



2017/0043(COD)

27.6.2017

AMENDMENTS

1 - 90

Draft position in the form of amendments

Proposal for a regulation of the European Parliament and of the Council establishing a multi-annual plan for small pelagic stocks in the Adriatic Sea and the fisheries exploiting those stocks

Proposal for a regulation
(COM(2017)0097 – C8-0095/2017 – 2017/0043(COD))

Amendment 1

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

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The common fisheries policy (CFP) should contribute to the protection of the marine environment, to the sustainable management of all commercially exploited species, and in particular to the achievement of good environmental status in the marine environment by 2020 in accordance with Article 1(1) of Directive 2008/56/EC of the European Parliament and of the Council⁴⁰.

⁴⁰Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).

Amendment

(1) The common fisheries policy (CFP) should contribute to the protection of the marine environment, to the sustainable management of all commercially exploited species, and in particular to the achievement of good environmental status in the marine environment by 2020 in accordance with Article 1(1) of Directive 2008/56/EC of the European Parliament and of the Council⁴⁰. ***The CFP, which is an exclusive competence of the Union, must be conducted in harmony with the Member States, as otherwise it could induce a country to leave the European Union, as happened in 1985 with Greenland, which is now an overseas territory associated with the Union.***

⁴⁰Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).

Or. fr

Amendment 2

Marco Affronte

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The common fisheries policy (CFP)

Amendment

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should **contribute to** the protection of the marine environment, **to** the sustainable management of all commercially exploited species, **and in particular** to the achievement of good environmental status in the marine environment by 2020 in accordance with Article 1(1) of Directive 2008/56/EC of the European Parliament and of the Council.⁴⁰

⁴⁰ Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).

should **ensure** the protection of the marine environment **and** the sustainable management of all commercially exploited species **and should contribute** to the achievement of good environmental status in the marine environment by 2020 in accordance with Article 1(1) of Directive 2008/56/EC of the European Parliament and of the Council.⁴⁰

⁴⁰ Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).

Or. en

Amendment 3

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

Proposal for a regulation

Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) The Adriatic Sea represents approximately one third of the total value of landings of marine products, and small pelagic species are a major component of Adriatic fisheries. Among them, anchovies and sardines are the most lucrative and the most prized in the Adriatic and thus represent virtually all the catches of small pelagic fishermen.

Or. fr

Amendment 4

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

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) Despite being managed under both an international management plan under the GFCM and national management plans adopted under Council Regulation (EC) No 1967/2006⁴², Adriatic anchovy and sardine stocks continue to be overexploited and the current management measures are considered to be insufficient to achieve MSY by 2020. Member States and stakeholders have expressed **support for the development and** implementation of management plans **for these two stocks at EU level**.

⁴²Council Regulation (EC) No 1967/2006 of 21 December 2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (the Mediterranean Regulation) (OJ L36, 8.2.2007, p.6).

Amendment

(4) Despite being managed under both an international management plan under the GFCM and national management plans adopted under Council Regulation (EC) No 1967/2006⁴², Adriatic anchovy and sardine stocks continue to be overexploited and the current management measures are considered to be insufficient to achieve MSY by 2020. Member States and stakeholders have expressed **their desire to improve the** implementation of **existing** management plans **and possibly to intensify and supplement them**.

⁴²Council Regulation (EC) No 1967/2006 of 21 December 2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (the Mediterranean Regulation) (OJ L36, 8.2.2007, p.6).

Or. fr

Amendment 5

Marco Affronte

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) Despite being managed under both an international management plan under the GFCM and national management plans adopted under Council Regulation (EC) No 1967/2006,⁴² Adriatic anchovy and sardine stocks continue to be overexploited and the current management measures are

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⁴² Council Regulation (EC) No 1967/2006 of 21 December 2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (the Mediterranean Regulation) (OJ L36, 8.2.2007, p.6).

⁴² Council Regulation (EC) No 1967/2006 of 21 December 2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea, amending Regulation (EEC) No 2847/93 and repealing Regulation (EC) No 1626/94 (the Mediterranean Regulation) (OJ L36, 8.2.2007, p.6).

Or. en

Amendment 6 **Marco Affronte**

Proposal for a regulation **Recital 6**

Text proposed by the Commission

(6) To achieve the objectives of the CFP, a number of conservation measures are to be adopted as appropriate in any combination thereof, such as multi-annual plans, technical measures, fixing and allocation of fishing opportunities.

Amendment

(6) To achieve the objectives of the CFP, a number of conservation measures are to be adopted as appropriate in any combination thereof, such as multi-annual plans, technical measures, fixing and allocation of fishing opportunities *and the establishment of marine protected areas.*

Or. en

Amendment 7 **Marco Affronte**

Proposal for a regulation **Recital 6 a (new)**

Text proposed by the Commission

Amendment

(6a) *Regionalisation should be used to create tailor-made measures that take into account the specificities of each fisheries area and safeguard their environmental conditions.*

Or. en

Amendment 8
Marco Affronte

Proposal for a regulation
Recital 6 b (new)

Text proposed by the Commission

Amendment

(6b) *Fishing opportunities should be allocated in accordance with the principles laid down in Article 17 of Regulation (EU) No 1380/2013, using transparent and objective criteria, including those of an environmental, social and economic nature. Fishing opportunities should also be fairly distributed across the various fisheries segments, including traditional and small-scale fisheries. Moreover, Member States should provide incentives to fishing vessels deploying selective fishing gear or using fishing techniques with reduced environmental impact.*

Or. en

Amendment 9
Mireille D'Ornano, Sylvie Goddyn, Jean-François Jalkh

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Pursuant to Articles 9 and 10 of Regulation (EU) No 1380/2013, multi-annual plans are to be based on scientific, technical and economic advice and contain objectives, quantifiable targets with clear timeframes, conservation reference points and safeguards.

Amendment

(7) Pursuant to Articles 9 and 10 of Regulation (EU) No 1380/2013, multi-annual plans are to be based on scientific, technical and economic advice, contain objectives, quantifiable targets with clear timeframes, conservation reference points and safeguards ***and make provision for their revision after an initial ex post evaluation, particularly to take into account changes that have occurred in scientific advice.***

Or. fr

Amendment 10
Stefan Eck

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Pursuant to Articles 9 and 10 of Regulation (EU) No 1380/2013, multiannual plans are to be based on scientific, ***technical and economic*** advice and contain objectives, quantifiable targets with clear timeframes, conservation reference points and safeguards.

Amendment

(7) Pursuant to Articles 9 and 10 of Regulation (EU) No 1380/2013, multiannual plans are to be based on scientific ***and technical*** advice and contain objectives, quantifiable targets with clear timeframes, conservation reference points and safeguards.

Or. en

Justification

Simulations over a long period have demonstrated that if current fishing mortality continues, anchovy and sardine stocks would most probably collapse between 2020 and 2030, as had already happened in the 1980s. Such a collapse would also have a negative effect on predator species.

Amendment 11
Marco Affronte

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) The objective of the multiannual plan should be to contribute to achieving the objectives of the CFP, and especially ***reaching and maintaining MSY for the stocks concerned***, achieving a sustainable fisheries sector and providing an effective management framework.

Amendment

(8) The objective of the multiannual plan should be to contribute to achieving the objectives of the CFP, and especially ***ensuring that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce the maximum sustainable yield***, achieving a sustainable fisheries sector and providing an effective management framework.

Or. en

Amendment 12
Marco Affronte

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) It is appropriate to establish the target fishing mortality (F) that corresponds to the objective of ***reaching and maintaining*** MSY as ranges of values which are consistent with achieving maximum sustainable yield (FMSY). Those ranges, based on scientific advice, are necessary in order to provide flexibility to take account of developments in the scientific advice, to contribute to the implementation of the landing obligation and to take into account the characteristics of mixed fisheries. The FMSY ranges have been calculated by the Scientific, Technical and Economic Committee for Fisheries (STECF) and are derived to deliver no more than a 5 % reduction in long-term yield compared to MSY.⁴⁵ In addition, the upper limit of the range is capped, so that the probability of the stock falling below

Amendment

(12) It is appropriate to establish the target fishing mortality (F) that corresponds to the objective of ***stocks being restored to and maintained above levels that can produce*** MSY as ranges of values which are consistent with achieving ***that objective, which generally requires fishing mortality below*** maximum sustainable yield (FMSY). Those ranges, based on scientific advice, are necessary in order to provide flexibility to take account of developments in the scientific advice, to contribute to the implementation of the landing obligation and to take into account the characteristics of mixed fisheries. The FMSY ranges have been calculated by the Scientific, Technical and Economic Committee for Fisheries (STECF) and are derived to deliver no more than a 5 % reduction in long-term yield compared to

Blim is no more than 5 %.

MSY.⁴⁵ In addition, the upper limit of the range is capped, so that the probability of the stock falling below Blim is no more than 5 %. *The levels to be achieved in terms of mortality by fishery and biomass ought to take account of the most up-to-date scientific advice.*

⁴⁵ Scientific, Technical and Economic Committee for Fisheries (STECF) – Small pelagic stocks in the Adriatic Sea. Mediterranean assessments part 1 (STECF-15-14). 2015. [Publications Office of the European Union, Luxembourg, EUR 27492 EN, JRC 97707, 52 pp.] [The second part of this reference seems to be mistaken. OPOCE, please check.]

⁴⁵ Scientific, Technical and Economic Committee for Fisheries (STECF) – Small pelagic stocks in the Adriatic Sea. Mediterranean assessments part 1 (STECF-15-14). 2015. [Publications Office of the European Union, Luxembourg, EUR 27492 EN, JRC 97707, 52 pp.] [The second part of this reference seems to be mistaken. OPOCE, please check.]

Or. en

Justification

The objective of the basic regulation 1380/2013 is “to ensure that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce the maximum sustainable yield.” Such an objective requires fishing mortality levels below F-MSY and so any mortality set at a higher level cannot contribute to the achievement of the objectives of the CFP.

Amendment 13

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

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) It is appropriate to establish the target fishing mortality (F) that corresponds to the objective of reaching and maintaining MSY as ranges of values which are consistent with achieving maximum sustainable yield (FMSY). Those ranges, based on scientific advice, are necessary in order to provide flexibility to take account of developments in the

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scientific advice, to contribute to the implementation of the landing obligation and to take into account the characteristics of mixed fisheries. The FMSY ranges have been calculated by the Scientific, Technical and Economic Committee for Fisheries (STECF) and are derived to deliver no more than a 5 % reduction in long-term yield compared to MSY⁴⁵. In addition, the upper limit of the range is capped, so that the probability of the stock falling below Blim is no more than 5 %.

⁴⁵Scientific, Technical and Economic Committee for Fisheries (STECF) – Small pelagic stocks in the Adriatic Sea. Mediterranean assessments part 1 (STECF-15-14). 2015. [Publications Office of the European Union, Luxembourg, EUR 27492 EN, JRC 97707, 52 pp.] [The second part of this reference seems to be mistaken. OPOCE, please check.]

scientific advice, to contribute to the implementation of the landing obligation and to take into account the characteristics of mixed fisheries. The FMSY ranges have been calculated by the Scientific, Technical and Economic Committee for Fisheries (STECF) and are derived to deliver no more than a 5 % reduction in long-term yield compared to MSY⁴⁵. In addition, the upper limit of the range is capped, so that the probability of the stock falling below Blim is no more than 5 %, *so as to preserve the capacity of future generations to meet their needs.*

⁴⁵Scientific, Technical and Economic Committee for Fisheries (STECF) – Small pelagic stocks in the Adriatic Sea. Mediterranean assessments part 1 (STECF-15-14). 2015. [Publications Office of the European Union, Luxembourg, EUR 27492 EN, JRC 97707, 52 pp.] [The second part of this reference seems to be mistaken. OPOCE, please check.]

Or. fr

Amendment 14

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

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) It is appropriate to establish the target fishing mortality (F) that corresponds to the objective of reaching and maintaining MSY as ranges of values which are consistent with achieving maximum sustainable yield (FMSY). Those ranges, based on scientific advice, are necessary in order to provide flexibility to take account of developments in the scientific advice, to contribute to the implementation of the landing obligation

Amendment

(12) It is appropriate to establish the target fishing mortality (F) that corresponds to the objective of reaching and maintaining MSY as ranges of values which are consistent with achieving maximum sustainable yield (FMSY). Those ranges, based on scientific advice, are necessary in order to provide flexibility to take account of developments in the scientific advice, to contribute to the implementation of the landing obligation

and to take into account the characteristics of mixed fisheries. The FMSY ranges **have been** calculated by the Scientific, Technical and Economic Committee for Fisheries (STECF) and **are derived to deliver no more than a 5 %** reduction in long-term yield compared to MSY⁴⁵. In addition, the upper limit of the range is capped, so that the **probability of the stock falling below Blim is no more than 5 %**.

⁴⁵Scientific, Technical and Economic Committee for Fisheries (STECF) – Small pelagic stocks in the Adriatic Sea. Mediterranean assessments part 1 (STECF-15-14). 2015. [Publications Office of the European Union, Luxembourg, EUR 27492 EN, JRC 97707, 52 pp.] [The second part of this reference seems to be mistaken. OPOCE, please check.]

and to take into account the characteristics of mixed fisheries. The FMSY ranges **shall be** calculated by the Scientific, Technical and Economic Committee for Fisheries (STECF) and **established so as to prevent any** reduction in long-term yield compared to MSY⁴⁵. In addition, the upper limit of the range is capped, so that the stock is **always above Blim**.

⁴⁵Scientific, Technical and Economic Committee for Fisheries (STECF) – Small pelagic stocks in the Adriatic Sea. Mediterranean assessments part 1 (STECF-15-14). 2015. [Publications Office of the European Union, Luxembourg, EUR 27492 EN, JRC 97707, 52 pp.] [The second part of this reference seems to be mistaken. OPOCE, please check.]

Or. fr

Amendment 15

Marco Affronte

Proposal for a regulation

Recital 13

Text proposed by the Commission

(13) For the purposes of fixing fishing opportunities, there should be **a threshold for FMSY ranges in normal use and, provided that the stock concerned is considered to be in a good state, a higher limit for certain cases. It should only be possible to fix fishing opportunities up to the higher limit if, on the basis of scientific advice or evidence, it is necessary for the achievement of the objectives laid down in this Regulation in mixed fisheries or necessary to avoid harm to a stock caused by intra- or inter-species stock dynamics, or in order to limit the year-on-year variations in**

Amendment

(13) For the purposes of fixing fishing opportunities, there should be **an upper threshold for fishing mortality of FMSY in normal use. Fishing mortality should not be allowed at levels greater than FMSY**.

fishing opportunities.

Or. en

Justification

The objective of the basic regulation 1380/2013 is “to ensure that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce the maximum sustainable yield.” Such an objective requires fishing mortality levels below F_{MSY} and so any mortality set at a higher level cannot contribute to the achievement of the objectives of the CFP.

Amendment 16

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

Proposal for a regulation

Recital 15

Text proposed by the Commission

(15) For stocks for which they are available and for the purpose of the application of safeguard measures, it is necessary to establish conservation reference points expressed as $MSY_{Btrigger}$ and $Blim$ for anchovy and sardine stocks. Should the stocks fall below $MSY_{Btrigger}$, fishing mortality should be reduced below $FMSY$.

Amendment

(15) For stocks for which they are available and for the purpose of the application of safeguard measures, it is necessary to establish conservation reference points expressed as $MSY_{Btrigger}$ and $Blim$ for anchovy and sardine stocks. Should the stocks fall below $MSY_{Btrigger}$, fishing mortality should be reduced below $FMSY$ ***until the stocks are restored.***

Or. fr

Amendment 17

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

Proposal for a regulation

Recital 23

Text proposed by the Commission

(23) Recognising that electronic control tools ensure a better and more timely control of the fisheries, in particular of

Amendment

deleted

the spatial distribution of fishing activities and of the exploitation of the stocks, the use of vessel monitoring system and of electronic logbook, as required, respectively, under Articles 9 and 15 of Regulation (EC) No 1224/2009 should be extended to all fishing vessels of an overall length of eight metres.

Or. fr

Justification

This article would penalise small-scale fishing.

Amendment 18

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

Proposal for a regulation

Recital 25

Text proposed by the Commission

(25) In order to adapt to the technical and scientific progress in a timely and proportionate fashion and to ensure flexibility and allow evolution of certain measures, 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 supplementing this Regulation as regards remedial measures for the conservation of mackerel and horse mackerel, implementation of the landing obligation and technical measures. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making*. In particular, to ensure equal participation in the preparation of delegated acts, the

Amendment

(25) In order to adapt to the technical and scientific progress in a timely and proportionate fashion and to ensure flexibility and allow evolution of certain measures, 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 supplementing this Regulation as regards remedial measures for the conservation of mackerel and horse mackerel, implementation of the landing obligation and technical measures. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making*. In particular, to ensure equal participation in the preparation of delegated acts, the

European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts. ***To the extent possible, the Commission shall take into account the views of the experts of the Member States in its delegated acts.***

Or. fr

Amendment 19
Marco Affronte

Proposal for a regulation
Recital 26

Text proposed by the Commission

(26) In accordance with Article 10(3) of Regulation (EU) No 1380/2013, provisions should be established for the periodical assessment by the Commission of the adequacy and effectiveness of the application of this Regulation. Such assessment should follow and be based on a periodic evaluation of the plan that is based on scientific advice. The plan should be evaluated every five years. This period allows for the full implementation of the landing obligation, and for regionalised measures to be adopted, implemented and to show effects on the stocks and fishery. It is also a minimum required period by scientific bodies.

Amendment

(26) In accordance with Article 10(3) of Regulation (EU) No 1380/2013, provisions should be established for the periodical assessment by the Commission of the adequacy and effectiveness of the application of this Regulation. Such assessment should follow and be based on a periodic evaluation of the plan that is based on scientific advice. The plan should be evaluated ***three years after entry into force and then*** every five years. This period allows for the full implementation of the landing obligation, and for regionalised measures to be adopted, implemented and to show effects on the stocks and fishery. It is also a minimum required period by scientific bodies.

Or. en

Amendment 20
Dubravka Šuica

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

2. This Regulation shall apply to the stocks of anchovy (*Engraulis encrasicolus*) and sardine (*Sardina pilchardus*) in the Adriatic Sea (“***the stocks concerned***”) and for the fisheries ***exploiting*** these stocks. It shall apply also to by-catches of mackerel (*Scomber* spp.) and horse mackerel (*Trachurus* spp.) in the Adriatic Sea caught when fishing for ***either or both of the stocks concerned***.

Amendment

2. This Regulation shall apply to the stocks of anchovy (*Engraulis encrasicolus*) and sardine (*Sardina pilchardus*) in the Adriatic Sea (“***small pelagics***”) and for the fisheries ***targeting*** these stocks. ***In terms of landing obligation*** it shall apply also to by-catches of mackerel (*Scomber* spp.) and horse mackerel (*Trachurus* spp.) in the Adriatic Sea caught when fishing for ***small pelagics***.

Or. en

Justification

Provisions of MAP should only apply to sardine and anchovy, since for other species there is severe lac of data and scientific assessments. We acknowledge that these species should be covered by the MAP due to a landing obligation, as this was the key EC explanation, but this should be clearly separated in the scope of MAP.

Amendment 21
Marijana Petir

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

2. This Regulation shall apply to the stocks of anchovy (*Engraulis encrasicolus*) and sardine (*Sardina pilchardus*) in the Adriatic Sea (“***the stocks concerned***”) and for the fisheries ***exploiting*** these stocks. It shall apply also to by-catches of mackerel (*Scomber* spp.) and horse mackerel (*Trachurus* spp.) in the Adriatic Sea caught when fishing for ***either or both of the stocks concerned***.

Amendment

2. This Regulation shall apply to the stocks of anchovy (*Engraulis encrasicolus*) and sardine (*Sardina pilchardus*) in the Adriatic Sea (“***small pelagics***”) and for the fisheries ***targeting*** these stocks. ***In terms of landing obligation***, it shall apply also to by-catches of mackerel (*Scomber* spp.) and horse mackerel (*Trachurus* spp.) in the Adriatic Sea caught when fishing for ***small pelagics***.

Or. en

Justification

Provisions of MAP should only apply to sardine and anchovy, since for other species there is severe lac of data and scientific assessments. We acknowledge that these species should be in the MAP due to a landing obligation, as this was EC explanation, but this should be clearly separated in the scope of MAP.

Amendment 22 **Dubravka Šuica**

Proposal for a regulation **Article 2 – paragraph 2 – point c**

Text proposed by the Commission

(c) ‘Small *pelagic stocks*’ means the stocks *listed in Article 1(2) of this Regulation and any combination thereof*;

Amendment

(c) ‘Small *pelagics*’ means the stocks *of sardine (*Sardina pilchardus*) and anchovy (*Engraulis encrasicolus*)*.

Or. en

Justification

The definition “small pelagics” implies that these two species are managed together. These two species are caught together, and as in the PS fishery it is not possible to target exclusively one species, management measures should apply to both of them together. Due to this, exploitation of these species should be controlled and managed together, like already recognised in the current framework of GFCM.

Amendment 23 **Marijana Petir**

Proposal for a regulation **Article 2 – paragraph 2 – point c**

Text proposed by the Commission

(c) ‘Small *pelagic stocks*’ means the stocks *listed in Article 1(2) of this Regulation and any combination thereof*;

Amendment

(c) ‘Small *pelagics*’ means the stocks *of sardine (*Sardina pilchardus*) and anchovy (*Engraulis encrasicolus*)*;

Or. en

Justification

This definition implies that these two species are managed together. These two species are caught together, and as in the PS fishery it is not possible to target exclusively one species, management measures should apply to both of them together. Furthermore, these two species alternate in nature, and they are highly dependent on the environmental conditions. Due to this, exploitation of these species should be controlled and managed together, like already recognised in the current GFCM.

Amendment 24 **Marijana Petir**

Proposal for a regulation **Article 2 – paragraph 2 – point c a (new)**

Text proposed by the Commission

Amendment

(ca) ‘SSBlim’ means the spawning stock biomass reference point below which remedial management action is to be taken to ensure rebuild of stocks above biological safe referent point;

Or. en

Justification

Using only biomass is a more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.

Amendment 25 **Marijana Petir**

Proposal for a regulation **Article 2 – paragraph 2 – point c b (new)**

Text proposed by the Commission

Amendment

(cb) ‘SSBpa’ means the precautionary spawning stock biomass reference point below which management action is to be taken to ensure that stocks are above biological safe referent point;

Justification

Using only biomass is a more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.

Amendment 26
Marijana Petir

Proposal for a regulation
Article 2 – paragraph 2 – point c c (new)

Text proposed by the Commission

Amendment

(cc) ‘Targeting’ means account of at least 50% of sardine or anchovy of the catch in live weight;

Or. en

Justification

Definition of targeting is important for management in terms of fishing days.

Amendment 27
Marijana Petir

Proposal for a regulation
Article 2 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) ‘Range of FMSY’ means a range of values where all levels of fishing mortality within the scientifically indicated boundaries of that range, in situations of mixed fisheries and in accordance with scientific advice, result in the maximum sustainable yield (MSY) in the long term under existing average environmental conditions without significantly affecting the reproduction **deleted**

process for the stocks concerned;

Or. en

Amendment 28
Dubravka Šuica

Proposal for a regulation
Article 2 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) *‘Range of FMSY’ means a range of values where all levels of fishing mortality within the scientifically indicated boundaries of that range, in situations of mixed fisheries and in accordance with scientific advice, result in the maximum sustainable yield (MSY) in the long term under existing average environmental conditions without significantly affecting the reproduction process for the stocks concerned;* **deleted**

Or. en

Amendment 29
Dubravka Šuica

Proposal for a regulation
Article 2 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) *‘MSY Btrigger’ means the spawning stock biomass reference point below which specific and appropriate management action is to be taken to ensure that exploitation rates in combination with natural variations rebuild stocks above levels capable of producing MSY in the long term.* **deleted**

Or. en

Amendment 30
Marijana Petir

Proposal for a regulation
Article 2 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) ‘MSY Btrigger’ means the spawning stock biomass reference point below which specific and appropriate management action is to be taken to ensure that exploitation rates in combination with natural variations rebuild stocks above levels capable of producing MSY in the long term. **deleted**

Or. en

Amendment 31
Dubravka Šuica

Proposal for a regulation
Article 2 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) ‘Fishing opportunity’ means a quantified legal entitlement to fish, expressed in terms of catches and/or fishing effort. **deleted**

Or. en

Amendment 32
Marijana Petir

Proposal for a regulation
Article 2 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) ‘Fishing opportunity’ means a **deleted**

*quantified legal entitlement to fish,
expressed in terms of catches and/or
fishing effort.*

Or. en

Amendment 33
Marijana Petir

Proposal for a regulation
Article 3 – paragraph 1

Text proposed by the Commission

1. The multiannual plan shall contribute to the achievement of the objectives of the common fisheries policy listed in Article 2 of Regulation (EU) No 1380/2013, *in particular by applying the precautionary approach to fisheries management, and shall aim to ensure that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce MSY.*

Amendment

1. The multiannual plan shall contribute to the achievement of the objectives of the common fisheries policy listed in Article 2 of Regulation (EU) No 1380/2013.

Or. en

Justification

The objectives from the CFP are equally important and that reaching of MSY cannot be more important than other objectives such as social stability of fisheries segment concerned. Moreover, objectives are set in the Basic regulation and it is not necessary to repeat them here.

Amendment 34
Marijana Petir

Proposal for a regulation
Article 3 – paragraph 2

Text proposed by the Commission

2. The multiannual plan shall provide

Amendment

2. The multiannual plan shall provide

an effective, simple and stable management framework for the exploitation of small *pelagic stocks* in the Adriatic Sea.

an effective, simple and stable management framework for the exploitation of small *pelagics* in the Adriatic Sea.

Or. en

Justification

Term “small pelagics” in the MP refers to both sardine and anchovy.

Amendment 35

Renata Briano, Nicola Caputo, Damiano Zoffoli

Proposal for a regulation

Article 3 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The multiannual plan takes into account socio-economic aspects in line with Article 2(5) of Regulation (EU) No 1380/2013.

Or. it

Amendment 36

Marijana Petir

Proposal for a regulation

Article 4 – title

Text proposed by the Commission

Amendment

Targets for *anchovy and sardine*

Targets for *small pelagics*

Or. en

Amendment 37

Marijana Petir

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

1. The target ***fishing mortality*** shall be achieved as soon as possible and ***on a progressive, incremental basis, by 2020 for the stocks concerned, and*** it shall be maintained thereafter ***within the ranges*** set out in Annex I and in line with the objectives laid down in Article 3(1).

Amendment

1. The target ***reference points for the small pelagics*** shall be achieved as soon as possible and it shall be maintained thereafter ***above the values*** set out in Annex I and in line with the objectives laid down in Article 3(1).

Or. en

Justification

See justification on Amendments 24 and 25.

Amendment 38
Dubravka Šuica

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

1. The target ***fishing mortality*** shall be achieved as soon as possible and ***on a progressive, incremental basis, by 2020 for the stocks concerned, and*** it shall be maintained thereafter ***within the ranges*** set out in Annex I and in line with the objectives laid down in Article 3(1).

Amendment

1. The target ***reference points for the small pelagics*** shall be achieved as soon as possible and it shall be maintained thereafter ***above the values*** set out in Annex I and in line with the objectives laid down in Article 3(1).

Or. en

Justification

Provisions of Articles 4 and 5 are hereby being adjusted in accordance to the proposal for biomass based reference points, as per previous comments.

Amendment 39
Dubravka Šuica

Proposal for a regulation
Article 4 – paragraph 2

Text proposed by the Commission

2. ***Fishing opportunities*** shall comply with the target ***fishing mortality ranges*** set out in Annex I, column A to this Regulation.

Amendment

2. ***Management measures for small pelagics*** shall comply with the target ***reference points*** set out in Annex I, column A to this Regulation.

Or. en

Justification

Provisions of Articles 4 and 5 are hereby being adjusted in accordance with previous comments.

Amendment 40
Marijana Petir

Proposal for a regulation
Article 4 – paragraph 2

Text proposed by the Commission

2. ***Fishing opportunities*** shall comply with the target ***fishing mortality ranges*** set out in Annex I, column A to this Regulation.

Amendment

2. ***Management measures for small pelagics*** shall comply with the target ***reference points*** set out in Annex I, column A to this Regulation.

Or. en

Amendment 41
Dubravka Šuica

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. ***Notwithstanding paragraphs 1 and 2, fishing opportunities may be fixed at levels corresponding to lower levels of fishing mortality than those set out in***

deleted

Amendment

Amendment 42
Marijana Petir

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. Notwithstanding paragraphs 1 and 2, ***fishing opportunities may be fixed at*** levels corresponding to ***lower levels of fishing mortality*** than those set out in Annex I, column A.

Amendment

3. Notwithstanding paragraphs 1 and 2, ***management measures may target*** levels corresponding to ***higher values*** than those set out in Annex I, column A:

(a) if, on the basis of scientific advice or evidence, it is necessary for the achievement of the objectives laid down in Article 3 in the case of mixed fisheries,

(b) if, on the basis of scientific advice or evidence, it is necessary to avoid serious harm to a stock caused by intra- or inter-species stock dynamics,

(c) if, one of the stocks of small pelagics is below the reference point set out in Annex I column B.

Amendment 43
Dubravka Šuica

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. ***Notwithstanding paragraphs 2 and 3, fishing opportunities for a stock may be fixed in accordance with the fishing mortality ranges set out in Annex I, column B, provided that the stock***

Amendment

deleted

concerned is above the minimum spawning biomass reference point set out in Annex II, column A:

(a) if, on the basis of scientific advice or evidence, it is necessary for the achievement of the objectives laid down in Article 3 in the case of mixed fisheries,

(b) if, on the basis of scientific advice or evidence, it is necessary to avoid serious harm to a stock caused by intra- or inter-species stock dynamics, or

(c) in order to limit variations in fishing opportunities between consecutive years to not more than 20 %.

Or. en

Amendment 44
Marco Affronte

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

Amendment

4. Notwithstanding paragraphs 2 and 3, fishing opportunities for a stock may be fixed in accordance with the fishing mortality ranges set out in Annex I, column B, provided that the stock concerned is above the minimum spawning biomass reference point set out in Annex II, column A:

deleted

(a) if, on the basis of scientific advice or evidence, it is necessary for the achievement of the objectives laid down in Article 3 in the case of mixed fisheries,

(b) if, on the basis of scientific advice or evidence, it is necessary to avoid serious harm to a stock caused by intra- or inter-species stock dynamics, or

(c) in order to limit variations in fishing opportunities between consecutive years to not more than 20 %.

Justification

The objective of the basic regulation 1380/2013 is “to ensure that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce the maximum sustainable yield.” Such an objective requires fishing mortality levels below F-MSY and so any mortality set at a higher level cannot contribute to the achievement of the objectives of the CFP.

Amendment 45**Marijana Petir****Proposal for a regulation****Article 4 – paragraph 4***Text proposed by the Commission**Amendment*

- 4. Notwithstanding paragraphs 2 and 3, fishing opportunities for a stock may be fixed in accordance with the fishing mortality ranges set out in Annex I, column B, provided that the stock concerned is above the minimum spawning biomass reference point set out in Annex II, column A:**
- (a) if, on the basis of scientific advice or evidence, it is necessary for the achievement of the objectives laid down in Article 3 in the case of mixed fisheries,**
- (b) if, on the basis of scientific advice or evidence, it is necessary to avoid serious harm to a stock caused by intra- or inter-species stock dynamics, or**
- (c) in order to limit variations in fishing opportunities between consecutive years to not more than 20 %.**
- deleted**

Amendment 46**Nicola Caputo, Renata Briano, Damiano Zoffoli**

Proposal for a regulation
Article 4 a (new)

Text proposed by the Commission

Amendment

Article 4a

Management measures

In order to achieve the targets referred to in Article 4, the following management measures shall be introduced as from 1 January 2018 for all fleet segments having anchovy and sardine as their target species:

a) the number of fishing days shall not exceed 180 in any one year and 20 in any one month;

b) for all fishing vessels whose overall length exceeds 12 metres, spatio-temporal closures of at least:

i) 30% of the territorial waters of Croatia and Slovenia for at least six months;

ii) 50% of the territorial waters of Italy for at least four months.

By way of derogation from letter (b), in the area of the Gulf of Trieste off the western coast of Istria to the Lim Channel, those spatio-temporal closures shall apply to fishing vessels whose overall length exceeds 15 metres.

c) temporal closure of at least 15 consecutive fishing days to be implemented in the following spawning periods of the target species:

i) for anchovy: between 1 May and 30 September,

ii) for sardine: between 1 November and 31 March;

d) reduction to a maximum of 144 fishing days for species for which scientific data shows the level of spawning stock biomass to be below the biomass limit reference point for the spawning stock.

Justification

This amendment responds to the main criticism levelled against the proposal for a Regulation, which is that it does not contain management measures establishing catch procedures, time periods and areas, with maximum permissible catches. As a first step, the management measures suggested will enable, as from 1 January 2018, the implementation of operational measures to regenerate biomass levels and achieve maximum sustainable yield by 2020.

Amendment 47
Marijana Petir

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The conservation reference points expressed as *minimum and* limit spawning stock biomass levels to be applied in order to safeguard the full reproductive capacity of the *stocks concerned* are set out in Annex *II*.

Amendment

1. The conservation reference points expressed as limit spawning stock biomass levels to be applied in order to safeguard the full reproductive capacity of the *small pelagics* are set out in Annex *I, column B*.

Justification

Proposed changes in Article 2, deleting of Annex II and changes introduced to Annex I are in line with other proposals within the document which are based on biomass as only and more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.

Amendment 48
Nicola Caputo, Damiano Zoffoli, Renata Briano

Proposal for a regulation
Article 5 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Three years after the application of the management measures referred to in Article 4a, scientific research shall verify the effectiveness of the measures taken, particularly on the stocks to which this Regulation applies and on the fisheries exploiting those stocks.

Or. en

Justification

This amendment is needed to assess the effectiveness of the measures proposed in Article 4bis.

Amendment 49
Marijana Petir

Proposal for a regulation
Article 5 – paragraph 2

Text proposed by the Commission

Amendment

2. When scientific advice indicates that the spawning stock biomass of either of the stocks **concerned** is below the minimum spawning stock biomass reference point set out in Annex **II**, column **A** to this Regulation, all appropriate remedial measures shall be adopted to **ensure** the rapid return of the stock concerned to levels above **those capable of producing MSY**. In particular, by way of derogation from Article 4(2) and **4(4)** of this Regulation, **fishing opportunities for the stocks concerned** shall be **fixed at a level consistent with a fishing mortality that is reduced below the range set out in Annex I, column A to this Regulation**, taking into account the decrease in biomass of that stock.

2. When scientific advice indicates that the spawning stock biomass of either of the **small pelagics** stocks is below the minimum spawning stock biomass reference point set out in Annex **I**, column **B** to this Regulation, all appropriate remedial measures shall be adopted to **target** the rapid return of the stock concerned to levels above **reference point set out in Annex I, column A**. In particular, by way of derogation from Article 4(2) and **in line with Article 4(3)** of this Regulation, **management measures** shall be **adjusted** taking into account the decrease in biomass of that stock.

Or. en

Justification

Proposed changes in Article 2, deleting of Annex II and changes introduced to Annex I are in line with other proposals within the document which are based on biomass as only and more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.

Amendment 50 **Dubravka Šuica**

Proposal for a regulation **Article 5 – paragraph 2**

Text proposed by the Commission

2. When scientific advice indicates that the spawning stock biomass of either of the stocks **concerned** is below the minimum spawning stock biomass reference point set out in Annex **II**, column **A** to this Regulation, all appropriate remedial measures shall be adopted to **ensure** the rapid return of the stock concerned to levels above **those capable of producing MSY**. In particular, by way of derogation from Article 4(2) and **4(4)** of this Regulation, **fishing opportunities for the stocks concerned shall be fixed at a level consistent with a fishing mortality that is reduced below the range set out in Annex I, column A to this Regulation**, taking into account the decrease in biomass of that stock.

Amendment

2. When scientific advice indicates that the spawning stock biomass of either of the **small pelagics** stocks is below the minimum spawning stock biomass reference point set out in Annex **I**, column **B** to this Regulation, all appropriate remedial measures shall be adopted to **target** the rapid return of the stock concerned to levels above **reference point set out in Annex I, column A**. In particular, by way of derogation from Article 4(2) and **in line with Article 4(3)** of this Regulation, **management measures** shall be **adjusted** taking into account the decrease in biomass of that stock.

Or. en

Justification

Provisions of Articles 4 and 5 are hereby being adjusted in accordance to the proposal for biomass based reference points according to previous comments

Amendment 51 **Marijana Petir**

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. When scientific advice indicates that the spawning stock biomass of **either of the stocks concerned** is below the limit spawning stock biomass reference point (**Blim**) as set out in Annex **II**, column B to this Regulation, further remedial measures shall be taken to **ensure** the rapid return of the stock concerned to levels above **the level capable of producing MSY**. In particular, those remedial measures may include, by way of derogation from Article 4, **paragraphs 2 and 4**, suspending the targeted fishery for the stock concerned and **the** adequate **reduction of fishing opportunities**.

Amendment

3. When scientific advice indicates that the spawning stock biomass of **both small pelagics** stocks is below the limit spawning stock biomass reference point (**SSBlim**) as set out in Annex **I**, column B to this Regulation, further remedial measures shall be taken to **target** the rapid return of the stock concerned to levels above **reference point set out in Annex I, column A**. In particular, those remedial measures may include, by way of derogation from Article 4, **paragraph 2**, suspending the targeted fishery for the stock concerned and **other** adequate **management measures**.

Or. en

Justification

Proposed changes in Article 2, deleting of Annex II and changes introduced to Annex I are in line with other proposals within the document which are based on biomass as only and more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.

Amendment 52
Dubravka Šuica

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. When scientific advice indicates that the spawning stock biomass of either of the stocks concerned is below the limit spawning stock biomass reference point (Blim) as set out in Annex II, column B to this Regulation, further remedial measures shall be taken to ensure the rapid return of

Amendment

3. When scientific advice indicates that the spawning stock biomass of either of the stocks concerned is below the limit spawning stock biomass reference point (Blim) as set out in Annex II, column B to this Regulation, further remedial measures shall be taken to ensure the rapid return of

the stock concerned to levels above the level capable of producing MSY. In particular, those remedial measures may include, by way of derogation from Article 4, paragraphs 2 and 4, suspending the targeted fishery for the stock concerned and *the* adequate *reduction of fishing opportunities*.

the stock concerned to levels above the level capable of producing MSY. In particular, those remedial measures may include, by way of derogation from Article 4, paragraphs 2 and 4, suspending the targeted fishery for the stock concerned and *other* adequate *management measures*.

Or. en

Amendment 53
Marco Affronte

Proposal for a regulation
Article 5 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. *Those remedial measures may also include, as appropriate, the submission of legislative proposals by the Commission and emergency measures adopted by the Commission under Article 12 of Regulation (EU) No 1380/2013.*

Or. en

Amendment 54
Marijana Petir

Proposal for a regulation
Article 5 a (new)

Text proposed by the Commission

Amendment

Article 5a

Technical measures

1. *For the purposes of this Regulation, Article 13(2) and (3) and Annex II, point 2 of Regulation (EC) No 1967/2006 shall not apply.*

2. *For the purposes of this Regulation, maximum length of*

surrounding nets (purse seines and seines without purse line) shall be restricted to 600 m with net drop of maximum 1/3 of length.

Or. en

Justification

For implementation of any MP it is essential to include these provisions in MAP. This has already been requested through Joint recommendation by Adriatic MS and elaborated through Study on technical characteristics of PS nets and their impact on bottom communities. This study and request have also been revised by independent experts and STECF, which confirmed the conclusions.

Amendment 55 **Marijana Petir**

Proposal for a regulation **Article 6 – paragraph -1 (new)**

Text proposed by the Commission

Amendment

-1. In order to achieve the targets established in Article 4, the following measures will apply for a period of five years:

(a) in 2018 catch limit for small pelagics shall be set at 2014 level. Starting from 2019, catch limit for small pelagics shall be gradually reduced each year for 5% in comparison to previous year till 2022;

(b) fishing vessels targeting small pelagics shall not exceed 180 fishing days per year and 20 fishing days per month, with maximum of 144 fishing days per year targeting sardine and with maximum of 144 fishing days per year targeting anchovy;

(c) spatio-temporal closures will be implemented each year in order to protect nursery and spawning areas. Such closures shall cover the entire distribution of small pelagics in the Adriatic Sea, for

periods of no less than 15 continuous days and up to 30 continuous days. These closures shall take place during the following period:

(i) for sardine, from 1 October to 31 March, and

(ii) for anchovy, from 1 April to 30 September;

(d) additional closures for vessels over 12 m length overall shall be implemented for no less than six months. Such closures shall cover at least 30 percent of the area which has been identified as nursery area or area important for the protection of early age classes of fish (in territorial and inner sea);

(e) overall fleet capacity of trawlers and purse seiners actively fishing for small pelagic stocks shall not exceed values of active fleet registered in 2014 in terms of gross tonnage (GT) and/or gross registered tonnage (GRT), engine power (kW) and number of vessels.

Or. en

Justification

Proposed measures are in place from 2017, and partly from 2015. They are in line with GFCM MP and it is essential to continue with the same management approach and measures so we can assess their impact. STECF concluded that it takes at least five years to observe the impact of management measures. This is also important to give stability to the sector for the future period. Additionally, a gradual reduction of catch limit for the same period. There is a possibility to implement stricter measures.

Amendment 56 **Dubravka Šuica**

Proposal for a regulation **Article 6 – paragraph -1 (new)**

Text proposed by the Commission

Amendment

-1. In order to achieve the targets established in Article 4, the following

measures will apply for a period of five years:

(a) in 2018 catch limit for small pelagics shall be set at 2014 level. Starting from 2019, catch limit for small pelagics shall be gradually reduced each year for 5% in comparison to previous year till 2022;

(b) fishing vessels targeting small pelagics shall not exceed 180 fishing days per year and 20 fishing days per month, with maximum of 144 fishing days per year targeting sardine and with maximum of 144 fishing days per year targeting anchovy;

(c) spatio-temporal closures will be implemented each year in order to protect nursery and spawning areas. Such closures shall cover the entire distribution of small pelagics in the Adriatic Sea, for periods of no less than 15 continuous days and up to 30 continuous days. These closures shall take place during the following period:

(i) for sardine, from 1 October to 31 March, and

(ii) for anchovy, from 1 April to 30 September;

(d) additional closures for vessels over 12 m length overall shall be implemented for no less than six months. Such closures shall cover at least 30 percent of the area which has been identified as nursery area or area important for the protection of early age classes of fish (in territorial and inner sea);

(e) overall fleet capacity of trawlers and purse seiners actively fishing for small pelagic stocks shall not exceed values of active fleet registered in 2014 in terms of gross tonnage (GT) and/or gross registered tonnage (GRT), engine power (kW) and number of vessels.

Or. en

Justification

Proposed measures are in place from 2017, and partly from 2015. They are in line with GFCM MP and it is essential to continue with the same management approach and measures so we can assess their impact. STECF concluded that it takes at least five years to observe the impact of management measures. This is also important to give stability to the sector for the future period. Additionally, a gradual reduction of catch limit for the same period. There is a possibility to implement stricter measures.

Amendment 57 **Marijana Petir**

Proposal for a regulation **Article 6 – paragraph 1 – introductory part**

Text proposed by the Commission

When scientific advice indicates that remedial action is required for the conservation of the small *pelagic stocks referred to in Article 1(2) of this Regulation, or, in the case of anchovy and sardine*, when the spawning biomass of either of these stocks for a given year is below the conservation reference points set out in Annex II, column A to this Regulation, the Commission is empowered to adopt delegated acts in accordance with Article 16 of this Regulation and Article 18 of Regulation (EU) No1380/2013 regarding:

Amendment

When scientific advice indicates that remedial action is required for the conservation of the small *pelagics or* when the spawning biomass of either of these stocks for a given year is below the conservation reference points set out in Annex I, column B to this Regulation, the Commission is empowered to adopt delegated acts in accordance with Article 16 of this Regulation and Article 18 of Regulation (EU) No1380/2013 regarding:

Or. en

Amendment 58 **Dubravka Šuica**

Proposal for a regulation **Article 6 – paragraph 1 – point a**

Text proposed by the Commission

(a) characteristics of the fishing gear, in particular mesh size, construction of the gear, size of the gear or use of

Amendment

deleted

selectivity devices to ensure or improve selectivity;

Or. en

Amendment 59
Marijana Petir

Proposal for a regulation
Article 6 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) characteristics of the fishing gear, in particular mesh size, construction of the gear, size of the gear or use of selectivity devices to ensure or improve selectivity; **deleted**

Or. en

Justification

In a situation where one of the two stocks concerned falls below the SSBlim, and EC needs to react, it is necessary to foresee those measures which can lead to positive trends as soon as possible. Therefore, the sets of measures that cannot provide rapid results should be deleted.

Amendment 60
Marijana Petir

Proposal for a regulation
Article 6 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) use of the fishing gear and depth of gear deployment, to ensure or improve selectivity; **deleted**

Or. en

Justification

In a situation where one of the two stocks concerned falls below the SSBlim, and EC needs to react, it is necessary to foresee those measures which can lead to positive trends as soon as possible. Therefore, the sets of measures that cannot provide rapid results should be deleted.

Amendment 61
Dubravka Šuica

Proposal for a regulation
Article 6 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) use of the fishing gear and depth of gear deployment, to ensure or improve selectivity; **deleted**

Or. en

Amendment 62
Marijana Petir

Proposal for a regulation
Article 6 – paragraph 1 – point c

Text proposed by the Commission

Amendment

*(c) prohibition or limitation to fish in specific areas to protect spawning and juvenile fish or fish below the minimum conservation reference size **or non-target fish species**;*

(c) prohibition or limitation to fish in specific areas to protect spawning and juvenile fish or fish below the minimum conservation reference size;

Or. en

Justification

In a situation where one of the two stocks concerned falls below the SSBlim, and EC needs to react, it is necessary to foresee those measures which can lead to positive trends as soon as possible. Therefore, the sets of measures that cannot provide rapid results should be deleted.

Amendment 63

Marijana Petir

Proposal for a regulation

Article 6 – paragraph 1 – point f

Text proposed by the Commission

Amendment

(f) other characteristics linked to selectivity.

deleted

Or. en

Amendment 64

Dubravka Šuica

Proposal for a regulation

Article 6 – paragraph 1 – point f

Text proposed by the Commission

Amendment

(f) other characteristics linked to selectivity.

deleted

Or. en

Amendment 65

Marijana Petir

Proposal for a regulation

Article 6 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Notwithstanding paragraph 2 of this Article, in order to ensure stability and limit variations in management measures, they shall not vary more than 10% between consecutive years.

Or. en

Amendment 66
Marijana Petir

Proposal for a regulation
Article 8 – paragraph 1

Text proposed by the Commission

1. Article 18 (1) to (6) of Regulation (EU) No 1380/2013 shall apply to measures referred to in Articles 6 and 7 of this Regulation.

Amendment

1. Article 18 (1) to (6) of Regulation (EU) No 1380/2013 shall apply to measures referred to in Articles 5a and 7 of this Regulation.

Or. en

Amendment 67
Marco Affronte

Proposal for a regulation
Article 8 – paragraph 2

Text proposed by the Commission

2. For the purpose of paragraph 1 of this Article, Member States having direct management interest may submit joint recommendations in accordance with Article 18(1) of Regulation (EU) No 1380/2013 for the first time not later than twelve months after the entry into force of this Regulation and thereafter twelve months after each submission of the evaluation of the multiannual plan in accordance with Article 14 to this Regulation. They may also submit such recommendations when deemed necessary by them, in particular in the event of an abrupt change in the situation for either of the stocks to which this Regulation applies. Joint recommendations in respect of measures concerning a given calendar year shall be submitted no later than 1 June of the previous year.

Amendment

2. For the purpose of paragraph 1 of this Article, Member States having direct management interest may submit joint recommendations in accordance with Article 18(1) of Regulation (EU) No 1380/2013 for the first time not later than twelve months after the entry into force of this Regulation and thereafter twelve months after each submission of the evaluation of the multiannual plan in accordance with Article 14 to this Regulation. They may also submit such recommendations when deemed necessary by them, in particular in the event of an abrupt change in the situation for either of the stocks to which this Regulation applies. Joint recommendations in respect of measures concerning a given calendar year shall be submitted no later than 1 June of the previous year. ***The Commission shall require the STECF to assess the joint recommendations. Any deviation by the Commission from the joint recommendations shall be presented to***

Amendment 68

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

Proposal for a regulation

Article 8 – paragraph 2

Text proposed by the Commission

2. For the purpose of paragraph 1 of this Article, Member States having direct management interest may submit joint recommendations in accordance with Article 18(1) of Regulation (EU) No 1380/2013 for the first time not later than twelve months after the entry into force of this Regulation and thereafter twelve months after each submission of the evaluation of the multiannual plan in accordance with Article 14 to this Regulation. They may also submit such recommendations when deemed necessary by them, in particular in the event of an abrupt change in the situation for either of the stocks to which this Regulation applies. Joint recommendations in respect of measures concerning a given calendar year shall be submitted no later than 1 June of the previous year.

Amendment

2. For the purpose of paragraph 1 of this Article, Member States having direct management interest may submit joint recommendations in accordance with Article 18(1) of Regulation (EU) No 1380/2013 for the first time not later than twelve months after the entry into force of this Regulation and thereafter twelve months after each submission of the evaluation of the multiannual plan in accordance with Article 14 to this Regulation. They may also submit such recommendations when deemed necessary by them, in particular in the event of an abrupt change in the situation for either of the stocks to which this Regulation applies. Joint recommendations in respect of measures concerning a given calendar year shall be submitted no later than 1 June of the previous year. ***To the extent possible, the Commission shall take these joint recommendations into account.***

Amendment 69

Marijana Petir

Proposal for a regulation

Article 8 – paragraph 3

Text proposed by the Commission

3. The empowerments granted under Articles 6 and 7 of this Regulation shall be without prejudice to powers conferred to the Commission under other provisions of Union law, including under Regulation (EU) No 1380/2013.

Amendment

3. The empowerments granted under Articles **5a** and 7 of this Regulation shall be without prejudice to powers conferred to the Commission under other provisions of Union law, including under Regulation (EU) No 1380/2013.

Or. en

Amendment 70
Dubravka Šuica

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

1. By way of derogation from Article 17(1) of Regulation (EC) No 1224/2009, the prior notification referred to in that Article shall be made at least one **and a half** hour before the estimated time of arrival at port. The competent authorities of the coastal Member States may, on a case-by-case basis, give permission for an earlier entry into port.

Amendment

1. By way of derogation from Article 17(1) of Regulation (EC) No 1224/2009, the prior notification referred to in that Article shall be made at least one hour before the estimated time of arrival at port. The competent authorities of the coastal Member States may, on a case-by-case basis, give permission for an earlier entry into port.

Or. en

Amendment 71
Marijana Petir

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

1. By way of derogation from Article 17(1) of Regulation (EC) No 1224/2009, the prior notification referred to in that Article shall be made at least one **and a half** hour before the estimated time of

Amendment

1. By way of derogation from Article 17(1) of Regulation (EC) No 1224/2009, the prior notification referred to in that Article shall be made at least one hour before the estimated time of arrival at port.

arrival at port. The competent authorities of the coastal Member States may, on a case-by-case basis, give permission for an earlier entry into port.

The competent authorities of the coastal Member States may, on a case-by-case basis, give permission for an earlier entry into port.

Or. en

Justification

Due to a specific coast and location of fishing grounds, which are relatively close to ports, it is necessary to foresee shorter period for prior notification.

Amendment 72 **Marco Affronte**

Proposal for a regulation **Article 10 – paragraph 2**

Text proposed by the Commission

2. The prior notification obligation shall apply to masters of Union fishing vessels retaining on board at least one tonne of anchovy or one tonne of sardine.

Amendment

2. The prior notification obligation shall apply to masters of Union fishing vessels retaining on board at least one tonne of anchovy, ***one tonne of sardine*** or one tonne of ***anchovy and sardine combined***.

Or. en

Amendment 73 **Mireille D'Ornano, Sylvie Goddyn, Jean-François Jalkh**

Proposal for a regulation **Article 11 – paragraph 1**

Text proposed by the Commission

1. ***For the purposes of this Regulation, the application of the provisions laid down in Article 9(2) of Regulation (EC) No 1224/2009 shall be extended to fishing vessels of eight metres length overall or more, engaged in targeted small pelagic fishery in the***

deleted

Amendment

Adriatic.

Or. fr

Justification

This article would penalise small-scale fishing.

Amendment 74
Marijana Petir

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. For the purposes of this Regulation, the application of the provisions laid down in Article 9(2) of Regulation (EC) No 1224/2009 shall be extended to fishing vessels of eight metres length overall or more, engaged in **targeted** small **pelagic fishery** in the Adriatic.

Amendment

1. For the purposes of this Regulation, the application of the provisions laid down in Article 9(2) of Regulation (EC) No 1224/2009 shall be extended to fishing vessels of eight metres length overall or more, engaged in **targeting** small **pelagics** in the Adriatic.

Or. en

Amendment 75
Marijana Petir

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

2. The exemption laid down in Article 9(5) of Regulation (EC) No 1224/2009 shall not apply to vessels engaged in **targeted** small **pelagic fisheries** in the Adriatic in accordance with this Regulation, irrespective of their length.

Amendment

2. The exemption laid down in Article 9(5) of Regulation (EC) No 1224/2009 shall not apply to vessels engaged in **targeting** small **pelagics** in the Adriatic in accordance with this Regulation, irrespective of their length.

Or. en

Amendment 76

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

Proposal for a regulation

Article 12 – paragraph 1

Text proposed by the Commission

Amendment

1. For the purposes of this Regulation, the obligation to keep an electronic fishing logbook and to send it by electronic means at least once a day to the competent authority of the flag Member State laid down in Article 15(1) of Regulation (EC) No 1224/2009 shall be extended to masters of Union fishing vessels of eight metres length overall or more engaged in targeted fishing for anchovy or sardine.

deleted

Or. fr

Justification

This article would penalise small-scale fishing.

Amendment 77

Marijana Petir

Proposal for a regulation

Article 12 – paragraph 1

Text proposed by the Commission

Amendment

1. For the purposes of this Regulation, the obligation to keep an electronic fishing logbook and to send it by electronic means at least once a day to the competent authority of the flag Member State laid down in Article 15(1) of Regulation (EC) No 1224/2009 shall be extended to masters of Union fishing vessels of eight metres length overall or more engaged in *targeted fishing for anchovy or sardine*.

1. For the purposes of this Regulation, the obligation to keep an electronic fishing logbook and to send it by electronic means at least once a day to the competent authority of the flag Member State laid down in Article 15(1) of Regulation (EC) No 1224/2009 shall be extended to masters of Union fishing vessels of eight metres length overall or more engaged in *targeting small pelagics*.

Or. en

Amendment 78
Marijana Petir

Proposal for a regulation
Article 12 – paragraph 2

Text proposed by the Commission

2. The exemption laid down in Article 15(4) of Regulation (EC) No 1224/2009 shall not apply to masters of vessels engaged in *targeted fishing for anchovy or sardine*, irrespective of their length.

Amendment

2. The exemption laid down in Article 15(4) of Regulation (EC) No 1224/2009 shall not apply to masters of vessels engaged in *targeting small pelagics*, irrespective of their length.

Or. en

Amendment 79
Marijana Petir

Proposal for a regulation
Article 13 – paragraph 1 – introductory part

Text proposed by the Commission

The threshold applicable to the live weight of *species from the respective stock subject to the multiannual plan*, above which a fishing vessel is required to land its catches in a designated port or a place close to the shore as set out in Article 43 of Regulation (EC) No 1224/2009 shall be:

- (a) *2000 kg of anchovy;*
- (b) *2000 kg of sardine.*

Amendment

The threshold applicable to the live weight of *small pelagics*, above which a fishing vessel is required to land its catches in a designated port or a place close to the shore as set out in Article 43 of Regulation (EC) No 1224/2009 shall be **2000 kg**.

Or. en

Amendment 80
Marco Affronte

Proposal for a regulation
Article 14 – paragraph 1

Text proposed by the Commission

Five years after the entry into force of this Regulation, and every five years thereafter, the Commission shall ensure an evaluation of the impact of the multiannual plan on the stocks to which this Regulation applies and on the fisheries exploiting those stocks. The Commission shall submit the results of this evaluation to the European Parliament and to the Council.

Amendment

Three years after the entry into force of this Regulation, and every five years thereafter, the Commission shall ensure an evaluation of the impact of the multiannual plan on the stocks to which this Regulation applies and on the fisheries exploiting those stocks, ***in particular as regards the progress achieved towards restoring and maintaining fish stocks above levels capable of producing maximum sustainable yield.*** The Commission shall submit the results of this evaluation to the European Parliament and to the Council ***and may, where appropriate and taking into account the most recent scientific advice, propose adaptations to the multiannual plan or initiate modifications to the delegated acts.***

Or. en

Amendment 81
Marijana Petir

Proposal for a regulation
Article 14 – paragraph 1

Text proposed by the Commission

Five years after the entry into force of this Regulation, ***and every five years thereafter,*** the Commission shall ensure an evaluation of the impact of the multiannual plan on the stocks to which this Regulation applies and on the fisheries exploiting those stocks. The Commission shall submit the results of this evaluation to the European Parliament and to the Council.

Amendment

Five years after the entry into force of this Regulation, the Commission shall ensure an evaluation of the impact of the multiannual plan on the stocks to which this Regulation applies and on the fisheries exploiting those stocks. The Commission shall submit the results of this evaluation to the European Parliament and to the Council. ***Based on the results of evaluation, plan shall be revised and/or prolonged.***

Or. en

Justification

In the moment when there are too many open questions in terms of stock status and management approach we believe that a revision of MAP should be foreseen after five year period. After this period science should be able to give clear answers on the effect of implemented measures and the possible need for a change of management approach.

Amendment 82

Marijana Petir

Proposal for a regulation

Article 15 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in Articles 6 and 7 shall be conferred on the Commission for a period of five years from the date of the entry into force of this Regulation. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.

Amendment

2. The power to adopt delegated acts referred to in Articles **5a** and 7 shall be conferred on the Commission for a period of five years from the date of the entry into force of this Regulation. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.

Or. en

Amendment 83

Marijana Petir

Proposal for a regulation

Article 15 – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in Articles 6 and 7 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power

Amendment

3. The delegation of power referred to in Articles **5a** and 7 may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power

specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Or. en

Amendment 84

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

Proposal for a regulation

Article 15 – paragraph 4

Text proposed by the Commission

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law Making.

Amendment

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law Making. ***To the extent possible, the Commission shall take into account the views of the experts of the Member States in its delegated acts.***

Or. fr

Amendment 85

Marijana Petir

Proposal for a regulation

Article 15 – paragraph 6

Text proposed by the Commission

6. A delegated act adopted pursuant to Articles 6 and 7 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both

Amendment

6. A delegated act adopted pursuant to Articles **5a** and 7 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both

informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Or. en

Amendment 86
Dubravka Šuica

Proposal for a regulation
Article 15 a (new)

Text proposed by the Commission

Amendment

Article 15a

Technical measures

1. *For the purposes of this Regulation, Article 13(2) and (2) and Annex II, point 2, of Regulation (EC) No 1967/2006 shall not apply.*

2. *For the purposes of this Regulation, maximum length of surrounding nets (purse seines and seines without purse line) shall be restricted to 600 m with net drop of maximum 1/3 of length.*

Or. en

Amendment 87
Dubravka Šuica

Proposal for a regulation
Annex I – title

Text proposed by the Commission

Amendment

Target *fishing mortality*

Target *biomass*

Or. en

Amendment 88
Marco Affronte

Proposal for a regulation
Annex I – Column B

Text proposed by the Commission

Amendment

Column B

deleted

0.30 – 0.364

0.08 – 0.11

Or. en

Justification

The objective of the basic regulation 1380/2013 is “to ensure that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce the maximum sustainable yield.” Such an objective requires fishing mortality levels below F_{MSY} and so any mortality set at a higher level cannot contribute to the achievement of the objectives of the CFP.

Amendment 89
Marijana Petir

Proposal for a regulation
Annex I

Text proposed by the Commission

Stock	Target fishing mortality range consistent with achieving maximum sustainable yield (F_{MSY})	
	Column A	Column B
Anchovy	0.23 – 0.30	0.30 – 0.364
Sardine	0.065 – 0.08	0.08 – 0.11

Amendment

Stock	Target reference points for small pelagics	
	Column A	Column B
Anchovy	SSB_{pa}	SSB_{lim}

Justification

Using only biomass is a more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.

Amendment 90
Marijana Petir**Proposal for a regulation**
Annex II

Text proposed by the Commission

Amendment

[...]

deleted

Justification

Proposed deleting of Annex II is in line with other proposals within the document which are based on biomass as only and more certain value, and more appropriate for managing small pelagic species which are more dependent to environmental conditions than exploitation, at least till improvement of scientific assessment.