled or entangled sea turtles, including on FADs. They shall report interactions between purse seines or FADs and sea turtles to their flag Member State, *in accordance with ICCAT Recommendation 10-09*.

Or. en

**Amendment 63**  
**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**  
**Article 41 – paragraph 2**

*Text proposed by the Commission*

2. Pelagic longline vessels shall carry and use safe-handling, disentanglement and release equipment capable of releasing sea turtles in a manner that maximizes *the probability of* their survival.

*Amendment*

2. Pelagic longline vessels shall carry and use safe-handling, disentanglement and release equipment capable of releasing sea turtles in a manner that maximizes their *chances of* survival.

Or. ro

**Amendment 64**  
**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**  
**Article 42 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. Member States shall collect, and report to the Commission by 30 June of each year information on the interactions of their fleets with sea turtles in ICCAT fisheries by gear type. The Commission shall forward that information to the ICCAT Secretariat by 31 July. That information shall include:

*Amendment*

1. Member States shall collect, and report to the Commission by 30 June of each year information on the interactions of their fleets with sea turtles in ICCAT fisheries by gear type. The Commission shall forward that information to the ICCAT Secretariat by 31 July *and shall simultaneously make it available to the public*. That information shall include:

Or. it

**Amendment 65**  
**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**  
**Article 42 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) catch rates, gear characteristics, times and locations, target species, and *disposition* status (*i.e. discarded dead or released alive*);

(a) catch rates, gear characteristics, times and locations, target species, and *status of recovery*. *There shall be a requirement to deliver any fish which are dead to the port authorities in order to prevent illegal sale and for statistical purposes. Fishermen who so deliver a carcass shall not be subject to the penalties imposed for catching sea turtles.*

Or. it

**Amendment 66**  
**Nicola Caputo, Renata Briano**

**Proposal for a regulation**  
**Article 42 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 42a**

**Chapter VIIa - Allocation of fishing opportunities**

**General principles**

***In accordance with Article 17 of Regulation (EU) No 1380/2013, when allocating the fishing opportunities available to them, Member States shall use transparent and objective criteria, including those of an environmental, social and economic nature, and shall also endeavour to distribute national quotas fairly among the various fleet segments giving special consideration to traditional and artisanal fisheries, and to provide incentives to Union fishing vessels deploying selective fishing gear or using fishing techniques with reduced environmental impact.***

Or. it

**Amendment 67**

PE599.886v01-00

22/28

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**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation  
Article 43 – paragraph 3**

*Text proposed by the Commission*

3. Member States shall notify the Commission without delay and at the latest within 30 days any event requiring an addition to, deletion from or modification of the ICCAT record of large scale fishing vessels. The Commission shall at the latest within 45 days from the date of the event, submit that information to the ICCAT Secretariat.

*Amendment*

3. *Does not affect English version.*

Or. ro

**Amendment 68  
Claudiu Ciprian Tănăsescu**

**Proposal for a regulation  
Article 43 – paragraph 4**

*Text proposed by the Commission*

4. By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013 large scale fishing vessels not entered into the ICCAT record of large scale fishing vessels shall not be allowed to target, retain on board, tranship or land ICCAT species from the ICCAT Convention Area.

*Amendment*

4. By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013 large scale fishing vessels not entered into the ICCAT record of large scale fishing vessels shall not be allowed to target, retain on board, tranship, **transport, process** or land ICCAT species from the ICCAT Convention Area.

Or. ro

**Amendment 69  
Claudiu Ciprian Tănăsescu**

**Proposal for a regulation  
Article 53 – paragraph 3**

*Text proposed by the Commission*

3. Flag Member States shall promptly notify the Commission of any addition to, any deletion from or any modification to the ICCAT record of carrier vessels. The Commission shall without delay submit this information to the ICCAT Secretariat.

*Amendment*

3. *Does not affect English version.*

Or. ro

**Amendment 70**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation  
Article 54 – paragraph 3**

*Text proposed by the Commission*

3. Flag Member States shall promptly notify the Commission of any addition to, any deletion from or any modification to their list of large scale pelagic longline vessels authorised to tranship at sea. The Commission shall without delay submit this information to the ICCAT Secretariat.

*Amendment*

3. *Does not affect English version.*

Or. ro

**Amendment 71**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation  
Article 55 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) the product to be transhipped, by species, where known, and, if possible, by stock;

*Amendment*

(c) the *identification particulars of the* product to be transhipped, by species, where known, and, if possible, by stock;

Or. ro

## Amendment 72

Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn

### Proposal for a regulation

#### Article 58 – paragraph 1 – point d

*Text proposed by the Commission*

(d) a comprehensive report assessing the content and conclusions of the reports of the observers assigned to carrier vessels which have received transshipment from their large scale pelagic longline vessels.

*Amendment*

(d) a comprehensive report assessing the content and conclusions of the reports of the observers assigned to carrier vessels which have received transshipment from their large scale pelagic longline vessels.  
***The European Union shall provide financial support for Member States which the production of this annual report is entrusted, by means of a constant budget.***

Or. fr

## Amendment 73

Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn

### Proposal for a regulation

#### Article 60 – paragraph 1 – introductory part

*Text proposed by the Commission*

1. Member States shall establish domestic scientific observer programmes ensuring the following:

*Amendment*

1. ***The European Union shall provide financial support, by means of a constant budget, for Member States, which shall be required to*** establish domestic scientific observer programmes ensuring the following:

Or. fr

## Amendment 74

Eleonora Evi, Piernicola Pedicini, Marco Affronte

### Proposal for a regulation

#### Article 60 – paragraph 1 – point a

*Text proposed by the Commission*

(a) a minimum of **5%** observer coverage of fishing effort in each of the pelagic longlines, purse seines and baitboat fisheries;

*Amendment*

(a) a minimum of **30%** observer coverage of fishing effort in each of the pelagic longlines, purse seines and baitboat fisheries;

Or. it

**Amendment 75**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation**

**Article 60 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) for chartered vessels, by way of derogation from point (a), a minimum of **10 %** observer coverage of fishing effort in each of the pelagic longlines, purse seines and baitboat fisheries;

*Amendment*

(b) for chartered vessels, by way of derogation from point (a), a minimum of **50%** observer coverage of fishing effort in each of the pelagic longlines, purse seines and baitboat fisheries;

Or. it

**Amendment 76**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation**

**Article 61 – paragraph 1 – introductory part**

*Text proposed by the Commission*

Member States shall ensure that observers have followed the required training and are approved before their deployment. The observers shall possess the following qualifications:

*Amendment*

Member States shall ensure that observers have followed the required training ***are suitably qualified*** and are approved before their deployment. The observers shall possess the following qualifications:

Or. ro

**Amendment 77**

**Claudiu Ciprian Tănăsescu**

**Proposal for a regulation  
Article 62 – paragraph 2**

*Text proposed by the Commission*

2. Member States shall ensure use of robust data collection protocols, including, if necessary, the use of photography or cameras.

*Amendment*

2. Member States shall ensure use of robust data collection protocols, ***methods and specialised equipment***, including, if necessary, the use of photography or cameras.

Or. ro

**Amendment 78**

**Mireille D'Ornano, Jean-François Jalkh, Sylvie Goddyn**

**Proposal for a regulation  
Article 67 – paragraph 1**

*Text proposed by the Commission*

Member States ***shall closely monitor*** the vessels included in the ICCAT Draft IUU list circulated by the ICCAT Executive Secretary, in order to determine the activities and possible changes of name, flag or registered owner of those vessels.

*Amendment*

***The European Union shall provide financial support, by means of a constant budget, for close monitoring by Member States of*** the vessels included in the ICCAT Draft IUU list circulated by the ICCAT Executive Secretary, in order to determine the activities and possible changes of name, flag or registered owner of those vessels.

Or. fr

**Amendment 79**

**Eleonora Evi, Piernicola Pedicini, Marco Affronte**

**Proposal for a regulation  
Article 70 – paragraph 3**

*Text proposed by the Commission*

3. The Commission shall compile the information received ***and*** forward it to ICCAT without delay.

*Amendment*

3. The Commission shall compile the information received, forward it to ICCAT without delay ***and make it available to the public.***

