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TEXTS ADOPTED

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**P8\_TA(2018)0265**

**Objection to a delegated act: Fisheries conservation measures for the protection of the marine environment in the North Sea**

**European Parliament resolution of 14 June 2018 on the Commission delegated regulation of 2 March 2018 amending Delegated Regulation (EU) 2017/118 establishing fisheries conservation measures for the protection of the marine environment in the North Sea (C(2018)01194 – 2018/2614(DEA))**

*The European Parliament,*

- having regard to the Commission delegated regulation (C(2018)01194),
- having regard to Article 290 of the Treaty on the Functioning of the European Union,
- having regard to Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC<sup>1</sup>, and in particular Articles 11(2) and 46(5) thereof,
- having regard to Commission Delegated Regulation (EU) 2017/118 of 5 September 2016 establishing fisheries conservation measures for the protection of the marine environment in the North Sea<sup>2</sup>,
- having regard to the motion for a resolution by the Committee on Fisheries,
- having regard to Rule 105(3) of its Rules of Procedure,
- A. whereas Member States are required to achieve good environmental status for marine waters by 2020, in line with Article 1(1) 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 (Marine Strategy Framework Directive)<sup>3</sup>, while Article 2(5)(j) of Regulation (EU) No 1380/2013 requires the common fisheries policy to contribute to this goal;
- B. whereas the Scientific, Technical and Economic Committee for Fisheries (STECF), in

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<sup>1</sup> OJ L 354, 28.12.2013, p. 22.

<sup>2</sup> OJ L 19, 25.1.2017, p. 10.

<sup>3</sup> OJ L 164, 25.6.2008, p. 19.

the conclusions to its relevant scientific advice<sup>1</sup>, voiced a number of concerns as regards the effectiveness of the proposed measures for protected species and habitats and seafloor integrity; whereas those concerns have not been fully reflected in the recitals to the delegated regulation under review;

- C. whereas the STECF also noted in its scientific advice that the figures relating to the fishing activity in question on which the proposed measures are based are from 2010-2012 and could therefore be outdated;
  - D. whereas the unquantified number of vessels that would be covered by the partially temporary exemptions under Articles 3b, 3c and 3e of Commission Delegated Regulation (EU) 2017/118, as amended by the delegated regulation under review, could well have an impact on the effectiveness of the proposed measures;
  - E. whereas the definition of ‘alternative seabed-impacting fishing gear’ set out in point 2 of Article 2 of Commission Delegated Regulation (EU) 2017/118, as amended by the delegated regulation under review, needs to be further specified; whereas if it covers electric pulse fishing such a definition would be in contradiction with the mandate for negotiations adopted by Parliament on 16 January 2018<sup>2</sup> in the ordinary legislative procedure for the adoption of a regulation of the European Parliament and of the Council on the conservation of fishery resources and the protection of marine ecosystems through technical measures<sup>3</sup>;
  - F. whereas the impact of the proposed ‘alternative seabed-impacting fishing gear’ could still be significantly higher than that of other, partially prohibited gear (Danish and Scottish seines);
  - G. whereas the review and reporting clause of the proposed delegated act does not apply to the newly proposed zones and their management, thus rendering impossible a transparent evaluation of the effectiveness of the measures, especially on newly tested alternative seabed-impacting gear;
1. Objects to the Commission delegated regulation;
  2. Instructs its President to forward this resolution to the Commission and to notify it that the delegated regulation cannot enter into force;
  3. Calls on the Commission to submit a new delegated act which takes account of the concerns set out above;
  4. Instructs its President to forward this resolution to the Council and to the governments and parliaments of the Member States.

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<sup>1</sup> Scientific, Technical and Economic Committee for Fisheries (STECF) (2017), 54th Plenary Meeting Report (PLEN-17-01).

<sup>2</sup> Texts adopted, P8\_TA(2018)0003.

<sup>3</sup> Legislative procedure 2016/0074(COD).