

**COMMISSION REGULATION (EU) No 1282/2009****of 22 December 2009****amending Regulation (EU) No 409/2009 on the establishment of Community conversion factors and presentation codes used to convert fish processed weight into fish live weight**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the functioning of the European Union,

Having regard to Council Regulation (EEC) No 2847/93 of 12 October 1993, establishing a control system applicable to the Common Fishery Policy <sup>(1)</sup>, and in particular Article 5 thereof,

Whereas:

- (1) Commission Regulation (EC) No 409/2009 <sup>(2)</sup>, establishes Community conversion factors and presentation codes for the states of processing 'fresh' and 'fresh salted'.
- (2) Species subject to fishing quotas are landed mainly in the states of processing 'fresh', 'fresh salted' and 'frozen'. Consequently there is a need to complement Regulation (EC) No 409/2009 with Community conversion factors for frozen fish, so that Community conversion factors are available for all relevant processing states.
- (3) Commission Regulation (EC) No 1077/2008 <sup>(3)</sup> lays detailed rules for the implementation of the electronic record and transmission of logbook, landing declaration and transshipment data.
- (4) Regulation (EC) No 409/2009 should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Fisheries and Aquaculture Committee.

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (EC) No 409/2009 is amended as follows:

1. In Article 3, point (g) is replaced by the following:

'(g) "state of processing" means the way the fish is preserved (fresh, fresh salted and frozen).'

2. In Article 4, paragraph 1 is replaced by the following:

'1. The Community conversion factors set out in Annexes II, III and IV shall apply to convert fish processed weight into fish live weight.'

3. In Article 6, paragraph 1 is replaced by the following:

'1. The masters of Community fishing vessels shall use the conversion factors referred to in Article 4 in the logbook, as referred to in Article 6 of Regulation (EEC) No 2847/93 and Article 4 of Commission Regulation (EC) No 1077/2008 <sup>(\*)</sup>, to:

- (a) estimate the live weight of the quantities onboard the fishing vessel and;
- (b) to calculate the live weight of the quantities upon landing.

<sup>(\*)</sup> OJ L 295, 4.11.2008, p. 3.'

4. Annex I is replaced by the text in Annex I to this Regulation
5. The text in Annex II to this Regulation is added as Annex IV

*Article 2***Entry into force and application**

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2010.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2009.

*For the Commission*

*The President*

José Manuel BARROSO

<sup>(1)</sup> OJ L 261, 20.10.1993, p. 1.

<sup>(2)</sup> OJ L 123, 19.5.2009, p. 78.

<sup>(3)</sup> OJ L 295, 4.11.2008, p. 3.

## ANNEX I

## 'ANNEX I

**PRESENTATION 3-ALPHA CODES**

3-Alpha presentation code	Presentation	Description
FIL	Fillets	Removal of head, guts, bones and fins. Each fish originates two fillets not joined by any part
FIS	Skinned fillets	Removal of head, guts, bones, fins and skin. Each fish originates two fillets not joined by any part
FSB	Filletted with skin and bones	Filletted with skin and bones on
FSP	Filletted skinned with pinbone on	Filletted with skin removed and pinbone on
GHT	Gutted headed and tailed	Guts, head and tail removed
GUG	Gutted and gilled	Guts and gills removed
GUH	Gutted and headed	Guts and head removed
GUL	Gutted liver in	Guts removed with the exception of liver
GUS	Gutted headed and skinned	Guts head and skin removed
GUT	Gutted	All guts removed
HEA	Headed	Head removed
JAT	Tailed Japanese cut	Japanese cut with tail removed
LVR	Liver	Liver only, In case of collective presentation* use code LVR-C
OTH	Other	Any other presentation
ROE	Roe (s)	Roe(s) only In case of collective presentation* use code ROE-C
CBF	Cod butterfly	Headed with skin on, spine on, tail on
SUR	Surimi	Surimi
SGT	Gutted and salted	Guts removed and fish salted
TAL	Tail	Tails only
TNG	Tongue	Tongue only. In case of collective presentation* use code TNG-C
WHL	Whole	No processing
WNG	Wings	Wings only'

## ANNEX II

## ANNEX IV

## FROZEN COMMUNITY CONVERSION FACTORS

<b>Species:</b> Albacore <i>Thunnus alalunga</i>	<b>ALB</b>
WHL	1,00
GUT	1,23

<b>Species:</b> Alfonsinos <i>Beryx</i> spp.	<b>ALF</b>
WHL	1,00

<b>Species:</b> Anchovy <i>Engraulis encrasicolus</i>	<b>ANE</b>
WHL	1,00

<b>Species:</b> Anglerfish <i>Lophiidae</i>	<b>ANF</b>
WHL	1,00
GUT	1,22
GUH	3,04
TAL	3,00
FIS	5,60

<b>Species:</b> Mackerel icefish <i>Champscephalus gunnari</i>	<b>ANI</b>
WHL	1,00

<b>Species:</b> Greater silver smelt <i>Argentina silus</i>	<b>ARU</b>
WHL	1,00

<b>Species:</b> Bigeye tuna <i>Thunnus obesus</i>	<b>BET</b>
WHL	1,00
GUT	1,29
HEA	1,25

<b>Species:</b> Blue ling <i>Molva dypterygia</i>	<b>BLI</b>
WHL	1,00
GUT	1,17
GUH	1,40

<b>Species:</b> Brill <i>Scophthalmus rhombus</i>	<b>BLL</b>
WHL	1,00

<b>Species:</b> Black scabbardfish <i>Aphanopus carbo</i>	<b>BSF</b>
WHL	1,00
GUT	1,48

<b>Species:</b> Atlantic blue marlin <i>Makaira nigricans</i>	<b>BUM</b>
WHL	1,00

<b>Species:</b> Capelin <i>Mallotus villosus</i>	<b>CAP</b>
WHL	1,00

<b>Species:</b> Cod <i>Gadus morhua</i>	<b>COD</b>
WHL	1,00
GUT	1,17
GUH	1,70
FIL	2,60
FIS	2,60
FSP	2,95
CBF	1,63

<b>Species:</b> Common Dab <i>Limanda limanda</i>	<b>DAB</b>
WHL	1,00

<b>Species:</b> Picked dogfish <i>Squalus acanthias</i>	<b>DGS</b>
WHL	1,00
GUS	2,52

<b>Species:</b> European flounder <i>Platichthys flesus</i>	<b>FLE</b>
WHL	1,00

<b>Species:</b> Greater forkbeard <i>Phycis blennoides</i>	<b>GFB</b>
WHL	1,00
GUT	1,12
GUH	1,40
<b>Species:</b> Greenland halibut <i>Reinhardtius hippoglossoides</i>	<b>GHL</b>
WHL	1,00
GUT	1,08
GUH	1,39
<b>Species:</b> Haddock <i>Melanogrammus aeglefinus</i>	<b>HAD</b>
WHL	1,00
GUT	1,17
GUH	1,46
FIL	2,60
FIS	2,60
FSB	2,70
FSP	3,00
<b>Species:</b> Atlantic halibut <i>Hippoglossus hippoglossus</i>	<b>HAL</b>
WHL	1,00
<b>Species:</b> Hering <i>Clupea harengus</i>	<b>HER</b>
WHL	1,00
<b>Species:</b> European hake <i>Merluccius merluccius</i>	<b>HKE</b>
WHL	1,00
GUT	1,34
GUH	1,67
<b>Species:</b> White hake <i>Urophycis tenuis</i>	<b>HKW</b>
WHL	1,00
<b>Species:</b> Horse mackerel <i>Trachurus</i> spp.	<b>JAX</b>
WHL	1,00
GUT	1,08

<b>Species:</b> Antarctic krill <i>Euphausia superba</i>	<b>KRI</b>
WHL	1,00
<b>Species:</b> Lemon sole <i>Microstomus kitt</i>	<b>LEM</b>
WHL	1,00
GUT	1,05
<b>Species:</b> Megrims <i>Lepidorhombus</i> spp.	<b>LEZ</b>
WHL	1,00
GUT	1,06
<b>Species:</b> Unicorn icefish <i>Channichthys rhinoceratus</i>	<b>LIC</b>
WHL	1,00
<b>Species:</b> Ling <i>Molva molva</i>	<b>LIN</b>
WHL	1,00
GUT	1,14
GUH	1,33
FIL	2,80
FSP	2,30
<b>Species:</b> Atlantic mackerel <i>Scomber scombrus</i>	<b>MAC</b>
WHL	1,00
GUT	1,11
<b>Species:</b> Norway lobster <i>Nephrops norvegicus</i>	<b>NEP</b>
WHL	1,00
TAL	3,00
<b>Species:</b> Humped rockcod <i>Notothenia gibberifrons</i>	<b>NOG</b>
WHL	1,00
<b>Species:</b> Norway pout <i>Trisopterus esmarkii</i>	<b>NOP</b>
WHL	1,00

<b>Species:</b> Marbled rockcod <i>Notothenia rossii</i>	<b>NOR</b>
WHL	1,00
<b>Species:</b> Orange roughy <i>Hoplostethus atlanticus</i>	<b>ORY</b>
WHL	1,00
<b>Species:</b> Pacific snow crab <i>Chionoecetes</i> spp.	<b>PCR</b>
WHL	1,00
<b>Species:</b> White shrimps <i>Penaeus</i> spp.	<b>PEN</b>
WHL	1,00
<b>Species:</b> European plaice <i>Pleuronectes platessa</i>	<b>PLE</b>
WHL	1,00
GUT	1,07
<b>Species:</b> Saithe <i>Pollachius virens</i>	<b>POK</b>
WHL	1,00
GUT	1,19
GUH	1,44
FIS	2,78
FSB	2,12
FSP	2,43
<b>Species:</b> Pollack <i>Pollachius pollachius</i>	<b>POL</b>
WHL	1,00
GUT	1,17
<b>Species:</b> Northern prawn <i>Pandalus borealis</i>	<b>PRA</b>
WHL	1,00

<b>Species:</b> Atlantic redfishes <i>Sebastes</i> spp.	<b>RED</b>
WHL	1,00
GUT	1,19
GUH	1,78
FIS	3,37
FSP	3,00
JAT	1,90
<b>Species:</b> Rough-head grenadier <i>Macrourus berglax</i>	<b>RHG</b>
WHL	1,00
<b>Species:</b> Roundnose grenadier <i>Coryphaenoides rupestris</i>	<b>RNG</b>
WHL	1,00
GUT	1,11
GUH	1,92
<b>Species:</b> Sandeels <i>Ammodytes</i> spp.	<b>SAN</b>
WHL	1,00
<b>Species:</b> Blackspot seabream <i>Pagellus bogaraveo</i>	<b>SBR</b>
WHL	1,00
GUT	1,11
<b>Species:</b> Rough longnose dogfish <i>Deania histricosa</i>	<b>SDH</b>
WHL	1,00
<b>Species:</b> Arrowhead dogfish <i>Deania profundorum</i>	<b>SDU</b>
WHL	1,00
<b>Species:</b> South Georgia icefish <i>Pseudochaenichthys georgianus</i>	<b>SGI</b>
WHL	1,00
<b>Species:</b> Common sole <i>Solea solea</i>	<b>SOL</b>
WHL	1,00

<b>Species:</b> European sprat <i>Sprattus sprattus</i>	<b>SPR</b>
WHL	1,00
<b>Species:</b> Northern squid <i>Illex illecebrosus</i>	<b>SQI</b>
WHL	1,00
<b>Species:</b> Squid <i>Martialia hyadesi</i>	<b>SQS</b>
WHL	1,00
<b>Species:</b> Skates <i>Rajidae</i>	<b>SRX</b>
WHL	1,00
GUT	1,13
WNG	2,09
<b>Species:</b> Swordfish <i>Xiphias gladius</i>	<b>SWO</b>
WHL	1,00
GUT	1,12
GUH	1,31
HEA	1,33
GHT	1,33
<b>Species:</b> Patagonian toothfish <i>Dissostichus eleginoides</i>	<b>TOP</b>
WHL	1,00

<b>Species:</b> Turbot <i>Psetta maxima</i>	<b>TUR</b>
WHL	1,00
GUT	1,09
<b>Species:</b> Tusk <i>Brosme brosme</i>	<b>USK</b>
WHL	1,00
<b>Species:</b> Blue whiting <i>Micromesistius poutassou</i>	<b>WHB</b>
WHL	1,00
GUT	1,15
FIS	2,65
SUR	2,97
<b>Species:</b> Whiting <i>Merlangius merlangus</i>	<b>WHG</b>
WHL	1,00
GUT	1,18
<b>Species:</b> Atlantic white marlin <i>Tetrapturus albidus</i>	<b>WHM</b>
WHL	1,00
<b>Species:</b> Witch flounder <i>Glyptocephalus cynoglossus</i>	<b>WIT</b>
WHL	1,00
<b>Species:</b> Yellowtail flounder <i>Limanda ferruginea</i>	<b>YEL</b>
WHL	1,00