



Council of the  
European Union

Brussels, 29 November 2021  
(OR. en)

14237/21

---

---

**Interinstitutional File:  
2018/0193(COD)**

---

---

**LIMITE**

**PECHE 447  
CODEC 1559**

## **NOTE**

---

From: General Secretariat of the Council  
To: Permanent Representatives Committee

---

Subject: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Council Regulation (EC) No 1224/2009, and amending Council Regulations (EC) No 768/2005, (EC) No 1967/2006, (EC) No 1005/2008, and Regulation (EU) No 2016/1139 of the European Parliament and of the Council as regards fisheries control  
– Preparation of the trilogue

---

## **I. INTRODUCTION**

1. On 30 May 2018, the Commission submitted the abovementioned proposal to the European Parliament and the Council.<sup>1</sup> The proposal was presented to the Agriculture and Fisheries Council on 18 June 2018. Prior to that, on 17 October 2017, the Council adopted conclusions on a Special Report from the European Court of Auditors on "EU fisheries control: more efforts needed".<sup>2</sup>

---

<sup>1</sup> doc. 9317/18 + ADD 1-3.

<sup>2</sup> doc. 13323/17.

2. The Union fisheries control system is mainly set out in three Council regulations: (1) on the Union control system for fisheries of 2009 ("control regulation")<sup>3</sup>; (2) on illegal, unreported and unregulated fishing of 2008 ("IUU regulation")<sup>4</sup>; and (3) on the European Fisheries Control Agency (EFCA) of 2019 ("EFCA regulation")<sup>5</sup>. Some other regulations contain additional specific rules relating to fisheries control.<sup>6</sup>
3. The Commission proposal amending these regulations envisages the first major revision of the Union fisheries control system since its last reform in 2009. Most amendments relate to the revision of the control regulation. A key objective of the reform is the creation of a more effective and efficient fisheries control system through improved, simplified and modernised rules, procedures and instruments.
4. The European Economic and Social Committee delivered its opinion on 12 December 2018<sup>7</sup>. The European Committee of the Regions decided on 1 October 2018 not to issue an opinion.
5. The European Parliament adopted amendments to the Commission proposal on 11 March 2021 and referred the matter back to the PECH Committee for inter-institutional negotiations<sup>8</sup>.
6. The Croatian, German and Portuguese Presidencies worked towards a General Approach, which was adopted, during the Portuguese Presidency, on 28 June 2021.<sup>9</sup> All Member States supported the General Approach, except for Poland, which objected to the text, and Finland, which abstained.

<sup>3</sup> Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Union control system for ensuring compliance with the rules of the common fisheries policy (OJ L 343, 22.12.2009, p.1).

<sup>4</sup> Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing (OJ L 286, 29.10.2008, p. 1).

<sup>5</sup> Regulation (EU) 2019/473 of the European Parliament and of the Council of 19 March 2019 on the European Fisheries Control Agency (OJ L 83, 25.3.2019, p. 18). The Commission proposal refers to the predecessor of that regulation of 2005, which was replaced in 2019 (Council Regulation (EC) No 768/2005 of 26 April 2005 establishing a Community Fisheries Control Agency (OJ L 128, 21.5.2005, p. 1).

<sup>6</sup> For example, Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea (OJ L 409, 30.12.2006, p. 11) and Regulation (EU) 2016/1139 of the European Parliament and of the Council of 6 July 2016 establishing a multiannual plan for the stocks of cod, herring and sprat in the Baltic Sea and the fisheries exploiting those stocks (OJ L 191, 15.7.2016, p. 1).

<sup>7</sup> doc. 9492/19.

<sup>8</sup> Amendments adopted by the European Parliament on 11 March 2021 on the proposal for a regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1224/2009, and amending Council Regulations (EC) No 768/2005, (EC) No 1967/2006, (EC) No 1005/2008, and Regulation (EU) No 2016/1139 of the European Parliament and of the Council as regards fisheries control (COM(2018)0368 – C8-0238/2018 – 2018/0193(COD)), P9\_TA(2021)0076.

<sup>9</sup> doc. 9390/2/21 REV2 + ADD 1-2.

## II. INTERINSTITUTIONAL NEGOTIATIONS

7. The Slovenian Presidency started inter-institutional negotiations with the European Parliament in July 2021. Between July and late November 2021, 11 inter-institutional technical meetings and three political trilogues were held. The Presidency debriefed Coreper on the outcome of these trilogues on 8 September, 20 October and 19 November 2021 respectively. The Presidency also debriefed the Working Party on Fisheries Policy regularly on the progress made in inter-institutional technical meetings. The last inter-institutional technical meeting under the Slovenian Presidency is scheduled on 3 December and the last trilogue on 7 December.
8. The institutions agreed to divide the Commission proposal into 19 thematic “sequences” and to address those in the order of their numbering (see Annex 3). The numbering was chosen with a view to facilitate negotiations. Between July and late November 2021, the institutions intensively discussed sequences 1, 2, 3, 5 and part of sequence 6. The European Parliament repeatedly postponed negotiations on sequence 4 due to ongoing internal discussions. It has recently indicated that it might be ready to exchange views on sequence 4 in the trilogue on 7 December 2021.
9. Negotiations proved to be most intensive on the composition of the Administrative Board of EFCA and the definitions of and approach to fishing and catching vessels. It became increasingly obvious that granting the Parliament a seat on EFCA’s Administrative Board, together with aligning the EFCA Regulation with horizontal rules on decentralised agencies<sup>10</sup>, would allow agreeing on numerous other provisions, including the topic of fishing and catching vessels. As for the IUU regulation, the European Parliament accepted all changes proposed in the General Approach.

## III. PREPARATION OF THE NEXT TRILOGUE

10. To prepare the trilogue of 7 December, the Presidency presented, on 25 November, to the Working Party on Fisheries Policy its suggested mandate on sequences 1 to 6, with a focus

---

<sup>10</sup> In particular, the ‘Framework Financial Regulation’ (Commission Delegated Regulation (EU) 2019/715 of 18 December 2018 on the framework financial regulation for the bodies set up under the TFEU and Euratom Treaty and referred to in Article 70 of Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council (OJ L 122, 10.5.2019, p. 1)) and the Joint Statement of the European Parliament, the Council of the EU and the European Commission on decentralised agencies of 19 July 2012.

on sequences 1, 2, 3 and 5<sup>11</sup>, which was widely supported by delegations. On 29 November, the Presidency presented a slightly revised version of the suggested mandate<sup>12</sup>, taking into account oral and written comments of several delegations<sup>13</sup>, during a meeting of Councillors/Attachés on Fisheries Policy. This revised Presidency's proposal for a mandate is set out in Annexes 1 and 2 to this note<sup>14</sup>.

11. On the basis of this mandate, the Presidency will in principle defend the Council's General Approach for most of the provisions. However, the Presidency seeks to have some flexibility to address some of the European Parliament's most important concerns and to accept several compromise texts prepared during the inter-institutional negotiations and acceptable to the European Parliament and the Commission, as follows:

a) On the EFCA regulation ('sequence 1'):

- i. to accept the proposed compromise texts relating to the objectives, definitions and mission of the Agency set out in Annex 1 (Articles 1, 2 and 3 EFCA Regulation<sup>15</sup>);
- ii. to accept that the European Parliament appoints one representative without the right to vote to EFCA's Administrative Board (Article 33(1) EFCA Regulation<sup>16</sup>);
- iii. to align various provisions related to the adoption of EFCA's programming documents to horizontal rules applicable to decentralised agencies (Articles 24(3), 25, 32(2)(c), 38(3)(a) and 48(1)<sup>17</sup>);

b) On definitions of the control regulation ('sequence 2'):

- i. to accept a corrected definition of the term 'multiannual plans' (Article 4(24) of the control regulation)<sup>18</sup>;

c) On licences and authorisations set out in the control regulation ('sequence 3'):

- i. to agree to refer to 'towing and auxiliary vessels' in the definition of 'fishing vessel' and to grant flexibility to further explore how to refer to aquaculture vessels (Article 4(31) of the control regulation<sup>19</sup>);

---

<sup>11</sup> doc. 14148/21 + ADD1.

<sup>12</sup> doc. 14148/21 REV1.

<sup>13</sup> doc. 14446/21 + ADD1.

<sup>14</sup> The document set out in Annex 2 can for technical reasons linked to the Trilogue Table Editor (TTE) not be included in the 4-column document set out in Annex 1.

<sup>15</sup> Rows 1150, 1151a, 1151c and d, 1154, 1156 and 1156a in the Table set out in Annex 1.

<sup>16</sup> Row 1178c.

<sup>17</sup> Rows 1174a and b, 1178a and b, 1191 and 1201.

<sup>18</sup> Row 146. References to the control regulation mean references to the Articles of the control regulation set out in the Commission's proposal and/or the General Approach.

- ii. grant flexibility to modify the definition of ‘fishing authorisation’ and the provisions related to it (Articles 4(10) and 7 of the control regulation)<sup>20</sup> and to introduce a new Article (proposed Article 7a)<sup>21</sup> relating to authorisations of vessels that are not catching vessels;
  - iii. flexibility to support new wording for the provision relating to exemptions of having authorisations that takes into account certain concerns about this provision in the GA (Article 7(6) of the control regulation<sup>22</sup>);
  - iv. flexibility to accept a paragraph and recital on end of use fishing gear (Article 8(2) of the control regulation)<sup>23</sup>
- d) On the topic of fishing without a fishing vessel (‘sequence 4’):
- i. flexibility to explore including an explicit definition of “fishing without fishing vessels” in the control regulation and its exact wording (Article 4 and 54d of the control regulation<sup>24</sup>), as well as flexibility to explore using terminology and approaches proposed by the Parliament on some elements of the proposal (Article 54d)<sup>25</sup>;
- e) On the IUU Regulation, in particular, IT CATCH - digital management of catch certificates (‘sequence 5’):
- i. to accept various changes that address errors and omissions in the Commission’s proposal, in particular, relating to ‘exportation’(Articles 12(5), 12a(1) and 54a)<sup>26</sup>;
  - ii. to accept updating an outdated reference to vessel identifiers as proposed by the Parliament (Annex II to the IUU regulation<sup>27</sup>);
- f) On the topic of national control programme, surveillance and inspections (‘sequence 6’):
- i. to grant flexibility to explore alternative drafting for the definition of “rules of the common fisheries policy” (Article 4(2) of the control regulation<sup>28</sup>) as

---

<sup>19</sup> Row 150a.  
<sup>20</sup> Row 138a and rows 163a and b.  
<sup>21</sup> Rows 169a.  
<sup>22</sup> Row 169.  
<sup>23</sup> Row 181a.  
<sup>24</sup> Rows 153g and 508f.  
<sup>25</sup> Rows 508i and l.  
<sup>26</sup> Rows 1230a and b, 1234 and 1303.  
<sup>27</sup> Annex 2 to this note.  
<sup>28</sup> Row 136.

well as agreeing to different wording as regards several other definitions (Article 4(5) to (7) of the control regulation<sup>29</sup>);

- ii. flexibility to refer to “landing site” in various provisions (Article 43 of the control regulation<sup>30</sup>) and consider adding an explicit definition.

### **III. CONCLUSIONS**

12. The Permanent Representatives Committee is invited to enable the Presidency to conduct negotiations with the European Parliament and to:

- endorse the Presidency's suggested mandate for sequences 1 to 6 as set out in Annexes 1 and 2 to this note;
- indicate flexibilities in relation to issues as presented in point 11 of this note.

---

<sup>29</sup> Rows 136f, 136h and 136j.

<sup>30</sup> Rows 491 and 491a.

**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL  
amending Council Regulation (EC) No 1224/2009, and amending Council Regulations (EC) No 768/2005,  
(EC) No 1967/2006, (EC) No 1005/2008, and Regulation (EU) No 2016/1139 of the European Parliament  
and of the Council as regards fisheries control  
2018/0193(COD)**

**28-11-2021**

**Note:** The institutions work under the premise that “nothing is agreed until everything is agreed”. Where this document mentions that individual institutions agree on specific text or an approach, this only means a tentative agreement. The same applies to comments that an institution withdraws a proposal.

Column 4 (“Presidency’s proposed mandate”) provides information on the state of play in the negotiations and suggestions by the Presidency on changes to the General Approach in view of achieving an agreement in the inter-institutional negotiations.

The numbering of the rows is overall identical to the numbering in doc. ST 10406 (4-column document of 2 July 2021), except for a very limited number of rows which have been renumbered, including for technical reasons linked to the database used. Proposed changes to Annex II to Regulation (EC) No 1005/2008 (IUU Regulation) (distributed before in doc. ST 10406 ADD 1-3) are set out in Annex 2.

Recitals will need to be examined once an agreement has been reached on the related Articles, and are thus currently excluded from the suggested approach, with the exception of specific provisions where agreement on a recital is crucial for agreement on the provision. Such recitals are addressed in the particular row relating to the provision.

	<b>Commission Proposal</b>	<b>EP Mandate</b>	<b>2018/0193 (COD) Council Mandate</b>	<b>Presidency’s proposed mandate</b>
	Article 1, first paragraph, introductory part			
131	Regulation (EC) No		Regulation (EC) No 1224/2009 is	

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	1224/2009 is amended as follows:		amended as follows:	Sequence 2



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (1), introductory part				
132	(1) Article 4 is amended as follows:		(1) Article 4 is amended as follows:	Sequence 2
Article 1, first paragraph, point (1)(a), introductory part				
133	(a) The introductory sentence is replaced by the following:		(a) The introductory <del>sentence</del> <u>is sentences are</u> replaced by the following:	GA accepted by EP and COM Sequence 2
Article 1, first paragraph, point (1)(a), amending provision, first paragraph				
134	" For the purpose of this regulation the definitions set out in Article 4 of Regulation (EU) No 1380/2013 and Article 5 of Regulation (EU) No 1379/2013 shall apply unless otherwise provided for in this regulation." "		" For the <del>purpose</del> <u>purposes</u> of this Regulation, the definitions set out in Article 4 of Regulation (EU) No 1380/2013 and Article 5 of Regulation (EU) No 1379/2013 shall apply, unless otherwise provided for in this Regulation, <del>as well as the following definitions:</del> " "	GA accepted by EP and COM Sequence 2
Article 1, first paragraph, point (1)(b), amending provision(2)				
136	" 2. 'rules of the common		" 2. 'rules of the common fisheries	In order to take into account the Commission and EP positions that this definition should also

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	fisheries policy' means legally binding Union acts, including international agreements concluded by the Union, on the conservation, management and exploitation of marine biological resources, on aquaculture and on processing, transport and marketing of fisheries and aquaculture products;"		policy' means legally binding Union acts, <del>including international agreements concluded by the Union,</del> on the conservation, management and exploitation of marine biological resources, on aquaculture and on processing, transport and marketing of fisheries and aquaculture products;	<i>cover the Union's international obligations, flexibility to explore, with the assistance of the Legal Service, alternative drafting that would correctly cover those obligations.</i>  Sequence 6
Article 1, first paragraph, point (1)(ba), introductory part				
136a		<u>(ba) point 3 is replaced by the following:</u>  EP AM 35, EX CA 1A		<i>EP withdraws its proposed amendment</i>  <i>EP text deleted</i>  Sequence 6
Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph				
136b		" <u>'control' means monitoring and surveillance of all activities covered by this Regulation, including distribution and marketing activities throughout</u>		<i>EP withdraws its proposed amendment</i>  <i>EP text deleted</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<u>the market chain;</u> " EP AM 35, EX CA 1A		
Article 1, first paragraph, point (1)(bb), introductory part				
136c		<u>(bb) point 4 is replaced by the following:</u> EP AM 36, EX AM 188 (S&D)		EP withdraws its proposed amendment  EP text deleted  Sequence 6
Article 1, first paragraph, point (1)(bb), amending provision, numbered paragraph				
136d		" <u>'inspection' means any on site check which is carried out by officials regarding compliance with the rules of the common fisheries policy and which is noted in an inspection report;</u> " EP AM 36, EX AM 188 (S&D)		EP withdraws its proposed amendment  EP text deleted  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
<i>Article 1, first paragraph, point (1)(bc), introductory part</i>				
136e		<p><u><i>(bc) point 5 is replaced by the following:</i></u></p> <p>EP AM 37, EX AM 189 (S&amp;D)</p>	<p><u><i>(ba) point 5 is replaced by the following:</i></u></p> <p>corresponds to (b1) in the GA</p>	<p><i>Linked to the next row (row 136e)</i></p> <p>Sequence 6</p>
<i>Article 1, first paragraph, point (1)(bc), amending provision, numbered paragraph</i>				
136f		<p>"</p> <p><u><i>'surveillance' means the observation by officials of fishing activities on the basis of sightings by inspection vessels, official aircrafts and vehicles or other means, including technical detection and identification methods;</i></u></p> <p>EP AM 37, EX AM 189 (S&amp;D)</p> <p>"</p>	<p>"</p> <p><u><i>'surveillance' means the observation of fishing activities on the basis of sightings by inspection vessels, official aircrafts or official remotely piloted aircraft systems (RPAS) and technical detection and identification methods;</i></u></p> <p>"</p>	<p><i>Support to the following text and flexibility to explore adding the word "official" before the word "means":</i></p> <p>'surveillance' means the observation of fishing activities on the basis of sightings by inspection vessels, official aircraft, official remotely piloted aircraft systems (RPAS), vehicles or other means, including technical detection and identification methods;</p> <p>See former Council 136b (in ST 10406/21), moved for better comparison.</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				Sequence 6
Article 1, first paragraph, point (1)(bd), introductory part				
136g		<p><u>(bd) point 6 is replaced by the following:</u></p> <p>EP AM 38, EX AM 190 (S&amp;D)</p>		<p>Linked to the next row (row 136h)</p> <p>Support to EP proposal</p> <p>Sequence 6</p>
Article 1, first paragraph, point (1)(bd), amending provision, numbered paragraph				
136h		<p>"</p> <p><u>'official' means a person authorised by a national fisheries control authority, the Commission or the European Fisheries Control Agency to carry out an inspection;</u></p> <p>"</p> <p>EFCA</p> <p>EP AM 38, EX AM 190 (S&amp;D)</p>		<p>Support to the following text:</p> <p>'official' means any person authorised by a competent authority of a Member State, the Commission or the European Fisheries Control Agency to carry out control or inspections;</p> <p>Sequence 1 Sequence 6</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (1)(be), introductory part				
136i		<p><u><i>(be) point 7 is replaced by the following:</i></u></p> <p>EP AM 39, EX AM 191 (S&amp;D) and ENVI 23</p>		<p><i>Linked to the next row (row 136j)</i></p> <p><i>Support to EP proposal</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (1)(be), amending provision, numbered paragraph				
136j		<p>"</p> <p><u><i>'Union inspectors' means officials of a Member State, of the Commission or of the European Fisheries Control Agency, whose names are contained in the list established in accordance with Article 79;</i></u></p> <p>"</p> <p>EP AM 39, EX AM 191 (S&amp;D) and ENVI 23</p>		<p><i>Support to EP proposal:</i></p> <p>'Union inspectors' means officials of a Member State, of the Commission or of the European Fisheries Control Agency, whose names are contained in the list established in accordance with Article 79;</p> <p>Sequence 6</p> <p>Text Origin: EP Mandate</p>
Article 1, first paragraph, point (1)(c), amending provision(9)				
138	" 9. 'fishing licence' means an official document conferring		" 9. 'fishing licence' means an official document conferring on its	<p><i>GA accepted by EP and COM</i></p> <p>Sequence 3</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	on its holder the right, as determined by national rules, to use a certain fishing capacity for the commercial exploitation of marine biological resources. It contains minimum requirements concerning the identification, technical characteristics and fitting out of a fishing vessel;	"	holder the right, as determined by national rules, to use a certain fishing capacity for the commercial exploitation of marine biological resources. <del>It contains minimum requirements concerning the identification, technical characteristics and fitting out of a fishing vessel;</del>	"
Article 1, xxx				
New row 138a				<p><i>Flexibility to explore different ways of drafting the definition of "fishing authorisation", amongst others, along the following lines, in order to disconnect the concepts of licence and authorisation:</i></p> <p>10. 'fishing authorisation' means an authorisation issued in respect of a Union fishing vessel, <b>where relevant</b> in addition to its fishing licence, entitling it to carry out specific fishing activities during a specified period, in a given area or for a</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				given fishery under specific conditions;  Sequence 3
Article 1, first paragraph, point (1)(g), introductory part				
145	(g) point 24 is replaced by the following:		(g) point 24 is replaced by the following:	<i>COM proposal accepted by Council and EP</i>  Sequence 2
Article 1, first paragraph, point (1)(g), amending provision(24)				
146	" 24. 'multiannual plans' means plans referred to in Articles 9 and 10 of Regulation (EU) 1380/2013, management plans adopted in accordance with Article 18 of Regulation (EU) 1380/2013 as well as other Union measures adopted on the basis of Article 43(3) of the Treaty and providing for specific management or recovery of particular fish stocks for more than a year; "		" 24. 'multiannual <del>plans</del> <u>plan</u> ' means plans referred to in Articles 9 and 10 of Regulation (EU) <del>1380/2013, management plans</del> <u>No 1380/2013, conservation measures</u> adopted in accordance with Article 18 of Regulation (EU) <del>1380/2013</del> <u>No 1380/2013</u> as well as other Union measures adopted on the basis of Article 43(3) of the Treaty <del>and</del> providing for specific management or recovery of particular fish stocks <del>for</del> <u>and covering a period of</u> more than <del>one</del> <u>one</u> year;	<i>Support to the following text:</i>  24. 'multiannual plan' means plans referred to in Articles 9 and 10 of Regulation (EU) No 1380/2013, as well as other Union measures adopted on the basis of Article 43(2) of the TFEU providing for specific management or recovery of particular fish stocks and covering a period of more than one year;  Sequence 2



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			"	
Article 1, first paragraph, point (1)(j)				
150	(j) point 31 is deleted.		(j) point 31 is <u>replaced by the following: <del>deleted</del></u>	<i>Linked to next row (row 150a)</i> <u>Sequence 3</u>
Article 1, first paragraph, point (1)(j)(1)				
150a			<p><u>(31) 'fishing vessel' means any vessel equipped for commercial exploitation of marine biological resources, including catching vessels, support vessels, fish processing vessels, vessels engaged in transshipment and carrier vessels equipped for the transportation of fishery products, except container vessels;<sup>1</sup></u></p> <p><u>1. Recital (10) of the proposal will be replaced by the following: The definition of a 'fishing vessel' should be replaced by a more detailed definition, which clarifies that the term covers any vessel equipped for commercial exploitation of marine biological resources, including catching vessels, support vessels, fish processing vessels, vessels engaged in transshipment and carrier vessels equipped for the transportation of fishery</u></p>	<p><i>Support to the following text:</i></p> <p>(31) 'fishing vessel' means any vessel equipped for commercial exploitation of marine biological resources, including catching vessels, support vessels, fish processing vessels, towing vessels, auxiliary vessels, vessels engaged in transshipment and carrier vessels equipped for the transportation of fishery products, except container vessels.<sup>1151a</sup></p> <p><i>Flexibility to explore, with the assistance of the Legal Service, different ways of drafting to refer to "aquaculture vessels" or certain kinds of aquaculture vessels in the Article or a recital and to insert a recital clarifying</i></p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<p><u>products. While most of the provisions of this Regulation should relate to catching vessels, an effective Union fisheries control system requires that in certain cases other vessels, which play a role in the exploitation of marine biological resources are also covered. Container vessels should be excluded from the definition of a 'fishing vessel' used for the purpose of this Regulation. Vessels exclusively used for aquaculture should also not be covered by this definition. The specific definition of 'fishing vessel' set out in this regulation should apply only for the purposes of this regulation and be without prejudice to the definition of 'fishing vessel' in other acts for other purposes.</u></p>	<p>that the definition of "fishing vessel" has no impact on capacity ceilings.</p> <p>Support to a text along the following lines for a recital, following a recent proposal by the EP. Note that the reference to aquaculture vessels will be adjusted once there is clarity on the drafting of the Article.</p> <p>1. Recital (10) of the proposal will be replaced by the following: The definition of a 'fishing vessel' should be replaced by a more detailed definition, which clarifies that the term covers any vessel equipped for commercial exploitation of marine biological resources, including catching vessels, support vessels, fish processing vessels, towing vessels, auxiliary vessels, vessels engaged in transshipment and carrier vessels equipped for the transportation of fishery products but excluding container vessels [and vessels used exclusively for aquaculture]. While most of the</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p>provisions of this Regulation should relate to catching vessels, an effective Union fisheries control system requires that in certain cases other vessels, which play a role in the exploitation of marine biological resources, are also covered.</p> <p>Sequence 3 Sequence 7</p>
Article 1, first paragraph, point (1)(k), amending provision(34)				
153	<p>34. 'catching vessel' means a fishing vessel used for the purpose of the capture of marine biological resources. "</p>		<p>34. 'catching vessel' means a fishing vessel used for the purpose of the capture of marine biological resources.</p>	<p><i>Support to the one of following texts, preferable to option 2:</i></p> <p>34. 'catching vessel' means a fishing vessel <b>equipped</b> for the purpose of the capture of marine biological resources;</p> <p>34. 'catching vessel' means a fishing vessel <b>equipped or</b> used for the purpose of the capture of marine biological resources;</p> <p>Sequence 3 Sequence 7</p>
Article 1, first paragraph, point (1)(kd)				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
153g		<p><u><i>(kd) the following point is added:</i></u>  <u><i>34d. 'fishing without vessels' means engaging in a fishing activity without using a fishing vessel, such as shellfishing, fishing on foot or ice fishing.</i></u></p> <p>EP AM 53, EX AM 211 (EPP)</p>		<p><i>Flexibility to explore a possible definition of "fishing without a fishing vessel, considering, amongst others, the following text and flexibility to explore with the assistance of the Legal Service whether the definition should refer to 'catching vessels' instead of 'fishing vessels' and mention that only commercial vessels are concerned.</i></p> <p><i>'fishing without a fishing vessel' means engaging in a fishing activity without using a fishing vessel, such as on shore fisheries, shellfishing, fishing on foot or ice fishing".</i></p> <p><b>Sequence 4</b></p>
Article 1, first paragraph, point (2)				
154	(2) In Article 5, paragraph 6 is deleted.		(2) In Article 5, paragraph 6 is deleted.	<i>COM proposal accepted by Council and EP</i>
Article 1, first paragraph, point (3), introductory part				
155	(3) Article 6 is replaced by the		(3) Article 6 is replaced by the	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	following:		following:	
Article 1, first paragraph, point (3), amending provision, first paragraph				
156	" Article 6		" Article 6	<i>COM proposal accepted by Council and EP</i>
Article 1, first paragraph, point (3), amending provision, second paragraph				
157	Fishing licence		Fishing licence	<i>COM proposal accepted by Council and EP</i>
Article 1, first paragraph, point (3), amending provision(1)				
158	1. A Union fishing vessel may be used for commercial exploitation of marine biological resources only if it has a valid fishing licence.		1. A Union <b>fishingcatching</b> vessel may be used for commercial exploitation of marine biological resources only if it has a valid fishing licence.	<i>Defend GA</i>
Article 1, first paragraph, point (3), amending provision(2)				
159	2. The flag Member State shall ensure that the information contained in the fishing licence is accurate and consistent with that contained in the Union fishing fleet		2. The flag Member State shall ensure that the <b>fishing licence meets the minimum information requirements concerning the identification, technical characteristics and fitting out of a</b>	<i>GA accepted by EP and COM</i>  Sequence 3

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	register referred to in Article 24 of Regulation (EU) No 1380/2013.		<u><a href="#">catching vessel and that the</a></u> information contained in the fishing licence is accurate and consistent with that contained in the Union fishing fleet register referred to in Article <del>24</del> <u>24(3)</u> of Regulation (EU) No 1380/2013.	
Article 1, first paragraph, point (3), amending provision(3)				
160	3. The flag Member State shall suspend temporarily the fishing licence of a vessel which is subject to temporary immobilisation decided by that Member State or which has had its fishing authorisation suspended in accordance with Article 91b.	" 3. The flag Member State shall suspend temporarily the fishing licence of <del>a</del> <u>an owner, operator or</u> vessel which is subject to temporary immobilisation <del>decided</del> <u>imposed</u> by that Member State or which has had its fishing authorisation suspended in accordance with Article 91b <u>and notify the European Fisheries Control Agency immediately.</u> <u>During the period of suspension, neither the vessel nor the licence may be sold, rented or transferred.</u> "  EFCA EP AM 55, EX AMs 215 (EPP)	<del>3. The flag Member State shall suspend temporarily the fishing licence of a vessel which is subject to temporary immobilisation decided by that Member State or which has had its fishing authorisation suspended in accordance with Article 91b.</del>	<i>Discussion postponed to sequence 10 (Enforcement, infringements and sanctions)</i>  Sequence 3 <del>Sequence 10</del>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		and 214 (S&D)		
Article 1, first paragraph, point (3), amending provision(4)				
161	4. The flag Member State shall withdraw permanently the fishing licence of a vessel which is the subject of a capacity adjustment measure referred to in Article 22 of Regulation (EU) No 1380/2013 or which has had its fishing authorisation withdrawn in accordance with Article 91b.		4. The flag Member State shall withdraw permanently the fishing licence of a <u>catching</u> vessel which is the subject of a <u>fishing</u> capacity adjustment measure referred to in Article 22 of Regulation (EU) No 1380/2013 <del>or which has had its fishing authorisation withdrawn in accordance with Article 91b.</del>	<i>Discussion postponed to sequence 10 (Enforcement, infringements and sanctions)</i>  Sequence 3 <b>Sequence 10</b>
Article 1, first paragraph, point (3), amending provision(5)				
162	5. The Commission may, by means of implementing acts, lay down rules on the validity of fishing licences issued by the flag Member State as well as the minimum information contained therein. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). ”		5. The Commission may, by means of implementing acts, lay down rules on the validity of fishing licences issued by the flag Member <del>State</del> <u>States</u> as well as the minimum information <u>requirements concerning the identification, technical characteristics and fitting out of a catching vessel</u> contained therein. Those implementing acts shall be adopted in accordance with the	<i>GA accepted by EP and COM</i>  Sequence 3

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			examination procedure referred to in Article 119(2). ”	
Article 1, first paragraph, point (4), introductory part				
163	(4) Article 7 is amended as follows:		(4) Article 7 is amended as follows:	<i>COM proposal accepted by Council and EP</i>
Article 1, first paragraph, xx				
New row 163a				<i>Flexibility to modify the heading of Article 7 as follows:</i>  (aa) the heading of Article 7 is replaced by the following:  “Article 7  Fishing authorisation <b>for Union catching vessels</b> ”  Sequence 3
Article 1, first paragraph, xx				



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
New row 163b				<p><i>Flexibility to modify Article 7 as follows:</i></p> <p>(ab) in paragraph 1, "Union fishing vessel" is replaced by "Union catching vessel"</p> <p>Sequence 3</p>
Article 1, first paragraph, point (4)(a), introductory part				
164	(a) paragraph 2 is replaced by the following:		(a) paragraph 2 is replaced by the following:	<i>COM proposal accepted by Council and EP</i>
Article 1, first paragraph, point (4)(a), amending provision(2)				
165	" 2. Where a Member State has a specific national fishing authorisation scheme for fishing vessels flying its flag, it shall send to the Commission at its request a summary of the information contained in the authorisation issued and the related aggregated figures on fishing		" 2. Where a Member State has a specific national fishing authorisation scheme for <del> fishing</del> fishing vessels flying its flag, it shall send to the Commission at its request a summary of the information contained in the <i>fishing</i> authorisation issued and the related aggregated <i>figures</i> <i>data</i> on fishing effort.	<p><i>GA accepted by EP and COM</i></p> <p>Sequence 3</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	effort. "		"	
Article 1, first paragraph, point (4)(b), introductory part				
166	(b) paragraph 5 is replaced by the following:		(b) <del>paragraph 5 is</del> <u>paragraphs 4 and 5 are</u> replaced by the following:	<i>GA accepted by EP and COM</i>  Sequence 3
Article 1, first paragraph, point (4)(b), amending provision(4)				
166a			" <u>4. A fishing authorisation shall not be issued for a catching vessel if the vessel concerned does not have a fishing licence obtained in accordance with Article 6 or if its fishing licence has been suspended or withdrawn. A fishing authorisation for a catching vessel shall be automatically withdrawn where the fishing licence corresponding to that vessel has been withdrawn permanently. It shall be suspended where the fishing licence has been suspended temporarily.</u>	<i>GA accepted by EP and COM</i>  Sequence 3

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (4)(b), amending provision(5)				
167	" 5. The Commission may, by means of implementing acts, lay down rules on the validity of fishing authorisations issued by the flag Member State as well as the minimum information contained therein. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "		5. The Commission may, by means of implementing acts, lay down <i>detailed</i> rules on the validity of fishing authorisations issued by the flag Member State <del>as well</del> <i>as and on</i> the minimum information <i>to be</i> contained therein. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "	<i>GA accepted by EP and COM</i> " Sequence 3
Article 1, first paragraph, point (4)(c), introductory part				
168	(c) paragraph 6 is inserted:		(c) paragraph 6 is <del>inserted</del> <i>added</i> :	<i>GA accepted by EP and COM</i> Sequence 3
Article 1, first paragraph, point (4)(c), amending provision(6)				
169	" 6. The Commission is empowered to adopt delegated acts in accordance with Article		" 6. <del>The Commission is empowered to adopt delegated acts in accordance with Article 119a</del>	<i>Defend principle that Member States may exclude certain vessels through the adoption of national rules rather than through a delegated act of the</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	<p>119a providing for derogations from the obligation to obtain fishing authorisations for Union fishing vessels below 10 metres' length overall.</p> <p>"</p>		<p><del>providing for derogations from the obligation to obtain</del> <u>Member States may exclude Union fishing vessels of less than 10 metres' length overall flying their flag which carry out fishing authorisations for Union fishing vessels below 10 metres' length overall activities exclusively in their territorial waters from the obligation to have a fishing authorisation.</u></p> <p>"</p>	<p><i>Commission, but flexibility to agree to a text along the following lines to address potential issues with international obligations, an equal playing field for vessels fishing in the same waters, and awareness of existing rules.</i></p> <p>Without prejudice to the Union's international obligations, a Member State may exclude Union fishing vessels of less than 10 metres' length overall from the obligation to have a fishing authorisation if they carry out fishing activities exclusively in one or both of the following areas:</p> <p>(1) in its territorial waters;</p> <p>(2) in the territorial waters of another Member State which has excluded vessels flying its flag and carrying out fishing activities in the same fishery from the obligation referred to in this sub-paragraph.</p> <p>The Member State that decides to apply the exception referred to in the first subparagraph shall</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p>inform thereof the Commission and other Member States concerned within 10 working days from its decision.</p> <p><i>Flexibility to explore whether paragraph 6 should refer to "Union catching vessel" rather than "Union fishing vessel" (linked to next row (new row 169a)</i></p> <p><b>Sequence 3</b></p>
Article 1, first paragraph, point (4)(c), amending provision(6)				
New row 169a				<p><i>Flexibility to insert a new Article along the following lines and to explore, with the assistance of the Legal Service, alternative solutions to address the issue of authorizations for vessels that are not catching vessels:</i></p> <p>The following Article 7a is inserted:</p> <p>"Article 7a</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p><b>Fishing authorisation for Union fishing vessels other than Union catching vessels</b></p> <p>1. Union fishing vessels other than Union catching vessels may carry out fishing activities only if they have been authorised by their flag Member State.</p> <p>2. The Commission may, by means of implementing acts, lay down detailed rules on validity of fishing authorisations for Union fishing vessels referred to in paragraph 1 and on the minimum information to be contained therein. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).”</p> <p>Sequence 3</p>
Article 1, first paragraph, point (5), introductory part				
170	(5) Article 8 is amended as		(5) Article 8 is amended as	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	follows:		follows:	Sequence 3
Article 1, first paragraph, point (5)(a), introductory part				
171	(a) the heading of Article 8 is replaced by the following:		(a) the heading of Article 8 is replaced by the following:	<i>COM proposal accepted by Council and EP</i> Sequence 3
Article 1, first paragraph, point (5)(a), amending provision, first paragraph				
172	" Article 8		" Article 8	<i>COM proposal accepted by Council and EP</i> " Sequence 3
Article 1, first paragraph, point (5)(a), amending provision, second paragraph				
173	Marking and identification of Union fishing vessels and gears "		Marking and identification of Union <del>fishing</del> <i>catching</i> vessels and <del>gears</del> <i>fishing gear</i> "	<i>Defend GA</i> Sequence 3
Article 1, first paragraph, point (5)(a1), introductory part				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
173a			<u>(a1) in paragraph 1, 'fishing vessel' is replaced by 'Union catching vessel';</u>	<i>Defend GA</i> Sequence 3



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (5)(b), introductory part				
174	(b) paragraph 2 is replaced by the following:		(b) paragraph 2 is replaced by the following:	<i>COM proposal accepted by Council and EP</i>  Sequence 3
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, introductory part				
175	“ 2. The Commission may, by means of implementing acts, lay down rules on:		“ 2. The Commission may, by means of implementing acts, lay down <u>detailed</u> rules on:	<i>GA accepted by EP and COM</i>  Sequence 3
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (a)				
176	(a) marking and identification of vessels		(a) marking and identification of <u>catching</u> vessels;	<i>Defend GA</i>  Sequence 3
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (b)				
177	(b) vessel identification documents to be carried on board;		(b) vessel identification documents to be carried on board;	<i>COM proposal accepted by Council and EP</i>  Sequence 3

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (c)				
178	(c) marking and identification of crafts and fishing aggregating devices;		(c) marking and identification of crafts and fishing aggregating devices;	<i>COM proposal accepted by Council and EP</i> <a href="#">Sequence 3</a>
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (d)				
179	(d) marking and identification of fishing gears;		(d) marking and identification of fishing <del>gears</del> <a href="#">gear</a> ;	<i>GA accepted by EP and COM</i> <a href="#">Sequence 3</a>
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (e)				
180	(e) labels for the marking of gears;		(e) labels for the marking of <del>gears</del> <a href="#">fishing gear</a> ;	<i>GA accepted by EP and COM</i> <a href="#">Sequence 3</a>
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (f)				
181	(f) marking of buoys and setting of cords.		(f) marking of buoys and setting of cords.	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (5)(b), amending provision(2), first subparagraph, point (fa)				
181a		<p>“  <u><a href="#">(fa) procedures for the notification of the end of use fishing gears in line with Directives (EU) 2019/883<sup>1</sup> and (EU) 2019/904<sup>2</sup> of the European Parliament and of the Council.</a></u>”</p> <p><u><a href="#">1. Directive (EU) 2019/883 of the European Parliament and of the Council of 17 April 2019 on port reception facilities for the delivery of waste from ships, amending Directive 2010/65/EU and repealing Directive 2000/59/EC (OJ L 151, 7.6.2019, p. 116).</a></u></p> <p><u><a href="#">2. Directive (EU) 2019/904 of the European Parliament and of the Council of 5 June 2019 on the reduction of the impact of certain plastic products on the environment (OJ L 155, 12.6.2019, p. 1).</a></u></p> <p>EP AM 56, EX ENVI 25</p>		<p><i>Flexibility to agree to the following text for a paragraph and recital and to further explore the need to add a corresponding obligation which this empowerment implements, if needed.</i></p> <p>(fa) procedures for the notification and return to port of the end of use fishing gears.</p> <p>Recital:</p> <p>(X) Abandoned, lost or otherwise discarded fishing gears (ALDFGs), including those made of plastic, constitute one of the most harmful form of marine debris, as well as plastic waste at sea. In order to reduce the long-term and significant impact of ALDFGs on marine life and ecosystems, it is essential to ensure that fishing gears, at their end of life cycle, are returned to shore for</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p>treatment in the port reception facilities established under the provisions of Directive (EU) 2019/883. This will also allow Member States to report to the Commission on waste fishing gear, including end of life fishing gear they collected each year under Directive (EU) 2019/904.</p> <p>For that purpose, the Commission should be empowered to adopt procedures ensuring that masters of Union fishing vessels notify to the competent authorities and return their end of life fishing gears to port reception facilities or other equivalent collection systems.</p> <p><b>Sequence 3</b></p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (5)(b), amending provision(2), second subparagraph				
182	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "		Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "	<i>COM proposal accepted by Council and EP</i>  Sequence 3
Article 1, first paragraph, point (11), amending provision, numbered paragraph (1a)				
223a		“ <u><i>1a. Masters of Union fishing vessels of less than 12 metres' length overall, as well as natural persons engaging in fishing without vessels, shall keep an electronic logbook in a simplified format.</i></u>  Electronic Logbook  EP AM 73, EX CA 5A		<i>Defend GA object EP proposed amendments, in particular as regards logbooks for fishing without a fishing vessel.</i>  Sequence 4 Sequence 7
Article 1, first paragraph, point (27), amending provision(1)				
423	1. Each flag Member State shall record all data related to catches and fishing effort		1. Each flag Member State <u><i>or, in the case of fisheries without a fishing vessel as referred to in</i></u>	<i>Defend GA</i>  Sequence 4

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	referred to in this Regulation, in particular data referred to in Articles 14, 21, 23, 55, 59a, 62, 66 and 68, and shall keep the originals of those data for a period of at least three years in accordance with national rules.		<u>Article 54d, each coastal Member State</u> , shall record all data related to catches and fishing effort referred to in this Regulation, in particular data referred to in Articles 14, 21, 23, <del>55, 59a</del> <u>54d</u> , 62, 66 and 68, and shall keep the originals of those data for a period of at least three years in accordance with national rules.	
Article 1, first paragraph, point (27), amending provision(2), introductory part				
424	2. Before the 15th of each month, each flag Member State shall submit electronically to the Commission or the body designated by it, the aggregated data:		2. Before the 15th of each month, each flag Member State <u>or, in the case of fisheries without a fishing vessel as referred to in Article 54d, each coastal Member State</u> shall submit <del>electronically</del> <u>by electronic means</u> to the Commission or the body designated by it, the aggregated data <u>on</u> :	<i>Defend GA</i>  <b>Sequence 4</b>
Article 1, first paragraph, point (27), amending provision(2)(c)				
426a			<u>(c) the quantities of each species, if applicable by stock or group of stocks, caught in the case of fisheries without a fishing vessel</u>	<i>Defend GA</i>  <b>Sequence 4</b>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u>as referred to in Article 54d, and the quantities of each species discarded, in live-weight equivalent, during the preceding month, including, as separate entry, those below the applicable minimum conservation reference size.</u>	
Article 1, first paragraph, point (39), introductory part				
489	(39) Article 43 is amended as follows:		(39) Article 43 is amended as follows:	Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (39)(a), introductory part				
490	(a) paragraph 1 is replaced by the following:		(a) <del>paragraph 1 is</del> <u>paragraphs 1 and 2 are</u> replaced by the following:	Sequence 6
Article 1, first paragraph, point (39)(a), amending provision(1)				
491	" 1. A multiannual plan may set a threshold applicable to the live weight of species subject to that plan, above which a fishing vessel shall be required to land its catches in a designated port or place close to the shore." "		" 1. <u>In</u> a multiannual plan <del>may set</del> a threshold <u>may be set</u> applicable to the live weight of species subject to that plan, above which a <u>Union</u> fishing vessel shall be required to land <del>its</del> catches in a designated port or place close to the shore.	<i>Flexibility to replace "place close to the shore" with "landing site" as in EMFAF and, in the section of definition, to possibly add an explicit definition as in EMFAF or refer to definition in the EMFAF Regulation.</i>  Sequence 6
Article 1, first paragraph, point (39)(a), amending provision(2)				
491a			<u>2. Where quantities exceeding the threshold referred to in paragraph 1 are retained on board, the master of a Union fishing vessel shall ensure that the landing of catches is carried out in a designated port or place close to the shore in the Union.</u>	<i>Defend GA, but flexibility to replace "place close to the shore" with "landing site" as in EMFAF.</i>  Sequence 6



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (39)(b)				
492	(b) paragraph 7 is deleted.		(b) paragraph 7 is deleted.	
Article 1, first paragraph, point (39a), introductory part				
492a		<u><a href="#">(39a) Article 44 is replaced by the following:</a></u> EP AM 142, EX CA 13	<u><a href="#">(39a) Article 44 is replaced as follows:</a></u>	COM proposal accepted by Council and EP  Sequence 6
Article 1, first paragraph, point (39a), amending provision, first paragraph				
492b		" <u><a href="#">Article 44</a></u> EP AM 142, EX CA 13	" <u><a href="#">Article 44</a></u>	COM proposal accepted by Council and EP  Sequence 6
Article 1, first paragraph, point (39a), amending provision, second paragraph				
492c		<u><a href="#">Separate stowage of demersal catches subject to multiannual plans</a></u> EP AM 142, EX CA 13	<u><a href="#">Separate stowage of demersal catches subject to multiannual plans</a></u>	COM proposal accepted by Council and EP  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (39a), amending provision(1)				
492d		<p><u>1. All catches of target demersal stocks subject to a recovery plan, specific control and inspection programs adopted pursuant to Article 95 including provisions on separate stowage, or specific control measures as defined in multiannual plans, retained on board a Union fishing vessel of 12 metres' length overall or more shall be placed in boxes, compartments or containers separately for each of such stocks in such a way that they are identifiable from other boxes, compartments or containers.</u></p> <p>EP AM 142, EX CA 13</p>	<p><u>1. Catches of demersal stocks subject to a multiannual plan which are retained on board a Union catching vessel of 12 metres' length overall or more and which are not below the minimum conservation reference size shall be placed in boxes, compartments or containers separately for each of such stocks in such a way that they are identifiable from other boxes, compartments or containers.</u></p>	<p>Defend GA</p> <p>Sequence 6</p>
Article 1, first paragraph, point (39a), amending provision(2)				
492e		<p><u>2. Masters of Union fishing vessels shall keep the catches of demersal stocks referred to in paragraph 1 according to a stowage plan describing the location of the different species in the holds.</u></p>	<p><u>2. Masters of Union catching vessels shall keep the catches referred to in paragraph 1 according to a stowage plan that describes the location of the different species in the holds.</u></p>	<p>Defend GA</p> <p>Sequence 6</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 142, EX CA 13		
Article 1, first paragraph, point (39a), amending provision(3)				
492f		<p><u>3. It shall be prohibited to retain on board a Union fishing vessel in any box, compartment or container any quantity of catches of demersal stocks referred to in paragraph 1 mixed with any other fisheries product.</u></p> <p>EP AM 142, EX CA 13</p>	<p><u>3. It shall be prohibited to retain on board a Union catching vessel in any box, compartment or container any quantity of catches referred to in paragraph 1 mixed with any other fishery products.</u></p>	<p>Defend GA</p> <p>Sequence 6</p>
Article 1, first paragraph, point (39a), amending provision(4)				
492g			<p><u>4. The Commission is empowered to adopt delegated acts in accordance with Article 119a concerning the exemption of certain demersal stocks from the obligation set out in this Article.</u></p>	<p>Defend GA</p> <p>Sequence 6</p>
Article 1, first paragraph, point (42a)				
499a			<p><u>(42a) In Article 49, paragraph 1, 'fishing vessel' is replaced by</u></p>	<p>Defend GA</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u>'catching vessel'</u>	Sequence 6
New row 499aa				<p><i>Support to following text:</i></p> <p>(x) In Article 49, paragraph 2 is replaced by the following:</p> <p>“2. Without prejudice to Article 44, the Commission may, by means of implementing acts, lay down detailed rules on the keeping on board of a stowage plan, by species, of processed products, indicating where they are located in the hold.</p> <p>Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).”</p> <p>Sequence 6</p>
Article 1, first paragraph, point (42b)				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
499b			<u>(42b) In Article 49a, paragraphs 1 and 2(b), 'fishing vessel' is replaced by 'catching vessel'.</u>	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (43a), introductory part				
508b			<u>(43a) the following Chapter is inserted after Article 54:</u>	<i>Defend GA</i> Sequence 4
Article 1, first paragraph, point (43a), amending provision, first paragraph				
508c			" <u>CHAPTER IVa</u>	<i>Defend GA</i> Sequence 4
Article 1, first paragraph, point (43a), amending provision, second paragraph				
508d			<u>Control of fisheries without a fishing vessel</u>	<i>Defend GA</i> Sequence 4

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (43a), amending provision, third paragraph				
508e			<a href="#">Article 54d</a>	<i>Defend GA</i>  <a href="#">Sequence 4</a>
Article 1, first paragraph, point (43a), amending provision, fourth paragraph				
508f			<a href="#">Fisheries without a fishing vessel<sup>1</sup></a>  <a href="#">1. A recital will explain the scope of the new Article on "fishing without a vessel", in particular, its geographical scope and that it only relates to commercial fisheries. It should be stressed that the Article only covers the exploitation of 'marine biological resources', a term defined under Article 4(1)(2) of Regulation (EU) No 1380/2013.</a>	<i>Defend GA as regards terminology "fisheries without a fishing vessel", but, linked to this row, Presidency asks for flexibility concerning the introduction of an explicit definition (see row 153g)</i>  <a href="#">Sequence 4</a>
Article 1, first paragraph, point (43a), amending provision(1)				
508g			<a href="#">1. Member States shall ensure that fisheries without a fishing vessel exploiting marine biological resources on their territory and in Union waters<sup>1</sup> are conducted in a manner compatible with the objectives and rules of the common</a>	<i>Defend GA</i>  <a href="#">Sequence 4</a>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u>fisheries policy.</u>  <u>1. A recital will mention examples of fisheries without a vessel, such as on shore fisheries and ice-fishing activities.</u>	
Article 1, first paragraph, point (43a), amending provision(2)				
508h			<u>2. For the purpose referred to in paragraph 1, Member States shall:</u>	<i>Defend GA</i>  Sequence 4
Article 1, first paragraph, point (43a), amending provision(2)(a)				
508i			<u>(a) put in place a licensing or other alternative system for natural and legal persons conducting such activities; and</u>	<i>Presidency asks for flexibility to use the term "registration system" instead of "other alternative system".</i>  Sequence 4
Article 1, first paragraph, point (43a), amending provision(2)(b)				
508j			<u>(b) ensure that the quantities of species, stocks or group of stocks caught are recorded and submitted by electronic means to the competent authorities.</u>	<i>Defend GA</i>  Sequence 4

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (43a), amending provision(3)				
508k			<u>3. This Article shall apply from ... [24 months after the date of application of this Regulation].</u>	<i>Defend GA</i> Sequence 4
Article 1, first paragraph, point (43a), amending provision(4)				
508l			<u>4. The Commission may, by means of implementing acts, lay down detailed rules on the format, content and submission of the record of the quantities caught as referred to in point (b) of paragraph 2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).</u>	<i>Flexibility to set out details on the content of the "record" in the Control Regulation itself.</i> Sequence 4
Article 1, first paragraph, point (43a), amending provision(5)				
508m			<u>5. This Article shall not apply to recreational fisheries.</u> "	<i>Defend GA</i> Sequence 4



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (44a), introductory part				
527a		<p><u>(44a) In Title IV, the following chapter is added:</u></p> <p>EP AM 161, EX 675 (EPP)</p>		<p><i>Defend GA</i></p> <p>Sequence 4</p>
Article 1, first paragraph, point (44a), amending provision, Chapter Va				
527b		<p>"</p> <p><u>CHAPTER Va</u></p> <p><u>Control of fishing without vessels</u></p> <p>EP AM 161, EX 675 (EPP)</p>		<p><i>Defend GA, oppose EP amendment</i></p> <p>Sequence 4</p>
Article 1, first paragraph, point (44a), amending provision, Article 55a				
527c		<p><u>Article 55a</u></p> <p><u>Fishing without vessels</u></p> <p>EP AM 161, EX 675 (EPP)</p>		<p><i>Defend GA, oppose EP amendment</i></p> <p>Sequence 4</p>
Article 1, first paragraph, point (44a), amending provision, Article 55a(1)				
527d		<p><u>1. Member States shall ensure that fishing without vessels on their territory is conducted in a manner compatible with the objectives and rules of the</u></p>		<p><i>Defend GA</i></p> <p>Sequence 4</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<u><a href="#">common fisheries policy.</a></u> EP AM 161, EX 675 (EPP)		
Article 1, first paragraph, point (44a), amending provision, Article 55a(2)				
527e		<u><a href="#">2. To that end, Member States shall put in place a registration or licensing system monitoring the number of natural and legal persons engaged in fishing without vessels.</a></u> EP AM 161, EX 675 (EPP)	"	<i>Presidency asks for flexibility to use the term "registration system" instead of "other alternative system". See also row 508i.</i>  Sequence 4
Article 1, first paragraph, point (46), amending provision(5)(b)				
565	(b) the unique fishing trip identification number(s) referred to in Article 14(2)(a) of all fishery products included in the lot, or the name and registration number of the aquaculture production unit;		(b) <u><a href="#">in the case of products not imported into the Union,</a></u> the unique fishing trip identification number(s) <u><a href="#">or the unique identifier(s) in the system</a></u> referred to in <u><a href="#">point (a) of Article <del>14(2)(a)</del> of 54d(2) for</a></u> all fishery products included in the lot, or the name and, <u><a href="#">where available, the</a></u> registration number of the aquaculture production unit;	<i>Defend GA</i>  Sequence 4

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (54), amending provision(2), introductory part				
663b			<u>2. By way of derogation from paragraph 1, in the case of fisheries referred to in Article 54d, the sales note shall contain the following data:</u>	Defend GA Sequence 4 Sequence 8
Article 1, first paragraph, point (54), amending provision(2)(a)				
663c			<u>(a) the unique identifier in the system referred to in point (a) of Article 54d(2);</u>	Defend GA Sequence 4 Sequence 8
Article 1, first paragraph, point (54), amending provision(2)(b)				
663d			<u>(b) the information referred to in points (c), (d), (e), (f), (g), (i), (j), (l) and (m) of paragraph 1 of this Article.</u>	Defend GA Sequence 4 Sequence 8
Article 1, first paragraph, point (54), amending provision(5)				
681b			<u>5. By way of derogation from paragraph 3, in the case of fisheries referred to in Article 54d, the take-over declaration shall contain at least the following information:</u>	Defend GA Sequence 4 Sequence 8

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (54), amending provision(5)(a)				
681c			<u>(a) the unique identifier in the system referred to in point (a) of Article 54d(2);</u>	Defend GA Sequence 4 Sequence 8
Article 1, first paragraph, point (54), amending provision(5)(b)				
681d			<u>(b) the information referred to in points (d), (e), (h), (i) and (j) of paragraph 1 of this Article.</u>	Defend GA Sequence 4 Sequence 8
Article 1, first paragraph, point (54), amending provision(5a)				
681e			<u>5a. In the case of fisheries referred to in Article 54d, this Article shall apply from 124 months after the date of application of this Regulation.</u>	Defend GA Sequence 4 Sequence 8
Article 1, first paragraph, point (56), amending provision, numbered paragraph (4b), introductory part				
698b			<u>4b. By way of derogation from paragraph 4, in the case of fisheries referred to in Article 54d, the transport document shall</u>	Defend GA Sequence 8 Sequence 4

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u>contain at least the following information:</u>	
Article 1, first paragraph, point (56), amending provision, numbered paragraph (4b)(a)				
698c			<u>(a) the unique identifier in the system referred to in point (a) of Article 54d(2);</u>	<i>Defend GA</i> Sequence 8 Sequence 4
Article 1, first paragraph, point (56), amending provision, numbered paragraph (4b)(b)				
698d			<u>(b) the information referred to in points (a), (c), (d), (g), (h) and (i) of paragraph 1 of this Article.</u>	<i>Defend GA</i> Sequence 8 Sequence 4
Article 1, first paragraph, point (56), amending provision(7a)				
700c			<u>7a. In the case of fisheries referred to in Article 54d, this Article shall apply from ... [24 months after the date of application of this Regulation].</u>	<i>Defend GA</i> Sequence 8 Sequence 4

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (57a)				
701a		<p><u>(57a) in Article 71(1), point (a) is replaced by the following:</u>  <u>"(a) sightings of fishing vessels by inspection vessels, surveillance aircrafts or other surveillance means;"</u></p> <p>EP AM 208, EX AM 804</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (57b)				
701b		<p><u>(57b) in Article 71, paragraph 3 is replaced by the following:</u>  <u>"3. If the sighting or detection refers to a fishing vessel of another Member State or a third country and the information does not correspond to any other information that is available to the coastal Member State and if that coastal Member State is not in a position to undertake further action, it shall record its findings in a surveillance report, the format of which shall be uniform throughout the Union, and shall transmit that report without delay, by electronic means, to the flag Member State or to the third</u></p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<p><u>country concerned. In case of a third country vessel, the surveillance report shall also be sent to the Commission or the body designated by it.</u></p> <p>EP AM 209, EX AM 805 (Greens/EFA)</p>		
Article 1, first paragraph, point (58), introductory part				
702	(58) in Article 71, paragraph 5 is replaced by the following:		(58) in Article 71, paragraph 5 is replaced by the following:	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (58), amending provision(5)				
703	<p>"</p> <p>5. The Commission may, by means of implementing acts, lay down rules on the format of the surveillance report. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).</p> <p>"</p>		<p>"</p> <p>5. The Commission may, by means of implementing acts, lay down rules on the format of the surveillance report. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).</p> <p>"</p>	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (59), introductory part				
704	(59) Article 73 is amended as follows:		(59) Article 73 is amended as follows:	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (59)(a), introductory part				
705	(a) paragraph 1 and 2 are replaced by the following:		(a) paragraph 1 and 2 are replaced by the following:	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (59)(a), amending provision(1)				
706	" 1. Where a Union control observer scheme has been established in accordance with the Treaty, control observers on board fishing vessels designated by Member States shall monitor the fishing vessel's compliance with the rules of the common fisheries policy. They shall fulfill all the tasks of the observer scheme and in particular record the vessel's fishing activities and examine relevant documents.	" 1. Where a Union control observer scheme has been established in accordance with the Treaty, control observers on board fishing vessels designated by Member States shall monitor the fishing vessel's compliance with the rules of the common fisheries policy, <u>with the rules applicable in the waters of the third country or in the high seas where the vessel is operating, including obligations related to technical measures and the protection of the marine environment</u> . They	" 1. Where a Union control observer scheme has been established in accordance with the Treaty, control observers on board fishing vessels designated by Member States shall monitor <del>the fishing vessel's</del> compliance with the rules of the common fisheries policy <u>relating to the fishing vessel</u> . They shall fulfill all the tasks of the observer scheme and in particular record the vessel's fishing activities and examine relevant documents.	<i>Defend GA</i> Sequence 6



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		shall fulfill all the tasks of the observer scheme and in particular record the vessel's fishing activities and examine relevant documents.  EP AM 210, EX AMs 807 (S&D) and 808 (The Left)		
Article 1, first paragraph, point (59)(a), amending provision(2), introductory part				
707	2. Control observers shall		2. Control observers shall	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(a), amending provision(2)(a)				
708	(a) be certified and trained for their tasks by Member State;	(a) be certified and trained, <u>in compliance with the rules of the common fisheries policy and the technical measures for the conservation of fishery resources and the protection of marine ecosystems, to carry out</u> <del>for</del> their tasks by <u>the</u> Member <del>State</del> <u>States</u> ;  EP AM 211, EX AM 809 (Renew)	(a) be <del>certified</del> <u>qualified</u> and trained for their tasks by Member <del>State</del> <u>States</u> ;	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(a), amending provision(2)(aa)				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
708a		<p><u>(aa) receive regular training which enables them to adapt to changes in Union rules;</u></p> <p>EP AM 212, EX AM 810 (The Left)</p>	"	<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (59)(a), amending provision(2)(b)				
709	(b) be independent of the owner, licence holder, the master of the fishing vessel and any crew member;		(b) be independent of the owner, licence holder, the master of the fishing vessel and any crew member;	<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (59)(a), amending provision(2)(c)				
710	(c) have no economic link with the operator;		(c) have no economic link with the operator;	<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (59)(a), amending provision(2)(d)				
711	(d) accomplish their tasks in a non-discriminatory manner;		(d) accomplish their tasks in a non-discriminatory manner;	<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (59)(a), amending provision(2)(e)				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
712	(e) be equipped with a two way communication device independent from the vessel at sea. "		(e) be equipped with a two way communication device independent from the vessel at sea. "	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(b), introductory part				
713	(b) paragraph 4 is replaced by the following:		(b) paragraph 4 is replaced by the following:	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(b), amending provision(4)				
714	" 4. In the event control observers notice a serious infringement, including the act of obstructing or otherwise preventing the performance by control observers of their their duties, they shall inform without delay the competent authorities of the flag Member State. "	Infringements	" 4. In the event control observers notice a serious infringement, <i>including the act of obstructing or otherwise preventing the performance by control observers of their their duties,</i> they shall inform without delay the competent authorities of the flag Member State. "	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(ba)				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
714a		<p><u><i>(ba) paragraph 5 is replaced by the following:</i></u>  <u><i>"5. Control observers shall draw up an observer report electronically and forward it without delay, using if deemed necessary electronic means of transmission on board the fishing vessel, to their competent authorities and to the competent authorities of the flag Member State. Member States shall insert the report in the database referred to in Article 78."</i></u></p> <p>EP AM 213, EX AM 811 (Greens/EFA)</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (59)(bb)				
714b		<p><u><i>(bb) paragraph 6 is replaced by the following:</i></u>  <u><i>"6. In the event that the observer report indicates that the vessel observed has engaged in fishing activities contrary to the rules of the common fisheries policy, the rules applicable in the waters of the third country or in the high seas where the vessel is</i></u></p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<p><u><i>operating, the competent authorities referred to in paragraph 4 shall take all appropriate action to investigate the matter. "</i></u></p> <p>EP AM 214, EX AM 812 (S&amp;D)</p>		

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (59)(bc)				
714c		<p><u><i>(bc) paragraph 7 is replaced by the following:</i></u>  <u><i>"7. Masters of Union fishing vessels shall provide adequate accommodation for assigned control observers, facilitate their work and avoid interference with the discharge of their duties. Masters of Union fishing vessels shall also provide control observers with access to relevant parts of the vessel, including the catch, and to the vessel's documents including electronic files."</i></u></p> <p>EP AM 215, EX ENVI 75</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (59)(bd)				
714d		<p><u><i>(bd) paragraph 8 is replaced by the following:</i></u>  <u><i>"8. All costs arising from the operation of control observers under this Article shall be borne by the flag Member States."</i></u></p> <p>EP AM 216, EX AM 813 (Greens/EFA)</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (59)(c), introductory part				
715	(c) paragraph 9 is replaced by the following:		(c) paragraph 9 is replaced by the following:	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9), introductory part				
716	" 9. The Commission is empowered to adopt delegated acts in accordance with Article 119a concerning:		" 9. The Commission <del>is empowered to adopt delegated acts in accordance with Article 119a concerning</del> <u>may, by means of implementing acts, lay down detailed rules on:</u>	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9)(a)				
717	(a) the identification of vessels for the application of a control observer scheme;		(a) the identification of vessels for the application of a control observer scheme;	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9)(b)				
718	(b) format and content of observers reports;	" (b) format <u>– which shall be the same throughout the Union –</u> and content of observers reports;	(b) format and content of <u>control</u> observers reports;	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 217, EX AM 816 (Greens/EFA)		
Article 1, first paragraph, point (59)(c), amending provision(9)(c)				
719	(c) the communication system for control observers;		(c) the communication system for control observers;	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9)(d)				
720	(d) rules pertaining to the security of control observers on vessels;		(d) rules pertaining to the security of control observers on vessels;	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9)(e)				
721	(e) measures to ensure independence of control observers including modalities of their remuneration;		(e) measures to ensure independence of control observers including modalities of their remuneration;	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9)(f)				
722	(f) the duties of control observers including in the event of a suspicion of serious infringement.		(f) the duties of control observers including in the event of a suspicion of serious infringement;	<i>Defend GA</i>  Sequence 6



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	"			
Article 1, first paragraph, point (59)(c), amending provision(9)(g)				
722a			<u>(g) minimum standards relating to the qualification and training of control observers.</u>	Defend GA Sequence 6
Article 1, first paragraph, point (59)(c), amending provision(9)(fa)				
722b		<u>(fa) minimum Union training requirements for Union control observers.</u> " EP AM 218, EX ENVI 76		Defend GA Sequence 6
Article 1, first paragraph, point (59)(c), amending provision, second paragraph				
722c			<u>Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).</u> "	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision, third paragraph				
726				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	Article 74		Article 74	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision, fourth paragraph				
727	Conduct of inspections		Conduct of inspections	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(1)				
728	1. Member States shall set up and keep up to date a list of officials responsible for carrying out inspections.		1. Member States shall set up and keep up to date a list of officials responsible for carrying out inspections.	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(2)				
729	2. Officials shall carry out their duties in accordance with Union law. They shall prepare and conduct inspections in a non-discriminatory manner at sea, in ports, during transport, on processing premises and along the supply chain of the fisheries products.	" 2. Officials shall carry out their duties in accordance with Union law. They shall prepare and conduct inspections in a non-discriminatory manner at sea, <u>along the shoreline</u> , in ports, during transport, on processing premises and along the supply chain of the fisheries products.	2. Officials shall carry out their duties in accordance with Union law. They shall prepare and conduct inspections in a non-discriminatory manner at sea, in ports, during transport, on processing premises and along the supply chain of the fisheries products.	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 219, EX AM 817 (S&D)		

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(3), introductory part				
730	3. Officials shall verify compliance of the activities carried out by the operators and the masters with the rules of the common fisheries policy, and in particular:		3. Officials shall verify compliance of the activities carried out by the operators and the masters with the rules of the common fisheries policy, and in particular:	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(a)				
731	(a) the legality of the fisheries products kept on board, stored, transported, transhipped, transferred, landed, processed or marketed and the accuracy of the documentation or electronic transmissions relating to them;		(a) the legality of the fisheries products kept on board, stored, transported, transhipped, transferred, landed, processed or marketed and the accuracy of the documentation or electronic transmissions relating to them;	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(b)				
732	(b) the legality of fishing gears used for the targeted species and for the catches kept on board and the equipment used for the retrieval of the fishing gears as referred to in Article 48;	(b) the legality of fishing gears used for the targeted <u>and by-catch</u> species <del>and</del> for the catches kept on board and the equipment used for the retrieval of the fishing gears as referred to in Article 48;  EP AM 220, EX AMs 820	(b) the legality of fishing <del>gears</del> <u>gear</u> used for the targeted species and for the catches kept on board, and the <del>equipment used</del> <u>compliance with other technical measures</u> for the <del>retrieval of the fishing gears as referred to in Article</del>	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		(Greens/EFA) and ENVI 79	<del>48</del> <u>conservation of fishery resources and the protection of marine ecosystems;</u>	
Article 1, first paragraph, point (60), amending provision(3)(b1)				
732a			<u>(b1) the presence on board of equipment for the retrieval of the fishing gear as referred to in Article 48;</u>	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(c)				
733	(c) if appropriate, the stowage plan and the separate stowage of species;		(c) if <del>appropriate</del> <u>applicable</u> , the stowage plan and the separate stowage of species;	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(d)				
734	(d) the markings of the vessels and gears;	(d) the markings <u>and identification</u> of the vessels and gears;  EP AM 221, EX AM 821 (S&D)	(d) the markings of the vessels and <del>gears</del> <u>gear</u> ;	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(e)				
735	(e) the information on the		(e) the information on the engine	Defend GA

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	engine referred to in Article 40;		referred to in Article 40;	Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(f)				
736	(f) the use of CCTVs and other electronic monitoring devices;	(f) the use of CCTVs, <u>where applicable</u> , and other electronic monitoring devices <u>such as Full Documentation of Fisheries when it is admitted</u> ;  CCTV -EMS  EP AM 222, EX AM 825 (EPP)	(f) <u>if applicable</u> , the use <del>of CCTVs and other electronic monitoring devices</del> <u>and functioning of REM systems</u> ;	Defend GA  Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(g)				
737	(g) compliance with technical measures for the conservation of fishery resources and the protection of marine ecosystems.	(g) compliance with <u>the applicable</u> technical measures for the conservation of fishery resources and the protection of marine ecosystems.  EP AM 223, EX AMs 831 (EPP) and 832 (Renew)	<del>(g) compliance with technical measures for the conservation of fishery resources and the protection of marine ecosystems.</del>	Defend GA  Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(h)				
737a			<u>(h) if applicable, the obligation to have on board control</u>	Defend GA

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u>observers.</u>	Sequence 6
Article 1, first paragraph, point (60), amending provision(4)				
738	4. Officials shall be able to examine all relevant areas, decks and rooms. They shall also be able to examine catches, processed or not, nets or other gear, equipment, containers and packages containing fish or fisheries products and any relevant documents or electronic transmissions which they deem necessary to verify compliance with the rules of the common fisheries policy. They shall also be able to question persons deemed to have information on the matter that is the subject of the inspection.	4. Officials shall be able to examine all relevant areas, decks and rooms. They shall also be able to examine catches, processed or not, <del>nets or other gear</del> <u>fishing gear used and on board</u> , equipment, containers and packages containing fish or fisheries products and any relevant documents or electronic transmissions which they deem necessary to verify compliance with the rules of the common fisheries policy. They shall also be able to question persons deemed to have information on the matter that is the subject of the inspection.  EP AM 224, EX AM 833 (S&D)	4. Officials <del>shall be able to</del> <u>may</u> examine all relevant areas, decks and rooms. They <del>shall also be able to</del> <u>may also</u> examine catches, processed or not, nets or other gear, equipment, containers and packages containing fish or fisheries products and any relevant documents or electronic transmissions which they deem necessary to verify compliance with the rules of the common fisheries policy. They <del>shall also be able to</del> <u>may</u> question persons deemed to have information on the matter that is the subject of the inspection.	Defend GA  Sequence 6
Article 1, first paragraph, point (60), amending provision, numbered paragraph (4a)				
738a		<u>4a. Inspectors shall receive the training necessary to perform the</u>		Defend GA

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<p><u>tasks assigned to them and shall be equipped with the tools necessary to conduct the inspections.</u></p> <p>EP AM 225, EX AM 835 (S&amp;D)</p>		Sequence 6
Article 1, first paragraph, point (60), amending provision(5)				
739	5. Officials shall conduct inspections in such manner as to cause the least disturbance or inconvenience to the vessel or transport vehicle and its activities, and to the storing, processing and marketing of the catch. They shall, as far as possible, prevent any degradation of the catch during the inspection.	5. Officials shall conduct inspections in such manner as to cause the least disturbance or inconvenience to the vessel or transport vehicle and its activities, and to the storing, processing and marketing of the catch. <del>They shall,</del> <u>as far as possible, in order to</u> prevent any degradation of the catch during the inspection.  EP AM 226, EX AM 836 (S&D)	5. Officials shall conduct inspections in such manner as to cause the least disturbance or inconvenience to the vessel or transport vehicle and its activities, and to the storing, processing and marketing of the catch. They shall, as far as possible, prevent any degradation of the catch during the inspection.	Defend GA  Sequence 6
Article 1, first paragraph, point (60), amending provision, numbered paragraph (5a)				
739a			<u>5a. Member States shall have procedures in place to ensure that any complaint regarding the conduct of inspections is properly investigated.</u>	Defend GA  Sequence 6



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision, numbered paragraph (5b)				
739b			<u>5b. Coastal Member States may, subject to appropriate arrangements with the flag Member State of a fishing vessel, invite officials of the competent authorities of that Member State to participate in inspections of fishing vessels of that Member State, whilst those vessels are operating in waters of the coastal Member State or landing in its ports.</u>	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision, numbered paragraph (5c)				
739c			<u>5c. Member States shall adopt a risk-based approach for the selection of targets for inspection, using all available information.</u>	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(6), introductory part				
740	6. The Commission is empowered to adopt delegated acts in accordance with Article 119a in order to set specific		6. The Commission <del>is empowered to adopt delegated acts in accordance with Article 119a in order to set</del> <u>may, by means of</u>	Defend GA Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	rules on the conduct of the inspections. Those rules may concern:		<u>implementing acts, lay down</u> specific rules on the conduct of the inspections. Those rules may concern:	
Article 1, first paragraph, point (60), amending provision(6)(a)				
741	(a) the authorisation and qualification of the officials responsible to conduct inspection at sea or on land;		(a) the authorisation and <u>minimum standards for the</u> qualification of the officials responsible to conduct <del>inspection</del> <u>inspections</u> at sea or on land;	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(6)(b)				
742	(b) the adoption by Member States of a risk-based approach for the selection of inspection targets;	(b) the adoption by Member States of a risk-based approach for the selection of inspection targets <u>and minimum frequency of inspections</u> ;  EP AM 227, EX ENVI 82	<del>(b) the adoption by Member States of a risk-based approach for the selection of inspection targets;</del>	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(6)(c)				
743	(c) the coordination of control inspection and enforcement activities among Member		(c) the coordination of control, inspection and enforcement activities among Member States;	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	States;			
Article 1, first paragraph, point (60), amending provision(6)(d)				
744	(d) duties of officials during the preparation of the inspection;		(d) <del>the</del> duties of officials during the preparation of <del>the inspection</del> <u>inspections</u> ;	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(6)(e)				
745	(e) the duties of officials authorised to conduct inspections;		(e) the duties of officials <del>authorised to conduct</del> <u>when conducting</u> inspections;	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(6)(f)				
746	(f) the obligations of Member States, Commission and European Fisheries Control Agency on relation to the conduct of inspections;		<del>(f) the obligations of Member States, Commission and European Fisheries Control Agency on relation to the conduct of inspections;</del>	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(6)(g)				
747	(g) inspections at sea and in ports, transport inspections, and market inspection.	(g) inspections at sea, <u>along the shoreline</u> and in ports, transport inspections, and market inspection.	(g) <u>the conduct of</u> inspections at sea and in ports, transport inspections, and market <del>inspection</del> <u>inspections</u> .	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 228, EX AM 840 (S&D)		
Article 1, first paragraph, point (60), amending provision, fifth paragraph				
747a			<u>Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).</u>	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision, eleventh paragraph				
748	Article 75		Article 75	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision, twelfth paragraph				
749	Duties of the operator and the master		Duties of the operator and the master	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(1)				
750	1. The operator and the master shall cooperate with officials in the performance of their duties. They shall facilitate the	1. The operator and the master shall cooperate with officials in the performance of their duties. They shall facilitate the safe	1. The operator and the master shall cooperate with <u>and follow instructions of</u> officials in the performance of their duties	Defend GA Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	safe access to the vessel, transport vehicle or room where the fisheries products are stored, processed or marketed. They shall ensure the safety of the officials and shall not obstruct, intimidate or interfere with the officials in the performance of their duties.	access to the vessel, <u>vessel holds, transport vehicle, containers or storage rooms</u> <del>or room</del> where the fisheries products are stored, processed or marketed, <u>or facilities where fishing gears are stored or repaired</u> . They shall ensure the safety of the officials and shall not obstruct, intimidate or interfere with the officials in the performance of their duties.  EP AM 229, EX AM 841 (S&D)	<u>relating to inspections</u> . They shall facilitate the safe access to the vessel, transport vehicle or room where the fisheries products are stored, processed or marketed. They shall ensure the safety of the officials and shall not obstruct, intimidate or interfere with the officials in the performance of their duties.	
Article 1, first paragraph, point (60), amending provision(2)				
751	2. The Commission is empowered to adopt delegated acts in accordance with Article 119a on the duties operators and masters during inspections.		2. The Commission is empowered to adopt delegated acts in accordance with Article 119a on the duties <u>of</u> operators and masters <del>during</del> <u>relating to</u> inspections.	<i>Defend GA</i> <u>Sequence 6</u>
Article 1, first paragraph, point (60), amending provision, fifteenth paragraph				
752	Article 76		Article 76	<i>Defend GA</i> <u>Sequence 6</u>
Article 1, first paragraph, point (60), amending provision, sixteenth paragraph				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
753	Inspection report		Inspection report	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(1), first subparagraph				
754	1. Officials shall draw up an inspection report after each inspection and shall forward it to their competent authorities. Data contained in this report shall be recorded and transmitted by electronic means. In the case of the inspection of a fishing vessel flying the flag of another Member State, a copy of the inspection report shall be sent by electronic means and without delay to the flag Member State.	1. Officials shall draw up an inspection report after each inspection, <u>based on an electronic form which contains the same information for all Member States</u> , and shall forward it to their competent authorities, <u>the European Fisheries Control Agency, and the operator or the master. Member States may include information additional to that contained in the common electronic form</u> . Data contained in this report shall be recorded and transmitted by electronic means. In the case of the inspection of a fishing vessel flying the flag of another Member State, a copy of the inspection report shall be sent by electronic means and without delay to the flag Member State.  EFCA	1. Officials shall draw up an inspection report after each inspection and shall forward it to their competent authorities. Data contained in this report shall be recorded and transmitted by electronic means. In the case of the inspection of a fishing vessel flying the flag of another Member State, a copy of the inspection report shall be sent by electronic means and without delay to the flag Member State.	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 230, EX AM 74 (Rapporteur)		

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(1), second subparagraph				
755	In the case of the inspection of a fishing vessel flying the flag of a third country, a copy of the inspection report shall be sent by electronic means and without delay to the competent authorities of the third country concerned and to the Commission in the case of detected serious infringements.	In the case of the inspection of a fishing vessel flying the flag of a third country, a copy of the inspection report shall be sent by electronic means and without delay to the competent authorities of the third country concerned, <u>to the European Fisheries Control Agency, the operator and to the master</u> and to the Commission in the case of detected serious infringements.  Infringements EFCA  EP AM 231, EX AM 848 (Renew)	In the case of the inspection of a fishing vessel flying the flag of a third country, a copy of the inspection report shall be sent by electronic means and without delay to the competent authorities of the third country concerned and to the Commission in the case of detected <sup>L</sup> serious infringements.  <u>1. A recital will explain that the term 'detected' was introduced in various Articles of the regulation to ensure the uniform use of one term for the same activity or situation. It will clarify that a detected infringement is different from a confirmed infringement, as the latter requires a decision by a competent authority.</u>	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(1), third subparagraph				
756	In case of an inspection carried out in the waters or ports under the jurisdiction of another Member State than the inspecting Member State or of a third country in accordance	In case of an inspection carried out in the waters or ports under the jurisdiction of another Member State than the inspecting Member State or of a third country in accordance with	In case of an inspection carried out in the waters or ports under the jurisdiction of <del>another</del> <u>the</u> Member State <u>other</u> than the inspecting Member State, <u>in accordance with this Regulation.</u>	<i>Defend GA</i>  Sequence 6



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	with international agreements, a copy of the inspection report shall be sent by electronic means and without delay to that Member State or that third country.	international agreements, a copy of the inspection report shall be sent by electronic means and without delay to that Member State or that third country <u>and to the European Fisheries Control Agency, the operator and to the master.</u>  EFCA EP AM 232, EX AM 850 (Renew)	<u>or in the waters or ports</u> <del>or</del> of a third country in accordance with international agreements, a copy of the inspection report shall be sent by electronic means and without delay to that Member State or that third country.	
Article 1, first paragraph, point (60), amending provision(2)				
757	2. Officials shall communicate their findings from the inspection to the operator or to the master, who shall have the possibility to comment on the inspection and its findings. The operator's or master's comments shall be reflected in the inspection report. Officials shall indicate in the fishing logbook that an inspection has been made.		2. Officials shall communicate their findings from the inspection to the operator or to the master, who shall have the possibility to comment on the inspection and its findings. <del>The operator's or master's</del> <u>Those</u> comments shall be reflected in the inspection report. Officials shall indicate in the fishing logbook that an inspection has been made.	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(3)				
758	3. A copy of the inspection report shall be sent as soon as possible to the operator or to the master, and in any case no later than 15 working days after the completion of the inspection.	3. A copy of the inspection report shall be sent, <u>preferably by electronic means</u> , as soon as possible to the operator or to the master, and in any case no later than 15 working days after the completion of the inspection.  EP AM 233, EX AM 852 (S&D)	3. A copy of the inspection report shall be sent as soon as possible to the operator or to the master, and in any case no later than 15 working days after the completion of the inspection.	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(4)				
759	4. The Commission may, by means of implementing acts, lay down common rules on the minimum format and content of inspection reports, on the completion of inspection reports and on the transmission of inspection reports. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).		4. The Commission may, by means of implementing acts, lay down common rules on the minimum format and content of inspection reports, on the completion of inspection reports and on the transmission of inspection reports. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision, twenty-first paragraph				
760	Article 77		Article 77	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision, twenty-second paragraph				
761	Admissibility of inspection and surveillance reports		Admissibility of inspection and surveillance reports	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision, twenty-third paragraph				
762	Inspection and surveillance reports drawn up by Union inspectors or officials of another Member State or Commission officials or competent authorities from a third country shall constitute admissible evidence in administrative or judicial proceedings of any Member State. For establishing facts, they shall be treated as equivalent to inspection and		Inspection and surveillance reports drawn up by Union inspectors or officials of another Member State or Commission officials or competent authorities from a third country shall constitute admissible evidence in administrative or judicial proceedings of any Member State. For establishing facts, <del>they</del> <i>inspection and surveillance reports drawn up by Union inspectors or officials of another Member State or</i>	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	surveillance reports of the Member States.		<u>Commission officials</u> shall be treated as equivalent to inspection and surveillance reports of the Member States.	
Article 1, first paragraph, point (60), amending provision, twenty-fourth paragraph				
763	Article 78		Article 78	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision, twenty-fifth paragraph				
764	Electronic database		Electronic database	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(1)				
765	1. Member States shall set up and keep up to date an electronic database where they upload all inspection reports and surveillance reports concerning the fishing vessels flying their flag drawn up by their officials or other Member	1. Member States shall set up and keep up to date <del>an</del> electronic database <u>which shall be publicly accessible with respect to non-confidential and non-sensitive information</u> where they upload all inspection reports and surveillance reports concerning	1. <u>Each</u> Member <del>States</del> <u>State</u> shall set up and keep <del>up to date</del> <u>up-to-date</u> an electronic database where <del>they upload</del> <u>it uploads</u> all inspection reports and surveillance reports concerning <del>the operators</del> <u>established in its territory and</u> fishing vessels flying <del>their</del> <u>its</u> flag	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	States officials or third country officials, as well as other inspections reports and surveillance report drawn up by their officials.	the fishing vessels flying their flag drawn up by their officials or other Member States officials or third country officials, as well as other inspections reports and surveillance report drawn up by their officials. <u><a href="#">The European Fisheries Control Agency shall centralise the Member States' databases.</a></u>  EFCA  EP AM 234, EX AMs 77 (Rapporteur) and ENVI 83	drawn up by <del>their officials or other Member States officials or third country</del> <u>its</u> officials, as well as other inspections reports and surveillance <del>report</del> <u>reports</u> drawn up by <del>their</del> <u>its</u> officials.	
Article 1, first paragraph, point (60), amending provision(2)				
766	2. The Commission may, by means of implementing acts, lay down detailed rules concerning the operation of the electronic database. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).		2. The Commission may, by means of implementing acts, lay down detailed rules concerning the operation of the electronic database. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision, twenty-eighth paragraph				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
767	Article 79		Article 79	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision, twenty-ninth paragraph				
768	Union inspectors		Union inspectors	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(1)				
769	1. Member States and Commission shall notify a list of officials to the European Fisheries Control Agency (here after called 'the Agency') to be included in the list of Union inspectors. The Agency shall keep and update the list of Union inspectors including Member States, Commission and officials of the Agency. The Agency shall make such list available to the Commission and Member States.		1. Member States and Commission shall notify a list of officials to the European Fisheries Control Agency (here after called 'the Agency') to be included in the list of Union inspectors. The Agency shall keep and update the list of Union inspectors including Member States, Commission and officials of the Agency. The Agency shall make such list available to the Commission and Member States.	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(2)				
770	2. Without prejudice to the primary responsibility of the coastal Member States, Union inspectors may carry out inspections in accordance with this Regulation on the territory of Member States and in Union waters, and on Union fishing vessels outside Union waters.		2. Without prejudice to the primary responsibility of the coastal Member States, Union inspectors may carry out inspections in accordance with this Regulation <del>on the territory of Member States and</del> in Union waters, and on Union fishing vessels outside Union waters.	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision, numbered paragraph (2a)				
770a		<u><i>2a. Union inspectors shall report to the authorities of the Member State or to the Commission any non-compliant fishing activity by fishing vessels flying the flag of a third country in international waters subject to requirements and/or recommendations issued by a regional international body.</i></u>  EP AM 235, EX AM 859 (S&D)		<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (60), amending provision(3), introductory part				
771				<i>Defend GA</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	3. Union inspectors may be assigned in particular for:		3. Union inspectors may be assigned <i>in particular</i> for:	Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(a)				
772	(a) the implementation of the specific control and inspection programmes adopted in accordance with Article 95;		(a) the implementation of the specific control and inspection programmes adopted in accordance with Article 95;	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(b)				
773	(b) international fisheries control programmes, where the Union is under an obligation to provide for controls.		(b) international fisheries control programmes, where the Union is under an obligation to provide for controls.	Defend GA Sequence 6
Article 1, first paragraph, point (60), amending provision(3)(ba)				
773a		<u><i>(ba) the training of third country fisheries inspectors who provide support in the monitoring of Union vessels operating outside the Union.</i></u>  EP AM 236, EX AM 861 (S&D)		Defend GA Sequence 6



Commission Proposal		EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(4), first subparagraph, introductory part				
774	4. For the accomplishment of their tasks and subject to paragraph 5, Union inspectors shall have access without delay to:		4. For the accomplishment of their tasks and subject to paragraph 5, Union inspectors shall have access without delay to:	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(4), first subparagraph(a)				
775	(a) all areas on board Union fishing vessels and any other vessels carrying out fishing activities, public premises or places and means of transport; and		(a) all areas on board Union fishing vessels and any other vessels carrying out fishing activities, public premises or places and means of transport; and	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(4), first subparagraph(b)				
776	(b) all information and documents which are needed to fulfil their tasks, in particular fishing logbooks, fishing licence, certification of engine power, CCTVs data, landing declarations, catch certificates, transhipment	(b) all information and documents which are needed to fulfil their tasks, in particular fishing logbooks, fishing licence, certification of engine power, <del>CCTVs data</del> <u>data from electronic monitoring devices</u> , landing declarations, catch certificates,	(b) all <u>relevant</u> information and documents which are needed to fulfil their tasks, <del>in particular fishing logbooks, fishing licence, certification of engine power, CCTVs data, landing declarations, catch certificates, transhipment declarations, sales notes, and</del>	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	declarations, sales notes, and other relevant information and documents;	transshipment declarations, sales notes, and other relevant information and documents;  CCTV -EMS  EP AM 237, EX AM 863 (S&D)	<i>other relevant information and documents;</i>	

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(4), second subparagraph				
777	to the same extent and under the same conditions as officials of the Member State in which the inspection takes place.		to the same extent and under the same conditions as officials of the Member State in which the inspection takes place.	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(5)				
778	5. Union inspectors shall have no police and enforcement powers beyond the territory of their Member State of origin, or outside the Union waters under the sovereignty and jurisdiction of their Member State of origin.		5. Union inspectors shall have no police and enforcement powers beyond the territory of their Member State of origin, or outside the Union waters under the sovereignty and jurisdiction of their Member State of origin.	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(6)				
779	6. When assigned as Union inspectors, officials of the Commission or of the body designated by it shall have no police and enforcement powers.		6. When assigned as Union inspectors, officials of the Commission or of the body designated by it shall have no police and enforcement powers.	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision, numbered paragraph (6a)				
779a		<p><u><a href="#">6a. The Commission is empowered to adopt delegated acts in accordance with Article 119a supplementing this Regulation by setting out the powers and duties of Union inspectors.</a></u></p> <p>Delegated Acts</p> <p>EP AM 238, EX AM 868 (Greens/EFA)</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (60), amending provision(7), first subparagraph, introductory part				
780	7. The Commission shall, by means of implementing acts, lay down detailed rules concerning:		7. The Commission shall, by means of implementing acts, lay down detailed rules concerning:	<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(a)				
781	(a) the notification of Union inspectors to the Agency;		(a) the notification of Union inspectors to the Agency;	<p><i>Defend GA</i></p> <p>Sequence 6</p>

	<b>Commission Proposal</b>	<b>EP Mandate</b>	<b>2018/0193 (COD) Council Mandate</b>	<b>Presidency's proposed mandate</b>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(b)				
782	(b) the adoption and maintenance of the list of Union inspectors;		(b) the adoption and maintenance of the list of Union inspectors;	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(c)				
783	(c) the notification of Union inspectors to Regional Fisheries Management Organisations;		(c) the notification of Union inspectors to Regional Fisheries Management Organisations;	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(d)				
784	(d) the powers and duties of Union inspectors;		(d) the powers and duties of Union inspectors;	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(e)				
785	(e) the reports of Union inspectors;		(e) the reports of Union inspectors;	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(f)				
786	(f) the follow-up of reports of Union inspectors.		(f) the follow-up of reports of Union inspectors.	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (60), amending provision(7), first subparagraph(fa)				
786a		<u><i>(fa) minimum training requirements for Union inspectors, covering in-depth knowledge of the common fisheries policy as well as relevant Union environmental law.</i></u> " EP AM 239, EX ENVI 85		<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (60), amending provision(7), second subparagraph				
787	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "		Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (61), introductory part				
788	(61) in Article 80 paragraph 4 is replaced as follows:		(61) in Article 80 paragraph 4 is replaced as follows:	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (61), amending provision(4)				
789	" 4. A Member State may inspect Union fishing vessels flying its own flag or the flag of another Member State in waters or ports of third countries in accordance with international agreements. "		" 4. A Member State may inspect Union fishing vessels flying its own flag or the flag of another Member State in waters or ports of third countries in accordance with international agreements. "	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (70), introductory part				
950				<i>Defend GA</i>



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	(70) in Title IX, the following Article 93a is inserted:		(70) in Title IX, the following Article 93a is inserted:	Sequence 6
Article 1, first paragraph, point (70), amending provision, first paragraph				
951	" Article 93a		" Article 93a	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (70), amending provision, second paragraph				
952	National control programmes and annual reports		National control programmes and annual reports	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (70), amending provision(1), first subparagraph				
953	1. Member States shall establish annual or multiannual national control programmes for the inspections and the control of the rules of the common fisheries policy.	" 1. Member States shall establish annual or multiannual national control programmes for <del>the inspections and the</del> <u>inspections, surveillance and</u> control of the rules of the common fisheries policy.  EP AM 271, EX CA 22	1. Member States shall establish annual or multiannual national control programmes for the inspections and the control of the rules of the common fisheries policy.	<i>Defend GA</i> Sequence 6

	<b>Commission Proposal</b>	<b>EP Mandate</b>	<b>2018/0193 (COD) Council Mandate</b>	<b>Presidency's proposed mandate</b>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (70), amending provision(1), second subparagraph				
954	National control programmes shall be risk-based and shall be updated at least once a year in particular taking into account newly adopted conservation and control measures.	National control programmes shall be risk-based and shall be updated at least once a year in particular taking into account newly adopted conservation and control measures <u>and the conclusions of the annual evaluation report referred to in paragraph 2b.</u>  EP AM 272, EX CA 22	National control programmes shall be risk-based and shall be updated <del>at least once a year</del> <u>when necessary,</u> in particular taking into account newly adopted conservation and control measures <u>and any additional data.</u>	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (70), amending provision(1), third subparagraph				
955	National control programmes shall be notified to the Commission before the 31 December of each year and shall cover at least the following calendar year.		National control programmes shall be notified to the Commission before the 31 December of each <del>year</del> <u>period</u> and shall cover at least the following calendar year <u>or years.</u>	<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (70), amending provision(2)				
956	2. By 30 June every year, Member States shall submit to the Commission a report on	2. By <del>30 June</del> <u>31 March</u> every year, Member States shall submit to the Commission a report on	2. <del>By 30 June every year</del> <u>Within 6 months after the end of the respective period referred in</u>	<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	inspections and controls performed in the previous year, in accordance with the national control programmes and in compliance with the present Regulation.	inspections, <u>surveillance</u> and controls performed in the previous year, in accordance with the national control programmes and in compliance with <u>this Regulation. Those reports shall be made public on the official website of the Member States by 31 March every year</u> <del>the present Regulation.</del> <small>EP AM 273, EX CA 22</small>	<u>paragraph 1</u> , Member States shall submit to the Commission a report on inspections and controls performed <del>in the previous year</del> , in accordance with the national control programmes and in compliance with the present Regulation. <u>For the purpose of reporting, Member States may refer to information provided under the implementing act referred to in Article 95.</u>	
Article 1, first paragraph, point (70), amending provision, numbered paragraph (2a), introductory part				
956a		<u>2a. The report on inspections, surveillance and controls referred to in paragraph 2 shall contain, at least, the following information:</u> <small>EP AM 274, EX CA 22</small>		<i>Defend GA</i>  Sequence 6
Article 1, first paragraph, point (70), amending provision, numbered paragraph (2a)(a)				
956b		<u>(a) the total budget allocated to fisheries control;</u> <small>EP AM 274, EX CA 22</small>		<i>Defend GA</i>  Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 1, first paragraph, point (70), amending provision, numbered paragraph (2a)(b)				
956c		<p><u>(b) the number and type of inspections, surveillance and controls performed;</u></p> <p>EP AM 274, EX CA 22</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (70), amending provision, numbered paragraph (2a)(c)				
956d		<p><u>(c) the number and type of suspected and confirmed infringements, including serious infringements;</u></p> <p>EP AM 274, EX CA 22</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (70), amending provision, numbered paragraph (2a)(d)				
956e		<p><u>(d) the type of follow-up actions to confirmed infringements (such as simple warning, administrative sanction, criminal sanction, immediate enforcement measure or number of penalty points administered).</u></p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 274, EX CA 22		
Article 1, first paragraph, point (70), amending provision, numbered paragraph (2b)				
956f		<p><u>2b. By 1 September every year, the Commission shall publish a report with an evaluation of the implementation of the national control programmes. That report shall include the main findings of the reports referred to in paragraph 2, and shall also analyse the application of this Regulation by fishing vessels registered in third countries fishing in Union waters, particularly fishing vessels registered in neighbouring countries of the Union. That report shall be made public on the website of the Commission.</u></p> <p style="text-align: right;">"</p> <p>EP AM 275, EX CA 22</p>		<p><i>Defend GA</i></p> <p>Sequence 6</p>
Article 1, first paragraph, point (70), amending provision(3)				
957	3. The Commission is empowered to adopt delegated		3. The Commission <del>is empowered to adopt delegated acts in</del>	<i>Defend GA</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	acts in accordance with Article 119a to adopt minimum requirements for national control programmes and annual reports and to set the benchmarks for controls taking into account the objectives of the common fisheries policy and technical progress and scientific developments.	"	<del>accordance with Article 119a to adopt</del> <u>may, by means of implementing acts, lay down</u> minimum requirements for national control programmes and <del>annual</del> reports and to set the benchmarks for controls taking into account the objectives of the common fisheries policy and technical progress and scientific developments. <u>Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2).</u>	Sequence 6
Article 1, first paragraph, point (71), introductory part				
958	(71) in Article 95, paragraph 1 is replaced by the following:		(71) in Article 95, paragraph 1 is replaced by the following:	<i>Defend GA</i> Sequence 6
Article 1, first paragraph, point (71), amending provision(1)				
959	" 1. Certain fisheries may be subject to specific control and inspection programmes. The Commission may, by means of		" 1. Certain fisheries may be subject to specific control and inspection programmes. The Commission may, by means of	<i>Defend GA</i> Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	implementing acts and in concert with the Member States concerned, determine which fisheries shall be subject to the specific control and inspection programmes on the basis of the need for specific and coordinated control of the fisheries in question. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "		implementing acts and in concert with the Member States concerned, determine which fisheries shall be subject to the specific control and inspection programmes on the basis of the need for specific and coordinated control of the fisheries in question. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 119(2). "	
Article 2				
1146	Article 2 Amendments to Regulation (EC) No 768/2005		Article 2 Amendments to Regulation ( <del>EC</del> EU) <del>No 768/2005</del> <u>2019/473</u>	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(1), introductory part				
1147	(1) Article 1 is replaced by the following:		(1) Article 1 is replaced by the following:	<i>COM proposal accepted by Council and EP</i> Sequence 1
Article 2(1), amending provision, first paragraph				



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
1148	" Article 1		" Article 1	<i>COM proposal accepted by Council and EP</i>  Sequence 1
Article 2(1), amending provision, second paragraph				
1149	Objective		Objective	<i>COM proposal accepted by Council and EP</i>  Sequence 1
Article 2(1), amending provision(1)				
1150	1. This Regulation establishes a European Fisheries Control Agency ('the Agency') for the purpose of ensuring a high, uniform and effective level of control and compliance with the rules of the Common Fisheries Policy, including its external dimension.		1. This Regulation establishes a European Fisheries Control Agency ('the Agency') for the purpose of ensuring a high, uniform and effective level of control, <i>inspection</i> and compliance with the rules of the Common Fisheries Policy, including its external dimension.	<i>Support to following text:</i>  1. This Regulation makes provision for a European Fisheries Control Agency ('the Agency') for the purpose of ensuring a high, uniform and effective level of control, inspection and compliance with the rules of the Common Fisheries Policy, including its external dimension.  Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(1), amending provision(2)				
1151	2. To that end, the Agency shall cooperate with the Member States and the Commission and provide them technical, operational and scientific assistance as regards the fields mentioned in paragraph 1 of this Article within the limits of the missions and tasks set out in Chapter II.	"	2. To that end, the Agency shall cooperate with the Member States and the Commission and provide them <del>technical, operational and scientific</del> assistance as regards the fields mentioned in paragraph 1 of this Article within the limits of the missions and tasks set out in Chapter II.	<i>GA acceptable to EP and COM, if text in row 1151a is deleted (see next row).</i>  Sequence 1
Article 2(1), amending provision(2a)				
1151a			<u>2a. When providing the assistance referred to in paragraph 2, the Agency shall organise the operational coordination of fisheries control and inspection activities by the Member States and contribute to the overall efficiency of the control, inspection and combat of IUU fishing activities, to facilitate the uniform application of the rules of the Common Fisheries Policy relating to control and inspection.</u>	<i>Support to deleting paragraph 2a, proposed by Council in GA.</i>  <i>GA proposal deleted</i>  Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			"	
<i>Article 2(1a)</i>				
1151b		<p><u>1a. In Article 2(1), point (a) is replaced by the following:</u>  <u>"(a) 'control and inspection' means any measures taken by Member States to control and inspect fishing activities within the scope of the common fisheries policy including surveillance and monitoring activities such as vessel monitoring systems and observer schemes; "</u></p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473.</p> <p>VMS EFCA</p> <p>EP AM 285, EX AM 1074 (S&amp;D)</p>		<p><i>EP willing to delete this proposed amendment, but to refer to definitions of control and inspection in the Control Regulation (see next rows).</i></p> <p style="text-align: center;">deleted</p> <p>Sequence 1</p>
<i>Article 2(1b)</i>				
1151c				<p><i>Support to the following text:</i></p> <p>1b. In Article 2, point (a) is replaced by the following:</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				"(a) 'control' means control as defined in Article 4 point 3 of Regulation (EC) No 1224/2009." <a href="#">Sequence 1</a>
Article 2(1c)				
1151d				<i>Support to the following text:</i>  1c. In Article 2, the following point is inserted:  "(aa) 'inspection' means inspection as defined in Article 4 point 4 of Regulation (EC) No 1224/2009."  <a href="#">Sequence 1</a>
Article 2(2), introductory part				
1152	(2) Article 3 is amended as follows:		(2) Article 3 is amended as follows:	<a href="#">Sequence 1</a>
Article 2(2), point (a), introductory part				
1153	(a) point (e) is replaced by the following:		(a) point (e) is replaced by the following:	<a href="#">Sequence 1</a>
Article 2(2), point (a), amending provision, first paragraph				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
1154	" (e) to assist Member States and the Commission in harmonising the application of the common fisheries policy; "	" (e) to assist Member States and the Commission in harmonising the application <u>and ensuring the sustainability</u> of the common fisheries policy <u>including its external dimension</u> ;  Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473. Article 3(e) of Regulation (EC) No 768/2005 corresponds to Article 3(e) of Regulation (EU) 2019/473.  EFCA  EP AM 286, EX ENVI 129	" (e) to assist Member States and the Commission in harmonising the application of the common fisheries policy; "	<i>Support to following compromise text:</i>  (e) to assist Member States and the Commission in harmonising the application of the rules of the common fisheries policy, and thereby to contribute to the achievement of its objectives, including the sustainable exploitation of marine biological resources;  Sequence 1
Article 2(2), point (b), introductory part				
1155	(b) point (f) is replaced by the following:		(b) point (f) is replaced by the following:	<i>Linked to next row (row 1156)</i>  (b) point (f) is replaced by the following:  Sequence 1
Article 2(2), point (b), amending provision, first paragraph				
1156	"		"	<i>Support to following text for paragraph and recital:</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	<p>(f) to contribute to the work of Member States and the Commission on research into and development of control and inspection techniques and to initiate research into and development of control and inspection techniques;</p>	"	<p>(f) to contribute to <u>and, where relevant, participate in</u> the work of Member States and the Commission on <del>research into and development of control and inspection techniques and to initiate</del> research into and development of control and inspection techniques;</p>	<p>(f) to contribute to, and participate in, the work of Member States and the Commission on research into, and development of, control and inspection techniques and to develop pilot projects on research into, and development of such techniques;</p> <p>Recital</p> <p>(67) For reasons of consistency with the scope of Regulation (EC) No 1224/2009, the objectives of Regulation (EU) No 2019/4731 should be enlarged. The mission of the European Fisheries Control Agency should cover the harmonisation of the application of the rules of the common fisheries policy. It should comprise research and development in the area of control and inspection techniques, including, in cooperation with Member States, the development of pilot projects, and provision of assistance to the Commission in</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p>specific fields.</p> <p>1. Regulation (EU) No 2019/473 of the European Parliament and of the Council of 19 March 2019 on the European Fisheries Control Agency (codification) (OJ L 83, 2.3.2019, p. 18).</p> <p>Sequence 1</p>
Article 2(2), point (ba)				
1156a		<p><u><i>(ba) In Article 3, the following point is added:</i></u>  <u><i>"(ja) to work together with the European Environment Agency and the European Maritime Safety Agency in sharing relevant data and information to support the creation and common use of knowledge on the marine environment."</i></u></p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473.</p> <p>EFCA</p> <p>EP AM 287, EX CA 14</p>		<p><i>Support to the following text for paragraph and recital:</i></p> <p>(ba) In Article 3, the following point is added:  "(ja) where appropriate, to cooperate with and coordinate activities with other decentralised Agencies of the European Union within the scope of their tasks, missions, and areas of activity."</p> <p>Recital:</p> <p>(55a) In accordance with the Joint Statement of the European Parliament, the Council of the European Union and the</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p>European Commission on decentralised agencies, for every agency an evaluation commissioned by the Commission should take place every five years. Given that a number of fisheries and environmental challenges are strongly interlinked, the Commission, in the context of the next periodical evaluation of the European Environment Agency, will consider how to enhance cooperation and relevant sharing of data between the European Fisheries Control Agency and the European Environmental Agency and in what format such enhanced cooperation could be formalized, including, if necessary, by submitting any relevant legislative proposal or other measures to this effect.</p> <p>Sequence 1</p>
Article 2(2), point (c), introductory part				
1157	(c) the following point (k) is added:		(c) the following point (k) is added:	<i>COM proposal accepted by Council and EP</i>



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				Sequence 1
Article 2(2), point (c), amending provision, first paragraph				
1158	" (k) to assist the Commission in the performance of tasks assigned to the Commission in legislative acts of the Union with regard to the objectives of the Agency." "		" (k) to assist the Commission in the performance of tasks assigned to the Commission in legislative acts of the Union with regard to the objectives of the Agency." "	<i>COM proposal accepted by Council and EP</i> " Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(2), point (ca), introductory part				
1158a		<p><u>(ca) In Article 3, the following paragraph is added:</u></p> <p>EP AM 288, EX CA 14</p>		<p>EP accepts to delete.</p> <p>deleted</p> <p>Sequence 1</p>
Article 2(2), point (ca), amending provision, first paragraph				
1158b		<p>"</p> <p><u>1a. The Commission shall draw up a partnership protocol between the agencies referred to in point (ja) of the first paragraph as the framework for their enhanced cooperation.</u></p> <p>"</p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473.</p> <p>EFCA</p> <p>EP AM 288, EX CA 14</p>		<p>EP accepts to delete.</p> <p>deleted</p> <p>Sequence 1</p>
Article 2(3), introductory part				
1159	(3) Article 16 is replaced by the following:		(3) Article <del>16</del> <u>17</u> is replaced by the following:	<p>GA accepted by EP and COM</p> <p>Sequence 1</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(3), amending provision, first paragraph				
1160	" Article 16		" Article <del>16</del> 17	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(3), amending provision, second paragraph				
1161	Exchange and processing of data and information		Exchange and processing of data and information	<i>COM proposal accepted by Council and EP</i>  Sequence 1
Article 2(3), amending provision(1)				
1162	1. The Commission, the Agency and the competent authorities of Member States shall exchange relevant data and information available to them regarding joint control and inspection activities within Union and international waters in accordance with Regulation (EC) No 1224/2009.		1. The Commission, the Agency and the competent authorities of Member States shall exchange relevant data and information available to them regarding joint control and inspection activities within <u>the territory of Member States and</u> Union and international waters in accordance with Regulation (EC) No 1224/2009.	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(3), amending provision(2)				
1163	2. The Agency shall take, in		2. The Agency shall take, in	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	accordance with the relevant Union legislation, measures to ensure appropriate protection of the confidentiality of the information received pursuant to this Regulation in accordance with Article 113 of Regulation (EC) No 1224/2009.		accordance with the relevant Union legislation, measures to ensure appropriate protection of the confidentiality of the information received pursuant to this Regulation in accordance with Article 113 of Regulation (EC) No 1224/2009.	Sequence 1
Article 2(3), amending provision(3)				
1164	3. Regulation (EU) 2018/XX of the European Parliament and of the Council(*) shall apply to the processing of personal data carried out by the Agency.		3. Regulation (EU) <del>2018/XX</del> <u>2018/1725</u> of the European Parliament and of the Council(*) shall apply to the processing of personal data carried out by the Agency.	<i>GA accepted by EP and COM</i> Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(3), amending provision(4)				
1165	4. In relation to the processing of personal data referred to in Article 110(1) and (2) of Regulation (EC) No 1224/2009, the Agency shall be regarded as a controller as defined in point (b) of Article 3(2) of Regulation (EU) 2018/XX.		4. In relation to the processing of personal data referred to in Article 110(1) and (2) of <del>Regulation</del> (EC) No 1224/2009, the Agency shall be regarded as a controller as defined in <del>point (b) of</del> Article <del>3(2)</del> <b>3(8)</b> of Regulation (EU) <del>2018/XX</del> <b>2018/1725</b> .	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(3), amending provision(5)				
1166	5. The Agency shall process personal data referred to in Article 110(1) and (2) of Regulation (EC) No 1224/2009 for the purpose of coordinating controls and inspections, assisting Member States and the Commission to conduct their tasks under the common fisheries policy, and coordinating operations to combat illegal, unreported and unregulated fishing.		5. The Agency <del>shall</del> <b>may</b> process personal data referred to in Article 110(1) and (2) of <del>Regulation</del> (EC) No 1224/2009 for the purpose of coordinating controls and inspections, assisting Member States and the Commission to conduct their tasks under the common fisheries policy, and coordinating operations to combat illegal, unreported and unregulated fishing.	<i>Discussion postponed to sequence 12 (data protection)</i>  Sequence 1 Sequence 12

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(3), amending provision(6), first subparagraph				
1167	6. Personal data referred to in Article 110(1) and (2) of Regulation (EC) 1224/2009 shall not be stored for a period longer than 5 years, except for personal data that is necessary to allow the follow-up of a complaint, an infringement, an inspection, a verification or an audit or on-going judicial or administrative proceedings which may be retained for 10 years.		6. Personal data referred to in Article 110(1) and (2) of Regulation (EC) 1224/2009 shall not be stored for a period longer than <del>5</del> <u>five</u> years, except for personal data that is necessary to allow the follow-up of a complaint, an infringement, an inspection, a verification or an audit or on-going judicial or administrative proceedings <del>which may be retained for</del> <u>until the completion of the procedure concerned and for no longer than</u> 10 years.	<i>Discussion postponed to sequence 12 (data protection)</i>  Sequence 1 Sequence 12
Article 2(3), amending provision(6), second subparagraph				
1168	If the information is retained for a longer period of time, the data shall be anonymized.		If the information is retained for a longer period of time, the data shall be anonymized.	<i>COM proposal accepted by Council and EP</i>  Sequence 1
Article 2(3), amending provision, numbered paragraph (6a)				
1168a			<u>6a. Personal data contained in CCTV footage/images collected under Article 13 shall be not be stored for a period longer than 1</u>	<i>Discussion postponed to sequence 12 (data protection)</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u><i>year except where necessary to allow the follow up of a complaint, an infringement, an inspection, a verification or an audit or on-going judicial or administrative proceedings, until the completion of the procedure concerned and for no longer than 10 years.</i></u>	Sequence 1
Article 2(3), amending provision(7)				
1169	7. The transfer of the following personal data contained in fishing activity data to a third Country or to an international organization shall only be performed in accordance with Chapter V of Regulation (EU) 2018/XX and in compliance with agreement with that third country or with the applicable rules of that international organisation.		7. The transfer of the following personal data contained in fishing activity data to a third Country or to an international organization shall only be performed in accordance with Chapter V of Regulation (EU) <del>2018/XX</del> <u>2018/1725</u> and in compliance with agreement with that third country or with the applicable rules of that international organisation.	<i>GA accepted by EP and COM</i> Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(3), amending provision, tenth paragraph				
1170	(*) Proposal for a Regulation of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (COM (2017)8 final, 10.1.2017) "		<u>Regulation</u> ( <del>*EU</del> ) <del>Proposal for a Regulation 2018/1725</del> of the European Parliament and of the Council <u>of 23 October 2018</u> on the protection of <del>individuals</del> <u>natural persons</u> with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC ( <del>COM (2017)8 final, 10.1.2017</del> ) <u>OJ L 295, 21.11.2018, p. 39</u> . "	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(4), introductory part				
1171	(4) Article 17a is replaced by the following:		(4) Article <del>17a</del> <u>19</u> is replaced by the following:	<i>GA accepted by EP and COM</i>  Sequence 1



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(4), amending provision, first paragraph				
1172	" Article 17a		" Article <del>17a</del> <u>19</u>	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(4), amending provision, second paragraph				
1173	Assignment of Agency officials as Union inspectors		Assignment of Agency officials as Union inspectors	<i>COM proposal accepted by Council and EP</i> Sequence 1
Article 2(4), amending provision, third paragraph				
1174	Officials of the Agency may be assigned as Union inspectors in accordance with Article 79 of Regulation (EC) No 1224/2009. "		Officials of the Agency may be assigned as Union inspectors in accordance with Article 79 of Regulation (EC) No 1224/2009. "	<i>COM proposal accepted by Council and EP</i> Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(4b)				
1174a				<p><i>Support to following new paragraph:</i></p> <p>4b. Article 24, paragraph 3 is replaced by the following:</p> <p>"3. The annual work programme referred to in Article 32(2)(c) shall be coherent with the multiannual work programme. It shall clearly indicate additions, changes or deletions compared with the previous year's work programme, and the progress made in the achievement of the overall objectives and priorities of the multiannual work programme."</p> <p>Sequence 1</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(4a)				
1174b		<p>"</p> <p><u>4a. Article 17g is replaced by the following:</u>  <u>Article 17g</u>  <u>Cooperation in maritime affairs</u>  <u>"The Agency shall contribute to and help the implementation of the EU Integrated Maritime Policy, and in particular conclude administrative agreements with other bodies in matters covered by this Regulation after approval by the Administrative Board. The Executive Director shall inform the European Parliament, the Commission and the Member States thereof at an early stage of such negotiations."</u></p> <p>"</p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473. Article 17g of Regulation (EC) No 768/2005 corresponds to Article 25 of Regulation (EU) 2019/473.</p> <p>EFCA</p>		<p><i>Support to following text:</i></p> <p>4c. Article 25 is replaced by the following:</p> <p>" Article 25  Cooperation in maritime affairs</p> <p>The Agency shall contribute to the implementation of the EU Integrated Maritime Policy, and in particular conclude administrative agreements with other bodies in matters covered by this Regulation after approval by the Administrative Board. The Executive Director shall inform the Administrative Board thereof at an early stage of such negotiations."</p> <p>Sequence 1</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		EP AM 289, EX AMs 1078 (S&D) and ENVI 130		
Article 2(4b), introductory part				
1174c				Sequence 1 Sequence 3
Article 2(4b), amending provision, numbered paragraph				
1174d				Sequence 1 Sequence 3
Article 2(5), introductory part				
1175	(5) in Article 23, paragraph 2, is amended as follows:		(5) in Article <del>23</del> <u>32</u> , paragraph 2, is amended as follows:	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(5), point (a)				
1176	(a) in point (b) the terms '30 April' are replaced by '30 June'.		(a) in point (b) the terms '30 April' are replaced by ' <del>30 June</del> <u>July</u> '.	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(5), point (b), introductory part				
1177	(b) the following point is inserted:		(b) the following point is inserted:	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				Sequence 1
Article 2(5), point (b), amending provision, first paragraph				
1178	" (i) ensure that the findings and recommendations stemming from evaluations carried out in accordance with Article 39 are adequately followed up in investigations conducted by the European Anti-Fraud Office (OLAF) and internal or external audits." "		" (i) ensure <del>that the</del> <u>adequate follow-up to</u> findings and recommendations stemming from <del>evaluations carried out in accordance with Article 39 are adequately followed up in the</del> <u>internal or external audit reports and evaluations, as well as from</u> investigations <del>conducted by of</del> the European Anti-Fraud Office (OLAF) <del>and internal or external audits</del> . "	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(5a)				
1178a		<u>5a. In point (c) of Article 23(2), the first subparagraph is replaced by the following: "adopt by 31 October each year, and taking into account the opinion of the European Parliament, the Commission and the Member States, the work programme of the Agency for the</u>		<i>Support following compromise text:</i>  5a. In point (c) of Article 32(2), the first subparagraph is replaced by the following: "(c) adopt, by 30 November each year, the Single Programming Document, containing, inter alia, the

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<p><u><a href="#">coming year and forward it to the European Parliament, the Council, the Commission and the Member States."</a></u></p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473. Article 23 of Regulation (EC) No 768/2005 corresponds to Article 32 of Regulation (EU) 2019/473.</p> <p>EFCA</p> <p>EP AM 290, EX AMs 1079 and ENVI 131</p>		<p>Agency's multiannual programming and annual programming for the following year."</p> <p><i>Flexibility to insert a new recital along the following lines:</i></p> <p>(68a) For the purpose of ensuring consistent programming and to align Regulation (EU) 2019/473 with Regulation (EU) 2019/715, the Agency should draw up a Single Programming Document containing annual and multiannual programming.</p> <p>Sequence 1</p>
Article 2(5b)				
1178b		<p><u><a href="#">5b. In point (c) of Article 23(2), the second subparagraph is replaced by the following: "The work programme shall contain the priorities of the Agency. It shall give priority to the duties of the Agency relating to control and surveillance programmes. It shall be adopted</a></u></p>		<p><i>Support to following text:</i></p> <p>5b. In point (c) of Article 23(2), the second paragraph is replaced by the following:</p> <p>"The Single Programming Document shall contain the priorities of the Agency. It shall</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<p><u>without prejudice to the annual Community budgetary procedure. In case the European Parliament or the Commission expresses, within 30 days from the date of adoption of the work programme, its disagreement with that programme, the Administrative Board shall re-examine the programme and adopt it, possibly amended, within a period of two months, in a second reading;"</u> "</p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473. Article 23 of Regulation (EC) No 768/2005 corresponds to Article 32 of Regulation (EU) 2019/473.</p> <p>EFCA</p> <p>EP AM 291, EX AMs 1080 and ENVI 132</p>		<p>give priority to the duties of the Agency relating to control and inspection programmes. It shall be adopted without prejudice to the annual Union budgetary procedure.</p> <p>The Single Programming Document shall be adopted taking into account the opinion of the Commission and, as regards the multiannual programming, after having consulted the European Parliament and the Council.</p> <p>The Administrative Board shall forward the document to the European Parliament, to the Council and to the Commission without delay."</p> <p>Sequence 1</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(5c)				
1178c		<p><u>5c. in Article 24, paragraph 1 is replaced by the following:</u>  <u>"1. The Administrative Board shall be composed of representatives of Member States, six representatives of the Commission and representatives of the European Parliament. Each Member State shall be entitled to appoint one member. The European Parliament shall be entitled to appoint two representatives. The Member States, the Commission and the European Parliament shall appoint one alternate to each member who will represent the member in his/her absence."</u></p> <p>Regulation (EC) No 768/2005 has been codified and repealed by Regulation (EU) 2019/473. Article 24(1) of Regulation (EC) No 768/2005 corresponds to Article 33(1) of Regulation (EU) 2019/473.</p> <p>EFCA</p> <p>EP AM 292, EX AM ENVI 133</p>		<p><i>Support to the following text:</i></p> <p>1. The Administrative Board shall be composed of representatives of Member States, six representatives of the Commission and one representative of the European Parliament. Each Member State shall be entitled to appoint one member. The Member States, the Commission and the European Parliament shall appoint one alternate for each member to represent the member in his or her absence. Only representatives of the Member States and the Commission shall have the right to vote.</p> <p><i>Flexibility to agree to a recital along the following lines (slightly modified text after inter-institutional meeting of 26.11.2021)</i></p> <p>The composition of the Administrative Board of the Agency <b>should be amended taking into account</b> the Common Approach annexed to</p>



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				<p>the Joint Statement of the European Parliament, the Council of the European Union and the European Commission on decentralised agencies of 19 July 2012. For this reason, and without prejudice to the role of the European Parliament on discharge in respect of the implementation of the budget of the Agency, the European Parliament should be entitled to have one representative without the right to vote, <del>including a former Member of the European Parliament or an expert</del>, in the Administrative Board. All members of the Administrative Board should be appointed on the basis of their relevant experience and expertise in the field of fisheries control and inspection and should not have any direct or indirect conflict of interest that might be considered prejudicial to their independence.</p> <p><a href="#">Sequence 1</a></p>
Article 2(5d)				

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
1178d				Sequence 1
Article 2(6), introductory part				
1179	(6) Article 26, is replaced by the following:		(6) Article <del>26</del> <sup>35</sup> , is replaced by the following:	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(6), amending provision, first paragraph				
1180	" Article 26		" Article <del>26</del> <sup>35</sup>	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(6), amending provision, second paragraph				
1181	Meetings		Meetings	<i>COM proposal accepted by Council and EP</i> Sequence 1
Article 2(6), amending provision(1)				
1182	1. The meetings of the Administrative Board shall be convened by its Chairperson. The agenda shall be determined by the Chairperson, taking into account the proposals of members of the		1. The meetings of the Administrative Board shall be convened by its Chairperson. The agenda shall be determined by the Chairperson, taking into account the proposals of members of the Administrative Board and the Executive Director of the Agency.	<i>COM proposal accepted by Council and EP</i> Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	Administrative Board and the Executive Director of the Agency.			
Article 2(6), amending provision(2)				
1183	2. The Executive Director and the representative appointed by the Advisory Board shall take part in the deliberations without the right to vote.		2. The Executive Director and the representative appointed by the Advisory Board shall take part in the deliberations without the right to vote.	<i>COM proposal accepted by Council and EP</i>  Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(6), amending provision(3)				
1184	3. The Administrative Board shall hold an ordinary meeting at least once a year. In addition it shall meet on the initiative of the Chairperson or at the request of the Commission or of one-third of the Member States represented on the Administrative Board.		3. The Administrative Board shall hold an ordinary meeting at least once a year. In addition it shall meet on the initiative of the Chairperson or at the request of the Commission or of one-third of the Member States represented on the Administrative Board.	<i>COM proposal accepted by Council and EP</i>  Sequence 1
Article 2(6), amending provision(4)				
1185	4. The Administrative Board may invite a representative of relevant Union institutions to attend its meetings.		<del>4. The Administrative Board may invite a representative of relevant Union institutions to attend its meetings.</del>	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(6), amending provision(5)				
1186	5. The Administrative Board may invite any person whose opinion may be of interest to attend its meetings as an observer.		5. The Administrative Board may invite <u>a representative of relevant Union institutions or</u> any person whose opinion may be of interest to attend its meetings as an observer.	<i>GA accepted by EP and COM</i>  Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(6), amending provision(6)				
1187	6. When there is a matter of confidentiality or conflict of interest, the Administrative Board may decide to examine specific items of its agenda without the presence of the representative appointed by the Advisory Board, the representatives appointed by relevant Union institutions as referred to in paragraph 4 and the person(s) referred to in paragraph 5. Detailed rules for the application of this provision may be laid down in the rules of procedure.		6. When there is a matter of confidentiality or conflict of interest, the Administrative Board may decide to examine specific items of its agenda without the presence of the representative appointed by the Advisory Board, the representatives appointed by relevant Union institutions <del>as referred to in paragraph 4</del> and the person(s) referred to in paragraph 5. Detailed rules for the application of this provision may be laid down in the rules of procedure.	<i>GA accepted by EP and COM</i>  Sequence 1
Article 2(6), amending provision(7)				
1188	7. The members of the Administrative Board may, subject to the provisions of its rules of procedure, be assisted by advisers or experts.		7. The members of the Administrative Board may, subject to the provisions of its rules of procedure, be assisted by advisers or experts.	<i>COM proposal accepted by Council and EP</i>  Sequence 1
Article 2(6), amending provision(8)				
1189	8. The secretariat for the		8. The secretariat for the	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	Administrative Board shall be provided by the Agency. "		Administrative Board shall be provided by the Agency. "	Sequence 1
Article 2(7), introductory part				
1190	(7) in Article 29(3), point (a) is replaced by the following:		(7) in Article <del>29(3)</del> 38(3), point (a) is replaced by the following:	GA accepted by EP and COM Sequence 1
Article 2(7), amending provision, first paragraph				
1191	" (a) he/she shall prepare the draft annual work programme and the draft multiannual work programme and submit them to the Administrative Board after consultation with the Commission and the Member States. He/she shall take the necessary steps for the implementation of the work programme and multiannual work programme within the limits specified by this Regulation, its implementing rules and any applicable law; "	" (a) he/she shall prepare the draft annual work programme and the draft multiannual work programme and submit them to the Administrative Board after consultation with the <u>European Parliament, the</u> Commission and the Member States. He/she shall take the necessary steps for the implementation of the work programme and multiannual work programme within the limits specified by this Regulation, its implementing rules and any applicable law; "	" (a) he/she shall prepare the draft annual work programme and the draft multiannual work programme and submit them to the Administrative Board after consultation with the Commission and the Member States. He/she shall take the necessary steps for the implementation of the work programme and multiannual work programme within the limits specified by this Regulation, its implementing rules and any applicable law; "	<i>Support to the following text and recital:</i>  (a) "(a) he or she shall prepare the draft Single Programming Document and submit it to the Administrative Board for endorsement before that draft is sent to the European Parliament, to the Council and to the Commission by 31 January. He or she shall take the necessary steps for the implementation of the Single Programming Document within the limits specified by this Regulation, its implementing rules and any applicable law;"  Recital:
		Regulation (EC) No 768/2005 has		

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
		<p>been codified and repealed by Regulation (EU) 2019/473. Article 29 of Regulation (EC) No 768/2005 corresponds to Article 38 of Regulation (EU) 2019/473.</p> <p>EFCA</p> <p>EP AM 293, EX ENVI 134</p>		<p>(69) It should be clarified that the draft Single Programming Document prepared by its executive Director is to be submitted to the Administrative Board of the Agency.</p> <p>Sequence 1</p>
Article 2(8), introductory part				
1192	(8) in Article 35, paragraph 1 is replaced by the following:		(8) in Article <del>35</del> <sup>44</sup> , paragraph 1 is replaced by the following:	<p><i>GA accepted by EP and COM</i></p> <p>Sequence 1</p>
Article 2(8), amending provision(1), introductory part				
1193	" 1. The revenue of the Agency shall consist, without prejudice to other types of income, of:		" 1. The revenue of the Agency shall consist, without prejudice to other types of income, of:	<p><i>COM proposal accepted by Council and EP</i></p> <p>Sequence 1</p>
Article 2(8), amending provision(1), point (a)				
1194	(a) a contribution from the Union entered in the general budget of the European Union (Commission section);		(a) a contribution from the Union entered in the general budget of the European Union (Commission section);	<p><i>COM proposal accepted by Council and EP</i></p> <p>Sequence 1</p>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(8), amending provision(1), point (b)				
1195	(b) charges for services provided by the Agency to Member States in accordance with Article 6;		(b) charges for services provided by the Agency to Member States in accordance with Article 6;	<i>COM proposal accepted by Council and EP</i> Sequence 1
Article 2(8), amending provision(1), point (c)				
1196	(c) charges for publications, training and/or any other services provided by the Agency;		(c) charges for publications, training and/or any other services provided by the Agency;	<i>COM proposal accepted by Council and EP</i> Sequence 1
Article 2(8), amending provision(1), point (c1)				
1196a			<u>(c1) charges for services provided by the Agency to the European Border and Coast Guard Agency and the European Maritime Safety Agency, in the framework of the European cooperation on coast guard functions laid down in Article 8.</u>	<i>GA accepted by EP and COM</i> Sequence 1



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(8), amending provision(1), point (d)				
1197	(d) Union funding in the form of delegation agreements or ad-hoc grants in accordance with the Agency's financial rules referred to in Article 38 and with the provision of the relevant instruments supporting the policies of the Union. "		(d) Union funding in the form of delegation agreements or ad-hoc grants in accordance with the Agency's financial rules referred to in Article <del>38</del> <u>47</u> and with the provision of the relevant instruments supporting the policies of the Union. "	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(9), introductory part				
1198	(9) Article 39 is replaced by the following:		(9) Article <del>39</del> <u>48</u> is replaced by the following:	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(9), amending provision, first paragraph				
1199	" Article 39		" Article <del>39</del> <u>48</u>	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(9), amending provision, second paragraph				
1200	Evaluation		Evaluation	<i>COM proposal accepted by Council and EP</i> Sequence 1

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 2(9), amending provision(1), introductory part				
1201	1. Within five years from the date of the Agency having taken up its responsibilities, and every five years thereafter, an evaluation of the Agency shall be performed. The Commission shall commission an independent external evaluation to assess in particular:		1. <del>Within five years from the date of the Agency having taken up its responsibilities, and</del> <u>At regular intervals, and at least</u> every five years <del>thereafter, an evaluation of the Agency shall be performed.</del> the Commission shall <u>carry out an</u> <del>commission an independent external</del> evaluation to assess in particular:	<i>GA accepted by EP and COM</i> <u>Sequence 1</u> <i>Support to the following recital:</i>  (71) The provisions on the periodic evaluation of the Agency by the Commission should be clarified and aligned to the Annex of the Common approach on decentralised agencies of 19 July 2012. The Member States and the Agency should provide the Commission with the information necessary to produce the evaluation. For the purpose of that evaluation, the Commission should also seek input from all relevant stakeholders. When establishing the terms of reference for the evaluation, the Commission should consult the Administrative Board of the Agency.
Article 2(9), amending provision(1), point (a)				
1202				<i>COM proposal accepted by</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	(a) the results achieved by the Agency having regard to its objectives, mission and tasks;		(a) the results achieved by the Agency having regard to its objectives, mission and tasks;	<i>Council and EP</i> Sequence 1
Article 2(9), amending provision(1), point (b)				
1203	(b) the impact, effectiveness and efficiency of the Agency's performance and its working practices in relation to its objectives, mission and tasks.		(b) the impact, effectiveness and efficiency of the Agency's performance and its working practices in relation to its objectives, mission and tasks.	<i>COM proposal accepted by Council and EP</i> Sequence 1
Article 2(9), amending provision, third paragraph				
1203a			<u><i>The Commission shall consult the Administrative Board on the terms of reference for each evaluation.</i></u>	<i>GA accepted by EP and COM</i> Sequence 1
Article 2(9), amending provision(2)				
1204	2. The Commission shall send the evaluation report together with its conclusions on the report to the European Parliament, to the Council and to the Administrative Board. The Administrative board may issue recommendations		2. The Commission shall send the evaluation report together with its conclusions on the report to the European Parliament, to the Council and to the Administrative Board. The Administrative Board may issue recommendations regarding changes to this	<i>COM proposal accepted by Council and EP</i> Sequence 1 "

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	regarding changes to this Regulation to the Commission. The evaluation report and the conclusions on the report shall be made public. "		Regulation to the Commission. The evaluation report and the conclusions on the report shall be made public. "	
Article 4, first paragraph, point (4), introductory part				
1221	(4) Article 10 is replaced by the following:		(4) Article 10 is replaced by the following:	Sequence 6
Article 4, first paragraph, point (4), amending provision, first paragraph				
1222	" Article 10		" Article 10	Sequence 6
Article 4, first paragraph, point (4), amending provision, second paragraph				
1223	Inspection procedure		Inspection procedure	Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (4), amending provision, third paragraph				
1224	For the purpose of verifying compliance with applicable laws, regulations and relevant international conservation and management measures, Member States shall apply the provisions of Chapter I of Title VII of Regulation (EC) No 1224/2009. "		For the purpose of verifying compliance with applicable laws, regulations and relevant international conservation and management measures, Member States shall apply the provisions of Chapter I of Title VII of Regulation (EC) No 1224/2009. "	Sequence 6
Article 4, first paragraph, point (5), introductory part				
1225	(5) in Article 11, paragraphs 1 and 2 are replaced by the following:		(5) in Article 11, paragraphs 1 and 2 are replaced by the following:	Sequence 6
Article 4, first paragraph, point (5), amending provision(1), introductory part				
1226	" 1. If the information collected during the inspection provides evidence that leads the official to believe that a fishing vessel has engaged in IUU fishing in accordance with Article 3, the official shall:		" 1. If the information collected during the inspection <u>or any other relevant data or information</u> provides evidence that leads the official to believe that a fishing vessel has engaged in IUU fishing in accordance with Article 3, the official shall <del>carry out the duties</del>	Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u><a href="#">set out in Article 82 of Regulation (EC) No 1224/2009.</a></u>	
Article 4, first paragraph, point (5), amending provision(1)(1)				
1227	(1) record the suspected infringement in the inspection report;		<del>(1) record the suspected infringement in the inspection report;</del>	Sequence 6
Article 4, first paragraph, point (5), amending provision(1)(2)				
1228	(2) take all necessary action to ensure safekeeping of the evidence pertaining to such suspected infringement;		<del>(2) take all necessary action to ensure safekeeping of the evidence pertaining to such suspected infringement;</del>	Sequence 6
Article 4, first paragraph, point (5), amending provision(1)(3)				
1229	(3) immediately forward the inspection report to the competent authority.		<del>(3) immediately forward the inspection report to the competent authority.</del>	Sequence 6

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (5), amending provision(2)				
1230	2. If the results of the inspection provide evidence that a third country fishing vessel has engaged in IUU fishing in accordance with Article 3, the competent authority of the port Member State shall not authorise such vessels to land or tranship their catch or to have access to port services. "		2. If the results of the inspection provide evidence that a third country fishing vessel has engaged in IUU fishing in accordance with Article 3, the competent authority of the port Member State shall not authorise such vessels to land or tranship their catch or to have access to port services. "	Sequence 6
Article 4, first paragraph, point (5a)				
1230a				<i>Support to add the following text:</i>  (5a) The heading of Chapter III is replaced as follows:  "Catch certification scheme for fishery products"

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (5b)				
1230b				<i>Support to the following text:</i>  (5b) In Article 12, paragraph 5 is deleted
Article 4, first paragraph, point (6), introductory part				
1231	(6) the following Articles 12a to 12e are inserted:		(6) the following Articles 12a to 12e are inserted:	Sequence 5
Article 4, first paragraph, point (6), amending provision, first paragraph				
1232	" Article 12a		" Article 12a	Sequence 5
Article 4, first paragraph, point (6), amending provision, second paragraph				
1233	Integrated computerised information exchange, management and storage, submission, validation and quantity management under the Catch Certification Scheme for importation and exportation of fishery products		Integrated computerised information exchange, management and storage, submission, validation and quantity management under the Catch Certification Scheme for importation and exportation of fishery products (CATCH)	<i>Support to the following text:</i>  Integrated computerised information exchange, management and storage, submission, validation and quantity management under the Catch Certification Scheme (CATCH)



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	(CATCH)			Sequence 5
Article 4, first paragraph, point (6), amending provision(1)				
1234	1. For the purpose of allowing the integrated management, handling, storage and exchange of information and documents relevant for official checks, verifications, controls and other relevant official activities concerning importation and exportation of fishery products, a digital information management system (CATCH) for the Catch Certification Scheme shall be established by the Commission in line with Articles 12b to 12d. The CATCH shall be integrated in the Information Management System for Official Controls (IMSOC) established by Regulation 2017/625(*).		1. For the purpose of allowing the integrated management, handling, storage and exchange of information and documents relevant for official checks, verifications, controls and other relevant official activities concerning importation and <del>exportation</del> <u>re-exportation</u> of fishery products, a digital information management system (CATCH) for the Catch Certification Scheme shall be established by the Commission in line with Articles 12b to 12d. The CATCH shall be integrated in <del>the Information Management System for Official Controls (IMSOC)</del> <u>TRACES referred to in Regulation (EU) established by Regulation 2017/625(2017/625*)</u> .	<i>Support to the following text:</i> 1. For the purpose of allowing the integrated management, handling, storage and exchange of information and documents relevant for official checks, verifications, controls and other relevant official activities concerning importation, re-exportation and, where relevant, exportation of fishery products, a digital information management system (CATCH) for the Catch Certification Scheme shall be established by the Commission in line with Articles 12b to 12d. The CATCH shall be integrated in TRACES referred to in Regulation (EU) 2017/625(*).  Sequence 5
Article 4, first paragraph, point (6), amending provision(2)				
1235	2. All exchanges of information in relation to the		2. <del>All</del> Exchanges of information <u>and data</u> in relation to the	<i>GA accepted by EP and COM</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	importation of fishery products and related checks, risk management, verifications and controls, documents such as importer declarations, catch certificates, declarations and authorisations of transshipments, processing statements, applications or decisions, between the importer and the competent authorities of Member States, between Member States competent authorities or between Member States competent authorities and the Commission as foreseen in this Regulation, shall be made using CATCH.		importation <u>and re-exportation</u> of fishery products and related checks, risk management, verifications and controls, documents <u>referred to in this Chapter</u> such as importer declarations, catch certificates, <del>declarations and authorisations of transshipments, processing re-export certificates</del> statements, applications or decisions, between the importer <u>and re-exporter</u> and the competent authorities of Member States, between Member States competent authorities or between Member States competent authorities and the Commission as foreseen in this Regulation, shall be made using CATCH.	
Article 4, first paragraph, point (6), amending provision(3)				
1236	3. The Commission is empowered to adopt delegated acts in accordance with the Article 54b concerning the cases where, and the conditions under which, temporary exemptions from the application of paragraph 3		3. The Commission is empowered to adopt delegated acts in accordance with the Article 54b concerning the cases where, and the conditions under which, temporary exemptions from the application of paragraph <del>3</del> 2 of this Article can be established.	<i>GA accepted by EP and COM</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	of this Article can be established.			
Article 4, first paragraph, point (6), amending provision(4)				
1237	4. Member States' competent authorities shall use the information submitted by importers by use of the CATCH, as established under paragraph 16(1), for quantity management as well as, based on risk management, for carrying out their checks and verifications and for taking decisions as established under this Chapter and delegated and implementing acts referred to in this Chapter and in Article 54a of this Regulation.		4. Member States' competent authorities shall use the information submitted by importers by use of the CATCH, as established under <del>paragraph</del> <u>Article</u> 16(1), for quantity management as well as, based on risk management, for carrying out their checks and verifications and for taking decisions as established under this Chapter and delegated and implementing acts referred to in this Chapter and in Article 54a of this Regulation.	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, seventh paragraph				
1238	Article 12b		Article 12b	<i>COM proposal accepted by Council and EP</i>
Article 4, first paragraph, point (6), amending provision, eighth paragraph				
1239	General functionalities of the		General functionalities of the	<i>COM proposal accepted by</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	CATCH		CATCH	<i>Council and EP</i>
Article 4, first paragraph, point (6), amending provision(1)				
1240	The CATCH shall:		<u>1.</u> The CATCH shall:	<i>GA accepted by EP and COM</i>  Sequence 5
Article 4, first paragraph, point (6), amending provision(1)(a)				
1241	(a) allow for the computerised submission, handling, management and exchange of information, data and documents necessary for the performance of checks, risk management, verifications, controls and decisions as referred to in this Chapter, the related rules in Commission Regulation (EC) No. 1010/2009 and delegated and implementing acts referred to in this Chapter and in Article 54a of this Regulation, among Member States' competent authorities, between Member States' competent authorities and the Commission and, where appropriate, between Member States' competent		(a) allow for the computerised submission, handling, management and exchange of information, data and documents necessary for the performance of checks, risk management, verifications, controls, <u>quantity management</u> and decisions as referred to in this Chapter; <u>and</u> the related <del>rules in Commission Regulation (EC) No. 1010/2009</del> <u>and</u> delegated and implementing acts referred to in this Chapter and in Article 54a of this Regulation, among Member States' competent authorities, between Member States' competent authorities and the Commission and, where appropriate, between Member States' competent authorities <del>and the Commission,</del> with competent	<i>GA accepted by EP and COM.</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	authorities and the Commission with competent authorities of flag States, countries of processing and other third countries concerned, importers and exporters;		authorities of flag States, countries of processing and other third countries concerned, importers and exporters;	
Article 4, first paragraph, point (6), amending provision(1)(b)				
1242	(b) provide for a quantity management mechanism, which ensures that the product weight declared by the importers for imports under one catch certificate are not higher than the weight recorded and validated in such catch certificate;		(b) provide for a quantity management mechanism, which ensures that the <del>product</del> -weight <del>declared by the importers for imports</del> <u>of the raw material for one or several importations</u> under one <u>single</u> catch certificate <del>are</del> <u>is</u> not higher than the weight <del>recorded and</del> validated in such <del>catch</del> certificate;	<i>GA accepted by EP and COM.</i>  Sequence 5
Article 4, first paragraph, point (6), amending provision(1)(c)				
1243	(c) provide for the possibility of exchange of information, data and documents relevant for the importation and exportation of fishery products in accordance with the provisions of this Chapter and		(c) <u>by ... [24 months after the date of application of this Regulation]</u> provide for the possibility of exchange of information, data and documents relevant for the importation and <del>exportation</del> <u>re-exportation</u> of	<i>GA accepted by EP and COM.</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	delegated and implementing acts referred to in this Chapter and in Article 54a of this Regulation, with other Member States' authorities and with Member States' customs authorities through the EU Single Window;		fishery products in accordance with the provisions of this Chapter and <i>the related</i> delegated and implementing acts <del>referred to in this Chapter and in Article 54a of this Regulation,</del> with other Member States' authorities and with Member States' customs authorities through the EU Single Window;	
Article 4, first paragraph, point (6), amending provision(1)(d)				
1244	(d) provide for the possibility of electronic risk management and analysis.		(d) provide for the possibility of electronic risk management and analysis.	<i>COM proposal accepted by Council and EP</i>  Sequence 5
Article 4, first paragraph, point (6), amending provision(2)				
1244a			<u>2. The CATCH may interoperate with other systems relevant for the fight against IUU fishing, including through an interface with existing and fully functioning national IT-systems.</u>	<i>GA accepted by EP and COM.</i>  Sequence 5
Article 4, first paragraph, point (6), amending provision, tenth paragraph				
1245	Article 12c		Article 12c	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				Sequence 5
Article 4, first paragraph, point (6), amending provision, eleventh paragraph				
1246	The functioning of the CATCH		The functioning of the CATCH	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, twelfth paragraph, introductory part				
1247	In accordance with the rules laid down for IMSOC, the Commission may adopt implementing acts for the functioning of the CATCH which lay down:		In accordance with the rules laid down for <del>IMSOC</del> <i>TRACES</i> , the Commission may adopt implementing acts for the functioning of the CATCH which lay down:	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, twelfth paragraph(a)				
1248	(a) the technical specifications of the CATCH as a system component of IMSOC, including the electronic data exchange mechanism for exchanges with existing national systems, identification of applicable standards, definition of message structures, data		(a) the technical specifications of the CATCH as a system component of <del>IMSOC</del> <i>TRACES</i> , including the electronic data exchange mechanism for exchanges with existing national <del>and other</del> systems, identification of applicable standards, definition of message structures, <del>access condition</del> , data dictionaries,	<i>GA accepted by EP and COM</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	dictionaries, exchange of protocols and procedures;		exchange of protocols and procedures;	
Article 4, first paragraph, point (6), amending provision, twelfth paragraph(b)				
1249	(b) the specific rules for the functioning of the CATCH and of its system components to ensure protection of personal data and security of exchange of information;		(b) the specific rules for the functioning of the CATCH and of its system components to ensure protection of personal data and security of exchange of information;	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, twelfth paragraph(c)				
1250	(c) contingency arrangements to be applied in the event of unavailability of any of the functionalities of the CATCH;		(c) contingency arrangements to be applied in the event of unavailability of any of the functionalities of the CATCH;	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, twelfth paragraph(d)				
1251	(d) the cases where, and the conditions under which, the third countries and regional fisheries management organisations referred to in Article 13 of this Regulation may be granted partial access to the functionalities of the		(d) the cases where, and the conditions under which, the third countries and regional fisheries management organisations referred to in Article 13 of this Regulation <i>or other international organisations</i> may be granted partial access to the functionalities	<i>GA accepted by EP and COM.</i> Sequence 5



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	CATCH and the practical arrangements of such access;		of the CATCH and the <del>practical arrangements</del> <u>technical specifications</u> of such access;	
Article 4, first paragraph, point (6), amending provision, twelfth paragraph(e)				
1252	(e) the rules under which electronic documents, including the electronic signature, validated or endorsed by the competent authorities of third countries can be accepted by the competent authorities;		(e) the rules under which electronic documents, <del>including the electronic signature,</del> <u>are validated or endorsed by the competent authorities of third countries can be accepted by the competent authorities in accordance with the Regulation (EU) 2014/910;</u>	<i>GA accepted by EP and COM.</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (6), amending provision, twelfth paragraph(f)				
1253	(f) the templates, forms and rules, including for electronic formats, for the issuance of official documents foreseen under this Regulation, other than the specimen foreseen in Annex II and its Appendix as well as the form foreseen in Annex IV of this Regulation.		(f) the templates, forms and rules, including for electronic formats, for the issuance of official documents foreseen under this Regulation, other than the specimen foreseen in <i>Annex II and its Appendix as well as the form foreseen in Annex IV of this Regulation. <u>this Chapter and related Annexes</u></i>	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, thirteenth paragraph				
1254	Those implementing acts shall be adopted in accordance with the procedure referred to in Article 54(2).		Those implementing acts shall be adopted in accordance with the procedure referred to in Article 54(2).	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, fourteenth paragraph				
1255	Article 12d		Article 12d	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, fifteenth paragraph				
1256	Protection of personal data		Protection of personal data	<i>COM proposal accepted by Council and EP</i>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
				Sequence 5
Article 4, first paragraph, point (6), amending provision(1)				
1257	1. Regulation (EU) 2016/679 of the European Parliament and of the Council(**) and Regulation (EU) 2018/XX of the European Parliament and of the Council(***) shall apply to the extent that the information processed through the CATCH contains personal data as defined in Article 4(1) of Regulation (EU) 2016/679.		1. Regulation (EU) 2016/679 of the European Parliament and of the Council(**) and Regulation (EU) 2018/XX of the European Parliament and of the Council(***) shall apply to the extent that the information processed through the CATCH contains personal data as defined in Article 4(1) of Regulation (EU) 2016/679.	<i>Updated COM proposal accepted by Council and EP</i>  1. Regulation (EU) 2016/679 of the European Parliament and of the Council(**) and Regulation (EU) 2018/1725 of the European Parliament and of the Council(***) shall apply to the extent that the information processed through the CATCH contains personal data as defined in Article 4(1) of Regulation (EU) 2016/679.  Sequence 5
Article 4, first paragraph, point (6), amending provision(2)				
1258	2. In relation to their responsibilities to transmit the relevant information to the CATCH and the processing of any personal data that might result from that activity, the competent authorities of the		2. In relation to their responsibilities to transmit the relevant information to the CATCH and the processing of any personal data that might result from that activity, the competent authorities of the Member States	<i>COM proposal accepted by Council and EP</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	Member States shall be regarded as controllers as defined in Article 4(7) of Regulation (EU) 2016/679.		shall be regarded as controllers as defined in Article 4(7) of Regulation (EU) 2016/679.	
Article 4, first paragraph, point (6), amending provision(3), first subparagraph				
1259	3. The Commission shall be regarded as controller as defined in point (b) of Article 3(2) of Regulation (EU) 2018/XX in relation to its responsibility to manage the CATCH and the processing of any personal data that might result from that activity.		3. The Commission shall be regarded as controller as defined in point <del>(b)</del> (8) of Article <del>3(2)</del> 3 of Regulation (EU) <del>2018/XX</del> 2018/1725 in relation to its responsibility to manage the CATCH and the processing of any personal data that might result from that activity.	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (6), amending provision(3), second subparagraph				
1260	Member States and the Commission shall ensure that the CATCH complies with the rules on personal data protection established under Articles 134 and 135 of Regulation (EU) 2017/625.		Member States and the Commission shall ensure that the CATCH complies with the rules on personal data protection established under Articles 134 and 135 of Regulation (EU) 2017/625.	<i>COM proposal accepted by Council and EP</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (6), amending provision, nineteenth paragraph				
1261	Article 12e		Article 12e	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (6), amending provision, twentieth paragraph				
1262	Data security "		Data security "	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (7)				
1263	(7) Member States and the Commission shall ensure that the CATCH complies with the rules on data security established under Articles 134 and 136 of Regulation (EU) 2017/625.		(7) Member States and the Commission shall ensure that the CATCH complies with the rules on data security established under Articles 134 and 136 of Regulation (EU) 2017/625.	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (7a), introductory part				
1263a			<u><a href="#">(7a) in Article 14, paragraph 1 is replaced by the following:</a></u>	<i>GA accepted by EP and COM</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (7a), amending provision(1), introductory part				
1263b			" <u>1. In order to import fishery products transported in the same form to the Union from a third country other than the flag State or State of processing referred to in paragraph 2 of this Article, the importer shall submit to the authorities of the Member States of importation:</u>	Sequence 5
Article 4, first paragraph, point (7a), amending provision(1)(a)				
1263c			<u>(a) the catch certificate(s) validated by the flag State and, if relevant, the statement endorsed referred to in paragraph 2 of this Article, as follows:</u>	GA accepted by EP and COM Sequence 5
Article 4, first paragraph, point (7a), amending provision(1)(a)(i)				
1263d			<u>(i) the original catch certificate(s) and, if relevant, the original of the statement referred to in paragraph 2 of this Article, of the fishery products concerned if the total consignment is exported; or</u>	GA accepted by EP and COM Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (7a), amending provision(1)(a)(ii)				
1263e			<u>(ii) a copy of the original catch certificate(s) and, if relevant, a copy of the statement referred to in paragraph 2 of this Article where only a part of the fishery products concerned is exported in the consignment; and</u>	<i>GA accepted by EP and COM.</i> Sequence 5
Article 4, first paragraph, point (7a), amending provision(1)(b)				
1263f			<u>(b) documented evidence that the fishery products did not undergo operations other than unloading, reloading or any operation designed to preserve them in good and genuine condition, and remained under the surveillance of the competent authorities in that third country.</u>	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (7a), amending provision, first paragraph				
1263g			<u>Documented evidence shall be provided by means of:</u>	<i>GA accepted by EP and COM</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (7a), amending provision(1)(b)(i)				
1263h			<u>(i) if the whole consignment related to a catch certificate and, if relevant, to the statement referred to in paragraph 2 is exported, the single transport document issued to cover the passage from the territory of the flag State or processing State through that third country; or</u>	GA accepted by EP and COM Sequence 5
Article 4, first paragraph, point (7a), amending provision(1)(b)(ii)				
1263i			<u>(ii) if the original consignment related to a catch certificate and, if relevant, to the statement referred to in paragraph 2 is split, a document issued by the competent authorities of that third country:</u>	GA accepted by EP and COM Sequence 5
Article 4, first paragraph, point (7a), amending provision(1)(b)(ii), first indent				
1263j			<u>- giving an exact description of the fishery products and the weight of the exported consignment, the dates of unloading and reloading of the products and, where applicable,</u>	GA accepted by EP and COM. Sequence 5



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<u>the names of the ships, or the other means of transport used, and</u>	
Article 4, first paragraph, point (7a), amending provision(1)(b)(ii), second indent				
1263k			<u>- indicating the name and approval number of the storage facility and the conditions under which the fishery products remained in that third country.</u>	GA accepted by EP and COM Sequence 5
Article 4, first paragraph, point (7a), amending provision, second paragraph				
1263l			<u>Where the species concerned are subject to a regional fisheries management organisation catch documentation scheme which has been recognised under Article 13, the documents referred to above may be replaced by the reexport certificate of that catch documentation scheme, provided that the third country has fulfilled its notification requirements accordingly.</u>	GA accepted by EP and COM Sequence 5 "

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (8), introductory part				
1264	(8) in Article 14, paragraph 2 is replaced by the following:		(8) in Article 14, paragraph 2 is replaced by the following:	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (8), amending provision(2), first subparagraph, introductory part				
1265	2. In order to import fishery products constituting one single consignment and which have been processed in a third country, the importer shall submit to the authorities of the Member State of importation a statement established by the processing plant in that third country and endorsed by its competent authorities in accordance with the form in Annex IV:		2. In order to import fishery products constituting one single consignment and which have been processed in a third country, the importer shall submit to the authorities of the Member State of importation a statement established by the processing plant in that third country and endorsed by its competent authorities in accordance with the form in Annex IV:	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (8), amending provision(2), first subparagraph(a)				
1266	(a) giving an exact description of the unprocessed and processed products and their respective quantities;		(a) giving an exact description of the unprocessed and processed products and their respective quantities;	<i>COM proposal accepted by Council and EP</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (8), amending provision(2), first subparagraph(b)				
1267	(b) indicating that the processed products have been processed in that third country from catches accompanied by catch certificate(s) validated by the flag State; and		(b) indicating that the processed products have been processed in that third country from catches accompanied by catch certificate(s) validated by the flag State; and	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (8), amending provision(2), first subparagraph(c), introductory part				
1268	(c) accompanied by:		(c) accompanied by:	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (8), amending provision(2), first subparagraph(c)(i)				
1269	(i) the original catch certificate(s) where the totality of the catches concerned has been used for the processing of the fishery products exported in a single consignment; or		(i) the original catch certificate(s) where the totality of the catches concerned has been used for the processing of the fishery products exported in a single consignment; or	<i>COM proposal accepted by Council and EP</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (8), amending provision(2), first subparagraph(c)(ii)				
1270	(ii) a copy of the original catch certificate(s), where part of the catches concerned has been used for the processing of the fishery products exported in a single consignment.		(ii) a copy of the original catch certificate(s), where part of the catches concerned has been used for the processing of the fishery products exported in a single consignment.	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (8), amending provision(2), second subparagraph, introductory part				
1271	For the purposes of trade facilitation, the endorsement of the statement by competent authorities is not required if:		<i>For the purposes of trade facilitation, the endorsement of the statement by competent authorities is not required if:</i>	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (8), amending provision(2), second subparagraph(d)				
1272	(d) the fishery products concerned are caught by fishing vessels flying the flag of the country where those fishery products are processed and;		<i>(d) the fishery products concerned are caught by fishing vessels flying the flag of the country where those fishery products are processed and;</i>	<i>GA accepted by EP and COM</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (8), amending provision(2), second subparagraph(e)				
1273	(e) the competent authority for endorsement is identical to the flag State authority competent for catch certificate validation as notified to the Commission in accordance with Article 20(1) of this Regulation.		<del>(e) the competent authority for endorsement is identical to the flag State authority competent for catch certificate validation as notified to the Commission in accordance with Article 20(1) of this Regulation.</del>	GA accepted by EP and COM Sequence 5
Article 4, first paragraph, point (8), amending provision(2), third subparagraph				
1274	Where the species concerned are subject to a regional fisheries management organisations catch documentation scheme which has been recognised under Article 13, the statement may be replaced by the re-export certificate of that catch documentation scheme, provided that the third country of processing has fulfilled its notification requirements accordingly.		Where the species concerned are subject to a regional fisheries management organisations catch documentation scheme which has been recognised under Article 13, the statement may be replaced by the re-export certificate of that catch documentation scheme, provided that the third country of processing has fulfilled its notification requirements accordingly.	COM proposal accepted by Council and EP Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (8), amending provision(2), fourth subparagraph				
1275	(* Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products (OJ L 95, 7.4.2017, p. 1)		(* Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products (OJ L 95, 7.4.2017, p. 1)	<i>COM proposal accepted by Council and EP</i>  Sequence 5
Article 4, first paragraph, point (8), amending provision(2), fifth subparagraph				
1276	(**) Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L119, 4.5.2016, p. 1).		(**) Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L119, 4.5.2016, p. 1).	<i>COM proposal accepted by Council and EP</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (8), amending provision(2), sixth subparagraph				
1277	(***) Proposal for a Regulation of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (COM (2017)8 final, 10.1.2017). "		(***) <i>Proposal for a Regulation Regulation (EU) 2018/1725</i> of the European Parliament and of the Council <i>of 23 October 2018</i> on the protection of <i>individuals natural persons</i> with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC ( <del>COM (2017)8 final, 10.1.2017</del> <i>OJ L 295, 21.11.2018, p. 39</i> ). "	<i>GA accepted by EP and COM</i>  Sequence 5
Article 4, first paragraph, point (9), introductory part				
1278	(9) in Article 16, paragraph 1 is replaced by the following:		(9) in Article 16, paragraph 1 is replaced by the following:	<i>COM proposal accepted by Council and EP</i>  Sequence 5
Article 4, first paragraph, point (9), amending provision(1)				
1279	" 1. The importer of fishery		" 1. The importer of fishery	<i>GA accepted by EP and COM</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	<p>products into the Union shall submit the catch certificate, as established in Article 12(4), together with its transport details as specified in appendix of Annex II, the statement of the processing plant as established in Article 14(2) and other information as required in Articles 12, 14, and 17, electronically via CATCH to the competent authorities of the Member State in which the product is intended to be imported. The catch certificate together with its transport details, the statement of the processing plant and other information as required in Articles 12 and 14 have to be submitted at least three working days before the estimated time of arrival at the place of entry into the territory of the Union. The deadline of three working days may be adapted according to the type of fishery product, the distance to the place of entry into the territory of the Union or the transport means used. Those competent authorities shall, on</p>		<p>products into the Union shall submit the catch certificate, as established in Article 12(4), together with its transport details as specified in appendix of Annex II, the statement of the processing plant as established in Article 14(2) and other information as required in Articles 12, 14, and 17, electronically via CATCH to the competent authorities of the Member State in which the product is intended to be imported. The catch certificate together with <del>its transport details, the statement of the processing plant and other information as required in Articles 12 and 14</del> <u>have all the relevant accompanying documents</u> has to be submitted at least three working days before the estimated time of arrival at the place of entry into the territory of the Union. The deadline of three working days may be adapted according to the type of fishery product, the distance to the place of entry into the territory of the Union or the transport means used. Those competent authorities shall, on the basis of risk management, check</p>	



	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	the basis of risk management, check all submitted documents, in particular the catch certificate in the light of the information provided in the notification received from the flag State in accordance with Articles 20 and 22. "		all submitted documents, in particular the catch certificate in the light of the information provided in the notification received from the flag State in accordance with Articles 20 and 22. "	
Article 4, first paragraph, point (9a), introductory part				
1279a			<u>(9a) In Article 17, paragraph 3 is replaced by the following:</u>	<i>GA accepted by EP and COM</i> Sequence 5
Article 4, first paragraph, point (9a), amending provision,(3)				
1279b			" <u>3. Verification shall focus on risks identified on the basis of risk-management criteria determined at Union level. In addition, Member States may develop additional national criteria for the same purpose. Member States shall notify to the Commission their national criteria and any updates thereof. The Union criteria shall be determined in accordance with</u>	<i>GA accepted by EP and COM</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
			<a href="#">the examination procedure referred to in Article 54(2).</a> "	
Article 4, first paragraph, point (16), introductory part				
1300	(16) the following Articles 54a and 54b are inserted:		(16) the following Articles 54a and 54b are inserted:	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (16), amending provision, first paragraph				
1301	" Article 54a		" Article 54a	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (16), amending provision, second paragraph				
1302	Amendment of Annexes		Amendment of Annexes	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (16), amending provision, third paragraph				
1303	The Commission is empowered to adopt delegated acts in accordance with Article 54b amending Annex II with its Appendix and Annex IV, in order to take into account international developments in		The Commission is empowered to adopt delegated acts in accordance with Article 54b amending Annex <a href="#">I, II</a> with its Appendix, <a href="#">Annex IV and documents referred to in Article 14 (1) and Annex IV</a> , in order to take into account	<i>Support the following text:</i>  The Commission is empowered to adopt delegated acts in accordance with Article 54b amending Annex I, Annex II, including its Appendix, and Annex IV, as well as

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	catch documentation schemes, scientific developments and technical progress including adaptations for the purpose of the implementation of the CATCH.		international developments in catch documentation schemes, scientific developments and technical progress including adaptations for the purpose of the implementation of the CATCH.	supplementing this Regulation by adopting and keeping up to date a template for the document referred to in point (b)(ii) of Article 14(1), in order to take into account international developments in catch documentation schemes, scientific developments and technical progress, including adaptations for the purpose of the implementation of the CATCH. The Commission is also empowered, in accordance with the same procedure, to amend Annex I each year on the basis of the information collected under Chapters II, III, IV, V, VIII, X and XII.  Sequence 5
Article 4, first paragraph, point (16), amending provision, fourth paragraph				
1304	Article 54b		Article 54b	<i>COM proposal accepted by Council and EP</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (16), amending provision, fifth paragraph				
1305	Exercise of the delegation		Exercise of the delegation	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (16), amending provision(1)				
1306	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.		1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (16), amending provision(2)				
1307	2. The delegation of powers referred to in Articles 12a(3) and 54a shall be conferred for an indeterminate period of time.		2. The delegation of powers referred to in Articles 12a(3) and 54a shall be conferred for an indeterminate period of time.	<i>COM proposal accepted by Council and EP</i> Sequence 5
Article 4, first paragraph, point (16), amending provision(3)				
1308	3. The delegation of powers referred to in Articles 12a(3) and 54a may be revoked at any time by the European Parliament or by the Council. A decision of revocation shall		3. The delegation of powers referred to in Articles 12a(3) and 54a may be revoked at any time by the European Parliament or by the Council. A decision of revocation shall put an end to the	<i>COM proposal accepted by Council and EP</i> Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.		delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	
Article 4, first paragraph, point (16), amending provision(4)				
1309	4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.		4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	<i>COM proposal accepted by Council and EP</i>  Sequence 5
Article 4, first paragraph, point (16), amending provision(5)				
1310	5. A delegated act adopted pursuant to Articles 12a(3) and 54a shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament		5. A delegated act adopted pursuant to Articles 12a(3) and 54a shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament and the Council or if, before the expiry	<i>COM proposal accepted by Council and EP</i>  Sequence 5

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
	and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by 2 months at the initiative of the European Parliament or the Council. "		of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by 2 months at the initiative of the European Parliament or the Council. "	
Article 4, first paragraph, point (17)				
1311	(17) Annex II and its Appendix are replaced by the text set out in Annex II to this Regulation.		(17) Annex II and its Appendix are replaced by the text set out in Annex II to this Regulation.	<i>COM proposal accepted by Council and EP</i>  Sequence 5
Article 4, first paragraph, point (18), introductory part				
1312	(18) in Annex IV, the introductory sentence is replaced by the following:		(18) in Annex IV, the introductory sentence is replaced by the following:	<i>COM proposal accepted by Council and EP</i>  Sequence 5
Article 4, first paragraph, point (18), amending provision, first paragraph				
1312a			“ <u><a href="#">DOCUMENT NUMBER (insert document number)</a></u>	<i>GA accepted by EP and COM.</i>  Sequence 5

	<b>Commission Proposal</b>	<b>EP Mandate</b>	<b>2018/0193 (COD) Council Mandate</b>	<b>Presidency's proposed mandate</b>

	Commission Proposal	EP Mandate	2018/0193 (COD) Council Mandate	Presidency's proposed mandate
Article 4, first paragraph, point (18), amending provision, first paragraph				
1313	<p>“</p> <p>I confirm that the processed fishery products: ... (product description and Combined Nomenclature code) have been obtained from catches under the following catch certificate(s):”</p> <p>“</p>		<p>I confirm that the processed fishery products: ... (product description and Combined Nomenclature code) have been obtained from catches under the following catch certificate(s):”</p> <p>“</p>	<p><i>COM proposal accepted by Council and EP</i></p> <p>Sequence 5</p>



Comment: *The Presidency suggests to modify the GA as follows (sections in which changes to the GA are suggested are highlighted in grey for better visibility):*

## ANNEX II

Annex II to Regulation (EC) No 1005/2008 and the Appendix to that Annex are replaced by the following:

**ANNEX II – European Union Catch Certificate and Re-Export Certificate**

<b>(i) EUROPEAN UNION CATCH CERTIFICATE</b>					
<b>Document number</b>			<b>Validating Authority</b>		
<b>1. Name</b>		<b>Address</b>		<b>Tel. Fax</b>	
<b>2. Fishing Vessel Name</b>		<b>Flag - Home Port &amp; Registration Number</b>		<b>Call Sign</b>	<b>IMO/Lloyd's Number (if issued) number or, if it's not applicable, other Unique Vessel Identifier (if applicable)</b>
<b>Fishing licence No. – Valid to</b>		<b>Inmarsat-Mobile satellite service No. Telefax No. Telephone No. E-mail address (if issued)</b>			
<b><u>Fishing gear (1)</u></b>					
<b>3. Description of Product</b>		<b>Type of processing authorised on board:</b>		<b>4. References of applicable conservation and management measures</b>	
<b>Species</b>	<b>Product code</b>	<b>Catch area(s) and catch date(s) (from - to) (2)</b>	<b>Estimated live weight to be landed (net fish weight in kg)</b>	<b>Estimated live weight to be landed (Net fish catch weight in kg)</b>	<b>Verified weight landed (net catch weight in kg) (3)</b>
<b>5. Name of master of fishing vessel <u>or of fishing licence holder</u> - Signature—Seal:</b>					
<b>6. Declaration of Transshipment at Sea</b> Name of Master of Fishing vessel			<b>Signature and Date</b>	<b>Transshipment Date/Area/Position</b>	<b>Estimated weight (kg)</b>
<b>Master of Receiving Vessel</b>	<b>Signature</b>	<b>Vessel Name</b>	<b>Call Sign</b>	<b>IMO/Lloyds Number (if issued) number or, if it's not applicable, other Unique Vessel Identifier (if applicable)</b>	

7. Transhipment and/or landing authorisation within a Port Area:							
Name	Authority	Signature	Address	Tel.	Port of Landing (as appropriate)	Date of Landing (as appropriate)	Seal (Stamp)
					Port of transhipment (as appropriate)	Date of transhipment (as appropriate)	<u>Name and registration number of receiving vessel</u>
						<u>IMO number or, if it's not applicable, other Unique Vessel Identifier (if applicable) of receiving vessel</u>	
8. Name and address of Exporter		Signature		Date		Seal	
9. Flag State Authority Validation:							
Name/Title		Signature		Date		Seal (Stamp)	
10. Transport details : <i>See Appendix</i>							
11. Importer Declaration:							
Company, name, address, EORI number and contact details of importer <del>of importer</del> (specify details)		Signature		Date		Seal	
Company, name, address, EORI number and contact details of representative of the importer (specify details)		Signature		Date		Seal	
Product description:		CN code		<del>Product description</del>		Net weight in kg	<u>Net fishery product weight in kg</u>
Document under Article 14(1) of Regulation (EC) No 1005/2008:		Yes / no (as appropriate)		References			
Document under Article 14(2) of Regulation (EC) No 1005/2008:		Yes / no (as appropriate)		References (Processing statement document number(s)):			

Member State and office of import				
Means of transport upon arrival (air, vehicle, ship, train)	Transport document reference	Estimated time of arrival (if submission under Art. 12(1) of Regulation (EC) No 1005/2008)		
Customs declaration number (if issued)	CHVED number (if available)			
12. Import control: Authority	Place	Importation authorised(4 <sup>±</sup> )	Importation suspended(4 <sup>±</sup> )	Verification requested - date
13. Refusal of Catch Certificate	Catch certificate refused on the basis of:			(4 <sup>±</sup> )
	Art. 18 (1a)			
	Art. 18 (1b)			
	Art. 18 (1c)			
	Art. 18 (1d)			
	Art. 18 (1e)			
	Art. 18 (1f)			
	Art. 18 (1g)			
	Art. 18 (2a)			
	Art. 18 (2b)			
	Art. 18 (2c)			
	Art. 18 (2d)			

(\* ) Tick as appropriate

**(1) Code to be used in accordance with International Standard Statistical Classification of Fishing Gear**

**(2) Catch area:**

- **FAO area(s); and**
- **Exclusive Economic Zone(s) and/or High Seas; and**
- **Relevant Regional Fisheries Management Organisation Convention Area(s)**

**(3) To be filled only if verified in the context of an official inspection**

**(4) Tick as appropriate**

Overview of sequences

Revision of Fisheries Control  
Workplan ("Sequencing of provisions")<sup>31</sup>

Sequence	Regulations	Main topics	Provisions (of the concerned regulations)
Sequence 1	<b>EFCA Regulation 2019/473 (Article 2 of Commission proposal)</b>	<b>EFCA</b>	All provisions of the EFCA regulation for which amendments are suggested, including: <ul style="list-style-type: none"> <li>• Personal data protection (Article 17)</li> <li>• Agency officials as union inspectors (Article 19)</li> <li>• Administrative board (Article 35)</li> <li>• Revenue of the Agency (Article 44)</li> <li>• EP Amendments 285 to 293</li> </ul>
Sequence 2	<b>Control Regulation (Article 1 of Commission proposal)</b>	<b>Definitions</b>	<ul style="list-style-type: none"> <li>• Article 4 ("multiannual plan")</li> <li>• definitions that are not linked to Articles and therefore part of other sequences</li> </ul>
Sequence 3	<b>Control Regulation</b>	<b>Licence and authorisation</b>	<ul style="list-style-type: none"> <li>• New definitions e.g. "fishing vessel" (Council GA)</li> <li>• Licences and authorisations - Articles 6 and 7</li> <li>• Markings of vessels and gears - Article 8</li> </ul>
Sequence 4	<b>Control Regulation</b>	<b>Fishing without a vessel</b>	<ul style="list-style-type: none"> <li>• New Article 54d/ EP Amendment 161 and EP Amendment 53 (definition of "fishing without a vessel")</li> </ul>
Sequence 5	<b>IUU Regulation (Article 4 of Commission proposal)</b>	<b>IT CATCH - digital management of catch certificates</b>	<ul style="list-style-type: none"> <li>• Articles 12a to 12e, 14, 16, 17, 54a and 54b</li> <li>• Annexes II and IV to the IUU regulation – catch certificate</li> </ul>
Sequence 6	<b>Control Regulation IUU Regulation</b>	<b>National control programme, surveillance and inspections</b>	Control Regulation: <ul style="list-style-type: none"> <li>• Separate stowage – Article 44</li> <li>• Observers – Article 73</li> <li>• Inspections and inspection reports - Articles 74 to 78</li> <li>• Union inspectors – Article 79</li> <li>• National control programmes – Article 93a</li> <li>• SCIPS – Article 95</li> </ul> IUU Regulation: <ul style="list-style-type: none"> <li>• Articles 10 and 11</li> </ul>

<sup>31</sup> Note that the list of Articles in column 4 is non-exhaustive and specific Articles can be added to certain sequences during the negotiations.

Sequence	Regulations	Main topics	Provisions (of the concerned regulations)
Sequence 7	<b>Control Regulation and SMEFF Regulation (Regulation (EU) 2017/2403)</b>	<b>Digitalisation of the catch reporting</b>	<ul style="list-style-type: none"> <li>• Definition of fishing vessels, catching vessels – Article 4</li> <li>• Logbook - Article 14 (except para 4 on MOT), 15, 15a - logbook – New article 15aa ( Council GA)</li> <li>• Prior notification - Articles 17, 19a,</li> <li>• Transshipment - Articles 20, 21, 22 (except Article 21(3) on Margin of tolerance (MOT))</li> <li>• New Article 5a of Council General Approach (Amendments to SMEFF Regulation, Chapter VI, Article 28 “Transshipment operations”)</li> <li>• Landing declaration – Articles 23, 24</li> </ul>
Sequence 8	<b>Control Regulation</b>	<b>Weighing, sales note, etc.</b>	<ul style="list-style-type: none"> <li>• Weighing – Articles 59a , 60 and 60a</li> <li>• Sales note – Article 62, 64, 65</li> <li>• Take-over declaration – Article 65</li> <li>• Transport document – Article 68 (except para. 4 on MOT as per EP amendment 205)</li> </ul>
Sequence 9	<b>Control Regulation</b>	<b>Tracking of fishing vessels &amp; fishing restricted areas</b>	<ul style="list-style-type: none"> <li>• Definition of vessel position data and fishing restricted areas – Article 4</li> <li>• VMS - Articles 9 and 9a</li> <li>• AIS – Articles 10 and 12</li> <li>• Fishing restricted areas – Article 50</li> </ul>
Sequence 10	<b>Control Regulation and IUU Regulation</b>	<b>Enforcement, infringements and sanctions</b>	<p>Control Regulation:</p> <ul style="list-style-type: none"> <li>• Administrative and criminal sanctions – Article 89 and 89a</li> <li>• Serious infringements and criteria for serious infringements – Article 90 and Annex IV</li> <li>• Immediate enforcement measure, accompanying sanctions – Articles 91 and 91a</li> <li>• Point system – Article 92 and Annex III</li> <li>• Register of infringements – Article 93</li> <li>• New Article 93a on Union Register of infringements (EP amendment 270)</li> </ul> <p>IUU Regulation:</p> <ul style="list-style-type: none"> <li>• Article 3 and Chapter IX- Articles 42, 42a and 43</li> </ul>
Sequence 11	<b>Control Regulation and Mediterranean Regulation (EC) No 1967/2006 (Article 3 of Commission proposal)</b>	<b>Recreational fisheries</b>	<ul style="list-style-type: none"> <li>• Definition of recreational fisheries – Article 4 – EP amendment 48 (new definition of "recreational fishing charter vessel" and EP amendment 49 ( new definition of “pesca-tourism”)</li> <li>• Rules on recreational fisheries - Article 55</li> <li>• Article 3 of Commission proposal (amendments to the Med. Regulation (EC) No 1967/2006)</li> </ul>

Sequence	Regulations	Main topics	Provisions (of the concerned regulations)
Sequence 12	<b>Control Regulation</b>	<b>Data recording by MS and exchange of data</b>	<ul style="list-style-type: none"> <li>Recording of catches by MS – Articles 33, 34, 35, 36, 37</li> <li>Deductions and adjustments – Article 105 to new Article 107a (Council GA)</li> <li>Analysis and Exchange of data - Articles 109, 110 and 111</li> <li>Protection of personal &amp; confidential data – Articles 112 and 113</li> <li>Website - Article 115</li> </ul>
Sequence 13	<b>Control Regulation</b>	<b>Control in the supply chain</b>	<ul style="list-style-type: none"> <li>Definition of lot and batch - EP amendments 43 and 44</li> <li>Principle for control of marketing - Article 56</li> <li>Lots of fishery and aquaculture products – Article 56a</li> <li>Traceability – Article 58</li> <li>First sale – Article 59</li> </ul>
Sequence 14	<b>Control Regulation</b>	<b>Control of fishing capacity including Engine power</b>	<ul style="list-style-type: none"> <li>Fishing capacity - Article 38</li> <li>Monitoring of engine power - Articles 39 and 39a</li> <li>Certification of engine power - Article 40</li> <li>Verification of engine power and tonnage - Article 41</li> </ul>
Sequence 15	<b>Control Regulation</b>	<b>Control of the landing obligation - CCTVs</b>	<ul style="list-style-type: none"> <li>Article 25a (Article 13 in Council GA and EP AMs 340 , 121 to 127, 327)</li> </ul>
Sequence 16	<b>Control Regulation and Baltic Multiannual Plan (MAP) (Article 5 of Commission proposal)</b>	<b>Margins of tolerance</b>	<ul style="list-style-type: none"> <li>MOT for the logbook - Article 14(4)</li> <li>MOT for the transshipment declaration - Article 21(3) (EP AM 107)</li> <li>MOT for transport Article 68 ( 4) (d) – EP AM 205</li> <li>Article 5 of Commission proposal (amendments to the Baltic Sea MAP Regulation (EU) 2016/1139)</li> </ul>
Sequence 17	<b>Control Regulation</b>	<b>Regionalisation</b>	<ul style="list-style-type: none"> <li>New Article 46a (Council GA)</li> </ul>
Sequence 18	<b>IUU Regulation</b>	<b>Safeguard measures</b>	<ul style="list-style-type: none"> <li>New Article 32a IUU Regulation - EP amendment 295</li> </ul>
Sequence 19	<b>Amending Regulation (Article 6 of Commission Proposal)</b>	<b>Entry into force and date of application of some provisions (not part of other sequences)</b>	<ul style="list-style-type: none"> <li>Article 6 of Commission proposal – EP amendment 299</li> </ul>

**Empowerments to adopt delegated acts and implementing acts => discussed with the provision**  
**Date of application of some provisions => discussed with the provision**