



Council of the  
European Union

Brussels, 8 December 2022  
(OR. en)

---

---

**Interinstitutional File:  
2022/0343(NLE)**

---

---

**14679/22  
ADD 11**

**LIMITE**

**PECHE 460**

**NOTE**

---

From: General Secretariat of the Council

---

To: Delegations

---

No. Cion doc.: ST 14248/22 + ADD 1 + ADD 2

---

Subject: Proposal for a COUNCIL REGULATION fixing for 2023 the fishing opportunities for certain fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters, as well as fixing for 2023 and 2024 such fishing opportunities for certain deep-sea fish stocks  
- Comments from France, The Netherlands and Sweden

---

**DOCUMENT PARTIALLY ACCESSIBLE TO THE PUBLIC (20.02.2023)**

Delegations will find in the Annex written comments from France, The Netherlands and Sweden on the above-mentioned document.

**Comments from France**

*The Hague preferences :*

We note the Hague preferences are applied on several stocks that are in the list of the possible request from Ireland. However we first don't see the opportunity/consistency to apply those preferences at the level of 100% instead of taking into account only 25% (pro rata for quarter 1). Then we want to have the confirmation from Commission Ireland would request those preferences for the 2023 fishing opportunities.

*Undulate ray :*

Regarding the new 2023 advice on RJU/7DE, it will be consistent with the current negotiations and Commission mandate to delete the part of the footnote referring to the non targeting fisheries : "*This species shall not be targeted in the areas covered by this TAC*"

*Spurdog :*

We thank the Commission for this proposal that is consistent with the current advice and EU mandate in the negotiations. It answers our question transmitted to Commission.

*Celtic sea whiting :*

**DELETED**

*Seabass :*

We note that, contrary to the past years, the proposition submitted does not amend article 10 on northern seabass, in particular the dates taken into account regarding the various fishing seasons. We believe that an amendment is needed on this article as well.

*Coastal State Mackerel :*

**DELETED**

*Top-down deductions :*

It was not clear, looking at the document, if the deductions applied take into account 2022 or 2023 to downs ?

*Remedial measures in the Celtic sea :*

We understood during a regionalisation meeting that the European Parliament had requested a prolongation of its scrutiny period over the delegated act extending the current technical measures post 31.12.22.

What is the state of play and when is the publication to the official journal foreseen ?

## Comments from The Netherlands

**Preliminary comments from the Netherlands on the Commission non-paper on a Proposal for a COUNCIL REGULATION fixing for 2023 the fishing opportunities for certain fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters, as well as fixing for 2023 and 2024 such fishing opportunities for certain deep-sea fish stocks - Commission services non-paper, issued on 5 December 2022 (15466/22).**

**Date: 07-12-2022.**

### I. General Comments

The Netherlands thanks the Commission for sharing their proposal for provisional TAC's as a plan B, in case the negotiations cannot be concluded satisfactorily on time for the start of next year's fishing season. The written comments in this document do not preclude that the NL position will be complemented at a later stage. Furthermore, some parts of the proposal for the TAC and Quota Regulation demand additional analysis and hence the NL scrutiny reservation still stands.

### II. Specific Comments

*Exceptions, pages 6-7*

**DELETED**

*Article 6a, page 17 and further*

In the event that the EU and the UK have not reached an agreement on sea bass article 10 paragraphs 4 and 6 of the TQR should be included to the provisional TAC.

*Rays, SRX/2AC4 and SRX/07D, pages 60-62*

With respect to Rays, SRX/2AC4 and SRX/07D (not pre-agreed at this stage), we would suggest a higher provisional TAC aligned with last year because of the anticipated choke situation in the first quarter of 2023.

## Comments from Sweden

### Swedish comments to the non-paper on provisional TACs - ST 15466/22

Sweden generally supports the approach for provisional TACs explained in the non-paper, but has some comments and questions at this stage.

**DELETED**

Herring 4 (HER/4AB.): Seems EU-share for HER/4AB + HER/4CXB7D is set a bit high?

Cod in the Skagerrak, 3aN (COD/03AN.): Seems EU-share is a bit high, according to our calculations should be 749 if total figure is 774.

Mackerel North Sea (MAC/2A34): We will double check the figures when the tables are updated in light of the conclusion of the CS consultations and the AR for 2023.

Article 6a(1) should not apply to any of the mackerel TAC-tables.

Picked dogfish, Skagerrak, Kattegatt, 3a (DGS/03A-C.): Now set at pm. We assume that figures for provisional quota will be introduced based on the rationale explained in the introduction to the non-paper, and will double check figures once published.