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**PECHE 305  
DELECT 146**

**COVER NOTE**

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From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	6 October 2025
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union

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No. Cion doc.:	C(2025) 6645 final
Subject:	COMMISSION DELEGATED REGULATION (EU) .../... amending Regulation (EU) 2017/2107 of the European Parliament and of the Council as regards the number of fish aggregating devices permitted in the Convention area of the International Commission for the Conservation of Atlantic Tunas

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Delegations will find attached document C(2025) 6645 final.

Encl.: C(2025) 6645 final



EUROPEAN  
COMMISSION

Brussels, 6.10.2025  
C(2025) 6645 final

**COMMISSION DELEGATED REGULATION (EU) .../...**

**of 6.10.2025**

**amending Regulation (EU) 2017/2107 of the European Parliament and of the Council as regards the number of fish aggregating devices permitted in the Convention area of the International Commission for the Conservation of Atlantic Tunas**

## **EXPLANATORY MEMORANDUM**

### **1. CONTEXT OF THE DELEGATED ACT**

The purpose of the delegated regulation is to amend Regulation (EU) 2017/2107 of the European Parliament and of the Council<sup>1</sup> in order to implement a provision of the ICCAT Recommendation 24-01 on a multi-annual conservation and management programme for tropical tunas. The changes were adopted in the form of recommendations<sup>2</sup> at the 24<sup>th</sup> special meeting of the International Commission for the Conservation of Atlantic Tunas (ICCAT) in November 2024.

### **2. CONSULTATIONS PRIOR TO THE ADOPTION OF THE ACT**

In accordance with Article 74(4) of Regulation (EU) 2017/2107, the Commission consulted the Expert Group on Fisheries and Aquaculture on the draft regulation.

In line with the principles laid down in the Interinstitutional Agreement on Better Law-Making<sup>3</sup>, the delegated regulation was presented to the co-legislators (the European Parliament and the Council) for consultation at expert level.

### **3. LEGAL ELEMENTS OF THE DELEGATED ACT**

The delegated regulation amends Regulation (EU) 2017/2107 by:

Reducing the number of FADs per vessel with operational buoys to 288 for the years 2026 and 2027.

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<sup>1</sup> Regulation (EU) 2017/2107 of the European Parliament and of the Council of 15 November 2017 laying down management, conservation and control measures applicable in the Convention area of the International Commission for the Conservation of Atlantic Tunas (ICCAT), and amending Council Regulations (EC) No 1936/2001, (EC) No 1984/2003 and (EC) No 520/2007 (OJ L 315, 30.11.2017, p. 1), ELI: <http://data.europa.eu/eli/reg/2017/2107/oj>

<sup>2</sup> ICCAT Recommendation 24-01 on a multi-annual conservation and management programme for tropical tunas, <https://www.iccat.int/Documents/Recs/compendiopdf-e/2024-01-e.pdf>

<sup>3</sup> Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making, Interinstitutional Agreement of 13 April 2016 on Better Law-Making (OJ L 123, 12.5.2016, p. 1).

# COMMISSION DELEGATED REGULATION (EU) .../...

of 6.10.2025

**amending Regulation (EU) 2017/2107 of the European Parliament and of the Council as regards the number of fish aggregating devices permitted in the Convention area of the International Commission for the Conservation of Atlantic Tunas**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2017/2107 of the European Parliament and of the Council of 15 November 2017 laying down management, conservation and control measures applicable in the Convention area of the International Commission for the Conservation of Atlantic Tunas (ICCAT), and amending Council Regulations (EC) No 1936/2001, (EC) No 1984/2003 and (EC) No 520/2007<sup>1</sup>, and in particular Article 73(1)(i) thereof,

Whereas:

- (1) The Union is party to the International Commission for the Conservation of Atlantic Tunas (ICCAT), having approved the accession to the ICCAT Convention pursuant to Council Decision 86/238/EEC<sup>2</sup>.
- (2) ICCAT adopts measures to ensure the long-term conservation and sustainable use of the fishery resources in the ICCAT Convention area and to safeguard the marine ecosystems in which these resources occur. Such measures are binding upon the Union.
- (3) Since the adoption of Regulation (EU) 2017/2107, ICCAT has adopted, at its 2024 annual meeting, recommendation 24-01<sup>3</sup> on a multi-annual conservation and management programme for tropical tunas. ICCAT recommendation 24-01 includes a provision reducing the number of fish aggregating devices (FADs) per vessel from 300 to 288 as of 1 January 2026.
- (4) That measure should be implemented into Union law. Therefore, Regulation (EU) 2017/2107 should be amended accordingly.

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<sup>1</sup> Regulation (EU) 2017/2107 of the European Parliament and of the Council of 15 November 2017 laying down management, conservation and control measures applicable in the Convention area of the International Commission for the Conservation of Atlantic Tunas (ICCAT), and amending Council Regulations (EC) No 1936/2001, (EC) No 1984/2003 and (EC) No 520/2007 (OJ L 315, 30.11.2017, p. 1), ELI: <http://data.europa.eu/eli/reg/2017/2107/oj>

<sup>2</sup> Council Decision 86/238/EEC of 9 June 1986 on the accession of the Community to the International Convention for the Conservation of Atlantic Tunas, as amended by the Protocol annexed to the Final Act of the Conference of Plenipotentiaries of the States Parties to the Convention signed in Paris on 10 July 1984 (OJ L 162, 18.6.1986, p. 33).

<sup>3</sup> Recommendation 24-01 by ICCAT. <https://www.iccat.int/Documents/Recs/compendiopdf-e/2024-01-e.pdf>

- (5) As the provisions provided for in this Regulation have a direct impact on the planning of the fishing season of Union vessels and on related economic activities, this Regulation should enter into force as soon as possible,

HAS ADOPTED THIS REGULATION:

*Article 1*

**Amendment of Regulation (EU) 2017/2107**

Article 9(4) of Regulation (EU) 2017/2107 is replaced by the following:

“4. As of 1 January 2026, Member States shall ensure that no more than 288 FADs per vessel with operational buoys are active at the same time.”.

*Article 2*

**Entry into force**

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 6.10.2025

*For the Commission*

*The President*

*Ursula VON DER LEYEN*