



Council of the
European Union

Brussels, 22 November 2018
(OR. en)

14649/18

LIMITE

PECHE 490

NOTE

From:	General Secretariat of the Council
To:	Delegations
Subject:	Proposal for a Council Regulation fixing for 2019 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non Union waters - Commission non-paper

Delegations will find attached the above-mentioned document, as received from the European Commission services.

**COMMISSION SERVICES NON PAPER
21 November 2018**

*This document serves as a basis for discussion at the Working Party on Internal and External Fisheries Policy.
It cannot in any circumstances be regarded as the official position of the Commission.
It is intended solely for those to whom it is addressed.*

**Updates to Commission proposal COM(2018)732 for a Council Regulation fixing for
2019 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**

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I. AMENDMENTS TO COMMISSION PROPOSAL REGARDING MEASURES ADOPTED BY THE COMMISSION FOR THE CONSERVATION OF ANTARCTIC MARINE LIVING RESOURCES (CCAMLR)

1. Recital 29 of the Commission Proposal COM (2018) 732 final is amended as follows:

At its 37th annual meeting in 2018, the Parties to the Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR) adopted catch limits for both target and by-catch species for the period from 1 December 2018 to 30 November 2019. The uptake of the quotas during 2018 should be considered when setting fishing opportunities for 2019.

2. Annex IE of the Commission Proposal COM (2018)732 is replaced by the following:

Species:	Mackerel icefish <i>Champsocephalus gunnari</i>	Zone:	FAO 48.3 Antarctic (ANL/F483.)
TAC	3 269	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	

Species:	Mackerel icefish <i>Champsocephalus gunnari</i>	Zone:	FAO 58.5.2 Antarctic ^{a)} (ANI/F5852.)
TAC	443	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^{a)}	For the purpose of this TAC, the area open to the fishery is specified as that portion of FAO statistical division 58.5.2 that lies within the area enclosed by a line: - starting at the point where the meridian of longitude 72° 15' E intersects the Australia-France Maritime Delimitation Agreement Boundary then south along the meridian to its intersection with the parallel of latitude 53° 25' S, - then east along that parallel to its intersection with the meridian of longitude 74° E, - then northeasterly along the geodesic to the intersection of the parallel of latitude 52° 40' S and the meridian of longitude 76° E, - then north along the meridian to its intersection with the parallel of latitude 52° S, - then northwesterly along the geodesic to the intersection of the parallel of latitude 51° S with the meridian of longitude 74° 30' E, and - then southwesterly along the geodesic to the point of commencement.		

Species:	Blackfin icefish <i>Chaenocephalus aceratus</i>	Zone:	FAO 48.3 Antarctic (SSI/F483.)
TAC	2 200 ^{a)}	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^{a)}	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		

Species:	Unicorn icefish <i>Channichthys rhinoceratus</i>	Zone:	FAO 58.5.2 Antarctic (LIC/F5852.)
TAC	1 663 ^{a)}	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^{a)}	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		

Species:	Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone:	FAO 48.3 Antarctic (TOP/F483.)
TAC	2 600 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
Special condition: Within the limits of the abovementioned quota, no more than the quantities given below may be taken in the Subareas specified:			
Management Area A: 48°W to 43° 30' W – 52° 30' S to 56° S (TOP/*F483A):		0	
Management Area B: 43° 30' W to 40°W – 52° 30' S to 56° S (TOP/*F483B):		780	
Management Area C: 40°W to 33° 30' W – 52° 30' S to 56° S (TOP/*F483C):		1 820	
^(a)	This TAC is applicable for longline fishery for the period from 16 April to 14 September 2019 and for pot fishery for the period from 1 December 2018 to 30 November 2019.		

Species:	Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone:	FAO 48.4 Antarctic North (TOP/F484N.)
TAC	26 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	This TAC is applicable within the area bounded by latitudes 55° 30' S and 57°20' S and by longitudes 25° 30' W and 29°30' W, and by latitudes 57°20' S and 60°00' S and by longitudes 24° 30' W and 29°00' W.		

Species:	Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone:	FAO 58.5.2 Antarctic (TOP/F5852.)
TAC	3 525 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	This TAC is applicable for west of 79° 20' E only. Fishing east of this meridian within this zone is prohibited.		

Species:	Antarctic toothfish <i>Dissostichus mawsoni</i>	Zone:	FAO 48.4 Antarctic South (TOA/F484S.)
TAC	37 ^(a)	Analytical TAC	Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply
^(a)	This TAC is applicable within the area bounded by latitudes 55° 30' S and 57°20' S and by longitudes 25° 30' W and 29°30' W, and by latitudes 57°20' S and 60°00' S and by longitudes 24° 30' W and 29°00' W.		
Species:	Krill <i>Euphausia superba</i>	Zone:	FAO 48 (KRI/F48.)
TAC	5 610 000	Analytical TAC	Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply
Special condition: Within the limits of a total combined catch of 620 000 tonnes, no more than the quantities given below may be taken in the subareas specified:			
Division 48.1 (KRI/*F481.):		155 000	
Division 48.2 (KRI/*F482.):		279 000	
Division 48.3 (KRI/*F483.):		279 000	
Division 48.4 (KRI/*F484.):		93 000	
Species:	Krill <i>Euphausia superba</i>	Zone:	FAO 58.4.1 Antarctic (KRI/F5841.)
TAC	440 000	Analytical TAC	Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply
Special condition: Within the limits of the abovementioned quota, no more than the quantities given below may be taken in the subareas specified:			
Division 58.4.1 west of 115° E (KRI/*F-41W):		277 000	
Division 58.4.1 east of 115° E (KRI/*F-41E):		163 000	

Species:	Krill <i>Euphausia superba</i>	Zone:	FAO 58.4.2 Antarctic (KRI/F5842.)
TAC	2 645 000	Analytical TAC	
		Article 3 of Regulation (EC) No 847/96 shall not apply	
		Article 4 of Regulation (EC) No 847/96 shall not apply	
Special condition: Within the limits of the abovementioned quota, no more than the quantities given below may be taken in the subareas specified:			
Division 58.4.2 west of 55° E (KRI/*F-42W):	1 448 000		
Division 58.4.2 east of 55° E (KRI/*F-42E):	1 080 000		

Species:	Bigeye grenadier and Ridge scaled rattail <i>Macrourus holotrachys</i> and <i>Macrourus carinatus</i>	Zone:	FAO 58.5.2 Antarctic (GR1/F5852.)
TAC	360 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	
Species:	Caml grenadier and Whitson's grenadier <i>Macrourus caml</i> and <i>Macrourus whitsoni</i>	Zone:	FAO 58.5.2 Antarctic (GR2/F5852.)
TAC	409 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	
Species:	Grenadiers <i>Macrourus</i> spp.	Zone:	FAO 48.3 Antarctic (GRV/F483.)
TAC	130 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	
Species:	Grenadiers <i>Macrourus</i> spp.	Zone:	FAO 48.4 Antarctic (GRV/F484.)
TAC	10.1 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	

Species:	Humped rockcod <i>Gobionotothen gibberifrons</i>	Zone:	FAO 48.3 Antarctic (NOG/F483.)
TAC	1 470 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	
Species:	Marbled rockcod <i>Notothenia rossii</i>	Zone:	FAO 48.3 Antarctic (NOR/F483.)
TAC	300 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	
Species:	Grey rockcod <i>Lepidonotothen squamifrons</i>	Zone:	FAO 48.3 Antarctic (NOS/F483.)
TAC	300 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply ^(a) Exclusively for by-catches. No directed fisheries are permitted under this TAC.	

Species:	Grey rockcod <i>Lepidonotothen squamifrons</i>	Zone:	FAO 58.5.2 Antarctic (NOS/F5852.)
TAC	80 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		
Species:	Crabs <i>Paralomis</i> spp.	Zone:	FAO 48.3 Antarctic (PAI/F483.)
TAC	pm	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
Species:	South Georgia icefish <i>Pseudochaenichthys georgianus</i>	Zone:	FAO 48.3 Antarctic (SGI/F483.)
TAC	300 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		
Species:	Skates and rays <i>Rajiformes</i>	Zone:	FAO 48.3 Antarctic (SRX/F483.)
TAC	130 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		

Species:	Skates and rays <i>Rajiformes</i>	Zone:	FAO 48.4 Antarctic (SRX/F484.)
TAC	3.2 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		
Species:	Skates and rays <i>Rajiformes</i>	Zone:	FAO 58.5.2 Antarctic (SRX/F5852.)
TAC	120 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		
Species:	Other species	Zone:	FAO 58.5.2 Antarctic (OTH/F5852.)
TAC	50 ^(a)	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply Article 4 of Regulation (EC) No 847/96 shall not apply	
^(a)	Exclusively for by-catches. No directed fisheries are permitted under this TAC.		

3. Annex V of the Commission Proposal COM (2018)732 is amended as follows:

1. Part A is replaced by the following:

CCAMLR CONVENTION AREA PART A
PROHIBITION OF DIRECTED FISHING IN CCAMLR CONVENTION AREA

Target species	Zone	Period of prohibition
Sharks (all species)	Convention Area	From 1 January to 31 December 2019
<i>Notothenia rossii</i>	FAO 48.1. Antarctic, in the Peninsula Area FAO 48.2. Antarctic, around the South Orkneys FAO 48.3. Antarctic, around South Georgia	From 1 January to 31 December 2019
Finfish	FAO 48.1. Antarctic ⁽¹⁾ FAO 48.2. Antarctic ⁽¹⁾	From 1 January to 31 December 2019
<i>Gobionotothen gibberifrons</i> <i>Chaenocephalus aceratus</i> <i>Pseudochaenichthys georgianus</i> <i>Lepidonotothen squamifrons</i> <i>Patagonotothen guntheri</i> <i>Electrona carlsbergi</i> ⁽¹⁾	FAO 48.3.	From 1 January to 31 December 2019
<i>Dissostichus</i> spp.	FAO 48.5. Antarctic	From 1 December 2018 to 30 November 2019

<i>Dissostichus</i> spp.	FAO 88.3. Antarctic ⁽¹⁾ FAO 58.5.1. Antarctic ^{(1) (2)} FAO 58.5.2. Antarctic east of 79° 20' E and outside the EEZ to the west of 79° 20' E ⁽¹⁾ FAO 58.4.4. Antarctic ^{(1) (2)} FAO 58.6. Antarctic ^{(1) (2)} FAO 58.7. Antarctic ⁽¹⁾	From 1 January to 31 December 2019
<i>Lepidonotothen squamifrons</i>	FAO 58.4.4. ^{(1) (2)}	From 1 January to 31 December 2019
All species except <i>Champsocephalus gunnari</i> and <i>Dissostichus eleginoides</i>	FAO 58.5.2. Antarctic	From 1 December 2018 to 30 November 2019
<i>Dissostichus</i> spp.	FAO 48.4. Antarctic ⁽¹⁾ except within the area bounded by latitudes 55° 30' S and 57° 20' S and by longitudes 25° 30' W and 29° 30' W, and by the latitudes 57°20' S and 60°00' S and by longitudes 24° 30' W and 29°00' W.	From 1 January to 31 December 2019
⁽¹⁾ Except for scientific research purposes. ⁽²⁾ Excluding waters subject to national jurisdiction (EEZs).		

1. Part B (excluding the Appendix) is replaced by the following:

PART B

TACs AND BY-CATCH LIMITS FOR EXPLORATORY FISHERIES IN THE CCAMLR CONVENTION AREA IN 2018/2019

Subarea/ Division	Region	Season	SSRUs		<i>Dissostichus mawsoni</i> catch limit (in tonnes)	By-catch catch limit (in tonnes)			
			SSRU	Limit			Skates and rays	<i>Macrourus</i> spp.	Other species
58.4.1.	Whole Division	1 December 2018 to 30 November 2019 (but directed fishing shall not take place in 2018/19)	A, B, D, F, H	0	579	5841-1	6	18	18
			C (including 58.4.1_1, 58.4.1_2)	231		5841-2	6	19	19
			E (58.4.1_3, 58.4.1_4)	168		5841-3	7	24	24
			G (including 58.4.1_5, 58.4.1_6)	180		5841-4	1	3	3
						5841-5	3	8	8
						5841-6	7	21	21
58.4.2.	Whole Division	1 December 2018 to 30 November 2019	A, B, C, D	0	50		3	8	8
			E (including 58.4.2_1)	50					
58.4.3a.	Whole Division 58.4.3a._1	1 December 2018 to 30 November 2019 (but directed fishing shall not take place in 2018/19)			30		2	5	5

88.1.	Whole Subarea	1 December 2018 to 31 August 2019	A, B, C, G, H, I, J, K	2 628 ⁽¹⁾⁽²⁾	3 157 ⁽³⁾⁽⁴⁾	A, B, C, G ⁽⁵⁾	30	96	30
						G, H, I, J, K ⁽⁶⁾	104	317	104
			Special Research Zone of the Ross Sea Region marine protected area	464 ⁽⁷⁾		Special Research Zone of the Ross Sea Region marine protected area ⁽⁸⁾	23	72	23
88.2.	Whole Subarea ⁽⁸⁾	1 December 2018 to 31 August 2019	D, E, F, G (882_1)	240	1 000	C, D, E, F, G, H, I	10	32	32
			C, D, E, F, G (882_2)	240					
			C, D, E, F, G (882_3)	160					
			C, D, E, F, G (882_4)	160					
			H	200					
			I	0					

- ¹ Including for 88.2 A and B outside the Ross Sea region marine protected area.
- ² No more than 587 tonnes is to be taken north of 70° S. If, however, more than 587 tonnes have been taken north of 70° S, then the amount that may be taken south 70° S is reduced by the amount taken over 587 tonnes north of 70° S.
- ³ Including 65 tonnes for Ross Sea survey.
- ⁴ Including for 88.2 A and B outside the Ross sea region marine protected area.
- ⁵ Including for 88.2 A and B outside the Ross Sea region marine protected area and north of 70° S.
- ⁶ Including for 88.2 A and B outside the Ross Sea region marine protected area and south of 70° S.
- ⁷ Including for 88.2 A within the Special Research Zone of the Ross Sea region marine protected area.
- ⁸ Excluding 88.2 A and B which are included in 88.1.