



2021/0103(COD)

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AMENDMENTS

88 - 106

Draft report

Isabel Carvalhais

(PE694.999v01-00)

Laying down conservation and management measures applicable in the Western and Central Pacific Fisheries Convention Area and amending Council Regulation (EC) No 520/2007

Proposal for a regulation

(COM(2021)0198 – C9-0153/2021 – 2021/0103(COD))

Amendment 88

Emma Wiesner, Søren Gade, Izaskun Bilbao Barandica

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) The European Union has by Council Decision 98/392/EC³ approved the United Nations Convention on the Law of the Sea and the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks⁴, which contain principles and rules with regard to the conservation and management of the living resources of the sea. In the framework of its wider international obligations, the Union participates in efforts made in international waters to conserve fish stocks.

³ Council Decision of 23 March 1998 concerning the conclusion by the European Community of the United Nations Convention of 10 December 1982 on the Law of the Sea and the Agreement of 28 July 1994 relating to the implementation of Part XI thereof (OJ L 179, 23.6.1998, p. 1).

⁴ Council Decision 98/414/EC of 8 June 1998 on the ratification by the European Community of the Agreement for the implementing of the provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the conservation and management of straddling stocks and highly migratory fish stocks (OJ L 189, 3.7.1998, p. 14).

Amendment

(2) The European Union has by Council Decision 98/392/EC³ approved the United Nations Convention on the Law of the Sea and the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks⁴, which contain principles and rules with regard to the conservation and management of the living resources of the sea. In the framework of its wider international obligations, the Union participates in efforts made in international waters to conserve fish stocks ***and should strive for orderly and sustainable global ocean governance and fisheries management.***

³ Council Decision of 23 March 1998 concerning the conclusion by the European Community of the United Nations Convention of 10 December 1982 on the Law of the Sea and the Agreement of 28 July 1994 relating to the implementation of Part XI thereof (OJ L 179, 23.6.1998, p. 1).

⁴ Council Decision 98/414/EC of 8 June 1998 on the ratification by the European Community of the Agreement for the implementing of the provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the conservation and management of straddling stocks and highly migratory fish stocks (OJ L 189, 3.7.1998, p. 14).

Or. en

Amendment 89

Emma Wiesner, Søren Gade, Izaskun Bilbao Barandica

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) While relevant key provisions of CMM are implemented on an annual basis in the context of the fishing opportunities regulation, the remaining provisions were last implemented through Title V of Council Regulation (EC) No 520/2007⁶ laying down technical measures for the conservation of certain stocks of highly migratory species. It is therefore necessary to ensure that the CMM adopted by the WCPFC are fully implemented into Union law and are, therefore, uniformly and effectively implemented within the Union.

⁶ Council Regulation (EC) No 520/2007 laying down technical measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) N° 973/2001 (OJ L 123, 12.5.2007, p. 3).

Amendment

(6) While relevant key provisions of CMM are implemented on an annual basis in the context of the fishing opportunities regulation, the remaining provisions were last implemented through Title V of Council Regulation (EC) No 520/2007⁶ laying down technical measures for the conservation of certain stocks of highly migratory species. It is therefore necessary to ensure that the CMM adopted by the WCPFC are ***timely and*** fully implemented into Union law and are, therefore, uniformly and effectively implemented within the Union ***and give clarity and predictability to Union vessels operators.***

⁶ Council Regulation (EC) No 520/2007 laying down technical measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) N° 973/2001 (OJ L 123, 12.5.2007, p. 3).

Or. en

Amendment 90

Maria da Graça Carvalho

Proposal for a regulation

Recital 9 a (new)

Text proposed by the Commission

Amendment

(9 a) The WCPFC secretariat should abide by a science-based management of fisheries, promote the importance of research and innovation activities throughout all contracting parties and boost the adoption of innovative

technologies, in order to achieve sustainable development in the whole fisheries production chain and in the fisheries stocks, and the conservation of a healthy environment, and to ensure a fair competition between the Union and third countries' operators.

Or. en

Amendment 91
Maria da Graça Carvalho

Proposal for a regulation
Article 3.º – paragraph 1 – point d

Text proposed by the Commission

(d) ‘Union fishing vessel’ means any vessel flying the flag of a Member State, used or intended for use for the purpose of fishing, including support ships, carrier vessels and any other vessel directly involved in ***such*** fishing;

Amendment

(d) ‘Union fishing vessel’ means any vessel flying the flag of a Member State, used or intended for use for the purpose of fishing, including support ships, carrier vessels, ***fish-processing vessels*** and any other vessel directly involved in fishing ***operations***;

Or. pt

Amendment 92
Maria da Graça Carvalho

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

Text proposed by the Commission

(f) ‘CMM’ means Conservation and Management Measures adopted by the WCPFC ***currently in force,⁹ as amended from time to time***;

Amendment

(f) ‘CMM’ means ***the applicable*** Conservation and Management Measures adopted by the WCPFC;

⁹ <https://www.wcpfc.int/conservation-and-management-measures>

Or. en

Amendment 93
Maria da Graça Carvalho

Proposal for a regulation
Article 10.º – paragraph 1

Text proposed by the Commission

1. Masters of Union fishing vessels operating in the Eastern High Seas Pocket shall report sightings of any fishing vessel to their flag Member State, the Commission, and the WCPFC Secretariat. Such information should include: date and time (UTC), position (true degrees), bearing, markings, speed (knots), and vessel type. Fishing vessels shall ensure this information is transmitted within six hours of a sighting event taking place.

Amendment

1. Masters of Union fishing vessels operating in the Eastern High Seas Pocket shall report sightings of any fishing vessel to their flag Member State, the Commission, and the WCPFC Secretariat. Such information should include: date and time (UTC), position (true degrees *of latitude and longitude*), bearing, markings, speed (knots), and vessel type. Fishing vessels shall ensure this information is transmitted within six hours of a sighting event taking place.

Or. pt

Amendment 94
Maria da Graça Carvalho

Proposal for a regulation
Article 10.º – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The implementation of this regulation must be without prejudice to the sustainable fisheries partnership agreements between the European Union and the Government of the Cook Islands and the Republic of Kiribati;

Or. pt

Amendment 95
Maria da Graça Carvalho

Proposal for a regulation

Article 21.º – title

Text proposed by the Commission

Amendment

Discharge of plastic

Marine pollution

Or. pt

Amendment 96

Maria da Graça Carvalho

Proposal for a regulation

Article 21.º – paragraph 1

Text proposed by the Commission

Amendment

Union fishing vessels are prohibited from discharging ***any plastics not constituting fishing gear*** (including plastic packaging, items containing plastic and polystyrene) into the sea.

Union fishing vessels are prohibited from discharging ***marine waste produced on board or any plastics***, including plastic packaging, items containing plastic and polystyrene into the sea.

Or. pt

Amendment 97

Maria da Graça Carvalho

Proposal for a regulation

Article 21.º – paragraph 1 a (new)

Text proposed by the Commission

Amendment

At sea, EU fishing vessels may not voluntarily abandon, discard of or lose used fishing nets, which can continue to trap for months or even years, damaging the marine ecosystem.

Or. pt

Amendment 98

Maria da Graça Carvalho

Proposal for a regulation

Article 22.º – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. EU fishing vessels must also play a key role in tackling illegal fishing in the area covered by the Convention, notifying the Commission of the presence of non-contracting parties suspected of illicit fishing activities.

Or. pt

Amendment 99

Maria da Graça Carvalho

Proposal for a regulation

Article 22.º – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. When the Commission is informed that a vessel flying a Member State flag is suspected of illegal fishing, it shall inform the Member State's authorities, who, in turn, shall warn the vessel owner that they could be added to the WCPFC's list of IUU vessels and inform them of the consequences of being added to that list.

Or. pt

Amendment 100

Maria da Graça Carvalho

Proposal for a regulation

Article 28.º – paragraph 5

Text proposed by the Commission

Amendment

5. The ROP shall collect verified catch data, other scientific data, and additional information related to the fishery from the Convention Area and to monitor implementation of the CMM.

deleted

Amendment 101

Maria da Graça Carvalho

Proposal for a regulation

Article 28.º – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. ROP observers must remain attentive and collect information on any practices that could harm the environment.

Or. pt

Amendment 102

Maria da Graça Carvalho

Proposal for a regulation

Article 28.º – paragraph 10 – point j

Text proposed by the Commission

Amendment

(j) observance of the ethnic traditions **of the crew and the** customs of the flag State of the **vessel**;

(j) observance of the ethnic traditions **and** customs of the flag State of the **entire crew**;

Or. pt

Amendment 103

Maria da Graça Carvalho

Proposal for a regulation

Article 29.º – paragraph 1 – point g

Text proposed by the Commission

Amendment

(g) allowing the ROP observer to have **reasonable** access to navigational equipment, charts and radios, and reasonable access to other information relating to fishing;

(g) allowing the ROP observer to have access to navigational equipment, charts and radios, and reasonable access to other information relating to fishing;

Amendment 104

Maria da Graça Carvalho

Proposal for a regulation

Article 29.º – paragraph 1 – point k

Text proposed by the Commission

(k) provide food, accommodation, adequate sanitary amenities to the ROP observer while on-board the vessel, at no expense to the observer or the ROP observer's provider or any government providing observers, as well as medical facilities ***of a reasonable standard*** equivalent to those normally available to an officer on-board the vessel;

Amendment

(k) provide food, accommodation, adequate sanitary amenities to the ROP observer while on-board the vessel, at no expense to the observer or the ROP observer's provider or any government providing observers, as well as medical facilities equivalent to those normally available to an officer on-board the vessel;

Or. pt

Amendment 105

Maria da Graça Carvalho

Proposal for a regulation

Article 33.º – paragraph 1 – point l a (new)

Text proposed by the Commission

Amendment

(la) Intimidation of or physical attacks on the POR observer;

Or. pt

Amendment 106

Isabel Carvalhais

Proposal for a regulation

Article 40 – paragraph -1 (new)

Text proposed by the Commission

Amendment

***-1 The Commission shall adopt, by ...
[6 months after the date of entry into***

force of this Regulation], a delegated act in accordance with Article 41 supplementing this Regulation with the provisions of and Annexes to the measures referred to in Annex IIIa to this Regulation. The Commission is empowered to adopt delegated acts in accordance with Article 41 to amend that delegated act subsequently.

Or. en