Commission Implementing Regulation (EU) 2020/269 of 26 February 2020 amending Regulation (EU) No 468/2010 establishing the EU list of vessels engaged in illegal, unreported and unregulated fishing (Part B – Vessels listed in Article 30 of Regulation (EC) No 1005/2008)

COMMISSION IMPLEMENTING REGULATION (EU) 2020/269

of 26 February 2020

amending Regulation (EU) No 468/2010 establishing the EU list of vessels engaged in illegal, unreported and unregulated fishing (Part B – Vessels listed in Article 30 of Regulation (EC) No 1005/2008)

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, amending Regulations (EEC) No 2847/93, (EC) No 1936/2001 and (EC) No 601/2004 and repealing Regulations (EC) No 1093/94 and (EC) No 1447/1999[(1)], and in particular Article 30 thereof,

Whereas:

(1) Chapter V of Regulation (EC) No 1005/2008 lays down procedures for the identification of fishing vessels engaged in illegal, unreported and unregulated fishing ('IUU') as well as procedures for establishing a Union list of such vessels ('the Union list'). Article 37 of that Regulation provides for actions to be taken against fishing vessels included in that list.

(2) The Union list was established by Commission Regulation (EU) No 468/2010[(2)] and subsequently amended by Commission Implementing Regulations (EU) No 724/2011[(3)], (EU) No 1234/2012[(4)], (EU) No 672/2013[(5)], (EU) No 137/2014[(6)], (EU) 2015/1296[(7)], (EU) 2016/1852[(8)], (EU) 2017/2178[(9)] and (EU) 2018/1883[(10)].

(3) According to Article 30(1) of Regulation (EC) No 1005/2008, vessels included in the IUU vessel lists adopted by regional fisheries management organisations are to be included in the Union list.

(4) All regional fishery management organisations provide for the establishment and regular up-date of IUU vessel lists in accordance with their respective rules[(11)].

(5) According to Article 30 of Regulation (EC) No 1005/2008, upon the receipt from regional fisheries management organisations of the lists of fishing vessels presumed or confirmed to be involved in IUU fishing, the Commission is to update the Union list. Since the Commission has received new lists from the regional fisheries management organisations, the Union list should now be updated.

(6) Considering that the same vessel might be listed under different names and/or flags depending on the time of its inclusion on the regional fisheries management organisations lists, the updated Union list should include the different names and/or flags as established by the relevant regional fisheries management organisations.

(7) The vessels 'Benaiah', 'Beo Hingis', 'Carmal Matha', 'Dignamol 1', 'Ephraeem', 'King Jesus', 'Sacred Heart', 'Shalom', 'Vachanam' and 'Wisdom'[(12)], which are currently included in the Union list, have been removed from the list established by the Indian Ocean Tuna Commission ('IOTC'), in line with Resolution 18/03 of that regional fisheries management organisation. As the decision was taken by the relevant regional fisheries management organisation under the terms of Article 30(1) of Regulation (EC) No 1005/2008, these vessels should accordingly be removed from the Union list, despite the fact that they have not yet been deleted from the list established by the International Commission for the Conservation of Atlantic Tunas ('ICCAT').

(8) The vessel 'Nefelin'[(13)] has been removed from the list established by the General Fisheries Commission for the Mediterranean ('GFCM'), in line with Recommendation GFCM/33/209/8 of that regional fisheries management organisation. This vessel should thus not be included in the Union list despite the fact that it has not yet been deleted from the list established by the Southern Indian Ocean Fisheries Agreement ('SIOFA').

(9) The vessel referred to in recital 8 was not included in the Union list amended by Implementing Regulation (EU) 2018/1883 as the list of fishing vessels presumed or confirmed to be involved in IUU fishing adopted by the relevant regional fisheries management organisation was received by the Commission after adoption of that Regulation.

(10) Regulation (EU) No 468/2010 should therefore be amended accordingly.

(11) 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

Part B of the Annex to Regulation (EU) No 468/2010 is replaced by the text in the Annex to this Regulation.

Article 2

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) 2020/269. (See end of Document for details)*

Done at Brussels, 26 February 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) 2020/269. (See end of Document for details)*

ANNEX

IMO[a] ship identification number/RFMO Reference	Vessel's name[b]	Flag State or Flag Territory[b]	Listed in RFMO[b]
20150046 [ICCAT]/13 [IOTC]	ABUNDANT 1 (previous name according to ICCAT: YI HONG 6; previous name according to IOTC: YI HONG 06)	Unknown	ICCAT, IOTC
20150042 [ICCAT]/14 [IOTC]	ABUNDANT 12 (previous name: YI HONG 106)	Unknown	ICCAT, IOTC
20150044 [ICCAT]/15 [IOTC]	ABUNDANT 3 (previous name: YI HONG 16)	Unknown	ICCAT, IOTC
20170013 [ICCAT]/16 [IOTC]	ABUNDANT 6 (previous name: YI HONG 86)	Unknown	ICCAT, IOTC
20150043 [ICCAT]/17 [IOTC]	ABUNDANT 9 (previous name : YI HONG 116)	Unknown	ICCAT, IOTC
20060010 [ICCAT]/1 [SIOFA]	ACROS No. 2	Unknown (latest known flag: Honduras)	GFCM, ICCAT, SIOFA
20060009 [ICCAT]/2 [SIOFA]	ACROS No. 3	Unknown (latest known flag: Honduras)	GFCM, ICCAT, SIOFA
20180005 [ICCAT]/64 [IOTC]	AL WESAM 1 (previous name: SUPPHERMNAVEE 21)	Unknown (latest known flags: Djibouti, Thailand)	ICCAT, IOTC
20180004 [ICCAT]/63 [IOTC]	AL WESAM 2 (previous name: CHAINAVEE 55)	Unknown (latest known flags: Djibouti, Thailand)	ICCAT, IOTC
20180002 [ICCAT]/61 [IOTC]	AL WESAM 4 (previous name: CHAICHANACHOKE 8)	Unknown (latest known flags: Djibouti, Thailand)	ICCAT, IOTC

a International Maritime Organization.

b For any additional information consult the websites of the regional fisheries management organisations (RFMOs).

20180003 [ICCAT]/62 [IOTC]	AL WESAM 5 (previous name: CHAINAVEE 54)	Unknown (latest known flags: Djibouti, Thailand)	ICCAT, IOTC
3 [SIOFA]	AL'AMIR MUHAMMAD	Egypt	GFCM, SIOFA
7306570/4 [SIOFA]	ALBORAN II (previous name according to NAFO, NEAFC, SEAFO: WHITE ENTERPRISE)	Unknown [according to NAFO, NEAFC, SEAFO, SIOFA], Panama [according to GFCM] (latest known flags according to NAFO, NEAFC, SEAFO, SIOFA: Panama, Saint Kitts and Nevis)	GFCM, NEAFC, NAFO, SEAFO, SIOFA
7036345/20190004 [ICCAT]/5 [SIOFA]	AMORINN (previous names according to CCAMLR, GFCM, SEAFO, SIOFA: ICEBERG II, LOME, NOEMI; previous name according to ICCAT: NOEMI)	Unknown (latest known flags according to CCAMLR, SEAFO, SIOFA: Togo, Belize)	CCAMLR, GFCM, ICCAT, SEAFO, SIOFA
2015001 [ICCAT]/18 [IOTC]	ANEKA 228	Unknown	ICCAT, IOTC
2015002 [ICCAT]/19 [IOTC]	ANEKA 228; KM.	Unknown	ICCAT, IOTC
7236634/20190005 [ICCAT]/6 [SIOFA]	ANTONY (previous names according to CCAMLR, SEAFO, SIOFA: URGORA, ATLANTIC OJI MARU No. 33, OJI MARU No. 33; previous name according to ICCAT: OJI MARU No, 33)	Unknown (latest known flags according to CCAMLR, SEAFO, SIOFA: Indonesia, Belize, Panama, Honduras, Venezuela)	CCAMLR, ICCAT, SEAFO, SIOFA
7322897/20150024 [ICCAT]/2 [IOTC]/7 [SIOFA]	ASIAN WARRIOR (previous names according to CCAMLR, SEAFO, SIOFA: KUNLUN, TAISHAN, CHANG BAI, HONGSHUI, HUANG HE 22, SIMA QIAN BARU	Saint Vincent and the Grenadines [according to CCAMLR, GFCM, ICCAT, SEAFO, SIOFA], Equatorial Guinea [according to IOTC] (latest known flags according	CCAMLR, GFCM, ICCAT, IOTC, SEAFO, SIOFA

a International Maritime Organization.

b For any additional information consult the websites of the regional fisheries management organisations (RFMOs).