



2022/0111(COD)

3.10.2023

AMENDMENTS

88 - 135

Draft report
Clara Aguilera
(PE750.194v02-00)

Amending Regulation (EU) 2017/2107 laying down management, conservation and control measures applicable in the Convention area of the International Commission for the Conservation of Atlantic Tunas (ICCAT) and Regulation (EU) .../2022 establishing a multiannual management plan for bluefin tuna in the eastern Atlantic and the Mediterranean

Proposal for a regulation
(COM(2022)0171 – C9-0151/2022 – 2022/0111(COD))

Amendment 88
France Jamet

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) Since the adoption of Regulation (EU) 2017/2107 of the European Parliament and of the Council⁸, the International Commission for the Conservation of Atlantic Tunas (ICCAT) adopted at its 2017, 2018, 2019 **and 2021** annual meetings a number of legally binding measures for the conservation of fishery resources under its purview. **Moreover, the EU has not yet implemented legally binding measures adopted at the ICCAT's 2006 annual meeting concerning the farming activities of the Bluefin tuna.**

⁸ Regulation (EU) 2017/2107 of the European Parliament and of the Council of 15 November 2017 laying down management, conservation and control measures applicable in the Convention area of the International Commission for the Conservation of Atlantic Tunas (ICCAT), and amending Council Regulation (EC) No 1936/2001, (EC) 1984/2003 and (EC) No 520/2007 (OJ L 315, 30.11.2017, p.1).

Amendment

(1) Since the adoption of Regulation (EU) 2017/2107 of the European Parliament and of the Council², the International Commission for the Conservation of Atlantic Tunas (ICCAT) adopted at its 2017, 2018, 2019, **2021 and 2022** annual meetings a number of legally binding measures for the conservation of fishery resources under its purview.

Or. fr

Amendment 89
France Jamet

Proposal for a regulation
Recital 2

Text proposed by the Commission

(2) Regulation (EU) 2017/2107 should

Amendment

(2) Regulation (EU) 2017/2107 should

therefore be amended in order to implement into Union law ICCAT measures for tropical tunas, North and Southern albacore, sailfish, blue and white marlin, billfish data reporting, shortfin mako shark, as well as observer programme, responsibilities for scientific observers, and an updated list of ICCAT species.

therefore be amended in order to implement into Union law ICCAT measures for tropical tunas, ***Mediterranean albacore***, North and Southern ***Atlantic albacore***, sailfish, blue and white marlin, billfish data reporting, ***North and South Atlantic*** shortfin mako shark, ***by-catch of turtles, and provisions relating to illegal, unreported and unregulated (IUU) fishing***, as well as ***an*** observer programme ***which includes*** responsibilities for scientific observers, and an updated list of ICCAT species.

Or. fr

Amendment 90

France Jamet

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) Regulation (EU) ***XX/2022***⁹ should be amended to implement into Union law ***concerning Farm Member State annual carryover declaration and certain caging obligations***.

⁹ Proposal not yet adopted by co-legislators – COM (2019) 619 Final of 28.11.2019.

Amendment

(3) Regulation (EU) ***XX/2023***⁹ should be amended to implement into Union law ***bluefin tuna management provisions relating to definitions, quota transfers, retention prohibition, sport and recreational fisheries, farms record, reporting, transfer authorisations, caging identifiers, caging authorisations, caging operations and their video monitoring, control of caging, and harvesting control activities in the farms after caging***.

⁹ Proposal not yet adopted by co-legislators – COM (2019) 619 Final of 28.11.2019.

Or. fr

Amendment 91

France Jamet

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) Certain provisions of ICCAT Recommendations are likely to be amended at forthcoming ICCAT annual meetings due to the introduction of new technical and management measures for fisheries governed under the ICCAT Convention. Therefore, in order to swiftly implement into Union law future amendments to ICCAT Recommendations before the start of the fishing season, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of the ***following aspects: tropical tuna capacity limitations and its annual capacity fishing plan reporting; annual carryover for bigeye tuna, North and Southern Atlantic Albacore tuna and North and South Atlantic swordfish; management plans in respect of fish-aggregating devices (FADs); number of instrumental buoys; FAD's requirements; information to be submitted for FADs by vessels; prohibition of FAD periods; restrictions on the number of vessels fishing for North Atlantic Albacore; North Atlantic swordfish management plan; conditions to authorise catch and retain shortfin mako sharks; requirements to maximise the sea turtle survival; minimum percentage of observer coverage and percentage coverage measurement; and amending the list of ICCAT species.***

Amendment

(4) Certain provisions of ICCAT Recommendations are likely to be amended at forthcoming ICCAT annual meetings due to the introduction of new technical and management measures for fisheries governed under the ICCAT Convention. Therefore, in order to swiftly implement into Union law future amendments to ICCAT Recommendations before the start of the fishing season, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of the ***conditions to authorise catch and retain shortfin mako sharks, as well as for bluefin tuna management, reporting time limits, time periods for fishing seasons, content of carry-over declarations, and provisions for caring, derogations for designation of fishing areas, fishing vessels and gear, and derogation for fishing bluefin tuna for farming purposes, conditions for assigning Regional Observer for farms and Member States' duties and content of the annual caging reporting .***

Or. fr

Amendment 92

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – paragraph 1 – point 1 – point f a (new)

Regulation (EU) 2017/2107

Article 4 – paragraph 1 – point 34 (new)

Text proposed by the Commission

Amendment

fa) point 34 is added:

(34) "Shallow-set longlines" means longlines where the majority of hooks are used for fishing at depths shallower than 100 metres."

Or. en

Justification

Reflects better the recommendation 22-12

Amendment 93

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – paragraph 1 – point 2

Regulation (EU) 2017/2107

Article 5a – paragraph 1

Text proposed by the Commission

Amendment

1. By 31 January each year, Member States shall ***produce an*** annual capacity/fishing plan.

1. By 31 January each year, Member States shall ***adopt their*** annual capacity/fishing plan.

Or. en

Justification

More accurate wording, linguistic clarification

Amendment 94

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – paragraph 1 – point 2 a (new)

Regulation (EU) 2017/2107

Article 5b (new)

Text proposed by the Commission

Amendment

(2a) The following Article is inserted:

“Article 5b

Recreational fishery for Mediterranean albacore

1. Natural or legal persons engaged in recreational fisheries shall not catch, retain on board, tranship or land more than three Mediterranean albacore specimens per vessel per day;

2. It shall be prohibited to market Mediterranean albacore caught in recreational fishery;

3. Member States shall provide to the Commission and to the ICCAT Secretariat the list of all recreational fishery vessels authorised to catch Mediterranean albacore, at least 15 days before the exercise of the activities. Vessels not included on that list shall not be authorised to catch Mediterranean albacore.”

Or. en

Justification

ICCAT recommendation 22-05 in accordance with Article 55(3) of Regulation (EU) 1224/2009. In the recommendation it is only talking about a prohibition for marketing. There is no reference to "sale".

Amendment 95

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 3

Regulation (EU) 2017/2107

Article 6a – paragraph 2

Text proposed by the Commission

2. **No** tropical tuna caught by a Union purse seiner *may* be discarded during the set once the net is completely closed and when more than half of the net has been retrieved. ***If there is*** a technical problem with the closing or retrieval ***procedure*** of

Amendment

2. Tropical tuna caught by a Union purse seiner ***shall not*** be discarded during the set once the net is completely closed and when more than half of the net has been retrieved. ***In the event of*** a technical problem with the closing or retrieval of the

the net *such that this rule cannot be applied, the crew* shall *make every effort* to release the tunas into the water as quickly as possible.

net, *masters, or the crew on their behalf,* shall *do everything possible* to release the tunas into the water as quickly as possible.

Or. fr

(Regulation (EU) 2017/2107 Article 6a - paragraph 2)

Amendment 96
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – paragraph 1 – point 8
Regulation (EU) 2017/2107
Article 10 – paragraph 2 – point a

Text proposed by the Commission

a) that all FADs deployed are non-entangling in line with the guidelines under Annex 5 *of the* Recommendation **19-02**;

Amendment

a) **ensure** that all FADs deployed are non-entangling in line with the guidelines under Annex 5 **to** Recommendation **21-01**;

Or. en

Justification

ICCAT recommendation 21-01 text is transposed in a more accurate way

Amendment 97
France Jamet

Proposal for a regulation
Article premier – paragraph 1 – point 11
Regulation (EU) 2017/2107
Article 14 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure *its* vessels do not deploy drifting FADs during a period of 15 days prior to the start of the closure periods established under Union law.

Amendment

1. Member States shall ensure **that** vessels **flying their flag** do not deploy drifting FADs during a period of 15 days prior to the start of the closure periods established under Union law.

Or. fr

Amendment 98
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – paragraph 1 – point 11
Regulation (EU) 2017/2107
Article 14 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States *whose* vessels
target tropical tuna shall:

Amendment

2. Member States *shall ensure that*
vessels *flying their flag that are*
authorised to fish for tropical tuna shall:

Or. en

Justification

It is not appropriate to say that this points only is about the establishment of a minimum observer coverage as the points also include reporting obligations which is different.

Amendment 99
France Jamet

Proposal for a regulation
Article premier – paragraph 1 – point 11
Regulation (EU) 2017/2107
Article 14 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States whose vessels target
tropical tuna shall:

Amendment

2. Member States whose vessels
flying their flag target tropical tuna shall:

Or. fr

Amendment 100
Clara Aguilera

Proposal for a regulation
Article 1 – paragraph 1 – point 20
Regulation (EU) 2017/2107
Article 27a – paragraph 1

Text proposed by the Commission

Amendment

1. ***By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, when 80% of their quota is exhausted, Member States shall ensure that vessels flying their flag release all blue marlin (*Makaira nigricans*), white marlin (*Tetrapturus albidus*), and roundscale spearfish (*Tetrapturus georgei*) that are alive by the time of boarding.*** ***deleted***

Or. en

Justification

According to ICCAT recommendation 19-05, Member States shall implement measures to end overfishing of blue marlin as soon as possible and to rebuild blue marlin and white marlin/roundscale spearfish stocks to their respective BMSY levels. To that end, all live species of marlin and roundfish cannot be retained on board. This amendment should replace amendment 20 of the draft report

Amendment 101
Clara Aguilera

Proposal for a regulation
Article 1 – paragraph 1 – point 20
Regulation (EU) 2017/2107
Article 27a – paragraph 2

Text proposed by the Commission

Amendment

2. Union pelagic longline vessels and Union purse seiners shall promptly release blue marlin and white marlin/roundscale spearfish that are alive at haul-back, giving due consideration to the safety of crew members, in a manner that causes the least harm and maximizes post-release survival.

2. ***To the extent possible***, Union pelagic longline vessels and Union purse seiners shall promptly release blue marlin and white marlin/roundscale spearfish that are alive at haul-back, giving due consideration to the safety of crew members, in a manner that causes the least harm and maximizes post-release survival.

Or. en

Justification

ICCAT recommendation 19-05 is transposed in a more accurate manner

Amendment 102

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 20

Regulation (EU) 2017/2107

Article 27a – paragraph 4

Text proposed by the Commission

4. Member States shall ensure that captain and crew members of their fishing vessels are adequately trained, aware of and use proper mitigation, identification, handling and releasing techniques and keep on board all equipment necessary for the release of marlins in accordance with the minimum standards for safe handling procedures *as specified in Annex 1 to Recommendation 19-05 by producing guidelines for their fleet.*

Amendment

4. Member States shall ensure that captain and crew members of their fishing vessels are adequately trained, aware of and use proper mitigation, identification, handling and releasing techniques and keep on board all equipment necessary for the release of marlins in accordance with the **guidelines on** minimum standards for safe handling procedures **referred to in paragraph 3.**

Or. fr

Amendment 103

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – paragraph 1 – point 20

Regulation (EU) 2017/2107

Article 27a – paragraph 6

Text proposed by the Commission

6. Member States may authorise **their** pelagic longline and purse seiners to fish and retain on board, tranship, or land blue marlin and white marlin/roundscale spearfish that are dead, within their **landing** limit.

Amendment

6. Member States may authorise pelagic longline and purse seiners **flying their flag** to fish and retain on board, tranship, or land blue marlin and white marlin/roundscale spearfish that are dead, within their **catch** limit.

Or. en

Justification

This is in line with European Commission proposal on Article 5a paragraph 2.

Amendment 104
Izaskun Bilbao Barandica

Proposal for a regulation
Article 1 – paragraph 1 – point 24
Regulation (EU) 2017/2107
Article 33 – title

Text proposed by the Commission

Shortfin mako sharks (*Isurus oxyrinchus*)

Amendment

North Atlantic Shortfin mako sharks
(*Isurus oxyrinchus*)

Or. en

Amendment 105
Caroline Roose
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 1 – paragraph 1 – point 24
Regulation (EU) 2017/2107
Article 33 – title

Text proposed by the Commission

Shortfin mako sharks (*Isurus oxyrinchus*)

Amendment

North Atlantic Shortfin mako sharks
(*Isurus oxyrinchus*)

Or. en

Amendment 106
Caroline Roose
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 1 – paragraph 1 – point 24
Regulation (EU) 2017/2107
Article 33 – paragraph 1

Text proposed by the Commission

1. ***Union fishing vessels shall promptly release*** North Atlantic shortfin mako sharks ***in a manner that causes the least harm***, while giving due consideration

Amendment

1. North Atlantic shortfin mako sharks ***caught in Union fishing vessels shall not be harmed and shall be promptly released into the sea***, while giving due

to the safety of crew members.

consideration to the safety of crew members.

Or. en

Amendment 107

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 1

Text proposed by the Commission

1. ***Union fishing vessels shall promptly release*** North Atlantic shortfin mako sharks ***in a manner that causes the least harm***, while giving due consideration to the safety of crew members.

Amendment

1. North Atlantic shortfin mako sharks ***caught by Union fishing vessels shall not be harmed and shall be promptly released into the sea***, while giving due consideration to the safety of crew members.

Or. en

Amendment 108

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – introductory part

Text proposed by the Commission

2. ***Notwithstanding paragraph 1,*** Member States ***may authorise*** their vessels ***to fish and retain on board, transship or land*** North Atlantic shortfin mako, ***provided that:***

Amendment

2. Member States ***shall make sure that*** their vessels ***apply the minimum standards for safe handling and release procedures of*** North Atlantic shortfin mako ***shark as set out in Annex IX***".

Or. en

Amendment 109

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – introductory part

Text proposed by the Commission

2. *Notwithstanding paragraph 1*, Member States *may authorise* their vessels *to fish and retain on board, transship or land* North Atlantic shortfin mako, *provided that*:

Amendment

2. Member States *shall make sure that* their vessels *apply the minimum standards for safe handling and release procedures of* North Atlantic shortfin mako *shark as set out in Annex IX*.

Or. fr

Amendment 110

Izaskun Bilbao Barandica

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – introductory part

Text proposed by the Commission

2. *Notwithstanding paragraph 1*, Member States *may authorise* their vessels *to fish and retain on board, transship or land* North Atlantic shortfin mako, *provided that*:

Amendment

2. Member States *shall make sure that* their vessels *apply the minimum standards for safe handling and release procedures of* North Atlantic shortfin mako *shark as set out in Annex IX*.

Or. en

Amendment 111

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – point i

Text proposed by the Commission

(i) *the shortfin mako is dead when*

Amendment

deleted

brought along side for taking on board the vessel;

Or. fr

Amendment 112

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – point i

Text proposed by the Commission

Amendment

(i) the shortfin mako is dead when brought along side for taking on board the vessel; *deleted*

Or. en

Amendment 113

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – point ii

Text proposed by the Commission

Amendment

(ii) the retention of shortfin mako does not exceed the fishing vessel's average shortfin mako landings while an observer is on board and this is verified by mandatory logbooks and landing inspection conducted on the basis of risk assessment. *deleted*

Or. fr

Amendment 114

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 2 – point ii

Text proposed by the Commission

Amendment

(ii) the retention of shortfin mako does not exceed the fishing vessel's average shortfin mako landings while an observer is on board and this is verified by mandatory logbooks and landing inspection conducted on the basis of risk assessment. **deleted**

Or. en

Amendment 115

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 3

Text proposed by the Commission

Amendment

3. Moreover, for vessels whose length is greater than 12 m, Member States may only authorise their vessels to fish and retain on board, transship or land North Atlantic shortfin mako, if, in addition to the conditions provided in paragraph 2: **deleted**

a) the vessel has either an observer or a functioning electronic monitoring system on board which can identify whether the fish is dead or alive;

b) the observer collects data on the number of individuals hooked, body length, sex, condition, maturity (whether the individual is pregnant and its litter size) and weight of products for each shortfin mako caught as well as fishing effort; and

c) when shortfin mako is not retained, the number of dead discards and live releases shall be recorded by the observer or estimated from the records of the electronic monitoring system.

Or. en

Amendment 116
France Jamet

Proposal for a regulation
Article premier – paragraph 1 – point 24
Regulation (EU) 2017/2107
Article 33 – paragraph 3 – introductory part

Text proposed by the Commission

3. *Moreover, for vessels whose length is greater than 12 m, Member States may only authorise their vessels to fish and retain on board, transship or land North Atlantic shortfin mako, if, in addition to the conditions provided in paragraph 2:*

Amendment

3. *Starting in 2023 and annually thereafter, the Commission shall validate the amount of permissible retention in the subsequent year, based on the best available scientific advice.*

Or. fr

Amendment 117
France Jamet

Proposal for a regulation
Article premier – paragraph 1 – point 24
Regulation (EU) 2017/2107
Article 33 – paragraph 3 – point a

Text proposed by the Commission

a) *the vessel has either an observer or a functioning electronic monitoring system on board which can identify whether the fish is dead or alive;*

Amendment

deleted

Or. fr

Amendment 118

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 3 – point b

Text proposed by the Commission

Amendment

b) the observer collects data on the number of individuals hooked, body length, sex, condition, maturity (whether the individual is pregnant and its litter size) and weight of products for each shortfin mako caught as well as fishing effort; and *deleted*

Or. fr

Amendment 119

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 3 – point c

Text proposed by the Commission

Amendment

c) when shortfin mako is not retained, the number of dead discards and live releases shall be recorded by the observer or estimated from the records of the electronic monitoring system. *deleted*

Or. fr

Amendment 120

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 4

Text proposed by the Commission

Amendment

4. *The observer is also encouraged to collect biological samples such as muscular tissues (for stock identification), reproductive organ with embryo (for identification of pregnancy cycle and reproductive output) and vertebrae (for estimation of growth curve). The biological samples collected by the observer should be analysed by Member States concerned and the result should be submitted to the Standing Committee on Research and Statistics by the Commission.* ***deleted***

Or. en

Amendment 121

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24

Regulation (EU) 2017/2107

Article 33 – paragraph 5

Text proposed by the Commission

Amendment

5. *Member States shall also report to the Commission the number of dead discards and live releases of North Atlantic shortfin mako estimated based on the total fishing effort of their relevant fleets using data collected through observer programs or other relevant data collection programs. Member States that do not authorise their vessels to fish and retain on board, transship or land North Atlantic shortfin mako in accordance with paragraphs 2 and 3 shall also record through their observer programs the number of dead discards and live releases of North Atlantic shortfin mako. The Commission shall report it to the Standing Committee on Research and Statistics.* ***deleted***

Amendment 122

Caroline Roose

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 1 – point 24 a (new)

Regulation (EU) 2017/2107

Article 33a (new)

Text proposed by the Commission

Amendment

(24a) The following Article is inserted

"Article 33a

***South Atlantic Shortfin mako sharks
(Isurus oxyrinchus)***

1. Member States shall make sure that their vessels apply the minimum standards for safe handling and release procedures of South Atlantic shortfin mako shark as set out in Annex IX.

2. Member States shall report on a monthly basis to the Commission all permissible landings of vessels flying their flag, which are authorised to catch South Atlantic shortfin mako. That report shall be sent to the Commission within 15 days of the end of the calendar month in which the catches were made. In addition, Member States shall report to the Commission every year the dead discards, live releases and total catches of vessels flying their flag.

3. By 30 June every year, Member States whose vessels have caught (landings and dead discards) South Atlantic shortfin mako sharks shall communicate to the Commission the statistical methodology used to estimate dead discards and live releases. Member States with artisanal and small-scale fisheries shall also provide information about their data collection programs.

4. As part of their annual Task 1 and 2 data submissions, Member States shall

provide to the Commission all relevant data for South Atlantic shortfin mako, including estimates of dead discards and live releases using the methods approved by the SCRS.

5. Fishing vessels that retain South Atlantic shortfin mako are prohibited to transship, whole or in part, South Atlantic shortfin mako caught in association with ICCAT fisheries."

Or. en

Justification

The transshipment prohibition for South Atlantic shortfin mako is outlined in ICCAT 22-11, Article 7

Amendment 123

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 25

Regulation (EU) 2017/2107

Article 36a – paragraph 1

Text proposed by the Commission

1. Member States shall ***implement data collection programmes that ensure the reporting of accurate sharks catch, effort, size and discard data to ICCAT in full accordance with the requirements for provision of Task I data and Task II data.***

Amendment

1. Member States shall ***make sure that their vessels apply the minimum standards for safe handling and release procedures of South Atlantic shortfin mako shark, as set out in Annex IX.***

Or. fr

Amendment 124

Clara Aguilera

Proposal for a regulation

Article 1 – paragraph 1 – point 25 a (new)

Regulation (EU) 2017/2107

Article 41 – paragraphs 5 and 6

(25a) In article 41, the following paragraphs 5 and 6 are inserted:

“5. Member States shall endeavour to increase the scientific observer coverage of longline fishing vessels in ICCAT fisheries where encounters with sea turtles have been documented and reported to the SCRS, beyond the minimum level required to 10% by 1 January 2024. This increase may be achieved through human observers and/or Electronic Monitoring Systems (EMS).

6. In the Mediterranean Sea:

Paragraph 2a shall not apply.

Paragraphs 4 and 5 shall not apply until 31 December 2025.”

Or. en

Justification

Recommendation 22-12, point 3, should also be transposed into this Regulation

Amendment 125

France Jamet

Proposal for a regulation

Article premier – paragraph 1 – point 26

Regulation (EU) 2017/2107

Article 44a

Text proposed by the Commission

“In addition to provisions of Article 9 of the Council Regulation (EC) No 1224/2009 of 20 November 2009¹¹, **each** Member **State** ensure that **the satellite** tracking devices of fishing vessels flying **its flag**, are permanently and continuously operational and that **the information** is collected and transmitted at least once every hour for purse seine.

Amendment

In addition to provisions of Article 9 of the Council Regulation (EC) No 1224/2009 of 20 November 2009⁵, **the Member States shall** ensure that tracking devices of fishing vessels flying **their flag** are permanently and continuously operational and that **vessel position data** is collected and transmitted **to the competent authorities of the Member State** at least once every hour for purse seine **and at least once every two hours for all other**

vessels.

¹¹ **Council 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 (OJ L 343, 22.12.2009, p.1).**

Or. fr

Amendment 126
France Jamet

Proposal for a regulation
Article premier – paragraph 1 – point 30
Regulation (EU) 2017/2107
Article 63 – paragraph 4 – point a

Text proposed by the Commission

Amendment

(a) require its vessels, when fishing for ICCAT species, to carry a scientific observer in accordance with the provisions of this regulation;

deleted

Or. fr

Amendment 127
France Jamet

Proposal for a regulation
Article premier – paragraph 1 – point 30
Regulation (EU) 2017/2107
Article 63 – paragraph 4 – point f

Text proposed by the Commission

(f) each year, using the designated **electronic** formats that are developed by the Standing Committee on Research and Statistics, report to the Standing Committee on Research and Statistics information collected through domestic observer programs for use by the Commission, in particular for stock assessment and other scientific purposes, in line with procedures in place for other data reporting requirements and consistent with domestic confidentiality requirements.

Amendment

(f) each year, using the designated formats that are developed by the Standing Committee on Research and Statistics, report to the Standing Committee on Research and Statistics information collected through domestic observer programs for use by the Commission, in particular for stock assessment and other scientific purposes, in line with procedures in place for other data reporting requirements and consistent with domestic confidentiality requirements.

Or. fr

Amendment 128

Izaskun Bilbao Barandica

Proposal for a regulation

Article 2 – paragraph 1 – introductory part

Text proposed by the Commission

Regulation (EU) **XXX/2022** is hereby amended as follows:

Amendment

Regulation (EU) **XXX/2023** is hereby amended as follows:

Or. en

Amendment 129

France Jamet

Proposal for a regulation

Article 2 – paragraph 1 – point 1

Regulation (EU) XX/2023

Article 7 – point a – indent 5

Text proposed by the Commission

— **references of the BCD**
corresponding to the catches carried over,

Amendment

deleted

Or. fr

Amendment 130

Clara Aguilera

Proposal for a regulation

Article 2 – paragraph 1 – point 1 a (new)

Regulation (EU) XX/2023

Article 8

Text proposed by the Commission

Amendment

(1a) Article 8 is replaced by the following:

“Article 8

Carry-over of unused quotas

1. Automatic carry-over of any unused quota is not authorized.

2. Member States may request to transfer a maximum of 5% of their annual quota form one year to the following year. The Commission shall include this request in its annual fishing/capacity plans for endorsement by the ICCAT Commission.”

Or. en

Justification

ICCAT recommendation 22-08, point 6, is transposed in a more accurate way. This amendment replaces amendment 37 of the draft report

Amendment 131

Clara Aguilera

Proposal for a regulation

Article 2 – paragraph 1 – point 1 b (new)

Regulation (EU) XX/2023

Article 12

Text proposed by the Commission

Amendment

(1b) Article 12 shall be replaced by the following:

"Article 12

Allocation of fishing opportunities

In accordance with Article 17 of

Regulation (EU) No 1380/2013, when allocating the fishing opportunities available to them, Member States shall use transparent and objective criteria, including those of an environmental, social and economic nature, and shall also distribute national quotas fairly among the various fleet segments, giving special consideration to traditional and artisanal fisheries, and to provide incentives to Union fishing vessels deploying selective fishing gear or using fishing techniques with reduced environmental impact."

Or. en

Justification

The social dimension of the CFP has not been fully deployed due to, among other factors, misinterpretations of article 17 of Regulation (EU) 1380/2013. Artisanal fisheries should have a special consideration when allocating fishing opportunities in order to provide a fair income to fishers whose families live from this activity .

Amendment 132 **Izaskun Bilbao Barandica**

Proposal for a regulation
Article 2 – paragraph 1 – point 1 a (new)
Regulation (EU) XX/2023
Article 24

Text proposed by the Commission

Amendment

(1a) Article 24 is amended as follows:

(a) paragraph 3 is replaced by the following:

“3. The marketing of bluefin tuna caught in recreational fisheries shall be prohibited.”;

(b) paragraph 4 is replaced by the following:

“4. Member States shall record catch data including the weight of each bluefin tuna caught in recreational fisheries and communicate the data for the preceding

year to the Commission by 30 June each year. The Commission shall forward that information to the ICCAT Secretariat without delay.”;

(c) paragraph 5 is replaced by the following:

“5. Member States shall take the necessary measures to ensure, to the greatest extent possible, the release of bluefin tuna, especially juveniles, caught alive in recreational fisheries. Any bluefin tuna landed shall be whole, gilled and/or gutted.”

Or. en

Justification

ICCAT recommendation 22-08 amends recommendation 21-08 establishing a multiannual management plan for bluefin tuna in the eastern Atlantic and Mediterranean. No reference to "sale" on it.

Amendment 133 **Izaskun Bilbao Barandica**

Proposal for a regulation
Article 2 – paragraph 1 – point 1 b (new)
Regulation (EU) XX/2023
Article 34 – paragraph 2

Text proposed by the Commission

Amendment

(1b) In Article 34, paragraph 2 is replaced by the following:

“2. Prior to entry into port, masters or their representatives of Union fishing vessels as well as processing vessels and auxiliary vessels included in the list of vessels referred to in Article 26 shall, at least four hours before the estimated time of arrival at the port, notify the competent authority of their flag Member State and the CPC whose ports or landing facility they wish to use of at least the following information:

(a) estimated date and time of arrival;

- (b) estimated quantity of bluefin tuna retained on board;*
- (c) information on the geographical area where the catches were taken.”*

Or. en

Justification

ICCAT recommendation 22-08 amends recommendation 21-08 establishing a multiannual management plan for bluefin tuna in the eastern Atlantic and Mediterranean. According to the recommendation (page 15) it shall notify the “relevant authorities of the port” so they must notify the authorities where the port is located - so one cannot chose between your flag state or the port.

Amendment 134

Izaskun Bilbao Barandica

Proposal for a regulation

Article 2 – paragraph 1 – point 1 c (new)

Regulation (EU) XX/2023

Article 35 – paragraph 5

Text proposed by the Commission

Amendment

(1c) In Article 35, paragraph 5 is replaced by the following:

“5. Masters of Union fishing vessels engaged in transshipment operations shall complete and transmit to their flag Member State the ICCAT transshipment declaration no later than five days after the date of transshipment in port. The masters of the transshipping fishing vessels shall complete the ICCAT transshipment declaration in accordance with the format set out in Annex X. The transshipment declaration shall be linked with the eBCD to facilitate cross-checking of data contained thereof.”

Or. en

Justification

ICCAT recommendation 22-08, page 16. We should not accept dynamic references.

Amendment 135
Clara Aguilera

Proposal for a regulation
Article 2 – paragraph 1 – point 1 c (new)
Regulation (EU) XX/2023
Article 44

Text proposed by the Commission

Amendment

(1c) Article 44 shall be replaced by the following:

"Article 44

Investigation by the Member State competent authority

1. Flag or trap Member States shall investigate all cases where:

(a) There is more than 10% difference between the number of fish reported in the ITD by the master of the catching or towing vessel or operator of the trap and the number of fish estimated by the ICCAT regional observer, or by the CPC national observer, as appropriate;

(b) When the ICCAT regional observer has not signed the ITD;

(c) The margin of error of 10% mentioned in point 2(a) shall be expressed as a percentage of the data provided by the master of the catching or towing vessel or operator of the trap;

(d) At the initiation of an investigation, the Member State competent authority shall inform the flag Member State or CPC competent authority of the towing vessel(s) concerned about the investigation, and ensure that, until the investigation is concluded, no transfer is permitted from or to the transport cage in question;

(e) Where applicable, the investigation shall include the analysis of all the relevant video footages. Such investigation shall be concluded prior to the time of caging and in any case within 96 hours of

the investigation being initiated, except on in cases of force majeure. Pending the results of the investigation, caging shall not be authorised and the relevant section of the BCD shall not be validated.

2. For all transfer operations where a video is required, a difference greater than 10%, between the number of bluefin tuna reported by the master of the fishing vessel or its representative, or the representative of the trap in the ITD and the number determined by the CPC competent authority of the master of the fishing vessel or its representative, or the representative of the trap following an investigation, shall constitute a Potential Non-Compliance (PNC) of the fishing vessel, or trap concerned.”

Or. en

Justification

ICCAT recommendation 22-08 is transposed in a more accurate way. This amendment replaces amendment 58 of the draft report