Commission Implementing Regulation (EU) No 1360/2014 of 18 December 2014 operating deductions from fishing quotas available for certain stocks in 2014 on account of overfishing of other stocks in the previous years and amending Implementing Regulation (EU) 871/2014 as regards amounts to be deducted in future years

COMMISSION IMPLEMENTING REGULATION (EU) No 1360/2014

of 18 December 2014

operating deductions from fishing quotas available for certain stocks in 2014 on account of overfishing of other stocks in the previous years and amending Implementing Regulation (EU) 871/2014 as regards amounts to be deducted in future years

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy, amending Regulations (EC) No 847/96, (EC) No 2371/2002, (EC) No 811/2004, (EC) No 768/2005, (EC) No 2115/2005, (EC) No 2166/2005, (EC) No 388/2006, (EC) No 509/2007, (EC) No 676/2007, (EC) No 1098/2007, (EC) No 1300/2008, (EC) No 1342/2008 and repealing Regulations (EEC) No 2847/93, (EC) No 1627/94 and (EC) No 1966/2006[(1)], and in particular Article 105 (1), (2), (3) and (5) thereof,

Whereas:

(1) Council Regulations (EU) No 1262/2012[(2)], (EU) No 1088/2012[(3)], (EU) No 1261/2012[(4)], (EU) No 39/2013[(5)] and (EU) No 40/2013[(6)] fix fishing quotas for certain stocks for 2013.

(2) Council Regulations (EU) No 1262/2012, (EU) No 1180/2013[(7)], (EU) No 24/2014[(8)], and (EU) No 43/2014[(9)] fix fishing quotas for certain stocks for 2014.

(3) According to Article 105(1) of Regulation (EC) No 1224/2009, when the Commission has established that a Member State has exceeded the fishing quotas which have been allocated to it, the Commission is to operate deductions from future fishing quotas of that Member State.

(4) Commission Implementing Regulation (EU) No 871/2014[(10)] has established deductions from fishing quotas for certain stocks in 2014 on account of overfishing in the previous years.

(5) However, for certain Member States no deductions could be operated by Implementing Regulation (EU) No 871/2014 from quotas allocated for the overfished stocks because such quotas were not available for those Member States in the year 2014.

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 1360/2014. (See end of Document for details)*

(6) Article 105(5) of Regulation (EC) No 1224/2009 provides that, if it is not possible to operate deductions on the overfished stock in the year following the overfishing because the Member State concerned has no available quota, deductions should be operated on other stocks in the same geographical area or with the same commercial value. According to Commission Communication No 2012/C 72/07[(11)] such deductions should be preferably operated from quotas allocated for stocks fished by the same fleet as the fleet that overfished the quota, taking into account the need to avoid discards in mixed fisheries.

(7) The Member States concerned have been consulted with regard to the proposed deductions from quotas allocated for stocks other than those which have been overfished.

(8) Moreover, certain deductions provided for by Implementing Regulation (EU) No 871/2014 appear to be larger than the adapted quota available in the year 2014 and, as a consequence, cannot be entirely operated on that quota. According to Commission Communication No 2012/C 72/07, the remaining amounts should be deducted from the adapted quotas available in subsequent years.

(9) Implementing Regulation (EU) No 871/2014 should therefore be amended accordingly.

HAS ADOPTED THIS REGULATION:

Article 1

The fishing quotas for the year 2014 referred to in the Annex I to this Regulation shall be reduced by applying the deductions on the alternative stocks set out in that Annex.

Article 2

The Annex to Implementing Regulation (EU) No 871/2014 is replaced by the text in Annex II to this Regulation.

Article 3

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.

Done at Brussels, 18 December 2014.

For the Commission

The President

Jean-Claude JUNCKER

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 1360/2014. (See end of Document for details)*

ANNEX I

DEDUCTIONS FROM QUOTAS FOR STOCKS OTHER THAN THOSE WHICH HAVE BEEN OVERFISHED

Member State	Species code	Area code	Species name	Area name	Permitted landings 2013 (Total adapted quantity in tons)[a]	Total catches 2013 (quantity in tons)	Quota con-sumption (%)	Overfishing related reduction permitted landing (quantity in tons)	Multi-plying factor	Addition Multiplying factor[b]	Remaining reduction[c] from 2013[d] (quantity in tons)	Outstanding balance (quantity in tons)	Deductions 2014 (quantity in tons)
DK	NOP	04-N	Norway pout and associated by-catches	Norwegian waters of V	0	4,980	N/A	4,980	/	/	/	/	4
Deduction to be made on the following stock													
DK	OTH	04N.	Other species	Norwegian waters of IV	/	/	/	/	/	/	/	/	4
DK	POK	1N2AB	Saithe	Norwegian waters of I and II	20,000	21,680	108,4 %	1,680	/	/	/	/	1
Deduction to be made on the following stock													
DK	OTH	04N.	Other species	Norwegian waters of IV	/	/	/	/	/	/	/	/	1
ES	DGS	15X14	Spurdog/ dogfish	Union and international waters of I, V, VI, VII, VIII, XII	0	1,670	N/A	1,670	/	A	/	/	2

				and XIV									
Deduction to be made on the following stock													
ES	HKE	57121	4-Hake	VI and VII; Union and international waters of Vb; international waters of XII and XIV	/	/	/	/	/	/	/	/	2
ES	DWS	56789	-Deep-sea sharks	EU and international waters of V, VI, VII, VIII and IX	0	5,330	N/A	5,330	/	A	/	/	8
Deduction to be made on the following stock													
ES	RNG	8X14-	Round nose grenadier	EU and international waters of VIII, IX, X, XII and XIV	/	/	/	/	/	/	/	/	8
ES	GHL	1N2AG	Greenland halibut	Norwegian waters of I and II	0	12,370	N/A	12,370	/	/	/	/	12
Deduction to be made on the following stock													

ES	RED	1N2AB	Redfish	Norwegian waters of I and II	/	/	/	/	/	/	/	12
ES	HAD	7X7A34	Haddock	VIIb-k, VIII, IX and X; Union waters of CECAF 34.1.1	0	8,540	N/A	8,540	/	/	/	8
Deduction to be made on the following stock												
ES	RNG	8X14-	Roundnose grenadier	EU and international waters of VIII, IX, X, XII and XIV	/	/	/	/	/	/	/	8
ES	OTH	1N2AB	Other species	Norwegian waters of I and II	0	15,530	N/A	15,530	/	/	/	15
Deduction to be made on the following stock												
ES	RED	1N2AB	Redfish	Norwegian waters of I and II	/	/	/	/	/	/	/	15
ES	POR	3-1234	Porbeagle	French Guiana waters, Kattegat; Union	0	3,160	N/A	3,160	/	/	/	3