Commission Implementing Regulation (EU) 2020/423 of 19 March 2020 amending Regulation (EC) No 1010/2009 as regards administrative arrangements with third countries on catch certificates for marine fisheries products

COMMISSION IMPLEMENTING REGULATION (EU) 2020/423

of 19 March 2020

amending Regulation (EC) No 1010/2009 as regards administrative arrangements with third countries on catch certificates for marine fisheries products

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing[(1)], and in particular Article 20(4) thereof,

Whereas:

(1) Administrative arrangements with third countries on catch certificates for fisheries products are listed in Annex IX to Commission Regulation (EC) No 1010/2009[(2)]. These arrangements include specimens of the catch certificates validated by the competent authorities of the third countries concerned.

(2) The United States have revised the United States catch certificate specimen in view particularly of the new IT tool, CATCH, developed by the Commission for the Union catch certification scheme.

(3) Annex IX to Regulation (EC) No 1010/2009 should be amended accordingly.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

Annex IX to Regulation (EC) No 1010/2009 is amended as set out in the Annex to this Regulation.

Article 2

Entry into force

This Regulation shall enter into force on the seventh day following that of its publication in the *Official Journal of the European Union*.

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

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/423. (See end of Document for details)*

Done at Brussels, 19 March 2020.

For the Commission

The President

Ursula VON DER LEYEN

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/423. (See end of Document for details)*

ANNEX

In Annex IX to Regulation (EC) No 1010/2009, Section 2 is replaced by the following:

Section 2

UNITED STATES

CATCH CERTIFICATION SCHEME

In accordance with Article 12(4) of Regulation (EC) No 1005/2008, the catch certificate provided for in Article 12 and Annex II of Regulation (EC) No 1005/2008 shall be replaced – for fisheries products obtained from catches made by fishing vessels flying the flag of the United States – by the U.S. catch certificate based on the U.S. Catch Certification System (described in Appendix 2) which is an electronic reporting and record keeping system under the control of the U.S. authorities ensuring the same level of control by authorities as required under the European Union catch certification scheme.

A specimen of the U.S. catch certificate, which shall replace the European Union Catch Certificate and Re-export Certificate, is provided in Appendix 1. This revised U.S. catch certificate may cover fisheries products obtained from catches made by single vessels or groups of vessels as described in Appendix 2.

MUTUAL ASSISTANCE

Mutual assistance under Article 51 of Regulation (EC) No 1005/2008 shall be developed to facilitate the exchange of information and administrative cooperation between respective competent authorities in the United States and Member States of the European Union, based on the detailed rules on mutual assistance laid down in Regulation (EC) No 1010/2009.

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/423. (See end of Document for details)*

Appendix

UNITED STATES DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Document Number:

Validating Authority

USDC Seafood Inspection Program

UNITED STATES Attestation of Legal Catch for Products Caught by U.S.-Flagged Vessels

VALIDATING AUTHORITY Name	Address
Tel:	

Exporter

Name	Seal
Address	
Signature / Date	

Commodity Description

DESCRIPTION OF PRODUCT

Species (Scientific Name)	Net weight	U.S. Commodity Code	FAO Catch Area	Catch Date or Range

Production Description

VESSEL NAME/FISHING GROUP	LICENCE/REGISTRATION DETAILS

Flag State Authority Validation

ATTESTATION
This attestation is admissible in all courts of the United States as *prima facie evidence* of the truth of the statements therein contained. This attestation does not excuse failure to comply with any Federal or state laws. **WARNING**: Any person who knowingly falsely makes, issues, alters, forges or counterfeits any official Seafood Inspection Program certificate or knowingly causes or procures, or aids, assists in, or is party to such false making, issuing, altering, forging or counterfeiting, is subject to a fine of not more than **$1000** or imprisonment for not more than **1** year, or both (7 U.S.C. §1622).

I certify to the best of my knowledge that the items in the shipment listed herein were caught in compliance with the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 /et seq./) and other applicable State and Federal conservation and management laws and regulations, and international conservation and management measures to which the United States is a party.

OFFICIAL STAMP

Name and Signature of Official Inspector
NOAA National Marine Fisheries Service

Date