



**CONSIGLIO  
DELL'UNIONE EUROPEA**

**Bruxelles, 17 giugno 2013 (09.07)  
(OR. en)**

**10684/13**

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**Fascicolo interistituzionale:  
2012/0013 (COD)**

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**CODEC 1374  
PECHE 250  
PE 271**

#### **NOTA INFORMATIVA**

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del: Segretariato generale

al: Comitato dei Rappresentanti permanenti/Consiglio

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Oggetto: Proposta di regolamento del Parlamento europeo e del Consiglio recante modifica del regolamento (CE) n. 1342/2008 del Consiglio, del 18 dicembre 2008, che istituisce un piano a lungo termine per gli stock di merluzzo bianco e le attività di pesca che sfruttano tali stock  
- Risultati della prima lettura del Parlamento europeo  
(Strasburgo, 10-13 giugno 2013)

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#### **I. INTRODUZIONE**

Il relatore Diane DODDS (NI - UK) ha presentato, a nome della commissione per la pesca, una relazione contenente undici emendamenti alla proposta di regolamento.

#### **II. DISCUSSIONE**

A norma dell'articolo 138 del regolamento del Parlamento europeo<sup>1</sup>, non ha avuto luogo alcuna discussione.

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<sup>1</sup> L'articolo 138 del regolamento del Parlamento europeo stabilisce che una relazione approvata in commissione con un numero di voti contrari inferiore a un decimo dei deputati che compongono la commissione, è iscritta all'ordine del giorno della seduta plenaria per una votazione senza emendamenti. La relazione forma quindi oggetto di una votazione unica, senza discussione preliminare in plenaria.

### **III. VOTAZIONE**

Nella votazione che ha avuto luogo il 11 giugno 2013, la plenaria ha adottato in una votazione unica gli undici emendamenti proposti alla proposta di regolamento.

Il testo degli emendamenti adottati e la risoluzione legislativa del Parlamento europeo figurano nell'allegato della presente nota.

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## **Long-term plan for cod stocks and the fisheries exploiting those stocks - 1\*\*\*I**

**European Parliament legislative resolution of 11 June 2013 on the proposal for a regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1342/2008 establishing a long-term plan for cod stocks and the fisheries exploiting those stocks (COM(2012)0021 – C7-0042/2012 – 2012/0013(COD))**

**(Ordinary legislative procedure: first reading)**

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council (COM(2012)0021),
  - having regard to Article 294(2) and Article 43(2) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0042/2012),
  - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
  - having regard to Rule 55 of its Rules of Procedure,
  - having regard to the report of the Committee on Fisheries (A7-0141/2013),
1. Adopts its position at first reading hereinafter set out;
  2. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
  3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

### **Amendment 1**

#### **Proposal for a regulation**

#### **Recital 1**

*Text proposed by the Commission*

(1) Council Regulation (EC) No 1342/2008 of 18 December 2008 establishing a long-term plan for cod stocks and the fisheries exploiting those stocks and repealing Regulation (EC) No 423/2004 empowers the Council to monitor and revise the maximum fishing mortality rates and

*Amendment*

(1) Council Regulation (EC) No 1342/2008 of 18 December 2008 establishing a long-term plan for cod stocks and the fisheries exploiting those stocks and repealing Regulation (EC) No 423/2004 empowers the Council to monitor and revise the maximum fishing mortality rates and *the* associated spawning stock biomass levels

associated spawning stock biomass levels. *specified therein.*

## **Amendment 2**

### **Proposal for a regulation**

#### **Recital 2**

*Text proposed by the Commission*

*Amendment*

*(2) In accordance with Article 290 of the Treaty the Commission may be empowered to supplement or amend non-essential elements of a legislative act by means of delegated acts.* *deleted*

## **Amendment 3**

### **Proposal for a regulation**

#### **Recital 5**

*Text proposed by the Commission*

*Amendment*

*(5) In accordance with Article 291 of the Treaty, in order to implement legally binding acts in uniform conditions, implementing acts are to confer implementing powers on the Commission.* *deleted*

## **Amendment 4**

### **Proposal for a regulation**

#### **Recital 7**

*Text proposed by the Commission*

*Amendment*

*(7) The decision-making procedure set out in Article 30 should be clarified following the entry into force of the Treaty on the Functioning of the European Union.* *deleted*

## **Amendment 5**

### **Proposal for a regulation**

#### **Article 1 – point -1 (new)**

Regulation (EC) No 1342/2008

Article 8 – paragraph 6

***(-1) In Article 8, paragraph 6 is replaced by the following:***

***"6. Where the cod stock referred to in paragraph 1 has been exploited at a fishing mortality rate close to 0,4 during three successive years, the Commission shall evaluate the application of this Article. Where necessary, the Commission shall make appropriate proposals, for adoption in accordance with the ordinary legislative procedure, for the amendment of the long-term plan, in order to ensure exploitation at maximum sustainable yield."***

## Amendment 6

### Proposal for a regulation

#### Article 1 – point 1

Regulation (EC) No 1342/2008

Article 10 – paragraph 1

1. The Commission shall ***be empowered to*** adopt delegated acts in accordance with Article 31a ***concerning the changes to the values for the levels*** set out in ***Articles*** 5(2), 6 and 7(2), when the target fishing mortality rate in Article 5(2) has been reached or where scientific data ***indicate*** that ***this*** target, or the minimum and precautionary spawning biomass levels established in Article 6, or the levels of fishing mortality rates given in Article 7(2), are no longer appropriate in order to maintain a low risk of stock depletion and a maximum sustainable yield.

1. The Commission shall adopt delegated acts, in accordance with Article 31a, ***fixing the new*** values set out in ***Article*** 5(2), ***Article*** 6 and ***Article*** 7(2), when the target fishing mortality rate ***set out*** in Article 5(2) has been reached or where ***the Commission, on the basis of advice from STECF and, where appropriate, other scientific data, and after consulting fully with the relevant Regional Advisory Council, finds*** that ***that*** target, or the minimum and precautionary spawning biomass levels established in Article 6, or the levels of fishing mortality rates given in Article 7(2), are no longer appropriate in order to maintain a low risk of stock depletion and a maximum sustainable yield.

## Amendment 7

### Proposal for a regulation

#### Article 1 – point 2 a (new)

Regulation (EC) No 1342/2008

Article 13 – paragraph 7

*Text proposed by the Commission*

*Amendment*

***(2a) In Article 13, paragraph 7 is replaced by the following:***

**"7. The Commission shall request STECF to compare annually the reduction in cod mortality which would result from the application of point (c) of paragraph 2 with the reduction it would have expected to occur as a result of the effort adjustment referred to in Article 12(4). In light of this advice, the Commission shall, where necessary, make appropriate proposals for the adjustment to the fishing effort that may be applied for the relevant gear grouping the following year."**

## Amendment 8

### Proposal for a regulation

#### Article 1 – point 9

Regulation (EC) No 1342/2008

Article 31a – paragraph 2

*Text proposed by the Commission*

*Amendment*

2. The ***delegation of*** power referred to in ***Articles*** 10(1), 11(4), ***14(a)(1)***, 16(5), 17(7) and 31 shall be conferred for ***an indeterminate*** period of ***time***.

2. The power ***to adopt delegated acts*** referred to in ***Article*** 10(1), ***Article*** 11(4), ***Article 14a(1)***, ***Article*** 16(5), ***Article*** 17(7) and ***Article*** 31 shall be conferred ***on the Commission*** for a period of ***three years from ...\****. ***The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the three-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of***

*each period.*

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*\* OJ: Please insert the date of entry into force of this Regulation.*

## **Amendment 11**

### **Proposal for a regulation**

#### **Article 1 – point 11 (new)**

Regulation (EC) No 1342/2008

Article 34

*Text proposed by the Commission*

*Amendment*

*(11) Article 34 is replaced by the following:*

**"1. The Commission shall, on the basis of advice from STECF and after consultation of the relevant Regional Advisory Council, evaluate the impact of the management measures on the cod stocks concerned and the fisheries on those stocks, at the latest in the third year of application of this Regulation and then each third successive year of its application. *Where necessary, the Commission shall make appropriate proposals, for adoption in accordance with the ordinary legislative procedure, for the amendment of the long-term plan.***

**2. Paragraph 1 shall be without prejudice to the delegation of power in this Regulation."**