

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(89) 633 final

Brussels, 12 December 1989

Proposal for a
COUNCIL REGULATION (EEC)

allocating, for 1990, Community catch quotas in Greenland waters

(presented by the Commission)

EXPLANATORY MEMORANDUM

In the framework of the Agreement on fisheries between the European Economic Community and the Government of Denmark and the Local Government of Greenland, the Parties have fixed in a Protocol laying down the conditions relating to fishing, certain catch quantities for the Community for each year, until 31 December 1994, in Greenland waters.

The Agreement allows that these quantities may be taken by vessels which do not fly the flag of a Member State of the Community to the extent to which this is necessary for the proper functioning of the fisheries agreements concluded by the Community with third countries.

It is incumbent upon the Council to allocate the share available for the Community for 1990 between Member States.

Since no fisheries agreements with third countries have as yet been concluded for 1990, a reserve of unallocated quantities has to be provided for.

Furthermore, the allocation proposed for 1990 does not prejudice in any way that which may supervene for subsequent years in order to take account of the development of the Community's new international fisheries relations with certain coastal states of the North-East Atlantic and the Baltic Sea.

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COUNCIL REGULATION (EEC) No
of
allocating, for 1990, Community catch quotas in Greenland waters

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 170/83 of 25 January 1983 establishing a Community system for the conservation and management of fishery resources (1), as amended by the Act of Accession of Spain and Portugal (2), and in particular Article 11 thereof,

Having regard to the proposal from the Commission,

Whereas the Agreement on fisheries between the European Economic Community, on the one hand, and the Government of Denmark and the local Government of Greenland, on the other (3), and the Protocol laying down the conditions relating to fishing provided for in the Agreement on Fisheries between the European Economic Community, on the one hand, and the Government of Denmark and the Home Rule Government of Greenland, on the other (4), establish the fixing quotas allocated to the Community in Greenland waters;

Whereas these catch quotas may be used by vessels not flying the flag of a Member State of the Community provided that this is necessary for the proper functioning of the fisheries agreements which the Community has concluded with third countries;

Whereas the Community shall inform the authorities responsible for Greenland of its reaction to offers regarding supplementary catch possibilities referred to in Article 8 of the Agreement on Fisheries not later than 6 weeks after receipt of the offer;

Whereas it is for the Community to lay down, in accordance with Article 3 of Regulation (EEC) N° 170/83, the conditions subject to which these catch quotas may be used by Community fishermen.

(1) OJ No L 24, 27.1.1983, p. 1
(2) OJ No L302, 15.11.1985, p. 1
(3) OJ No L 29, 1.2.1985, p. 9

Whereas, to ensure efficient management of the catch possibilities available, they should be shared out among the Member States by means of quotas in accordance with Article 4 of Regulation (EEC) N° 170/83;

Whereas the fishing activities covered by this Regulation are subject to the relevant control measures provided for by Council Regulation (EEC) N°2241/87 of 23 July 1987 establishing certain control measures for fishing activities (5), as amended by Council Regulation (EEC) N° 3483/88 of 7 November 1988 (6);

HAS ADOPTED THIS REGULATION:

Article 1

For 1990 the allocation of the Community catch quotas in Greenland waters shall be as set out in the Annex.

Article 2

The Commission may, after having consulted the Member States, decide to accept an offer by the authorities responsible for Greenland regarding supplementary catch possibilities referred to in Article 8 of the Agreement on Fisheries provided that it is in the interest of the Community to accept the offer, that the Council will not be able to take a decision at the latest 6 weeks after receipt of the offer and that the adjustment of the financial compensation for 1990 does not exceed 10 per cent of the financial compensation fixed in Article 3 of the Protocol laying down conditions relating to fishing.

Article 3

This Regulation shall enter into force on 1 January 1990.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council

The President

Annex

Allocation of Community catch quotas in Greenland waters for 1990

| Species | Area | Community Catch quotas (tonnes) | Quotas allocated to Member States (tonnes) | Unallocated (tonnes) (1) | Faroese quotas in Greenland waters according to EC/Greenland Fisheries Protocol (2)(tonnes) (shown for information only) |
|-------------------|------------|---------------------------------|--|--------------------------|--|
| 1 | 2 | 3 | 4 | 5 | 6 |
| Cod | NAFO 0/1 | 16 000 | Germany 12 320 United Kingdom 3 680 | - | |
| | ICES XIV/V | 15 000 | Germany 13 040 United Kingdom 1 960 | | |
| Redfish | NAFO 0/1 | 5 500 | Germany 5 395 United Kingdom 105 | - | |
| | ICES XIV/V | 46 820 | Germany 46 270 France 330 United Kingdom 220 | - | 500 |
| Greenland halibut | NAFO 0/1 | 1 850 | Germany 1 575 United Kingdom 75 | 200 (3) | 150 |
| | ICES XIV/V | 3 750 | Germany 3 375 United Kingdom 175 | 200 (3) | 150 |
| Halibut | NAFO 0/1 | 200 | - | 200 (3) | |
| Deep-water prawns | NAFO 0/1 | 730 |)France 925(4)(5) |)2 500 | 270 (4) |
| | ICES XIV/V | 3 620 |)Denmark 925(4)(5) |) (4)(5) | 880 |
| Catfish | NAFO 0/1 | 2 000 | Germany 2 000 | - | |
| Blue whiting | ICES XIV/V | 30 000 | Denmark 3 000 | - | |
| | | | France 3 000 | | |
| | | | Germany 24 000 | | |
| Capelin | ICES XIV/V | 30 000 | Community 30 000 | | 10 000 |

- (1) May be allocated in whole or in part to third countries.
- (2) These Faroese quotas are additional to the Community catch quotas and form part of the fishery arrangement for 1990 agreed on by the Community and the Faroe Islands.
- (3) Only to be fished by long-liners.
- (4) South of 68°N in NAFO 0/1.
- (5) To be allocated before 31 December 1989 between Areas NAFO 0/1 and ICES XIV/V within the total for each area as at column 3.

FINANCIAL STATEMENT

Date : 5 October 1989

1. Budget line concerned : 420 Expenses connected with the Fisheries Agreement concerning Greenland in Projet de Budget 1990

2. Action : New Protocol laying down the conditions to fishing EEC-Greenland

3. Legal basis : Regulation 223/85 concerning the Fisheries Agreement with Greenland

4. Objectives : Fisheries Protocol provides fishing possibilities of the Community fishermen. In view of this, it is being proposed that the Community approves this Protocol.

| 5. Financial consequence : | for the marketing year | current financial year | following financial year |
|---|------------------------|------------------------|--------------------------|
| 5.0 Expenditure | | () | |
| -charged to the EC budget (refunds/interventions) | | | |
| -charged to national administr. | | | 34.250.000 ECU |
| -charged to other national groups | | | |
| 5.1 Receipts | | | |
| -own resources of the EC (levies/customs duties) | | | |
| -national | | | |

Year Year Year1990....

5.0.1 Pluriannual pattern of expenditure

5.1.1 Pluriannual pattern of receipts

5.2 Method of calculation The annual financial compensation amounts 34.250.000 ECU

6.0 Financing possible with credits inscribed in relevant chapter of current budget? **NO/NO**

6.1 Financing possible by transfer between chapters of current budget? **NO/NO**

6.2 Necessity for a supplementary budget? **NO/NO**

6.3 Credits to be written into future budgets? **YES/NO**

Comments : Credits already foreseen in Avant Projet de Budget, line 420.

COMPETITIVENESS AND EMPLOYMENT IMPACT STATEMENT

The object of the proposed Regulation is to allocate Community catch quotas in the Greenland waters for 1990.

It will not involve undertakings in any particular obligations except the evident respect of the relevant fisheries regulations in force.

RAPPORT DE L'IMPACT SUR LA COMPETITIVITE ET L'EMPLOI

L'objet du Règlement proposé est d'allouer les quotas de capture dans les zones du Groenland pour 1990.

Cela n'implique pas d'obligation particulière excepté, évidemment le respect des règlements respectifs de pêche en vigueur.

AUSWIRKUNGEN AUF WETTBEWERBSFAHIGKEIT UND BESCHAFTIGUNG

Gegenstand der vorgeschlagenen Verordnung ist es, die Fangquoten in grönländischen Gewässern für 1990 aufzuteilen.

Diese Maßnahme bringt keine besondere Verpflichtungen für die Unternehmungen mit sich.

DOCUMENTS

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