

Council Regulation (EU) 2015/104 of 19 January 2015 fixing for 2015 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union vessels, in certain non-Union waters, amending Regulation (EU) No 43/2014 and repealing Regulation (EU) No 779/2014

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**Changes to legislation:** There are outstanding changes not yet made to Council Regulation (EU) 2015/104. 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

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## TITLE III

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Signature

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## ANNEX I

### TACs APPLICABLE TO UNION VESSELS IN AREAS WHERE TACs EXIST BY SPECIES AND BY AREA

The tables in Annexes IA, IB, IC, ID, IE, IF,...

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All fishing opportunities set out in this Annex shall be...  
 The references to fishing zones are references to ICES zones,...  
 For the purposes of this Regulation, the following comparative table...  
 Scientific name Alpha-3 code Common name Amblyraja radiata  
 RJR Starry...  
 The following comparative table of common names and Latin names...  
 Alfonsinos ALF Beryx spp. American plaice PLA  
 Hippoglossoides platessoides Anchovy...

## ANNEX IA

SKAGERRAK, KATTEGAT, ICES SUBAREAS I, II, III, IV, V, VI,...

## ANNEX IB

NORTH EAST ATLANTIC AND GREENLAND, ICES SUBAREAS I, II, V,...

## ANNEX IC

NORTHWEST ATLANTIC CONVENTION AREA

## ANNEX ID

HIGHLY MIGRATORY FISH — ALL AREAS

## ANNEX IE

ANTARCTIC CONVENTION AREA

## ANNEX IF

SOUTH EAST ATLANTIC CONVENTION AREA

## ANNEX IG

SOUTHERN BLUEFIN TUNA — ALL AREAS

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## ANNEX IH

### WCPFC CONVENTION AREA

## ANNEX IJ

### SPRFMO CONVENTION AREA

## ANNEX IIA

### FISHING EFFORT FOR VESSELS IN THE CONTEXT OF THE MANAGEMENT OF CERTAIN COD, PLAICE AND SOLE STOCKS IN ICES DIVISIONS IIIa, VIa, VIIa, VIIId, ICES SUBAREA IV AND UNION WATERS OF ICES DIVISIONS IIa AND Vb

1. Scope
  - 1.1. This Annex shall apply to Union vessels carrying on board...
  - 1.2. This Annex shall not apply to vessels of less than...
2. Regulated gears and geographical areas
3. Authorisations
4. Maximum allowable fishing effort
  - 4.1. The maximum allowable effort referred to in Article 12(1) of...
  - 4.2. The maximum levels of annual fishing effort set in accordance...
5. Management
  - 5.1. Member States shall manage the maximum allowable effort in accordance...
  - 5.2. A Member State may establish management periods for allocating all...
  - 5.3. If a Member State authorises vessels flying its flag to...
6. Fishing effort report
7. Communication of relevant data

### Appendix 1 to Annex IIA

Maximum allowable fishing effort in kilowatt days

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## ANNEX IIB

### FISHING EFFORT FOR VESSELS IN THE CONTEXT OF THE RECOVERY OF CERTAIN SOUTHERN HAKE AND NORWAY LOBSTER STOCKS IN ICES DIVISIONS VIIIc AND IXa EXCLUDING THE GULF OF CÁDIZ

#### CHAPTER I

##### General provisions

1. Scope
2. Definitions
3. Limitation in activity

#### CHAPTER II

##### Authorisations

4. Authorised vessels
  - 4.1. A Member State shall not authorise fishing with regulated gear...
  - 4.2. A vessel flying the flag of a Member State having...

#### CHAPTER III

##### Number of days present within the area allocated to Union...

5. Maximum number of days
  - 5.1. During the current management period, the maximum number of days...
  - 5.2. If a vessel is able to demonstrate that its hake...
6. Special conditions for the allocation of days
  - 6.1. For the purposes of fixing the maximum number of days...
  - 6.2. If a vessel benefits from an unlimited number of days...
  - 6.3. When either of the special conditions is not met by...
  - 6.4. The application of the special conditions referred to in point...
7. Kilowatt day system
  - 7.1. A Member State may manage its fishing effort allocations in...
  - 7.2. This overall amount of kilowatt days shall be the sum...
  - 7.3. A Member State wishing to benefit from the system referred...
  - 7.4. On the basis of that request, the Commission shall assess...
8. Allocation of additional days for permanent cessation of fishing activities...
  - 8.1. An additional number of days at sea on which a...
  - 8.2. The effort expended in 2003 measured in kilowatt days of...
  - 8.3. Points 8.1. and 8.2. shall not apply where a vessel...
  - 8.4. A Member State wishing to benefit from the allocations referred...
  - 8.5. On the basis of such a request by a Member...
  - 8.6. During the current management period, a Member State may re-allocate...
  - 8.7. When the Commission allocates additional days at sea due to...

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9. Allocation of additional days for enhanced scientific observer coverage
  - 9.1. Three additional days on which a vessel may be present...
  - 9.2. Scientific observers shall be independent from the owner, the master...
  - 9.3. A Member State wishing to benefit from the allocations referred...
  - 9.4. On the basis of that description, and after consultation with...
  - 9.5. If an enhanced scientific observer coverage programme submitted by a...

## CHAPTER IV

### Management

10. General obligation
11. Management periods
  - 11.1. A Member State may divide the days present within the...
  - 11.2. The number of days or hours for which a vessel...
  - 11.3. Where a Member State authorises vessels flying its flag to...

## CHAPTER V

### Exchanges of fishing effort allocations

12. Transfer of days between fishing vessels flying the flag of...
  - 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. The transfer of days is only permitted for vessels benefiting...
  - 12.5. On request from the Commission, Member States shall provide information...
13. Transfer of days between fishing vessels flying the flag of...

## CHAPTER VI

### Reporting obligations

14. Fishing effort report
15. Collection of relevant data
16. Communication of relevant data

## ANNEX IIC

### FISHING EFFORT FOR VESSELS IN THE CONTEXT OF THE MANAGEMENT OF WESTERN CHANNEL SOLE STOCKS IN ICES DIVISION VIIe

## CHAPTER I

### General provisions

1. Scope
  - 1.1. This Annex shall apply to Union vessels of 10 metres...

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- 1.2. Vessels fishing with static nets with mesh size equal to...
- 2. Definitions
- 3. Limitation in activity

## CHAPTER II

### Authorisations

- 4. Authorised vessels
  - 4.1 A Member State shall not authorise fishing with regulated gear...
  - 4.2 However, a vessel with a track record of using a...
  - 4.3 A vessel flying the flag of a Member State having...

## CHAPTER III

### Number of days present within the area allocated to Union...

- 5. Maximum number of days
- 6. Kilowatt day system
  - 6.1 During the current management period, a Member State may manage...
  - 6.2 This overall amount of kilowatt days shall be the sum...
  - 6.3 A Member State wishing to benefit from the system referred...
  - 6.4 On the basis of that request, the Commission shall assess...
- 7. Allocation of additional days for permanent cessation of fishing activities...
  - 7.1 An additional number of days at sea on which a...
  - 7.2 The effort expended in 2003 measured in kilowatt days of...
  - 7.3 Points 7.1 and 7.2 shall not apply where a vessel has...
  - 7.4 A Member State wishing to benefit from the allocations referred...
  - 7.5 On the basis of such a request by a Member...
  - 7.6 During the current management period, a Member State may re-allocate...
  - 7.7 When the Commission allocates additional days at sea due to...
- 8. Allocation of additional days for enhanced scientific observer coverage
  - 8.1 Three additional days on which a vessel may be present...
  - 8.2 Scientific observers shall be independent from the owner, the master...
  - 8.3 A Member State wishing to benefit from the allocations referred...
  - 8.4 On the basis of that description, and after consultation with...
  - 8.5 If an enhanced scientific observer coverage programme submitted by a...

## CHAPTER IV

### Management

- 9. General obligation
- 10. Management periods
  - 10.1 A Member State may divide the days present within the...
  - 10.2 The number of days or hours for which a vessel...
  - 10.3 Where a Member State authorises vessels flying its flag to...



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## CHAPTER V

### Exchanges of fishing effort allocations

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

## CHAPTER VI

### Reporting obligations

13. Fishing effort report
14. Collection of relevant data
15. Communication of relevant data

## ANNEX IID

### MANAGEMENT AREAS FOR SANDEEL IN ICES DIVISIONS IIa, IIIa AND ICES SUBAREA IV

For the purposes of the management of the fishing opportunities...  
Sandeel management area ICES statistical rectangles 1 31-34 E9-  
F2; 35...

### Appendix 1 to Annex IID

### SANDEEL MANAGEMENT AREAS

## ANNEX III

### MAXIMUM NUMBER OF FISHING AUTHORISATIONS FOR UNION VESSELS FISHING IN THIRD-COUNTRY WATERS

Without prejudice to additional licences granted to Sweden by  
Norway...

## ANNEX IV

### ICCAT CONVENTION AREA

1. Maximum number of Union bait boats and trolling boats authorised...
2. Maximum number of Union coastal artisanal fishing vessels authorised to...

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3. Maximum number of Union vessels authorised to fish actively for...
4. Maximum number and total capacity in gross tonnage of fishing...
5. Maximum number of traps engaged in the Eastern Atlantic and...
6. Maximum bluefin tuna farming capacity and fattening capacity for each...

## ANNEX V

### CCAMLR CONVENTION AREA

#### PART A

#### PROHIBITION OF DIRECTED FISHING IN CCAMLR CONVENTION AREA

#### PART B

#### TACs AND BY-CATCH LIMITS FOR EXPLORATORY FISHERIES IN THE CCAMLR...

#### PART C

#### ANNEX 21-03/A NOTIFICATION OF INTENT TO PARTICIPATE IN A FISHERY...

## ANNEX VI

### IOTC CONVENTION AREA

1. Maximum number of Union vessels authorised to fish for tropical...
2. Maximum number of Union vessels authorised to fish for swordfish...
3. The vessels referred to in point 1 shall also be...
4. The vessels referred to in point 2 shall also be...

## ANNEX VII

### WCPFC CONVENTION AREA

Maximum number of Union vessels authorised to fish for swordfish...

## ANNEX VIII

### QUANTITATIVE LIMITATIONS OF FISHING AUTHORISATIONS FOR THIRD-COUNTRY VESSELS FISHING IN UNION WATERS

Flag State Fishery Number of fishing authorisations Maximum  
number of...

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- (1) Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC (OJ L 354, 28.12.2013, p. 22).
- (2) Council Regulation (EU) No 779/2014 of 17 July 2014 fixing the fishing opportunities for anchovy in the Bay of Biscay for the 2014/15 fishing season (OJ L 212, 18.7.2014, p. 1).
- (3) Council Regulation (EC) No 2166/2005 of 20 December 2005 establishing measures for the recovery of the Southern hake and Norway lobster stocks in the Cantabrian Sea and Western Iberian peninsula and amending Regulation (EC) No 850/98 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms (OJ L 345, 28.12.2005, p. 5).
- (4) Council Regulation (EC) No 509/2007 of 7 May 2007 establishing a multi-annual plan for the sustainable exploitation of the stock of sole in the Western Channel (OJ L 122, 11.5.2007, p. 7).
- (5) Council Regulation (EC) No 676/2007 of 11 June 2007 establishing a multiannual plan for fisheries exploiting stocks of plaice and sole in the North Sea (OJ L 157, 19.6.2007, p. 1).
- (6) Council Regulation (EC) No 1300/2008 of 18 December 2008 establishing a multi-annual plan for the stock of herring distributed to the west of Scotland and the fisheries exploiting that stock (OJ L 344, 20.12.2008, p. 6).
- (7) Council Regulation (EC) No 1342/2008 of 18 December 2008 establishing a long-term plan for cod stocks and the fisheries exploiting those stocks and repealing Regulation (EC) No 423/2004 (OJ L 348, 24.12.2008, p. 20).
- (8) Council Regulation (EC) No 302/2009 of 6 April 2009 concerning a multiannual recovery plan for bluefin tuna in the eastern Atlantic and Mediterranean, amending Regulation (EC) No 43/2009 and repealing Regulation (EC) No 1559/2007 (OJ L 96, 15.4.2009, p. 1).
- (9) Council Regulation (EC) No 811/2004 of 21 April 2004 establishing measures for the recovery of the northern hake stock (OJ L 150, 30.4.2004, p. 1).
- (10) Council Regulation (EC) No 388/2006 of 23 February 2006 establishing a multiannual plan for the sustainable exploitation of the stock of sole in the Bay of Biscay (OJ L 65, 7.3.2006, p. 1).
- (11) Council Regulation (EC) No 847/96 of 6 May 1996 introducing additional conditions for year-to-year management of TACs and quotas (OJ L 115, 9.5.1996, p. 3).
- (12) Council Regulation (EC) No 754/2009 of 27 July 2009 excluding certain groups of vessels from the fishing effort regime laid down in Chapter III of Regulation (EC) No 1342/2008 (OJ L 214, 19.8.2009, p. 16).
- (13) Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 (OJ L 343, 22.12.2009, p. 1).
- (14) Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281, 23.11.1995, p. 31).
- (15) Agreement on fisheries between the European Economic Community and the Kingdom of Norway (OJ L 226, 29.8.1980, p. 48).
- (16) Agreement on fisheries between the European Economic Community, of the one part, and the Government of Denmark and the Home Government of the Faeroe Islands, of the other part (OJ L 226, 29.8.1980, p. 12).
- (17) Fisheries Partnership Agreement between the European Community on the one hand, and the Government of Denmark and the Home Rule Government of Greenland, on the other hand (OJ L 172, 30.6.2007, p. 4) and Protocol setting out the fishing opportunities and financial contribution provided for in that Agreement (OJ L 293, 23.10.2012, p. 5).
- (18) Council Regulation (EU) No 1385/2013 of 17 December 2013 amending Council Regulations (EC) No 850/98 and (EC) No 1224/2009, and Regulations (EC) No 1069/2009, (EU) No 1379/2013 and

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(EU) No 1380/2013 of the European Parliament and of the Council, following the amendment of the status of Mayotte with regard to the European Union ([OJ L 354, 28.12.2013, p. 86](#)).

(19) [OJ L 6, 10.1.2012, p. 9](#).

(20) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers ([OJ L 55, 28.2.2011, p. 13](#)).

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**Changes and effects yet to be applied to :**

- Regulation revoked by [2023 c. 28 Sch. 1 Pt. 2](#)

**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Annex IA TABL replacement by [EUR 2016/72](#) Regulation