



2015/0133(COD)

17.12.2015

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DRAFT REPORT

on the proposal for a regulation of the European Parliament and of the Council concerning the establishment of a Union framework for the collection, management and use of data in the fisheries sector and support for scientific advice regarding the Common Fisheries Policy (recast)
(COM(2015)0294 – C8-0160/2015 – 2015/0133(COD))

Committee on Fisheries

Rapporteur: Marco Affronte

(Recast – Rule 104 of the Rules of Procedure)

Symbols for procedures

- * Consultation procedure
- *** Consent procedure
- ***I Ordinary legislative procedure (first reading)
- ***II Ordinary legislative procedure (second reading)
- ***III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

Amendments to a draft act

Amendments by Parliament set out in two columns

Deletions are indicated in ***bold italics*** in the left-hand column. Replacements are indicated in ***bold italics*** in both columns. New text is indicated in ***bold italics*** in the right-hand column.

The first and second lines of the header of each amendment identify the relevant part of the draft act under consideration. If an amendment pertains to an existing act that the draft act is seeking to amend, the amendment heading includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend.

Amendments by Parliament in the form of a consolidated text

New text is highlighted in ***bold italics***. Deletions are indicated using either the **■** symbol or strikeout. Replacements are indicated by highlighting the new text in ***bold italics*** and by deleting or striking out the text that has been replaced.

By way of exception, purely technical changes made by the drafting departments in preparing the final text are not highlighted.

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the proposal for a regulation of the European Parliament and of the Council concerning the establishment of a Union framework for the collection, management and use of data in the fisheries sector and support for scientific advice regarding the Common Fisheries Policy (recast)
(COM(2015)0294 – C8-0160/2015 – 2015/0133(COD))**

(Ordinary legislative procedure – recast)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2015)0294),
 - having regard to Article 294(2) and Article 43, paragraph 2, of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C8-0160/2015),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinion of the European Economic and Social Committee of 16 September 2015¹,
 - having regard to the opinion of the Committee of the Regions of...²;
 - having regard to the Interinstitutional Agreement of 28 November 2001 on a more structured use of the recasting technique for legal acts³,
 - having regard to Rules 104 and 59 of its Rules of Procedure,
 - having regard to the report of the Committee on Fisheries (A8-0000/2015),
- A. whereas, according to the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission, the Commission proposal does not include any substantive amendments other than those identified as such in the proposal and whereas, as regards the codification of the unchanged provisions of the earlier acts together with those amendments, the proposal contains a straightforward codification of the existing texts, without any change in their substance;
1. Adopts its position at first reading hereinafter set out, taking into account the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission;
 2. Approves its statement annexed to this resolution;

¹ OJ C 0, 0.0.0000, p. 0.

² OJ C 0, 0.0.0000, p. 0.

³ OJ C 77, 28.3.2002, p. 1.

3. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
4. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

Amendment 1

Proposal for a regulation Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) There is a need to have complete, reliable and comprehensive data relating to recreational fisheries, in order to evaluate their impact on stocks and ecosystems and to take that impact fully into consideration when managing fisheries at a regional level.

Or. en

Amendment 2

Proposal for a regulation Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) There is a strong desire, at least in some Member States, expressed by scientists and end-users to have fully reliable data from Council Regulation (EC) No 1224/2009. In some cases, control data cannot be used for statistical and scientific purposes due to the lack of correctly implemented control rules. Member States should decide, in their work plans, whether to include for scientific research purposes also data usually covered by that Regulation.

Or. en

Amendment 3

Proposal for a regulation Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) The role of Regional Co-ordination Groups should be strengthened and their structure reinforced, potentially leading to those Groups obtaining a legal status in the future.

Or. en

Amendment 4

Proposal for a regulation Recital 21 b (new)

Text proposed by the Commission

Amendment

(21b) Regional Co-ordination Groups should work towards the creation of regional supranational databases, and start all the necessary preparatory steps in order to reach that goal.

Or. en

Amendment 5

Proposal for a regulation Recital 21 c (new)

Text proposed by the Commission

Amendment

(21c) Strengthening regional cooperation, in line with the regionalisation of the CFP, is one of the objectives of this Regulation, especially through the Regional Co-ordination Groups. In that respect it is necessary to harmonise the procedures of data collection, analysis and availability to end-users among the different marine regions . It has been

difficult to achieve this, especially when there is a need for cooperation among Union Member States and third countries in activities relevant to the Regional Co-ordination Groups.

Or. en

Amendment 6

Proposal for a regulation Recital 21 d (new)

Text proposed by the Commission

Amendment

(21d) For the proper implementation of the Marine Strategy Framework Directive, there is a need for quality data gathering on accidental catches of protected species (sea birds, marine mammals, turtles, etc.) and on the impact of fisheries on habitats, vulnerable marine areas and food chains.

Or. en

Amendment 7

Proposal for a regulation Recital 21 e (new)

Text proposed by the Commission

Amendment

(21e) There is a need for quality data collection, management and use regarding the landing obligation in order to control and assess the effective implementation of the landing obligation and to bring data collection in line with the requirements resulting from the revised Common Fisheries Policy (CFP). Data needs in support of the landing obligation should be fully assessed. A specific short to medium-term strategy is needed to allow the full use of control and

monitoring tools applicable to the enforcement of the landing obligation; The strategy should take into account the need for data for its implementation, for capacity building for the industry and the administrations in the use of new technologies and the development of technical infrastructures;

Or. en

Amendment 8

Proposal for a regulation Recital 21 f (new)

Text proposed by the Commission

Amendment

(21f) New, extensive and frequent data should be provided by the discard plans. It is important to take full advantage of those new data for the sustainable management of fisheries and for the evaluation and monitoring of stocks and ecosystems.

Or. en

Amendment 9

Proposal for a regulation Recital 21 g (new)

Text proposed by the Commission

Amendment

(21g) Fish stock assessments that are fundamental for strong scientific advice on sustainable catch levels depend on quality commercial data, that are often the product of incomplete and inaccurate reporting, due inter alia to IUU fishing and catches from recreational fisheries.

Or. en

Amendment 10

Proposal for a regulation Recital 21 h (new)

Text proposed by the Commission

Amendment

(21h) Approximately half of all landings from European Atlantic and Baltic waters under exclusive European management are currently taken from data deficient stocks. In Mediterranean and Black Sea waters managed by the General Fishery Commission for the Mediterranean approximately 80 % of landings come from data-deficient stocks.

Or. en

Justification

European Parliament Study, Policy Department, Data deficient fisheries in the EU waters, European Union, June 2013.

Amendment 11

Proposal for a regulation Recital 21 i (new)

Text proposed by the Commission

Amendment

(21i) In accordance with the recent recommendations of the GFCM, the Mediterranean sea should not be considered a single and homogeneous marine region: Western, Central, Adriatic, Black Sea and Eastern are four sub-regions which are geographically, oceanographically and ecologically different.

Or. en

Amendment 12

Proposal for a regulation Recital 25 a (new)

Text proposed by the Commission

Amendment

(25a) Stresses the importance of scientific surveys for the evaluation of the status of fish stocks, especially in the Mediterranean, where due to the almost exclusive existence of mixed fisheries it is difficult to make scientific evaluations based upon the monitoring of commercial fisheries that are often biased by underreporting or misreporting.

Or. en

Amendment 13

Proposal for a regulation Recital 25 b (new)

Text proposed by the Commission

Amendment

(25b) In the North Atlantic there are 19 scientific surveys under the DCF whereas in the Mediterranean and the Black Sea there are only two each. In that respect, it is important to increase the number of scientific surveys undertaken in the Mediterranean and the Black Sea.

Or. en

Amendment 14

Proposal for a regulation Article 3 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 'recreational fisheries' means non-commercial fishing activities exploiting

(c) 'recreational fisheries' means non-commercial fishing activities exploiting *marine* living aquatic resources *for*

living aquatic resources ;

recreation, tourism or sport;

Or. en

Amendment 15

Proposal for a regulation

Article 3 – paragraph 1 – point d

Text proposed by the Commission

(d) ‘marine region’ means a geographical area set out in article 4(2) of Regulation (EU) No 1380/2013, an area established by the regional fisheries management organisations *or an area defined in the implementing act mentioned under the Article 5 (6) ;*

Amendment

(d) ‘marine region’ means a geographical area set out in article 4(2) of Regulation (EU) No 1380/2013, *or* an area established by the regional fisheries management organisations;

Or. en

Justification

There is no reference to an implementing act in Article 5(6). In addition, to avoid any confusion, it seems more efficient to keep Marine Region as agreed in (EU) 1380/2013 CFP and marine regions already defined by RFMOs.

Amendment 16

Proposal for a regulation

Article 4 – title

Text proposed by the Commission

Establishment of multi-annual Union *programmes*

Amendment

Establishment of *a* multi-annual Union *programme*

Or. en

Justification

Only one programme will be in force for the Union. This does not affect the availability of the Commission to amend the programme.

Amendment 17

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. The Commission shall be empowered to adopt, in accordance with Article 23, delegated acts establishing multi-annual Union **programmes** for the collection and management of biological, technical, environmental, social and economic data concerning the fisheries sector.

Amendment

1. The Commission shall be empowered to adopt, in accordance with Article 23, delegated acts establishing **a** multi-annual Union **programme** for the collection and management of biological, technical, environmental, social and economic data concerning the fisheries sector.

Or. en

Justification

Only one programme will be in force for the Union. This does not affect the availability of the Commission to amend the programme.

Amendment 18

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. Multi-annual Union **programmes** shall be established after consulting the Regional Co-ordination Groups referred to in Article 8, the Scientific, Technical and Economic Committee for Fisheries (STECF) and any other relevant scientific advisory body.

Amendment

2. **The** multi-annual Union **programme** shall be established after consulting the Regional Co-ordination Groups referred to in Article 8, the Scientific, Technical and Economic Committee for Fisheries (STECF) and any other relevant scientific advisory body.

Or. en

Justification

Only one programme will be in force for the Union. This does not affect the availability of the Commission to amend the programme.

Amendment 19

Proposal for a regulation

Article 4 – paragraph 3 – point a

Text proposed by the Commission

(a) the information needs for the management of the Common Fisheries Policy;

Amendment

(a) the information needs for the management ***and efficient implementation*** of the Common Fisheries Policy, ***the Integrated Maritime Policy and the Marine Strategy Framework Directive (MSFD)***;

Or. en

Amendment 20

Proposal for a regulation

Article 4 – paragraph 3 – point b

Text proposed by the Commission

(b) the need and relevance of data for decisions on fisheries management and protection of the ecosystem including vulnerable species ***and*** habitats,

Amendment

(b) the need and relevance of ***quality*** data for decisions on fisheries management and protection of the ecosystem including vulnerable species, ***nursery areas and vulnerable*** habitats.

Or. en

Amendment 21

Proposal for a regulation

Article 4 – paragraph 3 – point f

Text proposed by the Commission

(f) the need to avoid duplication of data collection,

Amendment

(f) the need to avoid ***unnecessary*** duplication of data collection,

Or. en

Amendment 22

Proposal for a regulation

Article 4 – paragraph 3 – point f a (new)

Text proposed by the Commission

Amendment

(fa) the need for data to cover data-deficient fisheries,

Or. en

Amendment 23

Proposal for a regulation

Article 5 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) data requirements to achieve the objectives of Article 25 of Regulation (EU) No 1380/2013;

(a) *a detailed list of the* data requirements to achieve the objectives of Article 25 of Regulation (EU) No 1380/2013;

Or. en

Amendment 24

Proposal for a regulation

Article 5 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) thresholds below which *Member States do not need* to collect data or carry out research surveys, based on their fishing activities.

(c) thresholds below which *it is not mandatory for Member States* to collect data or carry out research surveys, based on their fishing activities.

Or. en

Amendment 25

Proposal for a regulation

Article 5 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) thresholds below which it is not mandatory for Member States to collect data or carry out research surveys, based on their aquaculture activities.

Or. en

Amendment 26

Proposal for a regulation

Article 5 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) ecosystem data to assess the impact of Union fisheries on the marine ecosystem in Union and external waters, including data on by-catch of non-target species, in particular species protected under international or Union law, data on impacts of fisheries on marine habitats and data on impacts of fisheries on food webs;

(b) ecosystem data to assess the impact of Union fisheries on the marine ecosystem in Union and external waters, including data on by-catch of non-target species, in particular species protected under international or Union law, data on impacts of fisheries on marine habitats and data on impacts of fisheries on food webs ***and vulnerable marine areas such as nursery areas and Posidonia seabeds (marine seagrasses)***;

Or. en

Amendment 27

Proposal for a regulation

Article 5 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) socio-economic data on the fish processing sector to enable the assessment of the socio-economic performance of ***that sector***.

(f) socio-economic data on the fish processing ***and commercialisation sectors*** to enable the assessment of the socio-economic performance of ***those sectors***.

Or. en

Justification

Processing and commercialisation sectors are often considered as complementary and cannot be separated. This is coherent with Art. 6(5)(b) of (EU) 508/2014 EMFF.

Amendment 28

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. The data referred to in paragraph 1(a) shall only be collected under this Regulation if they are not collected within other Union legal frameworks.

Amendment

3. The data referred to in paragraph 1(a) shall only be collected under this Regulation if they are not collected within other Union legal frameworks, ***with the possible exception of the data from the Control Regulation (EC) No 1224/2009, in the event that they do not comply with the technical standards required for scientific and statistical purposes. Member States may decide upon this and shall clearly indicate it in their national work plans;***

Or. en

Justification

In some cases, control data cannot be used for statistical and scientific purposes due to the lack of correctly implemented control rules. Member states should decide, in their work plans, whether to include for scientific research purposes also data usually covered by the control regulation.

Amendment 29

Proposal for a regulation

Article 5 – paragraph 4 – point a

Text proposed by the Commission

(a) information needs for management of the Common Fisheries Policy;

Amendment

(a) information needs for management of the Common Fisheries Policy, ***the Integrated Maritime Policy and the Marine Strategy Framework Directive (MSFD)***;

Amendment 30

Proposal for a regulation

Article 5 – paragraph 4 – point c

Text proposed by the Commission

(c) information needs for the evaluation of **management plans**, including the monitoring of ecosystem variables;

Amendment

(c) information needs for the evaluation of **conservation measures as referred to in Article 7 of Regulation (EU) No 1380/2013**, including the monitoring of ecosystem variables;

Or. en

Justification

Management plans are only one possible conservation measure among others. It is important to open up the scope and to include all conservation measures in the content of the multi-annual programme

Amendment 31

Proposal for a regulation

Article 5 – paragraph 4 – point e

Text proposed by the Commission

(e) avoidance of duplication between surveys; and

Amendment

(e) avoidance of duplication between **research** surveys; and

Or. en

Amendment 32

Proposal for a regulation

Article 5 – paragraph 4 – point f a (new)

Text proposed by the Commission

Amendment

(fa) information needs for data-deficient fisheries.

Amendment 33

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

1. Without prejudice to their current data collection obligations under Union law, Member States shall collect data within the framework of an operational programme, as referred to in Article 18 of Regulation (EU) No 508/2014, and a work plan drawn up in accordance with the multi-annual Union programme and pursuant to Article 21 of Regulation (EU) No 508/2014.

Amendment

1. Without prejudice to their current data collection obligations under Union law, Member States shall collect data within the framework of an operational programme, as referred to in Article 18 of Regulation (EU) No 508/2014, and a work plan drawn up in accordance with the multi-annual Union programme and pursuant to Article 21 of Regulation (EU) No 508/2014 **by 31 October of the year preceding the year from which the work plan is to apply, unless an existing plan still applies, in which case they shall notify the Commission thereof.**

Or. en

Justification

Article 21 EMFF, recall that deadline for clarification.

Amendment 34

Proposal for a regulation

Article 6 – paragraph 2 – point d

Text proposed by the Commission

(d) *how* and when *the data are needed*;

Amendment

(d) *in what format data have to be delivered to end users* and when, *taking into consideration deadlines provided for data calls*;

Or. en

Amendment 35

Proposal for a regulation

Article 6 – paragraph 2 – point f a (new)

Text proposed by the Commission

Amendment

(fa) Which data each Member State collects for control purposes and which in the framework of the Data Collection Framework (DCF).

Or. en

Amendment 36

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. In preparing its work plan, each Member State shall coordinate its efforts with other Member States, notably in the same marine region, to ensure sufficient and efficient coverage and avoid duplication of data collection activities.

3. In preparing its work plan, each Member State shall coordinate its efforts with other Member States, notably in the same marine region, to ensure sufficient and efficient coverage and avoid ***unnecessary*** duplication of data collection activities. ***Data collection activities and methods shall ensure that it is possible for data to be compared and integrated at least at regional level;***

Or. en

Amendment 37

Proposal for a regulation

Article 7 – paragraph 1

Text proposed by the Commission

Amendment

1. Each Member State shall designate a national correspondent and shall inform the Commission thereof. The national correspondent shall serve as the focal point for exchange of information between the

1. Each Member State shall designate a national correspondent ***among experts acting in the fishing sector*** and shall inform the Commission thereof. The national correspondent shall serve as the

Commission and the Member State regarding the preparation and implementation of the work plans.

focal point for exchange of information between the Commission and the Member State regarding the preparation and implementation of the work plans.

Or. en

Amendment 38

Proposal for a regulation

Article 7 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The Commission shall establish by means of implementing acts the official list of national correspondents. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2).

Or. en

Justification

It is important to have a maximum of transparency for the national correspondents. Therefore the Commission shall establish the official list by means of implementing acts that could be revised at any time and be publicly available.

Amendment 39

Proposal for a regulation

Article 7 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) ensure attendance of relevant experts in meetings ***organized*** by the Commission and participation in the relevant Regional Co-ordination Groups referred to in Article 8.

(c) ensure attendance of relevant experts in ***expert group*** meetings ***organised*** by the Commission, ***the meetings referred to in Article 20*** and participation in the relevant Regional Co-ordination Groups referred to in Article 8.

Or. en

Amendment 40

Proposal for a regulation

Article 7 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that their national correspondent has a sufficient mandate to represent its Member State in the group and can negotiate on task sharing with regard to sampling, analysis and scientific surveys.

Or. en

Justification

In the past there were several cases in which National Correspondents did not have the mandate to negotiate when this was needed to distribute the work at the Regional Co-ordination Meeting. It is important to ensure that all Member States and not just a few have such a mandate to enable a fair and timely distribution of the work.

Amendment 41

Proposal for a regulation

Article 8 – paragraph 1

Text proposed by the Commission

Amendment

1. In accordance with Article 25 of Regulation (EU) No 1380/2013, Member States shall coordinate their actions with other Member States ***and make every effort to coordinate their actions with third countries having sovereignty or jurisdiction over waters in the same marine region.*** For this purpose, a Regional Co-ordination Group shall be established by the relevant Member States in each Marine Region.

1. In accordance with Article 25 of Regulation (EU) No 1380/2013, Member States shall coordinate their actions with other Member States. For this purpose, a Regional Co-ordination Group shall be established by the relevant Member States in each Marine Region.

Or. en

Amendment 42

Proposal for a regulation Article 8 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In addition, Member States shall make every effort to coordinate their actions with third countries having sovereignty or jurisdiction over waters in the same marine region;

Or. en

Amendment 43

Proposal for a regulation Article 8 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. In accordance with Article 21, the purpose of regional coordination groups shall be to coordinate Member States' efforts in order to further improve the quality, timeliness and coverage of data, to cooperate on enabling further improvement of the reliability of scientific advice, the quality of the work programmes and the working methods of the regional fisheries management organisations to which the Union is a contracting party or observer and international scientific bodies.

Or. en

Justification

It is important to state the tasks of the Regional Co-ordination Groups so that they can plan their activities

Amendment 44

Proposal for a regulation

Article 8 – paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. Regional coordination group tasks shall develop and implement procedures, methods, quality assurance and quality control for the collecting and processing of data with the purpose of drawing up regional work plans as referred to in paragraph 2(a) and (b) and Article 5(4), and regionally coordinated sampling strategies.

Or. en

Justification

It is important to state purpose of the Regional Co-ordination Groups so that they can prioritize their activities

Amendment 45

Proposal for a regulation

Article 8 – paragraph 2

Text proposed by the Commission

Amendment

2. Regional Co-ordination Groups shall consist of experts ***from*** Member States, the Commission, and relevant end-users of data.

2. Regional Co-ordination Groups shall consist of ***the national correspondents***, experts ***nominated by*** Member States, ***experts from*** the Commission, and relevant end-users of data.

Or. en

Amendment 46

Proposal for a regulation

Article 8 – paragraph 5

Text proposed by the Commission

5. Regional Co-ordination Groups may prepare joint recommendations in the form of a draft of a regional work plan regarding procedures, methods, quality assurance and quality control for collecting and processing of data as referred to in paragraph 2(a) and (b) and paragraph 4 of Article 5, **and** regionally coordinated sampling strategies. In doing so, the Regional Co-ordination Groups shall take into account the opinion of STECF when relevant. Those recommendations shall be submitted to the Commission, which shall verify whether the draft joint recommendations are compatible with the provisions of this Regulation and with the Union's multiannual programme and, if so, approve the regional work plan by way of implementing acts.

Amendment

5. Regional Co-ordination Groups may prepare joint recommendations in the form of a draft of a regional work plan regarding procedures, methods, quality assurance and quality control for collecting and processing of data as referred to in paragraph 2(a) and (b) and paragraph 4 of Article 5, regionally coordinated sampling strategies **and the relevant contribution by Member State to scientific surveys**. In doing so, the Regional Co-ordination Groups shall take into account the opinion of STECF when relevant. Those recommendations shall be submitted to the Commission, which shall verify whether the draft joint recommendations are compatible with the provisions of this Regulation and with the Union's multiannual programme and, if so, approve the regional work plan by way of implementing acts.

Or. en

Amendment 47

Proposal for a regulation
Article 8 – paragraph 6

Text proposed by the Commission

6. Where regional work plans are approved by the Commission, they replace the relevant parts of the work plans drawn up by each Member State. Member States shall update their work plans accordingly.

Amendment

6. Where regional work plans are approved by the Commission, they replace the relevant parts of the work plans drawn up by each Member State. Member States shall update their work plans accordingly **by removing the relevant parts covered by the regional work plan.**

Or. en

Amendment 48

Proposal for a regulation Article 9 – paragraph 3

Text proposed by the Commission

3. The Commission shall approve the work plans and the amendments thereto made in accordance with Article 8(2) on the basis of the evaluation by the STECF .

Amendment

3. The Commission shall approve the work plans and the amendments thereto made in accordance with Article 8(2) on the basis of the evaluation by the STECF, ***not later than two months after the receipt of the working plans, and in any event not later than the end of the year;***

Or. en

Amendment 49

Proposal for a regulation Article 10 – paragraph 1

Text proposed by the Commission

1. Member States shall on an annual basis submit to the Commission a report on the carrying out of their work plans . The Commission may adopt implementing acts laying down rules on procedures, format and timetables for the submission and approval of annual reports. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2).

Amendment

1. Member States shall on an annual basis submit to the Commission a report on the carrying out of their work plans. ***The report shall be submitted not later than 31 May of the following reference year.*** The Commission may adopt implementing acts laying down rules on procedures, format and ***different*** timetables for the submission and approval of annual reports. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2).

Or. en

Amendment 50

Proposal for a regulation Article 11 – paragraph 3 – introductory part

Text proposed by the Commission

Amendment

3. The Commission may adopt **implementing** acts laying down detailed rules on the following:

3. The Commission may adopt **delegated** acts laying down detailed rules on the following:

Or. en

Justification

In order to reinforce the scrutiny of the Parliament on this important provision, and in particular the conditions under which masters of vessels are obliged to accept scientific observers and the alternative data collection methods, a delegated act seems more appropriate.

Amendment 51

Proposal for a regulation

Article 11 – paragraph 3 – point b – paragraph 1

Text proposed by the Commission

Amendment

the conditions under which masters of Union fishing vessels are obliged to accept on board scientific observers, as referred to in paragraph 2 **and** alternative data collection methods, and rules for Member States to monitor and report on those conditions and methods.

the conditions under which masters of Union fishing vessels are obliged to accept on board scientific observers, as referred to in paragraph 2; alternative data collection methods, **in cases where observers, for duly justified reasons, cannot be accepted on board**, and rules for Member States to monitor and report on those conditions and methods.

Or. en

Amendment 52

Proposal for a regulation

Article 11 – paragraph 3 – point b – paragraph 2

Text proposed by the Commission

Amendment

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2).

deleted

Justification

A delegated act of proposed in Art. 11(3). There is no need for the examination procedure that concern implementing acts only.

Amendment 53**Proposal for a regulation
Article 14 – paragraph 1***Text proposed by the Commission*

1. For the purpose of the verification of the existence of the primary data collected in accordance with Article 6(1), other than socio-economic data, Member States shall ensure that the Commission has access to the national computerised databases referred to in Article 12(a).

Amendment

1. For the purpose of the verification of the existence of the primary data collected **and its quality** in accordance with Article 6(1), other than socio-economic data, Member States shall ensure that the Commission has access to the national computerised databases referred to in Article 12(a).

Or. en

Amendment 54**Proposal for a regulation
Article 14 – paragraph 3***Text proposed by the Commission*

3. Member States **shall conclude agreements with the Commission to** ensure effective and unhindered access for the Commission to their national computerised databases referred to in paragraph 1 and 2, without prejudice to the obligations established by other Union **rules**.

Amendment

3. Member States ensure effective and unhindered access for the Commission to their national computerised databases referred to in paragraph 1 and 2, without prejudice to the obligations established by other Union **rules**. **The Commission may adopt implementing acts to define, together with Member States, specific requirements to ensure that access. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2).**

Or. en

Justification

There is no justification to have bilateral agreements between the Commission and Member State as Data Collection is of the competence of the Union. However, the Commission may decide on specific requirements to access the data according the national law by means of implementing acts with examination procedure.

Amendment 55

Proposal for a regulation Article 16 – paragraph 1

Text proposed by the Commission

1. Member States shall set up adequate processes and electronic technologies to ensure an effective application of Article 25 of Regulation (EU) No 1380/2013, and shall ***refrain from any unnecessary restrictions*** to the widest possible dissemination of detailed and aggregated data.

Amendment

1. Member States shall set up adequate processes and electronic technologies to ensure an effective application of Article 25 of Regulation (EU) No 1380/2013, and shall ***aim for*** the widest possible dissemination of detailed and aggregated data, ***with no unnecessary restrictions***.

Or. en

Amendment 56

Proposal for a regulation Article 22 – paragraph 2

Text proposed by the Commission

2. ***Five*** years after the ***entering*** into force of this Regulation, the Commission shall submit to the European Parliament and the Council a report on the implementation and functioning of this Regulation.

Amendment

2. ***Three*** years after the ***entry*** into force of this Regulation, the Commission shall submit to the European Parliament and the Council a report on the implementation and functioning of this Regulation.

Or. en

Justification

Since this is the first revision of the Data Collection Framework Regulation, the first monitoring of the implementation and functioning of this Regulation should be done earlier than 5 years.

Amendment 57

Proposal for a regulation Article 23 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. When adopting delegated acts under 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, shall ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Or. en

Justification

It is important to have a maximum of transparency on the preparation of delegated acts. Therefore, the Commission shall be assisted by experts with the possibility for the Parliament to attend those meetings and been informed at all stages of the procedure.

Amendment 58

Proposal for a regulation Article 23 – paragraph 2

Text proposed by the Commission

Amendment

2. The power to adopt delegated acts referred to in Articles 4, **16** and 17 shall be conferred on the Commission for **an indeterminate** period of **time** .

2. The power to adopt delegated acts referred to in Articles 4, **11, 16** and 17 shall be conferred on the Commission for **a** period of **five years** .

Or. en

Justification

Technical adaptation with the new reference. According to the insterinstitutional agreement for better law making delegation of power shall be given for standardised period of 5 years.

Amendment 59

Proposal for a regulation

Article 23 – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in Articles 4, 16 and 17 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 powers 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.

Amendment

3. The delegation of power referred to in Articles 4, **II**, 16 and 17 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 powers 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

Justification

Technical adaptation with the new reference.

Amendment 60

Proposal for a regulation

Article 23 – paragraph 5

Text proposed by the Commission

5. A delegated act adopted pursuant to Articles 4, 16 and 17 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 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 the Council.

Amendment

5. A delegated act adopted pursuant to Articles 4, **II**, 16 and 17 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 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 the Council.

Or. en

Justification

Technical adaptation with the new reference.

Amendment 61

Proposal for a regulation

Article 24 a (new)

Text proposed by the Commission

Amendment

Article 24a

Transitional measures

The Community programme in force until 31 December 2016, as referred to in Article 3 of Regulation (EC) No 199/2008, shall be automatically renewed for a maximum period of one year in the event that the Commission is unable to adopt by 31 December 2016 the multi-annual Union programme referred to in Article 4 of this Regulation.

Or. en

Justification

In order to avoid an automatic renewal for 3 years of the Community Programme under the previous framework, in case the Commission will be unable to adopt the new Multi-annual programme, it is essential to set up transitional measures and mitigate the potential effect of this automatic renewal.