

COMMISSION OF THE EUROPEAN COMMUNITIES

COM (89) 562 final

Brussels, 14 November 1989

Proposal for a
COUNCIL DECISION

amending Decision 87/278/EEC on Community financial contribution
to the development of the monitoring and supervision
facilities necessary for applying the Community arrangements
for the conservation of fishery resources

(presented by the Commission)

PROPOSAL FOR A COUNCIL DECISION
amending Decision 87/278/EEC on Community financial contribution
to the development of the monitoring and supervision
facilities necessary for applying the Community arrangements
for the conservation of fishery resources

EXPLANATORY MEMORANDUM

On 18 May 1987 the Council decided that the Community should contribute financially towards the improvement and modernisation of the monitoring and supervision facilities necessary for applying the Community arrangements for the conservation of fishery resources⁽¹⁾. The decision provided that the Community would reimburse, subject to a maximum of ECU 10 million, 50% of eligible expenditure incurred by Member States between 1 January 1988 and 31 December 1989.

Member States submitted to the Commission programmes for the purchase of equipment for inspection and supervision for the period between 1 January 1988 and 31 December 1989, which were declared as eligible by the Commission on 2 May 1988 (2).

Certain Member States have, however, indicated that the implementation of their programmes was delayed because of the complexity of the development of systems for monitoring fishing activities, often involving the use of sophisticated equipment and different operating bodies and because of the constraints imposed by the tendering procedures pursuant to Council Directive 77/62/EEC.

Consequently, the time limit laid down in the Council Decision must be extended to 31 December 1990 to allow the programmes to be completed and to ensure the Community's financial contribution towards the expenditure incurred. It is also necessary to provide for the possibility of the Commission amending its decision in relation to the observed trend of costs.

(1) Decision 87/278/EEC - OJ No L 135, 23.5.1987, p. 31

(2) Decision 88/307/EEC - OJ No L 136, 2.6.1988, p. 14

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 43 thereof,

Having regard to the proposal from the Commission (1),

Having regard to the opinion of the European Parliament (2),

Whereas Decision 87/278/EEC (3) provides that the Community will participate in the financial expenditure incurred by Member States on the development of the monitoring and supervision of facilities necessary for applying the Community arrangements for the conservation of fishery resources;

Whereas the said modernisation and improvement include the purchase and installation of technical and electronic equipment;

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(1)

(2)

(3) OJ No L 135, 23.5.1987, p. 31

Whereas implementation of the said modernisation and improvement has been delayed because of the complexity of designing equipment which must be particularly sophisticated to ensure total effectiveness in inspection and surveillance;

Whereas the investments planned cannot be fully implemented by 1 January 1990; whereas therefore the time limit laid down should be deferred in the Community interest to enable the planned work to be completed and to ensure Community financial participation in the expenditure involved;

Whereas the estimates of eligible expenditure must be able to be adjusted in relation to the observed trend of costs; whereas, therefore, provision should be made for the Commission decision relating to the eligibility of expenditure to be amended,

HAS ADOPTED THIS DECISION:

Article 1

Decision 87/278/EEC is amended as follows:

1. Article 1(2) is replaced by the following:

"2. The Community shall reimburse, at a rate of 50% and subject to a maximum of ECU 10 million, the eligible expenditure incurred by Member States from 1 January 1988 to 31 December 1990."

2. The following sentence is added to point 4 of the Annex:

"The Commission may amend its decision as to the eligibility of expenditure in relation to the observed trend of costs."

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Council,
The President

F I C H E F I N A N C I E R E

(à établir en Ecu)

- 1. Ligne(s) budgétaire(s) concernée(s)
4110
- 2. Montant des crédits inscrits sur cette (ces) ligne(s) pour l'exercice
3,5 MIO ECU crédit de paiement + chapitre 100 : 3 Mio ECU crédit de paiement (projet de budget 1990)
- 3. Montant des reports autorisés ou demandés (à spécifier)
 - automatiques
 - non automatique demandés :
- 4. Montant de la dépense découlant de la décision proposée à la Commission
Crédit de paiement 5.2 Mio ECU
 - a) au titre de l'exercice 1990
 - à l'aide des crédits inscrits aux lignes budgétaires visées
 - à l'aide des reports
 - à l'aide d'autres procédures (1)
(virements, budgets supplémentaires)
virement à décider dans le courant de l'année
 - b) au titre des exercices suivants (éventuellement)
- 5. Autres incidences financières de la décision (éventuellement)
- 6. Mode de calcul adopté (explicitier)
Il s'agit d'un engagement de l'exercice 1988 pour lequel des paiements doivent être crédités.

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AVIS du Directeur général des budgets :

AVIS FAVORABLE

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(1) Dans cette hypothèse, exceptionnelle, fournir une motivation détaillée.

STATEMENT CONCERNING IMPACT ON BUSINESSES

Subject : Proposal for a Council Decision amending Decision 87/278/EEC on Community financial assistance for the development of control facilities necessary for the application of the Community regime for the conservation of fishery resources

The aim of the proposed amendment is to extend by one year, until 31 December 1990, the period of application of Decision 87/278/EEC. This is necessary because certain Member States are experiencing difficulties in implementing their programmes in the time originally allowed under the Decision, for reasons which are explained in greater detail in the Explanatory Memorandum attached.

The effect on businesses of this proposal will be positive. Firstly the fishing industry in general will benefit because improved enforcement will help to conserve the fish stocks for continued rational exploitation.

Secondly, by ensuring that the programmes will be implemented as originally proposed, the planned capital investments will be secured.

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