Council Regulation (EC) No 40/2008 of 16 January 2008 fixing for 2008 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 eatch limitations are required

CHAPTER I

SCOPE AND DEFINITIONS

Article 1	Subject matter
Article 2	Scope
Article 3	Definitions
Article 4	Fishing zones

Article 16

Article 17

Article 18 Article 19

CHAPTER II

FISHING OPPORTUNITIES AND ASSOCIATED CONDITIONS FOR COMMUNITY VESSELS

	CONDITIONS FOR COMMONITY VESSEES
Article 5	Catch limits and allocations
Article 6	Prohibited species
Article 7	Special provisions on allocations
Article 8	Fishing effort limits and associated conditions for the
	management of stocks
Article 9	Conditions for landing catches and by-catches
Article 10	Unsorted landings in ICES zones IIIa, IV and VIId and EC waters of ICES zone IIa
Article 11	Access limits
Article 12	Determination of mesh size and twine thickness
Article 13	Transitional technical and control measures
	CHAPTER III
	CATCH LIMITS AND ASSOCIATED CONDITIONS FOR THIRD-COUNTRY FISHING VESSELS
Article 14	Authorisation
Article 15	Prohibited species

CHAPTER IV

LICENSING ARRANGEMENTS FOR COMMUNITY VESSELS

Article 20	Licences and associated conditions
Article 21	Faroe Islands

Geographical restrictions

Transit through Community waters

Conditions for landing catches and by-catches

Transitional technical and control measures

CHAPTER V

LICENSING ARRANGEMENTS FOR THIRD-COUNTRY FISHING VESSELS

Article 22	Obligation to have a licence and a special fishing permit
Article 23	Application for a licence and special fishing permit
Article 24	Number of licences
Article 25	Cancellation and withdrawal
Article 26	Failure to comply with relevant rules
Article 27	Obligations of the licence holder
Article 28	Specific provisions concerning the Department of French Guyana
	CHAPTER VI
	SPECIAL PROVISIONS FOR COMMUNITY
	VESSELS FISHING IN THE MEDITERRANEAN SEA
Article 29	Establishment of a closed season for the dolphinfish fisheries using fish aggregating devices (FADs)
Article 30	Establishment of fisheries restrictive areas in order to protect the
Aiticle 30	deep-sea sensitive habitats
Article 31	Minimum mesh size of trawl nets deployed in certain local and seasonal demersal trawl fisheries

CHAPTER VII

SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE NAFO REGULATORY AREA

Article 32	Catch reporting
Article 33	Additional control measures
Article 34	Coral protection zone

CHAPTER VIII

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

Article 35	Port State control
Article 36	Designated ports
Article 37	Prior notice of entry into port
Article 38	Authorisation to land or tranship
Article 39	Inspections
Article 40	Inspection reports

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

CHAPTER IX

SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE CCAMLR CONVENTION AREA

SECTION 1

Restrictions and vessel information requirements

Article 41 Prohibitions and catch limitations

SECTION 2

Exploratory fisheries

Article 42	Rules of conduct for exploratory fisheries
Article 43	Participation in exploratory fisheries
Article 44	Reporting systems
Article 45	Definition of hauls
Article 46	Research plans
Article 47	Data collection plans
Article 48	Tagging programme
Article 49	Scientific observers
Article 50	Notifications of intent to participate in a krill fishery
Article 51	Precautionary catch limitations on krill fishery for certain sub
	areas
Article 52	Data Reporting System for krill fisheries
Article 53	Certain limits on the exploratory fishery for Dissostichus spp.
Article 54	Interim prohibition of deep-sea gillnetting
Article 55	Minimisation of the incidental mortality of seabirds
Article 56	Closure of all fisheries

CHAPTER X

SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE SEAFO AREA

SECTION 1

Authorisation of vessels

Article 57	Authorisation of vessels
Article 58	Obligations for authorised vessels
Article 59	Unauthorised vessels
	SECTION 2

Transhipments

Article 60	Prohibition of transhipments at sea
Article 61	In-port Transhipments

SECTION 3

Conser	vation m	easures	for the	e manager	nent of a	vulnerable	deen-	water	habitats	and	ecosy	stems
COHSCI	vation in	icusui cs	ioi un	, illulluzoi	iiciit Oi	v uniteracte	accp	water	maomais	una	CCOSy	Stellis

Conservation me	easures for the management of vulnerable deep-water habitats and ecosystem
Article 62 Article 63	Closed areas Resumption of fishing in a closed area
	SECTION 4
	Measures on reducing incidental by-catch of seabirds
Article 64 Article 65	Information on interactions with seabirds Mitigation measures
	SECTION 5
	Control
Article 66 Article 67 Article 68 Article 69 Article 70	Special Provisions for Patagonian Toothfish (Dissostichus eleginoides) Special Provisions for Deep-sea Red Crab (Chaceon spp) Communication of vessel movements and catches Scientific observation and collection of information to support stock assessment Sightings of non-Contracting Party vessels
	CHAPTER XI
SPECIAL PRO	VISIONS FOR COMMUNITY VESSELS FISHING IN THE IOTC AREA
Article 71 Article 72 Article 73	Reduction of sea-birds by-catch Limitation of fishing capacity of vessels fishing for tropical tunas Limitation of fishing capacity of vessels fishing for swordfish or albacore
	CHAPTER XII
SPECIAL PRO	VISIONS FOR COMMUNITY VESSELS FISHING IN THE SPFO AREA
Article 74 Article 75 Article 76	Pelagic fisheries — Capacity limitation Bottom fisheries Data collection and sharing
	CHAPTER XIII
SPECIAL PROV	VISIONS FOR COMMUNITY VESSELS FISHING IN THE WCPFC AREA
Article 77 Article 78 Article 79	Fishing effort limitations Management plans for the use of FADs Maximum number of vessels fishing for swordfish

CHAPTER XIV

SPECIAL PROVISIONS FOR COMMUNITY VESSELS FISHING IN THE ICCAT AREA

Article 80	Reduction of sea-birds by-catch
Article 81	Establishment of a closed area/season for the swordfish fisheries
	in Mediterranean Sea
Article 82	Sharks
Article 82a	Maximum number of vessels fishing bluefin tuna in the Eastern
	Atlantic
Article 82b	Catch limits for bluefin tuna in the Eastern Atlantic
Article 82c	Catch limits for bluefin tuna in the Eastern Atlantic applicable to
	the Community coastal fishery

CHAPTER XV

ILLEGAL, UNREPORTED AND UNREGULATED FISHERIES

Article 83 North Atlantic

CHAPTER XVI

FINAL PROVISIONS

Article 84	Data transmission
Article 85	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...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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 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 ZONE IIa

GENERAL PROVISIONS

- Scope
- 2. Definitions of geographical areas
 - For the purposes of this Annex the following geographical areas... 2.1.
 - 2.2. For vessels notified to the Commission as being equipped with...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 3. Definition of day present within an area
- 4. Fishing gears
 - 4.1. For the purpose of this Annex, the following groupings of...
 - 4.2. For the purposes of this Annex and referring to the...

IMPLEMENTATION OF FISHING EFFORT LIMITATIONS

- 5. Vessels concerned by fishing effort limitations
 - 5.1. Vessels using gear types identified in point 4.1 and fishing...
 - 5.2. A Member State shall not permit fishing with a gear...
 - 5.3. However, a vessel with a track record of using a...
 - 5.4. By way of derogation from point 5.3, a vessel may...
 - 5.5. A vessel flying the flag of a Member State having...
- 6. Limitations in activity
- 7. Exceptions

NUMBER OF DAYS ABSENT FROM PORT ALLOCATED TO FISHING VESSELS...

- 8. Maximum number of days
 - 8.1. During the 2008 management period, the maximum number of days...
 - 8.2. When fishing in the Kattegat, a day present in the...
 - 8.3. For the purpose of fixing the maximum number of days...
 - 8.4. To be qualified to fish in any of the geographical...
 - 8.5. During the 2008 management period a Member State may manage...
 - 8.6. The re-allocation of fishing days referred to in point 8.5....
 - 8.7. A Member State wishing to benefit from the provisions laid...
 - 8.8. During the 2008 management period, the maximum number of days...
 - 8.9. A day present within a geographical area defined in point...
 - 8.10. Where a vessel crosses between two or more geographical areas...
- 9. Management periods
 - 9.1. A Member State may divide the days within an area...
 - 9.2. The number of days for which a vessel may be...
 - 9.3. In any given management period a vessel that has used...
- 10. Allocation of additional days for permanent cessation of fishing activities...
 - 10.1. An additional number of days at sea on which a...
 - 10.2. Member States wishing to benefit from the allocations referred to...
 - 10.3. On the basis of such a request the Commission may...
 - 10.4. During the 2008 management period, a Member State may reallocate...
 - 10.5. Any additional number of days resulting from a permanent cessation...
- 11. Amendment of the number of days at sea in case...
 - 11.1 The number of days at sea on which a vessel...
 - 11.2 Member States wishing to benefit from an amendment as laid...
- 12. Allocation of additional days for enhanced observer coverage
 - 12.1. Three additional days on which a vessel may be present...
 - 12.2. Member States wishing to benefit from the allocations referred to...
 - 12.3. On the basis of this description, and after consultation with...
 - 12.4. If such a programme submitted by a Member Stated has...
 - 12.5. Six additional days on which a vessel may be present...
 - 12.6. Twelve additional days on which a vessel may be present...
 - 12.7. Member States wishing to benefit from the allocations referred to...
 - 12.8. If such an Enhanced Data Pilot Project submitted by a...
 - 12.9. During the 2008 management period, the Commission may authorize a...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 12.10. Member States wishing to benefit from the allocations referred to...
- 12.11. During the 2008 management period, where owners of these vessels...
- 12.12. The days at sea allocations referred to in point 12.11...
- 12.13. Member States wishing to benefit from the allocations referred to...
- 12.14. On the basis of the description and the list referred...
- 13. Special conditions for the allocation of days
 - 13.1. The special fishing permit referred to in point 5.1 for...
 - 13.2. If a number of days is allocated to a vessel...

14

EXCHANGES OF FISHING EFFORT ALLOCATIONS

- Transfer of days between fishing vessels flying the flag of...
 - A Member State may permit any fishing vessel flying its...
 - 15.2. The total number of days present within an area under...
 - 15.3. The transfer of days as described in point 15.1 shall...
 - 15.4. Transfer of days is only permitted for vessels benefiting from...
 - 15.5. On request from the Commission, Member States shall provide information...
- 16. Transfer of days between fishing vessels flying the flag of...

USE OF FISHING GEAR

- 17. Notification of fishing gear
- 18. Use of more than one grouping of fishing gear
 - A vessel may use gears belonging to more than one...
 - Whenever the master of a vessel or his representative notifies... 18.2.
 - 18.3. If one of the gears notified has no limitation in...
 - 18.4. Whenever a Member State chooses to divide the days into...
 - The option to use more than one gear shall only... 18.5.
 - Inspection and surveillance at sea and in port by the... 18.6.
- 19. Combined use of regulated and unregulated fishing gear
- 20. Prohibition of carrying on board more than one regulated fishing...
 - 20.1. A vessel which is present within any of the geographical...
 - 20.2. By way of derogation from point 20.1 a vessel may...

NON-FISHING RELATED ACTIVITIES AND TRANSIT

- 21. Non-fishing related activities
- 22. Transit

MONITORING, INSPECTION AND SURVEILLANCE

23. Fishing effort messages

VESSEL MONITORING SYSTEMS OBLIGATIONS

- 24. Recording of relevant data
- 25. Cross-checks

REPORTING OBLIGATIONS

- Collection of relevant data 26.
- 27. Communication of relevant data
 - 27.1. On request of the Commission, Members States shall make available...
 - 27.2. A new format of spreadsheet for making the data referred...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Appendix 1 to Annex IIA

A copy of the special permits referred to in point...

- 1. When holding the special fishing permit the vessel shall only...
- 2. Escape window
- 2.1. The window shall be inserted in the untapered section with...
- 2.2. The window shall be at least three meters in length....
- 2.3. The netting f square-meshed panel shall be knotless single twine....

Appendix 2 to Annex IIA

A copy of the special permits referred to in point...

- 1. When holding the special fishing permit the vessel shall only...
- 2. Escape window
- 2.1. The window shall be inserted in the untapered section with...
- 2.2. The window shall be at least three meters in length....
- 2.3. The netting of square-meshed panel shall be knotless single twine....

Appendix 3 to Annex IIA

- 1. A copy of the special permits referred to in point...
- 2. When holding the special fishing permit the vessel shall only...
- 3. Escape window
- 3.1. The window shall be inserted in the top panel. There...
- 3.2. The window shall be at least five meters in length....
- 3.3. The netting of square-meshed panel shall be knotless single twine....

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 gear...
 - 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 2008 management period, the maximum number of days...
 - 7.2. For the purposes of fixing the maximum number of days...
 - 7.3. During the 2008 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 for which a vessel may be...
 - 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 2008 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
- 18. Recording of relevant data
- 19. Cross-checks

REPORTING OBLIGATIONS

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

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...
 - 1.2. 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

- 4. Vessels concerned by fishing effort limitations
 - 4.1. Vessels using gear types identified in point 3 and fishing...
 - 4.2. A Member State shall not permit fishing with a gear...
 - 4.3. However, a vessel with a track record of using a...
 - 4.4. 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 2008 management period, the maximum number of days...
 - 7.2. During the 2008 management period, the number of days at...
 - 7.3. During the 2008 management period, a Member State may manage...
 - 7.4. A Member State wishing to benefit from the provisions laid...
- 8. Management periods
 - 8.1. Member States may divide the days present within the area...
 - 8.2. The number of days for which a vessel may be...
 - 8.3. In any given management period a vessel that has used...
- 9. Allocation of additional days for permanent cessations 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 2008 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...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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...
- 24. Transport
- 25. Specific monitoring programme

REPORTING OBLIGATIONS

- 26. Collection of relevant data
- 27. Communication of relevant data
 - 27.1. On request of the Commission, Members States shall make available...
 - 27.2. 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...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 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
 - 3.1. By way of derogation from Article 31(1) of Regulation (EC)...
 - 3.2. The following measures shall apply in 2008:
- 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
- 6. Restrictions on fishing for cod in ICES zones VI and...
 - 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...
- 7. Technical conservation measures in the Irish Sea
 - 7.1. In the period from 14 February 2008 to 30 April...
 - 7.2. By way of derogation from point 7.1, within the area...
 - 7.3. The technical conservation measures referred to in Articles 3 and...
- 8. Use of gillnets in ICES Zones IIIa, IVa, Vb, VIa,...
 - 8.1. For the purposes of this point, gillnet and entangling net...
 - 8.2. For the purposes of this point, trammel net means a...
 - 8.3. Community vessels shall not deploy gillnets, entangling nets and trammel...
 - 8.4. By way of derogation from point 8.3 it shall be...
 - 8.5. Only one of the types of gear described in points...
 - 8.6. All vessels deploying gillnets or entangling nets at any position...
 - 8.7. The master of a vessel with a fixed net permit...
 - 8.8. The naval services or other competent authorities shall have the...
 - 8.9. The master of a vessel with a fixed net permit...
 - 8.10. Vessels fishing with a fixed net permit referred to in...
 - 8.11. The quantity of sharks retained on board by any vessel...
- 9. Reduction of whiting discards in the North Sea

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 9.1. In the North Sea, Member States shall undertake in 2008...
- 9.2. Member States shall make the results of the trials and...
- 9.3. The Council shall, on the basis of a proposal from...
- 9a Reduction of cod discards in the North Sea
 - Member States which hold a cod quota shall undertake trials...
 - 2. Member States shall make the results of the trials laid...
- 10. Condition for fisheries with certain towed gears authorised in the...
 - 10.1 By way of derogation of the provisions laid down in...
 - 10.2 When fishing in zone VIII a and b it shall...
- 11. Restrictions on fishing for roundnose grenadier in ICES zone IIIa...
- 12. Fishing effort for deep sea species
 - 12.1 Member States shall ensure that fishing activities which lead to...
 - 12.2. It shall however be prohibited to catch and retain on...
- 13. Interim measures for the protection of vulnerable deep-sea habitats
 - 13.1. It shall be prohibited to conduct bottom trawling and fishing...
 - 13.2. It shall be prohibited to conduct bottom trawling and fishing...
 - 13.3 All Pelagic Vessels fishing in the protected areas for corals...
 - 13.4. Pelagic vessels intending to fish in a protected area for...
 - 13.5. Pelagic vessels fishing in a protected area for corals as...
 - Pelagic vessels fishing in a protected area for corals as... 13.6.
 - 13.7. Pelagic vessels who have concluded fishing in a protected area...
 - Fishing for pelagic species in a protected area for corals... 13.8.
- 14. Minimum size of Short-necked clam

Part B

Eastern Central Atlantic

- 15. Minimum size for octopus
- 16. Condition for certain creel fisheries in zone IXa (West Galicia)...
- Conditions for fishing for herring in zone VIa (Butt of... 17.

Part C

Eastern Pacific Ocean

- 18. Purse seines in the Regulatory Area of the Inter-American Tropical...
 - 18.1. The fishing by purse-seine vessels for zellowfin tuna (Thunnus albacares),...
 - 18.2. The Member States concerned shall notify the Commission of the...
 - 18.3. As of ... purse seiners fishing for tuna in the...

Part D

Eastern Pacific Ocean and Western and Central Pacific Ocean

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

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC)

No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Part E

North East Atlantic

21. 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, ICES zones III, IV, V, VI, VII and VIIIa, b, d, e

Specifications of the top square mesh window Specifications of 100...

ANNEX IV

PART I

Quantitative limitations of licences and fishing permits for Community vessels fishing in third country waters

PART II

Quantitative limitations of licences and fishing permits for third-country fishing vessels in Community waters

PART III

Declaration pursuant to Article 25(2)

ANNEX V

PART I

Information to be recorded in the logbook

- 1.1. the quantity (in kilograms live-weight) of each species caught;
- 1.2. the date and the time of the haul;
- 1.3. the geographical position in which the catches were made;
- 1.4. the fishing method used.
- 2 1 the indication 'received from' or 'transferred to';
- 2.2. the quantity (in kilograms live-weight) of each species trans-shipped;
- 2.3. the name, external identifications letters and numbers of the vessel...
- 2.4. trans-shipment of cod is not allowed.
- 3.1. name of the port;
- 3.2. the quantity (in kilograms live-weight) of each species landed.
- 4.1. date and time of the transmission;
- 4.2. type of message: 'catch on entry', 'catch on exit', 'catch',...
- 4.3. in the case of radio transmission: name of the radio...

PART II

ANNEX VI

CONTENT AND MODALITIES OF THE TRANSMISSION OF INFORMATION TO THE COMMISSION

- 1. The information to be transmitted to the Commission of the...
 - On each occasion a vessel commences a fishing trip in... 1.1.
 - 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...
 - Whenever a trans-shipment is planned between the 'catch on entry'... 1.4.
- Form of the communication 2.
- 3. Communication scheme
 - The information specified under point 1 shall be transmitted by... 3.1.
 - 3.2. If it is impossible for reasons of force majeure for...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 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 CLOSED AREA IN NAFO DIVISION 30

In NAFO Division 3O the following area shall be closed...

ANNEX VIII

PART I
Port State control forms

PART II

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Appendix to Annex VIII Products and packing

ANNEX IX

PROHIBITION OF DIRECTED FISHING IN CCAMLR AREA

ANNEX X

CATCH AND BY-CATCH LIMITS FOR NEW AND EXPLORATORY FISHERIES IN THE AREA OF CCAMLR IN 2007/08

ANNEX XI

NOTIFICATION OF INTENT TO PART ICIPATE IN A FISHERY FOR EUPHAUSIA SUPERBA

ANNEX XII

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...

Changes to legislation: There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 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 XIII

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

Appendix to Annex XIII

ANNEX XIV RESOLUTION GFCM 31/2007/2

ESTABLISHMENT OF GEOGRAPHICAL SUB-AREAS IN THE GFCM AREA

1. Geographical Sub-Areas in the GFCM area as shown in Annexes...

ANNEX 1

Map of GFCM Geographical Sub-Areas (GSAs)

ANNEX 2

ANNEX 3

- (1) OJ L 358, 31.12.2002, p. 59. Regulation as amended by Regulation (EC) No 865/2007 (OJ L 192, 24.7.2007, p. 1).
- (2) OJ L 115, 9.5.1996, p. 3.
- (3) OJ L 70, 9.3.2004, p. 8. Regulation as amended by Commission Regulation (EC) No 441/2007 (OJ L 104, 21.4.2007, p. 28).
- (4) OJ L 150, 30.4.2004, p. 1.
- (5) OJ L 345, 28.12.2005, p. 5.
- (**6**) OJ L 65, 7.3.2006, p. 1.
- (7) OJ L 122, 11.5.2007, p. 7.
- **(8)** OJ L 157, 19.6.2007, p. 1.
- (9) OJ L 276, 10.10.1983, p. 1. Regulation as last amended by Regulation (EC) No 1804/2005 (OJ L 290, 4.11.2005, p. 10).
- (10) OJ L 274, 25.9.1986, p. 1. Regulation as amended by Regulation (EC) No 3259/94 (OJ L 339, 29.12.1994, p. 11).
- (11) OJ L 132, 21.5.1987, p. 9.
- (12) OJ L 365, 31.12.1991, p. 1. Regulation as last amended by Regulation (EC) No 448/2005 (OJ L 74, 19.3.2005, p. 5).
- (13) OJ L 261, 20.10.1993, p. 1. Regulation as last amended by Regulation (EC) No 1098/2007 (OJ L 248, 22.9.2007, p. 1).
- (14) OJ L 171, 6.7.1994, p. 7. Regulation as last amended by Regulation (EC) No 2943/95 (OJ L 308, 21.12.1995, p. 15).
- (15) OJ L 125, 27.4.1998, p. 1. Regulation as last amended by Regulation (EC) No 2166/2005 (OJ L 345, 28.12.2005, p. 5).
- (16) OJ L 191, 7.7.1998, p. 10. Regulation as amended by Regulation (EC) No 2187/2005 (OJ L 349, 31.12.2005, p. 1).
- (17) OJ L 351, 28.12.2002, p. 6. Regulation as amended by Regulation (EC) No 2269/2004 (OJ L 396, 31.12.2004, p. 1).
- (18) OJ L 289, 7.11.2003, p. 1.
- (19) OJ L 333, 20.12.2003, p. 17.
- (20) OJ L 97, 1.4.2004, p. 16. Regulation as amended by Regulation (EC) No 1099/2007 (OJ L 248, 22.9.2007, p. 11).
- (21) OJ L 340, 23.12.2005, p. 3.
- (22) OJ L 384, 29.12.2006, p. 28. Regulation as last amended by Regulation (EC) No 754/2007 (OJ L 172, 30.6.2007, p. 26).
- (23) OJ L 36, 8.2.2007, p. 6.
- (24) OJ L 123, 12.5.2007, p. 3.
- (25) OJ L 157, 19.6.2007, p. 1.
- (26) OJ L 318, 5.12.2007, p. 1.
- (27) OJ L 115, 9.5.1996, p. 3.
- (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 15, 20.1.2007, p. 1. Regulation as last amended by Commission Regulation (EC) No 898/2007 (OJ L 196, 28.7.2007, p. 22).

Changes to legislation:

There are outstanding changes not yet made to Council Regulation (EC) No 40/2008. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

View outstanding changes

Changes and effects yet to be applied to:

- Regulation revoked by 2023 c. 28 Sch. 1 Pt. 2