



Council of the
European Union

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LIMITE

PECHE 8

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NOTE

From:	General Secretariat of the Council
To:	Delegations
No. prev. doc.:	ST 14985/21 + ADD1 + ADD2, PECHE 500
Subject:	Proposal for a Council Regulation fixing for 2022 the fishing opportunities for certain fish stocks and groups of fish stocks applicable in Union waters and for Union fishing vessels in certain non-Union waters <ul style="list-style-type: none">• Comments by Denmark, Ireland, Spain and Sweden

Delegations will find in the Annex written comments by Denmark, Ireland, Spain and Sweden on the above-mentioned document.

DENMARK

Comments from the Danish delegation to consolidated version 14985/21 + ADD 1 and 2 concerning the TAC-Regulation for 2022

14985/21 + add 1 and 2 – Consolidated text 20 December 2021

Add 1:

Tusk in United Kingdom and Union waters of 4 (USK/04-C): Foodnote (1) shall also be attached to the Danish Quota (so that we have the same area-flexibility as other MS).

Herring 3a (HER/03A.): Footnote (3) in this version the last sentence of the footnote only refers to area 4b. Is this an error to be corrected or an adaptation due to the fact that area 4a does no longer cover Union waters? Previous version in doc 14892/21 rev 2 reads: “Special condition: up to 50% of this amount may be fished in United Kingdom waters of 4 (HER/*04-UK), and up to the following amounts may be fished in Union waters of **4a and** 4b (HER/*4**A**B-EU).”

Northern prawn 3a, (PRA/03A.): Please double check that articles 3 and 4 of 847/96 is correctly stated. It currently says that “Article 3 of Regulation (EC) No 847/96 shall not apply / Article 4 of Regulation (EC) No 847/96 shall not apply”. While according to the Agreed Record EU-Norway Skagerrak for 2022, paragraph 9.1, the system inter-annual quota flexibility should cover Pandalus for 2022.

Northern prawn in United Kingdom and Union waters of 4 (PRA/2AC4-C): According to Written Record between EU and UK this quota is only for bycatches in 2022.

Mackerel North Sea (MAC/2A34):

Why is there no reference to both United Kingdom and Union waters in the headline as follows: "3a and 4; United Kingdom waters of 2a; Union waters of 3b, 3c and Subdivisions 22-32 (MAC/2A34.)"?

The following footnote should also apply to Union waters as before Brexit. Please compare with earlier Regulations, for instance with TAC-Reg 2018/120:

- (1) Special condition: up to 60 % may be fished in **Union**, United Kingdom and international waters of 2a, 5b, 6, 7, 8d, 8e, 12 and 14 (MAC/*2AX14).

Sprat and associated by-catches in 3a (SPR/03A.): Text and figures in table are wrong. There is already EU-legislation in place for this stock covering the period from 1 July 2021 to 30 June 2022. (Council Regulation (EU) 2021/1069 page 7). Must be replaced by this, if need to repeat.

Sprat and associated by-catches in United Kingdom and Union waters of 4; United Kingdom waters of 2a (SPR/2AC4-C): Text and figures in table are wrong. There is already EU-legislation in place for this stock covering the period from 1 July 2021 to 30 June 2022. (Council Regulation (EU) 2021/1069 page 7 and 8). Must be replaced by this, if need to repeat.

Add 2:

Annex V:

Part B, p. 24, there is the following line:

Norway	Herring, north of 62° 00' N	To be establ.	To be establ.
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Since there is no Union waters north of 62° 00' N anymore, there cannot be licences to be established. Therefore, this line should be deleted.

IRELAND

Hague Preferences

Invocations by Ireland for 2022 TACs

Ireland hereby gives notice of its intention to invoke the Hague Preference arrangements for the following fish stocks in 2022:

<u>Stock</u>	<u>Area</u>
Cod	6 a, 5 b (COD/5BE6A)
Cod	6 b, 5 b, 12 & 14 (COD/5W6-14)
Cod	7 a (COD/07A.)
Cod	7 b-c, e-k, 8, 9, 10 & 34.1.1 (COD/7XAD34)
Haddock	6 a, 5 b (HAD/5BC6A.)
Whiting	6, 5b, 12 & 14 (WHG/56-14)
Whiting	7 a (WHG/07A.)
Whiting	7 b-k (WHG/7X7A-C)
Plaice	6, 5 b, 12 & 14 (PLE/56-14)
Plaice	7 a (PLE/07A.)
Plaice	7 f,g (PLE/7FG.)

Saithe	6, 5b, 12 & 14 (POK/56-14)
Saithe	7, 8, 9, 10 & 34.1.1 (POK/7/3411)
Sole	7 a (SOL/07A.)

SPAIN



MINISTERIO
DE AGRICULTURA, PESCA,
Y ALIMENTACION

SECRETARIA GENERAL DE PESCA
DIRECCION GENERAL DE PESCA SOSTENIBLE

COMMENTS OF SPAIN ON PROPOSAL FOR A COUNCIL REGULATION

FIXING FOR 2022 THE FISHING OPPORTUNITIES FOR CERTAIN FISH STOCKS AND GROUPS OF FISH STOCKS APPLICABLE IN UNION WATERS AND FOR UNION FISHING VESSELS IN CERTAIN NON-UNION WATERS (Document 14985/21)

Spain has a comment in relation with the TAC and quotas for Southern hake (HKE/83411). We have observed a different criteria applied in relation with regulation UE 2021/92, of 28 of January.

In that regulation (UE) 2021/92, the table of quotas for this stock was:

Especie:	Merluza europea <i>Merluccius merluccius</i>	Zona:	División 8c y subzonas 9 y 10; aguas de la Unión de la zona 34.1.1 del CPACO (HKE/83411)
España	5 320	TAC cautelar.	
Francia	511		
Portugal	2 403		
Unión	8 314		
TAC	8 517		

The Union TAC was set at 8.314 tonnes according to the text of the compromise of Presidency of December 2020 agreed for that regulation:



2. CHANGES TO THE TAC TABLES IN ANNEX IA

Common name	TAC Unit	Proposal TAC change 2020 - 2021	Compromise TAC change 2020 - 2021	Compromise TAC 2021 (tonnes)
Norway Lobster	3a	-21% (10 826t)	-10%	12 360
Common sole	8a, 8b	-8,4% (3 358 t) [1]	-7%	3 399 ²
Hake	8c, 9, 10	-12,7% (7 639t)	-5%	8 314
Pollack	8a, 8b, 8d, 8e	-30% (1 037t)	RO	1 482
Sole	8c, 9, 10	-41,5% (502t)	-20%	686

Plaice	3AS	-69.4% (349t)	-64%	414
Norway Lobster	9, 10	- 3,9% (371t)	-15% for FU 30 -3,1% for overall TAC	374
Anchovy	8		+ 3, 5%	33 000

If we check the text of compromise of the Presidency (14892/2/21 REV2 of 14 of December), it states the next:

Common name	TAC Unit	TAC for 2021	Proposal TAC change 2021 - 2022	Compromise TAC change 2021 - 2022	Compromise TAC 2022 (tonnes)
Cod	3 (Kattegat)	123 tonnes	97 tonnes		97 tonnes and additional 30% for vessels participating in remote electronic monitoring fisheries
Hake	8c, 9, 10	8 517 tonnes	-18% (6 947t)	-8%	7 836 tonnes



But, in the proposal of regulation for 2022 (doc 14985/21 of 20 of December), the table of TAC and quotas for Southern hake (HKE/8C3411) is as following:

Species:	Hake	Zone:	8c, 9 and 10; Union waters of CECAF 34.1.1
	<i>Merluccius merluccius</i>		(HKE/8C3411)
Spain	4 899	Precautionary TAC	
France	470		
Portugal	2 286		
Union	7 655		
TAC	7 836		

So, as an exercise of coherency to the previous year, Spain considers that Union TAC for hake (HKE/8C3411) for the year 2022 should be 7.836 tonnes according to the compromise of Presidency. And as a consequence quotas of MMSS should be amended consequently.

SWEDEN

Swedish comments to consolidated version 14985/21 and non-paper 15263/21 – concerning the TAC-Regulation for 2022

14985/21 – Consolidated text 20 December 2021

ADD 1:

Herring 3a (HER/03A.): Footnote (3) in this version the last sentence of the footnote only refers to area 4b. Is this an error to be corrected or an adaptation due to the fact that area 4a does no longer cover Union waters? Previous version in doc 14892/21 rev 2 reads: “Special condition: up to 50% of this amount may be fished in United Kingdom waters of 4 (HER/*04-UK), and up to the following amounts may be fished in Union waters of **4a and** 4b (HER/*4AB-EU).”

Herring 4 (HER/4AB.): Swedish quota should be 4093 t.

Norway lobster 3a, (NEP/3A.): Table missing from 14985/21 ADD1.

Northern prawn 3a, (PRA/03A.): Please double check that articles 3 and 4 of 847/96 is correctly stated. It currently says that “Article 3 of Regulation (EC) No 847/96 shall not apply / Article 4 of Regulation (EC) No 847/96 shall not apply”. While according to the Agreed Record EU-Norway Skagerrak for 2022, paragraph 9.1, the system inter-annual quota flexibility should cover Pandalus for 2022.

Plaice in the Kattegat (PLE/03AS.): Table missing from 14985/21 ADD1.

Mackerel North Sea (MAC/2A34):

The following footnote should also apply to Union waters as before Brexit. Please compare with earlier Regulations, for instance with TAC-Reg 2018/120:

(2) Special condition: up to 60 % may be fished in **Union**, United Kingdom and international waters of 2a, 5b, 6, 7, 8d, 8e, 12 and 14 (MAC/*2AX14).

Common sole 3a: Table missing from consolidated document.

15263/21 – Non-paper EU-UK

No comments.

