

# Procedure file

Basic information		
DEA - Delegated acts procedure	<a href="#">2021/2961(DEA)</a>	Procedure completed - delegated act rejected
European Maritime, Fisheries and Aquaculture Fund: periods of time and the dates for the inadmissibility of applications for support Supplementing <a href="#">2018/0210(COD)</a> Subject 3.15.17 European Maritime and Fisheries Fund (EMFF)		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<span style="background-color: #e06600; color: white; padding: 2px;">PECH</span> <a href="#">Fisheries</a>		

Key events			
05/11/2021	Non-legislative basic document published	<a href="#">C(2021)07701</a>	
05/11/2021	Initial period for examining delegated act 2 month(s)		
10/11/2021	Committee referral announced in Parliament		
07/12/2021	Initial period for examining delegated act extended at Parliament's request by 2 month(s)		
15/02/2022	Results of vote in Parliament		
15/02/2022	Decision by Parliament	<a href="#">T9-0026/2022</a>	Summary

Technical information	
Procedure reference	2021/2961(DEA)
Procedure type	DEA - Delegated acts procedure
Procedure subtype	Examination of delegated act
Legal basis	Rules of Procedure EP 114-p03
Stage reached in procedure	Procedure completed - delegated act rejected
Committee dossier	PECH/9/07598

Documentation gateway				
Non-legislative basic document		<a href="#">C(2021)07701</a>	05/11/2021	EC

Motion for a resolution objecting delegated act		<a href="#">B9-0090/2022</a>	09/02/2022	EP	
Text adopted by Parliament, single reading		<a href="#">T9-0026/2022</a>	15/02/2022	EP	Summary
Document attached to the procedure		C(2022)1207	23/02/2022	EC	
Commission response to text adopted in plenary		<a href="#">SP(2022)192</a>	13/06/2022	EC	

## European Maritime, Fisheries and Aquaculture Fund: periods of time and the dates for the inadmissibility of applications for support

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The European Parliament adopted by 368 votes to 297, with 33 abstentions, a resolution objecting to the Commission delegated regulation supplementing Regulation (EU) 2021/1139 of the European Parliament and of the Council on the European Maritime, Fisheries and Aquaculture Fund as regards the periods of time and the dates for the inadmissibility of applications for support.

As a reminder, Article 11(4) of Regulation (EU) 2021/1139 (EMFAF) empowers the Commission to adopt delegated acts identifying the threshold for triggering the inadmissibility, which should be proportionate to the nature, gravity, duration and repetition of the serious infringements, offences or fraud committed and should be of at least one years duration.

Commission Delegated Regulation 2015/288 supplementing the Regulation (EU) No 508/2014 of the European Parliament and of the Council on the European Maritime and Fisheries Fund with regard to the period of time and the dates for the inadmissibility of applications provides for a period of 12 months of inadmissibility in case of nine points of infraction, and in the case of infringements deemed minor the inadmissibility is triggered only when nine points are reached.

In support of its objection, Parliament argued that the Commission's delegated regulation to supplement EMFAF worsens worsens these conditions as the inadmissibility is triggered at the second infringement with only seven points and is calculated in two months/point which seems not proportionate and not in line with EMFAF.

Members consider that the Commission should propose an alternative and more proportionate solution regarding the duration of the inadmissibility period based on points. A more proportionate solution could be to provide for the first two infringements only one month of inadmissibility instead of two for each point in the case of certain infringements.