


# Procedure file

Basic information	
CNS - Consultation procedure Regulation	1999/0138(CNS) Procedure completed
Fisheries resources: control of boats operating in the North-East Atlantic zone NEAFC, multilateral cooperation	
Amended by <a href="#">2000/0280(CNS)</a>	
Amended by <a href="#">2003/0125(CNS)</a>	
Repealed by <a href="#">2009/0051(COD)</a>	
Subject 3.15.07 Fisheries inspectorate, surveillance of fishing vessels and areas	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>PECH</b> Fisheries		01/09/1999
Council of the European Union	Council configuration	Meeting	Date
	Fisheries	<a href="#">2237</a>	16/12/1999
	Fisheries	<a href="#">2220</a>	22/11/1999

Key events			
11/07/1999	Legislative proposal published	COM(1999)0345	Summary
25/10/1999	Committee referral announced in Parliament		
22/11/1999	Debate in Council	<a href="#">2220</a>	Summary
06/12/1999	Vote in committee		Summary
05/12/1999	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0092/1999</a>	
13/12/1999	Debate in Parliament		
15/12/1999	Decision by Parliament	<a href="#">T5-0158/1999</a>	Summary
16/12/1999	Act adopted by Council after consultation of Parliament		
16/12/1999	End of procedure in Parliament		
30/12/1999	Final act published in Official Journal		

Technical information	
Procedure reference	1999/0138(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation

	Amended by <a href="#">2000/0280(CNS)</a> Amended by <a href="#">2003/0125(CNS)</a> Repealed by <a href="#">2009/0051(COD)</a>
Legal basis	EC Treaty (after Amsterdam) EC 037
Stage reached in procedure	Procedure completed
Committee dossier	PECH/5/12144

#### Documentation gateway

Legislative proposal	COM(1999)0345	12/07/1999	EC	Summary
Committee draft report	PE231.678	18/11/1999	EP	
Amendments tabled in committee	PE231.678/AM	30/11/1999	EP	
Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0092/1999</a> <a href="#">OJ C 296 18.10.2000, p. 0008</a>	06/12/1999	EP	
Text adopted by Parliament, 1st reading/single reading	<a href="#">T5-0158/1999</a> <a href="#">OJ C 296 18.10.2000, p. 0038-0110</a>	15/12/1999	EP	Summary

#### Additional information

European Commission	<a href="#">EUR-Lex</a>
---------------------	-------------------------

#### Final act

<a href="#">Regulation 1999/2791</a> <a href="#">OJ L 337 30.12.1999, p. 0001</a> Summary
--

## Fisheries resources: control of boats operating in the North-East Atlantic zone NEAFC, multilateral cooperation

**PURPOSE:** to lay down certain control measures applicable in the area covered by the Convention on Future Multilateral Co-operation in the North-East Atlantic Fisheries. **CONTENT:** The North-East Atlantic Fisheries Commission (NEAFC), to which the European Community is a Contracting Party, seeks to ensure the conservation and rational management of the fishery resources in the area defined by the Convention. At its annual meeting in November 1998, the NEAFC adopted 2 recommendations concerning : 1) the establishment of a Scheme of control and enforcement applicable to fishing vessels operating in the NEAFC areas and arranging inspections at sea which, provide for reciprocal rights of inspection of vessels by Contracting Parties together with a procedure for monitoring infringements and 2) the establishment of a Programme to promote compliance by the non-Contracting Party vessels, with the recommendations established by the NEAFC. The aim of the recommendations is to ensure respect for conservation and management measures adopted by the NEAFC. The Programme provides for the mandatory inspection of non-Contracting Party vessels, where these vessels enter the ports of Contracting Parties voluntarily and a ban on the landing and transshipment of fish if, in the course of such inspection, it is established that the catches have been taken in the breach of the conservation measures adopted by the NEAFC. These 2 recommendations will enter into force on 1 July 1999 and it is in the Community's interest, therefore, that they be applied in the Community by means of the proposed Regulation. The purpose of this proposal is to translate these recommendations for use in the Community.?

## Fisheries resources: control of boats operating in the North-East Atlantic zone NEAFC, multilateral cooperation

At its session on 22 November 1999, the Council, while it approved the main lines of the regulation, focused on the thorny question of sharing of burdens and costs between the Commission and Member States for the implementation of regulatory measures adopted by regional fisheries organisations. Contrary to the system operating in the NAFO (North West Atlantic Fisheries Organisation) where control and enforcement are financed from the Community budget, the Commission proposes that Member States shoulder the burden of implementing the NEAFC scheme (provision of inspector and inspection vessels, cover of investment and running costs, etc.). As a large number of delegations were opposed to this solution, it was decided to only make the measures regarding inspection and control applicable for the year 2000. The key question of burden sharing and allocation of resources will be dealt with in the context of a new proposal that the Commission will present by September 2000 which will seek to find a permanent solution to this problem.?

## Fisheries resources: control of boats operating in the North-East Atlantic zone NEAFC, multilateral cooperation

---

The committee adopted the report (consultation procedure) by Mr Niels BUSK (Greens/EFA, DK) approving the Commission proposal on control measures applicable in the area covered by the Convention on Future Multilateral Cooperation in the North-East Atlantic Fisheries. While expressing some reservations about the timing of the Commission's proposal (which left Parliament no time to make any meaningful contribution to the debate), the report took the view that this important legislation should be approved by Parliament without delay. The report also stated that, as regards the financial burden of providing the controls required, any discussion should be held within the context of a wider debate over the allocation of resources and responsibilities for fisheries control. In this, the Commission should demand the additional financial resources necessary in order to fulfil the tasks which Parliament believes should be undertaken by the Community.

## Fisheries resources: control of boats operating in the North-East Atlantic zone NEAFC, multilateral cooperation

---

By adopting the report by Mr Niels BUSK (ELDR, DK), the European Parliament approved the Commission's proposal for a Regulation.?

## Fisheries resources: control of boats operating in the North-East Atlantic zone NEAFC, multilateral cooperation

---

PURPOSE : to lay down certain control measures for fishing in the NEAFC area. COMMUNITY MEASURE : Council Regulation 2791/1999/EC laying down certain control measures applicable in the area covered by the Convention on future multilateral cooperation in the north-east Atlantic fisheries. CONTENT : the North-East Atlantic Fisheries Commission (NEAFC), of which the Community is a Contracting Party, has as its main task to ensure the rational conservation and management of fishery resources in the area defined by the Convention. At its annual meeting in November 1998, the NEAFC adopted 2 recommendations aiming to : - establish a scheme of control and enforcement applicable to fishing vessels operating in areas beyond the limits of the national jurisdiction of the Contracting Parties in the Convention area ; - establish a programme aiming to promote the respect, by the vessels of non-Contracting Parties, of recommendations laid down by the NEAFC regarding conservation and management measures. The programme provides for the mandatory inspection of non-Contracting Party vessels where they enter the ports of the Contracting Parties voluntarily and a prohibition on the landing and transshipment of catches if, during such inspection, it is established that they have been taken in breach of the conservation measures adopted by the NEAFC. These 2 recommendations enter into force on 01.07.1999 and become binding on the Contracting Parties ; the Community should apply these recommendations via this Regulation. It should also be noted that at its 22.11.1999 session the Council examined the difficult question on the sharing out of charges and the costs between the Commission and the Member States for the implementation of regulatory measures adopted by the regional fishery organisations. Unlike under the system in force within the NEAFC framework, according to which the control and enforcement measures are financed from the Community budget, the Commission believes that it will be incumbent on Member States to assume the implementation of the NEAFC scheme (provide for an inspector and inspection vessels, take responsibility for investment and operational costs, etc.). As a large number of delegations were opposed to this solution, it was decided to only make applicable the provisions of the Decision relating to the inspection and control for the year 2000. The key question of cost allocation will be dealt with in the framework of a new proposal that the Commission will present before September 2000 and which shall aim to reach a decision on a permanent solution to the problem of cost allocation. ENTRY INTO FORCE : the Regulation shall enter into force on 06.01.2000, although some of its provisions will only be applicable for a transitional phase (the year 2000). The definitive regime will have to be adopted by the Council by 31.12.2000 at the latest.?