

COMMISSION SERVICES NON PAPER

2 December 2020

This document serves as a basis for discussion at the Working Party on Internal and External Fisheries Policy. It cannot in any circumstances be regarded as the official position of the Commission. It is intended solely for those to whom it is addressed.

Updates to Commission proposal COM(2020) 668 for a Council Regulation fixing for 2021 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union vessels, in certain non-Union waters

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1. AMENDMENTS TO ANNEX IA OF THE COMMISSION PROPOSAL

EXPLANATORY NOTE:

For cod in the Kattegat (ICES division 3a), the Commission proposes to set the TAC at 123 tonnes, in line with the ICES technical service advice which estimates the by-catches of cod in the Kattegat in 2019. This leads to a reduction of 5% compared to the Union quota in 2020.

CHANGES TO ANNEX IA:

In Annex IA to the Commission Proposal COM (2020) 668, the fishing opportunities table for cod in the Kattegat is replaced by the following:

Species:	Cod <i>Gadus morhua</i>	Zone:	Kattegat (COD/03AS.)
Denmark	75 ⁽¹⁾	Precautionary TAC	
Germany	2 ⁽¹⁾	Article 3 of Regulation (EC) No 847/96 shall not apply	
Sweden	46 ⁽¹⁾		
Union	123 ⁽¹⁾		
TAC	123 ⁽¹⁾		

(1) Exclusively for by-catches. No directed fisheries are permitted under this quota.

2. COMMISSION PROPOSAL IN RELATION TO SEAFO

CHANGES TO RECITALS:

1. Recital 39 is replaced by the following:

At its annual meeting in 2020, the South East Atlantic Fisheries Organisation (SEAFO) decided to apply in 2021 the 2020 TACs for the main species under its purview until its next annual meeting in 2021. Those measures should be implemented in Union law.

CHANGES TO ANNEXES:

- Annex IE is replaced by the following:

ANNEX IE

SOUTH-EAST ATLANTIC OCEAN – SEAFO CONVENTION AREA

The TACs set out below are not allocated to the members of SEAFO and hence the Union's share is undetermined. Catches are monitored by the SEAFO Secretariat which will communicate to the Contracting Parties when fishing is to be ceased due to a TAC exhaustion

Species:	Alfonsinos <i>Beryx</i> spp.	Zone:	SEAFO (ALF/SEAFO)
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TAC 200 ⁽¹⁾ Precautionary TAC

⁽¹⁾ No more than 132 tonnes may be taken in Division B1 (ALF/*F47NA).

Species:	Deep-sea red crab <i>Chaceon</i> spp.	Zone:	SEAFO Subdivision B1 ⁽¹⁾ (GER/F47NAM)
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TAC 171 ⁽¹⁾ Precautionary TAC

⁽¹⁾ For the purpose of this TAC, the area open to the fishery is defined as having:
– its western boundary on the longitude 0° E;
– its northern boundary on the latitude 20° S;
– its southern boundary on the latitude 28° S, and
– the eastern boundary outer limits of the Namibian EEZ.

Species:	Deep-sea red crab <i>Chaceon</i> spp.	Zone:	SEAFO, excluding Subdivision B1 (GER/F47X)
TAC	200	Precautionary TAC	

Species:	Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone:	SEAFO Subarea D (TOP/F47D)
TAC	275	Precautionary TAC	

Species:	Patagonian toothfish <i>Dissostichus eleginoides</i>	Zone:	SEAFO, excluding Subarea D (TOP/F47-D)
TAC	0	Precautionary TAC	

Species:	Orange roughy <i>Hoplostethus atlanticus</i>	Zone:	SEAFO Subdivision B1 ⁽¹⁾ (ORY/F47NAM)
TAC	0 ⁽²⁾	Precautionary TAC	

⁽¹⁾ For the purpose of this Annex, the area open to the fishery is defined as having:

- its western boundary on the longitude 0° E;
- its northern boundary on the latitude 20° S;
- its southern boundary on the latitude 28° S, and
- the eastern boundary outer limits of the Namibian EEZ.

⁽²⁾ Except for a by-catch allowance of 4 tonnes (ORY/*F47NA).

Species:	Orange roughy <i>Hoplostethus atlanticus</i>	Zone:	SEAFO, excluding Subdivision B1 (ORY/F47X)
TAC	50	Precautionary TAC	
Species:	Pelagic armourhead <i>Pseudopentaceros</i> spp.	Zone:	SEAFO (EDW/SEAFO)
TAC	135	Precautionary TAC	

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3. COMMISSION PROPOSAL IN RELATION TO SIOFA

EXPLANATORY NOTE:

This non-paper introduces technical changes compared to the 2nd Commission non-paper in relation to SIOFA, amending the recital and footnotes 2 of each table for Toothfish (*Dissostichus* spp.).

CHANGES TO RECITALS

- Recital 42 is replaced by the following:
- (42) The 7th Meeting of the Parties of the Southern Indian Ocean Fisheries Agreement (SIOFA) in 2020 kept the TACs adopted in 2019 for the stocks under the scope of the Agreement. Those measures should be implemented in Union law.

CHANGES TO ANNEXES

- The fishing opportunities table on Toothfish in Del Cano Area and William’s Ridge in Annex IK are replaced by the following:

“ANNEX IK SIOFA AGREEMENT AREA

Species	Toothfish <i>Dissostichus</i> spp.	Zone:	Del Cano Area ⁽¹⁾ (TOT/F517DC)
Union	18,33 ⁽²⁾	Precautionary TAC	
TAC	55 ⁽²⁾		

⁽¹⁾ International waters in FAO Subarea 51.7 bounded between -44° S and -45° S latitude, and the adjacent exclusive economic zones to the east and west.

⁽²⁾ May only be fished by vessels with observers on board and using longlines during the fishing season from 1 December 2020 to 30 November 2021. Longlines shall not exceed 3 000 hooks per line and shall be set at minimum 3 nautical miles from each

other.

Catches of vessels not targeting this species may not exceed 0,5 tonnes of *Dissostichus* spp. per fishing season. When a vessel reaches this limit, it may no longer fish in Del Cano Area.

Species:	Toothfish <i>Dissostichus</i> spp.	Zone:	Williams Ridge ⁽¹⁾ (TOT/F574WR)
TAC	140 ⁽²⁾	Precautionary TAC	

(1) Area of FAO Subarea 57.4 bounded by the following coordinates:

Point	Latitude	Longitude
1	52° 30' 00" S	80° 00' 00" E
2	55° 00' 00" S	80° 00' 00" E
3	55° 00' 00" S	85° 00' 00" E
4	52° 30' 00" S	85° 00' 00" E

(2) The TAC set out above is not allocated between SIOFA Parties, hence the Union's share is undetermined. It may only be fished by vessels with observers on board during the fishing season from 1 December 2020 to 30 November 2021. No more than two longlines not exceeding 6 250 hooks are set per grid cell established by SIOFA and an interval of at least 30 days is applied between fishing trips according to the access conditions established by SIOFA.

Catches of vessels not targeting this species may not exceed 0,5 tonnes of *Dissostichus* spp. per fishing season. When a vessel reaches this limit, it may no longer fish in Williams Ridge.

4. COMMISSION PROPOSAL IN RELATION TO CCAMLR

EXPLANATORY NOTE:

This non-paper makes a technical correction to the 2nd Commission non-paper in relation to CCAMLR, amending Table B of Annex VII regarding the catch limit of Antarctic toothfish (*Dissostichus mawsoni*) in Area 48.6.

CHANGES TO ANNEXES

- Table B of the CCAMLR convention area in Annex VII is replaced by the following:

“Table B

TACs and by-catch limits

The TACs set out below, which are adopted by CCAMLR, are not allocated to CCAMLR members and hence the Union’s share is undetermined. Catches are monitored by the CCAMLR Secretariat which will communicate to the Contracting Parties when fishing is to be ceased due to TAC exhaustion

Subarea	Region	Season	SSRUs (48.6) or research blocks (88.1)	<i>Dissostichus mawsoni</i> catch limit (in tonnes)/SSRUs (48.6) or research blocks (88.1)	<i>Dissostichus mawsoni</i> catch limit (in tonnes)/whole subarea	By-catch limit (in tonnes)/SSRUs (48.6) or research blocks (88.1)		
						Skates and rays	<i>Macrourus</i> spp. ¹	Other species
48.6	Whole subarea	1 December 2020 to 30 November 2021	48.6_2	112	568	6	18	18
			48.6_3	30		2	5	5
			48.6_4	163		8	26	26
			48.6_5	263		13	42	42

¹ In area 88.1, where the catch of *Macrourus* spp. taken by a single vessel in any two 10-day periods (i.e. from day 1 to day 10, day 11 to day 20, or day 21 to the last day of the month) in any SSRU exceeds 1 500 kg in each 10-day period and exceeds 16 % of the catch of *Dissostichus* spp. by that vessel in that SSRU, the vessel shall cease fishing in that SSRU for the remainder of the season.

Subarea	Region	Season	SSRUs (48.6) or research blocks (88.1)	<i>Dissostichus mawsoni</i> catch limit (in tonnes)/SSRUs (48.6) or research blocks (88.1)	<i>Dissostichus mawsoni</i> catch limit (in tonnes)/whole subarea	By-catch limit (in tonnes)/SSRUs (48.6) or research blocks (88.1)		
						Skates and rays	<i>Macrourus</i> spp. ¹	Other species
88.1.	Whole subarea	1 December 2020 to 31 August 2021	A, B, C, G ²	597	3 140 ³	30	96	30
			G, H, I, J, K ⁴	2 072		104	317	104
			Special Research Zone of the Ross Sea Region marine protected area	406		20	72	20

² All areas outside the Ross Sea region marine protected area and north of 70° S.

³ The target species is *Dissostichus mawsoni*. Any *Dissostichus eleginoides* caught shall be counted towards the overall catch limit for *Dissostichus mawsoni*.

⁴ All areas outside the Ross Sea region marine protected area and south of 70° S.

