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AMENDMENTS

23 - 38

Draft report
Gabriel Mato
(PE594.038v02-00)

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 23
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. ***Pursuant to Article 17 of Regulation (EU) No 1380/2013, transparent and objective criteria, including those of an environmental, social and economic nature, are to be used for the subsequent allocation by Member States to vessel-owners or gear types. Moreover, Member States are to 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 24

Renata Briano, Nicola Caputo, Isabelle Thomas, Clara Eugenia Aguilera García, David-Maria Sassoli

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

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.

opportunities shall be adopted by the Council. **Article 17 of the CFP Regulation stipulates, however, that when allocating fishing opportunities Member States must use transparent and objective environmental, social and economic criteria that are good for the local economy and foster the use of selective fishing gear with reduced environmental impact.**

Or. it

Amendment 25
Ruža Tomašić

Proposal for a regulation
Recital 8 a (new)

Text proposed by the Commission

Amendment

(8a) For the purposes of implementing Article 17 of Regulation (EU) No 1380/2013, when allocating fishing opportunities, the use of selective gear and environmentally less invasive techniques should be encouraged.

Or. hr

Amendment 26
Isabelle Thomas, Ricardo Serrão Santos, Clara Eugenia Aguilera García, José Blanco López, Nicola Caputo, Renata Briano

Proposal for a regulation
Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) European legislation should merely transpose the ICCAT measures in order to place European and third country fishermen on an equal footing and ensure that the rules can be accepted by all.

Or. fr

Amendment 27

Renata Briano, Nicola Caputo, Isabelle Thomas, David-Maria Sassoli

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) Article 290 of the Treaty on the Functioning of the European Union **confers on the Commission the power to adopt delegated acts to amend non-essential elements in** 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, **must** ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and **to the** Council.

Or. it

Amendment 28

Renata Briano, Nicola Caputo, Isabelle Thomas, David-Maria Sassoli

Proposal for a regulation

Article 4 – paragraph 1 – point 6

Text proposed by the Commission

(6) ‘fishing authorisation’ means **an** authorisation issued in respect of a Union fishing vessel entitling it to carry out specific fishing activities during a specified period, in a given area or for a given fishery under specific conditions;

Amendment

(6) ‘fishing authorisation’ means **a fishing** authorisation issued in respect of a Union fishing vessel **in addition to its fishing licence**, entitling it to carry out specific fishing activities during a specified period, in a given area or for a given fishery under specific conditions;

Or. it

Justification

For the sake of legal certainty, the definition should be brought into line with that set out in Article 4(10) of Regulation (EC) No 1224/2009.

Amendment 29

Isabelle Thomas, Nicola Caputo, Isabelle Thomas, David-Maria Sassoli

Proposal for a regulation

Article 4 – paragraph 1 – point 7

Text proposed by the Commission

Amendment

(7) **‘special fishing authorisation’** *deleted*
means an authorisation issued in respect of a Union fishing vessel entitling it to carry out specific fishing activities with specific gears during a specified period, in a given area and for a given fishery under specific conditions;

Or. it

Justification

The term 'fishing authorisation' has already been clearly defined in EU legislation (see Regulation 1224/2009). Introducing a new type of authorisation would merely give rise to interpretation problems.

Amendment 30

Renata Briano, Nicola Caputo, David-Maria Sassoli

Proposal for a regulation

Article 4 – paragraph 1 – point 15

Text proposed by the Commission

Amendment

(15) ‘vessel length’ means the ***distance measured*** in a straight line between the foremost point of the bow and the aftermost point of the stern;

(15) ‘vessel length’ means the ***length overall, defined as the distance*** in a straight line between the foremost point of the bow and the aftermost point of the stern, ***as measured in accordance with Article 2 of Regulation (EEC) No 29320/86;***

Or. it

Justification

For the sake of simplification, the definition of vessel length set out in Regulation (EEC) No 2930/86 should be used.

Amendment 31

Renata Briano, Nicola Caputo, David-Maria Sassoli

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 ***freely*** on the sea surface ***or anchored*** and is deployed with the objective of attracting fish ***and maximising catches***;

Or. it

Amendment 32

Renata Briano, Nicola Caputo, Isabelle Thomas, David-Maria Sassoli

Proposal for a regulation

Article 4 – paragraph 1 – point 24

Text proposed by the Commission

(24) ‘IUU fishing’ means fishing activities which are illegal, unreported and unregulated;

Amendment

(24) ‘IUU fishing’ means fishing activities which are illegal, unreported and unregulated, ***as defined in Article 2(1) of Council Regulation (EC) No 1005/2008***;

Or. it

Amendment 33

Renata Briano, Nicola Caputo, David-Maria Sassoli

Proposal for a regulation

Title 2 – chapter 3 – section 2

Text proposed by the Commission

[...]

Amendment

deleted

Justification

These amendments delete the entire section on swordfish in the Mediterranean (Title II, Chapter III, Section 2) because, at the meeting it held in Faro (Portugal) in November 2016, the ICCAT adopted a new recommendation repealing Recommendation 13-04 and establishing a multiannual recovery plan for Mediterranean swordfish. We prefer to wait until that recommendation, which will enter into force in April 2017, is taken over in a fresh proposal.

Amendment 34

Renata Briano, Nicola Caputo, Renata Briano, David-Maria Sassoli

Proposal for a regulation

Article 30 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Member States shall take the measures required in order to ensure observance, in accordance with Council Regulation (EC) No 1185/2003, of the general prohibition on the practice of shark finning, whereby a shark's fins are removed and its body is then discarded at sea.

Or. it

Amendment 35

Renata Briano, Nicola Caputo, Clara Eugenia Aguilera García, David-Maria Sassoli

Proposal for a regulation

Article 33 – paragraph 1

Text proposed by the Commission

Amendment

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.

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 36

Nicola Caputo, Ricardo Serrão Santos, Isabelle Thomas, Renata Briano, Clara Eugenia Aguilera García, José Blanco López

Proposal for a regulation

Title 2 – chapter 7 a (new)

Text proposed by the Commission

Amendment

Chapter VII a - Apportionment of blue fin tuna and swordfish fishing quotas

42a. 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 and shall also endeavour to apportion national quota fairly among the various fleet segments, paying particular attention to artisanal and traditional fishing and to more sustainable gears that have a positive impact on the recovery of blue fin tuna and swordfish stocks because of their high degree of selectivity, their low impact on marine ecosystems and their scientific significance.

Or. it

Justification

Article 17 of the basic CFP regulation (1380/2013), which deals with the allocation of national fishing quotas, needs to be implemented in such a way as to ensure that national blue fin tuna and swordfish fishing quotas are apportioned fairly among the various fleet segments, with particular attention being paid to the small-scale artisanal fishing sector, which uses gears that have a much lower impact on marine ecosystems because energy consumption is low and by-catch volumes are small.

Amendment 37

Clara Eugenia Aguilera García, José Blanco López, Nicola Caputo, Ricardo Serrão Santos, Renata Briano, Daciana Octavia Sârbu, Isabelle Thomas

Proposal for a regulation

Article 69 a (new)

Text proposed by the Commission

Amendment

Article 69 a
Compliance with ICCAT
Recommendations

The Commission shall ensure compliance with ICCAT Recommendations, which are compulsory decisions that are binding on Contracting Parties, in cooperation with and coordination between Member States and the Community Fisheries Control Agency, especially as regards prohibited gears such as driftnets, which are still currently in use in the ICCAT convention area.

Or. en

Amendment 38
Ruža Tomašić

Proposal for a regulation
Article 73 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in Article 72 shall be conferred on the Commission for *an indeterminate* period of *time* from the date of entry into force of this Regulation.

Amendment

2. The power to adopt delegated acts referred to in Article 72 shall be conferred on the Commission for *a* period of *five years* from the date of entry into force of this Regulation.

Or. hr