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#### NOTE

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From:	General Secretariat of the Council
To:	Delegations
No. prev. doc.:	ST 13592/22 + ADD 1
Subject:	Proposal for a COUNCIL REGULATION on fixing for 2023 the fishing opportunities for certain stocks and groups of fish stocks applicable in the Mediterranean and Black Seas and amending Council Regulation (EU) 2022/110 as regards the fixing of fishing opportunities for 2022 applicable in the Mediterranean and the Black Seas - Consolidated version

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Delegations will find below a revised consolidated version on the above-mentioned proposal (docs. ST 13592/22 + ADD 1) which includes updates from the Commission's non-paper (ST 14899/22).

Other changes introduced – and only those changes – are indicated in **bold underlined** and ~~strikethrough~~. Additional changes made compared to the INIT version can be found in:

- Article 8a; and
- Annex V.

Elements which require further discussions continue to be are marked in [light grey and square brackets]. These elements are in Recitals 7, 8, 9, 19, 12, 14, 14a, 31, Articles 7, 8, 8a and Annex III.

2022/0325 (NLE)

Proposal for a

**COUNCIL REGULATION**

**on fixing for 2023 the fishing opportunities for certain stocks and groups of fish stocks applicable in the Mediterranean and Black Seas and amending Council Regulation (EU) 2022/110 as regards the fixing of fishing opportunities for 2022 applicable in the Mediterranean and the Black Seas**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) Article 6 of Regulation (EU) No 1380/2013 of the European Parliament and of the Council<sup>1</sup> requires that conservation measures be adopted taking into account available scientific, technical and economic advice, including, where relevant, reports drawn up by the Scientific, Technical and Economic Committee for Fisheries, as well as advice received from advisory councils set up for the relevant geographical areas or fields of competence and joint recommendations made by Member States.
- (2) The Council is to adopt measures on the fixing and allocation of fishing opportunities, including certain conditions functionally linked to those fishing opportunities, as appropriate. Article 16(1) of Regulation (EU) No 1380/2013 provides that fishing opportunities should be allocated to Member States in such a way as to ensure the relative stability of fishing activities of each Member State for each fish stock or fishery.
- (3) Article 2 of Regulation (EU) No 1380/2013 provides that the objective of the Common Fisheries Policy (CFP) is to achieve the maximum sustainable yield (MSY) exploitation rate by 2015 where possible and, on a progressive, incremental basis at the latest by 2020 for all stocks. The objective of the transitional period until 2020 was to balance the achievement of MSY for all stocks with the potential socio economic implications of the possible adjustments of related fishing opportunities.
- (4) Therefore, in accordance with Regulation (EU) No 1380/2013, total allowable catches (TACs) should be set on the basis of available scientific advice, taking into account

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<sup>1</sup> Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council decision 2004/585/EC (OJ L 354, 28.12.2013, p. 22).

biological and socio-economic aspects whilst ensuring fair treatment between fishing sectors, as well as the opinions expressed during the consultations with stakeholders.

- (5) Article 16(4) of Regulation (EU) No 1380/2013 provides that for stocks subject to specific multiannual plans, the fishing opportunities are to be established in accordance with the rules laid down in those plans.
- (6) The multiannual plan for the fisheries exploiting demersal stocks in the western Mediterranean Sea was established by Regulation (EU) 2019/1022 of the European Parliament and of the Council<sup>2</sup> and entered into force on 16 July 2019 ('the plan'). The plan aims to reach and maintain MSY for target stocks, ensuring that exploitation of living marine biological resources restores and maintains populations of harvested species above levels which can produce the MSY.
- (7) [In accordance with Article 4(1) of Regulation (EU) 2019/1022, fishing opportunities for stocks listed in Article 1 of that Regulation should be fixed to achieve fishing mortality at MSY on a progressive, incremental basis by 2020 where possible, and by 1 January 2025 at the latest. Fishing opportunities should be expressed as maximum allowable fishing effort for trawlers and longliners and fixed in accordance with the fishing effort regime laid down in Article 7 of the plan as well as maximum catch limits for blue and red shrimp (*Aristeus antennatus*) and giant red shrimp (*Aristaeomorpha foliacea*) in deep waters in accordance with scientific advice **and with Article 7(3)(b) of the plan.**]
- (8) [STECF advised<sup>3</sup> that, in order to attain the MSY targets for all the western Mediterranean fish stocks, further actions are needed and significant reductions of fishing mortality are necessary for trawlers. Based on such advice, for 2023, the maximum allowable fishing effort of trawlers in the Western Mediterranean Sea, in accordance with Article 7(3)(b) of the plan, should therefore be reduced by 7,5 % compared to the baseline between 2015 and 2017, to be deducted from the maximum allowable fishing effort set for 2022 by Council Regulation (EU) 2022/110<sup>4</sup>.]
- (9) [In 2021, the STECF advised that, in order to attain the MSY targets for the western Mediterranean fish stocks, further urgent actions were needed, in particular to manage the fishing mortality from demersal longliners. Based on such advice, Annex III of Council Regulation (EU) 2022/110 established the maximum allowable fishing effort of longliners, in accordance with Article 7(5) of the plan, based on the fishing effort expressed as number of fishing days between 1 January 2015 and 31 December 2017.]

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<sup>2</sup> Regulation (EU) 2019/1022 of the European Parliament and of the Council of 20 June 2019 establishing a multiannual plan for the fisheries exploiting demersal stocks in the western Mediterranean Sea and amending Regulation (EU) No 508/2014 (OJ L 172, 26.6.2019, p. 1).

<sup>3</sup> STECF advice November 2022, page 11-13, link to be added upon publication

<sup>4</sup> Council Regulation (EU) 2022/110 of 27 January 2022 fixing for 2022 the fishing opportunities for certain fish stocks and groups of fish stocks applicable in the Mediterranean and Black Seas (OJ L 21, 31.1.2022, p. 165).

- (10) [STECF advised<sup>5</sup> that, in order to attain the MSY targets for the western Mediterranean fish stocks (Geographical Sub-Areas (GSAs) 1-5-6-7 and GSAs 8-9-10-11), actions are needed, in particular to continue managing the fishing mortality for demersal longliners. Based on such advice, for 2023, the maximum allowable fishing effort of longliners should be maintained at the levels set for 2022 by Council Regulation (EU) 2022/110 in accordance with Article 7(5) of the plan. This maximum allowable fishing effort for longliners, in fishing days, should not prejudice the maximum allowable fishing effort to be established for 2024.]
- (11) [In 2021, the STECF advised that the fishing mortality of blue and red shrimp in Geographical Sub-Areas (GSAs) 1-5-6-7 and GSAs 8-9-10-11 would need to decrease significantly to achieve MSY by 2025 at the latest. The ~~General Fisheries Commission for the Mediterranean (GFCM)~~ Scientific Advisory Committee on Fisheries (SAC) **of the General Fisheries Commission for the Mediterranean (GFCM)** issued similar advice for fishing mortality of blue and red shrimp in GSA 2. Moreover, the STECF estimated that the biomass of blue and red shrimp was declining. Based on such advice, Council Regulation (EU) 2022/110 established for 2022 the maximum catch limits for blue and red shrimp in Geographical Sub-Areas (GSAs) 1-5-6-7 and GSAs 8-9-10-11.]
- (12) [~~In 2021, STECF advised that the fishing mortality of blue and red shrimp in Geographical Sub-Areas (GSAs) 1-5-6-7 and GSAs 8-9-10-11 would need to decrease significantly to achieve MSY by 2025 at the latest.~~ In 2022, STECF<sup>6</sup> advised that the fishing mortality of this species remains far from sustainable levels and further management measures are thus required. Given the scientific advice and the unchanged stocks situation, in accordance with Article 7(3)(b) of the plan, it is appropriate to complement the trawling effort regime with maximum catch limits. For 2023, the maximum catch limits for blue and red shrimp in GSAs 1-2-5-6-7 should therefore be reduced by 7% and the maximum catch limits for blue and red shrimp in GSAs 8-9-10-11 therefore should be reduced by 7% to be deducted from the fishing opportunities set for 2022 by Council Regulation (EU) 2022/110.]
- (13) [In 2021, STECF advised that the biomass of giant red shrimp in GSAs 8-9-10-11 was declining **and that the fishing mortality of this stock would need to decrease significantly to achieve MSY by 2025 at the latest.** Based on such advice, Council Regulation (EU) 2022/110 established for 2022 the maximum catch limits for giant red shrimp in GSAs 8-9-10-11.]
- (14) [~~In 2021, STECF advised that the fishing mortality of giant red shrimp in Geographical Sub-Areas (GSAs) 8-9-10-11 would need to decrease significantly to achieve MSY by 2025 at the latest.~~ In 2022, STECF advised that the biomass of this species is declining and the fishing mortality remains far from sustainable levels so that further management measures are required. Given the scientific advice and the unchanged stock situation, in accordance with Article 7(3)(b) of the plan, it is appropriate to complement the trawling effort regime with maximum catch limits. For 2023, the maximum catch limits for giant red shrimp in GSAs 8-9-10-11 should therefore be reduced by 7% to be deducted from the fishing opportunities set for 2022 by Council Regulation (EU) 2022/110.]

<sup>5</sup> On the basis of STECF EWG 2021-01 page 64 and confirmed in 2022 with STECF EWG 22-11 page 120-121

<sup>6</sup> STECF advice November 2022, page 11-13, link to be added upon publication

- (14a) [In 2022, STECF advice estimated that the biomass of blue and red shrimp in GSAs 1-2, hake in GSAs 1-5-6-7 and hake in GSAs 8-9-10-11 have ~~low~~ spawning stock biomasses **below B<sub>lim</sub>**, indicating that their reproductive capacities might be reduced. Therefore, STECF advised to combine trawling effort reduction with other management measures in order to significantly reduce fishing mortality. Given the STECF advice and the unchanged stocks situation, it is appropriate to set the level of fishing opportunities in accordance with Articles 7(3)(b) and 7(5) of Regulation (EU) 2019/1022 and to adopt functionally linked additional measures in the form of temporal closures during spawning peak periods for hake stocks in GSAs 1-2-5-6-7 and GSAs 8-9-10-11. **The combination of all the measures adopted with regard to those stocks includes the further remedial measures required under Article 6(2) of the plan.**]
- (15) At its 43<sup>rd</sup> annual meeting in 2019, the GFCM adopted Recommendation GFCM/43/2019/5 on a multiannual management plan for sustainable demersal fisheries in the Adriatic Sea (GFCM geographical subareas 17 and 18), which introduced a fishing effort regime and a fleet capacity ceiling for certain demersal stocks. Those measures should be implemented in Union law.
- (16) At its 44<sup>th</sup> annual meeting in 2021, the GFCM adopted Recommendation GFCM/44/2021/1 on the establishment of a fishing effort regime for key demersal fisheries in the Adriatic Sea (GFCM geographical subareas 17 and 18), which introduced a maximum allowable **number of** fishing days, by type of trawl and fleet segment, for certain demersal stocks. Those measures should be implemented in Union law.
- (16a) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/8 on the implementation of a fishing effort regime for key demersal stocks in the Adriatic Sea in 2023 (geographical subareas 17 and 18), stemming from Recommendation GFCM/43/2019/5, which introduced a fishing effort regime. Those measures should be implemented in Union law.
- (17) At its 44<sup>th</sup> annual meeting in 2021, the GFCM adopted Recommendation GFCM/44/2021/20 on a multiannual management plan for the sustainable exploitation of small pelagic stocks in the Adriatic Sea (GFCM geographical subareas 17 and 18), which introduced a maximum level of catches and a related fleet capacity ceiling for purse seiners and pelagic trawlers targeting small pelagics **stocks**, with a derogation for the national fleets ~~of less~~ **with fewer** than ten purse seiners and/or pelagic trawlers actively fishing for small pelagic stocks. Those measures should be implemented in Union law.
- (18) Taking into account the particularities of the Slovenian fleet and its marginal impact on the ~~stocks of~~ small pelagic **stocks** and demersal stocks, it is appropriate to preserve existing fishing patterns and to ensure access by the Slovenian fleet to a minimum quantity of small pelagic species and a minimum effort allocation for demersal stocks.
- (19) At its 43<sup>rd</sup> annual meeting in 2019, the GFCM adopted Recommendation GFCM/43/2019/4 on a management plan for the sustainable exploitation of red coral (*Corallium rubrum*) in the Mediterranean Sea (GFCM geographical subareas 1 to 27), which introduced a freezing of fishing effort expressed ~~by~~ **as** a maximum number of fishing authorisations, and harvest limits for red coral. Those measures should be implemented in Union law.

- (20) At its 44<sup>th</sup> annual meeting in 2021, the GFCM adopted Recommendation GFCM/44/2021/11 on management measures for the use of anchored fish aggregating devices in common dolphinfish fisheries in the Mediterranean Sea, amending Recommendation GFCM/43/2019/1 (GFCM geographical subareas 1 to 27). The 2019 recommendation had introduced a freezing of the fishing effort expressed ~~in~~ as a maximum number of fishing vessels targeting common dolphinfish and the 2021 recommendation extended those measures until the end of 2023. Those measures should be implemented in Union law.
- (21) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/4 on a multiannual management plan for the sustainable exploitation of demersal stocks in the Strait of Sicily (geographical subareas 12 to 16), repealing Recommendations GFCM/44/2021/12 and GFCM/42/2018/5. This Recommendation introduced an effort regime for the hake and catch limits for the deep-water pink shrimps as well as a fishing capacity freeze. Those measures should be implemented in Union law.
- (21a) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/5 on a multiannual management plan for the sustainable exploitation of giant red shrimp and blue and red shrimp stocks in the Strait of Sicily (geographical subareas 12 to 16), repealing Recommendations GFCM/44/2021/7 and GFCM/43/2019/6. This Recommendation introduced a catch limits and a fishing capacity freeze. Those measures should be implemented in Union law.
- (22) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/6 on a multiannual management plan for the sustainable exploitation of giant red shrimp and blue and red shrimp stocks in the Ionian Sea (GSAs 19 to 21), repealing Recommendations GFCM/44/2021/8 and GFCM/42/2018/4. This Recommendation introduced a catch limit and a fishing capacity freeze. Those measures should be implemented in Union law.
- (23) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/7 on a multiannual management plan for the sustainable exploitation of giant red shrimp and blue and red shrimp stocks in the Levant Sea (GSAs 24 to 27), repealing Recommendations GFCM/44/2021/8 and GFCM/42/2018/4. This Recommendation introduced a catch limit and a fishing capacity freeze. Those measures should be implemented in Union law.
- (24) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/3 on a multiannual management plan for the sustainable exploitation of the blackspot seabream in the Alboran Sea (geographical subareas 1 to 3), repealing Recommendations GFCM/44/2021/4, GFCM/43/2019/2 and GFCM/41/2017/2. This Recommendation introduced maximum levels of catches for 2023, 2024 and 2025, a maximum number of longlines and handlines authorised and new measures for recreational fisheries. Those measures should be implemented in Union law.

- (25) At its 43rd annual meeting in 2019, the GFCM adopted Recommendation GFCM/43/2019/3 amending Recommendation GFCM/41/2017/4 on a multiannual management plan for turbot fisheries in the Black Sea (GFCM geographical subarea 29). Recommendation GFCM/43/2019/3 introduced an updated regional TAC and a quota allocation scheme for turbot, as well as further conservation measures, in particular a two months closure period and a limitation of fishing days to 180 days per year. These further conservation measures are functionally linked to the fishing opportunities, as, without those measures in place, TAC level for turbot should be reduced to ensure its recovery. Those measures should be implemented in Union law.
- (26) At its 45th annual meeting in 2022, the GFCM adopted Recommendation GFCM/45/2022/9 on a multiannual management plan for turbot fisheries in the Black Sea (geographical subarea 29), amending Recommendation GFCM/43/2019/3. That Recommendation prolonged the existing TAC for one year. Those measures should be implemented in Union law.
- (27) At its 45<sup>th</sup> annual meeting in 2022, the GFCM adopted a decision observing that during the year 2021, the Union had underexploited its quota for turbot and approving a carry-over of the unused quota in view of the exceptional situation created by the COVID-19 pandemic. That GFCM decision should be implemented in Union law. The distribution of the fishing opportunities arising from the under-utilisation should be carried out on the basis of the respective contribution of each Member State towards the under-utilisation, without modifying the distribution key established in Regulation (EU) 2022/110 concerning the annual allocation of total allowable catches.
- (28) Based on the scientific advice provided by the GFCM -Working Group of the Black Sea, the current level of fishing mortality should be maintained to ensure the sustainability of the stock of sprat in the Black Sea. It is therefore appropriate to continue setting an autonomous quota for that stock.
- (29) The use of fishing opportunities available to Union fishing vessels set out in this Regulation is subject to Council Regulation (EC) No 1224/2009<sup>7</sup>, and in particular to Articles 33 and 34 of that Regulation, concerning the recording of catches and fishing effort and the notification of data on the exhaustion of fishing opportunities. It is therefore necessary to specify the codes to be used by Member States when sending data to the Commission relating to landings of stocks subject to this Regulation.
- (30) In order to avoid the interruption of fishing activities and to ensure the livelihood of Union fishers, this Regulation should apply from 1 January 2023. To facilitate its rapid implementation, this Regulation should enter into force immediately after its publication.

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<sup>7</sup> Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006 (OJ L 343, 22.12.2009, p. 1–50)

- (31) In order to promote the use of the selectivity of fishing gears and to establish efficient closure areas to protect juveniles and spawners, Council Regulation (EU) 2022/110 established a compensation mechanism in relation to the effort regime for trawlers. Based on the experience of the first year of application, in order to ensure the full efficiency of the compensation system, ~~the Commission considers~~ it is necessary to clarify how the mechanism should be implemented, **including** retroactively from 1 January 2022, when Regulation (EU) 2022/110 entered into force. Regulation (EU) 2022/110 should therefore be amended accordingly. [In addition, as scientific advice continues to recommend the further improvement of selectivity and of efficient closure areas to protect juvenile fish, that mechanism should continue in 2023. Based on scientific advice for 2023, it is necessary to allocate 3% of fishing days.]
- (32) Fishing opportunities should be used in full compliance with Union law.

HAS ADOPTED THIS REGULATION:

# TITLE I

## GENERAL PROVISIONS

### *Article 1* **Subject matter**

This Regulation fixes for 2023 the fishing opportunities for certain fish stocks and groups of fish stocks available in the Mediterranean and Black Seas. **It also clarifies how the compensation mechanism established by Council Regulation (EU) 2022/110 in relation to the effort regime for trawlers applied in 2022.**

### *Article 2* **Scope**

1. This Regulation applies to Union fishing vessels operating in the Mediterranean and Black Seas exploiting the following fish stocks:
  - (a) red coral (*Corallium rubrum*) and common dolphinfish (*Coryphaena hippurus*) in the Mediterranean Sea, as defined in Article 4(b);
  - (b) blue and red shrimp (*Aristeus antennatus*), deep-water rose shrimp (*Parapenaeus longirostris*), giant red shrimp (*Aristaeomorpha foliacea*), European hake (*Merluccius merluccius*), Norway lobster (*Nephrops norvegicus*) and red mullet (*Mullus barbatus*) in the western Mediterranean Sea, as defined in Article 4(c);
  - (c) anchovy (*Engraulis encrasicolus*) and sardine (*Sardina pilchardus*) in the Adriatic Sea, as defined in Article 4(d);
  - (d) European hake (*Merluccius merluccius*), Norway lobster (*Nephrops norvegicus*), common sole (*Solea solea*), deep-water rose shrimp (*Parapenaeus longirostris*), red mullet (*Mullus barbatus*) in the Adriatic Sea, as defined in Article 4(d);
  - (e) giant red shrimp (*Aristaeomorpha foliacea*) and blue and red shrimp (*Aristeus antennatus*) in the Strait of Sicily as defined in Article 4(e), in the Ionian Sea as defined in Article 4(f) and in the Levant Sea as defined in Article 4(g);
  - (f) blackspot seabream (*Pagellus bogaraveo*) in the Alboran Sea, as defined in Article 4(h);
  - (g) sprat (*Sprattus sprattus*) and turbot (*Scophthalmus maximus*) in the Black Sea, as defined in Article 4(i).
2. This Regulation also applies to other Union fishing activities, including recreational fisheries, where they are expressly referred to in the relevant provisions.

*Article 3*  
**Definitions**

- (1) For the purposes of this Regulation, the definitions laid down in Article 4 of Regulation (EU) No 1380/2013 apply. In addition, the following definitions apply:
- (2) ‘international waters’ means waters falling outside the sovereignty or jurisdiction of any State;
- (3) ‘recreational fisheries’ means non-commercial fishing activities exploiting marine living aquatic resources for recreation, tourism or sport;
- (4) ‘total allowable catch’ (TAC) means:
  - (a) in fisheries subject to the exemption of the landing obligation referred to in Article 15(4) to (7) of Regulation (EU) No 1380/2013, the quantity of fish that can be landed from each stock each year;
  - (b) in all other fisheries, the quantity of fish that can be caught from each stock over the period of a year;
- (5) ‘quota’ means a proportion of the TAC allocated to the Union or a Member State;
- (6) ‘Union autonomous quota’ means a catch limit autonomously allocated to Union fishing vessels in the absence of an agreed TAC;
- (7) ‘analytical quota’ means a Union autonomous quota for which an analytical assessment is available;
- (8) ‘analytical assessment’ means a quantitative evaluation of trends in a given stock, based on data about the stock’s biology and exploitation, which scientific review has indicated to be of sufficient quality to provide scientific advice on options for future catches.
- (9) ‘fish aggregating device’ or “FAD” means any anchored equipment floating on the sea surface with the objective of attracting fish.

*Article 4*  
**Fishing zones**

For the purposes of this Regulation, the following geographical zone definitions apply:

- (1) ‘GFCM geographical subareas’ mean the areas defined in Annex I to Regulation (EU) No 1343/2011 of the European Parliament and of the Council;
- (2) ‘Mediterranean Sea’ means the waters in GFCM geographical subareas 1 to 27, as defined in Annex I to Regulation (EU) No 1343/2011;

- (3) 'western Mediterranean Sea' means the waters in GFCM geographical subareas 1, 2, 5, 6, 7, 8, 9, 10 and 11, as defined in Annex I to Regulation (EU) No 1343/2011;
- (4) 'Adriatic Sea' means the waters in GFCM geographical subareas 17 and 18, as defined in Annex I to Regulation (EU) No 1343/2011;
- (5) 'Strait of Sicily' means the waters in GFCM geographical subareas 12, 13, 14, 15 and 16, as defined in Annex I to Regulation (EU) No 1343/2011;
- (6) 'Ionian Sea' means the waters in GFCM geographical subareas 19, 20 and 21, as defined in Annex I to Regulation (EU) No 1343/2011;
- (7) 'Levant Sea' means the waters in GFCM geographical subareas 24, 25, 26 and 27, as defined in Annex I to Regulation (EU) No 1343/2011;
- (8) 'Alboran Sea' means the waters in GFCM geographical subareas 1 to 3, as defined in Annex I to Regulation (EU) No 1343/2011;
- (9) 'Black Sea' means the waters in GFCM geographical subarea 29, as defined in Annex I to Regulation (EU) No 1343/2011.

# TITLE II

## FISHING OPPORTUNITIES

### CHAPTER I

#### Mediterranean Sea

##### *Article 5*

##### **Red coral**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities harvesting red coral (*Corallium rubrum*), namely targeted and recreational fisheries in the Mediterranean Sea.
2. For targeted fisheries, the maximum number of fishing authorisations and the maximum quantities of red coral stocks harvested by Union fishing vessels and Union harvesting activities shall not exceed the levels set out in Annex I.
3. It shall be prohibited for Union fishing vessels subject to paragraph 2 to tranship red coral at sea.
4. For recreational fisheries, Member States shall take the necessary measures to prohibit the catch and retention on board, transhipment or landing of red coral.

##### *Article 6*

##### **Common dolphinfish**

1. This Article applies to all commercial activities by Union fishing vessels and other Union fishing activities using fish aggregating devices for catching common dolphinfish (*Coryphaena hippurus*), in the international waters of the Mediterranean Sea.
2. The maximum number of vessels authorised to fish for common dolphinfish is set out in Annex II.

## CHAPTER II

### Western Mediterranean Sea

#### *Article 7* **Demersal stocks**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching demersal stocks referred to in Article 1(2) of Regulation (EU) 2019/1022, in the western Mediterranean Sea.
2. The maximum allowable fishing effort for trawlers and longliners is set out in Annex III to this Regulation. Member States shall manage the maximum allowable fishing effort in accordance with Article 9 of Regulation (EU) 2019/1022 and Articles 26 to 34 of Regulation (EC) No 1224/2009.
3. The allocation among Member States of maximum catch limits for Union fishing vessels in Union waters of the western Mediterranean Sea is also set out in Annex III.
4. The allocation of fishing opportunities by Member States, as set out in this Article and Annex III, shall fulfil the following conditions:
  - (a) they shall be in accordance with the criteria set out in Article 17 of Regulation (EU) No 1380/2013; and
  - (b) they shall be without prejudice to:
    - (i) exchanges made pursuant to Article 16(8) of Regulation (EU) No 1380/2013;
    - (ii) deductions and reallocations made pursuant to Article 37 of Regulation (EC) No 1224/2009;
    - (iii) additional landings allowed under Article 3 of Regulation (EC) No 847/96 or under Article 15(9) of Regulation (EU) No 1380/2013;
    - (iv) quantities withheld in accordance with Article 4 of Regulation (EC) No 847/96 or transferred under Article 15(9) of Regulation (EU) No 1380/2013;
    - (v) deductions made pursuant to Articles 105, 106 and 107 of Regulation (EC) No 1224/2009.]

## Article 8

### Compensation mechanism

1. For the fleet segment concerned, a Member State may grant in 2023 to vessels flying its flag an additional allocation of fishing days within an overall 3% of the fishing effort for trawlers of that Member State as set out in Annex III.
2. The Member State concerned shall notify to the Commission the list of the fishing vessels concerned by such an additional allocation of fishing days, as well as the related number of additional fishing days.
3. The overall 3% of the fishing effort shall be calculated from the maximum allowed effort allocation of the ~~concerned~~ **relevant** fleet segment of the ~~concerned~~ Member State **in question**, as from 1 January 2023.
4. A Member State may grant the additional allocation of fishing days referred to in paragraph 1, provided that:
  - (a) those vessels use a trawl net with **a 45 mm square-mesh size** codend in order to reduce by at least 25 % ~~of~~ catches of the juveniles of hake; or
  - (b) those vessels use a trawl net with **a 50 mm square-mesh size** codend ~~of 50 mm square mesh size~~ for deep water fisheries in order to reduce by at least 25 % ~~of~~ catches of blue and red shrimps **with a carapace length (CL) of less than 25 mm** ~~carapace length (CL)~~ in geographical subareas 1, 2, 5, 6, 7, 8, 9, 10 and 11 and to reduce by at least 25 % catches of giant red shrimps **with a CL of less than 35 mm** in the geographical subareas 8, 9, 10 and 11 ~~less than 35 mm CL~~; or
  - (c) those vessels use a regulated highly selective gear, the technical specifications of which result in, according to the scientific study by STECF, ~~at least~~ a reduction of **at least** 25% of juveniles or at least 20% of catches of spawners of all demersal species compared to 2020, such as a sorting grid with 20mm spacing; or
  - (d) the Member State concerned has adopted temporary closure areas in order to reduce by at least 25 % the catches of juveniles of demersal species or **by** at least 20 % ~~of~~ catches of spawners of all demersal species; **or**
  - (e) the Member State concerned has adopted a new minimum conservation reference size for hake of at least 26cm, in order to progressively reach the length at first maturity; or
  - (f) the Member States concerned has set a closure of at least four continuous weeks for fishing activities with trawlers in the areas and periods recognised as important, on the basis of the best available scientific advice, for the protection of spawners of hake stocks. Such areas shall also account for migration routes and spatial patterns of spawners' distribution. The periods of the temporal fishing closure shall be chosen between the periods set out in table 3 of Annex III.

5. The Member State concerned shall also separately notify every month to the Commission the effort deployed to be counted against this additional allocation, by using the specific reporting codes for this additional allocation
6. The Member State concerned shall submit to the Commission, at the latest by 15 October, all available information related to the implementation of the measures referred to in points 4(a), 4(b), 4(c), 4(d), **4(e) or 4(f)** of the present article.]

#### *Article 8a*

#### **Additional measures**

- [1. Member States shall set a closure of at least four continuous weeks for fishing activities with longlines and nets irrespective of their overall length in the areas and periods recognised as important, on the basis of the best available scientific advice, for the protection of spawners of hake stocks. Such areas shall also account for ~~migration routes~~ and spatial patterns of spawners distribution, **including depths set out in Annex III.**
2. The periods of the temporal fishing closure shall be chosen between the periods set out in Annex III.]

#### *Article 9*

#### **Data recording and transmission**

1. Member States shall record and transmit the fishing effort data to the Commission in accordance with Article 10 of Regulation (EU) 2019/1022.
2. When submitting effort data to the Commission in accordance with this Article, Member States shall use the fishing effort group codes set out in Annex III.

## CHAPTER III

### Adriatic Sea

#### *Article 10*

#### **Small pelagic stocks**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching sardine (*Sardina pilchardus*) and anchovy (*Engraulis encrasicolus*) in the Adriatic Sea.
2. The maximum level of catches shall not exceed the levels set out in Annex IV.
3. The maximum fleet capacity, expressed as kW, GT and number, of Union fishing vessels authorised to fish small pelagic stocks, is set out in Annex IV.

#### *Article 11*

#### **Demersal stocks**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching European hake (*Merluccius merluccius*), Norway lobster (*Nephrops norvegicus*), Common sole (*Solea solea*), Deep-water rose shrimp (*Parapenaeus longirostris*) and Red mullet (*Mullus barbatus*) in the Adriatic Sea.
2. The maximum allowable fishing effort for demersal stocks and the maximum fleet capacity within the scope of this Article is set out in Annex IV.
3. A Member State may amend its fishing effort allocation as set out in Annex IV by transferring fishing days across fishing effort groups of the same geographical area and/or gear, provided that it applies a national conversion factor which is supported by the best available scientific advice.
4. Member States shall manage the maximum allowable effort in accordance with Articles 26 to 35 of Regulation (EC) No 1224/2009.

#### *Article 12*

#### **Data transmission**

When, pursuant to Articles 33 and 34 of Regulation (EC) No 1224/2009, Member States submit to the Commission data relating to landings of quantities of stocks caught, they shall use the stock codes set out in Annex IV.

## CHAPTER IV

### Strait of Sicily

#### *Article 13*

##### **Demersal stocks**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching European hake (*Merluccius merluccius*) and deep-water rose shrimp (*Parapenaeus longirostris*) in the Strait of Sicily.
2. The maximum level of catches of deep-water pink shrimp shall not exceed the levels set out in Annex V.
3. The maximum allowable fishing effort for hake and the maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawl vessels authorised to fish for demersal stocks within the scope of this Article are set out in Annex V.
4. Member States shall manage the maximum allowable effort in accordance with Articles 26 to 35 of Regulation (EC) No 1224/2009.

#### *Article 13(a)*

##### **Deep water shrimps**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching giant red shrimp (*Aristaeomorpha foliacea*) and blue and red shrimp (*Aristeus antennatus*) in the Strait of Sicily.
2. The maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawl vessels authorised to fish for demersal stocks is set out in Annex V.
3. The maximum level of catches shall not exceed the levels set out in Annex V

#### *Article 13(b)*

##### **Data transmission**

When, pursuant to Articles 33 and 34 of Regulation (EC) No 1224/2009, Member States submit to the Commission data relating to landings of quantities of stocks caught, they shall use the stock codes set out in Annex V.

## CHAPTER IVa Ionian Sea and Levant Sea

*Article 13(c)*

### **Deep water shrimps**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching giant red shrimp (*Aristaeomorpha foliacea*) and blue and red shrimp (*Aristeus antennatus*) in the Ionian Sea and in the Levant Sea.
2. The maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawl vessels authorised to fish for demersal stocks is set out in Annex V(a).
3. The maximum level of catches shall not exceed the levels set out in Annex V(a).

## CHAPTER V

### Alboran Sea

#### *Article 14*

#### **Blackspot seabream**

1. This Article applies to commercial and recreational fishing with longlines and handlines by Union fishing vessels catching blackspot seabream (*Pagellus bogaraveo*) in the Alboran Sea.
2. The maximum level of catches shall not exceed the levels set out in Annex VI.
3. The maximum number of longlines and handlines authorised to fish for blackspot seabream is set out in Annex VI.
4. For recreational fishing activities, the maximum number of catches shall be limited to one fish per fisher per day. The minimum conservation reference size of 40cm for blackspot seabream (*Pagellus bogaraveo*) shall apply to recreational fisheries in the Alboran Sea. Recreational fishing for this species shall be prohibited during the closure period of commercial fisheries set at national level.

## CHAPTER VI

### Black Sea

#### *Article 15*

#### **Allocation of fishing opportunities for sprat**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching sprat (*Sprattus sprattus*) in the Black Sea.
2. The Union autonomous quota for sprat, the allocation of such quota among Member States and the conditions functionally linked thereto, where appropriate, are set out in Annex VII.

#### *Article 16*

#### **Allocation of fishing opportunities for turbot**

1. This Article applies to all activities by Union fishing vessels and other Union fishing activities catching turbot (*Scophthalmus maximus*) in the Black Sea.
2. The TAC for turbot applicable in Union waters in the Black Sea and the allocation of such TAC among Member States and the conditions functionally linked thereto, where appropriate, are set out in Annex VII.

#### *Article 17*

#### **Management of fishing effort for turbot**

Union fishing vessels authorised to fish for turbot within the scope of Article 16, irrespective of the vessels' length overall, shall not exceed 180 fishing days per year.

#### *Article 18*

#### **Closure period for turbot**

It shall be prohibited for Union fishing vessels to carry out any fishing activity, including transshipment, retaining on board, landing and first sale of turbot in Union waters in the Black Sea from 15 April to 15 June.

*Article 19*

**Special provisions on allocations of fishing opportunities in the Black Sea**

1. The allocation of fishing opportunities among Member States as set out in Articles 15 and 16 shall be without prejudice to:
  - (a) exchanges made pursuant to Article 16(8) of Regulation (EU) No 1380/2013;
  - (b) deductions and reallocations made pursuant to Article 37 of Regulation (EC) No 1224/2009; and
  - (c) deductions made pursuant to Articles 105 and 107 of Regulation (EC) No 1224/2009.
2. Articles 3 and 4 of Regulation (EC) No 847/96 shall not apply where a Member State uses the year-to-year flexibility provided for in Article 15(9) of Regulation (EU) No 1380/2013.

*Article 20*

**Data transmission**

When, pursuant to Articles 33 and 34 of Regulation (EC) No 1224/2009, Member States submit to the Commission data relating to landings of quantities of stocks of sprat and turbot caught in Union waters in the Black Sea, they shall use the stock codes set out in Annex VII.

# TITLE III

## FINAL PROVISIONS

### *Article 21*

#### **Amendment to Council Regulation (EU) 2022/110**

Annex III to Regulation (EC) 2022/110 is amended in accordance with Annex VIII to this Regulation.

### *Article 22*

#### **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*.

It shall apply from 1 January 2023.

However, Article 21 shall apply from 1 January 2022.

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

Done at Brussels,

*For the Council*  
*The President*

## ANNEX I

### **FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE CONTEXT OF THE GFCM MULTIANNUAL MANAGEMENT PLAN FOR RED CORAL IN THE MEDITERRANEAN SEA**

The tables in this Annex set out the maximum allowable number of fishing authorisations and the maximum level of harvested quantities of red coral in the Mediterranean Sea.

The References<sup>8</sup> to fishing zones are references to the GFCM geographical subareas ('GSAs').

For the purposes of this Annex, the following comparative table of Latin names and common names of fish stocks is provided:

<b>Scientific name</b>	<b>Alpha-3 code</b>	<b>Common name</b>
<i>Corallium rubrum</i>	COL	Red coral

**Table 1. Maximum number of fishing authorisations<sup>8</sup>**

Member States	Red coral COL
Greece	12
Spain	0 <sup>9</sup>
France	32
Croatia	28
Italy	40

<sup>8</sup> Representing number of vessels and/or divers, or a pair of one diver with one vessel, authorised to harvest red coral.

<sup>9</sup> According to the temporal ban for red coral fisheries established in Spanish waters.

**Table 2. Maximum level of harvested quantities expressed in tonnes live weight**

Species:	Red coral	Zone:	Union waters in the Mediterranean Sea-GSA 1-27
	<i>Corallium rubrum</i>	COL/GF1-27	
Greece	1,844	Article 3 of Regulation (EC) No 847/96 shall not apply.  Article 4 of Regulation (EC) No 847/96 shall not apply.	
Spain	0 <sup>(2)</sup>		
France	1,400		
Croatia	1,226		
Italy	1,378		
Union	5,848		
TAC	Not relevant /Not agreed		

## ANNEX II

### **FISHING EFFORT FOR UNION FISHING VESSELS IN THE CONTEXT OF THE MANAGEMENT OF COMMON DOLPHINFISH IN THE MEDITERRANEAN SEA**

The table in this Annex sets out the maximum number of Union fishing vessels authorised to fish for common dolphinfish in the international waters of the Mediterranean Sea.

The References to fishing zones are references to the international waters of the Mediterranean Sea.

For the purposes of this Annex, the following comparative table of Latin names and common names of fish stocks is provided:

<b>Scientific name</b>	<b>Alpha-3 code</b>	<b>Common name</b>
<i>Coryphaena hippurus</i>	DOL	Common dolphinfish

Maximum number of fishing authorisations for vessels operating in international waters(\*)

<b>Member State</b>	<b>Common dolphinfish DOL</b>
Italy	797
Malta	130

(\*)This quota may be fished only between 15 August and 31 December 2023 in accordance with Regulation (EU) No 1343/2011.

### **ANNEX III**

## **FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE CONTEXT OF THE MANAGEMENT OF DEMERSAL STOCKS IN THE WESTERN MEDITERRANEAN SEA**

The tables in this Annex set out the maximum allowable fishing effort (in fishing days) by stock groups, as defined in Article 1 of Regulation (EU) No 2019/1022, maximum catch limits and overall length of vessels for all types of trawls<sup>1</sup> and demersal longliners fishing for demersal stocks as well as additional measures for hake stocks in the western Mediterranean Sea.

All fishing opportunities set out in this Annex shall be subject to the rules set out in Regulation (EU) 2019/1022 and Articles 26 to 35 of Regulation (EC) 1224/2009.

The reference to fishing zones are references to GFCM geographical subareas ('GSAs').

For the purposes of this Annex, the following comparative table of Latin names and common names of fish stocks is provided:

<b>Scientific name</b>	<b>Alpha-3 code</b>	<b>Common name</b>
<i>Aristaeomorpha foliacea</i>	ARS	Giant red shrimp
<i>Aristeus antennatus</i>	ARA	Blue and red shrimp
<i>Merluccius merluccius</i>	HKE	European hake
<i>Mullus barbatus</i>	MUT	Red mullet
<i>Nephrops norvegicus</i>	NEP	Norway lobster
<i>Parapenaeus longirostris</i>	DPS	Deep-water rose shrimp

<sup>1</sup> TBB, OTB, PTB, TBN, TBS, TB, OTM, PTM, TMS, TM, OTT, OT, PT, TX, OTP, TSP.

**Table 1. Maximum allowable fishing effort in fishing days**

(a) **Number of fishing days for** Trawlers in Alboran Sea, Balearic Islands, Northern Spain and Gulf of Lion (GSAs 1-2-5-6-7)

Stock group	Length overall of vessels	Spain	France	Italy	Fishing effort group code	Additional allocation code
Red mullet in GSAs 1, 5, 6 and 7; Hake in GSAs 1, 5, 6 and 7; Deep-water rose shrimp in GSAs 1, 5 and 6; Norway lobster in GSAs 5 and 6.	< 12 m	1733	0	0	EFF1/MED1_TR1	EFF1/MED1_TR1_AA
	≥ 12 m and < 18 m	18617	0	0	EFF1/MED1_TR2	EFF1/MED1_TR2_AA
	≥ 18 m and < 24 m	34931	3943	0	EFF1/MED1_TR3	EFF1/MED1_TR3_AA
	≥ 24 m	12303	4799	0	EFF1/MED1_TR4	EFF1/MED1_TR4_AA

Stock group	Length overall of vessels	Spain	France	Italy	Fishing effort group code	Additional allocation code
Blue and red shrimp in GSAs 1, 2, 5, 6 and 7.	< 12 m	0	0	0	EFF2/MED1_TR1	EFF2/MED1_TR1_AA
	≥ 12 m and < 18 m	873	0	0	EFF2/MED1_TR2	EFF2/MED1_TR2_AA
	≥ 18 m and < 24 m	8844	0	0	EFF2/MED1_TR3	EFF2/MED1_TR3_AA
	≥ 24 m	7099	0	0	EFF2/MED1_TR4	EFF2/MED1_TR4_AA

(b) **Number of fishing days for** Trawlers in Corsica Island, Ligurian Sea, Tyrrhenian Sea and Sardinia Island (GSAs 8-9-10-11)

Stock group	Length overall of vessels	Spain	France	Italy	Fishing effort group code	Additional allocation code
Red mullet in GSAs 8, 9, 10 and 11; Hake in GSAs 8, 9, 10 and 11; Deep-water rose shrimp in GSAs 9, 10 and 11; Norway lobster in GSAs 9 and 10.	< 12 m	0	160	2277	EFF1/MED2_TR1	EFF1/MED2_TR1_AA
	≥ 12 m and < 18 m	0	640	34248	EFF1/MED2_TR2	EFF1/MED2_TR2_AA
	≥ 18 m and < 24 m	0	160	23032	EFF1/MED2_TR3	EFF1/MED2_TR3_AA
	≥ 24 m	0	160	3074	EFF1/MED2_TR4	EFF1/MED2_TR4_AA

Stock group	Length overall of vessels	Spain	France	Italy	Fishing effort group code	Additional allocation code
Giant red shrimp in GSAs 8, 9, 10 and 11.	< 12 m	0	0	376	EFF2/MED2_TR1	EFF2/MED2_TR1_AA
	≥ 12 m and < 18 m	0	0	2778	EFF2/MED2_TR2	EFF2/MED2_TR2_AA
	≥ 18 m and < 24 m	0	0	2237	EFF2/MED2_TR3	EFF2/MED2_TR3_AA
	≥ 24 m	0	0	299	EFF2/MED2_TR4	EFF2/MED2_TR4_AA

(c) **Number of fishing days for Demersal longliners in Alboran Sea, Balearic Islands, Northern Spain and Gulf of Lion (GSAs 1-2-5-6-7)**

Stock group	Length overall of vessels	Spain	France	Italy	Fishing effort group code
Hake in GSAs 1, 2, 5, 6 and 7	< 12 m	9433	6432	0	EFF1/MED1_LL1
	≥ 12 m and < 18 m	2148	93	0	EFF1/MED1_LL2
	≥ 18 m and < 24 m	74	0	0	EFF1/MED1_LL3
	≥ 24 m	29	0	0	EFF1/MED1_LL4

(d) **Number of fishing days for Demersal longliners in Corsica Island, Ligurian Sea, Tyrrhenian Sea and Sardinia Island (GSAs 8-9-10-11)**

Stock group	Length overall of vessels	Spain	France	Italy	Fishing effort group code
Hake in GSAs 8, 9, 10 and 11	< 12 m	0	1650	33187	EFF1/MED2_LL1
	≥ 12 m and < 18 m	0	51	4748	EFF1/MED2_LL2
	≥ 18 m and < 24 m	0	0	26	EFF1/MED2_LL3
	≥ 24 m	0	0	0	EFF1/MED2_LL4

**Table 2. Maximum catch limits for deep-water shrimps**

- (a) Fishing opportunities for blue and red shrimp (*Aristeus antennatus*) in the Alboran Sea, Balearic Islands, Northern Spain and Gulf of Lion (GSAs 1-2-5-6-7) expressed as maximum level of catches in tonnes live weight

Species:	Blue and red shrimp <i>Aristeus antennatus</i>	Zone:	GSA 1-2-5-6-7 (ARA/GF1-7)
Spain	811		
France	52		
Italy	0		
Union	863		
TAC	Not relevant		Maximum level of catches

- (b) Fishing opportunities for blue and red shrimp (*Aristeus antennatus*) and giant red shrimp (*Aristaeomorpha foliacea*) in Corsica Island, Ligurian Sea, Tyrrhenian Sea and Sardinia Island (GSAs 8-9-10-11) expressed as maximum level of catches in tonnes live weight

Species:	Blue and red shrimp <i>Aristeus antennatus</i>	Zone:	GSA 8-9-10-11 (ARA/GF8-11)
Spain	0		
France	8		
Italy	233		
Union	241		
TAC	Not relevant		Maximum level of catches

<b>Species:</b>	<b>Giant red shrimp</b> <i>(Aristaeomorpha foliacea)</i>	<b>Zone:</b>	<b>GSA 8-9-10-11</b> <b>(ARS/GF8-11)</b>
Spain	0		
France	5		
Italy	339		
Union	344		
TAC	Not relevant		Maximum level of catches

**Table 3. Additional measures**

Temporal closures shall be implemented for trawlers, gillnets and longlines targeting European hake during 4 weeks of the spawning seasons **as set out in the table below:**

Species	Main spawning seasons	Depths
European hake ( <i>Merluccius merluccius</i> ) in GSAs 1-5-6-7 and 8-9-10-11	February-March and October-November	150m to 500m

1

## ANNEX IV

### FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE ADRIATIC SEA

The tables in this Annex set out the fishing opportunities by stock or vessels effort groups and the conditions functionally linked thereto, where appropriate, including the maximum number of Union fishing vessels authorised to fish small pelagics **stocks**.

All fishing opportunities set out in this Annex shall be subject to the rules set out in Articles 26 to 35 of Regulation (EC) No 1224/2009.

The reference to fishing zones are references to GFCM geographical subareas ('GSAs').

For the purposes of this Annex, the following comparative table of Latin names and common names is provided:

Scientific name	Alpha-3 code	Common name
<i>Engraulis encrasicolus</i>	ANE	Anchovy
<i>Merluccius merluccius</i>	HKE	European hake
<i>Mullus barbatus</i>	MUT	Red mullet
<i>Nephrops norvegicus</i>	NEP	Norway lobster
<i>Parapenaeus longirostris</i>	DPS	Deep-water rose shrimp
<i>Sardina pilchardus</i>	PIL	Sardine
<i>Solea solea</i>	SOL	Common sole

#### 1. Small pelagic stocks – GSAs 17 and 18

Maximum level of catches expressed in tonnes live weight

Species:	Small pelagic species (anchovy and sardine) <i>Engraulis encrasicolus</i> and <i>Sardina pilchardus</i>	Zone:	Union and International waters of GFCM-GSAs 17 and 18 (SP1/GF1718)
Italy	32941	(*)	Maximum level of catches
Croatia	51735		Article 3 of Regulation (EC) No 847/96 shall not apply
TAC	Not relevant		Article 4 of Regulation (EC) No 847/96 shall not apply

(\*) Concerning Slovenia, the quantities are based on the level of catches exerted in 2014, up to an amount that should not exceed 300 tonnes.

Maximum fleet capacity of trawlers and purse seiners actively fishing for small pelagics **stocks**

Member State	Gear	Number of vessels	kW	GT
Croatia	PS	249	77 145,52	18 537,72
Italy	PTM-OTM-PS	685	134 556,7	25 852
Slovenia (*)	PS	4	433,7	38,5

(\*) The provision under paragraph 28 of GFCM/44/2021/20 shall not apply to the national fleets of less than ten purse seiners and/or pelagic trawlers actively fishing for small pelagic stocks, as recorded both in national and GFCM register in 2014. In such case, the capacity of the active fleet may increase by not more than 50 percent in number of vessels and in terms of gross tonnage (GT) and/or gross registered tonnage (GRT) and kW.

## 2. Demersal stocks – GSAs 17 and 18

Maximum allowable fishing effort (in fishing days) by types of trawls and fleet segment fishing for demersal stocks in GSAs 17 and 18 (Adriatic Sea).

Gear type	Geographical area	Stocks concerned	Length overall of vessels	Effort group code	Fishing Days 2022		
					ITALY	CROATIA	SLOVENIA
Trawls (OTB)	GFCM sub-areas 17-18	Red mullet; Hake; Deep-water rose shrimp, and Norway lobster	< 12 m	EFF/MED3_OTB_TR1	<del>13372</del> <b>3275</b>	<del>0</del> <b>10097</b>	(*)
			≥ 12 m and < 24 m	EFF/MED3_OTB_TR2	<del>97124</del> <b>73599</b>	<del>16015</del> <b>23524</b>	(*)
			≥ 24 m	EFF/MED3_OTB_TR3	<del>8561</del> <b>6449</b>	<del>5711</del> <b>2112</b>	(*)
Beam trawls (TBB)	GFCM sub-area 17	Common sole	< 12 m	EFF/MED3_TBB_TR1	194	0	0
			≥ 12 m and < 24 m	EFF/MED3_TBB_TR2	3635	0	0
			≥ 24 m	EFF/MED3_TBB_TR3	3614	0	0

(\*) Slovenia shall not exceed the effort limit of 3 000 fishing days per year in accordance with paragraph 13 of GFCM/43/2019/5.

Maximum fleet capacity of bottom trawler and beam trawl vessels authorised for fishing demersal stocks

<b>Member State</b>	<b>Gear</b>	<b>Number of vessels</b>	<b>kW</b>	<b>GT</b>
Croatia	OTB	495	79 867,99	13 267,99
Italy	OTB-TBB	1 363	260 618,37	47 148
Slovenia (*)	OTB	11	1 813,00	168,67

(\*) The provisions of paragraphs 9(c) and 28 of GFCM/43/2019/5 shall not apply to national fleets operating with OTB and fishing for less than 1 000 days during the reference period mentioned in paragraph 9(c). The fishing capacity of the active fleet operating with OTB shall not increase by more than 50 percent with respect to the reference period.

## ANNEX V

### FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE STRAIT OF SICILY

The tables in this Annex set out the fishing opportunities by stock or vessels effort groups and the conditions functionally linked thereto, where appropriate, including the maximum number of Union fishing vessels authorised to fish demersal species and deep-water shrimps.

All fishing opportunities set out in this Annex shall be subject to the rules set out in Articles 26 to 35 of Regulation (EC) No 1224/2009.

The reference to fishing zones are references to GFCM GSAs.

For the purposes of this Annex, the following comparative table of Latin names and common names is provided:

Scientific name	Alpha-3 code	Common name
<i>Merluccius merluccius</i>	HKE	European hake
<i>Parapenaeus longirostris</i>	DPS	Deep-water rose shrimp
<i>Aristaeomorpha foliacea</i>	ARS	Giant red shrimp
<i>Aristeus antennatus</i>	ARA	Blue and red shrimp

#### 1. Demersal Stocks

(a) Maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawl vessels authorised to fish demersal fish stocks in Strait of Sicily (GSAs 12-13-14-15-16)

Member State	Gear	Number of vessels	kW	GT
Cyprus	OTB	1	265	105
Spain	OTB	1	<del>99</del> <b>100</b>	118
Italy	OTB	<del>592</del> <b>594</b>	144175	36856
Malta	OTB	15	5562	2007

**(b) Maximum level of fishing effort, expressed in number of fishing days, for bottom trawl vessels targeting European Hake (*Merluccius merluccius*) in Strait of Sicily (GSAs 12-13-14-15-16)**

Member State	Gear	Vessel Length	Effort group code	Fishing Days 2023
CYP	OTB	T-12	<u>EFF4/MED4 OTB4</u>	51
ITA	OTB	T-07	<u>EFF4/MED4 OTB1</u>	90
ITA	OTB	T-10	<u>EFF4/MED4 OTB2</u>	188
ITA	OTB	T-11	<u>EFF4/MED4 OTB3</u>	19366
ITA	OTB	T-12	<u>EFF4/MED4 OTB4</u>	3654 <u>3657</u>
ITA	OTB	T-25		3
MLT	OTB	T-11	<u>EFF4/MED4 OTB4</u>	338
MLT	OTB	T-12	<u>EFF4/MED4 OTB4</u>	165

**(c) Maximum level of catches of deep-water rose shrimp (*Parapenaeus longirostris*) in the Strait of Sicily (GSAs 12-13-14-15-16) expressed in tonnes live weight**

Species	Deep-water rose shrimp ( <i>Parapenaeus longirostris</i> )	Zone: GSAs 12-13-14-15-16 (DPS/ <del>xxx</del> <b>GF 12-16</b> )
Italy	2147	
Cyprus	1	
Malta	6	
Union	2154	
TAC	Not relevant	Maximum level of catches

2. Deep-water shrimps

(a) Maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawlers vessels authorised for fishing deep water shrimps stocks in the Strait of Sicily (GSAs 12-13-14-15-16)

Member State	Gear	Number of vessels	kW	GT
Cyprus	OTB	1	105	265
Spain	OTB	2	<del>341</del> <b>440.56</b>	<del>101</del> <b>218.78</b>
Italy	OTB	<del>239</del> <b>320</b>	<del>22672</del> <b>93756</b>	<del>76232</del> <b>26076</b>
Malta	OTB	15	2007	5562

(b) Maximum level of catches of giant red shrimp (*Aristaeomorpha foliacea*) in the Strait of Sicily (GSAs 12-13-14-15-16) expressed in tonnes live weight

Species	Giant red shrimp ( <i>Aristaeomorpha foliacea</i> )	Zone: GSAs 12-13-14-15-16 (ARS/ <u>GF 12-16</u> )
Spain	1	
Italy	<del>101</del> <b>870</b>	
Cyprus	0	
Malta	<del>2</del> <b>37</b>	
Union	<del>104</del> <b>908</b>	
TAC	Not relevant	Maximum level of catches

(c) Maximum level of catches of blue and red shrimp (*Aristeus antennatus*) in the Strait of Sicily (GSAs 12-13-14-15-16) expressed in tonnes live weight

Species	Blue and red shrimp <i>Aristeus antennatus</i>	Zone: GSAs 12-13-14-15-16 (ARA/ <u>GF 12-16</u> )
Spain	1	
Italy	101	
Cyprus	0	
Malta	2	
Union	104	
TAC	Not relevant	Maximum level of catches

## ANNEX Va

### **FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE IONIAN SEA AND THE LEVANT SEA**

The tables in this Annex set out the maximum number of Union fishing vessels authorised to fish for demersal stocks in the Ionian Sea and the Levant Sea.

The reference to fishing zones are references to GFCM GSAs.

For the purposes of this Annex, the following comparative table of Latin names and common names of fish stocks is provided:

Scientific name	Alpha-3 code	Common name
<i>Aristaeomorpha foliacea</i>	ARS	Giant red shrimp
<i>Aristeus antennatus</i>	ARA	Blue and red shrimp

#### 1. Ionian Sea

(a) Maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawlers vessels authorised for fishing deep water shrimps stocks in the Ionian Sea (GSAs 19, 20 and 21)

Member State	Gear	Number of vessels	kW	GT
Greece	OTB	240	69281	23101
Italy	OTB	<del>289</del> <b>410</b>	<del>72384</del> <b>95996</b>	<del>16853</del> <b>22252</b>
Malta	OTB	15	5562	2007

(b) Maximum level of catches of giant red shrimp (*Aristaeomorpha foliacea*) in the Ionian Sea (GSAs 19, 20 and 21) expressed in tonnes live weight

Species	Giant red shrimp ( <i>Aristaeomorpha foliacea</i> )	Zone: GSAs 19-20-21 ( <u>ARS/GF 19-21</u> )
Greece	34	
Italy	313	
Malta	46	
Union	393	
TAC	Not relevant	Maximum level of catches

(c) Maximum level of catches of blue and red shrimp (*Aristeus antennatus*) in the Ionian Sea (GSAs 19, 20 and 21) expressed in tonnes live weight

Species	Blue and red shrimp ( <i>Aristeus antennatus</i> )	Zone: GSAs 19-20-21 (ARA/GF 19-21)
Greece	15	
Italy	250	
Malta	0	
Union	265	
TAC	Not relevant	Maximum level of catches

## 2. Levant Sea

(a) Maximum fleet capacity expressed in number of vessels, kW and GT of bottom trawlers vessels authorised for fishing deep water shrimps stocks in the Levant Sea (GSAs 24, 25, 26 and 27)

Member State	Gear	Number of vessels	kW	GT
Cyprus	OTB	6	2048	618
Italy	OTB	34 <b>80</b>	15346 <b>37192</b>	5542 <b>13199</b>

(b) Maximum level of catches of giant red shrimp (*Aristaeomorpha foliacea*) in the Levant Sea (GSAs 24, 25, 26 and 27) expressed in tonnes live weight

Species	Giant red shrimp ( <i>Aristaeomorpha foliacea</i> )	Zone: GSAs 24, 25, 26, 27 (ARS/GF 24-27)
Italy	48	
Cyprus	12	
Union	60	
TAC	Not relevant	Maximum level of catches

(c) Maximum level of catches of blue and red shrimp (*Aristeus antennatus*) in the Levant Sea (GSA 24, 25, 26 and 27) expressed in tonnes live weight

Species	Blue and red shrimp ( <i>Aristeus antennatus</i> )	Zone: GSAs 24, 25, 26, 27 (ARA/GF 24-27)
Italy	10	
Cyprus	6	
Union	16	
TAC	Not relevant	Maximum level of catches

## ANNEX VI

### FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE ALBORAN SEA

(a) Maximum level of catches carried out by longlines and handlines expressed in tonnes live weight

Species	Blackspot seabream <i>(Pagellus boraraveo)</i>	Zone: Union waters in the Alboran Sea - GSAs 1-2-3 (SBR/GF1-3)
Spain	32	Maximum level of catches
Union	32	
TAC	Not relevant	

(b) Maximum number of longlines and handlines authorised to fish in Alboran Sea (GSAs 1-2-3)

Member State	Blackspot seabream in GSAs 1- 2-3
Spain	82

## ANNEX VII

### FISHING OPPORTUNITIES FOR UNION FISHING VESSELS IN THE BLACK SEA

The tables in this Annex set out TACs and quotas expressed in tonnes live weight by stock and, where appropriate, conditions functionally linked thereto.

All fishing opportunities set out in this Annex shall be subject to the rules set out in Articles 26 to 35 of Regulation (EC) No 1224/2009.

The reference to fishing zones are references to GFCM geographical subareas ('GSAs').

For the purposes of this Annex, the following comparative table of Latin names and common names is provided:

Scientific name	Alpha-3 code	Common name
<i>Sprattus sprattus</i>	SPR	Sprat
<i>Scophthalmus maximus</i>	TUR	Turbot

Species:	Sprat <i>Sprattus sprattus</i>	Zone:	Union waters in the Black Sea – GSA 29 (SPR/F3742C)
Bulgaria	8 032,50	Analytical quota Article 3 of Regulation (EC) No 847/96 shall not apply. Article 4 of Regulation (EC) No 847/96 shall not apply	
Romania	3 442,50		
Union	11 475		
TAC	Not relevant/Not agreed		

Species:	Turbot <i>Scophthalmus maximus</i>	Zone:	Union waters in the Black Sea – GSA 29 (TUR/F3742C)
Bulgaria	92,143	Analytical TAC Article 3 of Regulation (EC) No 847/96 shall not apply. Article 4 of Regulation (EC) No 847/96 shall not apply	
Romania	80,357		
Union	172,5 (*)		
TAC	857		

(\*) No fishing activity, including transshipment, retaining on board, landing and first sale shall be permitted from 15 April to 15 June ~~2023~~2022.

## ANNEX VIII

### AMENDING ANNEX III TO REGULATION (EC) 2022/110

Annex III to Regulation (EC) 2022/110 is amended as follows:

(1) in the table relating to trawlers in Alboran Sea, Balearic Islands, Northern Spain and Gulf of Lion (GSAs 1-2-5-6-7) in point (a), footnote 2 is replaced by the following:

“(2) In addition to the above-mentioned maximum allowable fishing effort for trawlers, a Member State may grant to vessels flying its flag an additional allocation of fishing days within an overall 2 % of the fishing effort of that Member State for the fleet segment concerned, provided that:

- (a) those vessels use a trawl net with a 45 mm square-mesh size codend in order to reduce by at least 25 % of catches of the juveniles of hake; or
- (b) those vessels use a trawl net with a ~~mesh size codend~~ of 50 mm square-mesh **codend size** for deep water fisheries in order to reduce by at least 25 % of catches of blue and red shrimps **with a CL** of less than 25 mm ~~CL~~ in geographical subareas 1, 2, 5, 6, 7, 8, 9, 10 and 11 and to reduce by at least 25 % catches of giant red shrimps **with a CL of less than 35 mm** in the geographical subareas 8, 9, 10 and 11 ~~less than 35 mm CL~~; or
- (c) those vessels use a regulated highly selective gear, the technical specifications of which result in, according to the scientific study by STECF, at least a reduction of 25 % of juveniles or at least 20 % of catches of spawners of all demersal species compared to 2020; or
- (d) the Member State concerned has adopted temporary closure areas in order to reduce by at least 25 % the catches of juveniles of demersal species or **by** at least 20 % of catches of spawners of all demersal species.

The Member State concerned shall notify to the Commission the list of the fishing vessels concerned by such an additional allocation of fishing days, as well as the related number of additional fishing days.

The Member State concerned shall also notify for every month to the Commission the effort deployed to be counted against this additional allocation , by using the specific reporting codes for this additional allocation (EFF1/MED1\_TR1\_AA, EFF1/MED1\_TR2\_AA, EFF1/MED1\_TR3\_AA, EFF1/MED1\_TR4\_AA and EFF2/MED1\_TR1\_AA, EFF2/MED1\_TR2\_AA, EFF2/MED1\_TR3\_AA, EFF2/MED1\_TR4\_AA).

The Member State concerned shall submit to the Commission, at the latest by 15 October, all available information related to the implementation of the measures referred to in points a), b), c) or d).

The overall 2% of the fishing effort shall be calculated from the maximum allowed effort allocation of the concerned fleet segment of the concerned Member State, as from 1 January 2022

(1) in the table relating to trawlers in Corsica Island, Ligurian Sea, Tyrrhenian Sea and Sardinia Island (GSAs 8-9-10-11) in point (b), footnote 4 is replaced by the following:

“(3) In addition to the above-mentioned maximum allowable fishing effort for trawlers, a Member State may grant to vessels flying its flag an additional allocation of fishing days within an overall 2 % of the fishing effort of that Member State for the fleet segment concerned.

A Member State may do so, provided that:

a) those vessels use a trawl net with ~~a~~ 45 mm square-mesh size codend in order to reduce by at least 25 % ~~of~~ catches of the juveniles of hake;

or

b) those vessels use a trawl net with ~~a mesh-size codend of~~ 50 mm square-mesh codend size for deep water fisheries in order to reduce by at least 25 % ~~of~~ catches of blue and red shrimps with a CL of less than 25 mm ~~CL~~ in geographical subareas 1, 2, 5, 6, 7, 8, 9, 10 and 11 and to reduce by at least 25 % catches of giant red shrimps with a CL of less than 35 mm in the geographical subareas 8, 9, 10 and 11 ~~less than 35 mm CL~~;

or

c) those vessels use a regulated highly selective gear, the technical specifications of which result in, according to the scientific study by STECF, at least a reduction of 25 % of juveniles or at least 20 % of catches of spawners of all demersal species compared to 2020;

or

d) the Member State concerned has adopted temporary closure areas in order to reduce by at least 25 % the catches of juveniles of demersal species or by at least 20 % ~~of~~ catches of spawners of all demersal species.

The Member State concerned shall notify to the Commission the list of the fishing vessels concerned by such an additional allocation of fishing days, as well as the related number of additional fishing days.

The Member State concerned shall also notify for every month to the Commission the effort deployed to be counted against this additional allocation, by using the specific reporting codes for this additional allocation (EFF1/MED2\_TR1\_AA, EFF1/MED2\_TR2\_AA, EFF1/MED2\_TR3\_AA, EFF1/MED2\_TR4\_AA and EFF2/MED2\_TR1\_AA, EFF2/MED2\_TR2\_AA, EFF2/MED2\_TR3\_AA, EFF2/MED2\_TR4\_AA).

The Member State concerned shall submit to the Commission, at the latest by 15 October, all available information related to the implementation of the measures referred to in points a), b), c) or d).

The overall 2% of the fishing effort shall be calculated from the maximum allowed effort allocation of the concerned fleet segment of the concerned Member State, as from 1 January 2022