

**Fourth Session of the Compliance Committee (COC)
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Standard format to report on the implementation of GFCM measures

Country/Entity: European Union

Reference of GFCM Measures	Implementing policy, legal or institutional framework	Reference of national law (if applicable)	Progress on operational implementation	Remarks, (including constraints)
Recommendation GFCM/2005/1 concerning the management of certain fisheries exploiting demersal and deepwater species	Community measures under the CFP	Council Regulation (EC) No 1967/2006 (OJ L36/6 of 8 February 2007): Articles 4(3), 8h, 9, 11 and Annex 1, Article 14	<p>No bottom towed gears are allowed to operate beyond 1000m</p> <p>Panels of netting smaller than 40mm mesh size opening for bottom trawlers are prohibited</p> <p>Implementation of new 40mm square mesh size is in progress (end date 31 May 2010)</p> <p>Implementation of new provisions on rigging of fishing gears still to be evaluated on the ground</p>	The full implementation of this Re is underway. There is a certain possibility for certain limited derogation to the 40mm mesh size for bottom trawlers until 31 May 2010 in line with GFCM Recommendations 31/2007/01 and 33/2009/2 (*)
Recommendation GFCM/2005/2 concerning the establishment of GFCM record of vessels over 15 meters authorized to operate in the GFCM area	This Recommendation has been amended by the REC GFCM/33/2009/6	Voir REC GFCM/33/2009/6	Information regularly updated	Conservation measures established by RFMOs to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too=(*)

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<p>Recommendation GFCM/2006/1 concerning the management of certain fisheries exploiting demersal and small pelagics</p>	<p>1.Community measures under the CFP</p> <p>2.Support of scientific community by EU MS</p>	<p>1.a Council Re (EC) No 1967/2006, Articles 12, 18, 19 and Annex II</p> <p>1.b Council Re 2371/2002 in entry-exit regime for management of the fishing capacity (Articles 12, 13,14)</p> <p>2. Council Re (EC) No 199/2008 and Com Decision 2008/949/EC on Data collection (replaced Council Re No 1543/2002)</p>	<p>-Substantial reduction of the EU fishing fleet capacity has been occurred in the recent years</p> <p>- The dimensions of fishing gears have been constrained to contribute to the limitation of fishing effort</p> <p>- The setting up of national and Community management plans is under way</p> <p>- The data collection programmes are working properly and recently have been further improved to move from a species to a fishery approach</p> <p>- EU has tasked its scientific advisory Committee (STECF) to set up a programme of working groups dedicated to the Mediterranean and Black Sea with a view to increase the number of assessed stocks and for better preparation of data sets to enhance the contribution to the GFCM-SAC works</p>	<p>Further accomplishments are needed by all GFCM members and this will be possible only if the SAC will be put in apposition to carry out more evaluations and assessment of the relevant stocks and fisheries</p> <p>(*)</p>

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<p>Recommendation GFCM/2006/2 concerning the establishment of a closed season for the Dolphin fish fisheries using fish aggregation devices (FADs)</p>	<p>Community measures under the CFP</p>	<p>1. Council Regulation (EC) No 1967/2006 (OJ L36/6 of 8 February 2007): Article 27</p> <p>2. Council Regulations: (EC) No 41/2007, Article 26 (EC) No 40/2008, Article 29 (EC) No 43/2009, Article 28 (EC) proposal for a Council Re on GFCM transposition under examination</p>	<p>The fishing season for dolphinfish with FADs is fully implemented: extra days to prolong the fishing season in January 2010 have been requested only by Malta</p> <p>- The reporting to GFCM Secretariat of dolphinfish catches has been done for SP, IT and MT. All other EU MS have no target fisheries.</p>	<p>The transposition will be permanent in a legislative instrument of the EU law after the adoption of the proposal on a Council Re under examination in the Council and the EP.</p> <p>- Dolphinfish fishing with FADs is carried out only by SP, IT and MT (*)</p>
<p>Recommendation GFCM/2006/3 on the establishment of fisheries restricted areas in order to protect the deep sea sensitive habitats</p>	<p>Community measures under the CFP</p>	<p>- Council Regulations: (EC) No 41/2007, Article 27 (EC) No 40/2008, Article 30 (EC) No 43/2009, Article 29 (EC) proposal for a Council Re on GFCM transposition under examination</p>		<p>Until the end of 2009 covered by the provisions of annual TACs Re. The adoption of the permanent legal instrument is foreseen very soon (*)</p>
<p>Recommendation GFCM/2006/4 on the establishment of a list of vessels presumed to have carried out Illegal, Unreported and Unregulated fishing activities in the GFCM area</p>	<p>This Recommendation has been amended by the REC GFCM/33/2009/8</p>	<p>Voir REC GFCM/33/2009/8</p>		
<p>Recommendation GFCM/2007/1 on the mesh size of trawl nets exploiting demersal resources</p>	<p>Community measures under the CFP Link with RECOM/GFCM/2009/2 pt 2</p>	<p>- Council Regulations: (EC) No 40/2008, Article 31 (EC) No 43/2009, Article 30 (EC) proposal for a Council Re on GFCM transposition under examination</p>	<p>FR and IT list of vessels sent to GFCM.</p> <p>The other EU MSs (CY, SL, PT, ES, MT, EL, BU, RO) have no trawlers using mesh size smaller</p>	<p>Until the end of 2009 covered by the provisions of annual TACs Re. The adoption of the permanent legal instrument is foreseen very soon (*)</p>

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			than 40 mm. Since 31 May 2010 no derogation to use mesh size smaller than 40 mm in trawl nets will be granted any longer.	
Resolution GFCM/2007/1 on the implementation of the GFCM Task 1 statistical matrix	Mixed competence between EU and EU MS Community measures under the CFP as for data collection and definition of reporting obligations	-Council Re (EC) No 43/2009 Article 31 - Data Collection Council Re (199/2008) and Com Decision 2008/949/EC		Voir REC GFCM/33/2009/3
Recommendation GFCM/2008/1 on a regional scheme on port state measures to combat illegal, unreported and unregulated fishing in the GFCM area	Community measures under the CFP	1. Council Re (EC) No 1005/2008 On Community system to prevent, deter and eliminate IUU fishing 2. (EC) proposal for a Council Re on GFCM transposition is under examination	MS obligations under the IUU Council Re underway	The adoption of the permanent legal instrument is foreseen very soon (*)
Recommendation GFCM/33/2009/1 on the establishment of a Fisheries Restricted Area in the Gulf of Lions	Community measures under the CFP	(EC) proposal for a Council Re on GFCM transposition is under examination	Transmission of fishing effort data for ES and FR vessels has been delayed due to difficulties in the process of data verification. (lack of adequate fine spatial scale for logbook and lack of VMS obligations for vessels smaller than 15 m)	The adoption of the permanent legal instrument is foreseen very soon (*)
Recommendation GFCM/33/2009/2 on a minimum mesh size in the codend of demersal trawl nets	Community measures under the CFP	- Council Regulation (EC) No 1967/2006 (OJ L36/6 of 8 February 2007): Article 9.3 -(EC) proposal for a Council Re on GFCM transposition	EU MS will complete the implementation either of the 40 mm square or of the 50 mm diamond mesh size by 31 May	Council Regulation (EC) No 1967/2006;

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		under examination	2010	
Recommendation GFCM/33/2009/3 on the implementation of the GFCM Task 1 statistical matrix		(EC) proposal for a Council Re on GFCM transposition is under examination	Transmission from some MS not yet completed by 31 March and to be finalized before the annual session. e	The adoption of the permanent legal instrument is foreseen very soon (*)
Recommendation GFCM/33/2009/4 on reporting of aquaculture data and information			GFCM members shall submit the data for all the parameters on an annual basis to the GFCM Secretariat through the SIPAM information system	(*)
Recommendation GFCM/33/2009/5 on the establishment of the GFCM Regional Fleet Register	Community measures under the CFP	1. Council Re (EC) No 2371/2002, Chapter III 2. Commission Re (EC) No 26/2004 (Community fishing fleet Register)	The Community fishing fleet Register is updated on a regular basis by the MS's transmission of national fleet register databases	(*)
Recommendation GFCM/33/2009/6 concerning the establishment of a GFCM record of vessels over 15 metres authorized to operate in the GFCM Area	Community measures under the CFP	1. Council Re (EC) No 1967/2006, Article 24 2. Council Re (EC) No 2371/2002, Chapter III 3. Commission Re (EC) No 26/2004 (Community fishing fleet Register)	The Community fishing fleet Register is updated on a regular basis by the MS's transmission of national fleet register databases. Updated lists already transmitted.	(*)
Recommendation GFCM/33/2009/7 concerning minimum standards for the establishment of a vessel monitoring system in the GFCM Area	Community measures under the CFP	1. Council Re (EC) No 2371/2002, Chapter V (Article 22) 2. Council Re (EC) No 1224, Article 9 3; Commission Re (EC) No 2244/2003	Provisions in application by EU MS	(*)

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<p>Recommendation GFCM/33/2009/8 on the establishment of a list of vessels presumed to have carried out IUU fishing in the GFCM Area, amending Recommendation GFCM/2006/4</p>	<p>Community measures under the CFP</p>	<p>Council Regulation (EC) No 1005/2008 establishing a Community system to prevent deter and eliminate illegal, unreported and unregulated fishing (Ch V: identification of fishing vessels engaged in IUU fishing</p>	<p>The list of IUU vessels will be finalised by 2010</p>	<p>The list will be transmitted to GFCM by COM after finalization (*)</p>
<p>Recommendation GFCM/33/2009/9 (A)] by ICCAT on Mediterranean swordfish</p>	<p>Community measures under the CFP</p>	<p>Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish</p> <p>Council Regulation (EC) No 520/2007 of 7 May 2007 laying down technical measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) No 973/2001</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>
<p>Recommendation GFCM/33/2009/9 (B) by ICCAT to establish a multiannual recovery plan for bluefin tuna in the Eastern Atlantic and Mediterranean</p>	<p>Community measures under the CFP</p>	<p>COUNCIL REGULATION (EC) No 302/2009 of 6 April 2009 concerning a multiannual recovery plan for bluefin tuna in the eastern Atlantic and Mediterranean, amending Regulation (EC) No 43/2009 and repealing Regulation (EC) No 1559/2007</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>

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<p>Recommendation GFCM/33/2009/9 (C) by ICCAT amending recommendation [07-10] on an ICCAT bluefin tuna catch documentation program</p>	<p>Community measures under the CFP</p>	<p>Voir avec A4</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>
<p>Recommendation GFCM/32/2008/2 by ICCAT on Mediterranean swordfish</p>	<p>Community measures under the CFP</p>	<p>Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish</p> <p>Council Regulation (EC) No 520/2007 of 7 May 2007 laying down technical measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) No 973/2001</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>
<p>Recommendation GFCM/32/2008/2 by ICCAT on Mediterranean swordfish</p>	<p>Community measures under the CFP</p>	<p>Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish</p> <p>Council Regulation (EC) No 520/2007 of 7 May 2007 laying down technical</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>

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		measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) No 973/2001		
Recommendation GFCM/31/2007/3(A) by ICCAT to establish a multi-annual recovery plan for bluefin tuna in the eastern Atlantic and Mediterranean (06/05)	Community measures under the CFP	Council Regulation (EC) No 1559/2007 of 17 December 2007 establishing a multi-annual recovery plan for bluefin tuna in the Eastern Atlantic and Mediterranean and amending Regulation (EC) No 520/2007		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/31/2007/3(B) by ICCAT bluefin tuna farming (06/07)	Community measures under the CFP	Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/31/2007/3(C) by ICCAT establishing a programme for transshipment	Community measures under the CFP	Partially in Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.

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<p>Recommendation GFCM/26/2001/1 by ICCAT regarding compliance with management measures which define quotas and/or catch limit</p>	<p>Community measures under the CFP</p>	<p>Annual Council Regulation (EU) fixing for 2010 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in EU waters and, for EU vessels, in waters where catch limitations are required</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>