
Status: Point in time view as at 23/01/2018.

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EU) 2018/120, ANNEX IIA. (See end of Document for details)

ANNEX IIA

FISHING EFFORT FOR VESSELS IN ICES SUBAREA 4

1. Scope

- 1.1. This Annex shall apply to Union fishing vessels carrying on board or deploying any of the gears referred to in Article 10 of Regulation (EC) No 1342/2008⁽¹⁾ and present in any of the geographical areas specified in that regulation.
- 1.2. This Annex shall not apply to vessels of less than 10 metres' length overall. Those vessels shall not be required to carry fishing authorisations issued in accordance with Article 7 of Regulation (EC) No 1224/2009. Member States concerned shall assess the fishing effort of those vessels, using appropriate sampling methods.

2. Authorisations

If a Member State deems it appropriate in order to reinforce the sustainable implementation of this effort regime, it may introduce a prohibition to fish with regulated gear in any of the geographical areas to which this Annex applies by any of vessels flying its flag which has no record of such fishing activity, unless it ensures that equivalent capacity, measured in kilowatts, is prevented from fishing in that area.

3. Maximum allowable fishing effort

The maximum allowable effort referred to in Article 9(2) of Regulation (EC) No 676/2007 for the management period specified in Article 1(2)(b) of this Regulation shall be as follows:

Regulated gear: BT1 + BT2: beam trawls (TBB) of mesh equal to or larger than 80 mm

Maximum allowable fishing effort in kilowatt days in ICES subarea 4:

Regulated gear	BE	DK	DE	NL	UK
BT1 + BT2	5 693 620	1 432 092	1 972 158	39 475 162	10 568 178

4. Management

- 4.1. Member States shall manage the maximum allowable effort in accordance with the conditions laid down in Article 9 of Regulation (EC) No 676/2007 and Articles 26 to 35 of Regulation (EC) No 1224/2009.
- 4.2. A Member State may establish management periods for allocating all or parts of the maximum allowable effort to individual vessels or groups of vessels. In such case, the number of days or hours for which a vessel may be present within the area during a management period shall be fixed at the discretion of the Member State concerned. During any such management periods, the Member State concerned may reallocate effort between individual vessels or groups of vessels.
- 4.3. If a Member State authorises vessels flying its flag to be present within an area by hours, it shall continue measuring the consumption of days in accordance with the conditions referred to in point 4.1. Upon request by the Commission, the Member State concerned shall demonstrate its precautionary measures taken to avoid an excessive consumption of effort within the area due to a vessel terminating presences in the area before the end of a 24-hour period.

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5. **Fishing effort report**

Article 28 of Regulation (EC) No 1224/2009 shall apply to vessels falling under the scope of this Annex. The geographical area referred to in that Article shall be understood as ICES subarea 4.

6. **Communication of relevant data**

Member States shall transmit to the Commission the data on fishing effort deployed by their fishing vessels in accordance with Articles 33 and 34 of Regulation (EC) No 1224/2009.

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- (1) 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).

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