

95/84/EC: Commission Decision of 20 March 1995 concerning the implementation of the Annex to Council Regulation (EEC) No 2930/86 defining the characteristics of fishing vessels

COMMISSION DECISION of 20 March 1995 concerning the implementation of the Annex to Council Regulation (EEC) No 2930/86 defining the characteristics of fishing vessels (95/84/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EEC) No 2930/86 of 22 September 1986 defining the characteristics of fishing vessels <sup>(1)</sup>, as amended by Regulation (EC) No 3259/94 <sup>(2)</sup>, and in particular Article 4 thereof and the Annex thereto,

Whereas it is appropriate to take into account the situations in the different Member States regarding the procedures and methods for the measurement of the tonnage of their fleets;

Whereas the new deadlines agreed by the Council to ensure the remeasurement of small fishing vessels with a length of less than 24 metres must be used to ensure a gradual and balanced implementation of the formulae and operations linked to the remeasurement; whereas it is therefore appropriate that annual intermediate objectives should be fixed to ensure that those operations are gradually accomplished;

Whereas in the meantime it is necessary to have estimates of the gross tonnage of the Community fleet made available before the deadline fixed for the mid-term review of the multiannual guidance programmes for the period 1993-1996 defined by Commission decisions <sup>(3)</sup>,

Whereas rationalization at the level of each Member State and harmonization at Community level of the units of tonnage measurement are amongst the conditions for the effective implementation of the multiannual guidance programmes for the period 1993-1996, under the transparent conditions which are needed for supervising compliance with the objectives;

Whereas the measures provided for in this Decision are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS DECISION:

*Article 1*

The values of the functions [<sup>F1</sup>a<sub>1</sub> and a<sub>2</sub> set out in Annex I to Regulation (EU) 2017/1130 of the European Parliament and of the Council defining characteristics for fishing vessels] are fixed in accordance with <sup>F2</sup>... Annex I to this Decision.

**Textual Amendments**

**F1** Words in [Art. 1](#) substituted (31.12.2020) by [The Common Fisheries Policy \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/739\)](#), regs. 1, **34(2)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

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**Changes to legislation:** There are currently no known outstanding effects for the COMMISSION DECISION of 20 March 1995 concerning the implementation of the Annex to Council Regulation (EEC) No 2930/86 defining the characteristics of fishing vessels (95/84/EC). (See end of Document for details)

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**F2** Words in Art. 1 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

*F3 Article 2*

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**Textual Amendments**

**F3** Arts. 2-5 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(3)**; 2020 c. 1, Sch. 5 para. 1(1)

*F3 Article 3*

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**Textual Amendments**

**F3** Arts. 2-5 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(3)**; 2020 c. 1, Sch. 5 para. 1(1)

*F3 Article 4*

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**Textual Amendments**

**F3** Arts. 2-5 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(3)**; 2020 c. 1, Sch. 5 para. 1(1)

*F3 Article 5*

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**Textual Amendments**

**F3** Arts. 2-5 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(3)**; 2020 c. 1, Sch. 5 para. 1(1)

Done at Brussels, 20 March 1995.

For the Commission Emma BONINO Member of the Commission

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**Changes to legislation:** There are currently no known outstanding effects for the COMMISSION DECISION of 20 March 1995 concerning the implementation of the Annex to Council Regulation (EEC) No 2930/86 defining the characteristics of fishing vessels (95/84/EC). (See end of Document for details)

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## ANNEX I

VALUES OF THE FUNCTIONS [<sup>F4</sup>a<sub>1</sub> AND a<sub>2</sub>]**Textual Amendments**

- F4** Words in Annex 1 heading substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

1.

**New vessels of overall length less than 15 metres <sup>F5</sup>...**

$a_1 = 0,5194 + 0,0145 \text{ Loa}$  but not to be taken less than 0,60

where Loa is the overall length as defined in Article 2 of [<sup>F6</sup>Regulation (EU) 2017/1130].

**Textual Amendments**

- F5** Words in Annex 1 para. 1 heading omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in Annex 1 para. 1 substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(c)**; 2020 c. 1, Sch. 5 para. 1(1)

2.

**[<sup>F7</sup>Vessels of overall length less than 15 metres existing on 1 January 1995] for which the London Convention parameters are not available**

$a_2 = 0,4974 + 0,0255 \text{ Loa}$  but not to be taken less than 0,60

<sup>F8</sup>  
...

**Textual Amendments**

- F7** Words in Annex 1 para. 2 heading substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(d)**; 2020 c. 1, Sch. 5 para. 1(1)
- F8** Words in Annex 1 para. 2 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(e)**; 2020 c. 1, Sch. 5 para. 1(1)

<sup>F9</sup>3.**Existing vessels between 15 metres overall length and 24 metres length between perpendiculars**

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#### Textual Amendments

- F9** Annex 1 para. 3 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(f)**; 2020 c. 1, Sch. 5 para. 1(1)

#### 4.

### Exceptions

The gross tonnage of vessels whose form or constructional features are such as to render the application of these formulae unreasonable or impracticable (catamarans, trimarans and other vessels of novel design) shall be determined by the [<sup>F10</sup>Secretary of State]. <sup>F11</sup>...

#### Textual Amendments

- F10** Words in Annex 1 para. 4 substituted (31.12.2020) by The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(g)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F11** Words in Annex 1 para. 4 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(4)(g)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)

### <sup>F12</sup>ANNEX II

PROGRAMME FOR THE APPLICATION OF THE LONDON CONVENTION PARAMETERS TO SMALL VESSELS BETWEEN 0 AND 15 METRES OVERALL LENGTH FOR WHICH THE PARAMETERS Bi AND Ti ARE NOT AVAILABLE

#### Textual Amendments

- F12** Annex 2 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(5)**; 2020 c. 1, Sch. 5 para. 1(1)

### <sup>F13</sup>ANNEX III

PROGRAMME FOR THE REMEASUREMENT OF VESSELS BETWEEN 15 METRES OVERALL LENGTH AND 24 METRES LENGTH BETWEEN PERPENDICULARS

#### Textual Amendments

- F13** Annex 3 omitted (31.12.2020) by virtue of The Common Fisheries Policy (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/739), regs. 1, **34(5)**; 2020 c. 1, Sch. 5 para. 1(1)

ANNEX I

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**Changes to legislation:** There are currently no known outstanding effects for the COMMISSION DECISION of 20 March 1995 concerning the implementation of the Annex to Council Regulation (EEC) No 2930/86 defining the characteristics of fishing vessels (95/84/EC). (See end of Document for details)

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- (1) OJ No L 274, 25. 9. 1986, p. 1.
- (2) OJ No L 339, 29. 12. 1994, p. 11.
- (3) OJ No L 401, 31. 12. 1992, p. 3 ff.

**Changes to legislation:**

There are currently no known outstanding effects for the COMMISSION DECISION of 20 March 1995 concerning the implementation of the Annex to Council Regulation (EEC) No 2930/86 defining the characteristics of fishing vessels (95/84/EC).