

# Procedure file

Basic information	
CNS - Consultation procedure Regulation	2003/0154(CNS) Procedure completed
EC/Mozambique fisheries agreement: period from 1st January to 31st December 2006	
Subject 3.15.15.02 Fisheries agreements with African countries	
Geographical area Mozambique	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>PECH</b> Fisheries		18/08/2003
		PPE-DE <a href="#">STEVENSON Struan</a>	
European Parliament	Committee for opinion	Rapporteur for opinion	Appointed
	<b>BUDG</b> Budgets		11/09/2003
		PSE <a href="#">DÜHRKOP DÜHRKOP Bárbara</a>	
European Parliament			10/09/2003
	<b>DEVE</b> Development and Cooperation		
		PSE <a href="#">VAN DEN BERG Margrietus</a>	
Council of the European Union	Council configuration	Meeting	Date
	<a href="#">Environment</a>	<a href="#">2556</a>	22/12/2003
European Commission	Commission DG	Commissioner	
	<a href="#">Maritime Affairs and Fisheries</a>		

Key events			
14/07/2003	Legislative proposal published	<a href="#">COM(2003)0419</a>	Summary
01/09/2003	Committee referral announced in Parliament		
24/11/2003	Vote in committee		Summary
24/11/2003	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0406/2003</a>	
03/12/2003	Debate in Parliament		
04/12/2003	Decision by Parliament	<a href="#">T5-0546/2003</a>	Summary

22/12/2003	Act adopted by Council after consultation of Parliament		
22/12/2003	End of procedure in Parliament		
31/12/2003	Final act published in Official Journal		

### Technical information

Procedure reference	2003/0154(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	International agreement
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 300-p2/3-a1; EC Treaty (after Amsterdam) EC 037
Stage reached in procedure	Procedure completed
Committee dossier	PECH/5/19938

### Documentation gateway

Legislative proposal	<a href="#">COM(2003)0419</a>	14/07/2003	EC	Summary
Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0406/2003</a>	24/11/2003	EP	
Text adopted by Parliament, 1st reading/single reading	<a href="#">T5-0546/2003</a> OJ C 089 14.04.2004, p. 0033-0137 E	04/12/2003	EP	Summary

### Additional information

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

<a href="#">Regulation 2003/2329</a> <a href="#">OJ L 345 31.12.2003, p. 0043-0063</a> Summary
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## EC/Mozambique fisheries agreement: period from 1st January to 31st December 2006

**PURPOSE** : to present a proposal for a Council Regulation on the conclusion of the Fisheries Agreement between the European Community and the Republic of Mozambique. **CONTENT** : the EC and Mozambique concluded a Fisheries Agreement in 1998 which offered Community vessel owners fishing opportunities for shallow-water shrimp, deep-water shrimp and tuna in return for financial compensation. In practice, this Agreement was gradually restricted to tuna fishing, before being terminated in 1993 by Mozambique, which considered that it was no longer in a position to promote the development of its fishing sector. In May 1996 the Council of Ministers requested the Commission to negotiate a new bilateral Agreement with Mozambique. Exploratory talks were held with Mozambique from 1999 and the new Agreement was initialled on 21 October 2002. The Agreement will enter into force for a period of three years following reciprocal notification by the Parties that their respective adoption procedures have been completed. It will be automatically renewable unless express notice of termination is given by one of the Parties. A Protocol establishing the fishing opportunities and financial compensation and a technical annex, which form an integral part of the Agreement, will enter into force on 1 January 2004 for an initial period of three years. In gaining access to Mozambique waters, EC fishing vessels are therefore resuming fishing activities already carried on in the past, and the new Agreement will be added to the network of Community tuna agreements in the region. Where shrimp fishing opportunities are concerned, the Protocol lays down that a maximum of ten vessels will be authorised to fish for a quota of 1 000 tonnes of deep-water shrimp, as well as 535 tonnes of by-catches. The Commission is responsible for monitoring developments in shrimp-fishing vessels' catches in order to ensure that the overall quota is not exceeded. In addition, for the tuna fishery, the Protocol provides for fishing opportunities for 35 freezer tuna seiners and 14 surface longliners, with a reference tonnage of 8 000 tonnes of tuna and related species. The overall financial compensation has been fixed at EUR 4 090 000 a year, including EUR 3 490 000 for deep-water shrimp fishing (including by-catches) and EUR 600 000 for fishing for tuna and related species. The entire financial compensation will be allocated to measures targeted at institutional development, marine surveillance, research, training, quality control and participation by Mozambique in the meetings of the Joint Committee and other international meetings. This must contribute significantly towards the increased development of management capacities for Mozambique fisheries as a whole. Shrimp fishing vessels

fishing under the Agreement will be obliged to take on a sufficient number of Mozambican seamen to make up half of their crew. They will be subjected to health inspection procedures in accordance with Mozambique legislation. These vessels' catches will normally be transhipped in a Mozambican port in the presence of the Mozambican authorities, but if a vessel wishes to leave the fishery zone with its catches on board, it may do so following an inspection in one of the ports by the Mozambican authorities. In either case, catches will be the subject of international transit certification. None of these inspection procedures may affect the Community origin of the catches. In view of the foregoing, the new Agreement is considered to be well balanced, with a good price-quality ratio, and to be of strategic importance to the EC tuna fishery in the Indian Ocean. Furthermore, it will encourage the responsible and sustainable exploitation of resources to the mutual benefit of the Community and Mozambique. The Commission proposes on this basis that the Council adopt the conclusion of this new Fisheries Agreement between the EC and Mozambique by Regulation. The following measures shall be financed from the financial compensation, to the tune of EUR 4 090 000 a year, broken down as follows: - EUR 1 500 000 for monitoring marine fisheries; - EUR 1 000 000 for institutional development; - EUR 1 000 000 for research; - EUR 430 000 for training; - EUR 100 000 for quality control; - EUR 60 000 for participation in Joint Committee and other international meetings. FINANCIAL STATEMENT : - budget line : B78000: International Fisheries Agreements; - total allocation for action : EUR 4 090 000 to EUR 5 290 000 per year in commitment appropriations; - period of application : the Agreement has been concluded for an initial period of three years, automatically renewable until terminated by one of the two parties. The Protocol, which contains provisions concerning the fishing opportunities and financial compensation, has been concluded for a period of three years from the date of its entry into force (1.1.2004 to 31.12.2006).?

## EC/Mozambique fisheries agreement: period from 1st January to 31st December 2006

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The committee adopted the report by Struan STEVENSON (EPP-ED, UK) approving the proposal under the consultation procedure, subject to a few amendments reflecting the position that Parliament has consistently adopted with regard to the renewal of various fishing agreements. Believing that Parliament should be provided with better information to enable it to carry out its duties under the consultation procedure, the committee stipulated that the Commission should draw up a yearly report on the implementation of the Agreement. Moreover, during the last year of the Protocol and before undertaking any negotiations on its renewal, the Commission should submit to Parliament and Council a report on the application and conditions of implementation of the Agreement, with particular reference to the specific measures. Only after these reports had been received and Parliament consulted should the Council authorise the Commission to enter into negotiations for new agreements. ?

## EC/Mozambique fisheries agreement: period from 1st January to 31st December 2006

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The European Parliament adopted a resolution drafted by Struan STEVENSON (EPP-ED, UK) making a few amendments to the Commission's proposal. (Please see the summary of 24/11/03).?

## EC/Mozambique fisheries agreement: period from 1st January to 31st December 2006

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PURPOSE: the conclusion of a Fisheries Agreement between the European Community and the Republic of Mozambique. LEGISLATIVE ACT: Regulation 2329/2003 of the Council concerning the conclusion of a Fisheries Agreement between the European Community and the Republic of Mozambique. CONTENT: The purpose behind the Regulation is the conclusion of a fisheries agreement between the Community and Mozambique providing for the following: Where shrimp fishing opportunities are concerned, the Protocol lays down that a maximum of ten vessels will be authorised to fish for a quota of 1.000 tonnes of deep-water shrimp, as well as 535 tonnes of by-catches. The Commission is responsible for monitoring developments in shrimp-fishing vessels' catches in order to ensure that the overall quota is not exceeded. In addition, for the tuna fishery, the Protocol provides for fishing opportunities for 35 freezer tuna seiners and 14 surface longliners, with a reference tonnage of 8 000 tonnes of tuna and related species. The overall financial compensation has been fixed at EUR 4.090.000 a year, including EUR 3.490.000 for deep-water shrimp fishing (including by-catches) and EUR 600.000 for fishing for tuna and related species. The entire financial compensation will be allocated to measures targeted at institutional development, marine surveillance, research, training, quality control and participation by Mozambique in the meetings of the Joint Committee and other international meetings. The annex to the Protocol lays down the technical conditions of the fishing and details regarding fishing licences for Community vessels. Shrimp fishing vessels fishing under the Agreement will be obliged to take on a sufficient number of Mozambican seamen to make up half of their crew. They will be subjected to health inspection procedures in accordance with Mozambique legislation. These vessels' catches will normally be transhipped in a Mozambican port in the presence of the Mozambican authorities, but if a vessel wishes to leave the fishery zone with its catches on board, it may do so following an inspection in one of the ports by the Mozambican authorities. In either case, catches will be the subject of international transit certification. In parallel, the Regulation provides for the allocation of Total Allowable Catches for Community vessels. Spain, Greece, Italy, Portugal will share the shrimp fishing opportunities and France, Spain and Portugal the other opportunities (freezer tuna seiners and surface longliners) in the fishing zones of Mozambique. If the requests for licences do not exhaust the fishing opportunities laid down in the Protocol, the Commission will take requests for licences from other Member States into consideration. ENTRY INTO FORCE: The Agreement and its Protocol enter into force once the necessary procedures to this effect have been fulfilled. The Regulation enters into force on 7 January 2004.?