Council Regulation (EC) No 43/2009 of 16 January 2009 fixing for 2009 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required

# CHAPTER I

|   | SCOPE AND DEFINITIONS  |
|---|--|
| Article 1<br>Article 2<br>Article 3<br>Article 4  | Subject matter Scope Definitions Fishing zones   |
|   | CHAPTER II   |
|   | FISHING OPPORTUNITIES AND ASSOCIATED CONDITIONS FOR COMMUNITY VESSELS  |
| Article 5 Article 6 Article 7 Article 8  Article 9 Article 10  Article 11 Article 12 Article 13 | Catch limits and allocations Prohibited species Special provisions on allocations Fishing effort limits and associated conditions for the management of stocks Conditions for landing catches and by-catches Unsorted landings in ICES zones IIIa, IV and VIId and EC waters of ICES zone IIa Access limits Determination of mesh size and twine thickness Transitional technical and control measures |
|   | CHAPTER III  |
|   | CATCH LIMITS AND ASSOCIATED CONDITIONS FOR THIRD-COUNTRY FISHING VESSELS   |
| Article 14<br>Artclie 15  | Authorisation<br>Prohibited species  |

| Article 14 | Authorisation                                 |
|------------|---|
| Artclie 15 | Prohibited species                            |
| Article 16 | Geographical restrictions                     |
| Article 17 | Transit through Community waters              |
| Article 18 | Conditions for landing catches and by-catches |
| Article 19 | Transitional technical and control measures   |
|            |   |

#### **CHAPTER IV**

# FISHING AUTHORISATIONS OF COMMUNITY VESSELS

| Article 20 | Fishing authorisations and associated conditions |
|------------|--|
| Article 21 | Faroe Islands                                    |

#### CHAPTER V

# FISHING AUTHORISATIONS OF THIRD-COUNTRY FISHING VESSELS

| Article 22 | Obligation to have a fishing authorisation                     |
|------------|--|
| Article 23 | Application for a fishing authorisation                        |
| Article 24 | Number of fishing authorisations                               |
| Article 25 | Cancellation   |
| Article 26 | Obligations of the holder of the fishing authorisation         |
| Article 27 | Specific provisions concerning the Department of French Guyana |
|            |  |

#### CHAPTER VI

# SPECIAL PROVISIONS FOR FISHING IN THE GFCM AREA

#### SECTION 1

#### Conservation measures

| Article 28 | Establishment of a closed season for the dolphinfish fisheries   |
|------------|--|
|            | using fish aggregating devices (FADs)  |
| Article 29 | Establishment of fisheries restrictive areas in order to protect the   |
|            | deep-sea sensitive habitats  |
| Article 30 | Minimum mesh size of trawl nets deployed in certain local and seasonal demersal trawl fisheries in the Mediterranean Sea |
|            |  |

# SECTION 2

# Reporting of statistical matrixes

#### Article 31 Transmission of data

# **CHAPTER VII**

# SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE NAFO REGULATORY AREA

| Article 32 | Catch reporting             |
|------------|-----------------------------|
| Article 33 | Additional control measures |

#### **CHAPTER VIII**

# SPECIAL PROVISIONS FOR THE LANDING OR TRANSHIPPING OF FISH FROZEN AFTER BEING CAUGHT BY THIRD-COUNTRY FISHING VESSELS IN THE NEAFC CONVENTION AREA

| Article 34 | Port State control                |
|------------|-----------------------------------|
| Article 35 | Designated ports                  |
| Article 36 | Prior notice of entry into port   |
| Article 37 | Authorisation to land or tranship |
| Article 38 | Inspections                       |
| Article 39 | Inspection reports                |

#### **CHAPTER VIIIa**

# LABELLING OF FISH FROZEN AFTER BEING CAUGHT IN THE NEAFC CONVENTION AREA BY COMMUNITY VESSELS OR THIRD COUNTRY VESSELS

| 1 1 2     | $^{\circ}$ | T 1 1 | 1.    | •            | c      | ~ 1  |   |
|-----------|------------|-------|-------|--------------|--------|------|---|
| Article 4 | นา         | Iahai | lina  | $\alpha$ t 1 | trozen | T10  | 1 |
| Article 3 | 7a         | Lanci | 11112 | VI I         | frozen | 1151 |   |
|           |            |       |       |              |        |      |   |

#### **CHAPTER IX**

# SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE CCAMLR CONVENTION AREA

# SECTION 1

# Restrictions and vessel information requirements

#### Article 40 Prohibitions and catch limitations

#### **SECTION 2**

# **Exploratory fisheries**

| Article 41 | Rules of conduct for exploratory fisheries                           |
|------------|--|
| Article 42 | Participation in exploratory fisheries                               |
| Article 43 | Reporting systems  |
| Article 44 | Definition of hauls  |
| Article 45 | Research plans   |
| Article 46 | Data collection plans  |
| Article 47 | Tagging programme  |
| Article 48 | Scientific observers   |
| Article 49 | Notifications of intent to participate in a krill fishery during the |
|            | 2009/2010 fishing season   |
| Article 50 | Precautionary catch limitations on krill fishery for certain sub     |
|            | areas  |
| Article 51 | Data Reporting System for krill fisheries                            |
| Article 52 | Interim prohibition of deep-sea gillnetting                          |
| Article 53 | Minimisation of the incidental mortality of seabirds                 |
| Article 54 | Closure of all fisheries   |
|            |  |

#### CHAPTER X

# SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE SEAFO AREA

# SECTION 1

#### Authorisation of vessels

| Article 55 | Authorisation of vessels           |
|------------|------------------------------------|
| Article 56 | Obligations for authorised vessels |
| Article 57 | Unauthorised vessels               |

# SECTION 2

|       | 1 .  |      |       |
|-------|------|------|-------|
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| Article 58 | Prohibition of transhipments at sea |
|------------|-------------------------------------|
| Article 59 | In-port Transhipments               |

| Article 59               | In-port Transhipments  |
|--------------------------|--|
|                          | SECTION 3  |
| Conservation me          | easures for the management of vulnerable deep-water habitats and ecosyster |
| Article 60<br>Article 61 | Closed areas<br>Resumption of fishing in a closed area                     |
|                          | SECTION 4  |
|                          | Measures on reducing incidental by-catch of seabirds                       |
| Article 62<br>Article 63 | Information on interactions with seabirds<br>Mitigation measures           |
|                          | SECTION 5  |
|                          | Technical measures   |
| Article 64               | Measures for the protection of deep water sharks                           |
|                          | SECTION 6  |
|                          | Control  |
| Article 65               | Special Provisions for Patagonian Toothfish (Dissostichus eleginoides)     |
| Article 66               | Special Provisions for Deep-sea Red Crab (Chaceon spp.)                    |
| Article 67               | Special Provisions for Alfonsino (Beryx spp.)                              |
| Article 68               | Special Provisions for Orange Roughy (Hoplostethus atlanticus)             |
| Article 69               | Communication of vessel movements and catches                              |
| Article 70               | Scientific observation and collection of information to support            |
| Article 71               | stock assessment Sightings of non-Contracting Party vessels                |
|                          | SECTION 7  |
|                          | Protection of Vulnerable Marine Ecosystems                                 |
| Article 72               | Use of terms   |

| Article 72 | Use of terms  |
|------------|---|
| Article 73 | Identification of existing bottom fishing areas                   |
| Article 74 | Bottom fishing activities in new bottom fishing areas             |
| Article 75 | Assessment of bottom fishing activities in new and existing areas |
| Article 76 | Scientific Observers  |
| Article 77 | VME encounters  |

#### CHAPTER XI

# SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE IOTC AREA

| Article 78 | Reduction of sea-birds by-catch                                      |
|------------|--|
| Article 79 | Limitation of fishing capacity of vessels fishing for tropical tunas |
| Article 80 | Limitation of fishing capacity of vessels fishing for swordfish and  |
|            | albacore   |

# CHAPTER XII

#### SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE SPFO AREA

| Article 81 | Pelagic fisheries — Capacity limitation |
|------------|---|
| Article 82 | Bottom fisheries                        |
| Article 83 | Data collection and sharing             |

#### **CHAPTER XIII**

#### SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE WCPFC AREA

| Article 84 | Fishing effort limitations                      |
|------------|---|
| Article 85 | Closed area for FAD fishing                     |
| Article 86 | Management plans for the use of FADs            |
| Article 87 | Maximum number of vessels fishing for swordfish |

# **CHAPTER XIV**

# SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE ICCAT AREA

| Article 88<br>Article 89 | Reduction of sea-birds by-catch<br>Establishment of a closed area/fishing season of the swordfish           |
|--------------------------|---|
|                          | fisheries in Mediterranean Sea  |
| Article 90               | Minimum size for Atlantic swordfish   |
| Article 91               | Sharks  |
| Article 91a              | Maximum number of vessels fishing bluefin tuna in the Eastern Atlantic                                      |
| Article 91b              | Catch limits for bluefin tuna in the Eastern Atlantic   |
| Article 91c              | Maximum number of vessels fishing bluefin tuna in the   |
|                          | Mediterranean applicable to the Community coastal artisanal fishery   |
| Article 91d              | Catch limits for bluefin tuna in the Mediterranean applicable to<br>the Community coastal artisanal fishery |
| Article 91e              | Maximum number of vessels fishing bluefin tuna in the Adriatic<br>Sea for farming purposes                  |
| Article 91f              | Catch limits for bluefin tuna in the Adriatic Sea for farming purposes                                      |
| Article 92               | Closed fishing season for bluefin tuna  |
| Article 93               | Recreational and sport fisheries for bluefin tuna   |

#### CHAPTER XV

# ILLEGAL, UNREPORTED AND UNREGULATED FISHERIES

Article 94 North Atlantic

#### **CHAPTER XVI**

# SPECIAL PROVISIONS FOR COMMUNITY VESSELS IN THE HIGH SEAS OF THE BERING SEA

Article 95 Prohibition to fish in the High Seas of the Bering Sea

#### **CHAPTER XVII**

#### FINAL PROVISIONS

Article 96 Data transmission Article 97 Entry into force Signature

# ANNEX I

CATCH LIMITS APPLICABLE TO COMMUNITY VESSELS IN AREAS WHERE CATCH LIMITS EXIST AND FOR THIRD-COUNTRIES' FISHING VESSELS IN EC WATERS, BY SPECIES AND BY AREA (IN TONNES LIVE WEIGHT, EXCEPT WHERE OTHERWISE SPECIFIED)

> All catch limits set out in this Annex shall be... Within each area, fish stocks are referred to following the... The following table of correspondences of common names and Latin...

#### ANNEX IA

SKAGERRAK, KATTEGAT, ICES zones I, II, III, IV, V, VI, VII, VIII, IX, X, XII and XIV, EC waters of CECAF, French Guyana waters

# ANNEX IB NORTH EAST ATLANTIC AND GREENLAND

# ANNEX IC NORTH WEST ATLANTIC

All TACs and associate conditions are adopted in the framework...

# ANNEX ID HIGHLY MIGRATORY FISH — All areas

TACs in this area are adopted in the framework of...

# ANNEX IE ANTARCTIC

These TACs, adopted by CCAMLR, are not allocated to the...

# ANNEX IF SOUTH-EAST ATLANTIC OCEAN

These TACs, are not allocated to the members of SEAFO...

# ANNEX IG SOUTHERN BLUEFIN TUNA — ALL AREAS

#### ANNEX II

#### ANNEX IIA

FISHING EFFORT FOR VESSELS IN THE CONTEXT OF THE RECOVERY OF CERTAIN STOCKS IN ICES ZONES IIIa, IV, VIa, VIIa, VIId, AND EC WATERS OF ICES ZONES IIa AND Vb

# **GENERAL PROVISIONS**

- 1. Scope
  - 1.1. This Annex shall apply to Community vessels carrying on board...
  - 1.2. This Annex shall not apply to vessels with a length...
- 2. Definitions
- 3. Geographical areas
- 4. Regulated gears
- 5. Calculation of fishing effort

#### FISHING EFFORT LIMITATIONS

- 6 Maximum allowable fishing effort
  - 6.1. For each of the effort groups of each Member State...
  - 6.2. The maximum levels of annual fishing effort set in accordance...
- 7. Variation in maximum allowable fishing effort as referred to in...
  - 7.1. Where a Member State has increased the fishing effort concerning...
  - 7.2. Where a transfer of effort has taken place from a...
  - 7.3. The maximum allowable fishing effort shall be adapted according to...
  - 7.4. Where a Member State has reconstituted effort in accordance with...

Document Generated: 2023-09-23

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EC) No 43/2009. (See end of Document for details)

- 7.5. Where a transfer of effort from one effort group to...
- 7.6. Amendments to the composition of effort groups decided by the...
- 8. Allocation of fishing effort
  - Member States shall regulate the activity of their vessels concerned... 8.1.
  - If a Member State deems so appropriate in order to... 8.2.
  - 8.3. A Member State may establish management periods at its discretion...
  - 8.4. In case that a Member State authorises vessels to be...
- 9. General rule
  - 9.1. Fishing effort deployed by a Community fishing vessel shall be...
  - Where a vessel crosses between two or more areas on... 9.2.
- 10. Notification of fishing gear
  - Before the first day of each management period the master... 10.1.
  - 10.2. The use of more than one fishing gear during a...
  - A vessel wishing to combine the use of one or... 10.3.
- 11. Exemptions
  - 11.1. A Member State may not count against any maximum allowable...
  - A Member State may not count against any maximum allowable... 11.2.
  - 11.3. A Member State may decide not to count against any...

#### MONITORING OF FISHING EFFORT DEPLOYMENT

- Management of effort consumption 12.
  - 12.1. Member States shall regulate the activity of their vessels concerned...
  - 12.2. Vessels using gears belonging to the grouping of fishing gears...
  - 12.3. In any given management period, a vessel that has exhausted...
- 13. Fishing effort messages
  - 13.1. Articles 19b. 19c. 19d. 19e and 19k of Regulation (EEC)...
  - Member States may implement, in accordance with Member States 13.2. concerned...

# REPORTING OBLIGATIONS

- 14. Collection of relevant data
- 15. Communication of relevant data
  - Member States shall transmit to the Commission on its request... 15.1.
  - The data shall be sent to the appropriate electronic mailbox... 15.2.
  - 15.3. A new format or communication frequency for making the data...
  - 15.4. A format and specific communication obligation concerning lists of vessels...
  - 15.5. A format and specific communication obligation concerning variations to maximum...

# Appendix 1 to Annex IIa

Maximum allowable fishing effort in kilowatt days

Appendix 2 to Annex IIa

Table II Reporting format

Table IIIData format

#### ANNEX IIB

#### FISHING EFFORT FOR VESSELS IN THE CONTEXT OF THE RECOVERY...

- 1. Scope
- 2. Definition of day present within the area
- 3. Fishing gear

#### IMPLEMENTATION OF FISHING EFFORT LIMITATIONS

- 4. Vessels concerned by fishing effort limitations
  - 4.1. Vessels using gears belonging to the grouping of fishing gears...
  - 4.2. A Member State shall not permit fishing with any gear...
  - 4.3. A vessel flying the flag of a Member State having...
- 5. Limitations in activity
- 6. Exceptions

#### NUMBER OF DAYS PRESENT WITHIN THE AREA ALLOCATED TO FISHING...

- 7. Maximum number of days
  - 7.1. During the 2009 management period, the maximum number of days...
  - 7.2. For the purposes of fixing the maximum number of days...
  - 7.3. During the 2009 management period, a Member State may manage...
  - 7.4. A Member State wishing to benefit from the provisions laid...
- 8. Management periods
  - 8.1. A Member State may divide the days present within the...
  - 8.2. The number of days or hours for which a vessel...
  - 8.3. In any given management period a vessel may undertake non-fishing...
- 9. Allocation of additional days for permanent cessation of fishing activities...
  - 9.1. An additional number of days at sea on which a...
  - 9.2. Member States wishing to benefit from the allocations referred to...
  - 9.3. On the basis of such a request the Commission may...
  - 9.4. During the 2009 management period, a Member State may reallocate...
  - 9.5. Any additional number of days resulting from a permanent cessation...
- 10. Allocation of additional days for enhanced observer coverage
  - 10.1. Three additional days on which a vessel may be present...
  - 10.2. Member States wishing to benefit from the allocations referred to...
  - 10.3. On the basis of this description, and after consultation with...
  - 10.4. If such a programme submitted by a Member Stated has...
- 11. Special conditions for the allocation of days
  - 11.1. If a vessel has received an unlimited number of days...
  - 11.2. The vessel shall not tranship any fish at sea to...
  - 11.3. When either of these conditions is not met by a...

#### **EXCHANGES OF FISHING EFFORT ALLOCATIONS**

- 12. Transfer of days between vessels flying the flag of a...
  - 12.1. A Member State may permit any fishing vessel flying its...
  - 12.2. The total number of days present within the area transferred...
  - 12.3. The transfer of days as described in point 12.1 shall...
  - 12.4. Transfer of days is only permitted for vessels benefiting from...
  - 12.5. On request from the Commission, Member States shall provide information...
- 13. Transfer of days between fishing vessels flying the flag of...

#### USE OF FISHING GEAR

- 14. Notification of fishing gear
- 15. Combined used of regulated and unregulated fishing gear

#### **TRANSIT**

16 Transit

#### MONITORING. INSPECTION AND SURVEILLANCE

- 17. Fishing effort messages
- Recording of relevant data 18.
- 19. Cross-checks

#### REPORTING OBLIGATIONS

- Collection of relevant data 20.
- 21 Communication of relevant data
  - 21.1 On request of the Commission, Members States shall make available...
  - A new format of spreadsheet for making the data referred... 21.2.

#### ANNEX IIC

# FISHING EFFORT FOR VESSELS IN THE CONTEXT OF THE RECOVERY OF WESTERN CHANNEL SOLE STOCKS ICES ZONE VIIe

#### **GENERAL PROVISIONS**

- 1. Scope
  - 1.1. The conditions laid down in this Annex shall apply to...
  - Vessels fishing with static nets with mesh size equal to...
- 2. Definition of day present with the area
- 3. Fishing gear

#### IMPLEMENTATION OF FISHING EFFORT LIMITATIONS

- Vessels concerned by fishing effort limitations 4.
  - Vessels using gear types identified in point 3 and fishing...
  - A Member State shall not permit fishing with a gear... 4.2.
  - 4.3. However, a vessel with a track record of using a...
  - A vessel flying the flag of a Member State having... 4.4.
- 5. Limitations in activity
- 6. Exceptions

#### NUMBER OF DAYS PRESENT WITHIN THE AREA ALLOCATED TO FISHING...

- 7 Maximum number of days
  - 7.1. During the 2009 management period, the maximum number of days...
  - 7.2. During the 2009 management period, the number of days at...
  - 7.3. During the 2009 management period, a Member State may manage...
  - A Member State wishing to benefit from the provisions laid... 7.4.
- Management periods 8.
  - 8.1. A Member State may divide the days present within the...
  - 8.2. The number of days or hours for which a vessel...
  - In any given management period a vessel that has used... 8.3.
- 9. Allocation of additional days for permanent cessations of fishing activities...
  - An additional number of days at sea on which a... 9.1.
  - 9.2. Member States wishing to benefit from the allocations referred to...

- 9.3. On the basis of such a request the Commission may...
- 9.4. During the 2009 management period, a Member State may reallocate...
- 9.5. Any additional number of days resulting from a permanent cessation...
- 10. Allocation of additional days for enhanced observer coverage
  - 10.1. Three additional days on which a vessel may be present...
  - 10.2. Member States wishing to benefit from the allocations referred to...
  - 10.3. On the basis of this description, and after consultation with...
  - 10.4. If such a programme submitted by a Member Stated has...

### **EXCHANGES OF FISHING EFFORT ALLOCATIONS**

- 11. Transfer of days between fishing vessels flying the flag of...
  - 11.1. A Member State may permit any of its fishing vessels...
  - 11.2. The total number of days present within the area, multiplied...
  - 11.3. The transfer of days as described in point 11.1 shall...
  - 11.4. On request from the Commission, Member States shall provide reports...
- 12. Transfer of days between fishing vessels flying the flag of...

#### USE OF FISHING GEAR

- 13. Notification of fishing gear
- 14. Non-fishing related activities

#### **TRANSIT**

15. Transit

# MONITORING, INSPECTION AND SURVEILLANCE

- 16. Fishing effort messages
- 17. Recording of relevant data
- 18. Cross-checks
- 19. Alternative control measures
- 20. Prior notification of transhipments and landings
- 21. Margin of tolerance in the estimation of quantities reported in...
- 22. Separate stowage
- 23. Weighing
  - 23.1. The competent authorities of a Member State shall ensure that...
  - 23.2. The competent authorities of a Member State may require that...

#### REPORTING OBLIGATIONS

- 24. Collection of relevant data
- 25. Communication of relevant data
  - 25.1. On request of the Commission, Members States shall make available...
  - 25.2. A new format of spreadsheet for the purpose of making...

#### **ANNEX IID**

# FISHING OPPORTUNITIES AND FISHING EFFORT FOR VESSELS FISHING FOR SANDEEL IN ICES ZONES IIIA AND IV AND IN EC WATERS OF ICES ZONE IIa

- 1. The conditions laid down in this Annex shall apply to...
- 2. The conditions laid down in this Annex shall apply to...

- 3. For the purposes of this Annex a day present within...
- 4. Each Member State concerned shall maintain a data base containing...
- 5 Exploratory fishery relating to sandeel abundance shall start no earlier...
- 6. The TAC and quotas for sandeel in ICES zone IIIa...
- 7. If the TAC calculated in point 6 exceeds 400 000...
- 8. Commercial fishing with demersal trawl, seine or similar towed gears...

#### ANNEX III

#### TRANSITIONAL TECHNICAL AND CONTROL MEASURES

#### Part A

North Atlantic including the North Sea, Skagerrak and Kattegat

- 1. Fishing for Herring in EC waters of ICES zone IIa...
- 2. Technical conservation measures in the Skagerrak and in the Kattegat...
- 3. Electric fishing in ices zones IVc and IVb
  - By way of derogation from Article 31(1) of Regulation (EC)... 3.1.
  - The following measures shall apply from 1 January 2010 to... 3 2
- 4. Closure of an area for sandeel fisheries in ices zone...
  - 4.1. It shall be prohibited to land or retain on board...
  - 4.2. Fisheries for scientific investigation shall be allowed in order to...
- 5. Rockall Haddock box in ices zone VI
  - Cod selectivity in the North Sea and Skagerrak 5a.
    - 5a.1. Member States shall take measures to distribute along the year...
    - 5a.2. Member States shall adapt the use of the gears mentioned...
    - If, at the end of any of the first three... 5a.3.
    - Within one month from the end of the quarter in... 5a.4.
    - Where the cod quota of a Member State has been... 5a.5.
    - 5a.6. Notwithstanding point 5a.5, Member States may also apply the measures...
    - Notwithstanding point 5a.3 and 5a.5, Member States may also apply... 5a.7.
  - 5b. Prohibition of high grading all ICES zones
    - Any species subject to quota caught during fishing operations in... 5b.1.
    - 5b.2. Member States shall endeavour to take similar measures to those...
  - 5c. Real time closures in the Eastern Channel
    - Without prejudice to the possibility to take emergency measures in... 5c.1.
    - 5c.2. The measures referred to in point 5c.1:
    - Member States shall inform the Commission, the other Member 5c.3. States...
  - 5d. Cod selectivity in Eastern Channel
    - Member States shall take measures to distribute along the year... 5d.1.
    - 5d.2. Member States shall adapt the use of the gears mentioned...

- 5d.3. If, at the end of any of the second and...
- 5d.4. On request from the Commission, Member States shall inform the...
- 5e. Real time closures in the North Sea and Skagerrak
  - 5e.1. For the purpose of this point:
  - 5e.2. Member States shall identify areas where there is a risk...
  - 5e.3. In the areas identified in accordance with point 5e.2, Member...
  - 5e.4. The Coastal Member State concerned shall publicise without delay on...
  - 5e.5. When a sample referred to in point 5e.3(a) shows a...
  - 5e.6. The prohibition referred to in point 5e.5 shall:
  - 5e.7. By way of derogation from point 5e.5, when the percentage...
  - 5e.8. If the area to be closed includes areas under the...
  - 5e.9. The Coastal Member State shall without delay:
  - 5e.10. Upon request, the Costal Member State concerned shall provide the...
- 6. Restrictions on fishing for cod, haddock and whiting in ICES...
  - 6.1. ICES zone VIa
  - 6.2. ICES zones VII f and g
  - 6.3. By way of derogation from points 6.1 and 6.2, it...
  - 6.4. By way of derogation from points 6.1 and 6.2, it...
  - 6.5. By way of derogation from point 6.1, it shall be...
  - 6.6. By way of derogation from point 6.1, it shall be...
  - 6.7. Observer coverage in ICES zone VIa
  - 6.8. Experiments to reduce catches of whitefish when fishing for nephrops...
  - 6.9. Member States may introduce more restrictive measures including closed areas...
- 7. Special rules for the protection of blue ling in Zone...
  - 7.1. In the period from 1 March to 31 May 2009...
  - 7.2. When entering the area set out in point 7.1, the...
  - 7.3. When exiting the area set out in point 7.1, the...
  - 7.4. In either of the two areas set out in point...
  - 7.5. The observers referred to in Article 8 of Regulation (EC)...
  - 7.6. During the period from 15 February to 15 April both...
- 8. Technical conservation measures in the Irish Sea
  - 8.1. In the period from 14 February 2009 to 30 April...
  - 8.2. By way of derogation from point 8.1, within the area...
  - 8.3. The technical conservation measures referred to in Articles 3 and...
- 9. Use of gillnets in ICES Zones IIIa, IVa, Vb, VIa,...
  - 9.1. For the purposes of this point, gillnet and entangling net...
  - 9.2. For the purposes of this point, trammel net means a...
  - 9.3. Community vessels shall not deploy gillnets, entangling nets and trammel...
  - 9.4. By way of derogation from point 9.3 it shall be...
  - 9.5. Only one of the types of gear described in points...
  - 9.6. All vessels deploying gillnets or entangling nets at any position...
  - 9.7. The master of a vessel with a fixed net permit...
  - 9.8. The naval services or other competent authorities shall have the...
  - 9.9. The master of a vessel with a fixed net permit...
  - 9.10. Vessels fishing with a fixed net permit referred to in...
  - 9.11. The quantity of sharks retained on board by any vessel...
  - 9.12. The Commission may decide, after consultation of the STECF, to...

- Special measures for the redfish fishery in the Irminger Sea... 9a.
  - The measures set out in this point 9a shall apply... 9a.1
  - 9a.2 In addition to the data required under Article 5(1) of...
  - 9a.3 Masters of fishing vessels engaged in the fishery in the...
  - 9a 4 In addition to information required under Article 6(1)(a) of Regulation...
  - 9a.5 The reports referred to in points 9a.3 and 9a.4 shall...
  - 9a.6 Without prejudice to Article 39a of this Regulation, the label...
  - 9a.7 Buyers or holders of fish shall ensure that any quantity...
  - 9a.8 It shall be prohibited to use trawls with a mesh...
  - 9a.9 The conversion factor to be applied to the gutted and...
- 10. Reduction of whiting discards in the North Sea
  - In the North Sea, Member States shall undertake in 2009... 10.1.
  - 10.2. Member States shall make the results of the trials and...
  - 10.3. The Council shall, on the basis of a proposal from...
- 11. Reduction of cod discards in the North Sea
  - 11.1. Member States which hold a cod quota shall undertake trials...
  - 11.2. Member States shall make the results of the trials laid...
- 12. Condition for fisheries with certain towed gears authorised in the...
  - 12.1. By way of derogation of the provisions laid down in...
  - 12.2. When fishing in zone VIII a and b it shall...
- 13. Restrictions on fishing for roundnose grenadier in ICES zone IIIa...
- 14 Fishing effort for deep sea species
  - Member States shall ensure that fishing activities which lead to... 14.1.
  - 14.2. It shall however be prohibited to catch and retain on...
- 15. Interim measures for the protection of vulnerable deep-sea habitats
  - 15.1. It shall be prohibited to conduct bottom trawling and fishing...
  - 15.2. It shall be prohibited to conduct bottom trawling and fishing...
  - All Pelagic Vessels fishing in the protected areas for corals... 15.3.
  - 15.4. Pelagic vessels intending to fish in a protected area for...
  - 15.5. Pelagic vessels fishing in a protected area for corals as...
  - 15.6. Pelagic vessels fishing in a protected area for corals as...
  - Pelagic vessels who have concluded fishing in a protected area... 15.7.
  - 15.8. Fishing for pelagic species in a protected area for corals...
  - 15.9. It shall be prohibited to conduct bottom trawling and fishing...
  - 15.10. Where, in the course of fishing operations in new and...
- 16. Minimum size of Short-necked clam
- 17. Condition for certain creel fisheries in zone IXa (West Galicia)...
- 18. Conditions for fishing for herring in zone VIa (Butt of...

#### PART B

#### All EC waters

19. Conditions regarding the release of common skate, undulate ray, white...

19a. Conditions for third-country vessels fishing for mackerel in EC waters...

#### PART C

#### Eastern Central Atlantic

20. Minimum size for octopus

#### PART D

#### Eastern Pacific Ocean

- 21. Purse seines in the Regulatory Area of the Inter-American Tropical...
  - 21.1. The fishing by purse-seine vessels for yellowfin tuna (Thunnus...
  - 21.2. The Member States concerned shall notify the Commission of the...
  - 21.3. Purse seiners fishing for tuna in the Regulatory Area of...
  - 21.4 The fishing by purse seine vessels for bigeye, skipjack and...

#### PART E

Eastern Pacific Ocean and Western and Central Pacific Ocean

- 22. Special measures for the Eastern, Western and Central Pacific Ocean...
- 23. Specific measures applying to encircled or entangled sea turtles

#### PART F

#### North East Atlantic

24. Special measures for the redfish fishery in international waters of...

# Appendix 1 to Annex III TOWED GEARS: Skagerrak and Kattegat

Appendix 2 to Annex III

Specifications for the Sorting grid for 70 mm trawl fishery

The species selective grid shall be attached in trawls with...

#### Appendix 3 to Annex III

Condition for fisheries with certain towed gears authorised in the Bay of Biscay

Specifications of the top square mesh window Specifications of 100

# Appendix 4 to Annex III

Specifications of the large mesh trawl

The gear shall be designed to reduce the catches of...

The first belly (attached to the footrope), the top and...

# Appendix 5 to Annex III

- 1. Specifications of the top square mesh window
- 2. Location of the window
- 3. Insertion of the window into the diamond meshes netting

# Appendix 6 to Annex III

Square mesh window for vessels of less than 15 metres

- 1. Specifications of the top square mesh window
- 2. Location of the window
- 3. Insertion of the window into the diamond meshes netting

Appendix 7 to Annex III

Sampling Methodology

Appendix 8 to Annex III

# ANNEX IV

### PART I

Quantitative limitations of fishing authorisations for Community vessels fishing in third-country waters

# PART II

Quantitative limitations of fishing authorisations for third-country fishing vessels in Community waters

# PART III

Declaration pursuant to Article 25(2)

#### ANNEX V

# LOGBOOK TO BE KEPT BY THIRD-COUNTRY VESSELS FISHING IN COMMUNITY WATERS

#### PART I

Information to be recorded in the logbook

#### PART II

#### ANNEX VI

# INFORMATION TO BE TRANSMITTED TO THE COMMISSION BY THIRD-COUNTRY VESSELS FISHING IN COMMUNITY WATERS

- 1. The information to be transmitted to the Commission of the...
  - 1.1. On each occasion a vessel commences a fishing trip in...
  - 1.2. On each occasion a vessel terminates a fishing trip in...
  - 1.3. At three-day intervals, commencing on the third day after the...
  - 1.4. Whenever a trans-shipment is planned between the 'catch on entry'...
- 2. Form of the communication
- 3. Communication scheme
  - 3.1. The information specified under point 1 shall be transmitted by...
  - 3.2. If it is impossible for reasons of force majeure for...
  - 3.3. In the case a Flag State has the technical capability...
- 4. Name of the radio station
- 5. Code to be used to indicate the species
- 6. Codes to be used to indicate the relevant area.
- 7. In addition to the provisions laid down in points 1...

#### ANNEX VII

#### ANNEX 1

Map of GFCM Geographical Sub-Areas (GSAs)

#### ANNEX 2

#### ANNEX 3

Geographical coordinates GFCM Geographical Sub-Areas (GSAs)

#### ANNEX VIII

GFCM Task 1 — Operational Units

#### ANNEX IX

#### PART I

Port State control forms

# PART II

Appendix to Annex IX Products and packing

#### ANNEX X

#### PROHIBITION OF DIRECTED FISHING IN CCAMLR AREA

#### ANNEX XI

# CATCH AND BY-CATCH LIMITS FOR NEW AND EXPLORATORY FISHERIES IN THE AREA OF CCAMLR IN 2008/09

#### ANNEX XII

# NOTIFICATION OF INTENT TO PARTICIPATE IN A FISHERY FOR EUPHAUSIA SUPERBA

#### ANNEX XIII

Net configuration and use of fishing techniques

Net Panel length and mesh size

Provide diagram of each net configuration used

Use of multiple fishing techniques: Yes No

Presence of marine mammal exclusion device: Yes No

Provide explanation of fishing techniques, gear configuration and characteristics and...

#### **ANNEX XIV**

#### PART I

#### SEAFO transhipment declaration

#### TRANSHIPMENT DECLARATION

- 1. General rule
- 2. Procedure for completion
- 3. Responsibilities of the master in respect of the landing declaration...
- 4. Information to be provided
- 5. Procedure of transmission

#### PART II

### Guidelines for Design and Deployment of Tori Lines

- 1. These guidelines are designed to assist in the preparation and...
- 2. Tori Line Design
  - 2.1. It is recommended that a tori line 150 m in...
  - 2.2. The above water section of the line should be sufficiently...
  - 2.3. The line is best attached to the vessel with a...
  - 2.4. The streamers should be made of material that is conspicuous...
  - 2.5. There should be a maximum of 5-7 m between each...
  - 2.6. Each streamer pair should be detachable by means of a...
  - 2.7. The number of streamers should be adjusted for the setting...
- 3. Deployment of Tori Lines
  - 3.1. The line should be suspended from a pole affixed to...
  - 3.2. The tori line should be set so that streamers pass...
  - 3.3. Deployment of multiple tori lines is encouraged to provide even...
  - 3.4. Because there is the potential for line breakage and tangling,...
  - 3.5. When fishers use a bait casting machine (BCM) they must...
  - 3.6. Fishers are encouraged to install manual, electric of hydraulic winches...

#### ANNEX XV

Vessels engaged in illegal, unreported and unregulated fisheries in the North Atlantic

- 1. The Commission shall without delay inform Member States of vessels...
- 2. In addition to the measures referred to in point 1,...
- 3. The vessels referred to in point 2 as well as...

The Commission shall amend the list of IUU vessels to... 4.

Appendix to Annex

- (1) OJ L 358, 31.12.2002, p. 59.
- (2) OJ L 115, 9.5.1996, p. 3.
- (**3**) OJ L 150, 30.4.2004, p. 1.
- (4) OJ L 345, 28.12.2005, p. 5.
- (**5**) OJ L 65, 7.3.2006, p. 1.
- (**6**) OJ L 122, 11.5.2007, p. 7.
- (7) OJ L 157, 19.6.2007, p. 1.
- (8) OJ L 344, 20.12.2008, p. 6.
- (9) OJ L 348, 24.12.2008, p. 20.
- (10) OJ L 276, 10.10.1983, p. 1.
- (11) OJ L 274, 25.9.1986, p. 1.
- (**12**) OJ L 132, 21.5.1987, p. 9.
- (13) OJ L 365, 31.12.1991, p. 1.
- (14) OJ L 261, 20.10.1993, p. 1.
- (**15**) OJ L 171, 6.7.1994, p. 7.
- (16) OJ L 125, 27.4.1998, p. 1.
- (17) OJ L 191, 7.7.1998, p. 10.
- (18) OJ L 351, 28.12.2002, p. 6.
- (19) OJ L 289, 7.11.2003, p. 1.
- (**20**) OJ L 333, 20.12.2003, p. 17.
- (21) OJ L 97, 1.4.2004, p. 16.
- (22) OJ L 340, 23.12.2005, p. 3.
- (23) OJ L 36, 8.2.2007, p. 6.
- (**24**) OJ L 123, 12.5.2007, p. 3.
- (25) OJ L 318, 5.12.2007, p. 1.
- (26) OJ L 286, 29.10.2008, p. 33.
- (27) OJ L 352, 31.12.2008, p. 1.
- (28) OJ L 226, 29.8.1980, p. 48.
- (29) OJ L 226, 29.8.1980, p. 12.
- (**30**) OJ L 172, 30.6.2007, p. 1.
- (31) OJ L 19, 23.1.2008, p. 1.

# **Changes to legislation:**

There are currently no known outstanding effects for the Council Regulation (EC) No 43/2009.