



EUROPEAN PARLIAMENT

2009 - 2014

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*Committee on Fisheries*

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**2011/0380(COD)**

29.8.2012

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## **DRAFT REPORT**

on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation(EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy (COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))

Committee on Fisheries

Rapporteur: Alain Cadec

### ***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***

In amendments by Parliament, amendments to draft acts are highlighted in ***bold italics***. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the draft act which may require correction when the final text is prepared – for instance, obvious errors or omissions in a language version. Suggested corrections of this kind are subject to the agreement of the departments concerned.

The heading for any amendment to an existing act that the draft act seeks to amend includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend. Passages in an existing act that Parliament wishes to amend, but that the draft act has left unchanged, are highlighted in **bold**. Any deletions that Parliament wishes to make in such passages are indicated thus: [...].

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## DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the proposal for a regulation of the European Parliament and of the Council on the European Maritime and Fisheries Fund [repealing Council Regulation (EC) No 1198/2006 and Council Regulation(EC) No 861/2006 and Council Regulation No XXX/2011 on integrated maritime policy (COM(2011)0804 – C7-0460/2011 – 2011/0380(COD))]**

**(Ordinary legislative procedure: first reading)**

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council (COM(2011)0804),
  - having regard to Article 294(2) and Articles 42, 43(2),91(1), 100(2), 173(3), 175, 188, 192(1), 194(2) and 195(2) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0460/2011),
  - 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 19 June 2012<sup>1</sup>,
  - having regard to Rule 55 of its Rules of Procedure,
  - having regard to the report of the Committee on Fisheries and the opinions of the Committee on Budgets, the Committee on Employment and Social Affairs, the Committee on the Environment, Public Health and Food Safety and the Committee on Regional Development (A7-0000/2012),
1. Adopts its position at first reading hereinafter set out;
  2. 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;
  3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

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<sup>1</sup> OJ C .../Not yet published in the Official Journal.

## Amendment 1

### Proposal for a regulation

#### Recital 2

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

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, fresh water biological resources and aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, ***including by fishing vessels flying the flag of, and registered in, third countries***, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

##### *Amendment*

(2) The scope of the EMFF should cover the support of the CFP which extends to conservation, management and exploitation of marine biological resources, fresh water biological resources and aquaculture, as well as to the processing and marketing of fishery and aquaculture products, where such activities take place on the territory of Member States, or in Union waters, or by Union fishing vessels, or by nationals of Member States, without prejudice to the primary responsibility of the flag State, bearing in mind the provisions of Article 117 of the United Nations Convention on the Law of the Sea.

Or. fr

##### *Justification*

*Providing support for non-EU fishing vessels is not part of the EMFF's remit.*

## Amendment 2

### Proposal for a regulation

#### Recital 6

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

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, promoting sustainable and resource-efficient fishing and aquaculture, and increasing

##### *Amendment*

(6) To ensure that the EMFF contributes to the achievement of the objectives of the CFP, the IMP and the Europe 2020 Strategy, it is necessary to focus on a limited number of core priorities relating to fostering innovation and knowledge based fisheries and aquaculture, promoting sustainable and resource-efficient fishing and aquaculture, and increasing

employment and territorial cohesion by unlocking the growth and job potential of coastal and inland fisheries communities **and promoting diversification of fisheries activities into other sectors of the marine economy.**

employment and territorial cohesion by unlocking the growth and job potential of coastal and inland fisheries communities.

Or. fr

#### *Justification*

*The EMFF was set up to provide structural support to the fishing industry, in order to make it more competitive and sustainable. Providing support for the diversification of fishing activities into other sectors is at odds with that goal.*

### **Amendment 3**

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

##### **Recital 8**

#### *Text proposed by the Commission*

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to long-term sustainable environmental conditions **which are necessary for economic and social development.** It should contribute moreover to increased productivity, a fair standard of living for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

#### *Amendment*

(8) The overall objective of the Common Fisheries Policy is to ensure that fishing and aquaculture activities contribute to **economic and social development in the industry under** long-term sustainable environmental conditions. It should contribute moreover to increased productivity, a fair standard of living **and fair working conditions** for the fisheries sector, stable markets, ensure the availability of resources and that supplies reach consumers at reasonable prices.

Or. fr

#### *Justification*

*The goal of securing economic and social development in the fishing industry should be stated more clearly.*

## Amendment 4

### Proposal for a regulation

#### Recital 9

*Text proposed by the Commission*

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks at levels which can produce the maximum sustainable yield, not later than **2015**. The CFP shall implement the precautionary and ecosystem approaches to fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

*Amendment*

(9) It is paramount to better integrate environmental concerns into the CFP which should deliver on the objectives and targets of the Union's environmental policy and the Europe 2020 Strategy. The CFP is aimed at an exploitation of living marine biological resources that restores and maintains fish stocks at levels which can produce the maximum sustainable yield, not later than **2020**. The CFP shall implement the precautionary and ecosystem approaches to fisheries management. Consequently the EMFF should contribute to the protection of the marine environment as set out in the Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive).

Or. fr

*Justification*

*The MSY needs to be achieved as soon as possible, and by 2020 at the latest.*

## Amendment 5

### Proposal for a regulation

#### Recital 15

*Text proposed by the Commission*

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the

*Amendment*

(15) The achievement of the objectives of the CFP would be undermined if Union financial assistance under EMFF is disbursed to operators who, ex-ante, do not comply with requirements related to the



public interest of conservation of marine biological resources. Therefore only operators should be admissible who, within a particular period of time before lodging an application for aid, were not involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, and who have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species *above* levels which can produce the Maximum Sustainable Yield (hereinafter MSY).

public interest of conservation of marine biological resources. Therefore only operators should be admissible who, within a particular period of time before lodging an application for aid, were not involved in the operation, management or ownership of fishing vessels included in the Union IUU vessel list as set out in Article 40(3) of Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing, amending Regulation (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999, and who have not committed a serious infringement under 42 of the Regulation (EC) No 1005/2008 or Article 90(1) of the Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006. or other cases of non-compliance with CFP rules which particularly jeopardise the sustainability of the stocks concerned and constitute a serious threats to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species *at* levels which can produce the Maximum Sustainable Yield (hereinafter MSY).

Or. fr

*Justification*

*The maximum sustainable yield needs to be achieved in order to ensure that stocks are sustainable. There is no justification for requiring a higher level to be achieved.*

**Amendment 6**

**Proposal for a regulation**

**Recital 19**

*Text proposed by the Commission*

(19) As precautionary measures, in order to prevent that non compliant payments take place as well as incentivise the Member State to comply with CFP rules or require compliance by the beneficiary, interruption of the payment deadline and suspension of payments, which are timely limited in their scope of application, should both be used. In order to respect the principle of proportionality, the financial corrections which have definite and irrevocable consequences should only apply to expenditure directly linked to operations during which the cases of non-compliance with CFP rules have been committed.

*Amendment*

*(Does not affect English version.)*

Or. fr

*Justification*

*(Does not affect English version.)*

**Amendment 7**

**Proposal for a regulation**

**Recital 32**

*Text proposed by the Commission*

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support lifelong learning, co-

*Amendment*

(32) Investment in human capital is also vital to increase the competitiveness and economic performance of fishing and maritime activities. Therefore, the EMFF should support lifelong learning,

operation between scientists and fishermen stimulating the dissemination of knowledge as well as for advisory services helping to improve the overall performance and competitiveness of operators.

***vocational training, access for young people to careers in fishing***, co-operation between scientists and fishermen stimulating the dissemination of knowledge as well as for advisory services helping to improve the overall performance and competitiveness of operators.

Or. fr

*Justification*

*The EMFF should be used to provide support for vocational training for fishermen and access for young people to careers in fishing.*

**Amendment 8**

**Proposal for a regulation**  
**Recital 32 a (new)**

*Text proposed by the Commission*

*Amendment*

***(32a) The EMFF should foster the involvement of small fishing operators in the small-scale and coastal and inland sectors in devising joint projects and providing technical assistance to the project leaders.***

Or. fr

*Justification*

*Support should be provided in particular for joint projects conducted by small-scale and coastal and inland fisheries operators.*

**Amendment 9**

**Proposal for a regulation**  
**Recital 33 a (new)**

*Text proposed by the Commission*

*Amendment*

***(33a) The EMFF should provide support for social dialogue at European, national,***

*regional and local level, involving the social partners and enhancing their organisational capabilities.*

Or. fr

*Justification*

*The EMFF should foster structured social dialogue in the fisheries and aquaculture sectors.*

**Amendment 10**

**Proposal for a regulation**  
**Recital 35**

*Text proposed by the Commission*

(35) ***Conscious of the potential that diversification offers for small scale coastal fishermen and their crucial role in coastal communities***, the EMFF should help ***diversification*** by covering business start-ups ***and investments for the retrofitting of their vessels, in addition to*** the relevant training to acquire professional skills ***in the relevant field outside fishing activities***.

*Amendment*

(35) The EMFF should help ***create jobs*** by covering business start-ups ***in the fisheries sector, as well as*** the relevant training to acquire ***the necessary*** professional skills.

Or. fr

*Justification*

*The EMFF was set up to provide structural support to the fishing industry, in order to make it more competitive and sustainable. Providing support for the diversification of fishing activities into other sectors is at odds with that goal. Steps should instead be taken to boost job creation in the fisheries sector.*

**Amendment 11**

**Proposal for a regulation**  
**Recital 36**

*Text proposed by the Commission*

(36) In order to address health and safety

*Amendment*

(36) In order to address health and safety

needs on board, the EMFF should support investments covering safety and hygiene on board.

needs on board, the EMFF should support investments covering safety and hygiene on board **and training in such matters for fishermen.**

Or. fr

*Justification*

*The EMFF should fund training for fishermen in on-board health and safety.*

**Amendment 12**

**Proposal for a regulation**  
**Recital 37**

*Text proposed by the Commission*

*Amendment*

***(37) As a result of the establishment of systems of transferable fishing concessions envisaged in Article 27 of the [CFP Regulation] and in order to support Member States in the implementation of these new systems, the EMFF should grant support in terms of capacity building and exchange of best practices.***

***deleted***

Or. fr

*Justification*

*The rapporteur is opposed to the introduction of transferable fishing concessions, which would turn fishing rights into tradable commodities and jeopardise the future of small-scale and coastal fishing.*

**Amendment 13**

**Proposal for a regulation**  
**Recital 38**

*Text proposed by the Commission*

*Amendment*

***(38) The introduction of the transferable fishing concessions systems should make the sector more competitive.***

***deleted***

*Consequently, there may be a need for new professional opportunities outside the fishing activities. Therefore, the EMFF should support the diversification and job creation in fishing communities in particular by supporting business start-ups and the reassignment of vessels for maritime activities outside fishing activities of small scale coastal fishing vessels. This last operation seems to be appropriate as the small scale coastal fishing vessels are not covered by the transferable fishing concessions systems.*

Or. fr

#### *Justification*

*The rapporteur is opposed to the introduction of transferable fishing concessions, which would turn fishing rights into tradable commodities and jeopardise the future of small-scale and coastal fishing.*

#### **Amendment 14**

##### **Proposal for a regulation Recital 39**

*Text proposed by the Commission*

*Amendment*

*(39) The objective of the Common Fisheries Policy is to ensure a sustainable exploitation of fish stocks. Overcapacity has been identified as a major driver for overfishing. It is therefore paramount to adapt the Union fishing fleet to the resources available. The removal of overcapacity through public aid such as temporary or permanent cessation and scrapping schemes has proven ineffective. The EMFF will therefore support the establishment and management of systems of transferable fishing concessions aiming at the reduction of overcapacity and increased economic performance and profitability of the operators concerned.*

*deleted*

*Justification*

*The rapporteur considers the claim that there is overcapacity in the EU fleet to be questionable: overcapacity has yet to be defined by the Commission and is therefore difficult to establish. Even though fishing capacity in some regions may well be too high in comparison with the stocks available, this is still a localised situation and cannot in any way be taken to mean that the same is true in all EU fishing grounds, nor can it be taken as a basic premise.*

**Amendment 15****Proposal for a regulation****Recital 40**

*Text proposed by the Commission*

***(40) With overcapacity being one of the key drivers of overfishing, measures need to be taken to adapt the Union fishing fleet to the resources available; in this context, the EMFF should support the establishment, modification and management of the systems of transferable fishing concessions introduced by the CFP as management tools for reducing overcapacity.***

*Amendment*

(40) Measures need to be taken to adapt the Union fishing fleet to the resources available; in this context, ***Member States should clearly specify in their operational programmes the fishing capacity adjustment measures they are taking in order to comply with the obligations laid down in Article 34(1) of [CFP Regulation].***

*Justification*

*Member States must keep within the fleet capacity ceilings set in the basic regulation. They should therefore be required to specify in their EMFF operational programmes the steps they are taking in order to do so.*

**Amendment 16****Proposal for a regulation****Recital 40 a (new)**

*Text proposed by the Commission*

*Amendment*

***(40a) With a view to modernising and***

*renewing the EU's ageing fleet, the EMFF should contribute towards investment in new fishing vessels to replace obsolete vessels that are scrapped or reassigned to non-fishing activities. Such investment should result in higher standards of on-board safety, energy efficiency and fishing gear selectivity and should not increase fishing capacity.*

Or. fr

*Justification*

*The EU fleet is ageing (half of the vessels are more than 25 years old). This situation poses serious problems as regards on-board safety and protection of the marine environment. The EMFF should therefore support fleet renewal, subject to strict conditions, by funding the replacement of obsolete vessels with modern vessels. Under no circumstances must such investment result in an increase in fishing capacity.*

**Amendment 17**

**Proposal for a regulation**  
**Recital 40 b (new)**

*Text proposed by the Commission*

*Amendment*

***(40b) In order to safeguard fishermen's incomes, contributions should be made from the EMFF to mutual funds covering losses resulting from natural disasters, bad weather, environmental or health-related accidents or sharp rises in fuel prices.***

Or. fr

*Justification*

*The EMFF should help to compensate fishermen for losses resulting from exceptional external events. The rapporteur proposes that such assistance should take the form of contributions to mutual funds set up by fishermen.*



## Amendment 18

### Proposal for a regulation Recital 40 c (new)

*Text proposed by the Commission*

*Amendment*

***(40c) The EMFF should provide support for fishermen affected by a temporary cessation of fishing, in particular in connection with emergency measures or biological rest periods introduced pursuant to [CFP Regulation].***

Or. fr

*Justification*

*The EMFF should provide support for fishermen affected by a temporary cessation of fishing, in particular in connection with emergency measures or biological rest periods introduced pursuant to the basic regulation.*

## Amendment 19

### Proposal for a regulation Recital 41

*Text proposed by the Commission*

*Amendment*

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters. For this purpose it is essential to develop a regionalised approach to conservation measures.

(41) It is paramount to integrate environmental concerns into the EMFF and support the implementation of conservation measures under the CFP taking however into account the diverse conditions throughout the Union waters ***and the economic and social situation in each fishery***. For this purpose it is essential to develop a regionalised approach to conservation measures ***and to involve organisations representing fishermen, in particular the advisory councils***.

Or. fr

*Justification*

*The advisory councils need to be involved in regionalised implementation of the CFP.*

**Amendment 20**

**Proposal for a regulation**

**Recital 42**

*Text proposed by the Commission*

(42) In the same vein, the EMFF should support the reduction of the impact of fishing on the marine environment in particular through the promotion of eco innovation, more selective gears and equipment as well as measures aiming at protecting and restoring marine biodiversity and ecosystems and the services they provide, in line with the EU Biodiversity Strategy to 2020.

*Amendment*

(42) In the same vein, the EMFF should support the reduction of the impact of fishing on the marine environment in particular through the promotion of eco innovation, more selective gears and equipment **and the provision of training to fishermen**, as well as measures aiming at protecting and restoring marine biodiversity and ecosystems and the services they provide, in line with the EU Biodiversity Strategy to 2020.

Or. fr

*Justification*

*With a view to reducing fishing's impact on the marine environment, the EMFF should fund training for fishermen, in particular in the use of more selective fishing gear and equipment.*

**Amendment 21**

**Proposal for a regulation**

**Recital 43**

*Text proposed by the Commission*

(43) ***In line with the discard ban introduced by the CFP***, the EMFF should support investments on board ***aiming at make the best use of unwanted fish caught and valorise underused components of the fish caught.*** Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support

*Amendment*

(43) ***In order to secure a significant reduction in discards***, the EMFF should support investments on board ***that will minimise unwanted catches, as well as relevant training for fishermen.*** Considering the scarcity of the resources, in order to maximise the value of the fish caught, the EMFF should also support investments on board aiming at adding

investments on board aiming at adding commercial value to fish caught.

commercial value to fish caught.

Or. fr

*Justification*

*Instead of banning discards outright, the aim should be to reduce them gradually and significantly, including by investing in selective fishing gear and relevant training for fishermen.*

**Amendment 22**

**Proposal for a regulation**  
**Recital 44**

*Text proposed by the Commission*

(44) Conscious of the importance of fishing ports, landing sites and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

*Amendment*

(44) Conscious of the importance of fishing ports, landing sites, ***fish markets*** and shelters, the EMFF should support relevant investments in particular to increase energy efficiency, environmental protection, the quality of the product landed, as well as safety and working conditions.

Or. fr

*Justification*

*Fish markets should be added to the list of port-related investments.*

**Amendment 23**

**Proposal for a regulation**  
**Recital 44 a (new)**

*Text proposed by the Commission*

*Amendment*

***(44a) With a view to promoting small-scale and coastal fishing, Member States should attach to their operational programmes action plans for developing such fishing and ensuring that it is***

*competitive and sustainable.*

Or. fr

*Justification*

*Small-scale and coastal fishing makes a key contribution to the vitality of coastal areas. The EMFF should therefore help to develop such fishing and ensure that it is competitive and sustainable. The rapporteur proposes that each Member State should attach to its operational programme an action plan setting out the steps to be taken with a view to this.*

**Amendment 24**

**Proposal for a regulation**  
**Recital 44 b (new)**

*Text proposed by the Commission*

*Amendment*

***(44b) Some EMFF provisions need to be adjusted in order to meet the needs of outermost regions while continuing to pursue the core objective of ensuring that fishing and aquaculture are sustainable and responsible. The EMFF should, in particular, take account of the fact that some of those regions are lagging behind in terms of resource assessment, infrastructure, organisation of the industry and monitoring of activity and production. The EMFF should therefore be used to modernise the sector, in particular its infrastructure, and to renew and modernise its production resources, with due regard for the specific circumstances in outermost region sea basins and resource availability.***

Or. fr

*Justification*

*The EMFF should take due account of the specific circumstances in outermost regions.*

## Amendment 25

### Proposal for a regulation Recital 50

*Text proposed by the Commission*

(50) Conscious of the need to identify the most suitable areas for developing aquaculture taking into account access to waters and space, the EMFF should support national authorities in making their strategic choices at national level.

*Amendment*

(50) Conscious of the need to identify the most suitable areas for developing aquaculture taking into account access to waters and space, the EMFF should support national authorities in making their strategic choices at national level, ***with particular regard to the identification and mapping of most suitable areas for developing aquaculture, where applicable taking into account maritime spatial planning processes.***

Or. fr

*Justification*

*Alignment with Article 50 which refers to the identification and mapping of most suitable areas for developing aquaculture.*

## Amendment 26

### Proposal for a regulation Recital 56

*Text proposed by the Commission*

(56) In fisheries areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries products and ***diversifying the local economy towards*** new economic activities, including those offered by "blue growth" and the broader maritime sectors.

*Amendment*

(56) In fisheries areas, community-led local development should encourage innovative approaches to create growth and jobs, in particular by adding value to fisheries products and ***maximising the potential of*** new economic activities, including those offered by 'blue growth' and the broader maritime sectors.

Or. fr

*Justification*

*The diversification of the local economy in fisheries areas should not in itself be an objective of local development undertaken by local actors. However, the potential of new maritime activities should be maximised, where appropriate.*

**Amendment 27**

**Proposal for a regulation**

**Recital 58**

*Text proposed by the Commission*

(58) Community-led local development should be implemented through a bottom-up approach by local partnerships that are composed of representatives of the public, private and civil society sectors and mirror correctly the local society; these local actors are best placed to draw up and implement integrated multi-sectoral local development strategies to meet the needs of their local fisheries areas; ***it is important in order to ensure the*** representativeness of local action groups ***that no single interest groups has more than 49% of the voting right in the decision-making bodies.***

*Amendment*

(58) Community-led local development should be implemented through a bottom-up approach by local partnerships that are composed of representatives of the public, private and civil society sectors and mirror correctly the local society; these local actors are best placed to draw up and implement integrated multi-sectoral local development strategies to meet the needs of their local fisheries areas; ***the*** representativeness of local action groups ***should be ensured.***

Or. fr

*Justification*

*Alignment with the rapporteur's amendment to Article 62(3)(b) (majority representation of the fisheries and aquaculture sectors in FLAGs).*

**Amendment 28**

**Proposal for a regulation**

**Recital 60**

*Text proposed by the Commission*

(60) The support to fisheries areas through the EMFF should be coordinated with the local development support offered by other

*Amendment*

(60) The support to fisheries areas through the EMFF should be coordinated with the local development support offered by other

Union Funds and should cover all aspects of the preparation and implementation of local development strategies and operations of local action groups as well as the costs of animating the local area and running the local partnership.

Union Funds and should cover all aspects of the preparation and implementation of local development strategies and operations of local action groups as well as the costs of animating the local area and running the local partnership. ***This support should include the possibility of receiving technical – in particular financial engineering – assistance in setting up local development projects, especially for small-scale and coastal fishing and fishing in inland waters.***

Or. fr

#### *Justification*

*There should be access to technical assistance for local development projects led by people involved in small-scale and coastal fishing as well as fishing in inland waters.*

#### **Amendment 29**

##### **Proposal for a regulation Recital 61**

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

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products] as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain. ***In order to adapt to the new discard ban policy, the EMFF should also support the processing of unwanted catches.***

###### *Amendment*

(61) In order to ensure the viability of fisheries and aquaculture in a highly competitive market, it is necessary to lay down provisions granting support for the implementation of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products] as well as for marketing and processing activities carried by operators to maximise the value of fisheries and aquaculture products. Particular attention should be paid to the promotion of operations which integrate producing, processing and marketing activities of the supply chain. ***The EMFF should also support the processing of unwanted catches if these are landed and if the distribution of landed products to charitable organisations does not comply with***

*marketing standards.*

Or. fr

*Justification*

*Rather than radically banning discards, the rapporteur proposes aiming at progressively reducing discards to a significant extent. The EMFF should also support the distribution of landed products which do not comply with marketing standards to charitable organisations.*

**Amendment 30**

**Proposal for a regulation**

**Recital 62**

*Text proposed by the Commission*

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. The compensation for storage aid and aid for production and marketing plans should ***gradually be phased out as the importance of this particular kind of support has lost its interest in the light of the evolving structure of the Union market for this kind of products and the growing importance of strong producer's organisations.***

*Amendment*

(62) Priority should be given to producer organisations and associations of producer organisations by granting them support. The compensation for storage aid and aid for production and marketing plans should be ***maintained throughout the programming period.***

Or. fr

*Justification*

*Storage aid is an important market regulation instrument. It should therefore be maintained, with no reduction, in the EMFF throughout the programming period.*



## Amendment 31

### Proposal for a regulation Recital 63 a (new)

*Text proposed by the Commission*

*Amendment*

**(63 a) The EMFF should support entrepreneurial and joint initiatives aiming to achieve the objectives of the EU in the areas of environmental protection and the preservation of fish stocks through the establishment of joint aqua-environmental measures, in particular for fishing in inland waters.**

Or. fr

#### *Justification*

*The EMFF should support joint initiatives by operators in small-scale and coastal fishing and fishing in inland waters where these concern environmental protection and the preservation of fish stocks.*

## Amendment 32

### Proposal for a regulation Recital 64

*Text proposed by the Commission*

*Amendment*

(64) **Fishing** activities in the outermost regions of the European Union are facing difficulties, in particular because of **the additional costs incurred in the marketing of certain fishery products, due to** the particular handicaps recognised by Article 349 of the Treaty on the Functioning of the European Union.

(64) **Given that fishing** activities in the outermost regions of the European Union are facing difficulties, in particular because of **their remoteness and special climatic conditions, the EMFF should take into account** the particular handicaps recognised by Article 349 of the Treaty on the Functioning of the European Union.

Or. fr

#### *Justification*

*The difficulties faced by the outermost regions are linked to other factors apart from the additional costs incurred by marketing.*

### Amendment 33

#### Proposal for a regulation

#### Recital 65

*Text proposed by the Commission*

(65) In order to maintain the competitiveness of certain fishery products from the outermost regions of the European Union compared with that of similar products from other European Union's regions, the European Union introduced measures in 1992 to compensate for the related additional costs in the fisheries sector. The measures applying for the period 2007-2013 are laid down in Council Regulation (EC) No 791/2007. It is necessary to continue providing support to offset the additional costs for the marketing of certain fishery products as of 1 January 2014.

*Amendment*

(65) In order to maintain the competitiveness of certain fishery products from the outermost regions of the European Union compared with that of similar products from other European Union's regions, the European Union introduced measures in 1992 to compensate for the related additional costs in the fisheries sector. The measures applying for the period 2007-2013 are laid down in Council Regulation (EC) No 791/2007. It is necessary to continue providing support to offset the additional costs for the marketing of certain fishery products as of 1 January 2014 ***and to extend this to all additional costs incurred by operators engaged in fishing, rearing, processing and marketing activities.***

Or. fr

*Justification*

*All additional costs incurred by operators in the outermost regions should be taken into account.*

### Amendment 34

#### Proposal for a regulation

#### Recital 66

*Text proposed by the Commission*

(66) In view of the different marketing conditions in the outermost regions concerned, the fluctuations in captures and stocks and of market demands, it should be left to the Member States concerned to

*Amendment*

(66) In view of the different ***fishing, rearing and*** marketing conditions in the outermost regions concerned, the fluctuations in captures and stocks and of market demands, it should be left to the

determine the fishery products eligible for compensation, their respective maximum quantities and the compensation amounts within the overall allocation per Member State.

Member States concerned to determine *the list of additional costs and* the fishery products eligible for compensation, their respective maximum quantities and the compensation amounts within the overall allocation per Member State.

Or. fr

#### *Justification*

*All additional costs incurred by operators in the outermost regions should be taken into account.*

### **Amendment 35**

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

##### **Recital 80**

#### *Text proposed by the Commission*

(80) The EMFF should also support sustainable economic growth, employment, innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

#### *Amendment*

(80) The EMFF should also support sustainable economic growth, employment, *improvements to working conditions,* innovation and competitiveness within maritime sectors and in coastal regions. It is particularly important to identify regulatory barriers and skill deficiencies hindering growth in emerging and prospective maritime sectors, as well as operations aimed at fostering investment in technological innovation necessary to enhance the business potential of marine and maritime applications.

Or. fr

#### *Justification*

*The EMFF should support improvements to working conditions.*

## Amendment 36

### Proposal for a regulation Recital 84

#### *Text proposed by the Commission*

(84) By way of technical assistance the EMFF should provide preparatory, administrative and technical support as well as support for information measures, networking, evaluations, audits, studies and exchanges of experience in order to facilitate the implementation of the operational programme and to promote innovative approaches and practices for simple and transparent implementation. Technical assistance should also include the setting up of a European network of Fisheries Local Action Groups aiming at capacity building, disseminating information, exchanging experience and supporting cooperation between the local partnerships.

#### *Amendment*

(84) By way of technical assistance the EMFF should provide preparatory, administrative and technical support as well as support for information measures, networking, evaluations, audits, studies and exchanges of experience in order to facilitate the implementation of the operational programme and to promote innovative approaches and practices for simple and transparent implementation, ***including those which will benefit operators and fishermen's organisations.*** Technical assistance should also include the setting up of a European network of Fisheries Local Action Groups aiming at capacity building, disseminating information, exchanging experience and supporting cooperation between the local partnerships.

Or. fr

#### *Justification*

*Technical assistance can also target operators and fishermen's organisations.*

## Amendment 37

### Proposal for a regulation Recital 88

#### *Text proposed by the Commission*

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the

#### *Amendment*

(88) Conscious of the importance of ensuring conservation of marine biological and protecting fish stocks in particular from illegal fishing and in the spirit of the conclusions drawn in the Green Paper on the Reform of the CFP, those operators who do not comply with the rules of the

CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species *above* levels which can produce the MSY, and those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

CFP, and particularly jeopardise the sustainability of the stocks concerned and constitute therefore a serious threat to the sustainable exploitation of living marine biological resources that restores and maintains populations of harvested species *at* levels which can produce the MSY, and those who are involved in IUU fishing should be excluded from support under the EMFF. Union funding should not at any stage from the selection to the implementation of an operation be used to undermine the public interest of conservation of marine biological resources expressed in the objectives of the CFP Regulation.

Or. fr

#### *Justification*

*The maximum sustainable yield needs to be achieved in order to ensure that stocks are sustainable. There is no justification for requiring a higher level to be achieved.*

### **Amendment 38**

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

##### **Recital 93**

#### *Text proposed by the Commission*

(93) The rules and procedures governing commitments and payments should be simplified so that a regular cash flow is ensured. A pre-financing of 4 % of the contribution from the EMFF should help speeding up the implementation of the operational programme.

#### *Amendment*

(93) The rules and procedures governing commitments and payments should be simplified so that a regular cash flow is ensured. A pre-financing of 7 % of the contribution from the EMFF should help speeding up the implementation of the operational programme.

Or. fr

#### *Justification*

*The rapporteur proposes maintaining the 7 % level of pre-financing currently in force in the EFF.*

## Amendment 39

### Proposal for a regulation

#### Recital 101

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

(101) In order to supplement and amend certain non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of a code of conduct on identification of the cases of non-compliance of CFP rules which could lead to inadmissibility of application and the timeframe of application, in order to ensure ex ante conditionality in a proportionate way, identification of eligible investments on board in order to avoid investments which would lead to increasing the fishing capacity of the vessel, on the method of calculation of net revenue in the case of eco-innovation, on the determination of the eligible operations and costs linked to the protection and restoration of marine protected areas, on the identification of eligible costs in the investments in off-shore and non-food aquaculture, the determination of the content of the action plan of local development strategies, determination of eligible costs under the preparatory support for local development strategies, definition of the eligible costs under running costs and animation costs for the local development strategies, the obligations of paying agencies, the determination of tasks of certification bodies, the clarification of the procedures for adequate audit trail, the clarification of the obligations of Member States in case of recoveries of undue payments,

##### *Amendment*

(101) In order to supplement and amend certain non-essential elements of this Regulation, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of a code of conduct on identification of the cases of non-compliance of CFP rules which could lead to inadmissibility of application and the timeframe of application, in order to ensure ex ante conditionality in a proportionate way, identification of eligible investments on board in order to avoid investments which would lead to increasing the fishing capacity of the vessel, ***identification of criteria to determine the obsolescence of vessels***, on the method of calculation of net revenue in the case of eco-innovation, on the determination of the eligible operations and costs linked to the protection and restoration of marine protected areas, ***on the determination of the conditions for implementing support to mutual funds in the event of a hefty, cyclical rise in fuel prices; on the specification of ways of implementing support for a temporary cessation of fishing activities***; on the identification of eligible costs in the investments in off-shore and non-food aquaculture, the determination of the content of the action plan of local development strategies, determination of eligible costs under the preparatory support for local development strategies, definition of the eligible costs under running costs and animation costs for the local development strategies, the obligations of paying agencies, the determination of tasks of certification bodies, the clarification of

the procedures for adequate audit trail, the clarification of the obligations of Member States in case of recoveries of undue payments, the determination of cases of non-compliance of CFP which might lead to suspension of payments, the establishment of the criteria and methodology to apply in case of flat rate or extrapolated financial corrections and the list of relevant cases of non-compliance with CFP rules which might lead to the application of financial corrections and on the content and construction of the monitoring and evaluation system.

Or. fr

### *Justification*

*Alignment with new Articles 32a (renewal of the fleet), 42a (mutual funds) and 42b (temporary cessation of activity) proposed by the rapporteur.*

## **Amendment 40**

### **Proposal for a regulation Recital 104**

#### *Text proposed by the Commission*

(104) In order to ensure uniform conditions for the implementation of this Regulation, the implementing powers relating to the format of the operational programme, the procedures to adopt the operational programme, the procedures relating to the adoption of annual work plan for data collection, the concrete application of the percentage points of aid intensity of Annex I, the period of time for sending the intermediate declaration of expenditure, rules on the obligation of paying agencies as regard to management and control, specific tasks of the certification bodies, the rules for efficient management and control, rules for the determination of the payments to be suspended, the procedures

#### *Amendment*

(104) In order to ensure uniform conditions for the implementation of this Regulation, the implementing powers relating to ***the identification of criteria to define small-scale and coastal fishing activities***, the format of the operational programme, the procedures to adopt the operational programme, the procedures relating to the adoption of ***the*** annual work plan for data collection, the concrete application of the percentage points of aid intensity of Annex I, the period of time for sending the intermediate declaration of expenditure, rules on the obligation of paying agencies as regard to management and control, specific tasks of the certification bodies, the rules for efficient management and

for interrupting the payment deadline or for suspending payments, the procedure for additional on-the-spots controls by the Commission, the format of the Annual Implementation Reports, the elements to be included in the ex-ante and ex-post evaluations and the elaboration of technical elements for publicity measures should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers.

control, rules for the determination of the payments to be suspended, the procedures for interrupting the payment deadline or for suspending payments, the procedure for additional on-the-spots controls by the Commission, the format of the Annual Implementation Reports, the elements to be included in the ex-ante and ex-post evaluations and the elaboration of technical elements for publicity measures should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers.

Or. fr

#### *Justification*

*Alignment of the rapporteur's amendment to Article 3(2)(18) (definition of small-scale and coastal fishing).*

#### **Amendment 41**

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

##### **Article 3 - paragraph 2 - point 6**

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

6) 'fisherman' means any person engaging in professional fishing, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of marine organisms, as recognised by the Member State, without a vessel;

###### *Amendment*

6) 'fisherman' means any person engaging in professional fishing, **owners of fishing vessels or employees**, as recognised by the Member State, on board of an operational fishing vessel or engaging in professional harvesting of marine organisms, as recognised by the Member State, without a vessel;

Or. fr



### *Justification*

*The definition of 'fisherman' should be made more precise by including professionals who own their vessels and salaried fishermen.*

### **Amendment 42**

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

#### **Article 3 - paragraph 2 - point 18**

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

18) 'small scale coastal fishing' means fishing carried out by fishing vessels ***of an overall length of less than 12 metres and not using towed gear as listed in Table 3 Annex I of Commission Regulation (EC) No 26/2004 of 30 December 2003 regarding the fishing vessels register of the Union;***

##### *Amendment*

18) 'small-scale ***and*** coastal fishing' means fishing carried out by fishing vessels ***whose activity is defined as such by the Member States applying the criteria established by Article 6a(2).***

***(NB: throughout the Regulation, the term 'small-scale coastal fishing' will be replaced by 'small-scale and coastal fishing')***

Or. fr

### *Justification*

*There can be significant differences between small-scale and coastal fishing depending on the maritime basins. There should not be a single definition at European level. The rapporteur therefore proposes making this definition the responsibility of the Member States.*

### **Amendment 43**

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

#### **Article 5 - point d**

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

d) fostering the implementation of the CFP.

##### *Amendment*

d) fostering the implementation of the CFP ***and the operation of the common organisation of the markets.***

Or. fr

*Justification*

*The common organisation of the markets should be added.*

**Amendment 44**

**Proposal for a regulation**

**Article 6 - paragraph 1 - introductory part**

*Text proposed by the Commission*

1) Increasing employment and territorial cohesion through the following objectives:

*Amendment*

1) Increasing employment and **social and** territorial cohesion through the following objectives:

Or. fr

*Justification*

*The social aspect of the EMFF should be reinforced.*

**Amendment 45**

**Proposal for a regulation**

**Article 6 - paragraph 1 - point a**

*Text proposed by the Commission*

a) promotion of economic growth, social inclusion, creation of jobs and supporting **labour** mobility in coastal and inland communities depending on fishing and aquaculture;

*Amendment*

a) promotion of economic growth, social inclusion, creation of jobs and supporting **worker** mobility **and employability** in coastal and inland communities depending on fishing and aquaculture;

Or. fr

*Justification*

*Improving employability should be added.*

## Amendment 46

### Proposal for a regulation

#### Article 6 - paragraph 1 - point b

*Text proposed by the Commission*

*Amendment*

b) *diversification of fisheries activities into other sectors of maritime economy and growth of maritime economy, including mitigation of climate change.* *deleted*

Or. fr

#### *Justification*

*Alignment with the rapporteur's amendments to Article 32. Supporting the diversification of fishing activities into other sectors runs counter to the aim of improving the competitiveness and sustainability of the fisheries sector.*

## Amendment 47

### Proposal for a regulation

#### Article 6 - paragraph 1 - point b a (new)

*Text proposed by the Commission*

*Amendment*

*b a) support given to fishermen facing temporary cessation of activities and cyclic losses linked to random problems.*

Or. fr

#### *Justification*

*Alignment with new Articles 42a and 42b proposed by the rapporteur. The EMFF should contribute to compensating for the temporary cessation of activities and for losses incurred by fishermen as a result of exceptional external events.*

## Amendment 48

### Proposal for a regulation

#### Article 6 - paragraph 2 - point a a (new)

*Text proposed by the Commission*

*Amendment*

***a a) renewal and modernisation of the fishing fleet;***

Or. fr

#### *Justification*

*Alignment with new Article 32a proposed by the rapporteur. The EU fleet is ageing (half of the vessels are more than 25 years old). This situation poses serious problems as regards on-board safety and protection of the marine environment. The EMFF should therefore support fleet renewal, subject to strict conditions, by funding the replacement of obsolete vessels with modern vessels. Under no circumstances must such investment result in an increase in fishing capacity.*

## Amendment 49

### Proposal for a regulation

#### Article 6 - paragraph 2 - point b

*Text proposed by the Commission*

*Amendment*

b) enhancement of the competitiveness and viability of fisheries, ***in particular of small scale coastal fleet***, and improvement of safety or working conditions;

b) enhancement of the competitiveness and viability of fisheries and improvement of safety or working conditions;

Or. fr

#### *Justification*

*Alignment with new point c proposed by the rapporteur.*

## **Amendment 50**

### **Proposal for a regulation**

#### **Article 6 - paragraph 2 - point c a (new)**

*Text proposed by the Commission*

*Amendment*

***c a) development, competitiveness and sustainability of small-scale and coastal fishing;***

Or. fr

#### *Justification*

*The EMFF should give special importance to small-scale and coastal fishing. This new point is linked to new Article 22a proposed by the rapporteur on the action plan for small-scale and coastal fishing.*

## **Amendment 51**

### **Proposal for a regulation**

#### **Article 6 - paragraph 6 - point b a (new)**

*Text proposed by the Commission*

*Amendment*

***ba) training fishermen to apply the provisions of the common fisheries policy.***

Or. fr

#### *Justification*

*The EMFF should support training for fishermen in applying the CFP rules.*

## **Amendment 52**

### **Proposal for a regulation**

#### **Article 6 a (new)**

*Text proposed by the Commission*

*Amendment*

***Article 6a***

***Definition of small-scale and coastal***

*fishing activities*

*1. It shall be for each Member State, employing criteria laid down for that purpose by the Commission in accordance with paragraph 2, to determine what fishing activities carried on by the vessels flying its flag are to be regarded as small-scale and coastal fishing.*

*2. The Commission shall adopt, by means of implementing acts, rules governing the joint criteria employed to define small-scale and coastal fishing in such a way as to ensure that their application takes account of the specific characteristics of the various fisheries, at the same time guaranteeing that the proportion of the fleet falling into that category does not vary excessively from one fishery to another. The criteria shall, in particular, take account of factors such as the size and rating of vessels and the period of time vessels are likely to spend fishing between two landings. The implementing acts referred to in this paragraph shall be adopted in accordance with the advisory procedure referred to in Article 151(2).*

Or. fr

*Justification*

*In line with the rapporteur's amendment to Article 3(2)(18) (definition of small-scale and coastal fishing).*

**Amendment 53**

**Proposal for a regulation**  
**Article 8 - paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

*2a. As regards State aid granted in the outermost regions, Article 16 of Council Regulation (EC) No 247/2006 laying down specific measures for agriculture in*

*the outermost regions of the Union (POSEI) shall apply.*

Or. fr

*Justification*

*POSEI (Programme of Options Specific to Remote and Island Regions) is the specific instrument applicable in the area of agriculture and fisheries in the outermost regions. Accordingly, a link should be established between that instrument and the EMFF.*

**Amendment 54**

**Proposal for a regulation  
Article 13 - point b**

*Text proposed by the Commission*

*Amendment*

**b) *construction of new fishing vessels, decommissioning or* importation of fishing vessels;**

b) importation of fishing vessels;

Or. fr

*Justification*

*In line with the new Article 32a (renewal of the fleet) proposed by the rapporteur.*

**Amendment 55**

**Proposal for a regulation  
Article 13 - point c**

*Text proposed by the Commission*

*Amendment*

**c) *temporary cessation of fishing activities;***

***deleted***

Or. fr

*Justification*

*In line with the new Article 42b (temporary cessation) proposed by the rapporteur.*

## Amendment 56

### Proposal for a regulation Article 13 - point d

*Text proposed by the Commission*

*Amendment*

**d) experimental fishing;**

**deleted**

Or. fr

#### *Justification*

*The EMFF should support experimental fishing, which may facilitate investment to promote sustainable fishing.*

## Amendment 57

### Proposal for a regulation Article 13 - point e

*Text proposed by the Commission*

*Amendment*

**e) transfer of ownership of a business;**

**deleted**

Or. fr

#### *Justification*

*The EMFF should support transfer of ownership of a business in order to maintain activity if necessary.*

## Amendment 58

### Proposal for a regulation Article 15 - paragraph 1

*Text proposed by the Commission*

*Amendment*

1. The resources available for commitments from the EMFF for the period 2014 to 2020 under shared management shall be **EUR 5 520 000 000** in current prices in accordance with the annual breakdown set out in Annex II.

1. The resources available for commitments from the EMFF for the period 2014 to 2020 under shared management shall be **EUR X** in current prices in accordance with the annual breakdown set out in Annex II.



*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

**Amendment 59**

**Proposal for a regulation**  
**Article 15 - paragraph 2**

*Text proposed by the Commission*

2. **EUR 4 535 000 000** of the resources referred to in paragraph (1) shall be allocated to the sustainable development of fisheries, aquaculture and fisheries areas under Chapters I, II **and** III of Title V.

*Amendment*

2. **EUR X** of the resources referred to in paragraph (1) shall be allocated to the sustainable development of fisheries, aquaculture and fisheries areas under Chapters I, II, III **and IV** of Title V.

*Justification*

*Reference should be made to Chapter IV (measures linked to marketing and processing).  
Details of the budget will be finalised once the budget negotiations have been completed.*

**Amendment 60**

**Proposal for a regulation**  
**Article 15 - paragraph 3**

*Text proposed by the Commission*

3. **EUR 477 000 000** of the resources referred to in paragraph (1) shall be allocated to control and enforcement measures referred to in Article 78.

*Amendment*

3. **EUR X** of the resources referred to in paragraph (1) shall be allocated to control and enforcement measures referred to in Article 78.

*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

## **Amendment 61**

### **Proposal for a regulation Article 15 - paragraph 4**

*Text proposed by the Commission*

4. **EUR 358 000 000** of the resources referred to in paragraph (1) shall be allocated to measures on data collection referred to in Article 79.

*Amendment*

4. **EUR X** of the resources referred to in paragraph (1) shall be allocated to measures on data collection referred to in Article 79.

Or. fr

*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

## **Amendment 62**

### **Proposal for a regulation Article 15 - paragraph 5 - indent 1**

*Text proposed by the Commission*

- **EUR 4 300 000** for the Azores and Madeira;

*Amendment*

- **EUR X** for the Azores and Madeira;

Or. fr

*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

## **Amendment 63**

### **Proposal for a regulation Article 15 - paragraph 5 - indent 2**

*Text proposed by the Commission*

- **EUR 5 800 000** for the Canary Islands;

*Amendment*

- **EUR X** for the Canary Islands;

Or. fr

*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

**Amendment 64**

**Proposal for a regulation**

**Article 15 - paragraph 5 - indent 3**

*Text proposed by the Commission*

- **EUR 4 900 000** for the French Guiana  
*and* Réunion.

*Amendment*

- **EUR X** for **Guadeloupe**, the French  
Guiana, **Martinique**, Réunion *and* **Saint-**  
**Martin**.

Or. fr

*Justification*

*Account should be taken of all the outermost regions. Details of the budget will be finalised once the budget negotiations have been completed.*

**Amendment 65**

**Proposal for a regulation**

**Article 15 - paragraph 6**

*Text proposed by the Commission*

6. **EUR 45 000 000** of the resources referred to in paragraph (1) shall be allocated to the storage aid referred to in Article 72 from 2014 to 2018 included.

*Amendment*

6. **EUR X** of the resources referred to in paragraph (1) shall be allocated to the storage aid referred to in Article 72 from 2014 to 2018 included.

Or. fr

*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

## Amendment 66

### Proposal for a regulation Article 16 - paragraph 1

*Text proposed by the Commission*

An amount of **EUR 1 047 000 000** of the EMFF shall be allocated to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

*Amendment*

An amount of **EUR X** of the EMFF shall be allocated to measures under direct management as specified in Chapter I and II of Title VI. This amount includes technical assistance under Article 91.

Or. fr

*Justification*

*Details of the budget will be finalised once the budget negotiations have been completed.*

## Amendment 67

### Proposal for a regulation Article 16 - paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***The budgetary resources allocated to the Integrated Maritime Policy shall not exceed 5 % of the total budget for the EMFF.***

Or. fr

*Justification*

*The Commission is proposing that 7 % of the EMFF budget should be earmarked for the IMP. This is more than four times the IMP's current average annual budget. The rapporteur takes the view that 5 % of the EMFF budget would be sufficient.*

## Amendment 68

### Proposal for a regulation

#### Article 20 - paragraph 1 - point c

*Text proposed by the Commission*

c) a demonstration of a pertinent approach integrated into the programme towards innovation, the environment, including the specific needs of Natura 2000 areas, **and** climate change mitigation and adaptation;

*Amendment*

c) a demonstration of a pertinent approach integrated into the programme towards innovation, the environment, including the specific needs of Natura 2000 areas, climate change mitigation and adaptation **and the implementation of 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;**

Or. fr

#### *Justification*

*In line with recital 9. The EMFF should contribute to the protection of the marine environment, as provided for in Directive 2008/56/EC of the European Parliament and the Council of 17 June 2008 establishing a framework for Community action in the field of marine environmental policy (Marine Strategy Framework Directive).*

## Amendment 69

### Proposal for a regulation

#### Article 20 - paragraph 1 - point d a (new)

*Text proposed by the Commission*

**da) a description of the measures taken by the Member State as regards the adaptation of fishing capacity with a view to meeting the obligations laid down in Article 34(1) of the [CFP regulation];**

*Amendment*

Or. fr

#### *Justification*

*It is essential that the Member States should comply with the capacity ceilings set for their*

*fleets in the basic regulation. In that connection, they should indicate in their EMFF operational programme the measures they take in order to comply with those ceilings.*

#### **Amendment 70**

##### **Proposal for a regulation Article 20 - point h a (new)**

*Text proposed by the Commission*

*Amendment*

***ha) a clear indication of the operations covered by Chapter IV of Title V;***

Or. fr

*Justification*

*Marketing and processing operations should be clearly outlined in the operational programmes.*

#### **Amendment 71**

##### **Proposal for a regulation Article 20 - paragraph 1 - point h b (new)**

*Text proposed by the Commission*

*Amendment*

***hb) a detailed description of the measures taken to achieve the objectives of the action plan for small-scale and coastal fishing referred to in Article 22a;***

Or. fr

*Justification*

*Small-scale and coastal fishing is vital to the economic health of coastal areas. The EMFF should therefore support the development, competitiveness and sustainability of this form of fishing. The rapporteur is proposing that each Member State should annex to its operational programme an action plan setting out the relevant measures taken.*

## Amendment 72

### Proposal for a regulation

#### Article 20 - paragraph 1 - point o - sub-point i - point 1

*Text proposed by the Commission*

an evaluation of the fishing sector (biological, economical and transversal variables as well as research surveys at sea),

*Amendment*

an evaluation of the fishing sector (biological, economical, **social** and transversal variables as well as research surveys at sea),

Or. fr

*Justification*

*Due account should be taken of social parameters when evaluating the fishing sector.*

## Amendment 73

### Proposal for a regulation

#### Article 22 a (new)

*Text proposed by the Commission*

*Amendment*

***Article 22a***

***Action plan for small-scale and coastal fishing***

***1. Member States shall annex to their operational programmes an action plan for small-scale and coastal fishing. In keeping with the objectives of this Regulation and of the [CFP regulation], this action plan shall set out a strategy for the development, competitiveness and sustainability of small-scale and coastal fishing.***

***2. The Commission shall approve the action plan referred to in paragraph 1 together with the operational programme, in accordance with Article 21.***

Or. fr

### *Justification*

*Small-scale and coastal fishing is vital to the economic health of coastal areas. The EMFF should therefore support the development, competitiveness and sustainability of this form of fishing. The rapporteur is proposing that each Member State should annex to its operational programme an action plan setting out the relevant measures taken.*

#### **Amendment 74**

##### **Proposal for a regulation Article 26**

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

Support under this Chapter shall contribute to achieving the Union priorities identified in Article 6(2) and (4).

###### *Amendment*

Support under this Chapter shall contribute to achieving the Union priorities identified in Article 6(2) and (4). ***Unless otherwise provided, it shall cover maritime fishing and fishing in internal waters.***

Or. fr

### *Justification*

*It should be made clear that EMFF support under this chapter covers maritime fishing and fishing in inland waters.*

#### **Amendment 75**

##### **Proposal for a regulation Article 27 - paragraph 1**

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

1. The ***owner*** of a fishing vessel ***having received support*** under Articles 32(1)(b), 36, 39(1)(a), or 40(2) of this Regulation ***shall not transfer the vessel to a third country outside the Union during at least 5 years following the date of actual payment to the beneficiary.***

###### *Amendment*

1. The ***transfer*** of a fishing vessel ***to a third country during the first five years following the date of actual receipt of the support provided*** under Articles 32, 36, 39 or 40 of this Regulation ***shall be possible only if the support is repaid pro rata temporis.***

Or. fr



*Justification*

*The Commission proposal is too inflexible.*

**Amendment 76**

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

*Text proposed by the Commission*

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, new or improved processes, new or improved management and organisation systems.

*Amendment*

1. In order to stimulate innovation in fisheries, the EMFF may support projects aiming at developing or introducing new or substantially improved products compared to the state of art, ***including the design of innovative vessels***, new or improved processes, new or improved management and organisation systems.

Or. fr

*Justification*

*It should be made clear that the design of innovative vessels can be supported under the EMFF.*

**Amendment 77**

**Proposal for a regulation  
Article 29 - paragraph 1 - point b a (new)**

*Text proposed by the Commission*

*Amendment*

***ba) financial engineering and technical assistance services in connection with the development of projects in receipt of EMFF funding, in particular concerning production facilities for small-scale and coastal fishing and fishing in internal waters.***

Or. fr

*Justification*

*Reference should also be made to financial engineering and technical assistance services in this article dealing with advisory services.*

**Amendment 78**

**Proposal for a regulation**

**Article 29 - paragraph 2**

*Text proposed by the Commission*

2. The feasibility studies *and* advice referred to respectively in paragraph 1(a) *and* (b) shall be provided by recognised scientific or technical bodies with the required advisory competences as recognised by the national law of each Member State.

*Amendment*

2. The feasibility studies, advice *and financial engineering and technical assistance services* referred to respectively in paragraph 1(a), (b) *and (ba)* shall be provided by recognised scientific or technical bodies with the required advisory competences as recognised by the national law of each Member State.

Or. fr

*Justification*

*In line with the new paragraph 1(ba) proposed by the rapporteur.*

**Amendment 79**

**Proposal for a regulation**

**Article 29 - paragraph 3**

*Text proposed by the Commission*

3. The support referred to in paragraph 1 shall be granted to operators or organisations of fishermen, recognised by the Member State, who commissioned the feasibility study referred to in paragraph 1.

*Amendment*

3. The support referred to in paragraph 1 shall be granted to operators or organisations of fishermen, recognised by the Member State, who commissioned the feasibility study *or requested the financial engineering and technical assistance services* referred to in paragraph 1.

Or. fr

*Justification*

*In line with the new paragraph 1(ba) proposed by the rapporteur.*

**Amendment 80**

**Proposal for a regulation  
Article 29 - paragraph 4**

*Text proposed by the Commission*

4. Member States shall ensure that operations to be financed under this Article are selected through an accelerated procedure.

*Amendment*

4. Member States shall ensure that operations to be financed under this Article are selected through an accelerated procedure, ***in particular as regards production facilities for small-scale and coastal fishing and fishing in inland waters.***

Or. fr

*Justification*

*Production facilities for small-scale and coastal fishing and fishing in internal waters should be supported.*

**Amendment 81**

**Proposal for a regulation  
Article 29 - paragraph 5**

*Text proposed by the Commission*

***5. The support referred to in paragraph 1 shall take the form of lump sums not exceeding the amount of 3 000 Euro. This limit shall not apply when the beneficiary is an organisation of fishermen.***

*Amendment*

***deleted***

Or. fr

*Justification*

*This type of detail should be dealt with in the operational programmes.*

## Amendment 82

### Proposal for a regulation Article 30 - paragraph 1 - point a

*Text proposed by the Commission*

a) the creation of a **network** composed by one or more independent scientific bodies and fishermen or one or more organisations of fishermen;

*Amendment*

a) the creation of a **partnership** composed by one or more independent scientific bodies and fishermen or one or more organisations of fishermen;

Or. fr

*Justification*

*The term 'network' is not sufficiently clear. Moreover, no definition is provided of 'independent scientific body'.*

## Amendment 83

### Proposal for a regulation Article 30 - paragraph 3

*Text proposed by the Commission*

3. The support referred to in paragraph 1 may be granted to public law bodies, fishermen, organisations of fishermen and **non-governmental** organisations **recognised by the Member State** or FLAGs as defined under Article 62.

*Amendment*

3. The support referred to in paragraph 1 may be granted to public law bodies, fishermen, organisations of fishermen and **producer** organisations **or associations of producer organisations** or FLAGs as defined under Article 62 **in the case of projects run by the beneficiaries referred to above.**

Or. fr

*Justification*

*Producer organisations and associations of producer organisations should be eligible for EMFF support on the basis of partnerships between scientists and fishermen.*

## Amendment 84

### Proposal for a regulation

#### Article 31 - paragraph 1 - point a

*Text proposed by the Commission*

a) lifelong learning, dissemination of scientific knowledge and innovative practices, and acquisition of new professional skills in particular linked to the sustainable management of marine ecosystems, activities in the maritime sector, innovation and entrepreneurship;

*Amendment*

(a) lifelong learning, ***access for young people to fishing professions,*** dissemination of scientific knowledge and innovative practices, and acquisition of new professional skills in particular linked to the sustainable management of marine ecosystems, activities in the maritime sector, innovation and entrepreneurship;

Or. fr

*Justification*

*The EMFF should support access for young people to fishing professions, in order to help keep fishing activities viable.*

## Amendment 85

### Proposal for a regulation

#### Article 31 - paragraph 1 - point a a (new)

*Text proposed by the Commission*

*Amendment*

***aa) training fishermen to apply the provisions of the common fisheries policy.***

Or. fr

*Justification*

*The EMFF should support training for fishermen in applying the CFP rules.*

## Amendment 86

### Proposal for a regulation Article 31 - paragraph 1 - point c

*Text proposed by the Commission*

*Amendment*

c) promoting the social dialogue at national, regional or local level involving fishermen and other relevant stakeholders.

c) promoting the social dialogue at **European**, national, regional or local level involving fishermen, **the social partners** and other relevant stakeholders.

Or. fr

#### *Justification*

*The scope of this article should be clarified by including references to the social dialogue at European level and to the social partners.*

## Amendment 87

### Proposal for a regulation Article 32 - title

*Text proposed by the Commission*

*Amendment*

Facilitating **diversification** and job creation

Facilitating **entrepreneurship** and job creation

Or. fr

#### *Justification*

*One of the objectives of the EMFF is to provide structural support to the fishing sector in order to improve its competitiveness and sustainability. Supporting diversification into other sectors is at odds with that objective. Business start-ups in the fishing sector should be encouraged instead.*

## Amendment 88

### Proposal for a regulation

#### Article 32 - paragraph 1 – introductory part

*Text proposed by the Commission*

1. In order to facilitate ***diversification*** and job creation ***outside fishing***, the EMFF may support:

*Amendment*

1. In order to facilitate job creation, the EMFF may support ***business start-ups in the fishing sector and the development of complementary fishing-related activities.***

Or. fr

#### *Justification*

*One of the objectives of the EMFF is to provide structural support to the fishing sector in order to improve its competitiveness and sustainability. Supporting diversification into other sectors is at odds with that objective. Instead, business start-ups in the fishing sector should be encouraged, whilst allowing scope for the development of complementary fishing-related activities.*

## Amendment 89

### Proposal for a regulation

#### Article 32 - paragraph 1 - point a

*Text proposed by the Commission*

***a) business start-ups outside fishing;***

*Amendment*

***deleted***

Or. fr

#### *Justification*

*One of the objectives of the EMFF is to provide structural support to the fishing sector in order to improve its competitiveness and sustainability. Supporting diversification into other sectors is at odds with that objective. Business start-ups in the fishing sector should be encouraged instead.*

## Amendment 90

### Proposal for a regulation

#### Article 32 - paragraph 1 - point b

*Text proposed by the Commission*

*Amendment*

***b) retrofitting of small scale coastal fishing vessels in order to reassign them for activities outside fishing.*** ***deleted***

Or. fr

#### *Justification*

*One of the objectives of the EMFF is to provide structural support to the fishing sector in order to improve its competitiveness and sustainability. Supporting diversification into other sectors is at odds with that objective. Business start-ups in the fishing sector should be encouraged instead.*

## Amendment 91

### Proposal for a regulation

#### Article 32 - paragraph 2 – introductory part

*Text proposed by the Commission*

*Amendment*

2. Support under paragraph 1 **(a)** shall be granted to fishermen who:

2. Support under paragraph 1 shall be granted to fishermen who:

Or. fr

#### *Justification*

*In line with the rapporteur's amendments to Article 32(1).*

## Amendment 92

### Proposal for a regulation

#### Article 32 - paragraph 2 - point a

*Text proposed by the Commission*

*Amendment*

a) submit a business plan for the development of their **new** activities;

(a) submit a business plan for the development of their activities;



*Justification*

*In line with the rapporteur's amendments to Article 32(1).*

**Amendment 93**

**Proposal for a regulation  
Article 32 - paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. The EMFF may support individual bonuses for fishermen aged at least 40 who have worked as fishermen for at least five years or who have undergone equivalent vocational training and who acquire for the first time full or partial ownership of a small-scale and coastal fishing vessel.***

*Justification*

*In order to help keep fishing viable, the EMFF should support access for young fishermen to vessel ownership, as under the current CFP.*

**Amendment 94**

**Proposal for a regulation  
Article 32 - paragraph 3**

*Text proposed by the Commission*

*Amendment*

***3. Support under paragraph 1(b) shall be granted to small scale coastal fishermen owning a Union fishing vessel registered as active and which have carried out fishing activities at sea at least 60 days during the two years preceding the date of submission of the application. The fishing licence associated with the fishing vessel shall be permanently withdrawn.*** ***deleted***

*Justification*

*In line with the rapporteur's amendments to Article 32(1).*

**Amendment 95**

**Proposal for a regulation  
Article 32 - paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. Beneficiaries of the support referred to in paragraph 1 shall not engage in professional fishing in the five years following the reception of the last payment of the support.** *deleted*

*Justification*

*In line with the rapporteur's amendments to Article 32(1).*

**Amendment 96**

**Proposal for a regulation  
Article 32 - paragraph 5**

*Text proposed by the Commission*

*Amendment*

**5. Eligible costs under paragraph 1(b) shall be limited to the costs of modification of a vessel undertaken for the purpose of its reassignment.** *deleted*

*Justification*

*In line with the rapporteur's amendments to Article 32(1).*

## Amendment 97

### Proposal for a regulation Article 32 - paragraph 6

*Text proposed by the Commission*

6. The amount of financial assistance granted under paragraph 1 **(a)** shall not exceed 50% of the budget foreseen in the business plan for each operation **and shall not exceed a maximum amount of 50 000 EUR for each operation.**

*Amendment*

6. The amount of financial assistance granted under paragraph 1 shall not exceed 50% of the budget foreseen in the business plan for each operation.

Or. fr

*Justification*

*This type of detail should be provided in the operational programmes.*

## Amendment 98

### Proposal for a regulation Article 32 a (new)

*Text proposed by the Commission*

*Amendment*

#### *Article 32a*

##### *Investment in the renewal of the fleet*

**1) The EMFF may support investment in the purchase of fishing vessels, whether new or used, in return for the scrapping of obsolete vessels or their reassignment to non-fishing activities.**

**2) The support shall be granted to the owners of fishing vessels.**

**3) The support must guarantee a higher level of on-board safety, energy efficiency and fishing-gear selectivity. It must not serve to increase fishing capacity.**

**4) The Commission shall be empowered to adopt delegated acts in accordance with Article 150 in order to lay down the criteria to be used to determine whether**

*the vessels referred to in paragraph 1 are obsolete.*

Or. fr

*Justification*

*The European fleet is ageing (half the vessels are more than 25 years old). This raises serious problems in terms of on-board safety and respect for the marine environment. The EMFF should therefore support the renewal of the fleet, subject to certain strict conditions, by funding the replacement of obsolete vessels by modern ones. These investments should on no account serve to increase fishing capacity.*

**Amendment 99**

**Proposal for a regulation**

**Article 33 - paragraph 1**

*Text proposed by the Commission*

1. In order to improve working conditions on board for fishermen the EMFF may support investments on board or in individual equipments providing that these investments go beyond standards required under national or Union law.

*Amendment*

1. In order to improve **safety and** working conditions on board for fishermen the EMFF may support investments on board or in individual equipments providing that these investments go beyond standards required under national or Union law. **The EMFF may also support training schemes and pilot projects designed to improve health and safety on board.**

Or. fr

*Justification*

*The EMFF should support training schemes for fishermen in the area of health and safety on board.*

## Amendment 100

### Proposal for a regulation Article 33 - paragraph 3

*Text proposed by the Commission*

*Amendment*

**3. When the operation consists in an investment on board, the support shall not be granted more than once during the programming period for the same fishing vessel. When the operation consists of an investment in individual equipment, the support shall not be granted more than once during the programming period for the same beneficiary.**

*deleted*

Or. fr

*Justification*

*This type of detail should be provided in the operational programmes.*

## Amendment 101

### Proposal for a regulation Article 34

*Text proposed by the Commission*

*Amendment*

**Article 34**

*deleted*

**Support to systems of transferable fishing concessions of the CFP**

**1. In order to establish or modify systems of transferable fishing concessions under Article 27 of the [Regulation on the CFP], the EMFF may support:**

**a) the design and development of technical and administrative means necessary for the creation or functioning of a transferable fishing concessions system;**

**b) stakeholder participation in designing and developing transferable fishing**

*concessions systems;*

*c) the monitoring and evaluation of transferable fishing concessions systems;*

*d) the management of transferable concessions systems.*

**2. Support under paragraph 1 (a), (b) and (c) shall only be granted to public authorities. Support under paragraph 1 (d) of this Article shall be granted to public authorities legal or natural persons or recognized producer organizations involved in collective management of pooled transferable fishing concessions in accordance with Article 28(4) of the Regulation on Common Fisheries.**

Or. fr

*Justification*

*The rapporteur is opposed to the introduction of transferable fishing concessions. Such an arrangement would serve to monetise fishing rights and would endanger small-scale and coastal fishing.*

**Amendment 102**

**Proposal for a regulation  
Article 35 - title**

*Text proposed by the Commission*

*Amendment*

Support to the implementation of conservation measures under the CFP

Support to the **framing and** implementation of conservation measures under the CFP

Or. fr

*Justification*

*Support under this article should also cover the framing of conservation measures.*

## Amendment 103

### Proposal for a regulation Article 35 - paragraph -1 (new)

*Text proposed by the Commission*

*Amendment*

***-1. The EMFF may support projects that design the multiannual plans referred to in Articles 9, 10 and 11 of the [CFP Regulation], by:***

- a) promoting initiatives for cooperation between the Member States in order to draw up collective conservation measures;***
- b) encouraging stakeholders to be involved in designing these plans.***

Or. fr

*Justification*

*The EMFF should support the design of the multiannual plans as these are vital tools in implementing conservation measures.*

## Amendment 104

### Proposal for a regulation Article 35 - paragraph 1 - introductory part

*Text proposed by the Commission*

*Amendment*

1. In order to ensure efficient implementation of conservation measures under ***Articles 17 and 21 of the*** [Regulation on Common Fisheries Policy] the EMFF may support:

1. In order to ensure efficient implementation of conservation measures ***adopted*** under the [Regulation on Common Fisheries Policy], ***including the multiannual plans***, the EMFF may support:

Or. fr

*Justification*

*Conservation measures implemented under the multiannual plans should be taken into account.*

## Amendment 105

### Proposal for a regulation

#### Article 35 - paragraph 1 - point a

*Text proposed by the Commission*

a) the design and development of technical and administrative means necessary for the implementation of conservation measures in the meaning of **Articles 17 and 21** of the [Regulation on Common Fisheries Policy];

*Amendment*

a) the design and development of technical and administrative means necessary for the implementation of conservation measures in the meaning of the [Regulation on Common Fisheries Policy];

Or. fr

#### *Justification*

*Conservation measures implemented under the multiannual plans should be taken into account.*

## Amendment 106

### Proposal for a regulation

#### Article 35 - paragraph 1 - point b

*Text proposed by the Commission*

b) stakeholder participation in designing and implementing conservation measures in the meaning of Articles 17 and 21 of the [Regulation on Common Fisheries Policy]

*Amendment*

b) stakeholder participation in designing and implementing ***the multiannual plans referred to in Articles 9, 10 and 11*** and conservation measures in the meaning of Articles 17 and 21 of the [Regulation on Common Fisheries Policy]

Or. fr

#### *Justification*

*Conservation measures implemented under the multiannual plans should be taken into account.*



## Amendment 107

### Proposal for a regulation Article 35 - paragraph 2

*Text proposed by the Commission*

2. The support referred to in **paragraph 1** shall **only** be granted to public authorities.

*Amendment*

2. The support referred to in **paragraphs -1 and 1** shall be granted to public authorities, **recognised organisations of fishermen or producer organisations which are involved in the implementation of conservation measures under the CFP.**

Or. fr

*Justification*

*Fishermen's organisations and producers organisations should be eligible for support in implementing conservation measures.*

## Amendment 108

### Proposal for a regulation Article 36 - paragraph 1 - introductory part

*Text proposed by the Commission*

1. In order to reduce the impact of fishing on the marine environment, **foster the elimination of** discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species **above** levels which can produce the MSY, the EMFF may support investments in equipment:

*Amendment*

1. In order to reduce the impact of fishing on the marine environment, **significantly reduce** discards and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species **at** levels which can produce the MSY, the EMFF may support investments in equipment:

Or. fr

*Justification*

*Rather than radically banning discards, the rapporteur proposes aiming at progressively reducing discards to a significant extent. In addition, the MSY level should be reached, not a higher level.*

## Amendment 109

### Proposal for a regulation Article 36 - paragraph 1 - point b

*Text proposed by the Commission*

*Amendment*

b) reducing unwanted catches of commercial stocks or other by-catches;

b) reducing **significantly** unwanted catches of commercial stocks or other by-catches;

Or. fr

#### *Justification*

*The Commission's proposal should be made stronger in regard to significantly cutting discards.*

## Amendment 110

### Proposal for a regulation Article 36 - paragraph 2

*Text proposed by the Commission*

*Amendment*

**2. Support shall not be granted more than once during the programming period for the same Union fishing vessel and for the same type of equipment.**

**deleted**

Or. fr

#### *Justification*

*This type of detail should be dealt with in the operational programmes.*

## Amendment 111

### Proposal for a regulation Article 36 - paragraph 4 - point c

*Text proposed by the Commission*

*Amendment*

c) organisations of fishermen recognised by the Member State.

c) organisations of fishermen **and producer organisations or associations of producer organisations** recognised by the Member

State.

Or. fr

*Justification*

*Producer organisations and associations of producer organisations should be eligible for support aimed at restricting the impact of fishing on the marine environment.*

**Amendment 112**

**Proposal for a regulation**  
**Article 37 - paragraph 1**

*Text proposed by the Commission*

1. In order to contribute to the **elimination of** discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species **above** levels which can produce the MSY, the EMFF may support projects aiming at developing or introducing new technical or organisational knowledge reducing impacts of fishing activities on the environment or achieving a more sustainable use of marine biological resources.

*Amendment*

1. In order to contribute to the **significant reduction in** discards and by-catches and facilitate the transition to exploitation of living marine biological resources that restores and maintains populations of harvested species **at** levels which can produce the MSY, the EMFF may support projects aiming at developing or introducing new technical or organisational knowledge reducing impacts of fishing activities on the environment or achieving a more sustainable use of marine biological resources.

Or. fr

*Justification*

*Rather than radically banning discards, the rapporteur proposes aiming at progressively reducing discards to a significant extent. In addition, the MSY level should be reached, not a higher level.*

## Amendment 113

### Proposal for a regulation Article 37 - paragraph 4

*Text proposed by the Commission*

*Amendment*

**4. Fishing vessels involved in projects financed under this Article shall not exceed 5% of the vessels of the national fleet or 5% of the national fleet tonnage in gross tonnage, calculated at the time of submission of the application.**

***deleted***

Or. fr

#### *Justification*

*There is no justification for this restriction on the number of vessels involved in innovation linked to the conservation of marine biological resources.*

## Amendment 114

### Proposal for a regulation Article 38 - paragraph 1 - point b

*Text proposed by the Commission*

*Amendment*

b) the construction or installation of static or movable facilities intended to protect and enhance marine fauna and flora;

b) the construction or installation of static or movable facilities intended to protect and enhance marine fauna and flora, ***including collectively managed fish aggregating devices (FADs) anchored inshore;***

Or. fr

#### *Justification*

*Scientists and the FAO believe inshore anchored FADs are tools that can be used to develop coastal areas and in structuring coastal and small-scale fishing in island communities in the outermost regions. The fish caught using FADs are adult, large and mature. For this reason the EMFF should support initiatives to manage collectively FADs anchored inshore.*

## Amendment 115

### Proposal for a regulation Article 38 - paragraph 2

*Text proposed by the Commission*

2. Operations under this Article shall be implemented by public law bodies and shall involve fishermen *or* organisations of fishermen, recognised by the Member State, or non-governmental organisation in partnership with organisations of fishermen or FLAGs as defined under Article 62.

*Amendment*

2. Operations under this Article shall be implemented by public law bodies and shall involve fishermen, *by* organisations of fishermen, *producer organisations and associations of producer organisations*, recognised by the Member State, or non-governmental organisation in partnership with organisations of fishermen or FLAGs as defined under Article 62.

Or. fr

*Justification*

*Producer organisations and associations of producer organisations should be able to draw on aid for the protection and recovery of marine biodiversity and ecosystems.*

## Amendment 116

### Proposal for a regulation Article 39 - paragraph 1 - point a a (new)

*Text proposed by the Commission*

*Amendment*

*aa) the replacement or modernisation of main or ancillary engines in order to reduce the emission of pollutants or greenhouse gases and to increase the energy efficiency of the vessels, without increasing the vessels' capacity;*

Or. fr

*Justification*

*In conjunction with the new Article 32a proposed by the rapporteur (fleet renewal), the EMFF should support the replacement and modernisation of vessels' engines. This investment must not increase the vessels' capacity.*

## Amendment 117

### Proposal for a regulation Article 39 - paragraph 2

*Text proposed by the Commission*

2. **Support shall not contribute to the replacement or modernisation of main or ancillary engines.** Support shall only be granted to owners of fishing vessels **and not more than once during the programming period for the same fishing vessel.**

*Amendment*

2. Support shall only be granted to owners of fishing vessels.

Or. fr

### *Justification*

*In conjunction with the new Article 32a proposed by the rapporteur (fleet renewal), the EMFF should support the replacement and modernisation of vessels' engines. This investment must not increase the vessels' capacity. Furthermore it is the operational programmes' responsibility to set out the precise arrangements for granting support.*

## Amendment 118

### Proposal for a regulation Article 40 - paragraph 2

*Text proposed by the Commission*

2. In order to improve the use of unwanted catches the EMFF may support investments on board to make the best use of unwanted catches of commercial stocks and valorise underused components of fish caught, in line with **Article 15 of the [Regulation on Common Fisheries Policy] and Article 8(b) of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].**

*Amendment*

2. In order to improve the use of unwanted catches **in cases where they are landed** the EMFF may support investments on board to make the best use of unwanted catches of commercial stocks and valorise underused components of fish caught, in line with Article 8(b) of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

Or. fr

*Justification*

*The rapporteur does not agree with the landing of unwanted catches being mandatory.*

**Amendment 119**

**Proposal for a regulation**  
**Article 40 - paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Support under this Article shall not be granted more than once during the programming period for the same fishing vessel or the same beneficiary.** **deleted**

Or. fr

*Justification*

*This type of detail should be dealt with in the operational programmes.*

**Amendment 120**

**Proposal for a regulation**  
**Article 41 - title**

*Text proposed by the Commission*

*Amendment*

Fishing ports, landing sites and shelters

Fishing ports, landing sites, **fish markets** and shelters

Or. fr

*Justification*

*Fish markets should be included in the port investments.*

## Amendment 121

### Proposal for a regulation Article 41 - paragraph 1

*Text proposed by the Commission*

**1. For the purpose of increasing the quality of the product landed, increasing energy efficiency, contributing to environmental protection or improving safety and working conditions, the EMFF may support investments improving fishing port infrastructure or landing sites, including investments in facilities for waste and marine litter collection.**

*Amendment*

1. The EMFF may support investments improving fishing port infrastructure, landing sites **and fish markets**.

Or. fr

*Justification*

*Alignment with the rapporteur's amendment at Article 42(2) (extension to eligible investments).*

## Amendment 122

### Proposal for a regulation Article 41 - paragraph 2

*Text proposed by the Commission*

**2. In order to facilitate the use of unwanted catches the EMFF may support investments in fishing ports and landing sites which enable to make the best use of unwanted catches of commercial stocks and which valorise under-used components of the fish caught, in line with Article 15 of the [Regulation on Common Fisheries Policy] and Article 8(b) of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].**

*Amendment*

**2. Investments shall concern:**

**a) improving the quality and freshness of landed products;**



- b) improving conditions regarding landing, processing, storage and auction;*
- c) measures to reduce unwanted catches, to make the best use of unwanted catches of commercial stocks, where these are landed, and to valorise underused components of fish caught;*
- d) energy efficiency;*
- e) environmental protection, notably the collection, storage and treatment of waste and marine waste;*
- f) improving safety and working conditions;*
- g) the supply of fuel, ice, water and electricity;*
- h) fishing vessel maintenance and repair equipment;*
- i) the construction, modernisation and extension of quays to improve safety during landing or loading;*
- j) computerised management of fishing activities;*
- k) the networking of fishing ports, landing sites and fish markets.*

Or. fr

#### *Justification*

*The rapporteur does not agree with the landing of unwanted catches being mandatory. In addition, he proposes broadening EMFF investments in ports to take into account the strategic role they play in competitiveness and sustainability of fishing activities and coastal areas.*

#### **Amendment 123**

#### **Proposal for a regulation Article 41 - paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. Support shall not cover the**

**deleted**

*construction of new ports, new landing sites or new auction halls.*

Or. fr

*Justification*

*Investment in new ports is a matter for the operational programmes to decide.*

**Amendment 124**

**Proposal for a regulation**

**Article 42 - paragraph 1 - introductory part**

*Text proposed by the Commission*

1. In order to reduce the impact of inland fishing on the environment, increase energy efficiency, increase the quality of fish landed, or to improve safety or working conditions, the EMFF may support the following investments:

*Amendment*

1. In order to reduce the impact of inland fishing on the environment, increase energy efficiency, increase the quality of fish landed, ***the promotion of human capital*** or to improve safety or working conditions, the EMFF may support the following investments:

Or. fr

*Justification*

*The promotion of human capital should be added to the article on inland fishing.*

**Amendment 125**

**Proposal for a regulation**

**Article 42 - paragraph 1 - point a**

*Text proposed by the Commission*

a) on board or in individual equipment as referred to in Article 33 and under the conditions set out in that Article;

*Amendment*

a) on board, in individual equipment ***or in training*** as referred to in Article 33 and under the conditions set out in that Article;

Or. fr

*Justification*

*In line with the rapporteur's amendment to Article 33(1) (training in on board health and safety).*

**Amendment 126**

**Proposal for a regulation**

**Article 42 - paragraph 1 - point b a (new)**

*Text proposed by the Commission*

*Amendment*

***ba) promotion of human capital and social dialogue, under the conditions set out in Article 31;***

Or. fr

*Justification*

*The promotion of human capital should be added to the article on inland fishing.*

**Amendment 127**

**Proposal for a regulation**

**Article 42 - paragraph 3**

*Text proposed by the Commission*

*Amendment*

***3. In order to sustain diversification by inland fishermen, the EMFF may support the reassignment of vessels operating in inland fishing to other activities outside fishing under the conditions of Article 32 of this Regulation.***

***deleted***

Or. fr

*Justification*

*The aim of the EMFF is to provide the fishing industry with structural aid in order to boost its competitiveness and sustainability. Supporting diversification into other sectors and away from fishing activities is contrary to that aim.*

## Amendment 128

### Proposal for a regulation Article 42 - paragraph 4

*Text proposed by the Commission*

*Amendment*

**4. For the purposes of paragraph 3, references made in Article 32 to fishing vessels shall be understood as references to vessels operating exclusively in inland water.**

*deleted*

Or. fr

*Justification*

*In line with the rapporteur's proposal to delete Article 42(3).*

## Amendment 129

### Proposal for a regulation Article 42 - paragraph 5 a (new)

*Text proposed by the Commission*

*Amendment*

**5a. In order to foster the structuring of fishing in inland waters in river basins or ecologically comparable areas, the EMFF may support the implementation of collective contracts covering several of the actions referred to in Articles 30, 31 and 38(1), points (c) and (f).**

Or. fr

*Justification*

*The aim of these contracts is to foster sustainable fishing practices and actions that help protect the marine environment and give a better knowledge of it, notably improvements in fishing techniques (in terms of selectivity, for instance) in Natura 2000 areas, cleaning up the sea, recording oceanographic data, collecting and marking fish for scientific monitoring*

*purposes, or reducing the capacity of fishing vessels.*

## **Amendment 130**

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

*Text proposed by the Commission*

*Amendment*

#### *Article 42a*

#### ***Mutual funds covering losses suffered by fishermen***

***1) In order to safeguard the income of fishermen, the EMFF may support the contribution to mutual funds which shall cover the losses due to:***

- a) natural disasters;***
- b) adverse climatic events;***
- c) environmental incidents or health problems;***
- d) sudden or cyclical rises in fuel prices.***

***2) For the purposes of this Article, by 'mutual funds' is meant a system recognised by the Member State in accordance with its national law and which enables fishermen who are affiliated members to insure themselves and receive compensation payments in the event of losses linked to the events cited in paragraph 1.***

***3) The occurrence of the events cited in paragraph 1, points (a), (b) and (c) shall be formally recognised as such by the Member State concerned or as required by the internal rules of the mutual fund. Member States may, where appropriate, establish in advance criteria on the basis of which such formal recognition shall be deemed to be granted.***

***4) The Commission shall be empowered to adopt delegated acts in accordance with***

*Article 150 in order to define the conditions under which paragraph 1(d) shall be implemented.*

Or. fr

*Justification*

*The EMFF should contribute to compensation for losses suffered by fishermen when exceptional external events occur. The rapporteur proposes that this support take the form of a contribution to the mutual funds set up by fishermen.*

**Amendment 131**

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

*Text proposed by the Commission*

*Amendment*

**Article 42b**

***Support for temporary cessation of fishing activities***

***1) The EMFF may contribute to the funding of temporary cessation of fishing support measures for fishermen and fishing vessel owners in the following cases:***

***a) within the scope of a multiannual plan as defined in Article 9 of [CFP Regulation];***

***b) in the event of emergency measures adopted by the Commission under Article 13 of [CFP Regulation] being applied;***

***c) during a biological recovery period decided on in accordance with [CFP Regulation];***

***d) in the event of measures being applied under Article 39 during the engine replacement period.***

***2) The recurrent seasonal suspension of fishing periods shall not be taken into account when granting compensation or making payments under this Article.***

**3) The Commission shall be empowered to adopt delegated acts in accordance with Article 150 in order to define the conditions for implementation of this Article.**

Or. fr

*Justification*

*The EMFF should provide fishermen with support when they are obliged temporarily to stop fishing and in particular when emergency measures or biological recovery periods are enforced in accordance with the basic regulation.*

**Amendment 132**

**Proposal for a regulation**

**Article 60 - paragraph 1 - introductory part**

*Text proposed by the Commission*

1. A fisheries area eligible for support shall be:

*Amendment*

1. A fisheries area eligible for support **may apply to fishing at sea, fishing in inland water or aquaculture. It shall be:**

Or. fr

*Justification*

*It needs to be stated that fisheries-dependent areas may be areas involving sea fishing, fishing in inland waters or aquaculture.*

**Amendment 133**

**Proposal for a regulation**

**Article 61 - paragraph 3**

*Text proposed by the Commission*

3. The strategy must be coherent with the opportunities and needs identified in the area and the Union priorities for the EMFF. Strategies may range from those which focus on fisheries to broader strategies **directed at the diversification of fisheries**

*Amendment*

3. The strategy must be coherent with the opportunities and needs identified in the area and the Union priorities for the EMFF. Strategies may range from those which focus on fisheries to broader strategies. The strategy shall go beyond a mere collection

**areas.** The strategy shall go beyond a mere collection of operations or juxtaposition of sectoral measures.

of operations or juxtaposition of sectoral measures.

Or. fr

*Justification*

*The diversification of fisheries-dependent areas should not in itself become a local development goal for local stakeholders. Nonetheless the potential of new maritime activities should be maximised where this is appropriate.*

**Amendment 134**

**Proposal for a regulation**

**Article 62 - paragraph 3 - point b**

*Text proposed by the Commission*

*Amendment*

b) ensure a **significant** representation of fisheries and aquaculture sectors.

b) ensure a **majority** representation of fisheries and aquaculture sectors.

Or. fr

*Justification*

*The majority of FLAG membership must comprise representatives from the fishing and aquaculture sectors.*

**Amendment 135**

**Proposal for a regulation**

**Article 65 - paragraph 1 - point b a (new)**

*Text proposed by the Commission*

*Amendment*

***ba) improving working conditions in fisheries-dependent areas;***

Or. fr



*Justification*

*An improvement in working conditions should be added to the goals for local development strategies in areas dependent on fishing.*

**Amendment 136**

**Proposal for a regulation**

**Article 69 - paragraph 1**

*Text proposed by the Commission*

1. The EMFF may support the preparation and implementation of production and marketing plans referred to in Article 32 of [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products].

*Amendment*

1. The EMFF may support the preparation and implementation of production and marketing plans referred to in Article 32 of [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products]. ***Where the production and marketing plans contain a section on management of fishing rights granted to a producer organisation or its members, giving details of the means employed to ensure rational management and the means deployed for monitoring, the EMFF shall support their preparation and implementation.***

Or. fr

*Justification*

*In view of the importance accorded to production and marketing plans in the basic regulation, the EMFF's operational programmes must provide for support for these plans.*

**Amendment 137**

**Proposal for a regulation**

**Article 70 - paragraph 1 - point c**

*Text proposed by the Commission*

***c) the financial assistance per year shall not exceed the following percentages of the average annual value of the marketed***

*Amendment*

***deleted***

*production at first sale of the members of producer organisation in the period 2009-2011. In the case that members of producer organisation did not have any marketed production in 2009-2011, the average annual value of marketed production in the first three years of production of such member shall be taken into account:*

- 1 % in 2014*
- 0,8 % in 2015*
- 0,6 % in 2016*
- 0,4 % in 2017*
- 0,2 % in 2018*

Or. fr

*Justification*

*Storage aid is an important tool in market regulation. It should therefore be maintained in the EMFF throughout the whole programming period, and not be reduced.*

**Amendment 138**

**Proposal for a regulation  
Article 70 - paragraph 2**

*Text proposed by the Commission*

*Amendment*

***2. By 2019 support referred to in paragraph 1 shall be phased out.***

***deleted***

Or. fr

*Justification*

*Storage aid is an important tool in market regulation. It should therefore be maintained in the EMFF throughout the whole programming period, and not be reduced.*

## Amendment 139

### Proposal for a regulation

#### Article 71 - paragraph 1 - point a - subpoint ii

*Text proposed by the Commission*

ii) unwanted catches landed in conformity with **Article 15 of [Regulation on the Common Fisheries Policy] and Article 8 (b) second indent of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products];**

*Amendment*

ii) unwanted catches landed in conformity with Article 8 (b) second indent of the [Regulation (EU) No on the common organisation of the markets in fishery and aquaculture products];

Or. fr

*Justification*

*The rapporteur does not agree with the landing of unwanted catches being mandatory.*

## Amendment 140

### Proposal for a regulation

#### Article 71 - paragraph 1 - point c

*Text proposed by the Commission*

c) contributing to the transparency of production and the markets and conducting market surveys;

*Amendment*

c) contributing to the transparency of production and the markets and conducting market surveys **and studies on the Union's trade dependency;**

Or. fr

*Justification*

*Market transparency would be enhanced by studies on EU trade dependency vis-à-vis fisheries products from third countries.*

## Amendment 141

### Proposal for a regulation Article 73 - paragraph 1

*Text proposed by the Commission*

1. The EMFF may support the compensation regime introduced by Council Regulation (EC) No 791/2007 for the additional costs incurred by the operators in the fishing, farming and marketing of certain fishery and aquaculture products from the *Azores, Madeira, the Canary Islands, French Guiana, and Réunion*.

*Amendment*

1. The EMFF may support the compensation regime introduced by Council Regulation (EC) No 791/2007 for the additional costs incurred by the operators in the fishing, farming and marketing of certain fishery and aquaculture products from the ***outermost regions. This regime shall apply to all additional costs incurred by operators engaged in the activities of fishing and farming.***

Or. fr

*Justification*

*This article should apply to all the outermost regions. Account should also be taken of all the additional costs incurred by operators in the outermost regions.*

## Amendment 142

### Proposal for a regulation Article 73 - paragraph 2

*Text proposed by the Commission*

2. Each Member State concerned shall determine for the regions referred to in paragraph 1 the list of fishery and aquaculture products and the quantity of those products eligible for the compensation.

*Amendment*

2. Each Member State concerned shall determine for the regions referred to in paragraph 1 the list ***of additional costs incurred by operators engaged in the activities of fishing and farming. It shall also draw up the list*** of fishery and aquaculture products and the quantity of those products eligible for the compensation.

Or. fr

*Justification*

*Account should be taken of all the additional costs incurred the operators in the outermost regions.*

**Amendment 143**

**Proposal for a regulation**  
**Article 84 - point d a (new)**

*Text proposed by the Commission*

*Amendment*

***d a) the social dialogue and the  
involvement of the social partners;***

Or. fr

*Justification*

*Direct-management CFP flanking measures should be able to finance the operational costs of structures that promote social dialogue and the involvement of the social partners.*

**Amendment 144**

**Proposal for a regulation**  
**Article 85 - paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

b) the preparation and provision of scientific opinions and advice by scientific bodies, including international advisory bodies in charge of stock assessments, by ***independent*** experts and by research institutions;

b) the preparation and provision of scientific opinions and advice by scientific bodies, including international advisory bodies in charge of stock assessments, by experts and by research institutions;

Or. fr

*Justification*

*The term 'independent experts' is not defined anywhere.*

## Amendment 145

### Proposal for a regulation Article 88 - paragraph 1

*Text proposed by the Commission*

1. The EMFF may support operating costs of the Advisory Councils as set up by Article 52 of [Regulation on Common Fisheries Policy].

*Amendment*

1. The EMFF may support operating **and expertise** costs of the Advisory Councils as set up by Article 52 of [Regulation on Common Fisheries Policy].

Or. fr

*Justification*

*The EMFF should support the expertise costs of the Advisory Councils, which are often substantial.*

## Amendment 146

### Proposal for a regulation Article 88 a (new)

*Text proposed by the Commission*

*Amendment*

**Article 88 a**

**Social Dialogue**

***The EMFF may support the operational costs of structures that promote the social dialogue and the involvement of the social partners.***

Or. fr

*Justification*

*Direct-management CFP flanking measures should be able to finance the operational costs of structures that promote social dialogue and the involvement of the social partners.*

## Amendment 147

### Proposal for a regulation

#### Article 94 - paragraph 3 - point e

*Text proposed by the Commission*

e) **65 %** of the eligible expenditure for the support referred to in Article 79.

*Amendment*

e) **75 %** of the eligible expenditure for the support referred to in Article 79.

Or. fr

#### *Justification*

*The co-funding rate for data gathering should be increased.*

## Amendment 148

### Proposal for a regulation

#### Article 95 - paragraph 2 - point d a (new)

*Text proposed by the Commission*

*Amendment*

***d a) in the outermost regions, the beneficiary is a private law body engaged in public service functions and performing operations of collective interest.***

Or. fr

#### *Justification*

*In the French ORs, where the structuring of the sector is not yet complete, some private organisations conduct operations for the benefit of the sector and in the collective interest. The piloting and implementation of these projects cannot be supported by these organisations which have neither sufficient funds to do so, nor the financial capacity to borrow from banking institutions. However, without the involvement of these structures, collective projects cannot succeed.*

## Amendment 149

### Proposal for a regulation Article 96 - paragraph 1

#### *Text proposed by the Commission*

1. In addition to the general rules of Article 72 of [Regulation (EU) No [...] laying down Common Provisions], and following the Commission decision approving the operational programme, an initial pre-financing amount for the whole programming period shall be paid by the Commission. This shall represent **4%** of the contribution from the Union budget to the operational programme concerned. It may be split into two instalments depending on budget availability.

#### *Amendment*

1. In addition to the general rules of Article 72 of [Regulation (EU) No [...] laying down Common Provisions], and following the Commission decision approving the operational programme, an initial pre-financing amount for the whole programming period shall be paid by the Commission. This shall represent **7%** of the contribution from the Union budget to the operational programme concerned. It may be split into two instalments depending on budget availability.

Or. fr

#### *Justification*

*The rapporteur proposes keeping the pre-financing percentage of 7% which currently applies to the EFF.*

## Amendment 150

### Proposal for a regulation Article 104 - paragraph 2

#### *Text proposed by the Commission*

2. In case of public beneficiaries, advances shall be paid to municipalities, regional authorities and associations thereof, and to public law bodies.

#### *Amendment*

2. In case of public beneficiaries, advances shall be paid to municipalities, regional authorities and associations thereof, and to public law bodies, ***and, in the outermost regions, to private law bodies carrying out public service missions and performing operations of collective interest.***

Or. fr



### *Justification*

*In the French ORs, where the structuring of the sector is not yet complete, some private organisations conduct operations for the benefit of the sector and in the collective interest. The piloting and implementation of these projects cannot be supported by these organisations which have neither sufficient funds to do so, nor the financial capacity to borrow from banking institutions. However, without the involvement of these structures, collective projects cannot succeed.*

### **Amendment 151**

#### **Proposal for a regulation Article 104 - paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***2a. In the case of private beneficiaries, advances shall be paid as a matter of priority to fishing companies and fishermen's organisations of small-scale and coastal fisheries and of fisheries in inland waters requesting assistance from the EMFF for collective projects.***

Or. fr

### *Justification*

*Operators of small-scale and coastal fisheries and of fisheries in inland waters should be given priority in the payment of advances for collective projects.*

### **Amendment 152**

#### **Proposal for a regulation Article 150 - paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. The delegation of power referred to in the Articles 12, 33, 37, 38, 39, 46, 61, 64, 67, 75, 92, 105, 111, 112, 114, 115, 119, 127, 131 and 153 shall be conferred for an indeterminate period of time from 1

2. The delegation of power referred to in the Articles 12, **32a**, 33, 37, 38, 39, **42a**, **42b**, 46, 61, 64, 67, 75, 92, 105, 111, 112, 114, 115, 119, 127, 131 and 153 shall be conferred for an indeterminate period of

January 2014.

time from 1 January 2014.

Or. fr

*Justification*

*To bring the article in line with the new Articles 32a (fleet renewal), 42a (mutual funds) and 42b (temporary cessation of activity) proposed by the rapporteur.*

**Amendment 153**

**Proposal for a regulation  
Article 150 - paragraph 3**

*Text proposed by the Commission*

3. The delegation of power referred to in Articles 12, 33, 37, 38, 39, 46, 61, 64, 67, 75, 92, 105, 111, 112, 114, 115, 119, 127, 131 and 153 may be revoked at any time by the European Parliament or by the Council. A decision of revocation 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 12, **32a**, 33, 37, 38, 39, **42a**, **42b**, 46, 61, 64, 67, 75, 92, 105, 111, 112, 114, 115, 119, 127, 131 and 153 may be revoked at any time by the European Parliament or by the Council. A decision of revocation 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. fr

*Justification*

*To bring the article in line with the new Articles 32a (fleet renewal), 42a (mutual funds) and 42b (temporary cessation of activity) proposed by the rapporteur.*

**Amendment 154**

**Proposal for a regulation  
Article 150 - paragraph 5**

*Text proposed by the Commission*

5. A delegated act adopted pursuant to

*Amendment*

5. A delegated act adopted pursuant to

Articles 12, 33, 37, 38, 39, 46, 61, 64, 67, 75, 92, 105, 111, 112, 114, 115, 119, 127, 131 and 153 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 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 2 months at the initiative of the European Parliament or the Council.

Articles 12, **32a**, 33, 37, 38, 39, **42a**, **42b**, 46, 61, 64, 67, 75, 92, 105, 111, 112, 114, 115, 119, 127, 131 and 153 shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 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 2 months at the initiative of the European Parliament or the Council.

Or. fr

#### *Justification*

*To bring the article in line with the new Articles 32a (fleet renewal), 42a (mutual funds) and 42b (temporary cessation of activity) proposed by the rapporteur.*

#### **Amendment 155**

##### **Proposal for a regulation Annexe I - table 1 - line 5**

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

Implemented by producer organisation **or associations** of producer organisations may benefit from an increase by **10** percentage points

###### *Amendment*

Implemented by producer organisation, **an association** of producer organisations, **a professional fishermen's organisation recognised by the Member State or an interbranch organisation**, may benefit from an increase by **30** percentage points.

Or. fr

#### *Justification*

*The ceiling for public aid should be increased for professional organisations as part of collective projects.*

## **Amendment 156**

### **Proposal for a regulation Annex III - table 1 - line 7 a (new)**

*Amendment by Parliament*

**7 a. Legislation  
relating to  
working  
conditions**

***Respect by operators of EU  
legislation relating to  
working conditions.***

***The effective application and  
implementation of EU  
legislation relating to working  
conditions covering:***

- legislation relating to  
working hours and rest  
periods for fishermen;***
- health and safety legislation;***
- legislation relating to the  
initial qualifications and  
further training of fishermen.***

Or. fr

#### *Justification*

*As part of the EMFF's social component, an ex ante conditionality should be added in respect of compliance with legislation on working conditions in the fisheries sector.*

## EXPLANATORY MEMORANDUM

### 1. The overcapacity of the fleet: a questionable premise

The Commission justifies its proposed reform of the CFP by asserting that the European fishing fleet suffers from overcapacity. Your rapporteur would like to draw attention to the questionable nature of this premise: the Commission has so far failed to define what it means by *overcapacity*, so it is difficult to prove whether or not it exists. And even if some regions may have excess fishing capacity in relation to the available resources, this situation remains localised, occurring only in isolated cases, and it would be an error to assume that such a situation exists in all the Union's fishing areas.

Moreover, the Commission's determination to reduce the fleet's alleged overcapacity would have no effect on the total volume of catch, since catches would continue to depend on the annual TACs and quotas. Your rapporteur notes therefore that the Commission proposes that the same quantity of fish should be caught by fewer ships, which would put many fishing enterprises - and many jobs - at risk, particularly in small-scale or coastal enterprises.

Your rapporteur wishes to challenge this approach and would like to see strict controls on fishing leading to the sustainable environmental and social management of resources. He wishes to draw attention in this connection to the fact that Member States are obliged to respect the fleet size limits determined in the basic Regulation. In order to reinforce this obligation, he suggests that Member States should indicate in their EMFF operational programme what measures they are implementing to meet these limits under this Regulation.

### 2. Transferable fishing concessions and conversion

The key measure proposed in the basic Regulation to limit the alleged overcapacity is the introduction of transferable fishing concessions. The inevitable consequence of this mechanism would be to concentrate fishing rights in the hands of a small number of operators and to generate market speculation in rights. It would pose a threat to the small-scale and coastal fisheries and would probably lead to instances of abuse of dominant position. This measure would consist in dismantling any form of regulation and relying solely on the market.

The logical consequence of introducing transferable fishing concessions would be to orient the EMFF towards the retraining of fishermen outside the fisheries sector, as Article 32 clearly indicates. This proposal would spell the end of small-scale and coastal fishing. Your rapporteur is opposed to this measure.

The EMFF aims to provide structural support to the fisheries sector in order to boost its competitiveness and sustainability. Supporting the diversification of fishing activities into

other sectors is incompatible with this objective. The emphasis should be rather to encourage the creation of businesses in the fishing sector.

### 3. Action plan for small-scale and coastal fisheries

Small-scale and coastal fisheries exhibit very different characteristics depending on the sea basins concerned. It is not appropriate to impose a single definition at European level. Your rapporteur therefore proposes leaving it to the Member States to define this term.

Small-scale and coastal fisheries play a fundamental role in ensuring the vitality of coastal areas. The EMFF should therefore support the development, competitiveness and sustainability of these fisheries. Your rapporteur proposes that each Member State should annex to its operational programme an action plan setting out the measures taken to this effect.

### 4. Social dimension of the EMFF

Your rapporteur is very keen that the PCP should contain an ambitious social component. The EMFF should therefore encourage vocational training and the entry of young people into the fisheries sector, whether as fishing vessel owners or employed fishermen.

### 5. Fleet renewal

Your rapporteur hopes that the EMFF will allow the renewal of the EU fishing fleet, 50% of which is over 25 years old<sup>1</sup>. This obsolescence raises important issues in terms of safety on board and respect for the marine environment.

In order to enable this renewal to take place, your rapporteur proposes that the EMFF should support the replacement of antiquated vessels by new, more energy-efficient, safer, more selective and less powerful vessels. Under no circumstances would the aid lead to increased fleet size.

Measures should also be taken to support investments for the modernisation of vessels in order to improve working conditions and safety, reduce energy consumption and pollution and promote more selective fishing gear. The EMFF should support the modernization and replacement of engines, without increasing fleet size.

Your rapporteur is opposed to make the landing of unwanted catches obligatory, and instead supports the goal of a significant and gradual reduction of discards to be achieved by heavily

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<sup>1</sup> Source Eurostat 2010:<http://epp.eurostat.ec.europa.eu>

investing in selective fishing gear.

#### 6. Temporary cessations of activity and mutual funds

The EMFF should finance temporary cessations of fishing activity for fishermen, especially in case of the application of urgent measures and biological rest periods within the framework of the basic Regulation.

The EMFF should also contribute to the mutual funds set up by fishermen at national level to compensate for losses due to exceptional external events such as natural disasters, adverse climatic events, environmental or sanitary accidents or sudden, short-term surges in fuel prices.

#### 7. Investing in ports

Your rapporteur regrets the Commission's lack of ambition regarding ports. He therefore proposes to extend EMFF investments in this area in order to take into account the strategic role of ports for the competitiveness and sustainability of fishing activities and coastal areas.

#### 8. Scientific opinions and data-gathering

Your rapporteur stresses the importance of strengthening scientific knowledge about the quantitative and qualitative state of fisheries resources in order to obtain sound scientific advice for all commercial stocks in the EU. He welcomes the importance given to partnerships between scientists and fishermen.

The maximum sustainable yield must be achieved as soon as possible and no later than 2020, for all commercial species by acquiring all the means necessary to attain this goal. Data-gathering plays a vital role here. Your rapporteur therefore proposes increasing to 75% the co-financing rate under Article 79.

#### 9. Storage aid

The Commission proposes that the storage aid should decrease until its abolition in 2019. Your rapporteur opposes this planned abolition and wishes to maintain this important instrument for regulating the market of fishery products. This system helps ensure that products are sold at a remunerative price for producers.

#### 10. Compensation for additional costs incurred in the outermost regions

Your rapporteur sets great store by the regime of compensation for additional costs in the outermost regions, in accordance with Article 349 TFEU. He supports taking into account in the EMFF all additional costs that affect operators in the outermost regions.

## 11. Aquaculture

In aquaculture, the EMFF will intervene to promote innovation, entrepreneurship, the human capital, environmental protection, public health and aquaculture stock insurance.

Your rapporteur welcomes the ambitious proposals for aquaculture. He emphasizes the importance of extensive aquaculture and recalls that aquaculture should be seen as complementary to fishing activities.

## 12. Sustainable development of fisheries areas

Your rapporteur welcomes the Commission's proposals for the sustainable and inclusive territorial development of fisheries and rural areas. He emphasizes the positive role played by local development strategies integrated into the spatial planning of coastal and maritime territories.

The integrated local development strategies will be led by Fisheries Local Action Groups fishing (FLAGs) representing the various stakeholders. Your rapporteur proposes that the fisheries and aquaculture sectors be represented as a majority in these FLAGs.

## 13. Integrated Maritime Policy

The Commission is proposing a budget of 432 million euros over the period 2014-2020 for the IMP, i.e. 7% of the EMFF budget. On an annual average, that corresponds to more than four times the current budget for that policy.

Your rapporteur stresses the need for an adequate budget for the IMP, but refuses to accept that such funding should be provided at the expense of fisheries and aquaculture. He therefore proposes that the IMP share of the EMFF should be capped at 5%.